

By the Committee on Appropriations

576-02717-24

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1 A bill to be entitled
2 An act relating to seized property; amending s.
3 849.19, F.S.; providing that any seized machine,
4 apparatus, or device and the money or other things of
5 value therein be deposited into the Pari-mutuel
6 Wagering Trust Fund if the Florida Gaming Control
7 Commission is the seizing agency; making technical
8 changes; amending s. 849.44, F.S.; requiring that the
9 proceeds from a sale or other disposition of property
10 seized by the commission be deposited into the trust
11 fund; making technical changes; amending s. 932.7055,
12 F.S.; requiring that certain proceeds from liens or
13 property seized by the commission be deposited into
14 the trust fund; providing an effective date.

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16 Be It Enacted by the Legislature of the State of Florida:

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18 Section 1. Section 849.19, Florida Statutes, is amended to
19 read:

20 849.19 Property rights in confiscated machine.—The right of
21 property in and to any machine, apparatus, or device as defined
22 in s. 849.16 and to all money and other things of value therein,
23 is declared not to exist in any person, and the same shall be
24 forfeited and deposited into the Pari-mutuel Wagering Trust Fund
25 established by s. 550.0951(5), if the Florida Gaming Control
26 Commission is the seizing agency. Otherwise, such money or other
27 things of value shall be forfeited to the county in which the
28 seizure was made and shall be delivered forthwith to the clerk
29 of the circuit court and shall by her or him be placed in the

576-02717-24

20242508__

30 fine and forfeiture fund of that ~~said~~ county.

31 Section 2. Section 849.44, Florida Statutes, is amended to
32 read:

33 849.44 Disposition of proceeds of forfeiture.—All sums
34 received from a sale or other disposition of the seized property
35 seized by the Florida Gaming Control Commission shall be
36 deposited into the Pari-mutuel Wagering Trust Fund established
37 by s. 550.0951(5). Otherwise, all sums received from a sale or
38 other disposition of the seized property shall be paid into the
39 county fine and forfeiture fund and shall become a part thereof;
40 provided, however, that in instances where the seizure is by a
41 municipal police officer within the limits of any municipality
42 having an ordinance requiring such vehicles, vessels, or
43 conveyances to be forfeited, the city attorney shall act on ~~in~~
44 behalf of the city in lieu of the state attorney and shall
45 proceed to forfeit the property as herein provided, and all sums
46 received therefrom shall go into the general operating fund of
47 the city.

48 Section 3. Paragraph (n) is added to subsection (6) of
49 section 932.7055, Florida Statutes, to read:

50 932.7055 Disposition of liens and forfeited property.—

51 (6) If the seizing agency is a state agency, all remaining
52 proceeds shall be deposited into the General Revenue Fund.

53 However, if the seizing agency is:

54 (n) The Florida Gaming Control Commission, the proceeds
55 accrued pursuant to the Florida Contraband Forfeiture Act shall
56 be deposited into the Pari-mutuel Wagering Trust Fund
57 established by s. 550.0951(5).

58 Section 4. This act shall take effect July 1, 2024.