

**By** Senator Sharief

35-01817-26

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A bill to be entitled

An act relating to trust funds; creating s. 267.23, F.S.; creating the Historic Cemeteries Trust Fund within the Division of Historical Resources of the Department of State; providing the purpose of the trust fund; requiring that moneys be deposited into the trust fund and disbursed by the division as provided in a specified provision; requiring that any balance at the end of the fiscal year remain in the trust fund for a specified purpose; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

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

Section 1. Section 267.23, Florida Statutes, is created to read:

267.23 Historic Cemeteries Trust Fund.—

(1) The Historic Cemeteries Trust Fund is created within the division. The purpose of the trust fund is to act as a depository for the long-term maintenance and upkeep of cemeteries under the Historic Cemeteries Program.

(2) Moneys must be deposited into the trust fund and disbursed by the division as provided in s. 267.21.

(3) Notwithstanding s. 216.301 and pursuant to s. 216.351, any balance in the trust fund at the end of any fiscal year must remain in the trust fund at the end of the year and must be available for carrying out the purposes of the trust fund.

(4) In accordance with s. 19(f), Art. III of the State

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30 Constitution, the Historic Cemeteries Trust Fund, unless  
31 terminated sooner, shall be terminated on July 1, 2030. Before  
32 its scheduled termination, the trust fund must be reviewed as  
33 provided in s. 215.3206(1) and (2).

34 Section 2. This act shall take effect on the same date that  
35 SB 34 or similar legislation takes effect, if such legislation  
36 is adopted in the same legislative session or an extension  
37 thereof and becomes a law.