

1                                   A bill to be entitled  
 2           An act relating to trust funds; re-creating the Florida  
 3           Forever Program Trust Fund within the Department of  
 4           Community Affairs; reenacting and amending s. 380.5115,  
 5           F.S., relating to the Florida Forever Program Trust Fund;  
 6           providing for sources of funds and purposes; providing for  
 7           the annual carryforward of funds; providing for future  
 8           review and termination or re-creation of the trust fund;  
 9           providing a contingent effective date.

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

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13           Section 1. The Florida Forever Program Trust Fund, FLAIR  
 14 number 52-2-349, is re-created within the Department of  
 15 Community Affairs.

16           Section 2. Notwithstanding the repeal contained in section  
 17 1 of chapter 2000-281, Laws of Florida, and notwithstanding the  
 18 exemption from termination contained in section 2 of chapter  
 19 2004-235, Laws of Florida, section 380.5115, Florida Statutes,  
 20 is reenacted and amended to read:

21           380.5115 Florida Forever Program Trust Fund of the  
 22 Department of Community Affairs.—

23           (1) There is created a Florida Forever Program Trust Fund  
 24 within the Department of Community Affairs to further the  
 25 purposes of this part as specified in s. 259.105(3)(c) and (j).  
 26 The trust fund shall receive funds pursuant to s. 259.105(3)(c)  
 27 and (j).

28           (2) Notwithstanding the provisions of s. 216.301 and

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29 | pursuant to s. 216.351, any balance in the trust fund at the end  
30 | of any fiscal year shall remain in the trust fund at the end of  
31 | the year and shall be available for carrying out the purposes of  
32 | the trust fund.

33 | (3) Pursuant to the provisions of s. 19(f)(2), Art. III of  
34 | the State Constitution, the trust fund shall, unless terminated  
35 | sooner, be terminated on July 1, 2014 ~~2004~~. Prior to its  
36 | scheduled termination, the trust fund shall be reviewed as  
37 | provided in s. 215.3206(1) and (2).

38 | Section 3. This act shall take effect July 1, 2010, but  
39 | this act shall not take effect unless it is enacted by a three-  
40 | fifths vote of the membership of each house of the Legislature.