

PCB GOAS 11-05

ORIGINAL

2011

1 A bill to be entitled
 2 An act relating to trust funds; amending s. 455.116, F.S.;
 3 creating s. 499.0031, F.S.; creating the Florida, Drug,
 4 Device, and Cosmetic Trust Fund within the Department of
 5 Business and Professional Regulation; providing for the
 6 purpose of the trust fund and sources of funds; providing
 7 for future review and termination or re-creation of the
 8 trust fund; providing an effective date.

9
 10 Be It Enacted by the Legislature of the State of Florida:

11
 12 Section 1. Section 455.116, Florida Statutes, is amended
 13 to read:

14 455.116 Regulation trust funds.—The following trust funds
 15 shall be placed in the department:

- 16 (1) Administrative Trust Fund.
- 17 (2) Alcoholic Beverage and Tobacco Trust Fund.
- 18 (3) Cigarette Tax Collection Trust Fund.
- 19 (4) Hotel and Restaurant Trust Fund.
- 20 (5) Division of Florida Condominiums, Timeshares, and
 21 Mobile Homes Trust Fund.
- 22 (6) Pari-mutuel Wagering Trust Fund.
- 23 (7) Professional Regulation Trust Fund.
- 24 (8) Florida Drug, Device, and Cosmetic Trust Fund.

25 Section 2. Section 499.0031, Florida Statutes, is created
 26 to read:

27 499.0031 Florida, Drug, Device, and Cosmetic Trust Fund.—

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28 (1) The Florida Drug, Device, and Cosmetic Trust Fund is
29 created within the Department of Business and Professional
30 Regulation.

31 (2) Funds to be credited to and uses of the trust fund
32 shall be administered in accordance with the provisions of
33 chapter 499. Funds shall be expended only pursuant to
34 legislative appropriation or an approved amendment to the
35 department's operating budget pursuant to the provisions of
36 chapter 216, Florida Statutes.

37 (3) In accordance with s. 19(f) (2), Article III of the
38 State Constitution, the Florida Drug, Device, and Cosmetic Trust
39 Fund shall, unless terminated sooner, be terminated on July 1,
40 2015. Before its scheduled termination, the trust fund shall be
41 reviewed as provided in s. 215.3206() and (2), Florida Statutes.

42 Section 3. This act shall take effect July 1, 2011, except
43 that this act shall not take effect unless it is enacted by a
44 three-fifths vote of the membership of each house of the
45 Legislature.