

1                                   A bill to be entitled  
 2       An act relating to trust funds; terminating the  
 3       Florida Drug, Device, and Cosmetic Trust Fund within  
 4       the Department of Health; providing for the  
 5       disposition of balances in and revenues of the trust  
 6       fund; prescribing procedures for terminating the trust  
 7       fund; amending s. 20.435, F.S., relating to Department  
 8       of Health trust funds, to conform; providing an  
 9       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. (1) The Florida Drug, Device, and Cosmetic  
 14 Trust Fund within the Department of Health, FLAIR number 64-2-  
 15 173, is terminated.

16           (2) All current balances remaining in, and all revenues  
 17 of, the trust fund shall be transferred to the Florida Drug,  
 18 Device, and Cosmetic Trust Fund within the Department of  
 19 Business and Professional Regulation, FLAIR number 79-2-173.

20           (3) The Department of Health shall pay any outstanding  
 21 debts or obligations of the terminated fund as soon as  
 22 practicable, and the Chief Financial Officer shall close out and  
 23 remove the terminated fund from the various state accounting  
 24 systems using generally accepted accounting principles  
 25 concerning warrants outstanding, assets, and liabilities.

26           Section 2. Subsection (13) of section 20.435, Florida  
 27 Statutes, is amended, and subsections (14) through (21) of that

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28 | section are renumbered as subsections (13) through (20),  
29 | respectively, to read:

30 |       20.435 Department of Health; trust funds.—The following  
31 | trust funds shall be administered by the Department of Health:

32 |       ~~(13) Florida Drug, Device, and Cosmetic Trust Fund.~~

33 |       ~~(a) Funds to be credited to and uses of the trust fund  
34 | shall be administered in accordance with the provisions of  
35 | chapter 499.~~

36 |       ~~(b) Notwithstanding the provisions of s. 216.301 and  
37 | pursuant to s. 216.351, any balance in the trust fund at the end  
38 | of any fiscal year shall remain in the trust fund at the end of  
39 | the year and shall be available for carrying out the purposes of  
40 | the trust fund.~~

41 |       Section 3. This act shall take effect July 1, 2012.