

SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

(This document is based only on the provisions contained in the legislation as of the latest date listed below.)

BILL: CS/SB 716

SPONSOR: Committee on Comprehensive Planning, Local and Military Affairs and Senators Mitchell and Forman

SUBJECT: Trust Funds

DATE: March 4, 1999 REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Cooper</u>	<u>Yeatman</u>	<u>CA</u>	<u>Favorable/CS</u>
2.	<u>Hayes/Peters</u>	<u>Hadi</u>	<u>FP</u>	<u>Favorable</u>
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____

I. Summary:

This bill creates the Florida World War II Veterans Memorial Trust Fund to be administered by the Department of Veterans' Affairs.

II. Present Situation:

While Congress enacted legislation to authorize a national memorial honoring World War II veterans in 1987, no national or state memorial has yet been constructed.

The Florida Commission on Veterans' Affairs is assigned to the Department of Veterans' Affairs and serves as an advisory body to the department. The commission is required to conduct a biennial survey of possible contributions that veterans or state organizations of veterans and their auxiliaries could make to the state and to report the results of the survey to the department together with recommendations for encouraging such contributions.

The Capitol Center Planning Commission is created within the Department of Management Services. Pursuant to s. 272.12, F.S., 1998 Supplement, the planning commission is the sole planning and zoning authority within the Capitol Center Planning District (Capitol Center). The commission approves and coordinates additions to existing buildings as well as the location and construction of new buildings within the Capitol Center. In addition, the commission develops appropriate landscaping and architectural style as well as a long-range plan for traffic flow and control in and through the Capitol Center. Subsection (1) of s. 272.12, F.S., 1998 Supplement, describes the area which comprises the Capitol Center.

III. Effect of Proposed Changes:

Senate Bill 716 creates the Florida World War II Veterans Memorial Trust Fund to be administered by the Department of Veterans' Affairs for the purpose of receiving private contributions and matching state funds to build a Florida World War II Veterans Memorial.

Prior to March 2003, the Department of Veterans' Affairs and the Governor must recommend to the President of the Senate and the Speaker of the House of Representatives whether the trust fund should be allowed to terminate or be re-created. Unless terminated sooner, the trust fund will be terminated on July 1, 2003. If the trust fund is terminated, the department must pay any outstanding debts or obligations of the trust fund and the Comptroller must close out and remove the trust fund from the various state accounting systems.

This act will take effect July 1, 1999, if the companion bill is adopted.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

Trust funds may be created by general law only by a three-fifths vote of the membership of each house of the Legislature and only in a separate bill for that specific purpose. [s. 19(f)(1), Art. III, Fla. Const.] Further, all trust funds must expire no later than four years after the date they are created. [s. 19(f)(1), Art. III, Fla. Const.]

V. Economic Impact and Fiscal Note:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

Senate Bill 714 by Senators Mitchell and Forman has been filed for consideration during the 1999 legislative session. The bill creates the Florida World War II Veterans Memorial Act.

VIII. Amendments:

None.

This Senate staff analysis does not reflect the intent or official position of the bill's sponsor or the Florida Senate.
