

SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

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

BILL: CS/SB 930

SPONSOR: Appropriations Subcommittee on Transportation and Economic Development and Webster

SUBJECT: Emergency Response Trust Fund

DATE: February 12, 2003 REVISED: 02/20/03 _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Arthur</u>	<u>Kelly</u>	<u>ATD</u>	<u>Favorable/CS</u>
2.	_____	_____	<u>AP</u>	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

I. Summary:

This legislation re-creates the Emergency Response Trust Fund, FLAIR number 62-2-087, which is administered by the Department of Military Affairs. Re-creation is effective for four years beginning on November 4, 2004, the current termination date of the fund. This fund was created effective July 1, 2002, by Chapter 2002-167, Laws of Florida.

II. Present Situation:

Article III, Section 19, paragraph (f)(2) provides that state trust funds in existence before November 4, 1992, shall terminate not more than four years from that date. State trust funds created after that date shall terminate not more than four years after the effective date of the act authorizing the creation of the trust fund. By law the legislature may set a shorter time period for which any trust fund is authorized.

Section 250.601, F.S., creates the Emergency Response Trust Fund, and provides for its purposes and uses. This fund was created effective July 1, 2002, by Chapter 2002-167, Laws of Florida.

The revenue sources for this trust fund are Federal Emergency Management Agency (FEMA) reimbursements and transfers of state funds when approved by budget amendments processed pursuant to Chapter 216, F.S. The trust fund is used to pay all operational costs incurred by the Florida National Guard when called to active duty.

III. Effect of Proposed Changes:

This bill re-creates the trust fund without modification.

IV. Constitutional Issues:**A. Municipality/County Mandates Restrictions:**

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. Other Constitutional Issues:**V. Economic Impact and Fiscal Note:****A. Tax/Fee Issues:**

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

This legislation has no fiscal impact on state agencies or state funds, on local governments as a whole or on the private sector. It simply re-creates, without modification, an existing state trust fund and continues the current use of the fund.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Amendments:

None.

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