

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: SB 732
 SPONSOR: Senator Clary
 SUBJECT: Inland Protection Trust Fund
 DATE: February 6, 2004 REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	DeLoach	Hayes	AGG	Favorable
2.	_____	_____	AP	Withdrawn: Favorable
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

I. Summary:

This legislation re-creates the Inland Protection Trust Fund without modification, effective November 4, 2004. The Inland Protection Trust Fund, FLAIR #37-2-212, is administered by the Department of Environmental Protection. This fund was last re-created effective November 4, 2000, by Chapter 99-95, Laws of Florida.

II. Present Situation:

Section 376.3071, F.S., creates the Inland Protection Trust Fund and provides its purpose. Sections 206.9935, 206.9945, 376.11, 376.303, 376.307, 376.3072, F.S., provide revenue sources for the fund. Sections 376.30, 376.30711, 376.30713, 376.30714, 376.3073, 376.3075, 376.308, and 403.1655, F.S., provide for the uses of the fund. The fund enables immediate response to incidents of inland contamination related to the storage of petroleum and petroleum products; and allows for the investigation, assessment, restoration, and rehabilitation of petroleum contamination sites. The major sources of revenue for the fund are excise taxes on petroleum products, and petroleum storage tank registration fees. According to LAS/PBS data, receipts to this fund for FY 2002-2003 were \$202.5 million.

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.

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.