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2 An act relating to the Emergency Preparedness and
3 Response Fund; amending s. 11.90, F.S.; authorizing
4 the Legislative Budget Commission to convene to
5 transfer or appropriate certain funds to the Emergency
6 Preparedness and Response Fund; amending s. 252.37,
7 F.S.; revising legislative intent; authorizing the
8 Governor to transfer and expend moneys from the
9 Emergency Preparedness and Response Fund; authorizing
10 the Governor to request that additional funds be
11 transferred or appropriated to the Emergency
12 Preparedness and Response Fund, subject to approval by
13 the Legislative Budget Commission, under specified
14 conditions; providing a transfer of funds; providing a
15 contingent effective date.

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17 Be It Enacted by the Legislature of the State of Florida:

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19 Section 1. Subsection (8) is added to section 11.90,
20 Florida Statutes, to read:

21 11.90 Legislative Budget Commission.—

22 (8) The commission may convene to transfer or appropriate
23 unappropriated surplus funds to the Emergency Preparedness and
24 Response Fund created under s. 252.3711.

25 Section 2. Subsection (2) of section 252.37, Florida
26 Statutes, is amended to read:

27 252.37 Financing.—

28 (2) (a) It is the legislative intent that the first recourse
29 be made to funds specifically ~~regularly~~ appropriated to state

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30 and local agencies for disaster relief or response.

31 (b) If the Governor finds that the demands placed upon
32 these funds in coping with a particular disaster declared by the
33 Governor as a state of emergency are unreasonably great, she or
34 he may make funds available by transferring and expending moneys
35 appropriated for other purposes, by transferring and expending
36 moneys out of any unappropriated surplus funds, or from the
37 Emergency Preparedness and Response Budget Stabilization Fund
38 created under s. 252.3711. The Governor may request that
39 additional funds be transferred or appropriated to the Emergency
40 Preparedness and Response Fund by a budget amendment, subject to
41 approval of the Legislative Budget Commission.

42 (c) Following the expiration or termination of the state of
43 emergency, the Governor may transfer moneys with a budget
44 amendment, subject to approval by the Legislative Budget
45 Commission, to satisfy the budget authority granted for such
46 emergency. The transfers and expenditures supporting the
47 amendment must be directly related to the declared disaster or
48 emergency.

49 Section 3. The Chief Financial Officer shall immediately
50 transfer the nonrecurring sum of \$500 million from the General
51 Revenue Fund to the Emergency Preparedness and Response Fund in
52 the Executive Office of the Governor to be used for preparing
53 for or responding to a disaster declared by the Governor as a
54 state of emergency.

55 Section 4. This act shall take effect on the same date that
56 SB 98 or similar legislation takes effect, if such legislation
57 is adopted in the same legislative session or an extension
58 thereof and becomes a law.