

STORAGE NAME: h1333z.gg  
DATE: May 5, 1999

**\*\*FINAL ACTION\*\***  
**\*\*SEE FINAL ACTION STATUS SECTION\*\***

**HOUSE OF REPRESENTATIVES  
COMMITTEE ON  
GENERAL GOVERNMENT APPROPRIATIONS  
FINAL TRUST FUND RE-CREATION ANALYSIS**

**BILL #:** HB 1333  
**RELATING TO:** Re-creating the Non-Mandatory Land Reclamation Trust Fund  
**SPONSOR(S):** Committee on General Government Appropriations  
**COMPANION BILL(S):**

**ORIGINATING COMMITTEE(S)/COMMITTEE(S) OF REFERENCE:**  
(1) GENERAL GOVERNMENT APPROPRIATIONS YEAS 10 NAYS 0  
(2)  
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(4)  
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I. FINAL ACTION STATUS:

HB 1333 passed the House on March 9, 1999, and passed the Senate on March 16, 1999. The bill was approved by the Governor and became law April 6, 1999 (Chapter 99-99, Laws of Florida).

II. SUMMARY:

This legislation re-creates the Non-Mandatory Land Reclamation Trust Fund without modification, effective November 4, 2000. The Non-Mandatory Land Reclamation Trust Fund, FLAIR #37-2-506, is administered by the Department of Environmental Protection. This fund was last re-created effective November 4, 1996, by Chapter 95-41, Laws of Florida.

III. SUBSTANTIVE ANALYSIS:

A. PRESENT SITUATION:

1. MAJOR STATUTES THAT CONTROL THE TRUST FUND:

Section 378.033 provides a use for the fund.

Section 211.3103, F.S., provides a revenue source through an excise tax on the severance of phosphate.

Section 378.034, F.S., establishes a reclamation program and procedures for expenditure of funds.

Section 378.035, F.S., establishes the responsibilities of the Department of Environmental Protection in relation to the trust fund.

Section 378.036, F.S., provides for the use of the fund.

2. BRIEF DESCRIPTION OF THE FUND'S USES OR PURPOSES:

This trust fund provides a reimbursement to landowners for reclamation and acquisition of unreclaimed lands disturbed by phosphate mining and not subject to mandatory reclamation.

3. MAJOR SOURCES OF REVENUE FOR THE FUND:

The major source of revenue for the trust fund is an excise tax on the severance of phosphate. According to Comptroller data, receipts to this fund for FY 1997-98 were \$17.2 million.

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B. EFFECT OF PROPOSED CHANGES:

This bill re-creates the trust fund without modification.

C. STATUTE(S) AFFECTED:

None.

IV. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

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.

V. COMMENTS:

None.

VI. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

None.

VII. SIGNATURES:

**COMMITTEE ON GENERAL GOVERNMENT APPROPRIATIONS:**

Prepared by:

Staff Director:

Sarah E. Spector

Cynthia P. Kelly

Cynthia P. Kelly

**FINAL ANALYSIS PREPARED BY THE COMMITTEE ON GENERAL GOVERNMENT APPROPRIATIONS:**

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