

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 730
 SPONSOR: Senator Clary
 SUBJECT: Ecosystem Management & Restoration Trust Fund
 DATE: February 6, 2004 REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>DeLoach</u>	<u>Hayes</u>	<u>AGG</u>	<u>Favorable</u>
2.	<u> </u>	<u> </u>	<u>AP</u>	<u> </u>
3.	<u> </u>	<u> </u>	<u> </u>	<u> </u>
4.	<u> </u>	<u> </u>	<u> </u>	<u> </u>
5.	<u> </u>	<u> </u>	<u> </u>	<u> </u>
6.	<u> </u>	<u> </u>	<u> </u>	<u> </u>

I. Summary:

This legislation re-creates the Ecosystem Management & Restoration Trust Fund without modification, effective July 1, 2004. The Ecosystem Management & Restoration Trust Fund, FLAIR #37-2-193, is administered by the Department of Environmental Protection. This fund was last re-created effective July 1, 2000, by Chapter 99-106, Laws of Florida.

II. Present Situation:

Section 403.1651, F.S., creates and provides the purposes for the Ecosystem Management and Restoration Trust Fund. Sections 161.054, 201.15, 212.20, 215.555, 373.129, 373.430, 380.0558, 403.0615, 403.121, and 403.885, F.S., provide revenue sources for the fund. Sections 161.091, 161.05301, and 373.459, F.S., provide for the use of the fund. The trust fund provides for planning and implementing of programs for the management and restoration of ecosystems, such as beach restoration, solid waste management and water quality. The major sources of revenue for the fund include penalties and judgments for actions violating Chapter 373, F.S., \$30 million documentary stamp taxes, and .2% sales tax collections. According to LAS/PBS data, receipts to this fund for FY 2002-2003 were \$151 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.