

## HOUSE OF REPRESENTATIVES STAFF ANALYSIS

**BILL #:** HB 731                      Citizen Soldier Matching Grant Trust Fund  
**SPONSOR(S):** Seiler  
**TIED BILLS:** HB 729                      **IDEN./SIM. BILLS:** SB 574, SB 572

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REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
1) <u>Veterans' &amp; Military Affairs (Sub)</u>	<u>8 Y, 0 N</u>	<u>Smith</u>	<u>Cutchins</u>
2) <u>Local Government &amp; Veterans' Affairs</u>	<u>18 Y, 0 N</u>	<u>Smith</u>	<u>Cutchins</u>
3) <u>Commerce</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
4) <u>Transportation &amp; Economic Development</u> <u>(Sub)</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
5) <u>Appropriations</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>

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### SUMMARY ANALYSIS

This bill creates the Citizen Soldier Matching Grant Trust Fund within the Agency for Workforce Innovation. The purpose of the trust fund is to facilitate the awarding of matching grants to private-sector employers who pay wages to employees serving in the United States Armed Forces Reserves or the Florida National Guard while those employees are on federal active duty. The bill provides that monies credited to the fund shall be those appropriated by the Legislature to award matching grants under the grant program created in House Bill 729.

Pursuant to Article III, Section 19(f), Florida Constitution, no trust fund of the State of Florida or any public body may be created by law without a three-fifths vote of the membership of each house of the Legislature. Additionally, the bill creating the trust fund must be separate from any related substantive bill.

This bill takes effect on July 1, 2004, contingent upon passage and enactment of House Bill 729, establishing the Citizen Soldier Matching Grant Program to be administered by the Agency for Workforce Innovation.

There is no fiscal impact on state or local governments because the purpose of the bill is only to create the trust fund.

This document does not reflect the intent or official position of the bill sponsor or House of Representatives.

**STORAGE NAME:** h0731b.lgv.doc  
**DATE:** March 23, 2004

## FULL ANALYSIS

### I. SUBSTANTIVE ANALYSIS

#### A. DOES THE BILL:

- |                                      |                              |                             |   |
|--------------------------------------|------------------------------|-----------------------------|---|
| 1. Reduce government?                | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 2. Lower taxes?                      | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. Expand individual freedom?        | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. Increase personal responsibility? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. Empower families?                 | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a "no" above, please explain:

#### B. EFFECT OF PROPOSED CHANGES:

Pursuant to Article III, Section 19(f)(1), of the State Constitution, no trust fund of the State of Florida or any public body may be created by law without a three-fifths vote of the membership of each House of the Legislature. Additionally, the bill creating the trust fund must be separate from any related substantive bill. Also, Article III, Section 19(f)(2), of the State Constitution, requires the trust fund to terminate not more than four years after its creation. Section 215.3206, F.S., provides the statutory process for legislative review of trust funds prior to their termination so that the Legislature can decide whether to re-create, re-create with amendment, or terminate any trust fund.

This bill creates the Citizen Soldier Matching Grant Trust Fund to be administered by the Agency for Workforce Innovation. This bill provides that monies credited to the fund shall be those appropriated by the Legislature to award matching grants under the Citizen Soldier Matching Grant Program created in House Bill 729. The program provides matching grants for private-sector employers who pay wages to employees serving in the United States Armed Forces Reserves or the Florida National Guard while those employees are on federal active duty.

The bill must also meet the constitutional requirements for passage by the Legislature. House Bill 731 requires a legislative review pursuant to s. 215.3206(1) and (2), F.S., prior to its scheduled constitutionally required termination of July 1, 2008. Finally, the trust fund, to be administered by the Agency for Workforce Innovation, is a repository and distribution point for funds appropriated from General Revenue or other sources to fund the program created in the substantive legislation.

This act shall take effect July 1, 2004, if House Bill 729, or similar legislation creating the Citizen Soldier Matching Grant Program, is enacted in the same legislative session or an extension thereof and becomes law.

#### C. SECTION DIRECTORY:

Section 1. Creates the Trust Fund; delineates contingencies for such creation and continuation.

Section 2. Provides contingencies for effective date or trust fund legislation.

### II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

#### A. FISCAL IMPACT ON STATE GOVERNMENT:

##### 1. Revenues:

See Fiscal Comments section.

2. Expenditures:

See Fiscal Comments section.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

See Fiscal Comments section.

2. Expenditures:

See Fiscal Comments section.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

See Fiscal Comments section.

D. FISCAL COMMENTS:

The bill has no fiscal impact on state agencies or state funds, on local governments as a whole, or on the private sector. The bill simply creates the trust fund with appropriations to the trust fund dependent upon legislative action.

### III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

The legislation does not require expenditure of funds by local governments, does not reduce the authority to raise revenue, nor reduce the percentage of state tax shared with local governments.

2. Other:

None.

B. RULE-MAKING AUTHORITY:

None.

C. DRAFTING ISSUES OR OTHER COMMENTS:

None.

### IV. AMENDMENTS/COMMITTEE SUBSTITUTE CHANGES

None.