

HOUSE OF REPRESENTATIVES TRUST FUND CREATION STAFF ANALYSIS

BILL #: HB 827 State Homeland Security Trust Fund
SPONSOR(S): Rivera and others
TIED BILLS: HB 605 **IDEN./SIM. BILLS:** SB 1776

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
1) <u>Domestic Security Committee</u>	<u>8 Y, 0 N</u>	<u>Garner</u>	<u>Newton</u>
2) <u>Agriculture Committee</u>	<u></u>	<u></u>	<u></u>
3) <u>Finance & Tax Committee</u>	<u></u>	<u></u>	<u></u>
4) <u>State Administration Council</u>	<u></u>	<u></u>	<u></u>
5) <u></u>	<u></u>	<u></u>	<u></u>

I. SUMMARY

HB 827 creates s. 288.833, F.S., providing for a State Homeland Security Trust Fund, and providing for how the proceeds of the fund are to be used. The bill provides that the proceeds of the Trust Fund shall be used to fund state homeland security, with priorities for funding to be focused on costs not funded by the federal government, such as operational costs of security at seaports and other venues. The bill directs the Domestic Security Oversight Board to review funding requests and recommend funding priorities. Trust Fund proceeds are derived from a security assessment against charter travel to terrorist nations provided in the linked bill, HB 605. The assessment is a \$100 flat fee on each instance of air charter travel to a terrorist nation, plus an additional \$0.04 per landed aircraft pound. For vessel charter travel to terrorist nations, the assessment is 10 percent of the value of the consideration received for the contracted charter services.

II. SUBSTANTIVE ANALYSIS

A. PRESENT SITUATION:

1. MAJOR STATUTES THAT CONTROL THE TRUST FUND:

The fund does not currently exist.

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

The fund does not currently exist.

3. MAJOR SOURCES OF REVENUE FOR THE FUND:

No sources of revenue for the fund currently exist. Sources of revenue for the fund are created in the linked bill, HB 605.

4. TOTAL PROJECTED RECEIPTS INTO THE FUND AND CURRENT YEAR APPROPRIATIONS FROM THE FUND:

The fund does not currently exist. No current year appropriations will be made from it. Information regarding the number of instances of charter air and sea travel to terrorist nations, types of aircraft used for air charters, and the value of contracts for seaborne charters is unavailable, therefore, revenues that will be paid into the fund are indeterminate.

B. EFFECT OF PROPOSED CHANGES:

HB 827 creates s. 288.833, F.S., providing for a State Homeland Security Trust Fund, and providing for how the proceeds of the fund are to be used. The linked bill, HB 605, creates s. 288.857, F.S., providing what funds shall be deposited into the Trust Fund. HB 827 provides that the proceeds of the Trust Fund shall be used to fund state homeland security, with priorities for funding to be focused on costs not funded by the federal government, such as operational costs of security at seaports and other venues. The bill directs the Domestic Security Oversight Board to review funding requests and recommend funding priorities. Trust Fund proceeds are derived from a security assessment against charter travel to terrorist nations provided in HB 605. The assessment is a \$100 flat fee on each instance of air charter travel to a terrorist nation, plus an additional \$0.04 per landed aircraft pound. For vessel charter travel to terrorist nations, the assessment is 10 percent of the value of the consideration received for the contracted charter services.

III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

Information regarding the number of instances of charter air and sea travel to terrorist nations, types of aircraft used for air charters, and the value of contracts for seaborne charters is unavailable, therefore, revenues are indeterminate.

IV. COMMENTS

HB 827 requires the Domestic Security Oversight Board to review funding requests and make prioritized recommendations for domestic security funding using the Trust Fund proceeds. While a Domestic Security Oversight Board is currently functioning as a funding advisory group to the Governor and Legislature, no such entity has been legally constituted in the statutes or by Executive Order. HB 1715, currently before the Legislature, codifies and legally constitutes the group as the Domestic Security Oversight Council, with the authority to advise the Governor and Legislature on how to allocate federal funding for homeland security-related activities and improvements.

V. AMENDMENTS/COMMITTEE SUBSTITUTE & COMBINED BILL CHANGES