

By Senator Fasano

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A bill to be entitled
An act relating to trust funds; re-creating the
Emergency Response Trust Fund within the
Department of Military Affairs; reenacting and
amending s. 250.175(2), F.S., relating to the
Emergency Response Trust Fund; providing for
sources of funds and purposes; providing for
future review and termination or re-creation of
the trust fund; providing for annual
carryforward of funds; providing an effective
date.

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

Section 1. The Emergency Response Trust Fund, FLAIR
number 62-2-087, is created within the Department of Military
Affairs.

Section 2. Notwithstanding the repeal contained in
section 14 of chapter 2003-68, Laws of Florida, subsection (2)
of section 250.175, Florida Statutes, is reenacted and amended
to read:

250.175 Trust funds; authorization; name; purpose.--

(2)(a) The Emergency Response Trust Fund is created
within the Department of Military Affairs. Reimbursements from
the Federal Emergency Management Agency for the costs of
activating the Florida National Guard and transfers of state
funds approved by budget amendments processed under chapter
216 shall be deposited into the trust fund. The trust fund
shall be used to pay all operational costs incurred by the
Florida National Guard when called to active duty.

1 (b) In accordance with s. 19(f)(2), Art. III of the
2 State Constitution, the Emergency Response Trust Fund shall,
3 unless terminated sooner, be terminated on July 1, 2011 ~~2006~~.
4 Before its scheduled termination, the trust fund shall be
5 reviewed as provided in s. 215.3206(1) and (2).

6 (c) Notwithstanding s. 216.301 and pursuant to s.
7 216.351, any balance in the trust fund at the end of any
8 fiscal year shall remain in the trust fund and is available
9 for carrying out the purposes of the trust fund. The trust
10 fund is exempt from the service charges imposed by s. 215.20.

11 Section 3. This act shall take effect July 1, 2007.

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14 SENATE SUMMARY

15 Re-creates the Emergency Response Trust Fund within the
16 Department of Military Affairs notwithstanding an earlier
17 repeal. Provides for sources of funds and purposes.
18 Provides for future review and termination or re-creation
19 of the trust fund.
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