

FINAL BILL ANALYSIS

BILL #: SB 1032

FINAL HOUSE FLOOR ACTION:

118 Y's 0 N's

SPONSOR: Budget Subcommittee on General
Government Appropriations (Rep.T. Williams)

GOVERNOR'S ACTION: Approved

COMPANION BILLS: HB 7041

SUMMARY ANALYSIS

SB 1032 passed the House on April 6, 2011. The bill was approved by the Governor on May 2, 2011, chapter 2011-26, Laws of Florida, and took effect July 1, 2011.

The Federal Grants Trust Fund, FLAIR number 37-2-261, is administered by the Department of Environmental Protection. This fund was created effective July 1, 2008, by chapter 2007-23, Laws of Florida. This legislation re-creates the Federal Grants Trust Fund without modification, effective July 1, 2011. This bill also repeals the provision for the scheduled termination of the trust fund.

I. SUBSTANTIVE ANALYSIS

A. PRESENT SITUATION:

1. MAJOR STATUTES THAT CONTROL THE TRUST FUND:

Section 19(f), Article III of the State Constitution requires that every trust fund be created or re-created by a three-fifths vote of the membership in each house of the Legislature in a separate bill for the sole purpose of creating that trust fund. The Constitution also provides that all newly created trust funds terminate not more than four years after the initial creation unless re-created. The Federal Grants Trust Fund was created in the Department of Environmental Protection effective July 1, 2008, by chapter 2007-23, Laws of Florida, in section 20.25501, Florida Statutes.

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

This trust fund is used for restricted grant activities supported by revenues from federal sources.

3. MAJOR SOURCES OF REVENUE FOR THE FUND:

Moneys in the trust fund consist of grants and funding from the federal government, interest earnings, and cash advances from other trust funds.

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

Total projected revenue is \$194.6 million, which includes \$64.9 million reserved for prior year appropriations for fixed capital outlay projects. Current year appropriations from the fund total \$79.1 million.

B. EFFECT OF PROPOSED CHANGES:

The Federal Grants Trust Fund, FLAIR number 37-2-261, is administered by the Department of Environmental Protection. This legislation re-creates the Federal Grants Trust Fund without modification, effective July 1, 2011. This bill also repeals the provision for the scheduled termination of the trust fund.

II. 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.