

III. Effect of Proposed Changes:

Section 1 creates the Household Pharmaceuticals Collection and Disposal Trust Fund within the DEP. Revenues deposited into the fund will be generated from a surcharge of \$21 in addition to any sanction for violation of sections 893.13, 893.135, or 893.1351, F.S. relating to possession or trafficking of a controlled substance. The funds deposited into the trust fund will be used for the grant program established in s. 403.745, F.S., by SB 626 to reimburse local law enforcement agencies for the expenses associated with the collection and disposal of household pharmaceuticals. The trust fund sunsets on July 1, 2016, unless terminated sooner. The trust fund must be reviewed prior to its scheduled termination as provided in ss. 215.3206 (1) and (2), F.S.

Section 2 provides an effective date of July 1, 2012, and is contingent upon the passage of SB 626 or similar legislation becoming law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

The provisions of this bill have no impact on municipalities and the counties under the requirements of Article VII, Section 18 of the Florida Constitution.

B. Public Records/Open Meetings Issues:

The provisions of the bill have no impact on public records or open meetings issues under the requirements of Article I, Section 24(a) and (b) of the Florida Constitution.

C. Trust Funds Restrictions:

Article III, section 19(f)(1), of the Florida Constitution, provides no trust fund of the state or other public body may be created without three-fifths vote of the membership of each house of the Legislature in a separate bill for that purpose only.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Additional Information:

- A. **Committee Substitute – Statement of Substantial Changes:**
(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

- B. **Amendments:**

Barcode 304776 by Environmental Preservation and Conservation on February 6, 2012:

The amendment clarifies that the Household Pharmaceuticals Collection and Disposal Trust Fund is tied to SB 626.