

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Appropriations

BILL: SB 684

INTRODUCER: Senator Gardiner

SUBJECT: State Economic Enhancement and Development Trust Fund/Department of Economic Opportunity

DATE: February 20, 2014 REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Pingree</u>	<u>Kynoch</u>	<u>AP</u>	<u>Favorable</u>
2.	_____	_____	_____	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____

I. Summary:

SB 684 re-creates, without modification, the State Economic Enhancement and Development (SEED) Trust Fund within the Department of Economic Opportunity (department). The bill is effective July 1, 2014, and has no fiscal impact on state or local funds.

II. Present Situation:

Article III, s. 19(f) of the Florida Constitution requires the termination of all state trust funds within four years of their initial creation, unless the trust fund is exempted by the constitution or operation of law.

The State Economic Enhancement and Development (SEED) Trust Fund is scheduled to be terminated on July 1, 2015.

The trust fund was created for the purpose of infrastructure and job creation opportunities and for the following purposes or programs:

- Transportation facilities that meet a strategic and essential state interest with respect to the economic development of the state;
- Affordable housing programs and projects in accordance with chapter 420;
- Economic development incentives for job creation and capital investment;
- Workforce training associated with locating a new business or expanding an existing business; and
- Tourism promotion and marketing services, functions, and programs.

Funding for the trust fund was authorized by the 2011 Legislature in s. 288.1201, F.S., and consists of documentary stamp tax proceeds as specified in law, local financial support funds, interest earnings, and cash advances from other trust funds. For Fiscal Year 2013-2014, the Legislature appropriated \$120,016,648 from this trust fund. The trust fund is estimated to receive \$141,082,158 during Fiscal Year 2013-2014 and the fund balance is estimated to be at least \$33,758,042 on June 30, 2014.

III. Effect of Proposed Changes:

The State Economic Enhancement and Development (SEED) Trust Fund within the department is re-created without modification. Section 288.1201(4), F.S., which terminates the trust fund on July 1, 2015, is repealed.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

Pursuant to Art. III, s. 19(f)(1) of the Florida Constitution, a bill that re-creates a trust fund must pass by a three-fifths vote of the membership of each house 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:

This bill 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.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill repeals section 288.1201(4) of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.
