

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 Environment and Natural Resources

BILL: SB 232

INTRODUCER: Senators Harrell and Gibson

SUBJECT: State Park Fee Discounts

DATE: January 7, 2022

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Brown</u>	<u>Caldwell</u>	<u>MS</u>	Favorable
2.	<u>Collazo</u>	<u>Rogers</u>	<u>EN</u>	Favorable
3.	_____	_____	<u>AP</u>	_____

I. Summary:

SB 232 revises the current benefit on state park fees provided to active duty members and honorably discharged veterans of the United States Armed Forces (U.S.A.F.), National Guard, or reserve components of the U.S.A.F. or National Guard. State park fees generated are deposited into the State Park Trust Fund, to support the administration, improvement, and maintenance of state parks. Current law provides a qualifying servicemember or veteran with a 25 percent discount on an annual entrance pass. This bill limits the benefit to Florida residents and increases the monetary value to that of a lifetime family annual entrance pass at no charge.

A fiscal impact is expected from a reduction in revenue from this bill.

The bill takes effect July 1, 2022.

II. Present Situation:

Recreation Benefits for Servicemembers and Veterans, Overall

The following discounts on state park fees apply with written documentation to:

- Active duty members and honorably discharged veterans of the United States Armed Forces (U.S.A.F), National Guard, or reserve components: 25-percent discount on annual entrance passes.¹
- Honorably discharged veterans who have service-connected disabilities: lifetime family annual entrance passes at no charge.²

¹ Section 258.0145(1), F.S.

² Section 258.0145(2), F.S.

- Surviving spouses and parents of deceased members of the U.S.A.F., National Guard, or reserve components who died in combat: lifetime family annual entrance passes at no charge.³

A partial or full discount on county park fees applies to:

- Current members of the U.S.A.F., their reserve components, or the National Guard.⁴
- Honorably discharged veterans of the U.S.A.F., a reserve component, or the National Guard, and those veterans with a service-connected disability.⁵
- Surviving spouses and parents of a deceased member of the U.S.A.F, a reserve component, or the National Guard, who died in combat.⁶

A member of the U.S.A.F. stationed in the state, or his or her family member residing with him or her, is considered a resident for purposes of applying for a hunting, fishing, or other recreational license.⁷ A resident pays reduced fees on licenses, such as paying \$15.50 for an annual freshwater or saltwater fishing license, rather than \$45.50; \$15.50 for an annual hunting license to take game, rather than \$150; and \$46.50 for the option of an annual combined hunting, freshwater fishing, and saltwater fishing license (no such option is available for a combination license for a nonresident).⁸

Additionally, disabled veterans; active duty or reserve duty servicemembers of the U.S.A.F., the U.S. Coast Guard, military reserves, the Florida National Guard, or the U.S. Coast Guard Reserve; the immediate family (i.e. parent, spouse, or child) of such disabled veterans and servicemembers; and one additional person designated to assist a disabled veteran, are exempt from having to possess a hunting, freshwater fishing, or saltwater fishing license or permit during outdoor recreational events whose primary purpose is the rehabilitation or enjoyment of disabled veterans.⁹

An annual military gold sportsman's license is available to a resident active or retired member of the U.S.A.F., U.S.A.F. Reserve, the National Guard, the U.S. Coast Guard, or the U.S. Coast Guard Reserve.¹⁰ It costs \$18.50, rather than the \$98.50 charged for the annual gold sportsman's license, which authorizes the same activities.¹¹ Activities authorized under the annual military gold sportsman's license include the taking of freshwater fish, saltwater fish, and game, subject to state and federal law, rules, and regulations.¹² Other eligible activities include those authorized by a management area permit, a muzzle-loading gun season permit, a crossbow season permit, a turkey permit, a Florida waterfowl permit, a deer permit, an archery season permit, a snook permit, and a spiny lobster permit.¹³

³ Section 258.0145(3), F.S.

⁴ Section 125.029(1)(a), F.S.

⁵ Section 125.029(1)(b)-(c), F.S.

⁶ Section 125.029(1)(d), F.S.

⁷ Section 379.101(30)(b)1., F.S.

⁸ Compare s. 379.354(4) with s. 379.354(5), F.S.

⁹ Section 379.353(2)(q), F.S.

¹⁰ Section 379.354(4)(j), F.S.

¹¹ Section 379.354(4)(i) and (j), F.S.

¹² *Id.*

¹³ *Id.*

Fees for Entrance to State Parks

The Department of Environmental Protection's Division of Recreation and Parks may charge reasonable fees, rentals, or charges for the use or operation of facilities and concessions in state parks.¹⁴ All fees, rentals, and charges collected are deposited in the State Treasury for the benefit of the State Park Trust Fund (Trust Fund); monies collected in the Trust Fund are to be used for the administration, improvement, and maintenance of state parks and for purchasing and developing land for state park purposes.¹⁵

III. Effect of Proposed Changes:

SB 232 revises the current benefit on state park fees provided to active duty members and honorably discharged veterans of the United States Armed Forces (U.S.A.F.), National Guard, or reserve components of the U.S.A.F. or National Guard. Current law provides a qualifying servicemember or veteran with a 25-percent discount on an annual entrance pass. This bill limits the benefit to Florida residents and increases the monetary value to that of a lifetime family annual entrance pass at no charge.

The bill takes effect July 1, 2022.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

¹⁴ Section 258.014(1), F.S.

¹⁵ *Id.*

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

Yes, see C. Government Sector Impact below.

B. Private Sector Impact:

Active duty servicemembers and veterans and their families who are Florida residents will pay no annual fee, rather than a 25-percent discounted fee, for entrance to state parks.

C. Government Sector Impact:

In Fiscal Year 2020-2021, Florida State Parks received more than \$660,000 in revenue associated with entrance passes for active duty servicemembers and honorably discharged veterans who receive the current 25 percent discount. For the past five years, the average annual revenue collected was \$580,000. Based on this amount, the Department of Environmental Protection (DEP) estimates an annual reduction of revenue into the State Parks Trust Fund to be between \$500,000 to \$650,000.¹⁶ Additionally, an indeterminate impact could result from a loss of revenue from day use entry fees of park users who availed themselves of the program that were not previously annual pass holders. DEP also anticipates an increased workload due to park staff having to issue additional annual passes to this user group.¹⁷

The fiscal impact does not include, however, cost savings from limiting the military benefit to residents. Out-of-state residents who currently qualify for the 25-percent discount should not be included in the estimate.¹⁸

The Revenue Estimating Conference also reviewed the bill for fiscal impact. The conference estimated a \$700,000 recurring impact from the bill. An insignificant negative impact to sales tax is also expected, as sales tax is currently included in an annual pass.¹⁹

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

¹⁶ Dep't of Environmental Protection, *2022 Legislative Session, HB 115* (on file with the Senate Committee on Environment and Natural Resources).

¹⁷ *Id.*

¹⁸ Email from Zach Good, Dep't of Environmental Protection (Nov. 1, 2021) (on file with the Senate Committee on Environment and Natural Resources).

¹⁹ 2022 Regular Session Revenue Estimating Conference, *Impact Conference Results* (Nov. 19, 2021), 43-44, available at <http://edr.state.fl.us/Content/conferences/revenueimpact/archives/2022/pdf/page43-44.pdf> (last visited Jan. 5, 2022).

VIII. Statutes Affected:

This bill substantially amends section 258.0145 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.
