

By Senator Burgess

20-01463-22

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1                   A bill to be entitled  
2           An act relating to the Emergency Preparedness and  
3           Response Fund; amending s. 11.90, F.S.; authorizing  
4           the Legislative Budget Commission to convene to  
5           transfer or appropriate certain funds to the Emergency  
6           Preparedness and Response Fund; amending s. 252.37,  
7           F.S.; revising legislative intent; authorizing the  
8           Governor to transfer and expend moneys from the  
9           Emergency Preparedness and Response Fund; authorizing  
10          the Governor to request that additional funds be  
11          transferred or appropriated to the Emergency  
12          Preparedness and Response Fund, subject to approval by  
13          the Legislative Budget Commission, under specified  
14          conditions; providing a transfer of funds; providing a  
15          contingent effective date.

16  
17 Be It Enacted by the Legislature of the State of Florida:

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19           Section 1. Subsection (8) is added to section 11.90,  
20           Florida Statutes, to read:

21           11.90 Legislative Budget Commission.—

22           (8) The commission may convene to transfer or appropriate  
23           unappropriated surplus funds to the Emergency Preparedness and  
24           Response Fund created under s. 252.3711.

25           Section 2. Subsection (2) of section 252.37, Florida  
26           Statutes, is amended to read:

27           252.37 Financing.—

28           (2) (a) It is the legislative intent that the first recourse  
29           be made to funds specifically ~~regularly~~ appropriated to state

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30 and local agencies for disaster relief or response.

31 (b) If the Governor finds that the demands placed upon  
32 these funds in coping with a particular disaster declared by the  
33 Governor as a state of emergency are unreasonably great, she or  
34 he may make funds available by transferring and expending moneys  
35 ~~appropriated for other purposes, by transferring and expending~~  
36 ~~moneys out of any unappropriated surplus funds, or from the~~  
37 Emergency Preparedness and Response ~~Budget Stabilization~~ Fund  
38 created under s. 252.3711. The Governor may request that  
39 additional funds be transferred or appropriated to the Emergency  
40 Preparedness and Response Fund by a budget amendment, subject to  
41 approval of the Legislative Budget Commission.

42 (c) Following the expiration or termination of the state of  
43 emergency, the Governor may transfer moneys with a budget  
44 amendment, subject to approval by the Legislative Budget  
45 Commission, to satisfy the budget authority granted for such  
46 emergency. The transfers and expenditures supporting the  
47 amendment must be directly related to the declared disaster or  
48 emergency.

49 Section 3. The Chief Financial Officer shall immediately  
50 transfer the nonrecurring sum of \$1 billion from the General  
51 Revenue Fund to the Emergency Preparedness and Response Fund in  
52 the Executive Office of the Governor to be used for preparing  
53 for or responding to a disaster declared by the Governor as a  
54 state of emergency.

55 Section 4. This act shall take effect on the same date that  
56 SB \_\_\_\_\_ or similar legislation takes effect, if such  
57 legislation is adopted in the same legislative session or an  
58 extension thereof and becomes a law.