

# FLORIDA HOUSE OF REPRESENTATIVES BILL ANALYSIS

*This bill analysis was prepared by nonpartisan committee staff and does not constitute an official statement of legislative intent.*

<b>BILL #:</b> <a href="#">CS/HB 1313</a> <b>TITLE:</b> Trust Funds/Re-creation/Resilient Florida Trust Fund/DEP <b>SPONSOR(S):</b> Mooney	<b>COMPANION BILL:</b> <a href="#">SB 1320</a> (Rodriguez) <b>LINKED BILLS:</b> None <b>RELATED BILLS:</b> None
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## Committee References

[Agriculture & Natural Resources Budget](#)

14 Y, 0 N, As CS



[Budget](#)

27 Y, 0 N

## SUMMARY

### Effect of the Bill:

The bill re-creates the Resilient Florida Trust Fund in the Department of Environmental Protection (DEP) and repeals the scheduled termination of the trust fund.

### Fiscal or Economic Impact:

None

### Extraordinary Vote Required for Passage:

The bill requires a three-fifths vote of the membership of both houses of the Legislature for final passage.

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## ANALYSIS

### **EFFECT OF THE BILL:**

The bill re-creates the Resilient Florida Trust Fund in the Department of Environmental Protection (DEP) and repeals the scheduled termination of the trust fund.

The effective date of the bill is July 1, 2025.

## RELEVANT INFORMATION

### **SUBJECT OVERVIEW:**

[Article III, Section 19\(f\) of the Florida Constitution](#) requires that all newly created trust funds terminate not more than four years after the initial creation unless re-created. This provision requires that a 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 or re-creating that trust fund.

The Resilient Florida Trust Fund is available as a funding source for the Resilient Florida Grant Program and the Statewide Flooding and Sea Level Rise Resilience Plan, including costs to operate the grant program, to develop the plan, and to provide grants to regional resilience coalitions. DEP also uses moneys deposited in the trust fund for administrative and operational costs of the Florida Flood Hub for Applied Research and Innovation and coastal resilience initiatives.<sup>1</sup> Trust Fund monies may only be expended pursuant to a legislative appropriation.

Moneys credited to the Trust Fund consist of proceeds from:

- Distribution in documents excise taxes (documentary stamp tax);

<sup>1</sup> Section [380.0935, F.S.](#)

- Federal grants;
- Interest earnings; and
- Gaming compact revenues.

As required by the Florida Constitution, the Trust Fund will terminate on July 1, 2025, unless terminated sooner or recreated. The Legislature must review the Trust Fund before its scheduled termination.

**RECENT LEGISLATION:**

YEAR	BILL #	HOUSE SPONSOR(S)	SENATE SPONSOR	OTHER INFORMATION
2021	<a href="#">SB 2514</a>	Environment, Agriculture & Flooding Subcommittee; Busatta	Appropriations	Created the Resilient Florida Trust Fund, effective July 1, 2021.

**BILL HISTORY**

COMMITTEE REFERENCE	ACTION	DATE	STAFF DIRECTOR/ POLICY CHIEF	ANALYSIS PREPARED BY
<a href="#">Agriculture &amp; Natural Resources Budget Subcommittee</a>	14 Y, 0 N, As CS		Topp	Byrd
THE CHANGES ADOPTED BY THE COMMITTEE:	Removed the reference to FLAIR number 20-2-055.			
<a href="#">Budget Committee</a>	27 Y, 0 N		Pridgeon	Byrd

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**THIS BILL ANALYSIS HAS BEEN UPDATED TO INCORPORATE ALL OF THE CHANGES DESCRIBED ABOVE.**  
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