

1 A bill to be entitled
2 An act relating to trust funds; re-creating the
3 Emergency Preparedness and Response Fund within the
4 Executive Office of the Governor; amending s.
5 252.3711, F.S.; revising and providing uses of moneys
6 deposited in the fund; providing requirements for the
7 deposit of federal reimbursements of state emergency
8 expenditures; providing reporting requirements;
9 revising provisions relating to the termination of the
10 fund; providing for retroactive application; providing
11 an effective date.

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13 Be It Enacted by the Legislature of the State of Florida:

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15 Section 1. The Emergency Preparedness and Response Fund
16 within the Executive Office of the Governor, which is to be
17 terminated pursuant to Section 19(f), Article III of the State
18 Constitution on February 17, 2026, is re-created.

19 Section 2. Section 252.3711, Florida Statutes, is amended
20 to read:

21 252.3711 Emergency Preparedness and Response Fund.—

22 (1) The Emergency Preparedness and Response Fund is
23 created within the Executive Office of the Governor.

24 (2) The fund is established for use as a depository for
25 state moneys specifically transferred or appropriated to the

26 fund by the Legislature. The moneys deposited in the fund are
27 available as a primary funding source for the Governor for
28 purposes of preparing or responding to an emergency as defined
29 in s. 252.34(4) ~~disaster~~ declared by the Governor as a state of
30 emergency that exceeds regularly appropriated funding sources.

31 (a) Moneys in the fund may be used for a state of
32 emergency that is a natural emergency as defined in s.
33 252.34(8). If such state of emergency has been renewed pursuant
34 to s. 252.36, the use of moneys in the fund is subject to the
35 notice, review, and objection procedures set forth in s.
36 216.177.

37 (b) Moneys in the fund may be used for a state of emergency
38 that is a manmade emergency as defined in s. 252.34(7) or a
39 technological emergency as defined in s. 252.34(12), subject to
40 the notice, review, and objection procedures set forth in s.
41 216.177. Notwithstanding s. 216.177(2)(b), either the chair or
42 vice chair of the Legislative Budget Commission or the President
43 of the Senate or the Speaker of the House of Representatives may
44 timely advise, in writing, that an action or proposed action
45 exceeds the delegated authority or is contrary to legislative
46 policy and intent.

47 (c) Moneys in the fund may not be used to purchase
48 aircraft, boats, or motor vehicles.

49 (d) Moneys in the fund may not be invested as provided in
50 s. 17.61 but shall be retained in the fund for investment with

51 interest appropriated to the General Revenue Fund as provided in
52 s. 17.57.

53 (3) Federal reimbursements of state emergency expenditures
54 shall not be deposited in the fund. Federal reimbursements of
55 state emergency expenditures shall be deposited in the General
56 Revenue Fund pursuant to s. 215.32(2)(a).

57 (4) On or before the 15th day of the month following each
58 quarter, the Executive Office of the Governor shall submit a
59 report to the President of the Senate and the Speaker of the
60 House of Representatives that includes the following:

61 (a) The projected year-end cash balance of the fund;
62 (b) An updated cash flow statement for that fiscal year;
63 (c) An accounting of all inventory and assets purchased,
64 separated by emergency event and agency, for preparing for,
65 responding to, or recovering from a state of emergency and the
66 current status of such assets; and

67 (d) A written attestation, under penalty of perjury, from
68 the director of the Division of Emergency Management that the
69 information in the report is true, accurate, and complete.

70 (5)(3) In accordance with s. 19(f)(2), Art. III of the
71 State Constitution, The Emergency Preparedness and Response Fund
72 shall, unless terminated sooner, be terminated on July 1, 2030 4
73 years after the effective date of this act. Before its scheduled
74 termination, the fund shall be reviewed as provided in s.
75 215.3208 s. 215.3206(1) and (2).

76 Section 3. This act shall operate retroactively to
77 February 17, 2026.
78 Section 4. This act shall take effect upon becoming a law.