

**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 Transportation and Economic Development Appropriations  
 Committee

BILL: SB 2136

INTRODUCER: Senator Fasano

SUBJECT: Federal Grants Trust Fund within the Department of State

DATE: February 28, 2008      REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Belcher	Noble	TA	<b>Favorable</b>
2.	_____	_____	_____	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

**I. Summary:**

Senate Bill 2136 creates the Federal Grants Trust Fund within the Department of State. The Federal Grants Trust Fund is established as a depository for allowable grant activities funded by restricted program revenues from federal sources. Funds shall be expended only pursuant to legislative appropriation or an approved amendment to the department's operating budget pursuant to the provisions of chapter 216, Florida Statutes.

The bill has an effective date of July 1, 2008.

**II. Present Situation:**

Article III, Section 19(f) of the Florida Constitution requires the termination of all state trust funds within 4 years of their initial creation, unless exempt by the Constitution or operation of law. The Legislature has placed agency funds on a staggered review cycle to facilitate the review process associated with trust fund termination, modification, or recreation. Included in the review of the department's existing trust funds is the creation of additional trust funds pursuant to s. 215.32, F.S. The section requires agencies, to the extent possible, to use the following trust funds for their day-to-day operations:

- Operating Trust Fund
- Operations and Maintenance Trust Fund
- Administrative Trust Fund
- Grants and Donations Trust Fund
- Agency Working Capital Trust Fund

Clearing Funds Trust Fund  
Federal Grant Trust Fund

Currently, the department uses the Operating Trust Fund, the Grants and Donations Trust Fund, the Library Services Trust Fund, and the Fine Arts Trust Fund as depositories for all grants and funding from the federal government.

### **III. Effect of Proposed Changes:**

This bill creates the Federal Grants Trust Fund within the Department of State effective July 1, 2008. The fund is established as a depository for allowable grant activities funded by restricted program revenues from federal sources. Funds shall be expended only pursuant to legislative appropriation or an approved amendment to the department's operating budget pursuant to the provisions of chapter 216, Florida Statutes.

### **IV. Constitutional Issues:**

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

### **V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

### **VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Additional Information:**

**A. Committee Substitute – Statement of Substantial Changes:**

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

None.

**B. Amendments:**

None.

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

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