

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: HB 687

Motor Vehicle Registration Applications

SPONSOR(S): Boyd

TIED BILLS:

IDEN./SIM. BILLS: SB 1394

	REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
1)	Roads, Bridges & Ports Policy Committee	20 Y, 0 N	McVay	Miller
2)	Economic Development & Community Affairs Policy Council	12 Y, 0 N	McVay	Tinker
3)	Full Appropriations Council on Education & Economic Development	19 Y, 0 N	Rayman	Martin
4)				
5)				

SUMMARY ANALYSIS

HB 687 requires that application and renewal forms for motor vehicle registration include an option to make a voluntary contribution of \$1 to the Florida Sheriffs Youth Ranches, Inc. A voluntary check-off box would be added to the DHSMV application forms. Any contributions collected would be transferred by DHSMV each month to Florida Sheriffs Youth Ranches, Inc., a not-for-profit organization.

Florida Statutes require organizations seeking a voluntary contribution "check-off" to submit to the DHSMV a request for the particular contribution being sought, an application fee not to exceed \$10,000, a short-term and long-term marketing plan, and an analysis outlining anticipated revenues and planned expenditures of such revenues. DHSMV must receive this information at least 90 days before convening of the next regular session.

DHSMV has certified that the Florida Sheriffs Youth Ranches, Inc. has complied with s. 322.081, F.S., regarding requests to establish a voluntary check-off, by submitting its letter of request, \$10,000 application fee, and approved short- and long-term marketing plans.

This act shall take effect July 1, 2009.

HOUSE PRINCIPLES

Members are encouraged to evaluate proposed legislation in light of the following guiding principles of the House of Representatives

- Balance the state budget.
- Create a legal and regulatory environment that fosters economic growth and job creation.
- Lower the tax burden on families and businesses.
- Reverse or restrain the growth of government.
- Promote public safety.
- Promote educational accountability, excellence, and choice.
- Foster respect for the family and for innocent human life.
- Protect Florida's natural beauty.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. EFFECT OF PROPOSED CHANGES:

Current Situation:

Section 320.02, (14) & (15) F.S., provides vehicle owners with an opportunity to make voluntary contributions to seven organizations or causes when registering a vehicle or when renewing a vehicle registration:

- Transportation Disadvantaged Trust Fund,
- Prevent Blindness Florida,
- Florida Mothers Against Drunk Driving, Inc.,
- Southeastern Guide Dogs, Inc.,
- Stop Heart Disease, and
- Children's Hearing Help Fund,
- State Homes for Veterans Trust Fund, and
- Family First

Currently, a contribution to the Florida Sheriffs Youth Ranches, Inc. is not an option for a voluntary contribution on motor vehicle registration and registration renewal forms.

Voluntary check-off contributions on vehicle registrations and driver's licenses must be authorized by a statutory change. Florida Statutes require organizations to submit to the DHSMV a request for the particular contribution being sought, an application fee not to exceed \$10,000, a short-term and long-term marketing plan, and an analysis outlining anticipated revenues and planned expenditures of such revenues. DHSMV must receive this information at least 90 days before convening of the next regular session. In addition, the law specifically prohibits the use of state funds to pay the application fee.

Effect of Proposed Changes:

HB 687 amends s. 320.02, F.S., to include voluntary donations to the Florida Sheriffs Youth Ranches, Inc., on motor vehicle registration and renewal of registration applications, respectively. DHSMV has certified that Florida Sheriffs Youth Ranches, Inc. has complied with s. 320.023, F.S. by timely

submitting its letter of request, \$10,000 application fee, and approved short- and long-term marketing plans.¹

Founded in 1957 by the Florida Sheriffs Association, the Youth Ranches is a non-profit, residential child-care and family service organization primarily dependent on gifts and support of donors. It is a nationally recognized, accredited agency with sites throughout the state of Florida.²

B. SECTION DIRECTORY:

Section 1 Adds a paragraph to subsection (15) of section 320.02, F.S., to include language permitting a voluntary contribution to Florida Sheriffs Youth Ranches, Inc. on the application form for motor vehicle registration and renewals of registration.

Section 2 Provides an effective date of July 1, 2009.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

	Amount Year 1 <u>FY 2009-10</u>	Amount Year 2 <u>FY 2010-011</u>	Amount Year 3 <u>FY 2011-12</u>
1. Revenues:			
Highway Safety Operating Trust Fund			
Application Fee	<u>\$ 10,000</u>	<u>\$ 0</u>	<u>\$ 0</u>

The revenue reflected above is the application fee required by s. 320.023, F.S., for the development of a new application form for motor vehicle registration and renewal.

2. Expenditures:			
Highway Safety Operating Trust Fund			
Programming Cost	<u>\$ 10,000</u>	<u>\$ 0</u>	<u>\$ 0</u>

The amount above reflects the programming cost to develop the new application form and is offset by the \$10,000 application fee.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

- 1. Revenues:
None
- 2. Expenditures:
None

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

¹ Letter from Electra Theodorides-Bustle, Executive Director, Department of Highway Safety and Motor Vehicles, to the Roads, Bridges, and Ports Policy Committee, dated Dec. 31, 2008. This letter is on file with the committee.

² Information taken from the Florida Sheriffs Youth Ranches website at <http://www.youthranches.org/site/>. Last accessed March 6, 2009.

1. Direct private sector costs:
Individuals who choose to contribute to the Florida Sheriffs Youth Ranches, Inc. pay a \$1 fee.
2. Direct private sector benefits:
Collection of this voluntary contribution will benefit the Florida Sheriffs Youth Ranches, Inc., a not-for-profit organization.
3. Effects on competition, private enterprise and employment markets:
None.

D. FISCAL COMMENTS:

Revenue generated by this voluntary contribution for the Florida Sheriffs Youth Ranches, Inc. is based on public interest and is therefore indeterminate. The department indicates that the bill has a neutral effect on the Highway Safety Operating Trust Fund.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

Not applicable because the bill does not appear to: require counties or cities to spend funds or take action requiring the expenditure of funds; reduce the authority that cities or counties have to raise revenues in the aggregate; or reduce the percentage of a state tax shared with cities or counties.

2. Other:

None

B. RULE-MAKING AUTHORITY:

None

C. DRAFTING ISSUES OR OTHER COMMENTS:

None

IV. AMENDMENTS/COUNCIL OR COMMITTEE SUBSTITUTE CHANGES

None.