

SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

(This document is based only on the provisions contained in the legislation as of the latest date listed below.)

Date: April 20, 1998 Revised: _____

Subject: Consumer Frauds Trust Fund

	<u>Analyst</u>	<u>Staff Director</u>	<u>Reference</u>	<u>Action</u>
1.	<u>Davoli</u>	<u>Smith</u>	<u>WM</u>	<u>Favorable</u>
2.	_____	_____	_____	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____

I. Summary:

This legislation recreates the Consumer Frauds Trust Fund without modification. The Consumer Frauds Trust Fund is administered by Justice Administration Commission.

II. Present Situation:

The receipts of the Consumer Frauds Trust Fund are expended for attorney fees and costs of investigation or litigation in proceedings resulting from the enforcement of the consumer protection laws of the state. The 1998-1999 fiscal year appropriation is \$34,286.

The primary source of revenue for the Consumer Frauds Trust Fund is a civil judgment of not more than \$10,000 per violation. The enforcing authority is entitled to receive reimbursement for attorney fees and costs of investigation or litigation incurred in enforcing the consumer protection laws of the state.

III. Effect of Proposed Changes:

This bill recreates the trust fund without modification.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Economic Impact and Fiscal Note:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

This legislation has no fiscal impact on state agencies or state funds, on local governments as a whole or on the private sector. It simply recreates, without modification, an existing state trust fund and continues the current use of the fund.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Amendments:

None.