

STORAGE NAME: h0435z.cfe

****FINAL ACTION****

DATE: May 5, 1998

****SEE FINAL ACTION STATUS SECTION****

**HOUSE OF REPRESENTATIVES
COMMITTEE ON
CHILDREN AND FAMILY EMPOWERMENT
FINAL BILL RESEARCH & ECONOMIC IMPACT STATEMENT**

BILL #: HB 435

RELATING TO: Youth employment

SPONSOR(S): Representative Bush

STATUTE(S) AFFECTED: s. 216.031, 216.151, 216.162, 216.163, F.S.

COMPANION BILL(S): None

ORIGINATING COMMITTEE(S)/COMMITTEE(S) OF REFERENCE:

- (1) CHILDREN AND FAMILY EMPOWERMENT YEAS 5 NAYS 1
- (2) GOVERNMENTAL OPERATIONS (W/D)
- (3) GENERAL GOVERNMENT APPROPRIATIONS (W/D)
- (4) TRANSPORTATION AND ECONOMIC DEVELOPMENT APPROPRIATIONS
- (5)

I. FINAL ACTION STATUS:

05/01/98 Died in House Committee on Transportation & Economic Development Appropriations.

II. SUMMARY:

The bill establishes the "Florida Comprehensive Youth Employment Act," requiring each state agency having an annual budget of \$1,000,000 or more to establish a separate category in its legislative budget request to provide for youth employment. The bill provides each agency head with the discretion for designating a separate portion of the youth employment category for the employment of minority youth. The bill further requires the Governor to include such categories and requests in his recommended balanced budget submitted according to sections 216.162 & 216.163, F.S.

The cost of the bill is indeterminate since it does not specify or provide guidelines concerning the size of the youth employment requests.

III. SUBSTANTIVE RESEARCH:

A. PRESENT SITUATION:

Section 216.031, F.S., provides that the head of each state agency submit "a legislative budget request, reflecting the independent judgment of the head of the state agency. . . with respect to the needs of the agency. . . during the next fiscal year. . ."

Similarly, s. 216.0235 (1), F.S., related to performance based program budget requests, states that the "head of each state agency shall submit a final legislative program budget request . . . based on the agency's independent judgment of its needs."

Section 216.162(1), F.S., provides that the Governor "shall furnish each senator and representative a copy of his or her recommended balanced budget for the state, based on the Governor's own conclusions and judgment. . ."

B. EFFECT OF PROPOSED CHANGES:

The bill would require each state agency having an annual budget of \$1,000,000 or more to establish a separate category in its legislative budget request to provide for youth employment. The bill provides each agency head with the discretion for designating a separate portion of the youth employment category for the employment of minority youth. The bill further requires the Governor to include such categories and requests in his recommended balanced budget submitted according to sections 216.162 & 216.163, F.S.

The bill does not indicate the amount or proportion of the agency's budget to be included in the request for youth employment. No provision is made for exemptions.

C. APPLICATION OF PRINCIPLES:

1. Less Government:

a. *Does the bill create, increase or reduce, either directly or indirectly:*

i. *Any authority to make rules or adjudicate disputes?*

No.

ii. *Any new responsibilities, obligations or work for other governmental or private organizations or individuals?*

No.

iii. *Any entitlement to a government service or benefit?*

If the requests for youth employment are funded, the bill would create an requirement that youth be employed in all state agencies.

b. *If an agency or program is eliminated or reduced:*

i. *What responsibilities, costs and powers are passed on to another program, agency, level or government, or private entity?*

Not applicable.

ii. *What is the cost of such responsibility at the new level/agency?*

Not applicable.

iii. *How is the new agency accountable to the people governed?*

Not applicable.

2. Lower Taxes:

a. *Does the bill increase anyone's taxes?*

No.

b. *Does the bill require or authorize an increase in any fees?*

No.

c. *Does the bill reduce total taxes, both rates and revenues?*

No.

d. *Does the bill reduce total fees, both rates and revenues?*

No.

e. *Does the bill authorize any fee or tax increase by any local government?*

No.

3. Personal Responsibility:

a. *Does the bill reduce or eliminate an entitlement to government services or subsidy?*

No. The bill could be viewed as creating an entitlement for youth employment at state agencies.

b. *Do the beneficiaries of the legislation directly pay any portion of the cost of implementation and operation?*

No.

4. Individual Freedom:

- a. *Does the bill increase the allowable options of individuals or private organizations/associations to conduct their own affairs?*

No.

- b. *Does the bill prohibit, or create new government interference with, any presently lawful activity?*

No.

5. Family Empowerment:

- a. If the bill purports to provide services to families or children:

- i. *Who evaluates the family's needs?*

No provision is made for determining eligibility for youth employment.

- ii. *Who makes the decisions?*

Presumably state agency's would make independent hiring decisions.

- iii. *Are private alternatives permitted?*

Not applicable.

- iv. *Are families required to participate in a program?*

No.

- v. *Are families penalized for not participating in a program?*

No.

- b. *Does the bill directly affect the legal rights and obligations between family members?*

No.

- c. *If the bill creates or changes a program providing services to families or children, in which of the following does the bill vest control of the program, either through direct participation or appointment authority:*

- i. *Parents and guardians?*

No.

- ii. *Services providers?*

No.

iii. *Government employees/agencies?*

The bill makes no mention of hiring decisions and appears to leave employment decisions in the hands of state agencies.

D. SECTION-BY-SECTION RESEARCH:

Section 1. creates the "Florida Comprehensive Youth Employment Act," requiring each state agency having an annual budget of \$1,000,000 or more to establish a separate category in its legislative budget request to provide for youth employment. The section provides each agency head with the discretion for designating a separate portion of the youth employment category for the employment of minority youth. The section further requires the Governor to include such categories and requests in his recommended balanced budget submitted according to sections 216.162 & 216.163, F.S.

Section 2. establishes an effective date of upon becoming law.

IV. FISCAL RESEARCH & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE AGENCIES/STATE FUNDS:

1. Non-recurring Effects:

Indeterminate

2. Recurring Effects:

Indeterminate

3. Long Run Effects Other Than Normal Growth:

Indeterminate

4. Total Revenues and Expenditures:

Indeterminate

B. FISCAL IMPACT ON LOCAL GOVERNMENTS AS A WHOLE:

1. Non-recurring Effects:

None

2. Recurring Effects:

None

3. Long Run Effects Other Than Normal Growth:

None

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

1. Direct Private Sector Costs:

None

2. Direct Private Sector Benefits:

None

3. Effects on Competition, Private Enterprise and Employment Markets:

None

D. FISCAL COMMENTS:

The cost of the bill is indeterminate since it does not specify or provide guidelines concerning the size of the youth employment requests. The amount of any appropriations would be determined by the Legislature.

V. CONSEQUENCES OF ARTICLE VII, SECTION 18 OF THE FLORIDA CONSTITUTION:

A. APPLICABILITY OF THE MANDATES PROVISION:

This bill does not require counties or municipalities to spend funds or to take an action requiring the expenditure of funds.

B. REDUCTION OF REVENUE RAISING AUTHORITY:

This bill does not require counties or municipalities to spend funds or to take an action requiring the expenditure of funds.

C. REDUCTION OF STATE TAX SHARED WITH COUNTIES AND MUNICIPALITIES:

This bill does not require counties or municipalities to spend funds or to take an action requiring the expenditure of funds.

VI. COMMENTS:

The bill makes no provision and provides no guidelines for agencies where the employment of youth may be hazardous or inadvisable.

02/05/97 H Prefiled

02/21/97 H Referred to Children & Family Empowerment (GSC); Governmental

STORAGE NAME: h0435z.cfe

DATE: May 5, 1998

PAGE 7

Operations (GRC); General Government Appropriations
03/04/97 H Introduced, referred to Children & Family Empowerment (GSC);
Governmental Operations (GRC); General Government Appropriations
-HJ 00071
04/01/97 H On Committee agenda-- Children & Family Empowerment (GSC),
04/07/97, 1:00 pm, 317C
04/07/97 H Comm. Action: Favorable by Children & Family Empowerment (GSC)
-HJ 00530
04/10/97 H Now in Governmental Operations (GRC) -HJ 00530
04/17/97 H Withdrawn from Governmental Operations (GRC) -HJ 00648
05/02/97 H Carried over to 1998 Session pursuant to House Rule 96, In House
Committee on General Government Appropriations
03/03/98 H CARRIED OVER; Referred to General Government Appropriations
03/06/98 H Withdrawn from General Government Appropriations -HJ 00141;
Rereferred to Transportation & Economic Development Appropriations
-HJ 00141
05/01/98 H Died in Committee on Transportation & Economic Development
Appropriations

AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

VII. SIGNATURES:

COMMITTEE ON CHILDREN AND FAMILY EMPOWERMENT:

Prepared by:

Legislative Research Director:

Bob Cox

Bob Barrios

**FINAL RESEARCH PREPARED BY COMMITTEE ON CHILDREN & FAMILY
EMPOWERMENT:**

Prepared by:

Legislative Research Director:

Bob Cox

Bob Barrios

**FINAL RESEARCH PREPARED BY COMMITTEE ON CHILDREN AND FAMILY
EMPOWERMENT:**

Prepared by:

Legislative Research Director:

Bob Cox

Bob Barrios

STORAGE NAME: h0435z.cfe

DATE: May 5, 1998

PAGE 8