

STORAGE NAME: h4617z.cj
DATE: August 6, 1998

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

**HOUSE OF REPRESENTATIVES
COMMITTEE ON
CRIMINAL JUSTICE APPROPRIATIONS
FINAL TRUST FUND RE-CREATION BILL RESEARCH**

BILL #: HB 4617
RELATING TO: Operating Trust Fund
SPONSOR(S): Criminal Justice Appropriations
COMPANION BILL(S):

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

- (1) Criminal Justice Appropriations YEAS 7 NAYS 0
- (2)
- (3)
- (4)
- (5)

I. FINAL ACTION STATUS:

HB 4617 passed the House on April 23, 1998; in the Senate was substituted for SB 2450 and passed on May 1, 1998. Became law without Governor's signature on May 30, 1998. Chapter Law 98-365.

II. SUMMARY:

This legislation re-creates the Operating Trust Fund without modification. The Operating Trust Fund is administered by the Department of Law Enforcement.

III. SUBSTANTIVE RESEARCH:

A. PRESENT SITUATION:

1. MAJOR STATUTES THAT CONTROL THE TRUST FUND:

- Section 790.065, F.S.,** provides for revenue from executing firearms record checks.
- Section 893.13, F.S.,** provides revenue from \$100 court fees.
- Section 943.053, F.S.,** provides revenue from fees collected by processing criminal history checks.
- Section 943.0585, F.S.,** provides revenue from a \$75 processing fee on certificates of eligibility for expunction of criminal records.
- Section 943.059, F.S.,** provides revenue from a \$75 processing fee on certificates of eligibility on sealing criminal records.

2. BRIEF DESCRIPTION OF THE FUND'S USES OR PURPOSES:

The Operating Trust Fund provides the funds necessary to operate the statewide criminal analysis laboratory system and to execute criminal history checks. In the 1998-1999 fiscal year, the legislature appropriated \$49,927,530.

STORAGE NAME: h4617z.cj

DATE: August 6, 1998

PAGE 2

3. MAJOR SOURCES OF REVENUE FOR THE FUND:

Fees collected from executing federal and state criminal history checks and firearms record checks account for about 75 percent of estimated revenue for FY 1998-1999.

B. EFFECT OF PROPOSED CHANGES:

This bill re-creates the trust fund without modification.

C. STATUTE(S) AFFECTED:

N/A

IV. FISCAL RESEARCH & ECONOMIC IMPACT STATEMENT:

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 re-creates, without modification, an existing state trust fund and continues the current use of the fund.

V. COMMENTS:

N/A

VI. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

N/A

STORAGE NAME: h4617z.cj

DATE: August 6, 1998

PAGE 3

VII. SIGNATURES: CRIMINAL JUSTICE APPROPRIATIONS

COMMITTEE ON:

Prepared by:

Legislative Research Director:

Mark Chichetto

James P. DeBeaugrine

**FINAL RESEARCH PREPARED BY COMMITTEE ON CRIMINAL JUSTICE
APPROPRIATIONS:**

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