

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.)

BILL: SB 1040

SPONSOR: Senator Lee

SUBJECT: Historical Resources

DATE: April 16, 1999 REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Rhea</u>	<u>Wilson</u>	<u>GO</u>	<u>Favorable</u>
2.	<u>Hayes</u>	<u>Hadi</u>	<u>FP</u>	<u>Fav/1 amendment</u>
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____

I. Summary:

The bill increases from \$1.5 million to \$2 million each fiscal year the amount of money that is transferred from the Corporations Trust Fund to the Historical Resources Operating Trust Fund.

This bill amends section 607.1901(2), Florida Statutes.

II. Present Situation:

The Department of State is created in s. 20.10, F.S. Seven divisions are established in the department, including the Division of Corporations and the Division of Historical Resources.

A Corporations Trust Fund is created in s. 607.1901, F.S. All funds required to be paid to the Division of Corporations are collected and deposited into this trust fund. The funds are required to be used for specified purposes. Pursuant to s. 607.1901(2), F.S., the Legislature appropriates from the Corporations Trust Fund such amounts as it deems necessary for the operation of the Division of Corporations. An amount equal to 2.9 percent of all moneys deposited each month in the fund is transferred to the Corporation Tax Administration Trust Fund.¹ In the last six months of any fiscal year, an amount equal to 43 percent of all moneys deposited each month into the fund is transferred to the General Revenue Fund.²

Additionally, the Division of Corporations is required to transfer from the trust fund to the Historical Resources Operating Trust Fund, quarterly, prorations transferring \$2 million each fiscal year to be used “. . . as provided in s. 267.0671, F.S.” That section is incorrectly cited and should be instead cited as s. 267.0617, F.S. Section 267.0617, F.S., provides for the Historic Preservation Grant Program. This program awards grants-in-aid, including matching grants, to any department or agency of the state; any unit of county, municipal, or other local government;

¹Section 213.31, F.S.

²Section 607.1901, F.S.

any corporation, partnership or other organization, whether public or private or whether or not for profit; or any individual for projects having as their purpose the identification, acquisition, protection, preservation, rehabilitation, restoration, or construction of historic sites and properties, or Florida history, or the planning of such activities.

Furthermore, s. 607.1901(2)(h), F.S., requires the Division of Corporations to transfer from the Corporations Trust Fund to the Historical Resources Operating Trust Fund \$1.5 million each fiscal year. Funds transferred to the Historical Resources Operating Trust Fund must be used as provided in s. 267.072, F.S. That section relates to the Museum of Florida history programs. Included in this section are the museum store in the Museum of Florida History, the Great Floridians program, and a grants-in-aid program relating to public educational exhibits relating to the historical resources of Florida.

The unencumbered balance in the Corporations Trust Fund at the close of each quarter within the fiscal year may not exceed \$300,000. Any funds in excess of this amount must be transferred unallocated to the General Revenue Fund.

The percentage of requests for Historical Museums Grants-in-Aid that are funded has declined during the past decade, even though the amount available for funding was increased in 1995.

HISTORICAL MUSEUMS GRANTS-IN-AID

YEAR	# of Requests	# of Requests Funded	Total Requested	Total Awarded	% Request Funded
1989	37	37	\$582,000.00	\$500,000.00	85%
1990	37	34	\$633,971.00	\$500,000.00	78%
1991	44	40	\$882,355.00	\$500,000.00	56%
1992	55	43	\$820,246.00	\$500,000.00	60%
1993	56	36	\$921,750.00	\$500,000.00	54%
1994	55	37	\$1,064,008.00	\$500,000.00	46%
1995	146	102	\$2,659,323.00	\$1,500,000.00	56%
1996	143	83	\$2,979,433.00	\$1,500,000.00	50%
1997	128	86	\$3,361,732.00	\$1,500,000.00	44%
1998	103	52	\$3,370,352.00	\$1,500,000.00	44%
1999	*101	* 50	\$3,908,756.00	\$1,500,000.00	*38%
	* estimated				

GRANTS BY YEAR AND INSTITUTION SIZE

Year	Budget	\$ Requested	\$ Funded	% Funded
1994	Under \$100,000	\$142,265.00	\$66,000.00	46%
	\$100,000 - \$300,000	\$298,924.00	\$127,229.00	42%
	Over \$300,000	\$270,000.00	\$136,771.00	50%
1995	Under \$100,000	\$198,860.00	\$105,000.00	52%
	\$100,000 - \$300,000	\$439,223.00	\$173,273.25	39%
	Over \$300,000	\$1,110,915.00	\$701,725.75	63%
1996	Under \$100,000	\$190,165.00	\$105,000.00	55%
	\$100,000 - \$300,000	\$844,761.00	\$323,336.25	38%
	Over \$300,000	\$897,610.00	\$534,341.75	59%
1997	Under \$100,000	\$205,595.00	\$102,552.25	49%
	\$100,000 - \$300,000	\$481,980.00	\$251,076.25	52%
	Over \$300,000	\$1,484,145.00	\$646,712.00	43%
1998	Under \$100,000	\$220,910.00	\$99,094.00	45%
	\$100,000 - \$300,000	\$444,145.00	\$90,310.00	20%
	Over \$300,000	\$1,870,945.00	\$945,596.00	51%
1999	Under \$100,000	*\$225,000.00	To be determined	*38%
	\$100,000 - \$300,000	*\$480,000.00	To be determined	*36%
	Over \$300,000	\$2,200,000.00	To be determined	*43%
	TOTAL			
	Under \$100,000	\$957,795.00	\$477,646.25	49.80%
	\$100,000 - \$300,000	\$2,509,033.00	\$965,224.75	38.40%

	Over \$300,000	\$5,633,615.00	\$2,965,146.50	52.60%
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III. Effect of Proposed Changes:

The bill increases from \$1.5 million to \$2 million each fiscal year the amount of money that is transferred from the Corporations Trust Fund to the Historical Resources Operating Trust Fund, thereby making available an additional \$500,000.00 per year for grant funding for historical resources.

The bill also corrects a statutory citation in s. 607.1901(2)(g), F.S. The statute refers to s. 267.0671, F.S., but should refer to s. 267.0617, F.S.

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:

The bill will increase the opportunity for museums and non-profit corporations that sponsor historical exhibits to obtain additional grant funding for educational exhibits relating to the history of Florida.

C. Government Sector Impact:

The Historical Resources Operating Trust Fund will be credited an additional \$500,000 per fiscal year from the Corporations Trust Fund. The revenue from the Corporations Trust Fund during the past five years is reported by the Division of Corporations as follows:

Fiscal Year	Trust Fund Amount
1994- 1995	\$137.3 million
1995-1996	\$139.2 million
1996-1997	\$138.8 million
1997-1998	\$142.3 million
1998-1999	\$145-146 million

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Amendments:

#1 by Fiscal Policy Committee:

This amendment provides an appropriation of \$500,000 recurring General Revenue for FY 1999-00 to the Department of State for funding Florida history museums and maintains the transfer from the Corporations Trust Fund at \$1.5 million for this purpose.

This Senate staff analysis does not reflect the intent or official position of the bill's sponsor or the Florida Senate.
