

STORAGE NAME: h1253z.gg
DATE: May 4, 1999

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

**HOUSE OF REPRESENTATIVES
COMMITTEE ON
GENERAL GOVERNMENT APPROPRIATIONS
FINAL TRUST FUND RE-CREATION ANALYSIS**

BILL #: HB 1253
RELATING TO: Re-creating the Agricultural Law Enforcement Trust Fund
SPONSOR(S): Committee on General Government Appropriations
COMPANION BILL(S):

ORIGINATING COMMITTEE(S)/COMMITTEE(S) OF REFERENCE:
(1) GENERAL GOVERNMENT APPROPRIATIONS YEAS 10 NAYS 0
(2)
(3)
(4)
(5)

I. FINAL ACTION STATUS:

HB 1253 passed the House on March 9, 1999, and passed the Senate on March 16, 1999. The bill was approved by the Governor and became law April 6, 1999 (Chapter 99-62, Laws of Florida).

II. SUMMARY:

This legislation re-creates the Agricultural Law Enforcement Trust Fund without modification, effective November 4, 2000. The Agricultural Law Enforcement Trust Fund, FLAIR #42-2-025, is administered by the Department of Agriculture and Consumer Services. This fund was created effective November 4, 1996, by Chapters 95-52, Laws of Florida.

III. SUBSTANTIVE ANALYSIS:

A. PRESENT SITUATION:

1. MAJOR STATUTES THAT CONTROL THE TRUST FUND:

Subsection 932.7055(5)(I), F.S., creates the trust fund.

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

The purpose of the fund is to control and account for proceeds received from forfeited properties, to be used by the agency to fund various law enforcement functions within the Department. Per section 932.7055(5)(I), F.S., if the seizing agency is the Department of Agriculture and Consumer Services, any remaining proceeds pursuant to the provisions of the Florida Contraband Forfeiture Act shall be deposited into the Agriculture Law Enforcement Trust Fund.

3. MAJOR SOURCES OF REVENUE FOR THE FUND:

The major sources of revenue for this trust fund are forfeiture of real property, personal property, and restitution, as a result of criminal or forfeiture proceedings under the provisions of the Florida Contraband Forfeiture Act. According to Comptroller data, there were no receipts to this fund for FY 1997-98.

B. EFFECT OF PROPOSED CHANGES:

This bill re-creates the trust fund without modification.

C. STATUTE(S) AFFECTED:

None.

IV. FISCAL ANALYSIS & 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:

None.

VI. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

None.

VII. SIGNATURES:

COMMITTEE ON GENERAL GOVERNMENT APPROPRIATIONS:

Prepared by:

Staff Director:

Sarah E. Spector

Cynthia P. Kelly

Marsha Belcher

FINAL ANALYSIS PREPARED BY THE COMMITTEE ON GENERAL GOVERNMENT APPROPRIATIONS:

Prepared by:

Staff Director:

Sarah E. Spector

Cynthia P. Kelly

Marsha Belcher