

STORAGE NAME: h1295z.gg
DATE: May 5, 1999

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

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

BILL #: HB 1295
RELATING TO: Re-creating the Mortgage Brokerage Guaranty 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)
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(4)
(5)

I. FINAL ACTION STATUS:

HB 1295 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 99-82, Laws of Florida).

II. SUMMARY:

This legislation re-creates the Mortgage Brokerage Guaranty Trust Fund without modification, effective November 4, 2000. The Mortgage Brokerage Guaranty Trust Fund, FLAIR #44-2-485, is administered by the Department of Banking and Finance. This fund was last re-created effective November 4, 1996, by Chapter 95-73, Laws of Florida.

III. SUBSTANTIVE ANALYSIS:

A. PRESENT SITUATION:

1. MAJOR STATUTES THAT CONTROL THE TRUST FUND:

Section 494.0017, F.S., creates the trust fund and provides a revenue source for the fund. Section 494.00171, F.S., provides a revenue source.

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

The fund provides a mechanism for the Department of Banking and Finance to pay valid claims related to mortgage brokerage regulation in the state.

3. MAJOR SOURCES OF REVENUE FOR THE FUND:

The major sources of revenue for the fund are transfers from the Regulatory Trust Fund of assessments against the industry. According to Comptroller data, receipts to this fund for FY 1997-98 were \$89,414.

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

Juliette Noble

**FINAL ANALYSIS PREPARED BY THE COMMITTEE ON GENERAL GOVERNMENT
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