

STORAGE NAME: h4057.ga

DATE: February 21, 2000

**HOUSE OF REPRESENTATIVES
AS REVISED BY THE COMMITTEE ON
GENERAL APPROPRIATIONS
ANALYSIS**

BILL #: HB 4057 (PCB RC 00-29)

RELATING TO: Florida Statutes/Repeals

SPONSOR(S): Committee on Rules & Calendar and Representative Byrd

TIED BILL(S): None

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

- (1) RULES AND CALENDAR YEAS 16 NAYS 0
 - (2) GENERAL APPROPRIATIONS
 - (3)
 - (4)
 - (5)
-

I. SUMMARY:

This bill repeals three sections of the state budget law, Chapter 216, F.S., that have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded.

This bill does not have a fiscal impact on state or local governments.

II. SUBSTANTIVE ANALYSIS:

A. DOES THE BILL SUPPORT THE FOLLOWING PRINCIPLES:

- | | | | |
|-----------------------------------|------------------------------|-----------------------------|---|
| 1. <u>Less Government</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 2. <u>Lower Taxes</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. <u>Individual Freedom</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. <u>Personal Responsibility</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. <u>Family Empowerment</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

For any principle that received a "no" above, please explain:

B. PRESENT SITUATION:

Section 216.0154, F.S., requires the Executive Office of the Governor (EOG) to analyze the need for capital facilities based on state and national trends. Analysis feeds into the state's comprehensive planning process. EOG must automate the database of needed facilities. The data is available to agencies and used in the preparation of their legislative budget requests.

Section 216.0162, F.S., provides that EOG monitor and evaluate the planning and budgeting process for capital facilities. It requires an annual report on the state's progress in meeting its capital facility planning goals.

Section 216.0315, F.S., requires agencies with international programs to separate those programs in their legislative budget requests.

C. EFFECT OF PROPOSED CHANGES:

See "Section-by-Section Analysis."

D. SECTION-BY-SECTION ANALYSIS:

Section 1: Repeals s. 216.0154, F.S.

Section 216.0154, F.S., requires the EOG to analyze the need for capital facilities based on state and national trends. Analysis feeds into the state's comprehensive planning process, subsequently requiring EOG to automate the database of needed facilities. The data is made available to agencies and used in the preparation of their legislative budget requests. Currently, section 216.0158, F.S., requires each agency as well as the judicial branch to analyze five-year capital facility needs, and directs EOG to prepare a comprehensive plan. Therefore, s. 216.0154, F.S., is superfluous and obsolete.

Section 2: Repeals s. 216.0162, F.S.

Created in 1984, section 216.0162, F.S., provides that EOG monitor and evaluate the planning and budgeting process for capital facilities. It requires an annual report on the state's progress in meeting its capital facility planning goals. Currently, s. 216.015(4), F.S.,

makes EOG responsible for coordination, development, and direction of the comprehensive capital facilities planning and budgeting process; and ss. 216.0152, 216.0158, and 216.016, F.S., each require annual reports. As a result, s. 216.0162, F.S., provides no change in current practice, and is obsolete.

Section 3: Repeals s. 216.0315, F.S.

Created in 1993 and modified in a 1999 reviser bill, s. 216.0315, F.S., requires agencies with international programs to separate those programs in their legislative budget requests. Since its enactment, this section has never been implemented. Although it has been included in the annual budget instructions, neither the agencies nor the Legislature have reported these programs separately.

III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None

2. Expenditures:

None

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None

2. Expenditures:

None

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None

D. FISCAL COMMENTS:

None

IV. 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.

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B. REDUCTION OF REVENUE RAISING AUTHORITY:

This bill does not reduce the authority that municipalities or counties have to raise revenues in the aggregate.

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

This bill does not reduce the percentage of a state tax shared with counties or ~~municipalities.~~

V. COMMENTS:

A. CONSTITUTIONAL ISSUES:

None

B. RULE-MAKING AUTHORITY:

None

C. OTHER COMMENTS:

None

VI. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

N/A

VII. SIGNATURES:

COMMITTEE ON GENERAL APPROPRIATIONS:

Prepared by:

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