

STORAGE NAME: h0057B.frc.doc
DATE: October 24, 2001

HOUSE OF REPRESENTATIVES
FISCAL RESPONSIBILITY COUNCIL
ANALYSIS

BILL #: HB 57B (PCB FRC 01-11B)
RELATING TO: Inmate Welfare Trust Fund
SPONSOR(S): Fiscal Responsibility Council and Representative Ball
TIED BILL(S):

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

- (1) FISCAL RESPONSIBILITY COUNCIL YEAS 22 NAYS 5
 - (2)
 - (3)
 - (4)
 - (5)
-

I. SUMMARY:

This bill allows the Secretary of the Department of Corrections to set the amount of the funds that inmates can draw from their individual accounts per week, not to exceed \$100.

The department projects that increasing the amount that inmates can draw will generate additional canteen and telephone profits that can be used for inmate programs.

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:

The Inmate Welfare Trust Fund is established in the Department of Corrections to benefit inmates. It is a major source of funding for inmate education and substance abuse programs in the department. The primary sources of revenue into the fund include retail sales to inmates at prison canteens and telephone commissions. Currently, inmates are limited in the amount of purchases they can make from prison canteens by the \$45 weekly cap imposed by Chapter 945.215, Florida Statutes. This language also tends to limit the profit going into the trust fund from sales to inmates.

The current House budget reduction proposal includes the use of \$750,000 from the Inmate Welfare Trust Fund which will annualize to \$3 million in FY 2002-03.

C. EFFECT OF PROPOSED CHANGES:

This bill will allow the Secretary of the Department of Corrections to set the maximum amount that inmates may draw from their individual accounts, not to exceed \$100 per week.

D. SECTION-BY-SECTION ANALYSIS:

See Effect of Proposed Changes above.

III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

The department estimates that allowing the Secretary to raise the weekly amount that inmates can draw will generate additional sales and \$3 million in profits going into the Inmate Welfare Trust Fund on an annual basis.

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 municipalities or counties to spend money.

B. REDUCTION OF REVENUE RAISING AUTHORITY:

This bill does not reduce the authority of municipalities or counties to raise revenue

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

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

V. COMMENTS:

A. CONSTITUTIONAL ISSUES:

None.

B. RULE-MAKING AUTHORITY:

None.

C. OTHER COMMENTS:

None.

VI. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

N/A

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VII. SIGNATURES:

FISCAL RESPONSIBILITY COUNCIL:

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