

STORAGE NAME: h0061B.frc.doc
DATE: October 24, 2001

HOUSE OF REPRESENTATIVES
FISCAL RESPONSIBILITY COUNCIL
ANALYSIS

BILL #: HB 61B (PCB FRC 01-10B)
RELATING TO: County Article V 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 18 NAYS 9
 - (2)
 - (3)
 - (4)
 - (5)
-

I. SUMMARY:

This bill expands the allowable uses of the County Article V Trust Fund to include funding for the State Courts System.

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 uses of funds in the Article V Trust Fund are presently designated in statute. Allowable uses include reimbursement to counties for costs they incur under Article V of the State Constitution, operating expenses of the State Attorneys and Public Defenders, small county courthouse construction, and other purposes. Current statutes do not specifically allow the use of these funds for general operating expenses of the state courts system.

Annual revenues into the fund are approximately \$25 million. Total appropriations from the trust fund for FY 2001-02 are \$8 million, with approximately \$4.3 million going to reimburse counties.

The current House budget reduction proposal includes the use of \$26 million from the Article V Trust Fund for state court system operations.

C. EFFECT OF PROPOSED CHANGES:

The bill will allow the use of funds from the Article V Trust Fund for state court system operations.

D. SECTION-BY-SECTION ANALYSIS:

See effect of proposed changes.

III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

See fiscal comments.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

See fiscal comments.

2. Expenditures:

None.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None.

D. FISCAL COMMENTS:

Expenditure of Article V Trust Funds on state courts operations pursuant to this bill could impact the amount of funds available to distribute to counties.

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:

Prepared by:

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