

**STORAGE NAME:** h1271.fpr.doc  
**DATE:** February 17, 2002

**HOUSE OF REPRESENTATIVES  
COMMITTEE ON  
FISCAL POLICY & RESOURCES  
ANALYSIS**

**BILL #:** HB 1271  
**RELATING TO:** Distribution of motor and other fuel taxes  
**SPONSOR(S):** Representative(s) Dockery  
**TIED BILL(S):**

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

- (1) FISCAL POLICY & RESOURCES
  - (2) TRANSPORTATION
  - (3) FISCAL RESPONSIBILITY COUNCIL
  - (4)
  - (5)
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I. SUMMARY:

This bill transfers \$8 million in fuel sales tax revenues generated from the sale of motor and other fuels at marinas to the Marine Resource Conservation Trust Fund to fund law enforcement efforts by the Fish and Wildlife Conservation Commission.

This bill transfers \$1 million in fuel sales tax revenues generated from the sale of motor and other fuels at marinas to the Marine Resource Conservation Trust Fund to be used for public launching facilities.

This act shall take effect July 1, 2002.

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 Marine Resources Conservation Trust Fund provides receipt of funding for various marine-related activities, including marine education, information, law enforcement, research, and fisheries enhancement.

The fuel sales tax rate is 6 percent on the retail sales of motor and diesel fuel. The tax is levied by applying the 6 percent rate to the legislative initially established price of \$1.148 per gallon. On January 1 of each year, this established price is adjusted by the percentage change in the average of the consumer price index. The rate cannot fall below 6.9 cents per gallon.

C. EFFECT OF PROPOSED CHANGES:

A total of \$9 million will be transferred from the State Transportation Trust Fund to comply with the provision in this bill.

D. SECTION-BY-SECTION ANALYSIS:

See Section C, Effect of Proposed Changes

III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

The fiscal impact of this bill would reduce the State Transportation Trust Fund by \$9 million on a recurring basis starting July 1, 2002.

The transference of revenue shall be distributed in equal monthly amounts.

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:

The actual amount of tax revenues generated at marinas from the sale of motor and other fuels is not known.

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.

B. REDUCTION OF REVENUE RAISING AUTHORITY:

This bill will not reduce the authority of counties and municipalities to raise total aggregate revenues.

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

This bill is not anticipated to reduce the total aggregate percent of 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

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VII. SIGNATURES:

COMMITTEE ON FISCAL POLICY & RESOURCES:

Prepared by:

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