

STORAGE NAME: h0625z.it.doc
DATE: April 8, 2002

****FAILED TO PASS THE LEGISLATURE****

HOUSE OF REPRESENTATIVES
HOUSE INFORMATION TECHNOLOGY
FINAL ANALYSIS

BILL #: CS/HB 625
RELATING TO: Digital Divide Trust Fund
SPONSOR(S): Council for Ready Infrastructure and Representative(s) Jennings
TIED BILL(S): None

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

- (1) INFORMATION TECHNOLOGY YEAS 11 NAYS 0
- (2) FISCAL RESPONSIBILITY COUNCIL YEAS 20 NAYS 0
- (3) COUNCIL FOR READY INFRASTRUCTURE YEAS 17 NAYS 0
- (4)
- (5)

I. SUMMARY:

This bill creates the Digital Divide Trust Fund in the State Technology Office, effective July 1, 2002. The Digital Divide Trust Fund is created for the purpose of receiving and disbursing funds to pay part or all the cost of facilitating design and implementation of one or more programs that use information technology to educate and train members of economically disadvantaged families to become qualified to compete for high-skill, high-wage employment opportunities in Florida.

The bill authorizes the Digital Divide Council to administer the Trust Fund and provides that the Trust Fund is to be funded from, but not limited to, appropriations from the state and gifts, donations, and matching contributions from other public agencies and private persons and entities.

The bill also provides that, pursuant to Section 19(f)(2), Article III of the State Constitution, the Trust Fund will terminate on July 1, 2006, if not re-created by law at an earlier date.

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:

Pursuant to section 282.005, F.S., the State Technology Office has the primary responsibility and accountability for the planning, budgeting, acquisition, development, implementation, use, and management of information technology within the state. The Digital Divide Council was created within the State Technology Office pursuant to section 445.049, F.S. The Digital Divide Council has the purpose of providing families with inadequate access to information technology with the resources necessary to achieve such access.

C. EFFECT OF PROPOSED CHANGES:

This bill creates the Digital Divide Trust Fund in the State Technology Office, effective July 1, 2002. The revenue sources for this trust fund will include appropriations from the state and gifts, donations, and matching contributions from other public agencies and private persons and entities.

The Digital Divide Trust Fund will enable the State Technology Office, through the Digital Divide Council, to provide funding in order to design and implement programs that use information technology to educate and train members of economically disadvantaged families to become qualified to compete for high-skill, high-wage employment opportunities in Florida.

D. SECTION-BY-SECTION ANALYSIS:

See Effect of Proposed Changes section above.

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:

The revenue sources in the Digital Divide Trust Fund will be appropriations from the state and gifts, donations, and matching contributions from other public agencies and private persons and entities.

IV. CONSEQUENCES OF ARTICLE VII, SECTION 18 OF THE FLORIDA CONSTITUTION:

A. APPLICABILITY OF THE MANDATES PROVISION:

This bill does not require a county or municipality to spend funds or take any action requiring the expenditure of funds.

B. REDUCTION OF REVENUE RAISING AUTHORITY:

This bill does not reduce the revenue raising authority of counties or municipalities.

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

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

V. COMMENTS:

A. CONSTITUTIONAL ISSUES:

None.

B. RULE-MAKING AUTHORITY:

None.

C. OTHER COMMENTS:

On March 13, 2002, the bill was on the Special Order Calendar and was read a 2nd time. On March 20, 2002, the bill was on the Special Order Calendar, read a third time, and passed by a vote of 118 yeas to 0 nays. The bill was then forwarded to the Senate in messages from the House. On March 22, 2002, the Senate referred the bill to the Committee on Commerce and Economic Opportunities, the General Government Appropriations Subcommittee, and the Appropriations Committee. The bill died in Commerce and Economic Opportunities.

VI. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

At its February 22, 2002, meeting, the Fiscal Responsibility Council adopted two amendments. These amendments eliminate the requirements that the State Technology Office and the Governor make recommendations regarding the modification of the trust fund and eliminate a restriction on the purpose of the trust fund. These amendments were engrossed in the bill when the bill was made a council substitute during the February 26, 2002, meeting of the Ready Infrastructure Council.

VII. SIGNATURES:

COMMITTEE ON INFORMATION TECHNOLOGY:

Prepared by:

John A. Barley

Staff Director:

Charles Davidson

AS REVISED BY THE FISCAL RESPONSIBILITY COUNCIL:

Prepared by:

Melissa Engle

Council Director:

David Coburn

AS FURTHER REVISED BY THE COUNCIL FOR READY INFRASTRUCTURE:

Prepared by:

Randy L. Havlicak

Council Director:

Thomas J. Randle

FINAL ANALYSIS PREPARED BY THE COMMITTEE ON HOUSE INFORMATION TECHNOLOGY:

Prepared by:

John A. Barley

Staff Director:

Charles Davidson