

# SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

BILL: SB 894

SPONSOR: Senator Clary

SUBJECT: Department of Revenue Clerks of the Court Trust Fund

DATE: December 9, 2002 REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Blizzard</u>	<u>Hayes</u>	<u>AGG</u>	<u>Favorable</u>
2.	<u>                    </u>	<u>                    </u>	<u>AP</u>	<u>                    </u>
3.	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
4.	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
5.	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
6.	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>

## I. Summary:

This legislation re-creates the Department of Revenue Clerks of the Court Trust Fund, FLAIR number 73-2-588. Re-creation is effective for four years beginning on November 4, 2004. This fund was created effective March 1, 2002, by Chapter 2001-121, Laws of Florida.

## II. Present Situation:

Section 213.131, F.S., creates the fund. The Department of Revenue Clerks of the Court Trust Fund was established to create a single state clearing trust fund into which various fines and fees collected by the clerks of court are deposited. Moneys transmitted electronically by the clerks to the department include proceeds from the taxes imposed by Florida Statutes chapter 199, Intangibles Tax; Florida Statutes chapter 201, Documentary Stamp Tax; and all other fees, fines, reimbursements, court costs, or other court-related funds that the clerks must remit to the state pursuant to law.

## III. Effect of Proposed Changes:

This bill re-creates the trust fund without modification. It repeals s. 213.131(2), F.S., to remove the requirement that the fund be reviewed prior to July 1, 2005, since that review has resulted in this legislation.

## IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

**V. Economic Impact and Fiscal Note:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

This legislation has no fiscal impact on state agencies or state funds, on local governments as a whole or on the private sector. It simply re-creates, without modification, an existing state trust fund and continues the current use of the fund.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Amendments:**

None.