

HOUSE OF REPRESENTATIVES TRUST FUND CREATION STAFF ANALYSIS

BILL #: HB 1779 PCB FC 05-24 Administrative Trust Fund
SPONSOR(S): Fiscal Council
TIED BILLS: **IDEN./SIM. BILLS:** SB 1398

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
Orig. Comm.: Fiscal Council	22 Y, 0 N	Jensen-Friedman	Kelly
1) _____	_____	_____	_____
2) _____	_____	_____	_____
3) _____	_____	_____	_____
4) _____	_____	_____	_____
5) _____	_____	_____	_____

I. SUMMARY

PCB FC 05-24 creates the Administrative Trust Fund within the Fish and Wildlife Conservation Commission (FWCC) effective July 1, 2005. This trust fund is established to be used for management activities that are commission-wide in nature and funded by indirect cost earnings or assessments against trust funds. Funds that will be credited to the Administrative Trust Fund will consist of indirect cost reimbursements from grantors, administrative assessments against trust funds, interest earnings, and other appropriate administrative fees.

This bill creates section 372.101, Florida Statutes.

II. SUBSTANTIVE ANALYSIS

A. PRESENT SITUATION:

Article III, Section 19(f) of the Florida Constitution requires that trust funds pass with a 3/5 vote in each house and be in a separate bill for the sole purpose of creating that trust fund. The constitution also requires that all agency trust funds terminate every four years unless recreated.

Florida Statutes 215.3208 (1) provides that, in order to implement Article III, Section 19(f) of the Florida Constitution, a schedule for review of trust funds be included in the legislative budget instructions developed pursuant to Florida Statutes 216.023. Trust Funds in FWCC are scheduled for review this year.

In order to meet accounting standards established by the Government Accounting Standards Board (GASB), section 215.32, Florida Statutes was amended last session to require that agencies have certain trust funds for day-to-day operations. One of the required trust funds is an administrative trust fund. FWCC currently does not have an administrative trust fund. With its scheduled review of trust funds, the agency has requested and the Governor has recommended the creation of this trust fund to comply with section 215.32, F.S.

B. EFFECT OF PROPOSED CHANGES:

The creation of this trust fund will allow the Florida Fish and Wildlife Conservation Commission to receive funds from indirect cost reimbursements from grantors, administrative assessments against trust funds, interest earnings, and other appropriate administrative fees. The Commission will use this trust fund as a depository for funds to be used for management activities that are commission-wide in nature and funded by indirect cost earnings or assessments against trust funds.

The trust fund will terminate in four years, on July 1, 2009, pursuant to Article III, Section 19(f)(2).

III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

IV. COMMENTS

V. AMENDMENTS/COMMITTEE SUBSTITUTE & COMBINED BILL CHANGES