

HOUSE OF REPRESENTATIVES TRUST FUND CREATION STAFF ANALYSIS

BILL #: HB 1905 (PCB BR 05-02) Slot Machine Administrative Trust Fund
SPONSOR(S): Business Regulation Committee and Representative Attkisson
TIED BILLS: HB 1901 IDEN./SIM. BILLS:

Table with 4 columns: REFERENCE, ACTION, ANALYST, STAFF DIRECTOR. Row 1: Orig. Comm.: Business Regulation Committee, 14 Y, 0 N, Morris, Liepshutz. Rows 2-6 are numbered 1) through 5) with blank lines.

I. SUMMARY

This bill creates the Slot Machine Administrative Trust Fund in the Department of Business and Professional Regulation. Funds to be deposited into the Slot Machine Administrative Trust Fund will consist of the various license fees and administrative and civil penalties collected as a result of the regulation of slot machine gambling in the state.

II. SUBSTANTIVE ANALYSIS

A. PRESENT SITUATION:

1. MAJOR STATUTES THAT CONTROL THE TRUST FUND:

Section 19(f) of Article III of the State Constitution provides that trust funds may only be created by law with a three-fifths vote of the membership of each house and must pass in a bill that contains no other substantive issue.

The Slot Machine Administrative Trust Fund is created pursuant to section 19(f)(2) of the State Constitution which terminates the trust fund four years after the effective date unless it is terminated sooner by general law.

Section 215.3206(1), Florida Statutes, provides specific review requirements prior to a trust fund's termination or re-creation. In the case of this trust fund, the Governor and the Department of Business and Professional Regulation must make a recommendation to the Legislature whether the trust fund should be re-created or terminated.

2. BRIEF DESCRIPTION OF THE FUND'S USES OR PURPOSES:

The purpose of this trust fund is to be the depository of various license fees and administrative and civil penalty revenues which are to be used to provide for the operation of the Division of Slot Machine Gaming in the Department of Business and Professional Regulation.

3. MAJOR SOURCES OF REVENUE FOR THE FUND:

The sources of revenue for this trust fund shall be moneys collected from the various license fees and administrative and civil penalties collected as a result of the regulation of slot machine gambling in the state

4. TOTAL PROJECTED RECEIPTS INTO THE FUND AND CURRENT YEAR APPROPRIATIONS FROM THE FUND:

Unknown at this time.

B. EFFECT OF PROPOSED CHANGES:

The bill creates the Slot Machine Administrative Trust Fund contingent upon approval by the Legislature of linked legislation implementing a regulatory structure for slot machine gambling in the state.

Passage of this legislation requires a three-fifths vote.

III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

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 creates a state trust fund with appropriations to or expenditures from the trust fund dependent upon legislative approval of a linked bill.

IV. COMMENTS

V. AMENDMENTS/COMMITTEE SUBSTITUTE & COMBINED BILL CHANGES