

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

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

Prepared By: The Professional Staff of the Criminal and Civil Justice Appropriations Committee

BILL: SB 1108

INTRODUCER: Senator Crist

SUBJECT: Administrative Trust Fund/DOC

DATE: February 3, 2009 REVISED: 02/19/09 _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Toms	Sadberry	JA	Favorable
2.	_____	_____	_____	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

I. Summary:

This bill re-creates the Administrative Trust Fund within the Florida Department of Corrections without modification, and repeals the provisions that would have terminated the trust fund. This bill amends s. 20.3151, Florida Statutes.

II. Present Situation:

Article III, Section 19(f) of the Florida Constitution requires the termination of state trust funds within four years of their initial creation, unless exempt by the Constitution or operation of law. The Administrative Trust Fund within the Florida Department of Corrections will terminate on July 1, 2010.

The Administrative Trust Fund consists of revenues generated through administrative assessments against trust funds, indirect cost reimbursements from grantors, interest earnings and other appropriate administrative fees. In Fiscal Year 2008-09, the Legislature appropriated \$6,744,729 from the Administrative Trust Fund for the Department of Corrections based on anticipated revenue receipts. The appropriation is specifically used to pay a portion of salaries and benefits and other expenses in department administration to support department-wide activities such as human resources, accounting, billing, purchasing and other management activities and functions.

III. Effect of Proposed Changes:

This bill re-creates the trust fund without modification.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

This bill 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. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

B. Amendments:

None.