

**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 Budget Committee

**BILL:** SB 1042  
**INTRODUCER:** Budget Subcommittee on Transportation, Tourism, and Economic Development  
**SUBJECT:** Federal Grants Trust Fund/Highway Safety and Motor Vehicles  
**DATE:** February 14, 2011      **REVISED:** \_\_\_\_\_

|    | ANALYST | STAFF DIRECTOR | REFERENCE | ACTION           |
|----|---------|----------------|-----------|------------------|
| 1. | Carey   | Meyer          | BC        | <b>Favorable</b> |
| 2. | _____   | _____          | _____     | _____            |
| 3. | _____   | _____          | _____     | _____            |
| 4. | _____   | _____          | _____     | _____            |
| 5. | _____   | _____          | _____     | _____            |
| 6. | _____   | _____          | _____     | _____            |

**I. Summary:**

This bill re-creates the Federal Grants Trust Fund, FLAIR number 76-2-261, within the Department of Highway Safety and Motor Vehicles. This trust fund serves as a repository of grants and funding from the Federal Government, interest earnings, and cash advances from other trust funds. Re-creation is effective beginning July 1, 2011 prior to the scheduled termination date of July 1, 2012.

This bill repeals the section 20.241(3) of the Florida Statutes.

**II. Present Situation:**

Article III, section 19(f) of the Florida Constitution requires the termination of all state trust funds no later than four years after their initial creation unless re-created or exempted from termination by the Florida Constitution or operation of law. Section 20.241, F.S., creates the Federal Grants Trust Fund within the Department of Highway Safety and Motor Vehicles. The Federal Grants Trust Fund serves as a repository of grants and funding from the Federal Government, interest earnings, and cash advances from other trust funds.

The Federal Grants Trust Fund will terminate on July 1, 2012, if no action is taken by the legislature to re-create. Re-creation requires a three-fifths vote of the membership of each house of the legislature.

**III. Effect of Proposed Changes:**

The Federal Grants Trust Fund within the Department of Highway Safety and Motor Vehicles will be re-created prior to the scheduled termination date of July 1, 2012. 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:**

Pursuant to s. 19(f), Article III of the Florida Constitution, re-creation of the Federal Grants Trust must pass by a three-fifths vote of the membership of each house of the legislature.

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

None.

**B. Private Sector Impact:**

None.

**C. Government Sector Impact:**

This bill has no fiscal impact

**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.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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