

**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.)

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Prepared By: The Professional Staff of the Budget Subcommittee on Education Pre-K - 12 Appropriations

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**BILL:** SPB 7028

**INTRODUCER:** For consideration by the Budget Subcommittee on Education Pre-K - 12 Appropriations

**SUBJECT:** Operating Trust Fund/Department of Education

**DATE:** February 10, 2011      **REVISED:** \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Armstrong	Hamon		<b>Pre-meeting</b>
2.				
3.				
4.				
5.				
6.				

**I. Summary:**

This bill re-creates the Operating Trust Fund, FLAIR number 48-2-510, within the Department of Education.

This bill repeals the following subsection of the Florida Statutes: 1001.281 (4).

**II. Present Situation:**

In accordance with Section 19(f)(2), Article III of the State Constitution, the Operating Trust Fund shall, unless terminated sooner, be terminated on July 1, 2012. Before its scheduled termination, the trust fund shall be reviewed as provided in s. 215.3206 (1) and (2), Florida Statutes.

The Operating Trust Fund is used as a depository for funds to be used for program operations funded by program revenues. Moneys to be credited to the trust fund include, but are not limited to, revenues received from fees for General Equivalency Diploma (GED) testing and the leasing of available time for the state's satellite transponder resources. The revenue for this fund for the 2010-11 fiscal year is \$1,538,201.

**III. Effect of Proposed Changes:**

The effect of this bill is to re-create the Operating Trust Fund effective July 1, 2011, based on a review as required in Section 215.3206 (1) and (2), Florida Statutes, to be used as provided in Section 1001.281, Florida Statutes.

**Other Potential Implications:****IV. Constitutional Issues:**

## A. Municipality/County Mandates Restrictions:

None.

## B. Public Records/Open Meetings Issues:

None.

## C. Trust Funds Restrictions:

None.

## D. Other Constitutional Issues:

**V. Fiscal Impact Statement:**

## A. Tax/Fee Issues:

None.

## B. Private Sector Impact:

None.

## C. Government Sector Impact:

None.

**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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