

**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 Committee on Appropriations

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BILL: SB 204

INTRODUCER: Senator Gardiner

SUBJECT: Transportation Revenue Bond Trust Fund/Department of Transportation

DATE: January 22, 2013      REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Carey	Hansen	AP	<b>Pre-meeting</b>
2.	_____	_____	_____	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

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**I. Summary:**

SB 204 terminates three trust funds within the Department of Transportation: the Everglades Parkway Construction Trust Fund; the Jacksonville Transportation Authority Project Trust Fund; and the Federal Law Enforcement Trust Fund. The bill is effective July 1, 2013, and has no fiscal impact on state or local funds.

This bill repeals sections 339.082 and 932.7055(6)(j), Florida Statutes, and section 2(2)(b) and (f) of chapter 2004-235, Laws of Florida.

**II. Present Situation:**

Legislative review of each trust fund is required at least once every four years, by s. 215.3208, F.S. The review schedule is included in the legislative budget instructions developed in accordance with s. 216.023, F.S. The review indicated three trust funds within the Department of Transportation are inactive.

The Everglades Parkway Construction Trust Fund within the Department of Transportation was originally used to hold bond proceeds and interest earned on investment of bond proceeds from revenue bonds issued for the Everglades Parkway.<sup>1</sup> The trust fund has no funds and no future receipts are anticipated.

The Jacksonville Transportation Authority Project Construction Trust Fund within the Department of Transportation was originally used to hold bond proceeds and interest earned on

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<sup>1</sup> Ch. 97-125, L.O.F.

investment of bond proceeds from revenue bonds issued for the Jacksonville Transportation Authority.<sup>2</sup> The trust fund has no funds and no future receipts are anticipated.

The Federal Law Enforcement Trust Fund within the Department of Transportation was originally used to receive revenues received as a result of federal criminal, administrative, or civil forfeiture proceedings, or civil forfeiture proceedings and revenues received from federal asset-sharing programs.<sup>3</sup> During the 2011 Regular Session, the Office of Motor Carrier Compliance (office) was transferred from the Department of Transportation to the Department of Highway Safety and Motor Vehicles, together with the appropriations for the office.<sup>4</sup> The Department of Transportation no longer has any law enforcement responsibilities. The trust fund has no funds and no future receipts are anticipated.

### **III. Effect of Proposed Changes:**

The Everglades Parkway Construction Trust Fund, the Jacksonville Transportation Authority Project Construction Trust Fund, and the Federal Law Enforcement Trust Fund, within the Department of Transportation, are terminated. Sections 339.082 and 932.7055(6)(j), F.S., and s. 2(2)(b) and (f) of chapter 2004-235, Laws of Florida, are repealed.

### **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.

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<sup>2</sup> Section 349.016, F.S.

<sup>3</sup> Section 339.082, F.S.

<sup>4</sup> Ch. 2011-66, L.O.F.

**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 terminates existing state trust funds that are currently inactive within the Department of Transportation.

**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.