

**The Florida Senate**  
**PROFESSIONAL STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT**

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

Prepared By: Criminal and Civil Justice Appropriations Committee

BILL: SB 1312

INTRODUCER: Senator Crist

SUBJECT: Operating Trust Fund / Department of Legal Affairs

DATE: February 19, 2007      REVISED: \_\_\_\_\_

|    | ANALYST | STAFF DIRECTOR | REFERENCE | ACTION           |
|----|---------|----------------|-----------|------------------|
| 1. | Butler  | Sadberry       | JA        | <b>Favorable</b> |
| 2. | _____   | _____          | _____     | _____            |
| 3. | _____   | _____          | _____     | _____            |
| 4. | _____   | _____          | _____     | _____            |
| 5. | _____   | _____          | _____     | _____            |
| 6. | _____   | _____          | _____     | _____            |

**I. Summary:**

SB 1312 creates the Operating Trust Fund within the Department of Legal Affairs effective July 1, 2008. The fund is established as a depository for funds to be used for supporting the program operations of the department including, but not limited to, the Medicaid Fraud Control Unit and the Office of Statewide Prosecution. Funds that will be credited to the Operating Trust Fund include fines, forfeitures and judgments obtained by the Medicaid Fraud Control Unit and the Office of Statewide Prosecution.

**II. Present Situation:**

Currently, revenues received from fines, forfeitures and judgments obtained by the Medicaid Fraud Control Unit and the Office of Statewide Prosecution are accounted for in the Grants and Donations Trust Fund.

**III. Effect of Proposed Changes:**

This bill creates a new trust fund allowing the Department of Legal Affairs to rearrange existing revenues and expenditures in compliance with s. 215.32, F.S., which requires agencies to use or create certain trust funds for specified purposes.

**IV. Constitutional Issues:**

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

**V. Economic Impact and Fiscal Note:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

None.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

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This Senate staff analysis does not reflect the intent or official position of the bill's sponsor or the Florida Senate.

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## **VIII. Summary of Amendments:**

None.

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