

**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: Transportation and Economic Development Appropriations Committee

BILL: CS/SB 1430

INTRODUCER: Transportation and Economic Development Committee and Senator Fasano

SUBJECT: Federal Grants Trust Funds/Department of Highway Safety and Motor Vehicles

DATE: February 22, 2007      REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Weaver	Noble	TA	Fav/CS
2.				
3.				
4.				
5.				
6.				

**I. Summary:**

The Proposed Committee Substitute for Senate Bill 1430 creates the Federal Grants Trust Fund within the Department of Highway Safety and Motor Vehicles. The Federal Grants Trust Fund is established as a depository for allowable grant activities funded by restricted program revenues from federal sources. Funds shall be expended only pursuant to legislative appropriation or an approved amendment to the department's operating budget pursuant to the provisions of chapter 216, Florida Statutes.

The bill has an effective date of July 1, 2008.

**II. Present Situation:**

Article III, Section 19(f) of the Florida Constitution requires the termination of all state trust funds within 4 years of their initial creation, unless exempt by the Constitution or operation of law. The Legislature has placed agency funds on a staggered review cycle to facilitate the review process associated with trust fund termination, modification, or recreation.

Included in the review of the department's existing trust funds is the creation of additional trust funds pursuant to s. 215.32, F.S. The section requires agencies, to the extent possible, to use the following trust funds for their day-to-day operations:

- Operating Trust Fund
- Operations and Maintenance Trust Fund

Administrative Trust Fund  
Grants and Donations Trust Fund  
Agency Working Capital Trust Fund  
Clearing Funds Trust Fund  
Federal Grant Trust Fund

Currently, the department uses the Highway Safety Operating Trust Fund and the Grants and Donations Trust Fund as depositories for all grants and funding from the federal government.

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

This bill creates the Federal Grants Trust Fund within the Department of Highway Safety and Motor Vehicles effective July 1, 2008. The fund is established as a depository for allowable grant activities funded by restricted program revenues from federal sources. Funds shall be expended only pursuant to legislative appropriation or an approved amendment to the department's operating budget pursuant to the provisions of chapter 216, Florida Statutes.

### **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 Professional Staff Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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

None.

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