

# SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

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

BILL: SB 1318

SPONSOR: Senator Cowin

SUBJECT: Lottery Capital Outlay & Debt Trust Fund/DOE

DATE: March 15, 2000

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>McKee</u>	<u>Hadi</u>	<u>FP</u>	<u>Favorable</u>
2.	<u>O'Farrell</u>	<u>O'Farrell</u>	<u>ED</u>	<u>Favorable</u>
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____

## I. Summary:

This legislation creates the Lottery Capital Outlay and Debt Service Trust Fund, to be administered by the Department of Education. The purpose of the trust fund is to maintain and account for lottery funds appropriated for fixed capital outlay and debt service separately from lottery funds appropriated for operations.

This bill creates s. 235.21955, F.S.

## II. Present Situation:

In the November 1997 Special Session on educational facilities, the Legislature created the Lottery Capital Outlay Bond program to fund fixed capital outlay for K-12 education. Section 24.121, F.S., was amended to reserve a portion of the lottery revenues transferred to the Educational Enhancement Trust Fund to be used for fixed capital outlay and debt service. Under governmental accounting procedures, funds appropriated for fixed capital outlay and debt service should be maintained and accounted for in a fund separate from funds appropriated for other purposes. The first Lottery Capital Outlay Bonds were issued in 1998. Since that time, lottery funds appropriated for fixed capital outlay and debt service have been maintained with funds appropriated for operations.

## III. Effect of Proposed Changes:

Lottery funds appropriated for fixed capital outlay will be maintained in a separate trust fund from lottery funds appropriated for operations. Any balance in the trust fund at the end of the fiscal year will remain in the trust fund to be available for funding fixed capital outlay and debt service.

**IV. Constitutional Issues:**

## A. Municipality/County Mandates Restrictions:

None.

## B. Public Records/Open Meetings Issues:

None.

## C. Trust Funds Restrictions:

Pursuant to the provisions of s.19(f)(3), Art. III of the State Constitution, the trust fund is not subject to automatic termination after four years under s. 19(f)(2), Art. III of the State Constitution.

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

## A. Tax/Fee Issues:

None.

## B. Private Sector Impact:

None.

## C. Government Sector Impact:

Appropriations for fixed capital outlay and debt service funded from lottery will be in a separate trust fund from appropriations for operations.

Any balance in the trust fund at the end of the fiscal year will remain in the trust fund to be available for funding fixed capital outlay and debt service.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Amendments:**

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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