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**DATE:** February 14, 2002

**HOUSE OF REPRESENTATIVES  
COMMITTEE ON  
CRIMINAL JUSTICE APPROPRIATIONS  
TRUST FUND RE-CREATION ANALYSIS**

**BILL #:** HB 1887 (PCB CJA 02-37)

**RELATING TO:** Inmate Welfare Trust Fund

**SPONSOR(S):** Committee on Criminal Justice Appropriations and Representative Ball

**TIED BILL(S):**

**ORIGINATING COMMITTEE(S)/COUNCIL(S)/COMMITTEE(S) OF REFERENCE:**

- (1) CRIMINAL JUSTICE APPROPRIATIONS YEAS 11 NAYS 0
  - (2)
  - (3)
  - (4)
  - (5)
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I. SUMMARY:

This bill re-creates the Inmate Welfare Trust Fund, FLAIR number 702523, in the Department of Corrections. The need for this trust fund is the statutory requirement that the department deposit certain proceeds from inmate related revenues (e.g. telephone commissions, canteen sales) into the Inmate Welfare Trust Fund to be used for a variety of purposes to benefit inmates.

II. SUBSTANTIVE ANALYSIS:

A. PRESENT SITUATION:

1. MAJOR STATUTES THAT CONTROL THE TRUST FUND:

Section 945.21502, F.S., creates the Inmate Welfare Trust Fund.  
Section 945.215, F.S., provides for the deposit and expenditure of funds.

2. BRIEF DESCRIPTION OF THE FUND'S USES OR PURPOSES:

The receipts of the Inmate Welfare Trust Fund are expended for the benefit and welfare of inmates incarcerated in correctional facilities operated directly by the department and for visitation and family programs and services such as correctional facilities.

For the 2001-2002 fiscal year, the Legislature appropriated \$33,883,714.

3. MAJOR SOURCES OF REVENUE FOR THE FUND:

The sources of revenues for the Inmate Welfare Trust Fund include all funds held in auxiliary, canteen, welfare, or similar funds in any correctional facility operated by the Department of Corrections; all net proceeds from operating inmate canteens, vending machines used primarily by inmates and visitors, hobby shops, and other such facilities; all proceeds from contracted telephone commissions; any funds that may be assigned by inmates or donated to the Department of Corrections by the general public or any inmate service organization; all proceeds from the confiscation and liquidation of any contraband found upon any inmate, disciplinary fines imposed against inmates, forfeitures of inmate earnings, and unexpected

balances in individual inmate trust fund accounts of less than \$1; and all interest earnings and other proceeds derived from investments of funds deposited in the trust fund..

The primary source of receipts for the Inmate Welfare Trust Fund are from telephone commissions and canteen sales. Total receipts from telephone commissions in the 2000-2001 fiscal year were \$13,926,122. Agency estimates for the 2001-2002 fiscal year and the 2002-2003 fiscal year are \$17,419,786 and \$18,023,464, respectively. Total receipts from canteen sales in the 2000-2001 fiscal year were \$12,510,621.00. Agency estimates for the 2001-2002 fiscal year and the 2002-2003 fiscal year are \$15,110,167 and \$14,892,516, respectively.

Other sources of revenue are though interest on investments, refunds, sales of goods and services and other non-operating receipts. Total receipts from interest on investments in the 2000-2001 fiscal year were \$1,126,142. Agency estimates for the 2001-2002 fiscal year and the 2002-2003 fiscal year are \$1,100,000 and \$1,200,000, respectively. Total receipts from refunds in the 2000-2001 fiscal year were \$71,779. Total receipts from sales of goods and services in the 2000-2001 fiscal year were \$363,800. Agency estimates for the 2001-2002 fiscal year and the 2002-2003 fiscal year are \$367,000 and \$367,000, respectively. Total receipts from other non-operating receipts in the 2000-2001 fiscal year were \$14,763.

**B. EFFECT OF PROPOSED CHANGES:**

This bill re-creates the trust fund without modification.

**III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:**

This legislation has no fiscal impact on state agencies or state funds, on local governments as a whole or on the private sector. It simply re-creates, without modification, an existing state trust fund and continues the current use of the fund.

**IV. COMMENTS:**

None.

**V. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:**

N/A

**VI. SIGNATURES:**

**COMMITTEE ON CRIMINAL JUSTICE APPROPRIATIONS:**

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