

# SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

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

BILL: SB 752

SPONSOR: Senator Carlton

SUBJECT: Re-create - Department of Education's Facility Construction Administrative Trust Fund

DATE: January 27, 2003 REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Bryant	Newman	AED	Favorable
2.	_____	_____	AP	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____
5.	_____	_____	_____	_____
6.	_____	_____	_____	_____

## I. Summary:

This legislation re-creates the Department of Education's Facility Construction Administrative Trust Fund, FLAIR number 482222. Re-creation is effective for four years beginning on November 4, 2004, the current termination date of the fund. This fund was last re-created effective November 4, 2000, by Chapter 99-33, Laws of Florida.

## II. Present Situation:

The trust fund is created in Laws of Florida, but not codified in Florida Statutes. Section 1013.65 (1) F.S., provides that the Department of Education shall pay administrative costs of the Public Education Capital Outlay and Debt Service Trust Fund from sources which comprise the fund. Further, records are to be maintained on all uses of the fund.

This trust fund is used to pay the administrative costs of the Department of Education's facilities planning and capital budget functions and is primarily funded with Public Education Capital Outlay and Debt Service Trust Funds.

The major sources of revenue for the fund are Public Education Capital Outlay and Debt Service Trust Funds transferred from the Department of Education and from interest on investments. According to LAS/PBS data, receipts to this fund for FY 2001-2002 were \$2.7 million.

## III. Effect of Proposed Changes:

This bill re-creates the trust fund without modification.

**IV. Constitutional Issues:**

## A. Municipality/County Mandates Restrictions:

None.

## B. Public Records/Open Meetings Issues:

None.

## C. Trust Funds Restrictions:

None.

## D. Other Constitutional Issues:

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

## A. Tax/Fee Issues:

None.

## B. Private Sector Impact:

None.

## C. Government Sector Impact:

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.

**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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