

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: HB 1101 Vehicle/National Guard/Contribution
SPONSOR(S): Brandenburg
TIED BILLS: None **IDEN./SIM. BILLS:** SB 1642

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
1) Veterans' & Military Affairs (Sub)	7 Y, 0 N	Smith	Cutchins
2) Local Government & Veterans' Affairs	19 Y, 0 N	Smith	Cutchins
3) Transportation	18 Y, 0 N	Garner	Miller
4) Finance & Tax			
5) Transportation & Econ. Dev. Apps. (Sub)			
6) Appropriations			
7)			

SUMMARY ANALYSIS

HB 1101 requires the Department of Highway Safety and Motor Vehicles (DHSMV) to include a check-off for a voluntary \$2.00 contribution to the Florida National Guard Foundation on each motor vehicle registration and renewal form. The Foundation is dedicated to supporting the Florida National Guard and to providing financial assistance to Guard members and their families.

The Florida National Guard Foundation has not completed the statutory requirements authorizing it to seek Legislative enactment of the voluntary contribution check-off.

DHSMV will incur \$9,684 in database programming costs to implement the application check-off for the Florida National Guard Foundation.

This document does not reflect the intent or official position of the bill sponsor or House of Representatives.

STORAGE NAME: h1101d.tr.doc
DATE: April 16, 2004

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. DOES THE BILL:

- | | | | |
|--------------------------------------|---|-----------------------------|---|
| 1. Reduce government? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 2. Lower taxes? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. Expand individual freedom? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. Increase personal responsibility? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. Empower families? | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | N/A <input type="checkbox"/> |

For any principle that received a "no" above, please explain:

B. EFFECT OF PROPOSED CHANGES:

Section 320.023, F.S., provides a procedure an organization must follow prior to seeking Legislative authorization to establish a voluntary check-off on a motor vehicle registration application. Before the organization is eligible, it must submit to DHSMV at least 90 days before the convening of the Regular Session of the Legislature:

- A request for the particular voluntary contribution being sought, describing it in general terms;
- An application fee of up to \$10,000 to defray DHSMV's costs for reviewing the application and developing the check-off, if authorized; and
- A short and long-term marketing strategy and a financial analysis outlining the anticipated revenues and the planned expenditures of the revenues to be derived from the voluntary contributions.

DHSMV must discontinue the check-off if less than \$25,000 has been contributed by the end of the fifth year, or if less than \$25,000 is contributed during any subsequent 5-year period.

Currently, the motor vehicle registration and registration renewal form contains four voluntary contribution check-offs. They include:

- \$5 for the Election Campaign Financing Trust Fund;
- \$1 for the Transportation Disadvantaged Trust Fund;
- \$1 for Prevent Blindness Florida; and
- An unspecified amount for Florida Mothers Against Drunk Driving, Inc.

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C. SECTION DIRECTORY:

Section 1. Amends s. 320.02, F.S., requiring DHSMV, notwithstanding the provisions of s. 320.023, F.S., to include on each application for motor vehicle registration or renewal, language permitting a voluntary contribution of \$2 per applicant to the Florida National Guard Foundation.

Section 2. Provides an effective date of July 1, 2004.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

There are no known or expected fiscal impacts on state government revenues.

2. Expenditures:

According to DHSMV, it will incur \$9,684 in programming costs to develop the application check-off for the Florida National Guard Foundation. The amount of contributions that may be collected for this organization is unknown.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

There are no known or expected fiscal impacts on local government expenditures.

2. Expenditures:

There are no known or expected fiscal impacts on local government revenues.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

Persons applying for registration or renewal of their vehicle will be permitted to make a \$2 voluntary contribution to benefit the Florida National Guard Foundation. The contribution is not mandatory. In addition, the voluntary check-off will generate an indeterminate amount of revenue for the Florida National Guard Foundation.

D. FISCAL COMMENTS:

None.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

Not applicable because this bill does not appear to: require the counties or cities to spend funds or take an action requiring the expenditure of funds; reduce the authority that cities or counties have to raise revenues in the aggregate; or reduce the percentage of a state tax shared with cities or counties.

2. Other:

None.

B. RULE-MAKING AUTHORITY:

No rule-making authority is required to implement the provisions of this bill.

C. DRAFTING ISSUES OR OTHER COMMENTS:

None.

IV. AMENDMENTS/COMMITTEE SUBSTITUTE CHANGES