

Revenue Estimating Conference
Article V Fees & Transfers
September 12, 2011
Executive Summary

The Revenue Estimating Conference (REC) for Article V Fees and Transfers was held Monday, September 12, 2011. Actual revenue collections for all twelve months of FY 2010-11 and the first two months of FY 2011-12, along with other events occurring during the period, were used to update the revenue estimate for FY 2011-12 and the out-year forecasts for FY 2012-13 through 2014-15.

Overall, Article V Fees and Transfers revenue was down from FY 2009-10 to FY 2010-11 in 10 of the 12 revenue categories, significantly so in several instances. Only in the Adjudication and Other Traffic categories did revenues very slightly increase over the period. Accordingly, the revenue forecasts for most of the categories were reduced in the new forecast.

The Conference discussed a number of economic variables that have direct bearing on the new forecast, the most significant of which relate to foreclosure filings. The number of case filings dropped precipitously beginning in November 2010 and continued at post economic downturn lows through January 2011, when they leveled off below the 10,000 per month mark until May. Then in June 2011, filings rose above the 10,000 per month threshold once again, reaching approximately 11,500.

While the number of foreclosure filings has remained lower than expected over this period, the number of Florida mortgages in various stages of default has continued to rise and a stockpile of properties poised for foreclosure has resulted. It is expected that the pace of foreclosure filings will resume and rise to relatively high levels again once an agreement on the procedures regarding how banks deal with borrowers who are behind on their mortgage payments is reached between various levels of government and the banks.

The previous forecast adopted in February 2011 decreased the number of filings previously forecast to be filed in FY 2010-11 and shifted the bulk of those filings into FY 2011-12 and 2012-13. In this forecast, the number of foreclosure filings is again being reduced, this time for FY 2011-12 with those filings shifted into FY 2012-13 and FY 2013-14.

Other circuit and county civil court case filings are projected to decrease from the previous forecast. In addition, traffic penalties are forecast to decrease from the previous forecast as well. Only probate and circuit family cases are projected to increase from the previous forecast during the period.

Overall, for FY 2011-12, the forecast for the State Courts Revenue Trust Fund is reduced by \$159.1 million, the Clerks of Court Trust Fund by \$44.4 million and the General Revenue Fund by \$30.8 million. For FY 2012-13, the forecast for the State Courts Revenue Trust Fund is decreased by \$14.1 million, the Clerks of Court Trust Fund by \$26.0 million and the General Revenue Fund is increased by \$0.3 million compared to the previous estimate.

ARTICLE V REVENUE ESTIMATING CONFERENCE

9/12/11

Variables:

1. Probate
2. Circuit Other
3. Circuit Family
4. Circuit Foreclosure
5. Counterclaim
6. Appellate
7. County Civil
8. Fines/Fees/Charges
9. Other Traffic
10. Allocated Traffic
11. Adjudication
12. Miscellaneous

Funds:

1. **GR** – General Revenue
2. **COCTF** – Clerks of the Court Trust Fund
3. **SCRTF** –State Courts Revenue Trust Fund

Other Funds

1. **DFSATF** – Department of Financial Services Administrative Trust Fund
2. **CETF** – Court Education Trust Fund
3. **PDRTF** – Public Defenders Revenue Trust Fund
4. **SARTF** – State Attorneys Revenue Trust Fund
5. **BSCITF** – Brain and Spinal Cord Injury Trust Fund
6. **ACCTF** – Additional Court Costs Trust Fund
7. **EMSTF** – Emergency Medical Services Trust Fund
8. **DVTF** – Domestic Violence Trust Fund
9. **DHTF** – Displaced Homemaker Trust Fund
10. **CWTF** – Child Welfare Trust Fund
11. **AWCTF** - Audit and Warrant Clearing Trust Fund

Revenue Forecast by Variable (millions)

Fiscal Year	Estimate	Probate	Circuit Other	Circuit Family	Circuit Foreclosure	Counter-claim	Appellate	County Civil	Fines/Fees/Charges	Other Traffic	Allocated Traffic	Adjudication	Misc.	TOTAL
2009-10	Actual	7.3	71.1	15.8	340.1	7.2	0.4	24.7	544.2	37.7	43.8	5.0	5.0	1,102.3
2010-11	Actual	6.7	57.5	14.5	153.0	6.1	0.7	23.5	526.4	38.8	39.1	5.4	4.1	876.0
2011-12	OLD	6.3	56.0	14.9	371.0	7.0	0.7	23.4	574.0	40.1	39.8	5.2	4.1	1,142.5
2011-12	EDR	6.7	52.5	15.0	256.9	6.1	0.7	22.4	511.4	38.4	36.3	5.4	4.1	956.0
2011-12	EOG	6.9	52.8	16.1	294.1	5.5	0.8	21.1	511.5	37.8	36.8	5.2	4.1	992.6
2011-12	DPT	6.6	53.3	15.8	147.8	5.8	0.7	23.3	514.7	39.0	-	-	4.2	811.2
2011-12	NEW	6.6	53.3	15.8	208.8	5.8	2.7	22.4	505.6	37.8	36.8	5.2	4.7	905.5
2012-13	OLD	6.3	54.3	15.0	257.0	6.5	0.7	23.2	533.7	40.1	39.8	5.2	4.0	985.8
2012-13	EDR	6.7	51.0	15.1	226.3	5.9	0.7	21.9	503.0	38.4	36.3	5.4	4.1	915.0
2012-13	EOG	6.9	51.2	16.2	264.1	5.5	0.8	21.3	504.1	37.8	36.8	5.2	4.0	953.9
2012-13	DPT	6.6	50.1	15.8	151.8	5.4	0.7	23.3	497.2	39.2	-	-	4.2	794.5
2012-13	NEW	6.6	50.1	15.8	250.6	5.4	2.8	21.9	505.9	37.8	36.8	5.2	4.6	943.5
2013-14	OLD	6.4	50.4	15.2	164.0	5.3	0.7	23.2	517.9	40.5	40.2	5.2	4.0	873.0
2013-14	EDR	6.7	49.4	15.4	169.7	5.6	0.7	21.9	481.4	38.4	36.3	5.4	4.1	835.1
2013-14	EOG	7.0	47.5	16.5	169.1	4.7	0.8	21.3	489.9	38.2	37.2	5.2	4.0	841.4
2013-14	DPT	6.6	48.6	15.9	151.8	5.3	0.7	23.3	482.9	39.6	-	-	4.2	778.8
2013-14	NEW	6.6	48.6	15.9	193.8	5.3	2.8	21.9	484.3	38.2	37.2	5.2	4.6	864.4
2014-15	OLD	6.5	47.4	15.4	127.2	4.5	0.7	23.5	511.3	40.9	40.6	5.2	4.0	827.1
2014-15	EDR	6.7	47.9	15.7	131.6	5.4	0.7	21.9	476.5	38.4	36.3	5.4	4.1	790.7
2014-15	EOG	7.1	44.7	16.7	145.0	4.4	0.8	21.3	484.9	38.6	37.9	5.2	4.0	810.5
2014-15	DPT	6.7	47.1	16.1	151.8	5.1	0.8	23.5	477.4	40.0	-	-	4.2	772.7
2014-15	NEW	6.7	47.1	16.1	131.6	5.1	2.9	21.9	476.5	38.6	37.9	5.2	4.6	794.2

Growth Rates by Variable (percent)

Fiscal Year	Estimate	Probate	Circuit Other	Circuit Family	Circuit Foreclosure	Counter-claim	Appellate	County Civil	Fines/Fees/Charges	Other Traffic	Allocated Traffic	Adjudication	Misc.	TOTAL
2011-12	OLD	-5.97%	-2.61%	2.76%	142.48%	14.75%	0.00%	-0.43%	9.04%	3.35%	1.79%	-3.70%	0.00%	30.42%
2011-12	EDR	0.00%	-8.70%	3.45%	67.91%	0.00%	0.00%	-4.68%	-2.85%	-1.03%	-7.16%	0.00%	0.00%	9.13%
2011-12	EOG	2.99%	-8.17%	11.03%	92.22%	-9.84%	14.29%	-10.21%	-2.83%	-2.58%	-5.88%	-3.70%	0.00%	13.31%
2011-12	DPT	-1.49%	-7.30%	8.97%	-3.40%	-4.92%	0.00%	-0.85%	-2.22%	0.52%	-	-	2.44%	-7.40%
2011-12	NEW	-1.49%	-7.30%	8.97%	36.47%	-4.92%	285.71%	-4.68%	-3.95%	-2.58%	-5.88%	-3.70%	14.63%	3.37%
2012-13	OLD	0.00%	-3.04%	0.67%	-30.73%	-7.14%	0.00%	-0.85%	-7.02%	0.00%	0.00%	0.00%	-2.44%	-13.72%
2012-13	EDR	0.00%	-2.86%	0.67%	-11.91%	-3.28%	0.00%	-2.23%	-1.64%	0.00%	0.00%	0.00%	0.00%	-4.29%
2012-13	EOG	0.00%	-3.03%	0.62%	-10.20%	0.00%	0.00%	0.95%	-1.45%	0.00%	0.00%	0.00%	-2.44%	-3.90%
2012-13	DPT	0.00%	-6.00%	0.00%	2.71%	-6.90%	0.00%	0.00%	-3.40%	0.51%	-	-	0.00%	-2.06%
2012-13	NEW	0.00%	-6.00%	0.00%	20.02%	-6.90%	3.70%	-2.23%	0.06%	0.00%	0.00%	0.00%	-2.13%	4.20%
2013-14	OLD	1.59%	-7.18%	1.33%	-36.19%	-18.46%	0.00%	0.00%	-2.96%	1.00%	1.01%	0.00%	0.00%	-11.44%
2013-14	EDR	0.00%	-3.14%	1.99%	-25.01%	-5.08%	0.00%	0.00%	-4.29%	0.00%	0.00%	0.00%	0.00%	-8.73%
2013-14	EOG	1.45%	-7.23%	1.85%	-35.97%	-14.55%	0.00%	0.00%	-2.82%	1.06%	1.09%	0.00%	0.00%	-11.79%
2013-14	DPT	0.00%	-2.99%	0.63%	0.00%	-1.85%	0.00%	0.00%	-2.88%	1.02%	-	-	0.00%	-1.98%
2013-14	NEW	0.00%	-2.99%	0.63%	-22.67%	-1.85%	0.00%	0.00%	-4.27%	1.06%	1.09%	0.00%	0.00%	-8.38%
2014-15	OLD	1.00%	-6.00%	1.32%	-22.44%	-15.09%	0.00%	1.29%	-1.27%	0.99%	1.00%	0.00%	0.00%	-5.25%
2014-15	EDR	0.00%	-3.04%	1.95%	-22.45%	-3.57%	0.00%	0.00%	-1.02%	0.00%	0.00%	0.00%	0.00%	-5.32%
2014-15	EOG	1.43%	-5.89%	1.21%	-14.25%	-6.38%	0.00%	0.00%	-1.02%	1.05%	1.88%	0.00%	0.00%	-3.67%
2014-15	DPT	1.52%	-3.09%	1.26%	0.00%	-3.77%	14.29%	0.86%	-1.14%	1.01%	-	-	0.00%	-0.78%
2014-15	NEW	1.52%	-3.09%	1.26%	-32.09%	-3.77%	3.57%	0.00%	-1.61%	1.05%	1.88%	0.00%	0.00%	-8.12%

Revenue Distribution by Fund

Fiscal Year	Estimate	GR	COCTF	SCRTF	DFSATF	CETF	PDRTF	SARTF	BSCITF	ACCTF	EMSTF	DVTF	DHTF	CWTF	AWCTF	TOTAL
2009-10	Actual	188.6	454.5	412.9	1.0	3.7	4.0	7.9	8.3	6.4	7.1	4.4	1.0	0.4	2.0	1,102.3
2010-11	Actual	163.1	446.7	223.9	0.7	3.0	4.0	8.1	7.6	5.1	6.5	4.2	1.0	0.4	1.8	876.0
2011-12	OLD	196.2	470.9	432.0	0.8	3.1	4.1	8.1	7.7	5.6	6.5	4.4	1.0	0.4	1.8	1,142.5
2011-12	EDR	166.4	432.4	316.6	0.7	2.9	4.0	8.0	7.1	4.7	6.0	4.1	1.0	0.4	1.7	956.0
2011-12	EOG	166.8	433.3	351.7	0.8	3.0	4.0	8.0	7.1	4.4	6.2	4.2	1.0	0.4	1.7	992.6
2011-12	DPT	124.2	448.4	217.2	0.5	3.0	4.1	8.1	0.1	-	-	4.2	1.0	0.4	-	811.2
2011-12	NEW	165.4	426.5	272.9	0.6	2.9	3.9	7.9	7.2	4.8	6.1	4.2	1.0	0.4	1.7	905.5
2012-13	OLD	164.3	454.9	323.5	0.6	2.9	4.1	8.1	7.7	5.6	6.5	4.4	1.0	0.4	1.8	985.8
2012-13	EDR	161.1	425.9	287.4	0.6	2.9	4.0	8.0	7.1	4.7	6.0	4.2	1.0	0.4	1.7	915.0
2012-13	EOG	167.4	425.2	320.5	0.8	3.0	4.0	8.0	7.1	4.4	6.2	4.2	1.0	0.4	1.7	953.9
2012-13	DPT	121.7	432.3	219.1	0.5	2.9	4.1	8.2	0.1	-	-	4.2	1.0	0.4	-	794.5
2012-13	NEW	164.6	428.9	309.4	0.6	2.8	3.9	7.9	7.2	4.8	6.1	4.2	1.0	0.4	1.7	943.5
2013-14	OLD	153.5	440.8	235.4	0.4	2.8	4.1	8.2	7.8	5.7	6.6	4.4	1.0	0.4	1.8	873.0
2013-14	EDR	153.4	406.9	234.4	0.5	2.8	4.0	8.0	7.1	4.7	6.0	4.2	1.0	0.4	1.7	835.1
2013-14	EOG	158.8	410.7	231.0	0.7	2.9	4.0	8.0	7.2	4.4	6.2	4.3	1.0	0.4	1.8	841.4
2013-14	DPT	119.7	419.2	218.5	0.5	2.8	4.1	8.2	0.1	-	-	4.3	1.0	0.4	-	778.8
2013-14	NEW	157.2	409.9	256.4	0.5	2.8	3.9	8.0	7.2	4.9	6.2	4.3	1.0	0.4	1.7	864.4
2014-15	OLD	148.7	436.0	198.9	0.4	2.7	4.1	8.3	7.9	5.7	6.6	4.5	1.0	0.4	1.9	827.1
2014-15	EDR	149.5	402.3	198.5	0.4	2.8	4.0	8.0	7.1	4.7	6.0	4.3	1.0	0.4	1.7	790.7
2014-15	EOG	155.8	405.5	207.8	0.6	2.9	4.1	8.1	7.3	4.5	6.3	4.4	1.0	0.4	1.8	810.5
2014-15	DPT	118.0	415.0	218.1	0.5	2.8	4.2	8.3	0.1	-	-	4.3	1.0	0.4	-	772.7
2014-15	NEW	151.6	402.4	199.0	0.4	2.7	4.0	8.1	7.4	4.9	6.3	4.3	1.0	0.4	1.7	794.2

Note: It is assumed that funds in excess of those needed to fund approved clerk of court budgets for each state fiscal year are transferred to GR on June 25, pursuant to the requirement in Section 15, Chapter 2009-61, L.O.F. For Fiscal Year 2011-12, this amount is \$ 0. When the transfer is positive, it is included in the COCTF for the purposes of the Article V Revenue Estimating Conference and identified for transfer to GR in the GR Revenue Estimating Conference table entitled Article V Fees and Transfers.

**ARTICLE V FEES AND TRANSFERS
(millions)**

Fiscal Year	Estimate	Direct GR Receipts	Transfer to GR	Total General Revenue
2011-12	OLD	196.2	0.0	196.2
2011-12	EDR	166.4	0.0	166.4
2011-12	EOG	166.8	0.0	166.8
2011-12	DPT	124.2	0.0	124.2
2011-12	NEW	165.4	0.0	165.4
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2012-13	OLD	164.3	0.0	164.3
2012-13	EDR	161.1	0.0	161.1
2012-13	EOG	167.4	0.0	167.4
2012-13	DPT	121.7	0.0	121.7
2012-13	NEW	164.6	0.0	164.6
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2013-14	OLD	153.5	0.0	153.5
2013-14	EDR	153.4	0.0	153.4
2013-14	EOG	158.8	0.0	158.8
2013-14	DPT	119.7	0.0	119.7
2013-14	NEW	157.2	0.0	157.2
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2014-15	OLD	148.7	0.0	148.7
2014-15	EDR	149.5	0.0	149.5
2014-15	EOG	155.8	0.0	155.8
2014-15	DPT	118.0	0.0	118.0
2014-15	NEW	151.6	0.0	151.6

Notes:

It is assumed that funds in excess of those needed to fund approved clerk of court budgets for each state fiscal year are transferred to GR on June 25, pursuant to the requirement in Section 15, Chapter 2009-61, L.O.F. For Fiscal Year 2011-12, this amount is \$0. When the transfer is positive, it is included in the COCTF in the Article V Revenue Estimating Conference forecast, but separately identified as a transfer in this table for the GR Revenue Estimating Conference.

The department (DPT) forecast does not include "Allocated Traffic" and "Adjudication" revenues which are deposited into GR.