

Agenda Order

Tab 2	CS/SB 726 by GO, Rodriguez ; (Similar to H 00643) Library Cooperative Grants
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Tab 3	CS/SB 588 by TR, Rodriguez ; (Similar to CS/H 00657) Enforcement of School Zone Speed Limits
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The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

**APPROPRIATIONS COMMITTEE ON TRANSPORTATION,
 TOURISM, AND ECONOMIC DEVELOPMENT**

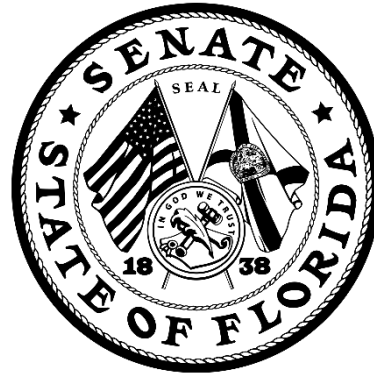
Senator Hooper, Chair
Senator Trumbull, Vice Chair

MEETING DATE: Tuesday, March 21, 2023
TIME: 8:30—10:30 a.m.
PLACE: *Toni Jennings Committee Room, 110 Senate Building*

MEMBERS: Senator Hooper, Chair; Senator Trumbull, Vice Chair; Senators Collins, DiCeglie, Grall, Perry, Polsky, Powell, Stewart, Thompson, Wright, and Yarborough

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	Review and Discussion of Fiscal Year 2023-2024 Budget Issues Relating to: Department of Economic Opportunity Department of Highway Safety and Motor Vehicles Department of Military Affairs Department of State Department of Transportation Division of Emergency Management		Discussed
2	CS/SB 726 Governmental Oversight and Accountability / Rodriguez (Similar H 643)	Library Cooperative Grants; Deleting the limitation on the funding a library cooperative is eligible to receive, etc. GO 03/07/2023 Fav/CS ATD 03/21/2023 Favorable AP	Favorable Yeas 11 Nays 0
3	CS/SB 588 Transportation / Rodriguez (Similar CS/H 657)	Enforcement of School Zone Speed Limits; Defining the term "speed detection system"; authorizing counties and municipalities to install, or contract with a vendor to install, speed detection systems in school zones; specifying conditions for the placement or installation of speed detection systems; requiring local governments to use funds generated from a certain program for school crossing guard recruitment and retention; authorizing counties and municipalities to authorize traffic infraction enforcement officers to issue traffic citations for certain violations, etc. TR 03/14/2023 Fav/CS ATD 03/21/2023 Fav/CS FP	Fav/CS Yeas 10 Nays 1

Other Related Meeting Documents



Senate Appropriations Committee on Transportation, Tourism, and Economic Development

FY 2023-2024 Committee Budget Proposal

Budget Spreadsheet

Senator Hooper, Chair
Senator Trumbull, Vice Chair

March 21, 2023

Transportation, Tourism, and Economic Development Appropriations

Row#	AGENCY / DEPARTMENT		ATD Senate Proposed Bill								Row#	
	ISSUE CODE	ISSUE TITLE	FTE	RATE	GR TOTAL	REC GR	NR GR	SEED TF	OTHER TFs	ALL TRUST		ALL FUNDS
1		ECONOMIC OPPORTUNITY										1
2	1100001	Startup (OPERATING)	1,510.00	74,927,048	11,223,820	11,223,820		36,759,690	654,100,376	690,860,066	702,083,886	2
3	1100002	Startup Recurring Fixed Capital Outlay (DEBT SERVICE/OTHER)			-	-		5,000,000		5,000,000	5,000,000	3
4	1606A10	Agency Position & Salary Rate Adjustment - Reemployment Assist to Workforce Development & Strategic Bus Development - Deduct		(374,872)	-	-			(448,197)	(448,197)	(448,197)	4
5	1606A20	Agency Position & Salary Rate Adjustment - Reemployment Assistance to Workforce Development & Strategic Bus Development - Add		374,872	-	-		246,808	201,389	448,197	448,197	5
6	1807A10	Deo Position Reorganization-Deduct	(66.00)	(2,981,266)	-	-		(975,460)	(3,572,594)	(4,548,054)	(4,548,054)	6
7	1807A20	Deo Position Reorganization-Add	66.00	2,981,266	-	-		1,942,940	2,605,114	4,548,054	4,548,054	7
8	2000100	Realign Budget Authority to More Accurately Reflect Program Expenditures - Deduct			-	-		(12,070)	(487,930)	(500,000)	(500,000)	8
9	2000160	Realign Budget Authority to More Accurately Reflect Program Expenditures (OCO TO OPS) - Deduct			-	-		(7,407)	(69,132)	(76,539)	(76,539)	9
10	2000170	Realign Budget Authority to More Accurately Reflect Program Expenditures (OCO TO OPS) - Add			-	-		7,407	69,132	76,539	76,539	10
11	2000200	Realign Budget Authority to More Accurately Reflect Program Expenditures - Add			-	-			500,000	500,000	500,000	11
12	2503080	Direct Billing for Administrative Hearings			-	-			22,753	22,753	22,753	12
13	3003030	Broadband Equity, Access, and Deployment (BEAD) Programmatic Funding			-	-			100,000,000	100,000,000	100,000,000	13
14	3003040	Broadband - Digital Capacity Grant Program			-	-			12,960,000	12,960,000	12,960,000	14
15	36371CO	Reemployment Assistance Continuing Operations			19,931,503	-	19,931,503			-	19,931,503	15
16	4100600	Florida Sports Foundation - Additional Funding			-	-			1,323,750	1,323,750	1,323,750	16
17	4200470	Florida Job Growth Grant Funding			75,000,000	-	75,000,000			-	75,000,000	17
18	4300210	Visit Florida - Recurring Funding			30,000,000	30,000,000		26,000,000	24,000,000	50,000,000	80,000,000	18
19	4610000	Business Initiative Projects			600,000	-	600,000			-	600,000	19
20	4700070	Economic Development Tools			17,250,000	-	17,250,000	4,000,000	3,750,000	7,750,000	25,000,000	20
21	4800020	Grants and Aids - Military Base Protection			-	-		200,000		200,000	200,000	21
22	6300030	State Small Business Credit Initiative			-	-			170,915,431	170,915,431	170,915,431	22
23	6400020	Low Income Home Energy Assistance Program (LIHEAP) - Increase Authority to Match Federal Grant Award			-	-			18,388,863	18,388,863	18,388,863	23
24	6400060	Establish Additional Operating Budget Authority for Community Development Block Grant Disaster Recovery (CDBG-DR) Program			-	-			362,600,000	362,600,000	362,600,000	24
25	6400080	Low-Income Household Water Assistance Program (LIHWAP) - Increase Authority to Match Federal Grant Award			-	-			37,500,000	37,500,000	37,500,000	25
26	6400090	Weatherization Assistance Funding (WAP) - Increase Authority to Match Supplemental Federal Grant Funding			-	-			21,890,256	21,890,256	21,890,256	26
27	6400100	Housing and Community Development Projects			3,115,124	-	3,115,124			-	3,115,124	27
28	6400190	Weatherization Assistance Program (WAP) Funding - Increase Authority to Match Federal Grant Funding			-	-			1,472,840	1,472,840	1,472,840	28
29	8000100	Workforce Projects			4,265,090	-	4,265,090			-	4,265,090	29
30	8000110	Ready to Work			2,000,000	-	2,000,000			-	2,000,000	30
31	8001200	Law Enforcement Recruitment Bonus Program			20,000,000	-	20,000,000			-	20,000,000	31
32	8100910	Federal Reemployment Tax Services Contract			2,566,706	-	2,566,706			-	2,566,706	32
33	990G000	Grants and Aids - Fixed Capital Outlay			-	-				-	-	33
34	140220	Housing and Comm Dev - Fco			55,529,642	-	55,529,642			-	55,529,642	34
35	140221	Workforce Projects - Fco			750,000	-	750,000			-	750,000	35
36	143150	Space, Defense, Rural Infr			25,000,000	-	25,000,000	2,000,000		2,000,000	27,000,000	36
37	990M000	Maintenance and Repair			-	-				-	-	37
38	080903	Reed Act Project-Statewide			-	-			1,020,000	1,020,000	1,020,000	38
39	Total	ECONOMIC OPPORTUNITY	1,510.00	74,927,048	267,231,885	41,223,820	226,008,065	75,161,908	1,408,742,051	1,483,903,959	1,751,135,844	39
40												40
41		HIGHWAY SAFETY										41
42	1100001	Startup (OPERATING)	4,340.00	240,385,314	-	-			529,329,212	529,329,212	529,329,212	42
43	2302120	Provide Funding for Increase In Vehicle Repair Costs			-	-			500,000	500,000	500,000	43
44	2302130	Provide Funding for Increase In Fuel Costs			-	-			2,000,000	2,000,000	2,000,000	44

Transportation, Tourism, and Economic Development Appropriations

Row#	AGENCY / DEPARTMENT		ATD Senate Proposed Bill								Row#		
	ISSUE CODE	ISSUE TITLE	FTE	RATE	GR TOTAL	REC GR	NR GR	SEED TF	OTHER TFs	ALL TRUST		ALL FUNDS	
45	2302140	Provide Funding for Increased Mailroom Services Expenses			-	-				800,000	800,000	800,000	45
46	2400650	Aircraft Replacement Purchase			-	-			2,250,000	2,250,000	2,250,000	46	
47	2401040	Additional Trooper Equipment for the Florida Highway Patrol			-	-			1,300,300	1,300,300	1,300,300	47	
48	2401050	Increase of Trooper Computer Equipment for the Florida Highway Patrol			-	-			959,151	959,151	959,151	48	
49	2401560	Purchase of Florida Licensing on Wheels (FLOW) Mobile			-	-			500,932	500,932	500,932	49	
50	2403800	Procurement for Credentialing Equipment and Maintenance			-	-			3,482,445	3,482,445	3,482,445	50	
51	2503080	Direct Billing for Administrative Hearings			-	-			2,258	2,258	2,258	51	
52	3000130	Increased Operating Costs for Issuance and Compliance	13.00	452,632	-	-			868,859	868,859	868,859	52	
53	30010C0	Increased Workload for Data Center to Support an Agency			-	-			494,059	494,059	494,059	53	
54	3006700	Central Florida Expressway Traffic Enforcement - Florida Highway Patrol	8.00	276,861	-	-			1,489,682	1,489,682	1,489,682	54	
55	3008200	Provide Increased Funding for Additional License Plate Purchases			-	-			1,650,000	1,650,000	1,650,000	55	
56	36125C0	Motorist Modernization Phase II			-	-			9,993,740	9,993,740	9,993,740	56	
57	36236C0	Telecommunication System			-	-			606,240	606,240	606,240	57	
58	36246C0	Increased Communications Circuit Costs			-	-			587,000	587,000	587,000	58	
59	990M000	Maintenance and Repair			-	-					-	59	
60	080016	Special Proj/Impr-Adm Svcs			-	-			5,780,510	5,780,510	5,780,510	60	
61	083643	Main/Rep/Const-Statewide			-	-			4,791,295	4,791,295	4,791,295	61	
62	Total	HIGHWAY SAFETY	4,361.00	241,114,807	-	-	-	-	567,385,683	567,385,683	567,385,683	62	
63												63	
64		MILITARY AFFAIRS										64	
65	1100001	Startup (OPERATING)	453.00	19,709,336	20,263,363	20,263,363			41,035,154	41,035,154	61,298,517	65	
66	24010C0	Information Technology Infrastructure Replacement			-	-			38,000	38,000	38,000	66	
67	2401500	Replacement of Motor Vehicles			-	-			529,059	529,059	529,059	67	
68	2402110	Additional Equipment - Cooperative Agreement Program Support			-	-			160,625	160,625	160,625	68	
69	33011C0	Reduced Workload for a Data Center to Support an Agency			(19,843)	(19,843)					(19,843)	69	
70	4000320	Administrative Support for Camp Blanding Joint Training Center	1.00	36,359	-	-			69,393	69,393	69,393	70	
71	4100061	Increase National Guard Tuition Assistance			2,000,000	-	2,000,000				2,000,000	71	
72	4300100	National Guard Readiness Center Lease			200,000	-	200,000				200,000	72	
73	4300200	Armory Operations Expense			2,400,000	1,600,000	800,000				2,400,000	73	
74	4500000	Worker Compensation for State Active Duty			246,414	-	246,414				246,414	74	
75	4600010	Florida National Guard Joint Enlistment Enhancement Program			3,000,000	-	3,000,000				3,000,000	75	
76	4700010	Camp Blanding Reforestation			-	-			40,000	40,000	40,000	76	
77	990M000	Maintenance and Repair			-	-					-	77	
78	080956	Facilities Repair & Maint			-	-			600,000	600,000	600,000	78	
79	083643	Main/Rep/Const-Statewide			2,000,000	-	2,000,000				2,000,000	79	
80	990S000	Special Purpose			-	-					-	80	
81	086950	Revamp			5,000,000	-	5,000,000				5,000,000	81	
82	087045	Panama City Readiness Ctr			2,584,356	-	2,584,356				2,584,356	82	
83	Total	MILITARY AFFAIRS	454.00	19,745,695	37,674,290	21,843,520	15,830,770	-	42,472,231	42,472,231	80,146,521	83	
84												84	
85		DEPT OF STATE										85	
86	1100001	Startup (OPERATING)	444.00	21,604,188	55,539,232	55,539,232			22,372,233	22,372,233	77,911,465	86	
87	2401900	Corporations Whole Building Generator			460,000	-	460,000				460,000	87	
88	2402400	Additional Equipment - Motor Vehicles			-	-			92,615	92,615	92,615	88	
89	2503080	Direct Billing for Administrative Hearings			(2,675)	(2,675)					(2,675)	89	
90	3D00300	Other Personal Services (OPS) to Salaries and Benefits - Deduct			-	-			(255,036)	(255,036)	(255,036)	90	
91	3D00400	Other Personal Services (OPS) to Salaries and Benefits - Add	4.00	139,262	-	-			255,036	255,036	255,036	91	
92	3D01130	Realignment of Expenses to Contracted Services - Add			48,500	48,500					48,500	92	
93	3D01140	Realignment of Expenses to Contracted Services - Deduct			(48,500)	(48,500)					(48,500)	93	
94	30010C0	Increased Workload for Data Center to Support an Agency			19,377	19,377			14	14	19,391	94	
95	3003120	Additional Staff for Elections	2.00	65,314	122,357	120,137	2,220				122,357	95	
96	3003140	Additional Staff for Historical Programs	1.00	85,000	123,761	122,651	1,110				123,761	96	
97	3003190	Additional Ops Staff for the Division of Corporations			250,000	-	250,000				250,000	97	
98	36014C0	Replacement of Desktop Computing Equipment			322,000	-	322,000				322,000	98	

Transportation, Tourism, and Economic Development Appropriations

Row#	AGENCY / DEPARTMENT		ATD Senate Proposed Bill								Row#	
	ISSUE CODE	ISSUE TITLE	FTE	RATE	GR TOTAL	REC GR	NR GR	SEED TF	OTHER TFs	ALL TRUST		ALL FUNDS
99	36016C0	Elections Signature Verification Training Program			100,000	-	100,000			-	100,000	99
100	4100100	Florida Main Street Program			525,000	-	525,000			-	525,000	100
101	4100920	Museum of Florida History Master Plan			300,000	-	300,000			-	300,000	101
102	4800100	Department Wide Litigation Expenses			3,000,000	-	3,000,000			-	3,000,000	102
103	4800300	Security Enhancements (R.A. GRAY)			519,012	-	519,012			-	519,012	103
104	4900000	Cultural Program Grants			-	-	-		350,000	350,000	350,000	104
105	4900100	Cultural and Museum Grants			21,296,502	-	21,296,502			-	21,296,502	105
106	4900200	Culture Builds Florida			3,469,042	-	3,469,042			-	3,469,042	106
107	4900400	Florida Humanities Council			2,900,000	-	2,900,000			-	2,900,000	107
108	4900600	Florida African-American Heritage Preservation Network			800,000	-	800,000			-	800,000	108
109	7400000	Historic Preservation Grants			1,318,370	-	1,318,370			-	1,318,370	109
110	7600000	Division of Corporations Call Center Services			2,377,435	2,377,435	-			-	2,377,435	110
111	8501020	Voter Assistance Hotline			962,969	-	962,969			-	962,969	111
112	9400100	Reimbursements to Counties for Special Elections			1,500,000	-	1,500,000			-	1,500,000	112
113	990G000	Grants and Aids - Fixed Capital Outlay			-	-	-			-	-	113
114	081182	Library Construction Grnts			9,000,000	-	9,000,000			-	9,000,000	114
115	140015	G/A-Spec Cat-Cul Fac Prog			11,555,111	-	11,555,111			-	11,555,111	115
116	140020	G/A-Spec Cat-Acq, Rest/His			12,583,279	-	12,583,279			-	12,583,279	116
117	990M000	Maintenance and Repair			-	-	-			-	-	117
118	140020	G/A-Spec Cat-Acq, Rest/His			10,000,000	-	10,000,000			-	10,000,000	118
119	Total	DEPT OF STATE	451.00	21,893,764	139,040,772	58,176,157	80,864,615	-	22,814,862	22,814,862	161,855,634	119
120												120
121		DEPT OF TRANSPORTATION										121
122	1100001	Startup (OPERATING)	6,175.00	401,891,049	-	-	-	-	879,478,997	879,478,997	879,478,997	122
123	1100002	Startup Recurring Fixed Capital Outlay (DEBT SERVICE/OTHER)			-	-	-	-	288,737,388	288,737,388	288,737,388	123
124	1805030	Realign Existing Positions Between Budget Entities - Deduct Side	(18.00)	(1,312,762)	-	-	-	-	(1,851,995)	(1,851,995)	(1,851,995)	124
125	1805040	Realign Existing Positions Between Budget Entities - Add Side	18.00	1,312,762	-	-	-	-	1,851,995	1,851,995	1,851,995	125
126	1805050	Realign Existing Positions Between Program Components Within Same Budget Entity - Deduct	(30.00)	(2,006,574)	-	-	-	-	(2,869,092)	(2,869,092)	(2,869,092)	126
127	1805060	Realign Existing Positions Between Program Components Within Same Budget Entity - Add	30.00	2,006,574	-	-	-	-	2,869,092	2,869,092	2,869,092	127
128	2001300	Realign Base Between Budget Entities - Deduct			-	-	-	-	(838,484)	(838,484)	(838,484)	128
129	2001400	Realign Base Between Budget Entities - Add			-	-	-	-	838,484	838,484	838,484	129
130	2401000	Replacement Equipment			-	-	-	-	5,535,000	5,535,000	5,535,000	130
131	2401130	Replacement of Rail Inspection Trucks			-	-	-	-	188,672	188,672	188,672	131
132	2401170	Replacement Equipment for Materials and Testing Laboratories			-	-	-	-	1,155,106	1,155,106	1,155,106	132
133	2401500	Replacement of Motor Vehicles			-	-	-	-	2,684,006	2,684,006	2,684,006	133
134	2503080	Direct Billing for Administrative Hearings			-	-	-	-	(5,130)	(5,130)	(5,130)	134
135	30010C0	Increased Workload for Data Center to Support an Agency			-	-	-	-	339,645	339,645	339,645	135
136	36213C0	Network Communications Recovery and Security			-	-	-	-	742,807	742,807	742,807	136
137	36221C0	Data Infrastructure Modernization			-	-	-	-	1,516,594	1,516,594	1,516,594	137
138	36342C0	Geospatial Roadway Data Strategic Framework			-	-	-	-	458,640	458,640	458,640	138
139	4001000	Increased Operating Costs			-	-	-	-	5,773,550	5,773,550	5,773,550	139
140	6002A70	Transportation Disadvantaged Recruit and Retain		44,698	-	-	-	-	66,300	66,300	66,300	140
141	6002550	Additional Transportation Disadvantaged Program Support for Underserved			-	-	-	-	6,000,000	6,000,000	6,000,000	141
142	6002660	Staffing for Transportation Disadvantaged Quality Control	1.00	48,000	-	-	-	-	84,293	84,293	84,293	142
143	7000000	Keep Florida Beautiful			-	-	-	-	800,000	800,000	800,000	143
144	990C000	Code Corrections			-	-	-	-	-	-	-	144
145	080002	Minor Repairs/Improv-State			-	-	-	-	9,871,535	9,871,535	9,871,535	145
146	990E000	Environmental Projects			-	-	-	-	-	-	-	146
147	088763	Environ Site Restoration			-	-	-	-	475,000	475,000	475,000	147
148	990F000	Support Facilities			-	-	-	-	-	-	-	148
149	080002	Minor Repairs/Improv-State			-	-	-	-	3,012,970	3,012,970	3,012,970	149
150	088628	Ocala Ops Ctr-Rep/Reno/Add			-	-	-	-	7,623,200	7,623,200	7,623,200	150
151	990T000	Transportation Work Program			-	-	-	-	13,397,481,275	13,397,481,275	13,397,481,275	151

Transportation, Tourism, and Economic Development Appropriations

Row#	AGENCY / DEPARTMENT		ATD Senate Proposed Bill								Row#	
ISSUE CODE	ISSUE TITLE	FTE	RATE	GR TOTAL	REC GR	NR GR	SEED TF	OTHER TFs	ALL TRUST	ALL FUNDS		
152	088862	Local Transportation Proj			166,631,861	-	166,631,861			-	166,631,861	152
153	Total	DEPT OF TRANSPORTATION	6,176.00	401,983,747	166,631,861	-	166,631,861	-	14,612,019,848	14,612,019,848	14,778,651,709	153
154												154
155		EMERGENCY MANAGEMENT										155
156	1100001	Startup (OPERATING)	198.00	10,947,273	4,951,729	4,951,729		69,930,386	69,930,386	74,882,115		156
157	1100002	Startup Recurring Fixed Capital Outlay (DEBT SERVICE/OTHER)			-	-		3,000,000	3,000,000	3,000,000		157
158	3000120	Non-Declared Disasters Response Capabilities Expansion			500,000	-	500,000			-	500,000	158
159	3000130	Dem Fleet Maintenance and Strategic Support			120,000	120,000				-	120,000	159
160	3004A10	Recovery Risk/Audit Compliance Positions	5.00	370,930	1,248,803	1,225,393	23,410			-	1,248,803	160
161	3004A30	Expansion of the Regional Coordination Team	6.00	398,708	1,215,242	764,521	450,721			-	1,215,242	161
162	3006A00	Conversion of Ops Positions to Fte Positions	10.00	783,169	1,105,645	1,052,385	53,260			-	1,105,645	162
163	3008A00	Additional Staff for the Division of Emergency Management	1.00	131,725	229,597	229,597				-	229,597	163
164	3400500	Fund Shift from Operating Trust Fund to General Revenue - Deduct			-	-		(250,000)	(250,000)	(250,000)		164
165	3400600	Fund Shift from Operating Trust Fund to General Revenue - Add			250,000	250,000				-	250,000	165
166	36213C0	Technology Sustainment Needs			1,000,000	1,000,000				-	1,000,000	166
167	4000020	American Sign Language Interpreting Services			300,000	-	300,000			-	300,000	167
168	5500100	Disaster Recovery Preparedness and Protective Measures			1,580,000	-	1,580,000			-	1,580,000	168
169	570E080	Statewide Emergency Alert and Notification System			3,500,000	-	3,500,000			-	3,500,000	169
170	5701000	Open Federally Declared Disasters - Funding to Communities			-	-		2,116,535,732	2,116,535,732	2,116,535,732		170
171	5701500	Open Federally Declared Disasters - State Operations			-	-		184,279,453	184,279,453	184,279,453		171
172	5702400	Hurricane Recovery Grant Program			350,000,000	-	350,000,000			-	350,000,000	172
173	5703710	Warehousing Space Needs for Commodity Storage and Operations			2,245,873	-	2,245,873			-	2,245,873	173
174	990G000	Grants and Aids - Fixed Capital Outlay			-	-				-	-	174
175	140527	Em Mgmt Crit Fac Nds			25,589,973	-	25,589,973			-	25,589,973	175
176	Total	EMERGENCY MANAGEMENT	220.00	12,631,805	393,836,862	9,593,625	384,243,237	-	2,373,495,571	2,373,495,571	2,767,332,433	176
177	Grand Total		13,172.00	772,296,866	1,004,415,670	130,837,122	873,578,548	75,161,908	19,026,930,246	19,102,092,154	20,106,507,824	177



Senate Appropriations Committee on Transportation, Tourism, and Economic Development

FY 2023-2024 Committee Budget Proposal

Local Funding Initiatives

Senator Hooper, Chair
Senator Trumbull, Vice Chair

March 21, 2023

**Senate Appropriations Committee on Transportation, Tourism, and Economic Development
Proposed Project Funding for Fiscal Year 2023-2024**

Agency	LFIR #	Project Title	SEN Prop Bill NR GR
Department of Economic Opportunity	2691	Affordable Housing in NWFL for Workforce and Active Duty Members and Families	1,226,960
Department of Economic Opportunity	2395	Babcock Ranch Community Independent Special District Playground for Children of All Abilities	250,000
Department of Economic Opportunity	1264	Big Brothers Big Sisters - School to Work Project - Statewide	750,000
Department of Economic Opportunity	2686	Billy Bowlegs Community Center Restoration (Ft. Myers)	1,500,000
Department of Economic Opportunity	1532	Brevard County - Blue Crab Cove Working Waterfront Facility	890,000
Department of Economic Opportunity	2913	Brevard Zoo Aquarium - Dr. Duane Defreese Coastal Conservation Hub 1st phase construction	2,000,000
Department of Economic Opportunity	1551	Broward Seven on Seventh - Workforce Development	500,000
Department of Economic Opportunity	1584	Camp Gilead Facilities Improvement - Polk County	500,000
Department of Economic Opportunity	2394	Charlotte County Seawall Repair Assistance Program	250,000
Department of Economic Opportunity	1810	City of Belleview - Belleview City Hall Historical Building Repairs	150,000
Department of Economic Opportunity	2571	City of Blountstown - Blountstown City Hall	500,000
Department of Economic Opportunity	2763	City of Bradenton - 9th Street Park	750,000
Department of Economic Opportunity	1170	City of Coconut Creek Sunshine Drive Park Improvement and Playground Replacement Program	315,000
Department of Economic Opportunity	1141	City of Coral Springs - Parks & Recreation Security Initiatives	100,000
Department of Economic Opportunity	2597	City of Destin Utility Undergrounding Project Phase 1	1,000,000
Department of Economic Opportunity	2844	City of Kissimmee Affordable Housing and Homeless Services Project	500,000
Department of Economic Opportunity	2379	City of Lauderdale Lakes Community Center/Emergency Hurricane Shelter	500,000
Department of Economic Opportunity	3000	City of Milton Riverwalk South	500,000
Department of Economic Opportunity	2107	City of Moore Haven City Hall Resilient Hardening Improvements Study	200,000
Department of Economic Opportunity	2683	City of Okeechobee City Hall Resiliency Hardening Improvements	1,200,000
Department of Economic Opportunity	2751	City of Orange City Municipal Facility Replacement for Transportation and City Works	150,000
Department of Economic Opportunity	2650	City of Ormond Beach - Downtown Community Center	783,059
Department of Economic Opportunity	3120	City of Plantation - ADA Renovations to Municipal Complex	225,000

**Senate Appropriations Committee on Transportation, Tourism, and Economic Development
Proposed Project Funding for Fiscal Year 2023-2024**

Agency	LFIR #	Project Title	SEN Prop Bill NR GR
Department of Economic Opportunity	1836	City of Starke Community Improvement City Walk Project	400,000
Department of Economic Opportunity	1406	Cocoa Beach Hurricane Hardening of City Hall	1,500,000
Department of Economic Opportunity	3073	Collier Housing Resilience Project	1,000,000
Department of Economic Opportunity	2692	Community Land Trust: Ensuring Affordable Housing in NWFL for Workforce & Active Duty Military	1,322,605
Department of Economic Opportunity	2376	Cox Science Center and Aquarium Expansion	5,000,000
Department of Economic Opportunity	3082	Crystal River Government Center	500,000
Department of Economic Opportunity	1698	Empowered to Change International, Inc	500,000
Department of Economic Opportunity	2631	Feeding Tampa Bay	2,500,000
Department of Economic Opportunity	1542	Field for Dreams - West Jupiter Community Group	80,000
Department of Economic Opportunity	1066	Five Points Village: Workforce Development Housing - Seminole County	495,000
Department of Economic Opportunity	1663	Florida Studio Theatre- Workforce Housing	250,000
Department of Economic Opportunity	3128	Gadsden County Boys and Girls Club	1,800,000
Department of Economic Opportunity	3037	General Daniel 'Chappie' James, Jr. Memorial Plaza	700,000
Department of Economic Opportunity	2578	Greater Dunbar Initiative -Southward Village Choice Neighborhood	1,000,000
Department of Economic Opportunity	3119	Greater Malibu Groves Home Repair Program	250,000
Department of Economic Opportunity	1091	Grow the Workforce of the Glades	478,090
Department of Economic Opportunity	1260	Habitat Pinellas Pasco - Achieving the Dream of Homeownership	2,000,000
Department of Economic Opportunity	2805	Hernando County Central Fueling Facility for Critical Services	966,593
Department of Economic Opportunity	2806	Hernando County Veteran's Memorial Monument	250,000
Department of Economic Opportunity	2630	Hillsborough Habitat for Humanity - Resilient Homes for Heroes	500,000
Department of Economic Opportunity	2933	Hurricane IRMA Recovery for City of Key Colony Beach City Hall - Monroe County	500,000
Department of Economic Opportunity	2762	IDignity Statewide Operational Headquarters	1,000,000
Department of Economic Opportunity	2363	Islamorada Village Council Chambers/Public Works Facility	250,000

**Senate Appropriations Committee on Transportation, Tourism, and Economic Development
Proposed Project Funding for Fiscal Year 2023-2024**

Agency	LFIR #	Project Title	SEN Prop Bill NR GR
Department of Economic Opportunity	1664	Jewish Federation Holocaust Education Center Sarasota	500,000
Department of Economic Opportunity	2793	Leon Works Expo and Junior Apprenticeship Program (Leon County)	50,000
Department of Economic Opportunity	2418	Liberty County - Rock Bluff Community Center and Park	900,000
Department of Economic Opportunity	1535	Manufacturing Talent Asset Pipeline (TAP)	350,000
Department of Economic Opportunity	3145	Marco Island Generator Storage Building	600,000
Department of Economic Opportunity	2754	Medical Examiner Facility and Natural Resources Laboratory (Lee County)	1,000,000
Department of Economic Opportunity	1705	Meet Us in The Middle Plaza and 8th Street Docks - City of Clermont	500,000
Department of Economic Opportunity	1276	Merritt Island Veteran's Center Amphitheater	1,000,000
Department of Economic Opportunity	1546	Miami Springs - Curtiss Parkway War Memorial	150,000
Department of Economic Opportunity	2874	Military Women's Memorial	165,000
Department of Economic Opportunity	3001	Milton Community Center Expansion Project	250,000
Department of Economic Opportunity	1079	Museum of Discovery & Science-Eco Resilience Workforce Development - Broward County	750,000
Department of Economic Opportunity	2756	OCEARCH Mayport Research and Operations Center (Jacksonville University)	250,000
Department of Economic Opportunity	2735	Okaloosa Natural Gas Main Extension - Laurel Hill and Paxton	1,626,694
Department of Economic Opportunity	2734	Okaloosa Natural Gas Main Extension - Niceville and Freeport	4,171,780
Department of Economic Opportunity	2523	Planting Seeds of Prosperity	125,000
Department of Economic Opportunity	2759	Port of Palm Beach Land Acquisition for Cargo Capacity	1,000,000
Department of Economic Opportunity	1387	Pre-Apprenticeship Training and Hiring (PATH) Pilot Program - Hillsborough County	930,000
Department of Economic Opportunity	1048	Regional Entrepreneurship Centers and Small Business Loan Fund - Broward County	500,000
Department of Economic Opportunity	2856	Sankofa Commercial Development (Pinellas)	1,500,000
Department of Economic Opportunity	2693	Santa Rosa County - Construction of Taxiway and Apron at the Whiting Aviation Park	1,500,000
Department of Economic Opportunity	2382	Sarah Vande Berg Tennis Center - City of Zephyrhills	500,000
Department of Economic Opportunity	2190	Shoreline Restoration and Hurricane Resilience for Shell Midden at Historic Spanish Point in Osprey	750,000

**Senate Appropriations Committee on Transportation, Tourism, and Economic Development
Proposed Project Funding for Fiscal Year 2023-2024**

Agency	LFIR #	Project Title	SEN Prop Bill NR GR
Department of Economic Opportunity	2615	SPCA Tampa Bay Shelter Campus Renovation	750,000
Department of Economic Opportunity	1310	Supported Employment: HabCenter Community Integrated Employment	200,000
Department of Economic Opportunity	1330	Town of Cutler Bay Economic Development Plan	100,000
Department of Economic Opportunity	1809	Town of McIntosh Town Hall Project	500,000
Department of Economic Opportunity	2669	Training Tomorrow's Workforce Today	212,000
Department of Economic Opportunity	1279	Treasure Coast Food Bank - Career Readiness and Workforce Training Program - St. Lucie	795,000
Department of Economic Opportunity	2355	USS Orleck Project: Repair Shipyard Pier 1 and Retrofit the Dash Hanger - Duval County	500,000
Department of Economic Opportunity	2961	Victory Village Rehabilitation Project - Osceola County	250,000
Department of Economic Opportunity	2552	Village of El Portal - Parks Renovation Project	435,135
Department of Economic Opportunity	2553	Village of El Portal Village Hall Addition and Renovations	901,940
Department of Economic Opportunity	2424	YMCA of the Palm Beaches Community Center	1,500,000
Department of Economic Opportunity	1636	YMCA Volunteer Campus Safety Initiative - YMCA South Palm Beach County	65,000
Department of Economic Opportunity	2640	Youth Homelessness Demonstration Program	1,000,000
Department of State	1385	African-American Arts and Cultural Center - Hillsborough County	500,000
Department of State	3091	Black History Month Celebration -1619Fest Orlando/Rebel Run 5K	160,000
Department of State	1676	Broad Street Historic Building Restoration - Duval County	750,000
Department of State	2062	City of Bartow Cigar Factory Building Improvements	250,000
Department of State	1790	Florida African American Heritage Preservation Network	800,000
Department of State	2865	Florida Humanities Council	500,000
Department of State	2448	Harry T. and Harriette V. Moore Cultural Complex Animatronic Project - Brevard	200,000
Department of State	1671	Historic Pensacola	750,000
Department of State	1072	Holocaust Documentation & Education Center, Museum Orientation & Multi Purpose Theatre Broward	900,000
Department of State	2518	Italian Club of Tampa - Restoration and Code Compliance Initiative	250,000
Department of State	1568	Martin Luther King Beach House: Relocation and Restoration - St. Johns County	400,000
Department of State	2937	Military History Museum Building Expansion - Osceola	765,000
Department of State	1388	Palladium Theater Renovation - St. Petersburg College	250,000
Department of State	2612	Pasco County Cultural Arts	2,000,000

**Senate Appropriations Committee on Transportation, Tourism, and Economic Development
Proposed Project Funding for Fiscal Year 2023-2024**

Agency	LFIR #	Project Title	SEN Prop Bill NR GR
Department of State	1695	Penny Lane Beatles Museum - Clearwater	250,000
Department of State	2635	Polk Museum of Art (PMoA) Expansion Project	500,000
Department of State	2761	Ruth Eckerd Hall: Public Safety and Rapid Response Improvements - Pinellas County	482,000
Department of State	2619	San Carlos Institute - Urgent Structural Repairs - Key West	2,000,000
Department of State	2766	The Commodore Trail Heritage Education Program - Coconut Grove	216,000
Department of State	1784	The Florida Holocaust Museum: Preserving Holocaust Survivor Testimonies & Artifacts	750,000
Department of Transportation	1098	36th Street Bridge Rehabilitation Project - City of West Palm Beach	375,000
Department of Transportation	2647	Airco Infrastructure Improvements - Pinellas County	11,000,000
Department of Transportation	2443	Alachua County Celebration Pointe Trail Connection to Archer Braid	2,500,000
Department of Transportation	1973	Amelia Island Trail Phase 5 - Nassau County, FL	225,000
Department of Transportation	1737	Auburndale Traffic Calming & Drainage Improvement SW 32nd Ave & SW 2 St - City of Miami	1,000,000
Department of Transportation	2050	Bartow Airport Facility Renovations and Remote Tower Construction	250,000
Department of Transportation	2695	Benson Junction Road Improvement (DeBary)	500,000
Department of Transportation	1035	City of Anna Maria Reimagining Pine Avenue - Phase 2	1,410,000
Department of Transportation	2521	City of Apopka Regional Trail Connections	2,000,000
Department of Transportation	1238	City of Belle Glade Pedestrian Bridge Replacement	252,505
Department of Transportation	1333	City of Coral Gables Citywide Bridge Repair Program	600,000
Department of Transportation	2380	City of DeBary Fort Florida Road Bridge	1,000,000
Department of Transportation	1726	City of Eustis Northshore Culvert Project	500,000
Department of Transportation	2377	City of Fort Lauderdale Riverland Traffic Calming Construction	1,000,000
Department of Transportation	2059	City of Fort Meade Repaving Project	250,000
Department of Transportation	2131	City of Fort Pierce Avenue D (29th Street to Indian River Drive) Road Improvement	1,500,000
Department of Transportation	3036	City of Gulf Breeze - Shoreline/HWY 98 Multimodal and Pedestrian Overpass	1,175,000
Department of Transportation	2936	City of Gulfport - 58th Street Roadway Improvements	1,200,000

**Senate Appropriations Committee on Transportation, Tourism, and Economic Development
Proposed Project Funding for Fiscal Year 2023-2024**

Agency	LFIR #	Project Title	SEN Prop Bill NR GR
Department of Transportation	1699	City of Hollywood - Barrier Island Hurricane Evacuation Route/Hollywood Blvd Bifurcation/Extension	1,000,000
Department of Transportation	2863	City of Hollywood Johnson Street/Memorial Regional Hospital C-10 Canal Bridge Widening Project	950,000
Department of Transportation	2803	City of Inverness - Whispering Pines Park US 41 North New Entrance Road	1,000,000
Department of Transportation	2378	City of Lauderdale Lakes Walkway/Greenway Trail	584,925
Department of Transportation	1052	City of Miami - District 4 Traffic Calming & Pedestrian Safety Program - Phase 2	750,000
Department of Transportation	2579	City of Miami Gardens Community Sidewalk Replacement and Addition Project	625,000
Department of Transportation	1128	City of Minneola - School Transportation Safety Enhancements	2,000,000
Department of Transportation	2884	City of Orange Park - Black Creek to Doctors Lake Trail Connection	500,000
Department of Transportation	1409	City of Palm Bay 4-lane widening of St. Johns Heritage Parkway Malabar Rd north to Emerson Rd	250,000
Department of Transportation	2037	City of Pinellas Park - Pinebrook Community Safety Project	165,560
Department of Transportation	2600	City of Port St. Lucie Tom Mackie Boulevard Phase 4	1,500,000
Department of Transportation	2668	City of St. Petersburg - 1st Avenue North and 25th Street Pedestrian Safety Improvements	500,000
Department of Transportation	2071	City of Wauchula Municipal Airport Runway and Taxiway Alpha Extension Project	4,500,000
Department of Transportation	3085	Collier County - Four-Point Roundabout	1,050,000
Department of Transportation	3184	Collier County - Oil Well Road (CR 858) Shoulder Improvements - Segment 3	1,120,000
Department of Transportation	3185	Collier County - Oil Well Road (CR 858) Shoulder Improvements - Segment 4	1,015,000
Department of Transportation	1080	Cooper City Hiatus Road Traffic Safety Improvement	370,000
Department of Transportation	1134	Coral Gables ADA Transit Stop Improvements	500,000
Department of Transportation	1566	County Road 210 at US 1 Interchange Improvements - St. Johns County	1,000,000
Department of Transportation	1575	County Road 2209 - St. Johns County	1,000,000
Department of Transportation	2662	Doral Pedestrian Bridge Safety Project	750,000
Department of Transportation	2694	Fort Florida Road Reconstruction (Debary)	500,000
Department of Transportation	1047	Fort Hamer Bridge Design & Permitting - Manatee County	1,000,000

**Senate Appropriations Committee on Transportation, Tourism, and Economic Development
Proposed Project Funding for Fiscal Year 2023-2024**

Agency	LFIR #	Project Title	SEN Prop Bill NR GR
Department of Transportation	1046	Fort Hamer Road 4-Lane Design - Manatee County	1,000,000
Department of Transportation	3169	Hendry County Rehabilitation of the Fort Denaud Bridge	1,200,000
Department of Transportation	2657	Hurricane Assistance - Lee County - Big Hickory, Little Carlos Pass, and New Pass Bridges P D & E Study	6,000,000
Department of Transportation	2732	Hurricane Assistance - Lee County - Matlacha Corridor Repairs	12,431,001
Department of Transportation	2561	Hurricane Assistance - Lee County - Miscellaneous Repairs to Bridges and Roads	5,127,000
Department of Transportation	2870	Hurricane Assistance - Lee County - Sanibel Causeway Corridor Repairs	51,670,049
Department of Transportation	2769	Hwy 98 GPS Emergency Preemption Devices - Santa Rosa County	250,000
Department of Transportation	1986	Intersection Improvements: Chase Road/Main Street - Town of Windermere	750,000
Department of Transportation	1985	Intersection Improvements: Windermere Road/Main St. Town of Windermere	750,000
Department of Transportation	2925	JAXPORT Crane Replacement	500,000
Department of Transportation	1255	Kathleen Road Widening and Extension Polk County	2,500,000
Department of Transportation	2812	Lighthouse Point NE 31st Court Bridge Replacement Plan	1,000,000
Department of Transportation	2860	Manatee County - Moccasin Wallow Road Expansion Segment #3	1,000,000
Department of Transportation	1591	Marion County Roadway improvements on NW 49th St. from NW 70th Ave (CR 225) to NW 44th Ave.	500,000
Department of Transportation	2528	Martin County South County Line Road Bridge Replacement	1,500,000
Department of Transportation	1780	Miami-Dade County Card Sound Road Safety Improvement Project	300,000
Department of Transportation	2664	Moffitt Cancer Center Life Sciences Campus Road	1,000,000
Department of Transportation	1158	Mohican Trail Sidewalk City of Maitland	300,000
Department of Transportation	2842	Nassau County Public Transportation Improvements	725,000
Department of Transportation	1744	Nassau County Sundberg Road Improvements (Dirt Road to Paved Road)	750,000
Department of Transportation	2904	North Bay Village Sidewalk and ADA Improvements	350,000
Department of Transportation	2592	Okaloosa County - West Highway 98 Collector Road	375,000
Department of Transportation	2924	Oldsmar - St. Petersburg Drive Complete Streets	500,000

**Senate Appropriations Committee on Transportation, Tourism, and Economic Development
Proposed Project Funding for Fiscal Year 2023-2024**

Agency	LFIR #	Project Title	SEN Prop Bill NR GR
Department of Transportation	1573	Palatka St. John's Ave Pedestrian & Cyclist Safety, Phase II	1,000,000
Department of Transportation	1077	Palm Beach County Transportation Disadvantaged Discounted Bus Passes	1,000,000
Department of Transportation	2173	Pasco County Sidewalks Cypress Creek Road and Parkway Boulevard	1,500,000
Department of Transportation	2823	Pedestrian Safety Tunnel - Martin County	1,000,000
Department of Transportation	1398	Pensacola Beach Northern Gateway - Design	200,000
Department of Transportation	2857	Pinellas County Water Transportation	500,000
Department of Transportation	2681	Pompano Beach Riverside Safety and Resilience Project	950,000
Department of Transportation	2458	Ride Solution Facility & Bus Parking Project	1,000,000
Department of Transportation	2188	Sarasota County Laurel Road Capacity and Mobility Improvement Project	4,000,000
Department of Transportation	2792	South City Transit Center - Tallahassee	1,000,000
Department of Transportation	2840	Sunbridge Parkway Roadway Design	2,000,000
Department of Transportation	2560	Sunny Isles Beach Urban Trail	225,000
Department of Transportation	1838	SW Bascom Norris Road Repaving - Columbia County	1,237,500
Department of Transportation	2790	SW County Road 534 Failure (Lafayette County)	428,241
Department of Transportation	1738	Tamiami Blvd Reconstruction and Drainage Improvements to SW 4th St from 71st Ave to 73rd Ave - Miami	1,000,000
Department of Transportation	1348	The South Dade Trail Multi-Use/Mobility Corridor	1,500,000
Department of Transportation	1419	The Underline Multi Use/Multimodal Corridor Miami-Dade	1,500,000
Department of Transportation	1397	Town of Century - Freedom Road Bridge Replacement	500,000
Department of Transportation	2342	Town of Hilliard - 6th Street Paving Project	285,000
Department of Transportation	1413	Town of Mangonia Road Re-Paving Appropriations	750,000
Department of Transportation	2687	US 331 Bridge Lighting and Gateway - Walton County	1,750,000
Department of Transportation	2601	Village of Indiantown SW Lincoln Street Roadway and Drainage Reconstruction	550,000

**Senate Appropriations Committee on Transportation, Tourism, and Economic Development
Proposed Project Funding for Fiscal Year 2023-2024**

Agency	LFIR #	Project Title	SEN Prop Bill NR GR
Department of Transportation	2656	Village of North Palm Beach - Lighthouse Drive Bridge Replacement	270,000
Department of Transportation	1383	Washington Street Improvement from S Tamiami Trail to S 56th Street - Hillsborough County	1,000,000
Department of Transportation	1209	West Orange Trail Extension (Phase 4) - Welch Road and Wekiva Springs Road Orange County	640,080
Department of Transportation	2768	Woodbine Road and Highway 90 Intersection Improvements - Santa Rosa County	1,000,000
Division of Emergency Management	3112	3-Year SaaS-Based Hyperlocal Weather Radar Coverage for Emergency Operations Support (SF 3112)	750,000
Division of Emergency Management	2753	Backup Generators for Ponce Inlet Public Works and Community Center	110,000
Division of Emergency Management	2387	City of Bradenton Public Safety Operations Center	1,400,000
Division of Emergency Management	3027	City of Everglades City Emergency Operations Center	13,000,000
Division of Emergency Management	1356	City of Hialeah 911 Communications Tower	1,759,853
Division of Emergency Management	2760	First Responders to Disasters Project	830,000
Division of Emergency Management	1429	Gilchrist County Combined Communications System	1,955,000
Division of Emergency Management	2056	Hardee County Emergency Operations Center	2,000,000
Division of Emergency Management	2685	Hillsborough County Emergency Operations Center Improvements	500,000
Division of Emergency Management	2122	Indian River County Emergency Operations Center Expansion	1,300,000
Division of Emergency Management	2411	Jefferson County K-12 School Stationary Generator- Primary Special Needs Shelter	720,120
Division of Emergency Management	2064	Polk County Public Schools Hurricane Shelter Emergency Generators	250,000
Division of Emergency Management	1156	Shalom Orlando Inc.: Campus-wide Security and Safety Systems Power Back-up	600,000
Division of Emergency Management	2346	Sumter County - Lake Panasoffkee Community Shelter	900,000
Division of Emergency Management	1678	Utilities Administration Building Emergency Generator Replacement - Polk County	220,000
Division of Emergency Management	1338	Village of Virginia Gardens - Public Safety/Village Hall ADA/Emergency Shelter Hardening Miami-Dade	875,000



The Florida Senate

Committee Agenda Request

To: Senator Ed Hooper, Chair
Appropriations Committee on Transportation, Tourism, and Economic
Development

Subject: Committee Agenda Request

Date: March 8, 2023

I respectfully request that **Senate Bill #726**, relating to Library Cooperative Funding, be placed on the:

- committee agenda at your earliest possible convenience.
- next committee agenda.

A handwritten signature in black ink, appearing to read "Ana Maria Rodriguez".

Senator Ana Maria Rodriguez
Florida Senate, District 40

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

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

Prepared By: The Professional Staff of the Appropriations Committee on Transportation, Tourism, and Economic Development

BILL: CS/SB 726

INTRODUCER: Governmental Oversight and Accountability Committee and Senator Rodriguez

SUBJECT: Library Cooperative Funding

DATE: March 21, 2023

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Limones-Borja</u>	<u>McVaney</u>	<u>GO</u>	<u>Fav/CS</u>
2.	<u>Wells</u>	<u>Jerrett</u>	<u>ATD</u>	<u>Favorable</u>
3.	_____	_____	<u>AP</u>	_____

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 726 removes the cap of \$400,000 for the annual grant to the library cooperatives for the purpose of sharing library resources.

The bill is not expected to impact state or local government revenues and expenditures.

The bill takes effect July 1, 2023.

II. Present Situation:

The Division of Library and Information Services

The Division of Library and Information Services (Division) was created within the Department of State (Department). The Division was designated as the state library administrative agency.¹ The Division is responsible for collecting, preserving, and providing public access to the published history of Florida.²

¹ Section 257.12, F.S.

² Department of State, *About the State Library of Florida*, available at <https://dos.myflorida.com/library-archives/about-us/about-the-state-library-of-florida/> (Last visited Mar. 11, 2023).

Allocation of State Funds

State funds allocated to libraries must be expended only for library purposes in the manner prescribed by the Division. The Division must establish operating standards under which libraries and library cooperatives will be eligible to receive state funds³ The Division is required to certify to the Chief Financial Officer the amount of funds paid to each county, municipality, special district, or special tax district on or before December 1 of each year.⁴

Library Cooperative Programs

The Interstate Library Compact⁵ provides that any two or more state library agencies may undertake and conduct joint or cooperative library programs. The legislative intent of the library cooperatives program is to:

- Meet the needs of state residents which cannot be met independently by local libraries;
- Build upon the strength of local libraries and to augment their resources with regional and statewide services;
- Maintain local autonomy and to make cooperation in regional or statewide activities voluntary; and
- Recognize programs of cooperation undertaken by libraries and provide for state financial assistance to encourage library cooperative development.⁶

The administrative unit of a library cooperative is eligible to receive an annual grant (i.e., a library cooperative grant) from the state of not more than \$400,000 for the purpose of sharing library resources. The grant is based upon an annually updated 5 year, long-range plan. The plan must include a description of how the cooperative will share technology and be submitted to the Division.⁷ A resource sharing needs assessment must also be completed. The assessment must include:

- A description of the needs;
- Rationale for addressing or not addressing items on the assessment;
- Information on the activities to be completed during the grant cycle; and
- A timeline of all the proposed activities.⁸

The assessment coupled with the long-range plan must determine which resource sharing needs the library cooperative will address during the grant cycle.

³ Sections 257.15 and 257.41(2), F.S. Section 257.41(2), F.S., further providing that the division must issue a certificate to each library cooperative that meets the standards and rules established.

⁴ Section 257.22, F.S.

⁵ Section 257.28, F.S.

⁶ Section 257.40, F.S.

⁷ Section 257.42, F.S.

⁸ Florida Department of State, Division of Library and Information Services, *Library Cooperative Grant Guidelines*, available at <https://files.floridados.gov/media/705355/cooperative-grant-guidelines-2022-2023.pdf> (Last visited Mar. 11, 2023).

Florida's five Library Cooperative Grant Program service areas are shown on the following map:⁹



Grant Awards and Local Cash Match

The total amount available to fund the Library Cooperative Grant Program depends on the amount appropriated by the Legislature. In recent years, the Legislature has appropriated \$2 million annually for library cooperative grants. This means each cooperative received the maximum \$400,000 grant. There is no administrative rule regarding equal distribution of funds among the library cooperatives. If the Legislature appropriates less than the amount requested by the Division, the amount appropriated will be prorated equally among the approved grantees.¹⁰ The administrative unit of a library cooperative is eligible to receive an annual grant as specified in law and must provide local cash matching funds equal to 10 percent of the grant award. If a library cooperative does not show sufficient funds from local sources to meet the requirement of a 10 percent cash match in its grant application, the Division will reduce the grant to a level that will enable the library cooperative to meet the requirement.¹¹

Grant Agreement

A grant agreement must be signed by both the grant recipient's governing body and the Division. Grant applications that are funded and any change requests will become a part of the grant agreement between the Division and the Grantee. Submission of a change request may necessitate an amendment to the grant agreement. No grant funds will be released before the grant agreement is executed between the Division and the grantee.

Grant Payments

Grant awards will be paid in five payments. Payments will be made upon satisfactory completion of the deliverables specified in the grant agreement. Payment requests and supporting documentation must be submitted on the Department Grants System. Any grant compliance

⁹ Department of State, *Library Cooperative Grants*, available at <https://dos.myflorida.com/library-archives/library-development/funding/cooperative/> (Last visited Mar. 11, 2023).

¹⁰ Section 257.21, F.S.

¹¹ See supra note 10.

issues must be resolved before a grant award agreement may be executed and before grant payments for any Department grant may be released.¹²

Use of Grant Funds

All grant and the local matching funds must be spent on resource sharing activities. Specifically the funds may be used for:

- Resource sharing activities;
- Consultation in relation to resource sharing;
- Facilitation in relation to resource sharing;
- Technology related to resource sharing;
- Training; and
- Operational costs.¹³

III. Effect of Proposed Changes:

Section 1 amends s. 257.42, F.S., to remove the \$400,000 cap on an annual library cooperative grant. Thus, if the Legislature appropriates more than \$2 million, the department will be able to allocate amounts over the current \$400,000 threshold.

Section 2 provides the bill takes effect July 1, 2023.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

Not applicable. The mandate restrictions do not apply because the bill does not require counties and municipalities to spend funds, reduce counties' or municipalities' ability to raise revenue, or reduce the percentage of state tax shared with counties and municipalities.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

¹² See supra note 10.

¹³ See supra note 8.

E. Other Constitutional Issues:

None identified.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

A library cooperative will be permitted to receive a grant in excess of \$400,000.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 257.42 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Governmental Oversight and Accountability on March 7, 2023:

The committee substitute retains the current law language referring to library cooperatives as grants, rather than appropriations. The CS removes the cap on the amount a library cooperative may receive as a grant.

B. Amendments:

None.

By the Committee on Governmental Oversight and Accountability;
and Senator Rodriguez

585-02359-23

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A bill to be entitled

An act relating to library cooperative grants;
amending s. 257.42, F.S.; deleting the limitation on
the funding a library cooperative is eligible to
receive; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 257.42, Florida Statutes, is amended to
read:

257.42 Library cooperative grants.—The administrative unit
of a library cooperative is eligible to receive an annual grant
from the state ~~of not more than \$400,000~~ for the purpose of
sharing library resources based upon an annual plan of service
and expenditure and an annually updated 5-year, long-range plan
of cooperative library resource sharing. Those plans, which must
include a component describing how the cooperative will share
technology and the use of technology, must be submitted to the
division ~~of Library and Information Services of the Department
of State~~ for evaluation and possible recommendation for funding
in the division's legislative budget request. Grant funds may
not be used to supplant local funds or other funds. A library
cooperative must provide from local sources matching cash funds
equal to 10 percent of the grant award.

Section 2. This act shall take effect July 1, 2023.



The Florida Senate

Committee Agenda Request

To: Senator Ed Hooper, Chair
Appropriations Committee on Transportation, Tourism, and Economic
Development

Subject: Committee Agenda Request

Date: March 14, 2023

I respectfully request that **CS/SB 588**, relating to Enforcement of School Zone Speed Limits, be placed on the:

- committee agenda at your earliest possible convenience.
- next committee agenda.

A handwritten signature in black ink, appearing to read "Ana Maria Rodriguez".

Senator Ana Maria Rodriguez
Florida Senate, District 40

APPEARANCE RECORD

SB 588

3/21/23

Meeting Date

Bill Number or Topic

Approps Transportation

Committee

Deliver both copies of this form to Senate professional staff conducting the meeting

Amendment Barcode (if applicable)

Name Nancy Lawther, Ph.D. (Florida PTA)

Phone 407 855-7604

Address 1747 Orlando Central Pkwy

Email regulation@florida

Street

Orlando, FL 32809

City

State

Zip

pta.org

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

Florida PTA

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf](#) | [flsenate.gov](#)

This form is part of the public record for this meeting.

March 21, 2023

Meeting Date

Approps TTED

Committee

The Florida Senate

APPEARANCE RECORD

Deliver both copies of this form to
Senate professional staff conducting the meeting

588

Bill Number or Topic

Amendment Barcode (if applicable)

Name **Jennifer Cook Pritt**

Phone **850-219-3631**

Address **2636 Mitcham Drive**

Email **jpritt@fpca.com**

Street

Tallahassee

FL

32308

City

State

Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

FL Police Chiefs Assoc.

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

APPEARANCE RECORD

588

March 21, 2023

Meeting Date

Deliver both copies of this form to
Senate professional staff conducting the meeting

Bill Number or Topic

Approps TTED

Committee

Amendment Barcode (if applicable)

Name Chief Edward Hudak

Phone 305-460-5418

Address 2151 Coral Gables Police Department

Email ehudak@coralgables.com

Street

Coral Gables

FL

33134

City

State

Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022JointRules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate

APPEARANCE RECORD

SB 588

Bill Number or Topic

Amendment Barcode (if applicable)

3/21/23

Meeting Date

Deliver both copies of this form to
Senate professional staff conducting the meeting

Transportation, Tourism &
Economic Development
Committee

Name Angela Drzewiecki (Drez-wick-ee)

Phone _____

Address 301 South Bronough Street, Suite 500
Street

Email Angela.drzewiecki@gray-rd.com

Tallahassee FL 32301
City State Zip

Speaking: For Against Information **OR** Waive Speaking: In Support Against

PLEASE CHECK ONE OF THE FOLLOWING:

I am appearing without compensation or sponsorship.

I am a registered lobbyist, representing:

Tampa Police Department /
City of Tampa

I am not a lobbyist, but received something of value for my appearance (travel, meals, lodging, etc.), sponsored by:

While it is a tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this hearing. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard. If you have questions about registering to lobby please see Fla. Stat. §11.045 and Joint Rule 1. [2020-2022 Joint Rules.pdf \(flsenate.gov\)](#)

This form is part of the public record for this meeting.

S-001 (08/10/2021)

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

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

Prepared By: The Professional Staff of the Appropriations Committee on Transportation, Tourism, and Economic Development

BILL: CS/CS/SB 588

INTRODUCER: Appropriations Committee on Transportation, Tourism and Economic Development; Transportation Committee; and Senator Rodriguez

SUBJECT: Enforcement of School Zone Speed Limits

DATE: March 22, 2023

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Jones	Vickers	TR	Fav/CS
2.	Wells	Jerrett	ATD	Fav/CS
3.			FP	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/CS/SB 588 authorizes a local government to place or install an automated speed detection system on a street or highway under its jurisdiction or a state road if permitted by the Florida Department of Transportation (FDOT) to be used solely to enforce speed limits in school zones. Such placement or installation must be in accordance with specification developed by the FDOT, which must be established by August 1, 2023.

Under the bill, a local government may appoint local traffic infraction enforcement officers to issue citations to persons detected as exceeding the speed limit by at least ten miles per hour over the speed limit in force at the time in an area designated as a school zone. Specifically, a county or municipality may enforce speed limits in school zones within 30 minutes before, during the entirety of, and within 30 minutes after school.

In order to use a speed detection system to enforce speed limits in school zones, the bill requires:

- The speed detection system to be permitted, placed, and installed in accordance with regulations developed by the FDOT;
- The local government to notify the public of the speed detection system through a 30-day public awareness campaign; and
- The speed detection system to perform self-tests to detect accuracy at least every 30 days, and law enforcement to perform calibration tests of the system at least every 12 months.

The bill authorizes a traffic infraction enforcement officer employed by a sheriff's department or municipal police department to issue a fine or a traffic citation for unlawful speeds in school zones as detected by a speed detection system. The initial fine for a violation enforced by a speed detection system is \$100, which is less than the speeding fines incurred if a law enforcement officer enforced the same offense in a school zone.

The bill authorizes a notice of violation to be mailed to the registered owner of the motor vehicle alleged to be in violation of unlawful speed in a school zone enforced by a speed detection system within 30 days following the violation, and include information regarding the right to pay a \$100 fine, review the evidence, request a hearing, or submit an affidavit submitting a defense to the violation.

The bill provides that a traffic citation must be issued to a person who does not pay the fine or submit a specified affidavit within 30 days of the notification of violation. These provisions are similar to those in current law for the use of traffic infraction detectors (red-light cameras).

The bill requires an annual report by local governments using speed detection systems and by the DHSMV on the use of such systems, similar to those required for traffic infraction detectors.

The bill may have an indeterminate fiscal impact. Local governments that choose to implement speed detection systems may incur costs to implement the systems. Additionally, the FDOT, the Department of Highway Safety and Motor Vehicles, the Department of Revenue, and the Clerks of Court may incur costs associated with updates required by the bill. However, collection of fines will positively impact general revenue, state trust funds, public school districts and local governments, and may offset costs incurred by the state and local governments.

The bill takes effect July 1, 2023.

II. Present Situation:

The Division of Florida Highway Patrol of the Department of Highway Safety and Motor Vehicles (DHSMV); the Division of Law Enforcement of the Fish and Wildlife Conservation Commission; the Division of Law Enforcement of the Department of Environmental Protection; and the agents, inspectors, and officers of the Department of Law Enforcement each have authority to enforce all of the traffic laws in Florida on all the streets and highways and elsewhere throughout the state wherever the public has a right to travel by motor vehicle.¹

Local authorities may also exercise police power on streets and highways within their jurisdictions. This authority includes establishing speed limits and regulating traffic by means of police officers or official traffic control devices.²

Traffic Infraction Enforcement Officers

The DHSMV, a county, or a municipality are authorized to employ or designate traffic infraction enforcement officers. A traffic infraction enforcement officer must successfully complete

¹ Section 316.640(1)(a), F.S.

² Section 316.008(1), F.S.

instruction in traffic enforcement procedures and court presentation through the Selective Traffic Enforcement Program as approved by the Division of Criminal Justice Standards and Training of the Department of Law Enforcement, or through a similar program, but may not necessarily otherwise meet the uniform minimum standards established by the Criminal Justice Standards and Training Commission for law enforcement officers or auxiliary law enforcement officers.³

A DHSMV traffic infraction enforcement officer may issue traffic citations to persons who violate properly placed official traffic control devices or who do not stop at steady red lights.⁴ A sheriff's department or a municipal police department traffic infraction enforcement officer is authorized to issue traffic citations for noncriminal traffic infractions, or parking infractions, that he or she observes as well as issue traffic citations to persons who violate properly placed official traffic control devices or who do not stop at steady red lights.⁵

Speed-Measuring Devices

Evidence of the speed of a vehicle measured by any radar speed-measuring device is inadmissible in any proceeding with respect to an alleged violation of provisions of law regulating the lawful speed of vehicles, unless such evidence is obtained by an officer who:⁶

- Has satisfactorily completed the radar training course established by the Criminal Justice Standards and Training Commission pursuant to s. 943.17(1)(b), F.S.
- Has made an independent visual determination that the vehicle is operating in excess of the applicable speed limit.
- Has written a citation based on evidence obtained from radar when conditions permit the clear assignment of speed to a single vehicle.
- Is using radar which has no automatic speed locks and no audio alarms, unless disconnected or deactivated.
- Is operating radar with audio Doppler engaged.
- Is using a radar unit which meets the minimum design criteria for such units established by the DHSMV.⁷

Whenever any peace officer engaged in the enforcement of the motor vehicle laws uses any device to determine the speed of a motor vehicle on a public road, the device must be approved by the DHSMV and must have been tested to determine that it is operating accurately. Tests for this purpose must be made at least once each six months.⁸ Any police officer, upon receiving information relayed to him or her from a fellow officer stationed on the ground or in the air operating such a device that a driver of a vehicle has violated the speed laws, may arrest the driver for violation of said laws where reasonable and proper identification of the vehicle and the speed of same has been communicated to the arresting officer.⁹

³ Section 316.640(1)(b)3. and (5), F.S.

⁴ Section 316.640(1)(b)3., F.S., authorizing enforcement of s. 316.0083, F.S.

⁵ Section 316.640(1)(b)3., F.S., authorizing enforcement of ss. 318.14 and 316.0083, F.S.

⁶ Section 316.1906(2), F.S.

⁷ The DHSMV adopts by rule the minimum design criteria for radar units and laser devices and maintains a list of approved speed measuring devices. Rules 15B-2.0082, 2.013, and 2.014, F.A.C.

⁸ Section 316.1905(1), F.S.

⁹ Section 316.1905(2), F.S.

School Zones

The Manual for Uniform Traffic Control Devices (MUTCD) defines a school zone as “a designated roadway segment approaching, adjacent to, and beyond school buildings or grounds, or along which school related activities occur.”¹⁰ The location of a school zone is determined based on an engineering study that assesses where the need for reduced speed limits are necessary. School zones may be established at other locations when justified by an engineering study, but they cannot be applied in a blanket manner for all roads within a school’s area.¹¹ The FDOT advises, “School zones should be kept as short as practical and should not necessarily extend along the entire highway frontage of the school property.”¹²

The FDOT is required to maintain school zones located on state roads, though it can enter into agreements with counties or municipalities for those local governmental entities to maintain the zones.¹³ Counties are required to maintain school zones on county roads outside of municipalities, and municipalities are required to maintain school zones located in a municipality.¹⁴

School Zone Speed Limits

Because a school zone is established based on the need for reduced speed limits due to children arriving at and leaving school, a reduced speed limit may be established in a school zone. For posted speeds of 35 mph or greater, a school zone speed limit of 20 mph must be used, and for posted speeds of less than 35 mph, a 15 mph school zone speed limit must be used, except if a local regulation allows for a lesser speed.¹⁵

A restricted school zone speed limit may be in force only from 30 minutes before to 30 minutes after the periods of time when pupils are arriving or leaving a regularly scheduled breakfast program or school session.¹⁶

School Speed Zone Signage

Pedestrian safety depends upon public understanding of accepted methods for efficient traffic control, and the uniform approach to school area traffic controls ensures that pedestrians, bicyclists, and other vehicles in the vicinity of schools will understand how to move safely in

¹⁰ U.S. Department of Transportation, Federal Highway Administration, Manual for Uniform Traffic Control Devices (MUTCD), Section 1A.13(03)(185) (2009 ed.).

¹¹ FDOT, *Speed Zoning for Highways, Roads, and Streets In Florida, Chapter 15. Establishing School Zones and School Crossings*, p. 38 (August 2018), available at https://fdotwww.blob.core.windows.net/sitefinity/docs/default-source/traffic/speedzone/2019-01-28_speed-zoning-manual_august-2018.pdf?sfvrsn=ac20bad7_0 (last visited March 9, 2023).

¹² *Id* at 15.4.2(15) p. 52-53.

¹³ Section 316.1895(3)(a) and (2), F.S. Upon request from the appropriate local government, the FDOT must install and maintain school zones on state roads for all prekindergarten early-intervention schools that receive federal funding through the Headstart program.

¹⁴ Section 316.1895(3)(b) and (c), F.S.

¹⁵ FDOT, *supra* note 11, at 15.4.2(3) p. 47.

¹⁶ Section 316.1895(5), F.S.

school areas. “Procedures and devices that are not uniform might cause confusion among pedestrians and other road users, prompt wrong decisions, and contribute to crashes.”¹⁷

School area signs advise drivers of school zones and school crossings to help provide students with a safe zone when they cross the road to and from school. The school zone area beginning and end must be clearly designated on the road surface as required by the FDOT and identified by specific signage. Permanent signs designating school zones and school zone speed limits must be uniform in size and color and have the times during which the restrictive speed limit is enforced clearly designated on them.¹⁸ Alternative to posting the times during which a restrictive speed limit is enforced, flashing beacons may be used indicating the restricted speed limit is being enforced.¹⁹ Depending on the posted speed of the road, advance warning signs for a school zone must be posed between 100 and 225 feet from the beginning of the school zone.²⁰

For any newly established school zone or any school zone in which the signing has been replaced, a sign stating “Speeding Fines Doubled” must be installed within the school zone on the same pole as the flashing beacon assembly.²¹ The MUTCD requires the postage of signage where increased fines are imposed for traffic violations within a designated school zone as a supplement to the school zone sign to identify the beginning point of the higher fines zone.²²

School Zone Speeding Penalties

A person may not drive a vehicle in a school zone at a speed greater than that posted in the school zone.²³ A violation of the speed limits established under s. 316.1895, F.S., is cited as a moving violation, publishable as provided in ch. 318, F.S.

A person exceeding the legally posted speed limit in a school zone or designated school crossing must pay a fine equal to double the standard amounts for exceeding the speed limit. Therefore, the following statutory fines are enforced when exceeding the legally posted speed limit in a school zone:²⁴

MPH Over the Legally Posted Speed Limit	Fine
1-9 mph	\$50
10-14 mph	\$200
15-19 mph	\$300
20-29 mph	\$350
30 mph or more	\$500

¹⁷ MUTCD, Chapter 7A (2009 ed.).

¹⁸ Section 316.1895(6), F.S. and FDOT, *supra* note 11 at 15.5 p. 59.

¹⁹ *Id.*

²⁰ FDOT, *supra* note 11 at 15.4.2 p. 55-58.

²¹ Section 316.1895(6), F.S.

²² MUTCD, Chapter 7B.10 (2009 ed.).

²³ Section 316.1895(10), F.S.

²⁴ Section 318.18(3)(b) and (c), F.S.

Points assessed against the driver license of a person found speeding in a school zone are the same as those for violating regular speed limits.²⁵

Traffic Infraction Detectors

Traffic infraction detectors, commonly referred to as red-light cameras, may be used to enforce laws requiring drivers to stop at traffic signals.²⁶ A traffic infraction detector is a vehicle sensor installed to work in conjunction with a traffic control signal and a camera or cameras synchronized to automatically record two or more sequenced photographs or electronic images or streaming video of only the rear of a motor vehicle at the time the vehicle fails to stop behind the stop bar or clearly marked stop line when facing a traffic control signal steady red light.²⁷ Regulation of the use of cameras to enforce provisions of the Florida Uniform Traffic Control Law²⁸ is expressly preempted to the state.²⁹

Counties and municipalities may install or authorize installation of traffic infraction detectors on streets and highways under its jurisdiction in accordance with FDOT standards.³⁰ Furthermore, a county may install or authorize installation of such devices within unincorporated areas of the county.³¹ The DHSMV may install or authorize installation of traffic infraction detectors on any state road under the original jurisdiction of the FDOT, when permitted by the FDOT.³²

If the DHSMV, a county, or a municipality installs a traffic infraction detector at an intersection, the respective governmental entity must install signage notifying the public that a traffic infraction device may be in use at that intersection, including specific notification of enforcement of violations concerning right turns.³³ Such signage must meet the specifications for uniform signals and devices adopted by the FDOT under s. 316.0745, F.S.³⁴

If the governmental entity has never used a traffic infraction detector program, it must make a public announcement and conduct a public awareness campaign of the proposed use of traffic infraction detectors at least 30 days before commencing the enforcement program.³⁵ A county or municipality that operates a traffic infraction detector must also report annually in October to the DHSMV on statistical data of usage of the detector and procedures for enforcement. The DHSMV compiles these reports annually for submittal to the Governor and the Legislature.³⁶

²⁵ See s. 322.27(3)(d)5., F.S. and DHSMV, *Points and Point Suspensions*, <https://www.flhsmv.gov/driver-licenses-id-cards/driver-license-suspensions-revocations/points-point-suspensions/> (last visited March 10, 2023).

²⁶ See s. 316.008(8), F.S.

²⁷ Section 316.003(98), F.S.

²⁸ Chapter 316, F.S.

²⁹ Section 316.0076, F.S.

³⁰ Sections 316.008(8) and 316.0776(1), F.S.

³¹ *Id.*

³² Section 321.50, F.S.

³³ Section 316.0776(2), F.S.

³⁴ *Ibid.*

³⁵ Section 316.0776(2), F.S.

³⁶ Section 316.0083(4), F.S.

Failure to Stop at a Traffic Signal and Traffic Infraction Detectors

If a traffic infraction detector identifies a vehicle disobeying a properly placed official traffic control device or red light, the visual information is captured and reviewed by either a traffic infraction enforcement officer or an authorized employee or agent of the enforcing entity before issuance of the traffic citation by the traffic infraction enforcement officer.³⁷

A notification must be sent to the registered owner³⁸ of the vehicle within 30 days of the alleged violation. The notice must be accompanied by a photograph or other recorded image of the violation which shows both the license tag of the vehicle and the traffic control device being violated, a statement of the vehicle owner's right to review images or video of the violation, and the time and place or Internet location where the evidence may be reviewed.³⁹

In order to avoid court fees, costs, and the issuance of a traffic citation, the law requires a person who receives a notification of violation to, within 60 days after the notification, either:

- Pay to the DHSMV, county, or municipality the penalty of \$158.
- Furnish an affidavit and supporting documentation establishing defenses discussed below.
- Request a hearing.

A person may not receive a commission or per-ticket fee for any revenue collected from violations detected through use of traffic infraction detectors and a manufacturer or vendor may also not receive a fee or remuneration based on the number of violations detected through use of the detector.⁴⁰

No points may be imposed against a person's driver license for violating an official traffic control signal device when enforced by a traffic infraction enforcement officer. Additionally, the violation may not be used for purposes of setting motor vehicle insurance rates.⁴¹

Request for Hearing

A person who receives a notice of violation may request a hearing within 60 days following the notification of violation or pay the penalty pursuant to the notice of violation. The notice of violation must be accompanied by, or direct the person to a website that provides, information on the person's right to request a hearing and on all court costs related thereto and a form to request a hearing.⁴² If a person requests a hearing and the violation is upheld, then the local hearing officer may also order the payment of county or municipal costs, not to exceed \$250.⁴³

Issuance of a Uniform Traffic Citation

If the registered owner of the vehicle does not submit payment or otherwise contest the notice of violation within 60 days of being notified, the traffic infraction enforcement officer must issue

³⁷ Section 316.0083(1)(a), F.S.

³⁸ The first name on the registration in cases of joint registration is considered the registered owner.

Section 316.0083(1)(c)1.c., F.S.

³⁹ Sections 316.003(98) and 316.0083(1)(b), F.S.

⁴⁰ Sections 316.0083(1)(b)4. and 318.18(15)(d), F.S.

⁴¹ Section 322.27(3)(d)6., F.S.

⁴² Section 316.0083(1)(b)1.c., F.S.

⁴³ Section 318.18(22), F.S.

and send by certified mail a uniform traffic citation to the registered owner. The citation must also include the photograph and statements described above regarding review of the photographic or video evidence.⁴⁴ The report of a traffic infraction enforcement officer and images provided by a traffic infraction detector are admissible in court and provide a rebuttable presumption the vehicle was used in a violation.⁴⁵ A traffic infraction enforcement officer must provide by electronic transmission a replica of the citation data to the court having jurisdiction over the alleged offense or its traffic violations bureau within five days after the issuance date of the citation to the violator.⁴⁶

Defenses

The registered owner of the motor vehicle is responsible for payment of the fine unless the owner can establish that:⁴⁷

- The vehicle passed through the intersection to yield the right-of-way to an emergency vehicle or as part of a funeral procession;
- The vehicle passed through the intersection at the direction of a law enforcement officer;
- The vehicle was, at the time of the violation, in the care, custody, or control of another person; or
- The driver at the time received a uniform traffic citation for the alleged violation issued by a law enforcement officer.

An additional defense is available if the motor vehicle's owner was deceased on or before the date the uniform traffic citation was issued.⁴⁸

To establish any of these defenses, the owner of the vehicle must furnish an affidavit to the appropriate governmental entity that provides detailed information supporting an exemption as provided above, including relevant documents such as a police report (if the car had been reported stolen) or the serial number of the uniform traffic citation, if issued. If the owner submits an affidavit that another driver was behind the wheel, the affidavit must contain the name, address, date of birth, and, if known, the driver license number of the driver. A traffic citation may be issued to this person, and the affidavit from the registered owner may be used as evidence in a further proceeding regarding that person's alleged violation.⁴⁹ Submission of a false affidavit is a second degree misdemeanor.⁵⁰

If a vehicle is leased, the owner of the leased vehicle is neither responsible for paying the citation nor required to submit an affidavit if the motor vehicle is registered in the name of the lessee.⁵¹ Upon receipt of the affidavit and documentation of one of the above defenses, the governmental entity must dismiss the citation and provide proof of such dismissal to the person. If a person

⁴⁴ Section 316.0083(1)(c), F.S.

⁴⁵ Section 316.0083(1)(e), F.S.

⁴⁶ Section 316.650(3)(c), F.S.

⁴⁷ Section 316.0083(d)(1)1., F.S.

⁴⁸ Section 316.0083(1)(d)1.e., F.S.

⁴⁹ Section 316.0083(1)(d)2., F.S.

⁵⁰ Section 316.0083(1)(d)5., F.S.

⁵¹ Section 316.0083(d)3., F.S.

presents documentation from the appropriate governmental entity that the citation was issued in error, the clerk of court may dismiss the case and may not charge for such service.⁵²

Traffic Infraction Detector Litigation

In 2018, the Florida Supreme Court held that the review of red light camera images authorized by Florida law allows city's private third-party vendor, as its agent, to review and sort red light camera images to forward to a law enforcement officer when:

- The vendor's decisions are essentially ministerial and non-discretionary in that such decisions are strictly circumscribed by the contract language, guidelines promulgated by the city, and actual practices;
- Such ministerial decisions are additionally restricted by a broad policy that requires the vendor to automatically forward "close calls" to law enforcement for review;
- The law enforcement officer, not the vendor, makes the actual decision whether probable cause exists and whether a notice and citation should be issued; and
- The law enforcement officer's decision that probable cause exists and that the citation should be issued are supported by the responsible law enforcement officer's full, professional review which does not merely acquiesce to any decision by the vendor.⁵³

As such, s. 316.0083(1), F.S., authorizes a local government to contract with a third-party vendor to review and sort information and images from red light cameras before sending that information to a trained law enforcement officer. A law enforcement officer must then review the information and determine whether probable cause exists to issue a citation.

III. Effect of Proposed Changes:

The bill authorizes local governments to use speed detection systems to enforce speed limits within school zones during specified times.

Speed Detection Systems

The bill amends s. 316.0776, F.S., to authorize a county or municipality to place or install a speed detection system on a state road if permitted by the FDOT or on a street or highway under the local government's jurisdiction. The system must be placed and installed in accordance with regulations developed by the FDOT. The bill requires the FDOT to establish such placement and installation specifications by August 1, 2023.

The bill amends s. 316.003, F.S., to define "speed detection system" as:

A portable or fixed automated system used to record a vehicle's speed using radar and to capture a photograph or video of the rear of a vehicle that exceeds the speed limit in force at the time of violation.

The authority that installs a speed detection system is required to notify the public using uniform signage and devices adopted by the FDOT. Authorities that have never used a speed detection

⁵² Sections 316.0083(d)2. and 318.18(15)(c), F.S.

⁵³ *Jimenez v. State*, 246 So.3d 219 (Fla. 2018).

system program previously must make a public announcement and conduct a public awareness campaign on the proposed use of speed detection systems at least 30 days before commencing the enforcement program. During the 30-day public awareness campaign, the owner of a vehicle that is found to violate the speed limit in a school zone shall only be issued a warning and is not liable for any fines when the offense is enforced by a speed detection system.

Speed Detection Systems Design Requirements

The bill amends s. 316.1906, F.S., to exempt a speed detection system from the design requirements for radar units established by the DHSMV. Instead, the bill requires a speed detection system to have the ability to perform self-tests as to its detection accuracy, which must be performed at least once every 30 days. The bill requires the law enforcement agency, or an agent acting on behalf of the law enforcement agency, that is operating a speed detection system to:

- Maintain a log of the results of the system's self-tests; and
- Perform and log an independent calibration test on the speed detection system at least once every 12 months.

Traffic Infraction Enforcement Officers and Speed Detection Systems

The bill amends s. 316.1906, F.S., to modify the requirements related to evidence of speed of a vehicle as measured by a radar speed-measuring device. The bill authorizes evidence of a vehicle's speed as measured by a speed detection system and the determination by a traffic infraction enforcement officer that a vehicle is operating in excess of the applicable speed limit are admissible in court proceedings for a traffic citation issued for unlawful speed enforced by a speed detection system.

School Zones and Speed Detection Systems

The bill amends s. 316.008, F.S., to authorize a county or municipality to enforce speed limits in areas designated as school zones beginning 30 minutes before a regularly scheduled breakfast program or school session, during the day, and ending 30 minutes after the school session ends through the use of a speed detection system for the measurement of speed and recording of photographs or videos for violations that are in excess of ten miles per hour over the speed limit in force at the time of the violation.

A local government may place or install, or contract with a vendor to install, a speed detection system within a school zone to enforce speed limits in areas designated as school zones.

The bill creates s. 316.1896, F.S., which specifies that speed detection systems supplement the enforcement of speed limits and do not prohibit law enforcement officers from issuing citations for violations of speed limits in areas designated as school zones.

School Zone Signage

Under the bill, in s. 316.008, F.S., compliance with the legal requirements for establishing, installing, maintaining, and providing notice of a school zone and school speed zone under current law creates a rebuttable presumption that the school zone is being properly maintained, even if the school zone does not include a sign stating "Speeding Fines Doubled." The area must

maintain such signage as required by the FDOT. For use of speed detection systems in school speed zones, the bill amends s. 316.0776, F.S., also to provide that the sign for notification that speeding fines are doubled in the zone is not required to enforce speed violations in the zone using a speed detection system.

Unlawful Speed in Areas Maintained as School Zones

The bill creates s. 316.1896, F.S., to provide for enforcement of speed limits in school zones through the use of a speed detection system. If a speed detection system identifies a vehicle speeding, the visual information is captured and reviewed by either a traffic infraction enforcement officer of a sheriff's department or municipal police department or an authorized employee or agent of the enforcing entity before issuance of the traffic citation by the traffic infraction enforcement officer. Citations, for violations evidenced by a speed detection system, may be issued when a person violates the speed limit in force in excess of ten miles per hour over, for:

- A violation of s. 316.1895, F.S., of the restrictive speed limit in a school zone in place 30 minutes before and after the start of a regularly scheduled breakfast program or school session and in place 30 minutes before and after the end of a regularly scheduled school session; and
- A violation of s. 316.183, F.S., of the regular posted speed limit during the entirety of the regularly scheduled school session.

A notice of violation must be sent to the registered owner of the vehicle by first-class mail within 30 days of the alleged violation. As with the use of traffic infraction detectors, the notice must be accompanied by a photograph or other recorded image of the violation that shows both the license tag of the vehicle, the location and time, the vehicle's speed, and the posted speed at the time of the violation. The notice also must include a statement of the vehicle owner's right to review images or video of the violation and the time and place or Internet location where the evidence may be reviewed.

In order to avoid court fees, costs, and the issuance of a traffic citation, the bill requires a person who receives a notification of violation to, within 30 days after the notification, either:

- Pay to the county or municipality the penalty of \$100;
- Furnish an affidavit and supporting documentation establishing defenses discussed below; or
- Request a hearing.

Penalties

The bill amends s. 318.18, F.S., to provide that a person cited for exceeding the speed limit in a school zone when enforced by a traffic infraction enforcement officer using evidence from a speed detection device must pay a fine of \$100.

The bill provides, in created s. 316.1896, F.S., that funds collected for such violations are distributed as follows:

Distribution of Fines	
County or Municipality Where Violation Occurred	\$60
General Revenue Fund	\$20
Public School District Where Violation Occurred	\$12
Crossing Guard Recruitment and Retention Program ⁵⁴	\$5
Department of Law Enforcement Criminal Justice Standards and Training Trust Fund ⁵⁵	\$3

Funds retained by the county or municipality must be used to administer speed detection systems in school zones or other public safety initiatives. Funds distributed to the public school district where the violation occurred must be used for school security initiatives, to improve the safety of student walking conditions, or for student transportation; these funds must be shared with charter schools in the district based on each charter school’s proportionate share of the district’s total unweighted full-time equivalent student enrollment to be used for the same purposes.

Similar to violations of law found through use of traffic infraction detectors, the bill amends s. 322.27, F.S., to provide that no points may be imposed against a person’s driver license for speeding violations evidenced by speed detection systems and the violation may not be used for purposes of setting motor vehicle insurance rates.

This bill allows for the application of different fines for speeding in an area marked as a school zone depending on whether enforced in person by a law enforcement officer or by a traffic infraction enforcement officer through use of a speed detection system.

MPH Over the Legally Posted Speed Limit	Current Law		Under the Bill as Evidenced by a Speed Detection System	
	Fine – Regular Posted Speed Limit	Fine – School Zone Speed Limit	Fine – Regular Posted Speed Limit	Fine – School Zone Speed Limit
10-14 mph	\$100	\$200	\$100	\$100
15-19 mph	\$150	\$300	\$100	\$100
20-29 mph	\$175	\$350	\$100	\$100
30 mph or more	\$250	\$500	\$100	\$100

⁵⁴ Created in s. 316.1894, F.S. (Section 4 of the bill).

⁵⁵ See s. 943.25, F.S.

Defenses

The bill creates similar defenses to the traffic citation evidenced by a speed detection system as under current law for a traffic citation issued through use of a traffic infraction detector. The registered owner of the motor vehicle is responsible for payment of the fine unless the owner can establish that:⁵⁶

- The vehicle was, at the time of the violation, in the care, custody, or control of another person; or
- The driver at the time received a uniform traffic citation issued by a law enforcement officer for the alleged violation.

An additional defense is available if the motor vehicle's owner was deceased on or before the date the traffic citation was issued. The affidavit must include a certified copy of the owner's death certificate showing that the date of death occurred on or before the issuance of the uniform traffic citation and one of the following:

- A bill of sale or other document showing that the deceased owner's motor vehicle was sold or transferred after his or her death but on or before the date of the alleged violation.
- Documented proof that the registered license plate belonging to the deceased owner's vehicle was returned to the DHSMV or any branch office or authorized agent of the DHSMV after his or her death but on or before the date of the alleged violation.
- A copy of the police report showing that the deceased owner's registered license plate or motor vehicle was stolen after his or her death but on or before the date of the alleged violation.

Similar to defenses of traffic citations issued through use of a traffic infraction detector, the bill requires that in order to establish any of these defenses, the owner of the vehicle must furnish an affidavit to the appropriate governmental entity that provides detailed information supporting an exemption as provided above, including relevant documents such as a police report (if the car had been reported stolen) or the serial number of the uniform traffic citation, if issued. If the owner submits an affidavit that another driver was behind the wheel, the affidavit must contain the name, address, date of birth, and, if known, the driver license number of the driver. A notice of violation may be issued to this person, and the affidavit from the registered owner may be used as evidence in a further proceeding regarding that person's alleged violation. If a vehicle is leased, the owner of the leased vehicle is neither responsible for paying the citation nor required to submit an affidavit if the motor vehicle is registered in the name of the lessee.

The bill creates a second degree misdemeanor for submission of a false affidavit.⁵⁷

Upon receipt of the affidavit and documentation of one of the above defenses, the governmental entity must dismiss the citation and provide proof of such dismissal to the person.

Request for Hearing and Hearing Procedures

The hearing provisions created by the bill are similar to the hearing provisions in current law for traffic citations issued through use of a traffic infraction detector. The bill specifies that a hearing

⁵⁶ Section 316.0083(d)(1)1., F.S.

⁵⁷ Punishable by a term of imprisonment not to exceed 60 days and a fine of up to \$500. Sections 775.082 and 775.083, F.S.

to challenge a traffic citation issued by a traffic infraction enforcement officer for school speed zone violations must be conducted under the procedures established in law for traffic citations issued by traffic infraction enforcement officers in s. 316.0083(5), F.S.

Notwithstanding any other law, a person who receives a notice of violation may request a hearing within *30 days* following such notification or pay the \$100 penalty pursuant to the notice. The notice of violation must be accompanied by, or direct the person to a website that provides, information on the person's right to request a hearing and on all court costs related thereto and a form to request a hearing.

The bill provides that the evidence of the speed of the vehicle as measured by a speed detection system attached to or referenced in the traffic citation are evidence of a violation of school zone speed limits and are admissible in any proceeding to enforce school speed zone requirements. The bill further provides that the images or video and evidence of speed raise a rebuttable presumption that the motor vehicle named in the report or shown in the images or video was used in violation of school speed zone requirements.

The bill amends s. 316.1906, F.S., to allow the self-test logs, as well as the results of the annual calibration test, of speed detection systems to be admitted in any court proceeding for a traffic citation issued for a violation of speed limits in a school zone as detected by a speed detection system. Evidence of measured speed by a speed detection system and the determination by the traffic enforcement officer of the vehicle's operation over the speed limit are admissible in any proceeding related to speeding violations.

Issuance of Uniform Traffic Citation

Under the bill, if the registered owner of the vehicle does not submit payment or otherwise contest the notice of violation within 30 days of being notified, then a uniform traffic citation must be sent to the registered owner. Except for the method of mailing, which must be first class for a notice of violation and certified mail for a traffic citation, the bill requires the traffic citation to conform to the notice requirements included within the notification of violation. The bill specifies that delivery of the traffic citation constitutes notification, and if a person initiates a proceeding to challenge the citation, the person waives any challenge or dispute as to the delivery of the traffic citation.

The bill amends s. 316.650, F.S., to require a traffic infraction enforcement officer to provide by electronic transmission a replica of the traffic citation data to the court having jurisdiction over the alleged offense or its traffic violations bureau within five days after the date of issuance of the traffic citation to the violator.

The bill provides in s. 318.14, F.S., that persons cited for unlawful speeding in areas designated as school zones as detected by a speed detection system are not required to sign and accept a citation indicating a promise to appear at a mandatory hearing. The bill amends s. 316.650, F.S., to provide that, if a hearing is requested, the traffic infraction enforcement officer must provide a replica of the traffic notice of violation data to the clerk for the local hearing officer having jurisdiction over the alleged offense within 14 days.

Reporting Requirements

Similar to reporting requirements related to traffic infraction detectors, the bill requires each county or municipality that operates a speed detection system to submit a report by October 1, 2024, and annually thereafter, to DHSMV detailing the results of the speed detection system and procedures for enforcement in the preceding fiscal year. The report must include:

- The locations of the speed detection systems.
- The date the systems were activated to enforce violations.
- The date the systems were deactivated, if applicable.
- The number of notices of violations issued, how many were contested, and how many were paid per state fiscal year.
- Any other statistical data and information required by the DHSMV to complete its report.

The DHSMV must submit a report on or before December 31, 2024, and annually thereafter, to the Governor, the President of the Senate, and the Speaker of the House of Representatives regarding the use of speed detection systems. The report must include a review of the information submitted by local governments, describe the enhancement of traffic safety and enforcement programs, and provide recommendations and any recommended legislation.

School Crossing Guard Recruitment and Retention Programs

The bill creates s. 316.1894, F.S., to require the law enforcement agency of a local government using the speed detection system program created by this bill to use the funds generated from the program for a School Crossing Guard Recruitment and Retention Program. The law enforcement agency has discretion to design and manage crossing guard recruitment and retention programs within its jurisdiction. The bill specifies these programs may provide recruitment and retention stipends to crossing guards at public schools, including charter schools, or stipends to third parties for the recruitment of new crossing guards.

Effective Date

The bill takes effect July 1, 2023.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None Identified.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

The bill may generate an indeterminable amount of revenue for companies that manufacture and install speed detection systems.

Individuals speeding in areas designated as school zones may be subject to fines if found in violation by a traffic infraction enforcement officer reviewing the evidence of the speed detection system. Individuals that submit false affidavits defending the imposition of a traffic infraction may be subject to jail time and fines if found guilty of a second degree misdemeanor.

A portion of funds generated from such fines is provided for school crossing guard recruitment and retention programs, which may include stipends for crossing guards or stipends to third parties for the recruitment of new crossing guards.

C. Government Sector Impact:

The bill will have an indeterminate impact on state and local government.

The Department of Revenue and the clerks of court will need to update their systems in order to account for this new fine. The DHSMV will have to update the Uniform Traffic Citation (UTC) template, create a new violation code for the UTC reporting, and compile data reported to DHSMV by local governments using speed detection systems for annual reporting on the use of such systems. The FDOT is required to establish placement and installation specifications.

Local governments that elect to implement a speed detection system program and the state government may experience a positive fiscal impact on revenues related to increased enforcement of unlawful speed in school zones. Collection of fines benefit the General Revenue Fund, the Department of Law Enforcement Criminal Justice Standards and Training Trust Fund, public school districts, and local governments.

Fines may offset any costs the local government incurs to implement the system, as the portion of fines retained by the counties and municipalities must be used to administer

speed detection systems in school zones or other public safety initiatives. Funds distributed to the public school district where the violation occurred must be used for school security initiatives, to improve the safety of student walking conditions, or for student transportation; these funds must be shared with charter schools in the district based on each charter school's proportionate share of the district's total unweighted full-time equivalent student enrollment to be used for the same purposes.

Local government costs associated with using speed detection equipment in school zones may vary depending on the unique needs and circumstances in each county or municipality. Costs may be influenced by numerous factors, such as equipment choices, operational and administrative decisions made by the county or municipality, and contractual agreements with vendors.⁵⁸ Local governments will also incur costs to mail notices of violations and issue traffic citations (first-class mail and certified mail, respectively).

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 316.003, 316.008, 316.0776, 316.1906, 318.18, 322.27, 316.306, 316.640, 316.650, 318.14, 318.21, and 655.960.

This bill creates the following sections of the Florida Statutes: 316.1894 and 316.1896.

IX. Additional Information:

A. Committee Substitute – Statement of Substantial Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Transportation on March 14, 2023:

The CS provides clarity, makes technical changes, and updates incorrect cross-references. Specifically, the CS:

- Clarifies that during the 30-day public awareness campaign a person may not be cited for unlawful speed in a school zone *only* if enforced by a speed detection system;
- Provides that the law enforcement agency shall use all the funds, instead of a portion of, provided from violations to the school crossing guard recruitment and retention program for the program; and
- Corrects cross-references in sections 4 and 5 of the bill, which create ss. 316.1894 and 316.1896, F.S.

⁵⁸ See Department of Education, 2022 Agency Legislative Bill Analysis, SB 410, (October 13, 2021) p. 4.

CS by Appropriations Committee on Transportation, Tourism, and Economic Development on March 21, 2023:

The committee substitute makes technical changes and adds a reporting requirement for the use of speed detection systems. Each county or municipality that operates a speed detection system is required to submit a report on October 1, 2024, and annually thereafter, to the DHSMV detailing the results of the speed detection systems in a school zone and the procedures for enforcement in the preceding fiscal year. The DHSMV must provide a summary report to the Governor, Senate President, and Speaker of the House regarding the use of speed detection systems on or before December 31, 2024, and annually thereafter.

B. Amendments:

None.



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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/22/2023	.	
	.	
	.	
	.	

The Appropriations Committee on Transportation, Tourism, and Economic Development (Rodriguez) recommended the following:

Senate Amendment (with title amendment)

Delete lines 96 - 681

and insert:

(82) is added to that section, and subsections (38) and (64) of that section are amended, to read:

316.003 Definitions.—The following words and phrases, when used in this chapter, shall have the meanings respectively ascribed to them in this section, except where the context otherwise requires:



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11 (38) LOCAL HEARING OFFICER.—The person, designated by a
12 department, county, or municipality that elects to authorize
13 traffic infraction enforcement officers to issue traffic
14 citations under ss. 316.0083(1)(a) and 316.1896(1) ~~s.~~
15 ~~316.0083(1)(a)~~, who is authorized to conduct hearings related to
16 a notice of violation issued pursuant to s. 316.0083 or s.
17 316.1896. The charter county, noncharter county, or municipality
18 may use its currently appointed code enforcement board or
19 special magistrate to serve as the local hearing officer. The
20 department may enter into an interlocal agreement to use the
21 local hearing officer of a county or municipality.

22 (64) PRIVATE ROAD OR DRIVEWAY.—Except as otherwise provided
23 in paragraph (88)(b) ~~(87)(b)~~, any privately owned way or place
24 used for vehicular travel by the owner and those having express
25 or implied permission from the owner, but not by other persons.

26 (82) SPEED DETECTION SYSTEM.—A portable or fixed automated
27 system used to detect a motor vehicle's speed using radar and to
28 capture a photograph or video of the rear of a motor vehicle
29 that exceeds the speed limit in force at the time of the
30 violation.

31 Section 2. Subsection (9) is added to section 316.008,
32 Florida Statutes, to read:

33 316.008 Powers of local authorities.—

34 (9) (a) A county or municipality may enforce the speed limit
35 on a roadway properly maintained as a school zone pursuant to s.
36 316.1895 within 30 minutes before the start of a regularly
37 scheduled breakfast program; within 30 minutes before the start
38 of a regularly scheduled school session; during the entirety of
39 a regularly scheduled school session at the posted speed limit;



40 and within 30 minutes after the end of a regularly scheduled
41 school session through the use of a speed detection system for
42 the detection of speed and capturing of photographs or videos
43 for violations in excess of 10 miles per hour over the school
44 zone speed limit. A school zone's compliance with s. 316.1895
45 creates a rebuttable presumption that the school zone is
46 properly maintained.

47 (b) A county or municipality may place or install, or
48 contract with a vendor to place or install, a speed detection
49 system within a roadway maintained as a school zone as provided
50 in s. 316.1895 to enforce unlawful speed violations, as
51 specified in s. 316.1895(10), on that roadway.

52 Section 3. Section 316.0776, Florida Statutes, is amended
53 to read:

54 316.0776 Traffic infraction detectors; speed detection
55 systems; placement and installation.—

56 (1) Traffic infraction detectors are allowed on state roads
57 when permitted by the Department of Transportation and under
58 placement and installation specifications developed by the
59 Department of Transportation. Traffic infraction detectors are
60 allowed on streets and highways under the jurisdiction of
61 counties or municipalities in accordance with placement and
62 installation specifications developed by the Department of
63 Transportation.

64 (2) (a) If the department, county, or municipality installs
65 a traffic infraction detector at an intersection, the
66 department, county, or municipality must ~~shall~~ notify the public
67 that a traffic infraction device may be in use at that
68 intersection and must specifically include notification of



69 camera enforcement of violations concerning right turns. Such
70 signage used to notify the public must meet the specifications
71 for uniform signals and devices adopted by the Department of
72 Transportation pursuant to s. 316.0745.

73 (b) If the department, county, or municipality begins a
74 traffic infraction detector program in a county or municipality
75 that has never conducted such a program, the respective
76 department, county, or municipality must ~~shall~~ also make a
77 public announcement and conduct a public awareness campaign of
78 the proposed use of traffic infraction detectors at least 30
79 days before commencing the enforcement program.

80 (3) A speed detection system authorized by s. 316.008(9)
81 may be placed or installed in a school zone on a state road when
82 permitted by the Department of Transportation and in accordance
83 with placement and installation specifications developed by the
84 Department of Transportation. The speed detection system may be
85 placed or installed in a school zone on a street or highway
86 under the jurisdiction of a county or a municipality in
87 accordance with placement and installation specifications
88 established by the Department of Transportation. The Department
89 of Transportation shall establish such placement and
90 installation specifications by August 1, 2023.

91 (a) If a county or municipality places or installs a speed
92 detection system as authorized by s. 316.008(9), the county or
93 municipality must notify the public that a speed detection
94 system may be in use by posting signage indicating photographic
95 or video enforcement of the school zone speed limit. Such
96 signage must clearly designate the time period that the school
97 zone speed limit is enforced using a speed detection system, and



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98 the signage must meet the placement and installation
99 specifications established by the Department of Transportation.
100 For a speed detection system enforcing violations of s. 316.1895
101 on a roadway maintained as a school zone, this paragraph governs
102 the signage notifying the public of the use of a speed detection
103 system.

104 (b) If a county or municipality begins a school zone speed
105 detection system program in a county or municipality that has
106 never conducted such a program, the respective county or
107 municipality must make a public announcement and conduct a
108 public awareness campaign of the proposed use of speed detection
109 systems at least 30 days before commencing enforcement under the
110 speed detection system program and must notify the public of the
111 specific date on which the program will commence. During the 30-
112 day public awareness campaign, only a warning may be issued to
113 the registered owner of a motor vehicle for a violation of s.
114 316.1895, enforced by a speed detection system, and liability
115 may not be imposed for the civil penalty under s. 318.18(3)(d).

116 Section 4. Section 316.1894, Florida Statutes, is created
117 to read:

118 316.1894 School Crossing Guard Recruitment and Retention
119 Program.—The law enforcement agency having jurisdiction over a
120 county or municipality conducting a speed detection system
121 program authorized by s. 316.008(9) shall use funds generated
122 pursuant to s. 316.1896(5)(e) from the speed detection system
123 program to administer the School Crossing Guard Recruitment and
124 Retention Program. Such program may provide recruitment and
125 retention stipends to crossing guards at K-12 public schools,
126 including charter schools, or stipends to third parties for the



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127 recruitment of new crossing guards. The School Crossing Guard
128 Recruitment and Retention Program must be designed and managed
129 at the discretion of the law enforcement agency.

130 Section 5. Section 316.1896, Florida Statutes, is created
131 to read:

132 316.1896 Roadways maintained as school zones; speed
133 detection system enforcement; penalties; appeal procedure;
134 privacy; reports.—

135 (1) For purposes of administering this section, a county or
136 municipality may authorize a traffic infraction enforcement
137 officer under s. 316.640 to issue a traffic citation for a
138 violation of the school zone speed limit as authorized by s.
139 316.008(9), as follows:

140 (a) For a violation of s. 316.1895 in excess of 10 miles
141 per hour over the school zone speed limit which occurs within 30
142 minutes before the start of a regularly scheduled breakfast
143 program.

144 (b) For a violation of s. 316.1895 in excess of 10 miles
145 per hour over the school zone speed limit which occurs within 30
146 minutes before the start of a regularly scheduled school
147 session.

148 (c) For a violation of s. 316.1895 in excess of 10 miles
149 per hour over the posted speed limit during the entirety of a
150 regularly scheduled school session.

151 (d) For a violation of s. 316.1895 in excess of 10 miles
152 per hour over the school zone speed limit which occurs within 30
153 minutes after the end of a regularly scheduled school session.

154
155 Such violation must be evidenced by a speed detection system



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156 described in ss. 316.008(9) and 316.0776(3). This subsection
157 does not prohibit a review of information from a speed detection
158 system by an authorized employee or agent of a county or
159 municipality before issuance of the traffic citation by the
160 traffic infraction enforcement officer. This subsection does not
161 prohibit a county or municipality from issuing notifications as
162 provided in subsection (2) to the registered owner of the motor
163 vehicle used in violation of s. 316.1895.

164 (2) Within 30 days after a violation, notification must be
165 sent to the registered owner of the motor vehicle involved in
166 the violation, specifying the remedies available under s. 318.14
167 and that the violator must pay the penalty under s. 318.18(3)(d)
168 to the county or municipality, or furnish an affidavit in
169 accordance with subsection (8), within 30 days after the date of
170 the notification of violation in order to avoid court fees,
171 costs, and the issuance of a traffic citation. The notification
172 of violation must:

173 (a) Be sent by first-class mail.

174 (b) Include a photograph or other recorded image showing
175 the license plate of the motor vehicle; the date, time, and
176 location of the violation; the maximum speed at which the motor
177 vehicle was traveling within the school zone; and the speed
178 limit within the school zone at the time of the violation.

179 (c) Include a notice that the owner has the right to
180 review, in person or remotely, the photograph or video captured
181 by the speed detection system and the evidence of the speed of
182 the motor vehicle detected by the speed detection system which
183 constitute a rebuttable presumption that the motor vehicle was
184 used in violation of s. 316.1895.



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185 (d) State the time when, and place or website where, the
186 photograph or video and evidence of speed may be examined and
187 observed.

188 (3) Notwithstanding any other law, a person who receives a
189 notification of violation under this section may request a
190 hearing within 30 days after the notification of violation or
191 pay the penalty pursuant to the notification of violation, but a
192 payment or fee may not be required before the hearing requested
193 by the person. The notification of violation must be accompanied
194 by, or direct the person to a website that provides, information
195 on the person's right to request a hearing and all court costs
196 related thereto and a form for requesting a hearing. As used in
197 this subsection, the term "person" includes a natural person,
198 the registered owner or co-owner of a motor vehicle, or the
199 person identified in an affidavit as having actual care,
200 custody, or control of the motor vehicle at the time of the
201 violation.

202 (4) If the registered owner or co-owner of the motor
203 vehicle; the person identified as having care, custody, or
204 control of the motor vehicle at the time of the violation; or an
205 authorized representative of the owner, co-owner, or identified
206 person initiates a proceeding to challenge the violation, such
207 person waives any challenge or dispute as to the delivery of the
208 notification of violation.

209 (5) Penalties assessed and collected by the county or
210 municipality authorized to collect them as provided for in this
211 section, less the amount retained by the county or municipality
212 pursuant to paragraphs (b) and (e) and the amount remitted to
213 the school district pursuant to paragraph (d), must be paid to



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214 the Department of Revenue weekly. Such payment must be made by
215 means of electronic funds transfer. In addition to the payment,
216 a detailed summary of the penalties remitted must be reported to
217 the Department of Revenue. Penalties to be assessed and
218 collected by the county or municipality as established in s.
219 318.18(3) (d) must be remitted as follows:

220 (a) Twenty dollars must be remitted to the Department of
221 Revenue for deposit into the General Revenue Fund.

222 (b) Sixty dollars must be retained by the county or
223 municipality and must be used to administer speed detection
224 systems in school zones and other public safety initiatives.

225 (c) Three dollars must be remitted to the Department of
226 Revenue for deposit into the Department of Law Enforcement
227 Criminal Justice Standards and Training Trust Fund.

228 (d) Twelve dollars must be remitted to the county school
229 district in which the violation occurred and must be used for
230 school security initiatives or student transportation or to
231 improve the safety of student walking conditions. Funds remitted
232 under this paragraph must be shared with charter schools in the
233 district based on each charter school's proportionate share of
234 the district's total unweighted full-time equivalent student
235 enrollment and must be used for school security initiatives or
236 to improve the safety of student walking conditions.

237 (e) Five dollars must be retained by the county or
238 municipality for the School Crossing Guard Recruitment and
239 Retention Program pursuant to s. 316.1894.

240 (6) A traffic citation must be issued by mailing the
241 traffic citation by certified mail to the address of the
242 registered owner of the motor vehicle involved in the violation



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243 if payment has not been made within 30 days after notification
244 under subsection (2), if the registered owner has not requested
245 a hearing as authorized under subsection (3), or if the
246 registered owner has not submitted an affidavit in accordance
247 with subsection (8).

248 (a) Delivery of the traffic citation constitutes
249 notification of a violation under this subsection. If the
250 registered owner or co-owner of the motor vehicle; the person
251 identified as having care, custody, or control of the motor
252 vehicle at the time of the violation; or a duly authorized
253 representative of the owner, co-owner, or identified person
254 initiates a proceeding to challenge the citation pursuant to
255 this section, such person waives any challenge or dispute as to
256 the delivery of the traffic citation.

257 (b) In the case of joint ownership of a motor vehicle, the
258 traffic citation must be mailed to the first name appearing on
259 the motor vehicle registration, unless the first name appearing
260 on the registration is a business organization, in which case
261 the second name appearing on the registration may be used.

262 (c) The traffic citation mailed to the registered owner of
263 the motor vehicle involved in the infraction must be accompanied
264 by the information described in paragraphs (2)(b), (c), and (d).

265 (7) The registered owner of the motor vehicle involved in
266 the violation is responsible and liable for paying the uniform
267 traffic citation issued for a violation of s. 316.1895 unless
268 the owner can establish that:

269 (a) The motor vehicle was, at the time of the violation, in
270 the care, custody, or control of another person;

271 (b) A uniform traffic citation was issued by law



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272 enforcement to the driver of the motor vehicle for the alleged
273 violation of s. 316.1895; or

274 (c) The motor vehicle's registered owner was deceased on or
275 before the date that the uniform traffic citation was issued, as
276 established by an affidavit submitted by the representative of
277 the motor vehicle registered owner's estate or other identified
278 person or family member.

279 (8) To establish such facts under subsection (7), the
280 registered owner of the motor vehicle must, within 30 days after
281 the date of issuance of the notice of violation or the traffic
282 citation, furnish to the appropriate governmental entity an
283 affidavit setting forth information supporting an exemption
284 under subsection (7).

285 (a) An affidavit supporting the exemption under paragraph
286 (7) (a) must include the name, address, date of birth, and, if
287 known, the driver license number of the person who leased,
288 rented, or otherwise had care, custody, or control of the motor
289 vehicle at the time of the alleged violation. If the motor
290 vehicle was stolen at the time of the alleged violation, the
291 affidavit must include the police report indicating that the
292 motor vehicle was stolen.

293 (b) If a uniform traffic citation for a violation of s.
294 316.1895 was issued at the location of the violation by a law
295 enforcement officer, the affidavit must include the serial
296 number of the uniform traffic citation.

297 (c) If the motor vehicle's owner to whom a traffic citation
298 has been issued is deceased, the affidavit must include a
299 certified copy of the owner's death certificate showing that the
300 date of death occurred on or before the issuance of the uniform



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301 traffic citation and one of the following:

302 1. A bill of sale or other document showing that the
303 deceased owner's motor vehicle was sold or transferred after his
304 or her death but on or before the date of the alleged violation.

305 2. Documented proof that the registered license plate
306 belonging to the deceased owner's motor vehicle was returned to
307 the department or any branch office or authorized agent of the
308 department after his or her death but on or before the date of
309 the alleged violation.

310 3. A copy of the police report showing that the deceased
311 owner's registered license plate or motor vehicle was stolen
312 after his or her death, but on or before the date of the alleged
313 violation.

314
315 Upon receipt of the affidavit and documentation required under
316 paragraphs (b) and (c), or 30 days after the date of issuance of
317 a notice of violation sent to a person identified as having
318 care, custody, or control of the motor vehicle at the time of
319 the violation under paragraph (a), the county or municipality
320 shall dismiss the notice or citation and provide proof of such
321 dismissal to the person who submitted the affidavit. If, within
322 30 days after the date of a notice of violation sent to a person
323 under subsection (9), the county or municipality receives an
324 affidavit under subsection (10) from the person sent a notice of
325 violation affirming that the person did not have care, custody,
326 or control of the motor vehicle at the time of the violation,
327 the county or municipality must notify the registered owner that
328 the notice or citation will not be dismissed due to failure to
329 establish that another person had care, custody, or control of



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330 the motor vehicle at the time of the violation.

331 (9) Upon receipt of an affidavit under paragraph (8) (a),
332 the county or municipality may issue the person identified as
333 having care, custody, or control of the motor vehicle at the
334 time of the violation a notification of violation pursuant to
335 subsection (2) for a violation of s. 316.1895. The affidavit is
336 admissible in a proceeding pursuant to this section for the
337 purpose of providing evidence that the person identified in the
338 affidavit was in actual care, custody, or control of the motor
339 vehicle. The owner of a leased motor vehicle for which a traffic
340 citation is issued for a violation of s. 316.1895 is not
341 responsible for paying the traffic citation and is not required
342 to submit an affidavit as specified in subsection (8) if the
343 motor vehicle involved in the violation is registered in the
344 name of the lessee of such motor vehicle.

345 (10) If a county or municipality receives an affidavit
346 under paragraph (8) (a), the notification of violation required
347 under subsection (2) must be sent to the person identified in
348 the affidavit within 30 days after receipt of the affidavit. The
349 person identified in an affidavit and sent a notice of violation
350 may also affirm that he or she did not have care, custody, or
351 control of the motor vehicle at the time of the violation by
352 furnishing to the appropriate governmental entity within 30 days
353 after the date of the notice of violation an affidavit stating
354 such.

355 (11) The submission of a false affidavit is a misdemeanor
356 of the second degree, punishable as provided in s. 775.082 or s.
357 775.083.

358 (12) The photograph or video captured by a speed detection



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359 system and the evidence of the speed of the motor vehicle
360 detected by a speed detection system which are attached to or
361 referenced in the traffic citation are evidence of a violation
362 of s. 316.1895 and are admissible in any proceeding to enforce
363 this section. The photograph or video and the evidence of speed
364 detected raise a rebuttable presumption that the motor vehicle
365 named in the report or shown in the photograph or video was used
366 in violation of s. 316.1895.

367 (13) This section supplements the enforcement of s.
368 316.1895 by a law enforcement officer and does not prohibit a
369 law enforcement officer from issuing a traffic citation for a
370 violation of s. 316.1895.

371 (14) A hearing under this section must be conducted under
372 the procedures established by s. 316.0083(5) and as follows:

373 (a) The department shall publish and make available
374 electronically to each county and municipality a model request
375 for hearing form to assist each local government administering
376 this section.

377 (b) The county or municipality electing to authorize
378 traffic infraction enforcement officers to issue traffic
379 citations under subsection (6) shall designate by resolution
380 existing staff to serve as the clerk to the local hearing
381 officer.

382 (c) Any person, referred to as the "petitioner" in this
383 subsection, who elects to request a hearing under subsection (3)
384 must be scheduled for a hearing by the clerk of the court with
385 the local hearing officer. The clerk shall furnish the
386 petitioner with notice sent by first-class mail. Upon receipt of
387 the notice, the petitioner may reschedule the hearing up to two



388 times by submitting a written request to reschedule to the clerk
389 of the court at least 5 calendar days before the day of the
390 scheduled hearing. The petitioner may cancel his or her
391 appearance before the local hearing officer by paying the
392 penalty assessed under subsection (2), plus the administrative
393 costs established in s. 316.0083(5)(c), before the start of the
394 hearing.

395 (d) All testimony at the hearing must be under oath and
396 must be recorded. The local hearing officer shall take testimony
397 from a traffic infraction enforcement officer, and the
398 petitioner and may take testimony from others. The local hearing
399 officer shall review the photograph or video captured by the
400 speed detection system and the evidence of the speed of the
401 motor vehicle detected by the speed detection system made
402 available under paragraph (2)(b). Formal rules of evidence do
403 not apply, but due process must be observed and must govern the
404 proceedings.

405 (e) At the conclusion of the hearing, the local hearing
406 officer shall determine whether a violation under this section
407 occurred and shall uphold or dismiss the violation. The local
408 hearing officer shall issue a final administrative order
409 including the determination and, if the notification of
410 violation is upheld, must require the petitioner to pay the
411 penalty previously assessed under subsection (2), and may also
412 require the petitioner to pay county or municipal costs not to
413 exceed the amount established in s. 316.0083(5)(e). The final
414 administrative order shall be mailed to the petitioner by first-
415 class mail.

416 (f) An aggrieved party may appeal a final administrative



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417 order consistent with the process provided in s. 162.11.

418 (15) (a) 1. Notwithstanding any other law, speed detection
419 systems in school zones as provided in this section may not be
420 capable of automated or user-controlled remote surveillance.

421 2. Recorded photograph or video collected as part of a
422 speed detection system in a school zone may be used only to
423 document violations of s. 316.1895 and for purposes of
424 determining criminal or civil liability.

425 3. Any recorded photograph or video obtained through the
426 use of a speed detection system must be destroyed within 90 days
427 after the final disposition of the recorded event. The vendor of
428 a speed detection system shall provide the county or
429 municipality with written notice by December 31 of each year
430 that such records have been destroyed in accordance with this
431 subsection.

432 (b) Notwithstanding any other law, registered motor vehicle
433 owner information obtained as a result of the operation of a
434 speed detection system in a school zone is not the property of
435 the manufacturer or vendor of the speed detection system and may
436 be used only for the purposes of this section.

437 (16) (a) Each county or municipality that operates a speed
438 detection system shall submit a report by October 1, 2024, and
439 annually thereafter, to the department which details the results
440 of the speed detection systems in school zones and the
441 procedures for enforcement in the preceding state fiscal year.
442 The information submitted by counties and municipalities must
443 include:

444 1. The locations of the speed detection systems, the date
445 the systems were activated to enforce violations of s. 316.1895,



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446 and the date the systems were deactivated if applicable.

447 2. The number of notices of violations issued, how many
448 were contested, and how many were paid per state fiscal year.

449 3. Any other statistical data and information required by
450 the department to complete the report required under paragraph
451 (b).

452 (b) On or before December 31, 2024, and annually
453 thereafter, the department shall provide a summary report to the
454 Governor, the President of the Senate, and the Speaker of the
455 House of Representatives regarding the use of speed detection
456 systems under this section, along with the department's
457 recommendations and any recommended legislation. The summary
458 report must include a review of the information submitted to the
459 department by the counties and municipalities and must describe
460 the enhancement of traffic safety and enforcement programs.

461 Section 6. Section 316.1906, Florida Statutes, is amended
462 to read:

463 316.1906 Radar speed-measuring devices; speed detection
464 systems; evidence, admissibility.-

465 (1) DEFINITIONS.-

466 (a) "Audio Doppler" means a backup audible signal that
467 translates the radar's Doppler shift into a tone which can be
468 heard by the radar operator.

469 (b) "Audio warning tone" refers to an auxiliary radar
470 device which alerts the operator, by means of an audible tone,
471 to the presence of a speed registration above a preset level.

472 (c) "Automatic speed lock" refers to an auxiliary radar
473 device which immediately holds any speed reading obtained above
474 a preset level.



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475 (d) "Officer" means any:

476 1. "Law enforcement officer" who is elected, appointed, or
477 employed full time by any municipality or the state or any
478 political subdivision thereof; who is vested with the authority
479 to bear arms and make arrests; and whose primary responsibility
480 is the prevention and detection of crime or the enforcement of
481 the penal, criminal, traffic, or highway laws of the state;

482 2. "Part-time law enforcement officer" who is employed or
483 appointed less than full time, as defined by an employing
484 agency, with or without compensation; who is vested with
485 authority to bear arms and make arrests; and whose primary
486 responsibility is the prevention and detection of crime or the
487 enforcement of the penal, criminal, traffic, or highway laws of
488 the state; ~~or~~

489 3. "Auxiliary law enforcement officer" who is employed or
490 appointed, with or without compensation; who aids or assists a
491 full-time or part-time law enforcement officer; and who, while
492 under the direct supervision of a full-time or part-time law
493 enforcement officer, has the authority to arrest and perform law
494 enforcement functions; or

495 4. "Traffic infraction enforcement officer" who is employed
496 or appointed, with or without compensation, and who satisfies
497 the requirements of s. 316.640(5) and is vested with authority
498 to enforce a violation of s. 316.1895 pursuant to s. 316.1896.

499 (e) "Radar" means law enforcement speed radar, any laser-
500 based or microwave-based speed-measurement system employed by a
501 law enforcement agency to detect the speed of motorists.

502 (2) Evidence of the speed of a vehicle measured by any
503 radar speed-measuring device shall be inadmissible in any



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504 proceeding with respect to an alleged violation of provisions of
505 law regulating the lawful speed of vehicles, unless such
506 evidence of speed is obtained by an officer who:

507 (a) Has satisfactorily completed the radar training course
508 established by the Criminal Justice Standards and Training
509 Commission pursuant to s. 943.17(1)(b).

510 (b) Has made an independent visual determination that the
511 vehicle is operating in excess of the applicable speed limit.

512 (c) Has written a citation based on evidence obtained from
513 radar when conditions permit the clear assignment of speed to a
514 single vehicle.

515 (d) Is using radar which has no automatic speed locks and
516 no audio alarms, unless disconnected or deactivated.

517 (e) Is operating radar with audio Doppler engaged.

518 (f) Is using a radar unit which meets the minimum design
519 criteria for such units established by the Department of Highway
520 Safety and Motor Vehicles.

521 (3) A speed detection system is exempt from the design
522 requirements for radar units established by the department. A
523 speed detection system must have the ability to perform self-
524 tests as to its detection accuracy. The system must perform a
525 self-test at least once every 30 days. The law enforcement
526 agency, or an agent acting on behalf of the law enforcement
527 agency, operating a speed detection system shall maintain a log
528 of the results of the system's self-tests. The law enforcement
529 agency, or an agent acting on behalf of the law enforcement
530 agency, operating a speed detection system shall also perform an
531 independent calibration test on the speed detection system at
532 least once every 12 months. The self-test logs, as well as the



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533 results of the annual calibration test, are admissible in any
534 court proceeding for a traffic citation issued for a violation
535 of s. 316.1895 enforced pursuant to s. 316.1896. Notwithstanding
536 subsection (2), evidence of the speed of a motor vehicle
537 detected by a speed detection system compliant with this
538 subsection and the determination by a traffic enforcement
539 officer that a motor vehicle is operating in excess of the
540 applicable speed limit is admissible in any proceeding with
541 respect to an alleged violation of law regulating the speed of
542 vehicles in school zones.

543 Section 7. Present paragraphs (d) through (h) of subsection
544 (3) of section 318.18, Florida Statutes, are redesignated as
545 paragraphs (e) through (i), respectively, and a new paragraph
546 (d) is added to that subsection, to read:

547 318.18 Amount of penalties.—The penalties required for a
548 noncriminal disposition pursuant to s. 318.14 or a criminal
549 offense listed in s. 318.17 are as follows:

550 (3)

551 (d) Notwithstanding paragraphs (b) and (c), a person cited
552 for exceeding the speed limit in force at the time of the
553 violation on a roadway maintained as a school zone as provided
554 in s. 316.1895, when enforced by a traffic infraction
555 enforcement officer pursuant to s. 316.1896, shall pay a fine of
556 \$100.

557 Section 8. Paragraph (d) of subsection (3) of section
558 322.27, Florida Statutes, is amended, and paragraph (e) is added
559 to that subsection, to read:

560 322.27 Authority of department to suspend or revoke driver
561 license or identification card.—



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562 (3) There is established a point system for evaluation of
563 convictions of violations of motor vehicle laws or ordinances,
564 and violations of applicable provisions of s. 403.413(6) (b) when
565 such violations involve the use of motor vehicles, for the
566 determination of the continuing qualification of any person to
567 operate a motor vehicle. The department is authorized to suspend
568 the license of any person upon showing of its records or other
569 good and sufficient evidence that the licensee has been
570 convicted of violation of motor vehicle laws or ordinances, or
571 applicable provisions of s. 403.413(6) (b), amounting to 12 or
572 more points as determined by the point system. The suspension
573 shall be for a period of not more than 1 year.

574 (d) The point system has ~~shall have~~ as its basic element a
575 graduated scale of points assigning relative values to
576 convictions of the following violations:

- 577 1. Reckless driving, willful and wanton—4 points.
578 2. Leaving the scene of a crash resulting in property
579 damage of more than \$50—6 points.
580 3. Unlawful speed, or unlawful use of a wireless
581 communications device, resulting in a crash—6 points.
582 4. Passing a stopped school bus:
583 a. Not causing or resulting in serious bodily injury to or
584 death of another—4 points.
585 b. Causing or resulting in serious bodily injury to or
586 death of another—6 points.
587 5. Unlawful speed:
588 a. Not in excess of 15 miles per hour of lawful or posted
589 speed—3 points.
590 b. In excess of 15 miles per hour of lawful or posted



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591 speed-4 points.

592 6. A violation of a traffic control signal device as
593 provided in s. 316.074(1) or s. 316.075(1)(c)1.-4 points.
594 However, ~~no~~ points may not shall be imposed for a violation of
595 s. 316.074(1) or s. 316.075(1)(c)1. when a driver has failed to
596 stop at a traffic signal and when enforced by a traffic
597 infraction enforcement officer. In addition, a violation of s.
598 316.074(1) or s. 316.075(1)(c)1. when a driver has failed to
599 stop at a traffic signal and when enforced by a traffic
600 infraction enforcement officer may not be used for purposes of
601 setting motor vehicle insurance rates.

602 7. All other moving violations (including parking on a
603 highway outside the limits of a municipality)-3 points. However,
604 ~~no~~ points may not shall be imposed for a violation of s.
605 316.0741 or s. 316.2065(11); and points may shall be imposed for
606 a violation of s. 316.1001 only when imposed by the court after
607 a hearing pursuant to s. 318.14(5).

608 8. Any moving violation covered in this paragraph,
609 excluding unlawful speed and unlawful use of a wireless
610 communications device, resulting in a crash-4 points.

611 9. Any conviction under s. 403.413(6)(b)-3 points.

612 10. Any conviction under s. 316.0775(2)-4 points.

613 11. A moving violation covered in this paragraph which is
614 committed in conjunction with the unlawful use of a wireless
615 communications device within a school safety zone-2 points, in
616 addition to the points assigned for the moving violation.

617 (e) Points may not be imposed for a violation of unlawful
618 speed as provided in s. 316.183 or s. 316.1895 when enforced by
619 a traffic infraction enforcement officer pursuant to s.



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620 316.1896. In addition, a violation of s. 316.183 or s. 316.1895
621 when enforced by a traffic infraction enforcement officer
622 pursuant to s. 316.1896 may not be used for purposes of setting
623 motor vehicle insurance rates.

624 Section 9. Paragraph (a) of subsection (3) of section
625 316.306, Florida Statutes, is amended to read:

626 316.306 School and work zones; prohibition on the use of a
627 wireless communications device in a handheld manner.—

628 (3)(a)1. A person may not operate a motor vehicle while
629 using a wireless communications device in a handheld manner in a
630 designated school crossing, school zone, or work zone area as
631 defined in s. 316.003(110) ~~s. 316.003(109)~~. This subparagraph is
632 ~~shall~~ only be applicable to work zone areas if construction
633 personnel are present or are operating equipment on the road or
634 immediately adjacent to the work zone area. For the purposes of
635 this paragraph, a motor vehicle that is stationary is not being
636 operated and is not subject to the prohibition in this
637 paragraph.

638 2. Effective January 1, 2020, a law enforcement officer may
639 stop motor vehicles and issue citations to persons who are
640 driving while using a wireless communications device in a
641 handheld manner in violation of subparagraph 1.

642 Section 10. Paragraph (a) of subsection (5) of section
643 316.640, Florida Statutes, is amended to read:

644 316.640 Enforcement.—The enforcement of the traffic laws of
645 this state is vested as follows:

646 (5)(a) Any sheriff's department or police department of a
647 municipality may employ, as a traffic infraction enforcement
648 officer, any individual who successfully completes instruction



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649 in traffic enforcement procedures and court presentation through
650 the Selective Traffic Enforcement Program as approved by the
651 Division of Criminal Justice Standards and Training of the
652 Department of Law Enforcement, or through a similar program, but
653 who does not necessarily otherwise meet the uniform minimum
654 standards established by the Criminal Justice Standards and
655 Training Commission for law enforcement officers or auxiliary
656 law enforcement officers under s. 943.13. Any such traffic
657 infraction enforcement officer who observes the commission of a
658 traffic infraction or, in the case of a parking infraction, who
659 observes an illegally parked vehicle may issue a traffic
660 citation for the infraction when, based upon personal
661 investigation, he or she has reasonable and probable grounds to
662 believe that an offense has been committed which constitutes a
663 noncriminal traffic infraction as defined in s. 318.14. In
664 addition, any such traffic infraction enforcement officer may
665 issue a traffic citation under s. 316.0083 or s. 316.1896. For
666 purposes of enforcing s. 316.0083 or s. 316.1895, any sheriff's
667 department or police department of a municipality may designate
668 employees as traffic infraction enforcement officers. The
669 traffic infraction enforcement officers must be physically
670 located in the county of the respective sheriff's or police
671 department.

672 Section 11. Paragraphs (a) and (c) of subsection (3) of
673 section 316.650, Florida Statutes, are amended to read:

674 316.650 Traffic citations.—

675 (3) (a) Except for a traffic citation issued pursuant to s.
676 316.0083, s. 316.1001, or s. 316.1896 ~~or s. 316.0083~~, each
677 traffic enforcement officer, upon issuing a traffic citation to



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678 an alleged violator of any provision of the motor vehicle laws
679 of this state or of any traffic ordinance of any municipality or
680 town, shall deposit the original traffic citation or, in the
681 case of a traffic enforcement agency that has an automated
682 citation issuance system, the chief administrative officer shall
683 provide by an electronic transmission a replica of the citation
684 data to a court having jurisdiction over the alleged offense or
685 with its traffic violations bureau within 5 business days after
686 issuance

687
688 ===== T I T L E A M E N D M E N T =====

689 And the title is amended as follows:

690 Delete lines 3 - 87

691 and insert:

692 limits; amending s. 316.003, F.S.; revising the
693 definition of the term "local hearing officer";
694 defining the term "speed detection system"; amending
695 s. 316.008, F.S.; authorizing a county or municipality
696 to enforce the speed limit in a school zone during
697 specified periods through the use of a speed detection
698 system; providing a rebuttable presumption;
699 authorizing a county or a municipality to install, or
700 contract with a vendor to install, speed detection
701 systems in school zones; amending s. 316.0776, F.S.;
702 specifying conditions for the placement or
703 installation of speed detection systems; requiring the
704 Department of Transportation to establish certain
705 specifications by a specified date; requiring counties
706 and municipalities that install speed detection



707 systems in school zones to provide certain notice to
708 the public; specifying signage requirements; requiring
709 counties and municipalities that have never conducted
710 a speed detection system program to make a public
711 announcement and conduct a public awareness campaign
712 before commencing enforcement under the program;
713 limiting penalties in effect during the public
714 awareness campaign; creating s. 316.1894, F.S.;
715 requiring local governments to use funds generated
716 from a certain program for school crossing guard
717 recruitment and retention; providing that the law
718 enforcement agency in the local government
719 administering the program has certain discretion
720 regarding designing and managing the program; creating
721 s. 316.1896, F.S.; authorizing counties and
722 municipalities to authorize traffic infraction
723 enforcement officers to issue traffic citations for
724 certain violations; requiring certain violations to be
725 evidenced by a speed detection system; providing
726 construction; specifying notification requirements and
727 procedures; authorizing a person who receives a
728 notification of violation to request a hearing within
729 a specified timeframe; defining the term "person";
730 providing for the waiver of a challenge or dispute as
731 to the delivery of the notification of violation;
732 requiring counties and municipalities to pay certain
733 funds to the Department of Revenue; providing for the
734 distribution of funds; specifying requirements for
735 issuance of a traffic citation; providing for the



736 waiver of a challenge or dispute as to the delivery of
737 the traffic citation; specifying notification
738 requirements and procedures; specifying that the
739 registered owner of a motor vehicle is responsible and
740 liable for paying a traffic citation; providing
741 exceptions; requiring an owner of a motor vehicle to
742 furnish an affidavit under certain circumstances;
743 specifying requirements for such affidavit; requiring
744 the county or municipality to dismiss the notice or
745 citation and provide proof such dismissal under
746 certain circumstances; requiring the county or
747 municipality to notify the registered owner that the
748 notice or citation will not be dismissed under certain
749 circumstances; authorizing the county or municipality
750 to issue a certain person a notification of violation;
751 providing that the affidavit is admissible in a
752 proceeding for the purpose of proving who was
753 operating the motor vehicle at the time of the
754 violation; providing that the owner of a leased
755 vehicle is not responsible for paying a traffic
756 citation or submitting an affidavit; specifying a
757 timeframe for a county or a municipality to issue a
758 notification under certain circumstances; requiring
759 certain persons to issue an affidavit; providing a
760 criminal penalty for submitting a false affidavit;
761 providing that certain photographs or videos and
762 evidence of speed are admissible in certain
763 proceedings; providing a rebuttable presumption;
764 providing construction; specifying requirements and



765 procedures for hearings; providing procedures for
766 appeal; prohibiting speed detection systems in school
767 zones from being capable of automated or user-
768 controlled remote surveillance; providing that certain
769 recorded photographs or videos may be used only for a
770 certain purpose; requiring certain photographs or
771 video to be destroyed within a certain timeframe;
772 requiring the vendor of a speed detection system to
773 provide certain written notice; providing that certain
774 registered motor vehicle information may be used only
775 for certain purposes; requiring counties and
776 municipalities that operate a speed detection system
777 to submit a certain report to the department;
778 requiring the department to provide a certain report
779 to the Legislature; amending s. 316.1906, F.S.;
780 revising the definition of the term "officer";
781 exempting a speed detection system from the design
782 requirements for radar units; specifying requirements
783 for speed detection systems; requiring a law
784 enforcement agency and its agents operating a speed
785 detection system to maintain a log of results of the
786 system's self-tests; requiring a law enforcement
787 agency and its agents to perform independent
788 calibration tests of such systems within a specified
789 timeframe; providing for the admissibility of certain
790 evidence in certain proceedings; amending s. 318.18,
791 F.S.; providing a civil penalty for a certain speed
792 limit violation; amending s. 322.27, F.S.; prohibiting
793 points from being imposed against a driver license for



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794 certain infractions enforced by a traffic infraction
795 enforcement officer; prohibiting such infractions from
796 being used to set motor vehicle insurance rates;
797 amending s. 316.306, F.S.; conforming a cross-
798 reference; amending s. 316.640, F.S.; conforming a
799 provision to changes made by the act; amending s.
800 316.650, F.S.; conforming provisions to changes made
801 by the act; requiring the chief administrative officer
802 to provide certain data within 5 business days;
803 amending ss. 318.14, 318.21, and 655.960, F.S.;
804 conforming cross-references

By the Committee on Transportation; and Senator Rodriguez

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1 A bill to be entitled
 2 An act relating to enforcement of school zone speed
 3 limits; amending s. 316.003, F.S.; defining the term
 4 "speed detection system"; amending s. 316.008, F.S.;
 5 authorizing counties and municipalities to install, or
 6 contract with a vendor to install, speed detection
 7 systems in school zones; authorizing counties and
 8 municipalities to enforce speed limits in school zones
 9 on certain roads and at specified periods through the
 10 use of speed detection systems; providing a rebuttable
 11 presumption; amending s. 316.0776, F.S.; specifying
 12 conditions for the placement or installation of speed
 13 detection systems; requiring the Department of
 14 Transportation to establish certain specifications by
 15 a specified date; requiring counties and
 16 municipalities that install speed detection systems in
 17 school zones to provide certain notice to the public;
 18 specifying signage requirements; requiring counties
 19 and municipalities that have never conducted a speed
 20 detection system program to conduct a public awareness
 21 campaign before commencing enforcement using such
 22 system; limiting penalties in effect during the public
 23 awareness campaign; creating s. 316.1894, F.S.;
 24 requiring local governments to use funds generated
 25 from a certain program for school crossing guard
 26 recruitment and retention; providing that the
 27 administering law enforcement agency has certain
 28 discretion within its local jurisdiction; creating s.
 29 316.1896, F.S.; authorizing counties and

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30 municipalities to authorize traffic infraction
 31 enforcement officers to issue traffic citations for
 32 certain violations; requiring notification or traffic
 33 citations issued through the use of a speed detection
 34 system to contain certain items; providing
 35 construction; specifying notification requirements and
 36 procedures; authorizing a person who receives a
 37 notification of violation to request a hearing within
 38 a specified timeframe; defining the term "person";
 39 providing for waiver of challenge or dispute as to the
 40 delivery of the notification of violation; requiring
 41 counties and municipalities to pay certain funds to
 42 the Department of Revenue; providing for the
 43 distribution of funds; specifying requirements for
 44 issuance of a traffic citation; providing for waiver
 45 of challenge or dispute as to the delivery of the
 46 traffic citation; specifying notification requirements
 47 and procedures; specifying that the registered owner
 48 of a motor vehicle is responsible and liable for
 49 paying a traffic citation; providing exceptions;
 50 requiring an owner of a motor vehicle to furnish an
 51 affidavit under certain circumstances; specifying
 52 requirements for such affidavit; requiring that the
 53 citation be dismissed if an affidavit and certain
 54 documentation are received by a governmental entity;
 55 providing that the affidavit is admissible in a
 56 proceeding for the purpose of proving who was
 57 operating the motor vehicle at the time of the
 58 violation; providing that the owner of a leased

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59 vehicle is not responsible for paying a traffic
60 citation or submitting an affidavit; specifying a
61 timeframe for a county or a municipality to issue a
62 notification under certain circumstances; providing a
63 criminal penalty for submitting a false affidavit;
64 providing that certain images or video and evidence of
65 speed are admissible in certain proceedings; providing
66 a rebuttable presumption; providing construction;
67 specifying requirements and procedures for hearings;
68 providing procedures for appeal; amending s. 316.1906,
69 F.S.; revising the definition of the term "officer";
70 exempting a speed detection system from the design
71 requirements for radar units; specifying requirements
72 for speed detection systems; requiring a law
73 enforcement agency and its agents operating a speed
74 detection system to maintain a log of results of the
75 system's self-tests; requiring a law enforcement
76 agency and its agents to perform independent
77 calibration tests of such systems; providing for the
78 admissibility of certain evidence in certain
79 proceedings; amending s. 318.18, F.S.; providing a
80 civil penalty for a certain speed limit violation;
81 amending s. 322.27, F.S.; prohibiting points from
82 being imposed against a driver license for certain
83 infractions enforced by a traffic infraction
84 enforcement officer; prohibiting such infractions from
85 being used to set motor vehicle insurance rates;
86 amending ss. 316.306, 316.640, 316.650, 318.14,
87 318.21, and 655.960, F.S.; conforming cross-references

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88 and provisions to changes made by the act; providing
89 an effective date.

91 Be It Enacted by the Legislature of the State of Florida:

92
93 Section 1. Present subsections (82) through (109) of
94 section 316.003, Florida Statutes, are redesignated as
95 subsections (83) through (110), respectively, a new subsection
96 (82) is added to that section, and subsection (64) of that
97 section is amended, to read:

98 316.003 Definitions.—The following words and phrases, when
99 used in this chapter, shall have the meanings respectively
100 ascribed to them in this section, except where the context
101 otherwise requires:

102 (64) PRIVATE ROAD OR DRIVEWAY.—Except as otherwise provided
103 in paragraph (88) (b) ~~(87) (b)~~, any privately owned way or place
104 used for vehicular travel by the owner and those having express
105 or implied permission from the owner, but not by other persons.

106 (82) SPEED DETECTION SYSTEM.—A portable or fixed automated
107 system used to record a vehicle's speed using radar and to
108 capture a photograph or video of the rear of a vehicle that
109 exceeds the speed limit in force at the time of a violation.

110 Section 2. Subsection (9) is added to section 316.008,
111 Florida Statutes, to read:

112 316.008 Powers of local authorities.—

113 (9) (a) A county or municipality may place or install, or
114 contract with a vendor to place or install, a speed detection
115 system on a road maintained as a school zone as provided in s.
116 316.1895 to enforce unlawful speed violations of s. 316.183 or

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117 316.1895 on that road.

118 (b) A county or municipality may enforce speed limits on
 119 roads maintained as school zones pursuant to s. 316.1895 within
 120 30 minutes before and after a regularly scheduled breakfast
 121 program or a regularly scheduled school session at the
 122 restrictive school zone speed limit; during the entirety of a
 123 regularly scheduled school session at the nonrestrictive speed
 124 limit; and 30 minutes before and after the end of a regularly
 125 scheduled school session at the restrictive school zone speed
 126 limit, through the use of a speed detection system for the
 127 measurement of speed and recording of photographs or videos for
 128 violations in excess of 10 miles per hour over the posted speed
 129 limit in force at the time of the violation. A school zone's
 130 compliance with s. 316.1895, except for s. 316.1895(6) relating
 131 to a sign stating "Speeding Fines Doubled" as otherwise
 132 specified in s. 316.0776, creates a rebuttable presumption that
 133 the school zone is being properly maintained.

134 Section 3. Section 316.0776, Florida Statutes, is amended
 135 to read:

136 316.0776 Traffic infraction detectors; speed detection
 137 systems; placement and installation.-

138 (1) Traffic infraction detectors are allowed on state roads
 139 when permitted by the Department of Transportation and under
 140 placement and installation specifications developed by the
 141 Department of Transportation. Traffic infraction detectors are
 142 allowed on streets and highways under the jurisdiction of
 143 counties or municipalities in accordance with placement and
 144 installation specifications developed by the Department of
 145 Transportation.

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146 (2) (a) If the department, county, or municipality installs
 147 a traffic infraction detector at an intersection, the
 148 department, county, or municipality ~~must~~ shall notify the public
 149 that a traffic infraction device may be in use at that
 150 intersection and must specifically include notification of
 151 camera enforcement of violations concerning right turns. Such
 152 signage used to notify the public must meet the specifications
 153 for uniform signals and devices adopted by the Department of
 154 Transportation pursuant to s. 316.0745.

155 (b) If the department, county, or municipality begins a
 156 traffic infraction detector program in a county or municipality
 157 that has never conducted such a program, the respective
 158 department, county, or municipality ~~must~~ shall also make a
 159 public announcement and conduct a public awareness campaign of
 160 the proposed use of traffic infraction detectors at least 30
 161 days before commencing the enforcement program.

162 (3) A speed detection system may be placed or installed on
 163 a state road after such placement or installation is permitted
 164 by the Department of Transportation and in accordance with
 165 placement and installation specifications developed by the
 166 Department of Transportation. A speed detection system may be
 167 placed or installed on a street or highway under the
 168 jurisdiction of a county or a municipality in accordance with
 169 placement and installation specifications established by the
 170 Department of Transportation. The Department of Transportation
 171 shall establish such placement and installation specifications
 172 by August 1, 2023.

173 (a) If a county or municipality places or installs a speed
 174 detection system on a road maintained as a school zone as

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175 provided in s. 316.1895, the county or municipality must notify
 176 the public that a speed detection system may be in use, by
 177 posting signage of camera or video enforcement of violations.
 178 Such signage used to notify the public must meet the
 179 specifications for uniform signals and devices adopted by the
 180 Department of Transportation pursuant to s. 316.0745. For speed
 181 detection systems enforcing violations of ss. 316.183 and
 182 316.1895 on roads maintained as school zones, this paragraph
 183 governs the signage notifying the public of the use of a speed
 184 detection system, and a sign stating "Speeding Fines Doubled,"
 185 as provided in s. 316.1895(6), is not required when a violation
 186 of s. 316.1895 is enforced by a speed detection system in a
 187 designated school zone.

188 (b) If a county or municipality begins a speed detection
 189 system program and has never previously conducted such a
 190 program, the respective county or municipality must make a
 191 public announcement and conduct a public awareness campaign on
 192 the proposed use of speed detection systems at least 30 days
 193 before commencing enforcement under the speed detection system
 194 program and must notify the public of the specific date on which
 195 the program will commence. During the 30-day public awareness
 196 campaign about the speed detection system program, only a
 197 warning may be issued to the registered owner for a violation of
 198 s. 316.183 or s. 316.1895, enforced by a speed detection system,
 199 and liability may not be imposed for the civil penalty under s.
 200 318.18(3)(d).

201 Section 4. Section 316.1894, Florida Statutes, is created
 202 to read:

203 316.1894 School crossing guard recruitment and retention

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204 programs.—The law enforcement agency in the local government
 205 unit administering a program that fines motorists for violations
 206 of the speed limit on a road maintained as a school zone
 207 pursuant to s. 316.1895 shall use the funds generated from the
 208 program pursuant to s. 316.1896(6)(e) for school crossing guard
 209 recruitment and retention programs. These programs may provide
 210 recruitment and retention stipends to crossing guards at K-12
 211 public schools, including charter schools, or stipends to third
 212 parties for the recruitment of new crossing guards. The
 213 administering law enforcement agency has discretion to design
 214 and manage crossing guard recruitment and retention programs
 215 within its local jurisdiction.

216 Section 5. Section 316.1896, Florida Statutes, is created
 217 to read:

218 316.1896 Areas maintained as school zones; speed detection
 219 system enforcement; penalties; appeal procedure.—

220 (1) For purposes of administering this section, a county or
 221 municipality may authorize a traffic infraction enforcement
 222 officer under s. 316.640 to issue a traffic citation for a
 223 violation of the speed limit on a road maintained as a school
 224 zone pursuant to s. 316.1895, as follows:

225 (a) For a violation of s. 316.1895 in excess of 10 miles
 226 per hour over the restrictive speed limit which occurs within 30
 227 minutes before or after a regularly scheduled breakfast program
 228 or a regularly scheduled school session.

229 (b) For a violation of s. 316.183 in excess of 10 miles per
 230 hour over the posted speed limit during the entirety of a
 231 regularly scheduled school session.

232 (c) For a violation of s. 316.1895 in excess of 10 miles

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233 per hour over the restrictive speed limit 30 minutes before or
 234 after the end of a regularly scheduled school session.

235
 236 Such violation must be evidenced by a speed detection system.
 237 This subsection does not prohibit a review of information from a
 238 speed detection system by an authorized employee or agent of a
 239 county or municipality before issuance of the traffic citation
 240 by the traffic infraction enforcement officer. This subsection
 241 does not prohibit a county or municipality from issuing
 242 notifications as provided in subsection (3) to the registered
 243 owner of the motor vehicle in violation of s. 316.183 or s.
 244 316.1895.

245 (2) Any notification or traffic citation issued through the
 246 use of a speed detection system must include a photograph or
 247 other recorded image showing the license tag of the vehicle; the
 248 date, time, and location of the vehicle; the maximum speed at
 249 which the vehicle was traveling; and the posted speed at the
 250 time of the violation.

251 (3) Within 30 days after a violation, notification must be
 252 sent to the registered owner of the motor vehicle involved in
 253 the violation, specifying the remedies available under s. 318.14
 254 and that the violator must pay the penalty under s. 318.18(3)(d)
 255 to the county or municipality, or furnish an affidavit in
 256 accordance with subsection (9), within 30 days after the date of
 257 the notification of violation in order to avoid court fees,
 258 costs, and the issuance of a traffic citation. The notification
 259 of violation must:

260 (a) Be sent by first-class mail.

261 (b) Include a notice that the owner has the right to

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262 review, in person or remotely, the photographic or electronic
 263 images or streaming video and the evidence of the speed of the
 264 vehicle as measured by a speed detection system which constitute
 265 a rebuttable presumption against the owner of the vehicle.

266 (c) State the time when, and place or website where, the
 267 images or video and evidence of speed may be examined and
 268 observed.

269 (4) Notwithstanding any other law, a person who receives a
 270 notification of violation under this section may request a
 271 hearing within 30 days after the notification of violation or
 272 pay the penalty pursuant to the notification of violation, but a
 273 payment or fee may not be required before the hearing requested
 274 by the person. The notification of violation must be accompanied
 275 by, or direct the person to a website that provides, information
 276 on the person's right to request a hearing, information on all
 277 court-related costs, and a form for requesting a hearing. As
 278 used in this subsection, the term "person" includes a natural
 279 person, the registered owner or co-owner of a motor vehicle, or
 280 the person identified in an affidavit as having actual care,
 281 custody, or control of a motor vehicle at the time of the
 282 violation.

283 (5) If the registered owner or co-owner of the motor
 284 vehicle; the person designated as having care, custody, or
 285 control of the motor vehicle at the time of the violation; or an
 286 authorized representative of the owner, co-owner, or designated
 287 person initiates a proceeding to challenge the violation, he or
 288 she waives any challenge or dispute as to the delivery of the
 289 notification of violation.

290 (6) Penalties assessed and collected by the county or

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291 municipality authorized to collect the funds provided for in
 292 this section, less the amount retained by the county or
 293 municipality pursuant to paragraphs (b) and (e) and the amount
 294 remitted to the public school district pursuant to paragraph
 295 (d), must be paid to the Department of Revenue weekly. Payment
 296 by the county or municipality to the state must be made by means
 297 of electronic funds transfer. In addition to the payment, a
 298 detailed summary of the penalties remitted must be reported to
 299 the Department of Revenue. Penalties assessed and collected by
 300 the county or municipality as established in s. 318.18(3)(d)
 301 shall be remitted or retained as follows:

302 (a) Twenty dollars shall be remitted to the Department of
 303 Revenue for deposit into the General Revenue Fund.

304 (b) Sixty dollars shall be retained by the county or
 305 municipality and must be used to administer speed detection
 306 systems in school zones and other public safety initiatives.

307 (c) Three dollars shall be remitted to the Department of
 308 Revenue for deposit into the Department of Law Enforcement
 309 Criminal Justice Standards and Training Trust Fund.

310 (d) Twelve dollars shall be remitted by the county or
 311 municipality to the public school district in which the
 312 violation occurred and must be used for school security
 313 initiatives, for student transportation, or to improve the
 314 safety of student walking conditions. Funds remitted under this
 315 paragraph shall be shared with charter schools in the district
 316 based on each charter school's proportionate share of the
 317 district's total unweighted full-time equivalent student
 318 enrollment and must be used for school security initiatives or
 319 to improve the safety of student walking conditions.

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320 (e) Five dollars shall be retained by the county or
 321 municipality and must be used for crossing guard recruitment and
 322 retention pursuant to s. 316.1894.

323 (7) A traffic citation must be issued by mailing the
 324 traffic citation by certified mail to the address of the
 325 registered owner of the motor vehicle involved in the violation
 326 if payment has not been made within 30 days after notification
 327 under subsection (3), if the registered owner has not requested
 328 a hearing as authorized under subsection (4), or if the
 329 registered owner has not submitted an affidavit in accordance
 330 with subsection (9).

331 (a) Delivery of the traffic citation constitutes
 332 notification under this subsection. If the registered owner or
 333 co-owner of the motor vehicle; the person designated as having
 334 care, custody, or control of the motor vehicle at the time of
 335 the violation; or a duly authorized representative of the owner,
 336 co-owner, or designated person initiates a proceeding to
 337 challenge the citation pursuant to this section, he or she
 338 waives any challenge or dispute as to the delivery of the
 339 traffic citation.

340 (b) In the case of joint ownership of a motor vehicle, the
 341 traffic citation must be mailed to the first name appearing on
 342 the motor vehicle registration, unless the first name appearing
 343 on the registration is a business organization, in which case
 344 the second name appearing on the registration may be used.

345 (c) Included with the notification to the registered owner
 346 of the motor vehicle involved in the infraction must be a notice
 347 that the owner has a right to review, in person or remotely, the
 348 photographic or electronic images or streaming video and the

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349 evidence of the speed of the vehicle as measured by a speed
 350 detection system which constitute a rebuttable presumption
 351 against the owner of the vehicle. The notice must state the time
 352 when, and place or website where, the images or video and
 353 evidence of speed may be examined and observed.

354 (8) The registered owner of the motor vehicle involved in
 355 the violation is responsible and liable for paying the uniform
 356 traffic citation issued for a violation of s. 316.183 or s.
 357 316.1895 unless the owner can establish that:

358 (a) The motor vehicle was, at the time of the violation, in
 359 the care, custody, or control of another person;

360 (b) A uniform traffic citation was issued by law
 361 enforcement to the driver of the motor vehicle for the alleged
 362 violation of s. 316.183 or s. 316.1895; or

363 (c) The motor vehicle's registered owner was deceased on or
 364 before the date that the uniform traffic citation was issued, as
 365 established by an affidavit submitted by the representative of
 366 the motor vehicle owner's estate or other designated person or
 367 family member.

368 (9) To establish such facts under subsection (8), the
 369 registered owner of the motor vehicle must, within 30 days after
 370 the date of issuance of the traffic citation, furnish to the
 371 appropriate governmental entity an affidavit setting forth
 372 detailed information supporting an exception under subsection
 373 (8).

374 (a) An affidavit supporting an exemption under paragraph
 375 (8)(a) must include the name, address, date of birth, and, if
 376 known, the driver license number of the person who leased,
 377 rented, or otherwise had care, custody, or control of the motor

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378 vehicle at the time of the alleged violation. If the motor
 379 vehicle was stolen at the time of the alleged violation, the
 380 affidavit must include the police report indicating that the
 381 motor vehicle was stolen.

382 (b) If a uniform traffic citation for a violation of s.
 383 316.183 or s. 316.1895 was issued at the location of the
 384 violation by a law enforcement officer, the affidavit must
 385 include the serial number of the uniform traffic citation.

386 (c) If the motor vehicle's owner to whom a uniform traffic
 387 citation has been issued is deceased, the affidavit must include
 388 a certified copy of the owner's death certificate showing that
 389 the date of death occurred on or before the issuance of the
 390 uniform traffic citation and one of the following:

391 1. A bill of sale or other document showing that the
 392 deceased owner's motor vehicle was sold or transferred after his
 393 or her death but on or before the date of the alleged violation.

394 2. Documented proof that the registered license plate
 395 belonging to the deceased owner's vehicle was returned to the
 396 department or any branch office or authorized agent of the
 397 department after his or her death but on or before the date of
 398 the alleged violation.

399 3. A copy of the police report showing that the deceased
 400 owner's registered license plate or motor vehicle was stolen
 401 after his or her death, but on or before the date of the alleged
 402 violation.

403
 404 Upon receipt of the affidavit and documentation required under
 405 this paragraph, the governmental entity must dismiss the
 406 citation and provide proof of such dismissal to the person who

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407 submitted the affidavit.

408 (10) Upon receipt of an affidavit, the person designated as
 409 having care, custody, or control of the motor vehicle at the
 410 time of the violation may be issued a notification of violation
 411 pursuant to subsection (3) for a violation of s. 316.183 or s.
 412 316.1895. The affidavit is admissible in a proceeding pursuant
 413 to this section for the purpose of providing proof that the
 414 person identified in the affidavit was in actual care, custody,
 415 or control of the motor vehicle. The owner of a leased vehicle
 416 for which a traffic citation is issued for a violation of s.
 417 316.183 or s. 316.1895 is not responsible for paying the traffic
 418 citation and is not required to submit an affidavit as specified
 419 in this section if the motor vehicle involved in the violation
 420 is registered in the name of the lessee of such motor vehicle.

421 (11) If a county or municipality receives an affidavit
 422 under subsection (9), the notification of violation required
 423 under subsection (3) must be sent to the person identified in
 424 the affidavit within 30 days after receipt of the affidavit.

425 (12) The submission of a false affidavit is a misdemeanor
 426 of the second degree, punishable as provided in s. 775.082 or s.
 427 775.083.

428 (13) The photographic or electronic images or the streaming
 429 video evidence and the evidence of the speed of the vehicle as
 430 measured by a speed detection system which are attached to or
 431 referenced in the traffic citation are evidence of a violation
 432 of s. 316.183 or s. 316.1895 and are admissible in any
 433 proceeding to enforce this section. The images or video and
 434 evidence of speed raise a rebuttable presumption that the motor
 435 vehicle named in the report or shown in the images or video was

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436 used in violation of s. 316.183 or s. 316.1895.

437 (14) This section supplements the enforcement of ss.
 438 316.183 and 316.1895 by law enforcement officers and does not
 439 prohibit a law enforcement officer from issuing a traffic
 440 citation for a violation of s. 316.183 or s. 316.1895.

441 (15) A hearing under this section must be conducted under
 442 the procedures established by s. 316.0083(5) and as follows:

443 (a) The department shall publish and make available
 444 electronically to each county and municipality a model request
 445 for hearing form to assist each local government administering
 446 this section.

447 (b) The county or municipality electing to authorize
 448 traffic infraction enforcement officers to issue traffic
 449 citations under subsection (1) shall designate by resolution
 450 existing staff to serve as the clerk to the local hearing
 451 officer.

452 (c) Any person, referred to as the "petitioner" in this
 453 subsection, who elects to request a hearing under subsection (4)
 454 shall be scheduled for a hearing by the clerk to the local
 455 hearing officer. The clerk must furnish the petitioner with
 456 notice to be sent by first-class mail. Upon receipt of the
 457 notice, the petitioner may reschedule the hearing once by
 458 submitting a written request to reschedule to the clerk to the
 459 local hearing officer at least 5 calendar days before the day of
 460 the originally scheduled hearing. The petitioner may cancel his
 461 or her appearance before the local hearing officer by paying the
 462 penalty assessed under subsection (3), plus the administrative
 463 costs established in s. 316.0083(5)(c), before the start of the
 464 hearing.

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465 (d) All testimony at the hearing must be under oath and
 466 must be recorded. The local hearing officer shall take testimony
 467 from a traffic infraction enforcement officer and the petitioner
 468 and may take testimony from others. The local hearing officer
 469 shall review the photographic or electronic images or streaming
 470 video and the evidence of the speed of the vehicle as measured
 471 by a speed detection system made available under paragraph
 472 (3)(b). Formal rules of evidence do not apply, but due process
 473 must be observed and must govern the proceedings.

474 (e) At the conclusion of the hearing, the local hearing
 475 officer shall determine whether a violation under this section
 476 occurred and shall uphold or dismiss the violation. The local
 477 hearing officer shall issue a final administrative order
 478 including the determination and, if the notification of
 479 violation is upheld, must require the petitioner to pay the
 480 penalty previously assessed under subsection (3), and may also
 481 require the petitioner to pay county or municipal costs not to
 482 exceed the amount established in s. 316.0083(5)(e). The final
 483 administrative order must be mailed to the petitioner by first-
 484 class mail.

485 (f) An aggrieved party may appeal a final administrative
 486 order consistent with the process provided in s. 162.11.

487 Section 6. Paragraph (d) of subsection (1) of section
 488 316.1906, Florida Statutes, is amended, and subsection (3) is
 489 added to that section, to read:

490 316.1906 Radar speed-measuring devices; evidence,
 491 admissibility.—

492 (1) DEFINITIONS.—

493 (d) "Officer" means any:

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494 1. "Law enforcement officer" who is elected, appointed, or
 495 employed full time by any municipality or the state or any
 496 political subdivision thereof; who is vested with the authority
 497 to bear arms and make arrests; and whose primary responsibility
 498 is the prevention and detection of crime or the enforcement of
 499 the penal, criminal, traffic, or highway laws of the state;

500 2. "Part-time law enforcement officer" who is employed or
 501 appointed less than full time, as defined by an employing
 502 agency, with or without compensation; who is vested with
 503 authority to bear arms and make arrests; and whose primary
 504 responsibility is the prevention and detection of crime or the
 505 enforcement of the penal, criminal, traffic, or highway laws of
 506 the state; ~~or~~

507 3. "Auxiliary law enforcement officer" who is employed or
 508 appointed, with or without compensation; who aids or assists a
 509 full-time or part-time law enforcement officer; and who, while
 510 under the direct supervision of a full-time or part-time law
 511 enforcement officer, has the authority to arrest and perform law
 512 enforcement functions; or

513 4. "Traffic infraction enforcement officer" who is employed
 514 or appointed, with or without compensation, and who satisfies
 515 the requirements of s. 316.640(5) and is vested with authority
 516 to enforce a violation of s. 316.183 or s. 316.1895 pursuant to
 517 s. 316.1896.

518 (3) A speed detection system is exempt from the design
 519 requirements for radar units established by the department. A
 520 speed detection system must have the ability to perform self-
 521 tests as to its detection accuracy. The system must perform a
 522 self-test at least once every 30 days. The law enforcement

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523 agency, or an agent acting on behalf of the law enforcement
 524 agency, operating a speed detection system shall maintain a log
 525 of the results of the system's self-tests. The law enforcement
 526 agency, or an agent acting on behalf of the law enforcement
 527 agency, operating a speed detection system shall also perform an
 528 independent calibration test on the speed detection system at
 529 least once every 12 months. The self-test logs, as well as the
 530 results of the annual calibration test, are admissible in any
 531 court proceeding for a traffic citation issued for a violation
 532 of s. 316.183 or s. 316.1895 enforced pursuant to s. 316.1896.
 533 Notwithstanding subsection (2), evidence of a vehicle's speed
 534 measured by a speed detection system compliant with this
 535 subsection and the determination by a traffic infraction
 536 enforcement officer that a vehicle is operating in excess of the
 537 applicable speed limit is admissible in any proceeding with
 538 respect to an alleged violation of law regulating the speed of
 539 vehicles.

540 Section 7. Present paragraphs (d) through (h) of subsection
 541 (3) of section 318.18, Florida Statutes, are redesignated as
 542 paragraphs (e) through (i), respectively, and a new paragraph
 543 (d) is added to that subsection, to read:

544 318.18 Amount of penalties.—The penalties required for a
 545 noncriminal disposition pursuant to s. 318.14 or a criminal
 546 offense listed in s. 318.17 are as follows:

547 (3)

548 (d) Notwithstanding paragraphs (b) and (c), a person cited
 549 for exceeding the speed limit in force at the time of the
 550 violation on a road maintained as a school zone as provided in
 551 s. 316.1895, when enforced by a traffic infraction enforcement

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552 officer pursuant to s. 316.1896, shall pay a fine of \$100.

553 Section 8. Paragraph (d) of subsection (3) of section
 554 322.27, Florida Statutes, is amended, and paragraph (e) is added
 555 to that subsection, to read:

556 322.27 Authority of department to suspend or revoke driver
 557 license or identification card.—

558 (3) There is established a point system for evaluation of
 559 convictions of violations of motor vehicle laws or ordinances,
 560 and violations of applicable provisions of s. 403.413(6) (b) when
 561 such violations involve the use of motor vehicles, for the
 562 determination of the continuing qualification of any person to
 563 operate a motor vehicle. The department is authorized to suspend
 564 the license of any person upon showing of its records or other
 565 good and sufficient evidence that the licensee has been
 566 convicted of violation of motor vehicle laws or ordinances, or
 567 applicable provisions of s. 403.413(6) (b), amounting to 12 or
 568 more points as determined by the point system. The suspension
 569 shall be for a period of not more than 1 year.

570 (d) The point system ~~has shall have~~ as its basic element a
 571 graduated scale of points assigning relative values to
 572 convictions of the following violations:

573 1. Reckless driving, willful and wanton—4 points.

574 2. Leaving the scene of a crash resulting in property
 575 damage of more than \$50—6 points.

576 3. Unlawful speed, or unlawful use of a wireless
 577 communications device, resulting in a crash—6 points.

578 4. Passing a stopped school bus:

579 a. Not causing or resulting in serious bodily injury to or
 580 death of another—4 points.

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- 581 b. Causing or resulting in serious bodily injury to or
582 death of another—6 points.
- 583 5. Unlawful speed:
- 584 a. Not in excess of 15 miles per hour of lawful or posted
585 speed—3 points.
- 586 b. In excess of 15 miles per hour of lawful or posted
587 speed—4 points.
- 588 6. A violation of a traffic control signal device as
589 provided in s. 316.074(1) or s. 316.075(1)(c)1.—4 points.
590 However, ~~no~~ points may not shall be imposed for a violation of
591 s. 316.074(1) or s. 316.075(1)(c)1. when a driver has failed to
592 stop at a traffic signal and when enforced by a traffic
593 infraction enforcement officer. In addition, a violation of s.
594 316.074(1) or s. 316.075(1)(c)1. when a driver has failed to
595 stop at a traffic signal and when enforced by a traffic
596 infraction enforcement officer may not be used for purposes of
597 setting motor vehicle insurance rates.
- 598 7. All other moving violations (including parking on a
599 highway outside the limits of a municipality)—3 points. However,
600 ~~no~~ points may not shall be imposed for a violation of s.
601 316.0741 or s. 316.2065(11); and points may shall be imposed for
602 a violation of s. 316.1001 only when imposed by the court after
603 a hearing pursuant to s. 318.14(5).
- 604 8. Any moving violation covered in this paragraph,
605 excluding unlawful speed and unlawful use of a wireless
606 communications device, resulting in a crash—4 points.
- 607 9. Any conviction under s. 403.413(6)(b)—3 points.
- 608 10. Any conviction under s. 316.0775(2)—4 points.
- 609 11. A moving violation covered in this paragraph which is

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- 610 committed in conjunction with the unlawful use of a wireless
611 communications device within a school safety zone—2 points, in
612 addition to the points assigned for the moving violation.
- 613 (e) Points may not be imposed for a violation of unlawful
614 speed as provided in s. 316.183 or s. 316.1895 when enforced by
615 a traffic infraction enforcement officer pursuant to s.
616 316.1896. In addition, a violation of s. 316.183 or s. 316.1895
617 when enforced by a traffic infraction enforcement officer
618 pursuant to s. 316.1896 may not be used for purposes of setting
619 motor vehicle insurance rates.
- 620 Section 9. Paragraph (a) of subsection (3) of section
621 316.306, Florida Statutes, is amended to read:
- 622 316.306 School and work zones; prohibition on the use of a
623 wireless communications device in a handheld manner.—
- 624 (3)(a)1. A person may not operate a motor vehicle while
625 using a wireless communications device in a handheld manner in a
626 designated school crossing, school zone, or work zone area as
627 defined in s. 316.003(110) ~~s. 316.003(109)~~. This subparagraph is
628 ~~shall~~ only ~~be~~ applicable to work zone areas if construction
629 personnel are present or are operating equipment on the road or
630 immediately adjacent to the work zone area. For the purposes of
631 this paragraph, a motor vehicle that is stationary is not being
632 operated and is not subject to the prohibition in this
633 paragraph.
- 634 2. Effective January 1, 2020, a law enforcement officer may
635 stop motor vehicles and issue citations to persons who are
636 driving while using a wireless communications device in a
637 handheld manner in violation of subparagraph 1.
- 638 Section 10. Paragraph (a) of subsection (5) of section

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639 316.640, Florida Statutes, is amended to read:

640 316.640 Enforcement.—The enforcement of the traffic laws of
641 this state is vested as follows:

642 (5) (a) Any sheriff's department or police department of a
643 municipality may employ, as a traffic infraction enforcement
644 officer, any individual who successfully completes instruction
645 in traffic enforcement procedures and court presentation through
646 the Selective Traffic Enforcement Program as approved by the
647 Division of Criminal Justice Standards and Training of the
648 Department of Law Enforcement, or through a similar program, but
649 who does not necessarily otherwise meet the uniform minimum
650 standards established by the Criminal Justice Standards and
651 Training Commission for law enforcement officers or auxiliary
652 law enforcement officers under s. 943.13. Any such traffic
653 infraction enforcement officer who observes the commission of a
654 traffic infraction or, in the case of a parking infraction, who
655 observes an illegally parked vehicle may issue a traffic
656 citation for the infraction when, based upon personal
657 investigation, he or she has reasonable and probable grounds to
658 believe that an offense has been committed which constitutes a
659 noncriminal traffic infraction as defined in s. 318.14. In
660 addition, any such traffic infraction enforcement officer may
661 issue a traffic citation under s. 316.0083 or s. 316.1896. For
662 purposes of enforcing ss. 316.0083, 316.183, and 316.1895 ~~or~~
663 ~~316.0083~~, any sheriff's department or police department of a
664 municipality may designate employees as traffic infraction
665 enforcement officers. The traffic infraction enforcement
666 officers must be physically located in the county of the
667 respective sheriff's or police department.

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668 Section 11. Paragraphs (a) and (c) of subsection (3) of
669 section 316.650, Florida Statutes, are amended to read:

670 316.650 Traffic citations.—

671 (3) (a) Except for a traffic citation issued pursuant to s.
672 316.0083, s. 316.1001, or s. 316.1896 ~~or s. 316.0083~~, each
673 traffic enforcement officer, upon issuing a traffic citation to
674 an alleged violator of any provision of the motor vehicle laws
675 of this state or of any traffic ordinance of any municipality or
676 town, shall deposit the original traffic citation or, in the
677 case of a traffic enforcement agency that has an automated
678 citation issuance system, the chief administrative officer shall
679 provide by an electronic transmission a replica of the citation
680 data to a court having jurisdiction over the alleged offense or
681 with its traffic violations bureau within 5 days after issuance
682 to the violator.

683 (c) If a traffic citation is issued under s. 316.0083 or s.
684 316.1896, the traffic infraction enforcement officer must shall
685 provide by electronic transmission a replica of the traffic
686 citation data to the court having jurisdiction over the alleged
687 offense or its traffic violations bureau within 5 days after the
688 date of issuance of the traffic citation to the violator. If a
689 hearing is requested, the traffic infraction enforcement officer
690 must shall provide a replica of the traffic notice of violation
691 data to the clerk for the local hearing officer having
692 jurisdiction over the alleged offense within 14 days.

693 Section 12. Subsection (2) of section 318.14, Florida
694 Statutes, is amended to read:

695 318.14 Noncriminal traffic infractions; exception;
696 procedures.—

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697 (2) Except as provided in ss. 316.0083, 316.1001(2), and
 698 316.1896 ~~and 316.0083~~, any person cited for a violation
 699 requiring a mandatory hearing listed in s. 318.19 or any other
 700 criminal traffic violation listed in chapter 316 must sign and
 701 accept a citation indicating a promise to appear. The officer
 702 may indicate on the traffic citation the time and location of
 703 the scheduled hearing and must indicate the applicable civil
 704 penalty established in s. 318.18. For all other infractions
 705 under this section, except for infractions under s. 316.1001,
 706 the officer must certify by electronic, electronic facsimile, or
 707 written signature that the citation was delivered to the person
 708 cited. This certification is prima facie evidence that the
 709 person cited was served with the citation.

710 Section 13. Subsections (4), (5), and (15) of section
 711 318.21, Florida Statutes, are amended to read:

712 318.21 Disposition of civil penalties by county courts.—All
 713 civil penalties received by a county court pursuant to the
 714 provisions of this chapter shall be distributed and paid monthly
 715 as follows:

716 (4) Of the additional fine assessed under s. 318.18(3)(g)
 717 ~~s. 318.18(3)(f)~~ for a violation of s. 316.1301, 40 percent must
 718 be remitted to the Department of Revenue for deposit in the
 719 Grants and Donations Trust Fund of the Division of Blind
 720 Services of the Department of Education, and 60 percent must be
 721 distributed pursuant to subsections (1) and (2).

722 (5) Of the additional fine assessed under s. 318.18(3)(g)
 723 ~~s. 318.18(3)(f)~~ for a violation of s. 316.1303(1), 60 percent
 724 must be remitted to the Department of Revenue for deposit in the
 725 Grants and Donations Trust Fund of the Division of Vocational

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726 Rehabilitation of the Department of Education, and 40 percent
 727 must be distributed pursuant to subsections (1) and (2).

728 (15) Of the additional fine assessed under s. 318.18(3)(f)
 729 ~~s. 318.18(3)(e)~~ for a violation of s. 316.1893, 50 percent of
 730 the moneys received from the fines shall be appropriated to the
 731 Agency for Health Care Administration as general revenue to
 732 provide an enhanced Medicaid payment to nursing homes that serve
 733 Medicaid recipients with brain and spinal cord injuries. The
 734 remaining 50 percent of the moneys received from the enhanced
 735 fine imposed under s. 318.18(3)(f) ~~s. 318.18(3)(e)~~ shall be
 736 remitted to the Department of Revenue and deposited into the
 737 Department of Health Emergency Medical Services Trust Fund to
 738 provide financial support to certified trauma centers in the
 739 counties where enhanced penalty zones are established to ensure
 740 the availability and accessibility of trauma services. Funds
 741 deposited into the Emergency Medical Services Trust Fund under
 742 this subsection shall be allocated as follows:

743 (a) Fifty percent shall be allocated equally among all
 744 Level I, Level II, and pediatric trauma centers in recognition
 745 of readiness costs for maintaining trauma services.

746 (b) Fifty percent shall be allocated among Level I, Level
 747 II, and pediatric trauma centers based on each center's relative
 748 volume of trauma cases as calculated using the hospital
 749 discharge data collected pursuant to s. 408.061.

750 Section 14. Subsection (1) of section 655.960, Florida
 751 Statutes, is amended to read:

752 655.960 Definitions; ss. 655.960-655.965.—As used in this
 753 section and ss. 655.961-655.965, unless the context otherwise
 754 requires:

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755 (1) "Access area" means any paved walkway or sidewalk which
756 is within 50 feet of any automated teller machine. The term does
757 not include any street or highway open to the use of the public,
758 as defined in s. 316.003(88) (a) or (b) ~~s. 316.003(87) (a) or (b)~~,
759 including any adjacent sidewalk, as defined in s. 316.003.

760 Section 15. This act shall take effect July 1, 2023.



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:

Commerce and Tourism, *Chair*
Appropriations Committee on Transportation, Tourism,
and Economic Development, *Vice Chair*
Appropriations Committee on Agriculture, Environment,
and General Government
Banking and Insurance
Fiscal Policy
Judiciary
Transportation

SELECT COMMITTEE:

Select Committee on Resiliency

SENATOR JAY TRUMBULL

2nd District

March 21, 2023

Dear Chair Hooper,

I am respectfully requesting a formal excusal for the March 21st Subcommittee on Transportation, Tourism, and Economic Development. I regret that I will be unable to attend.

If there are any questions or concerns, please do not hesitate to call my office at (850) 487-5002.

Thank you,

A handwritten signature in black ink, appearing to read "J. Trumbull", written over a light blue horizontal line.

Senator Jay Trumbull

REPLY TO:

- 840 West 11th Street, Panama City, Florida 32401 (850) 747-5454
- 320 Senate Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5002

Senate's Website: www.flsenate.gov

KATHLEEN PASSIDOMO
President of the Senate

DENNIS BAXLEY
President Pro Tempore

CourtSmart Tag Report

Room: SB 110

Case No.:

Type:

Caption: Senate Appropriations Committee on Transportation, Tourism, and Economic Development

Judge:

Started: 3/21/2023 8:30:29 AM

Ends: 3/21/2023 8:55:04 AM

Length: 00:24:36

8:30:35 AM Sen. Hooper (Chair)
8:31:58 AM SB 726
8:32:05 AM Sen. Rodriguez
8:33:31 AM Sen. Hooper
8:33:35 AM SB 588
8:33:44 AM Sen. Rodriguez
8:34:44 AM Am. 901476
8:35:05 AM Sen. Rodriguez
8:35:44 AM Sen. Stewart
8:36:12 AM Sen. Rodriguez
8:36:20 AM Sen. Stewart
8:36:35 AM Sen. Rodriguez
8:37:19 AM SB 588 (cont.)
8:37:28 AM Sen. Powell
8:38:10 AM Sen. Rodriguez
8:38:43 AM Sen. Powell
8:39:20 AM Sen. Rodriguez
8:40:10 AM Sen. Powell
8:40:55 AM Sen. Rodriguez
8:41:23 AM Sen. Perry
8:41:36 AM Sen. Rodriguez
8:41:51 AM Sen. Perry
8:42:09 AM Sen. Rodriguez
8:42:25 AM Sen. Perry
8:42:39 AM Sen. Rodriguez
8:42:45 AM Sen. Hooper
8:43:00 AM Sen. Rodriguez
8:43:15 AM Sen. Hooper
8:43:28 AM Sen. Rodriguez
8:43:35 AM Sen. Stewart
8:44:09 AM Sen. Rodriguez
8:44:32 AM Sen. Stewart
8:45:06 AM Sen. Rodriguez
8:45:19 AM Sen. Stewart
8:45:36 AM Sen. Rodriguez
8:45:44 AM Sen. Stewart
8:46:30 AM Sen. Rodriguez
8:46:41 AM Sen. Stewart
8:46:46 AM Sen. Rodriguez
8:47:38 AM Nancy Lawthor, Ph.D., Florida Parent Teacher Association (Waives in Support)
8:47:46 AM Jennifer Pritt, Florida Police Chief's Association (Waives in Support)
8:47:55 AM Chief Edward Hudak, Coral Gables Police Department (Waives in Support)
8:48:04 AM Angela Drzewiecki, Tampa Police Department (Waives in Support)
8:48:25 AM Sen. Rodriguez
8:49:05 AM Sen. Hooper
8:49:15 AM TAB 1 - Review and Discussion of Fiscal Year 2023-2024 Budget Issues
8:53:44 AM Sen. Polsky
8:53:55 AM Sen. Hooper
8:54:29 AM Sen. Wright
8:54:35 AM Sen. Hooper