

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA
MILITARY AND VETERANS AFFAIRS, SPACE, AND
DOMESTIC SECURITY
Senator Gibson, Chair
Senator Broxson, Vice Chair

MEETING DATE: Monday, April 3, 2017
TIME: 4:00—6:00 p.m.
PLACE: Mallory Horne Committee Room, 37 Senate Office Building

MEMBERS: Senator Gibson, Chair; Senator Broxson, Vice Chair; Senators Bradley, Stargel, and Torres

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	CS/SB 1272 Regulated Industries / Brandes (Similar CS/CS/H 615)	Professional Regulation; Citing this act as the "Occupational Opportunity Act"; revising the length of time that an active duty member of the Armed Forces of the United States may remain in good standing with an administrative board or program under certain circumstances; requiring, rather than authorizing, the Department of Business and Professional Regulation to issue a professional license, rather than a temporary license, to specified applicants, etc. RI 03/28/2017 Fav/CS MS 04/03/2017 Favorable AP	Favorable Yeas 3 Nays 0
2	SB 1374 Perry (Compare CS/CS/H 1375)	Transportation; Directing the Department of Transportation to erect signage in specified counties to commemorate certain conflicts involving the United States Armed Forces; directing the Department of Highway Safety and Motor Vehicles to develop certain specialty license plates; creating a special license plate for recipients of the Bronze Star medal, etc. MS 04/03/2017 Fav/CS ATD AP	Fav/CS Yeas 3 Nays 0
3	SB 1734 Rouson (Compare CS/CS/H 545, CS/S 784, CS/S 1022)	Special License Plates; Providing for special license plates to be issued to Bronze Star or Bronze Star Combat recipients, etc. MS 03/22/2017 Not Considered MS 04/03/2017 Fav/CS ATD AP	Fav/CS Yeas 3 Nays 0

Other Related Meeting Documents

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 Committee on Military and Veterans Affairs, Space, and Domestic Security

BILL: CS/SB 1272

INTRODUCER: Regulated Industries Committee and Senator Brandes and others

SUBJECT: Professional Regulation

DATE: March 31, 2017

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Kraemer</u>	<u>McSwain</u>	<u>RI</u>	<u>Fav/CS</u>
2.	<u>Sanders</u>	<u>Ryon</u>	<u>MS</u>	<u>Favorable</u>
3.	_____	_____	<u>RC</u>	_____

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 1272 creates the “Occupational Opportunity Act,” which grants new and expands existing exemptions from professional licensure application and renewal requirements by certain boards and programs in the Department of Business and Professional Regulation (DBPR) for current and former active duty members of the U.S. Armed Forces¹ and certain spouses and surviving spouses of such members.

Eligible spouses and surviving spouses in good standing with a DBPR board or program who are absent from the state due to the active duty member’s duties with the Armed Forces are exempted from licensure renewal provisions. The period of time that active duty members remain in good standing after discharge from active duty is expanded from six months to two years.

The DBPR is required to issue a professional license to an applicant who holds a valid professional license issued by another state or jurisdiction and is or was an active duty member of the Armed Forces, is the spouse of an active duty member, or is the surviving spouse of a member who died while on active duty. The bill specifies additional application requirements for such licensure including fingerprints for state and federal criminal history checks and compliance with any insurance bonding requirements.

¹ The term “Armed Forces” includes “the United States Army, Navy, Air Force, Marine Corps, and Coast Guard.” See s. 250.01(4), F.S, and 5 U.S. Code § 2101 and 10 U.S. Code § 101(a)(4).

Additionally, the bill requires the DBPR, or the appropriate board, to waive the initial licensing fee for applicants who are active duty members of the Armed Forces, certain spouses and surviving spouses of active duty members, and low-income individuals.

The bill has a negative fiscal impact to state government and to the revenue from the General Revenue service charge. The bill provides for a nonrecurring sum of \$31,000 for Fiscal Year 2017-2018 to be appropriated from the Administrative Trust Fund to the DBPR for technology infrastructure and licensing modifications. See Section V, Fiscal Impact Statement.

The bill provides an effective date of July 1, 2017.

II. Present Situation:

Department of Business and Professional Regulation

Section 20.165, F.S., establishes the organizational structure of the Department of Business and Professional Regulation (DBPR), and provides for 12 divisions.²

Fifteen boards and programs exist within the Division of Professions,³ two boards are within the Division of Real Estate,⁴ and one board exists in the Division of Certified Public Accounting.⁵

The boards and programs within the Division of Professions, noted with the respective chapter in Florida Statutes concerning each, are the:

- Board of Architecture and Interior Design, part I of ch. 481;
- Florida Board of Auctioneers, part VI of ch. 468;
- Barbers' Board, ch. 476;
- Florida Building Code Administrators and Inspectors Board, part XII of ch. 468;
- Construction Industry Licensing Board, part I of ch. 489;
- Board of Cosmetology, ch. 477;
- Electrical Contractors' Licensing Board, part II of ch. 489;
- Board of Employee Leasing Companies, part XI of ch. 468;
- Board of Landscape Architecture, part II of ch. 481;
- Board of Pilot Commissioners, ch. 310;
- Board of Professional Engineers, ch. 471;
- Board of Professional Geologists, ch. 492;
- Board of Veterinary Medicine, ch. 474;
- Home Inspection Services Licensing Program, part XV of ch. 468; and
- Mold-related Services Licensing Program, part XVI of ch. 468, F.S.⁶

² The divisions in the DBPR are: Administration, Alcoholic Beverages and Tobacco, Certified Public Accounting, Drugs, Devices, and Cosmetics, Florida Condominiums, Timeshares, and Mobile Homes, Hotels and Restaurants, Pari-mutuel Wagering, Professions, Real Estate, Regulation, Service Operations, and Technology.

³ See s. 20.165(4)(a), F.S.

⁴ See s. 20.165(4)(b), F.S. Florida Real Estate Appraisal Board, created under part II of ch. 475, F.S., and Florida Real Estate Commission, created under part I of ch. 475, F.S.

⁵ See s. 20.165(4)(c), F.S., which establishes the Board of Accountancy, created under ch. 473, F.S.

⁶ See s. 20.165(4)(a), F.S.

The boards within the Division of Real Estate are the Florida Real Estate Appraisal Board, created under part II of ch. 475, F.S., and the Florida Real Estate Commission, created under part I of ch. 475, F.S.⁷

The board within the Division of Certified Public Accounting is the Board of Accountancy, created under ch. 473, F.S.⁸

The Florida State Boxing Commission is assigned to the DBPR for administrative and fiscal accountability purposes only.⁹ The DBPR also administers the Child Labor Law and Farm Labor Contractor Registration Law pursuant to parts I and III of ch. 450, F.S.

Chapter 455, F.S., applies to the regulation of professions constituting “any activity, occupation, profession, or vocation regulated by the DBPR in the Divisions of Certified Public Accounting, Professions, Real Estate, and Regulation.”¹⁰

Under Florida law, regulation of professions is undertaken “only for the preservation of the health, safety, and welfare of the public under the police powers of the state.”¹¹ Regulation is required when:

- The potential for harming or endangering public health, safety, and welfare is recognizable and outweighs any anticompetitive impact that may result;
- The public is not effectively protected by other state statutes, local ordinances, federal legislation, or other means; and
- Less restrictive means of regulation are not available.¹²

However, “neither the department nor any board may create a regulation that has an unreasonable effect on job creation or job retention,” or a regulation that unreasonably restricts the ability of those who desire to engage in a profession or occupation to find employment.¹³

Chapter 455, F.S., provides the general powers of the DBPR and sets forth the procedural and administrative framework for all of the professional boards housed under the DBPR as well as the Divisions of Certified Public Accounting, Professions, Real Estate, and Regulation.¹⁴

When a person is authorized to engage in a profession or occupation in Florida, the DBPR issues a “permit, registration, certificate, or license” to the licensee.¹⁵

Sections 455.203 and 455.213, F.S., establish general licensing authority for the DBPR, including the authority to charge license fees and license renewal fees. Each board within the

⁷ See s. 20.165(4)(b), F.S.

⁸ See s. 20.165(4)(c), F.S.

⁹ Section 548.003(1), F.S.

¹⁰ Section 455.01(6), F.S.

¹¹ Section 455.201(2), F.S.

¹² *Id.*

¹³ Section 455.201(4)(b), F.S.

¹⁴ See s. 455.203, F.S. The DBPR must also provide legal counsel for boards within the DBPR by contracting with the Department of Legal Affairs, by retaining private counsel, or by providing DBPR staff counsel. See s. 455.221(1), F.S.

¹⁵ Sections 455.01(4) and (5), F.S.

DBPR must determine by administrative rule¹⁶ the amount of license fees for each profession, based on estimates of the required revenue to implement the regulatory laws affecting the profession.¹⁷

A licensee may practice a profession only if the licensee has an active status license.¹⁸ Generally, most licensees who practice a profession without an active status license¹⁹ are subject to the imposition of discipline, fines, or assessments as described in s. 455.227, F.S. At least 90 days before the end of a licensure cycle, the DBPR must provide a licensure renewal notification to an active or inactive licensee, and a notice of pending cancellation of licensure to a delinquent status licensee.²⁰

Each board, or the department when there is no board (board),²¹ must permit a licensee to choose active or inactive status at the time of licensure renewal, and impose a fee for an inactive status license that does not exceed the fee for an active status license.²² An inactive status licensee may change to active status at any time, if the licensee meets all requirements for active status, including payment of all required fees, and meeting all continuing education requirements. Failure of a licensee to renew a license before its expiration causes the license to become delinquent in the license cycle following expiration (delinquency cycle).²³

A delinquent status licensee must re-apply for active or inactive status during the delinquency cycle. Failure by a delinquent status licensee to become active or inactive before the expiration of the delinquency cycle renders the license void, with no further action by the board.²⁴

The DBPR may, at its discretion, reinstate a license that has become void (except public accountancy licenses issued under ch. 473, F.S.) if the DBPR determines that the individual failed to comply because of illness or economic hardship. The individual must apply to the DBPR for reinstatement, pay all required fees, including a reinstatement fee, meet all continuing education requirements, and otherwise be eligible for renewal of licensure.²⁵

Section 455.271(7), F.S., provides that each board must impose an additional delinquency fee, not to exceed the biennial renewal fee for an active status license, when a delinquent status licensee applies for active or inactive status.

¹⁶ The administrative rules of the DBPR and of each Board are available through the DBPR's website at <http://www.myfloridalicense.com/dbpr/divisions.html> (last visited Mar. 10, 2017).

¹⁷ Section 455.219(1), F.S.

¹⁸ Section 455.271(1), F.S.

¹⁹ Section 455.271, F.S., on inactive and delinquent status of licenses, does not apply to a business establishment registered, permitted, or licensed by the department to do business or to a person licensed, permitted, registered, or certified pursuant to ch. 310, F.S. on Pilots, Piloting, and Pilotage, or ch. 475, F.S., on Real Estate Brokers, Sales Associates, Schools, and Appraisers.

²⁰ See s. 455.273, F.S.

²¹ Whenever a board for a profession does not exist, the DBPR is generally authorized by law to act instead. See e.g., ss. 455.219 and 455.271, F.S., for multiple references to actions of "the board, or the department when there is no board."

²² The status or a change in status of a licensee does not alter the board's right to impose discipline or to enforce discipline previously imposed on a licensee for acts or omissions committed by the licensee while holding a license, whether active, inactive, or delinquent. See s. 455.271(11), F.S.

²³ *Id.*

²⁴ *Id.*

²⁵ *Id.*

United States Armed Forces

The term “Armed Forces” is defined in Florida law as the United States Army, Navy, Air Force, Marine Corps, and Coast Guard.²⁶ The term “active duty” means full-time duty in active military service of the United States, and includes other federal duty such as full-time training, annual training, and attendance at a service school²⁷ while a person is in active military service. The term also includes the period during which a person in active military service is absent from duty as a result of illness, being wounded, being on leave, or other lawful cause, but does not mean full-time duty in the National Guard.²⁸

Pursuant to s. 455.02(1), F.S., active duty members of the Armed Forces of the United States who, at the time they became active duty members, held a license in good standing with any state administrative board, must be kept in good standing and are exempted from performing any required act or paying any fee, during the period of active duty service and for six months after discharge from active duty. If the licensee engages in the licensed profession or vocation in the private sector for profit, the exemption does not apply.

Boards within the DBPR must adopt rules exempting a spouse of an active duty member of the Armed Forces from licensure renewal requirements, but only if the spouse is absent from the state due to the active duty member’s duties with the Armed Forces.²⁹

A six-month, nonrenewable temporary license may be issued to a spouse of an active duty member of the Armed Forces.³⁰ The application for such a license must be accompanied by the application fee and fingerprints for criminal history checks, with proof that the applicant:

- Is married to an active duty member of the Armed Forces;
- Holds a valid license issued by another state, the District of Columbia, any possession or territory of the United States, or any foreign jurisdiction; and
- The applicant’s spouse is assigned to a duty station in Florida.³¹

Section 455.213(12), F.S. provides that the DBPR must waive the initial licensing fee, the initial application fee, and the initial unlicensed activity fee for a military veteran or his or her spouse at the time of discharge, if application for a license is made within 60 months after the veteran is honorably discharged. Eligibility for the waiver is conditioned upon the veteran having been honorably discharged.

²⁶ See s. 250.01(4), F.S., and 5 U.S. Code § 2101 and 10 U.S. Code § 101(a)(4).

²⁷ See s. 250.01(1), F.S.; service schools must be designated by law or by the secretary of the applicable military department.

²⁸ *Id.*

²⁹ See s. 455.02(2), F.S.

³⁰ See s. 455.02(3)(a), F.S.

³¹ *Id.*

License Fee Waivers for Low-income Individuals

Waivers of application fees for professional licenses issued in Florida are not based on the income of an applicant. The United States Department of Health and Human Services (HHS) has established the following federal poverty guidelines:³²

Persons in Family/Household	Poverty Guideline for 48 Contiguous States and the District of Columbia	Poverty Guideline for Alaska	Poverty Guideline for Hawaii
1	\$12,060	\$15,060	\$13,860
2	\$16,240	\$20,290	\$18,670
3	\$20,420	\$25,520	\$23,480
4	\$24,600	\$30,750	\$28,290
5	\$28,780	\$35,980	\$33,100
6	\$32,960	\$41,210	\$37,910
7	\$37,140	\$46,440	\$42,720
8	\$41,320	\$51,670	\$47,530

The term ‘public assistance’ refers to government aid to the poor, disabled, or aged, or to dependent children.³³ One example of an income-dependent public assistance program³⁴ is the Supplemental Nutrition Assistance Program (SNAP) for nutrition assistance and benefits to low-income individuals and families. Eligibility for SNAP benefits is dependent upon meeting certain gross income and net income limits.³⁵

III. Effect of Proposed Changes:

Section 1 of the bill provides that the act may be cited as the “Occupational Opportunity Act.”

Section 2 of the bill revises a reference in s. 455.02(1), F.S., concerning licensure of active duty members of the Armed Forces³⁶ in good standing, to require good standing status with any “of the boards or programs listed in s. 20.165, F.S.” (the DBPR boards). Under current law, the reference is to “administrative boards of the state.”

The bill further amends s. 455.02, F.S., to provide that a member of the Armed Forces who was licensed to practice or engage in a profession regulated by the DBPR at the time of entering the military is exempt from licensure renewal provisions while on active duty and for a period of two years after discharge from the military. Current law states that this exemption applies for six months after discharge from the military.

The bill also provides that a spouse married to a member of the Armed Forces during a period of active duty, or the surviving spouse of a member who was on active duty at the time of death, is

³² See <https://aspe.hhs.gov/poverty-guidelines> (last visited Mar. 24, 2017).

³³ See <http://www.dictionary.com/browse/public-assistance> (last visited Mar. 24, 2017).

³⁴ Comprehensive lists of available public assistance programs per state are located on the official benefits website of the United States government; see Benefits.gov, *About Us*, at <https://www.benefits.gov/about-us> (last visited Mar. 24, 2017).

³⁵ See <https://www.fns.usda.gov/snap/eligibility#Income> (last visited Mar. 24 2017).

³⁶ Section 250.01(4), F.S. The term “Armed Forces” includes the United States Army, Navy, Air Force, Marine Corps, and Coast Guard.

exempted from licensure renewal provisions and must be kept in good standing, provided the spouse is in good standing with a DBPR board and is absent from the state due to the member's duties with the Armed Forces.

The bill removes a current provision of law that allows the DBPR to issue a temporary professional license to the spouse of an active duty member of the Armed Forces and in its place requires the DBPR to issue a professional license to the following applicants under certain conditions:

- A current or former active duty member of the Armed Forces;
- The spouse of an active duty member of the Armed Forces; and
- The surviving spouse of a member of the Armed Forces who died while serving on active duty.

An application for a professional license under this section must include proof that the applicant:

- Is or was an active duty member of the Armed Forces, or is married to a member of the Armed Forces and was married to the member during any period of active duty, or is the surviving spouse of a member of the Armed Forces who at the time of death was serving on active duty;
- Holds a valid license for the profession issued by another state, the District of Columbia, any possession or territory of the United States, or any foreign jurisdiction;
- Has complied with insurance or bonding requirements, if required by the specific practice act; and
- Submits a complete set of the applicant's fingerprints to the Department of Law Enforcement.

The DBPR must waive the initial licensure application fee for those applicants who apply for licensure pursuant to this section.

An applicant who is issued a license under this section may renew such license upon completion of the conditions for renewal required of license holders under the applicable practice act, including, without limitation, continuing education requirements.

Section 3 of the bill creates s. 455.219(7), F.S., to require the DBPR or the applicable board, to waive the initial licensing fee for the following individuals:

- A member of the Armed Forces that has served on active duty;
- The spouse of a member of the Armed Forces, who is married to such member during a period of active duty;
- The surviving spouse of a member of the Armed Forces who at the time of death was serving on active duty; or
- A low-income individual.

The bill requires that the application include the applicant's signature under penalty of perjury and the supporting documentation required by the DBPR.

The term "low-income individual" is defined in the bill as a person whose household income before taxes is at or below 130 percent of the federal poverty guidelines for the family's

household size by the United States Department of Health and Human Services. Proof of eligibility may be shown through enrollment in a state or federal public assistance program that requires participants to be at or below 130 percent of the federal poverty guidelines to qualify.

The DBPR, or the appropriate board, must process an application for a fee waiver within thirty days of receiving the application. The bill provides that the DBPR must adopt rules necessary to implement s. 455.219(7), F.S., created in the bill.

Section 4 of the bill provides for a nonrecurring sum of \$31,000 for Fiscal Year 2017-2018 to be appropriated from the Administrative Trust Fund to the DBPR for technology infrastructure and licensing modifications.

Section 5 of the bill provides an effective date of July 1, 2017.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

The Department of Business and Professional Regulation (DBPR) notes that the bill will have an indeterminate impact upon fees because of the difficulty of estimating how many members of the Armed Forces, their spouses, surviving spouses, and low-income persons will apply for a waiver of initial license application fees.³⁷ The DBPR indicates that other “licenses may have to assume the additional cost of processing the applications [for those exempted by the bill from paying license fees].”³⁸

B. Private Sector Impact:

The DBPR indicates there is no fiscal impact to the private sector.³⁹

³⁷ See 2017 Agency Legislative Bill Analysis (AGENCY: Department of Business and Professional Regulation) for HB 615 (identical to SB 1272), dated Feb. 27, 2017, (on file with Senate Committee on Regulated Industries) at pages 4 - 5.

³⁸ *Id.* at page 5.

³⁹ *Id.* at pages 4-5.

C. Government Sector Impact:

CS/SB 1272 provides for a nonrecurring sum of \$31,000 for Fiscal Year 2017-2018 to be appropriated from the Administrative Trust Fund to the DBPR for technology infrastructure and licensing modifications.

The DBPR indicates that the fiscal impact is indeterminate due to the unknown number of members of the Armed Forces, their spouses, surviving spouses, and low-income persons will apply for a waiver of initial license application fees.⁴⁰

The DBPR now appears to estimate that expenditures of \$393,880 in Fiscal Year 2017-2018, \$346,340 in Fiscal Year 2018-2019, and \$346,340 in Fiscal Year 2019-2020 will be required to implement SB 1272.⁴¹ How these estimates were calculated is not fully explained by the DBPR.⁴² The DBPR indicates that specific technology infrastructure and licensing costs will result in non-recurring costs of \$16,943.03, and recurring costs of \$2,908.82. The DBPR does not provide an estimate for the costs of additional staff, but estimates that 6.5 positions (FTE) will be needed.⁴³

According to the Department of Business and Professional Regulation (DBPR), SB 1272 will require modifications to its software to address the various license types for all the professions it regulates, (Versa: Regulation (VR)) , including an application to identify active duty members of the Armed Forces, their spouses, surviving spouses, as well as low-income individuals, changes to fee calculations, and changes to application and renewal requirements.⁴⁴ According to the DBPR, these modifications can be made using existing resources.⁴⁵

The Division of Professions in the DBPR indicates that, because the licensure requirements of other states and foreign governments may differ from those in Florida, the impact on the health, safety, and welfare of Floridians cannot be determined.⁴⁶ Furthermore, those licensed as permitted under SB 1272 “may be at a higher risk of non-compliance regarding professional standards of care and regulatory requirements.”⁴⁷

⁴⁰ *Id.* at page 4.

⁴¹ See 2017 Agency Legislative Bill Analysis (AGENCY: Department of Business and Professional Regulation) for CS/CS/HB 615, dated Mar. 13, 2017 (on file with Senate Committee on Regulated Industries) at page 4.

However, in the Agency Analysis of HB 615 and SB 1272 dated Feb. 27, 2017, (*supra* at note 37, at pages 4 and 6), the DBPR estimated that 11.5 additional staff positions would be needed, with expenditures of \$701,264 in Fiscal Year 2017-2018, \$624,834 in Fiscal Year 2018-2019, and \$624,834 in Fiscal Year 2019-2020. The substantive differences between CS/CS/HB 615 and SB 1272 do not appear to affect the implementation costs to the DBPR for the bills.

⁴² *Id.* at pages 4 – 9. See also, Agency Analysis of HB 615 and SB 1272 dated Feb. 27, 2017 (*supra* at note 37, at pages 4 - 8).

⁴³ *Id.* at pages 4 – 9. Apparently, the balance of the recurring costs for the 6.5 positions that the DBPR indicates will be required to implement the bill is the difference between the \$393,880 of estimated expenditure to implement the bill in Fiscal Year 2017-2018 and the \$2,908.82 for recurring technology costs (i.e., \$390,971.08).

⁴⁴ *Id.*

⁴⁵ *Id.*

⁴⁶ *Id.* at pages 6-7.

⁴⁷ *Id.*

The DBPR Office of the General Counsel notes that rulemaking is necessary to implement provisions in SB 1272.⁴⁸

VI. Technical Deficiencies:

None.

VII. Related Issues:

CS/SB 1272 requires that the initial application fee be waived for active duty members of the Armed Forces, their spouses, and surviving spouses for certain professional licenses. Under current law, honorably discharged military veterans, and their spouses at the time of such discharge, are granted a waiver of all initial licensing fees, initial application fees, and initial unlicensed activity fees, if an application for initial licensure is made within 60 months of the discharge.⁴⁹ The different requirements for waiver of initial application and other fees for professional licensure for active duty members and certain spouses, and for honorably discharged veterans and their spouses, may cause confusion to active duty and retired members of the Armed Forces, their spouses, and the public.

On lines 49, 117, 119, and 121 of the bill, reference is made to “Armed Services;” elsewhere in the bill refers to “Armed Forces.” Current law defines the term “Armed Forces.”⁵⁰ Consideration should be given to replacing references in the bill to “Armed Services” with the term “Armed Forces.”

VIII. Statutes Affected:

This bill substantially amends the following sections of the Florida Statutes: 455.02 and 455.219.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

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

CS by Regulated Industries on March 28, 2017:

The committee substitute:

- Clarifies that the bill also applies to DBPR programs as well as DBPR boards;
- Requires that applicants comply with bonding or insurance requirements if required by a specific practice act;
- Clarifies the definition of the term ‘low-income individual; and
- Provides for Fiscal Year 2017-2018 a nonrecurring sum of \$31,000 to be appropriated from the Administrative Trust Fund for technology infrastructure and licensing modifications required to implement the bill.

⁴⁸ *Id.* at page 7.

⁴⁹ See s. 455.213(12), F.S.

⁵⁰ See s. 250.01(4), F.S. The term “Armed Forces” includes the United States Army, Navy, Air Force, Marine Corps, and Coast Guard.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

By the Committee on Regulated Industries; and Senator Brandes

580-02978B-17

20171272c1

A bill to be entitled

An act relating to professional regulation; providing a short title; amending s. 455.02, F.S.; revising the length of time that an active duty member of the Armed Forces of the United States may remain in good standing with an administrative board or program under certain circumstances; requiring that a spouse or surviving spouse be kept in good standing and be exempt from licensure renewal provisions under certain circumstances; requiring, rather than authorizing, the Department of Business and Professional Regulation to issue a professional license, rather than a temporary license, to specified applicants; revising application requirements; requiring the department to waive the applicant's initial licensure application fee; authorizing licensure renewal; amending s. 455.219, F.S.; providing for a fee waiver for active duty members of the Armed Forces, certain spouses or surviving spouses of an active duty member, and low-income individuals; defining the term "low-income individual"; requiring an application for a fee waiver to be processed within a specified time; providing rulemaking authority; providing an appropriation; providing an effective date.

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

Section 1. This act may be cited as the "Occupational Opportunity Act."

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

580-02978B-17

20171272c1

Section 2. Section 455.02, Florida Statutes, is amended to read:

455.02 Licensure of members of the Armed Forces in good standing and their spouses or surviving spouses with administrative boards or programs.—

(1) Any member of the Armed Forces of the United States now or hereafter on active duty who, at the time of becoming such a member, was in good standing with any of the boards or programs listed in s. 20.165 ~~administrative board of the state~~ and was entitled to practice or engage in his or her profession or vocation in the state shall be kept in good standing by the applicable such administrative board or program, without registering, paying dues or fees, or performing any other act on his or her part to be performed, as long as he or she is a member of the Armed Forces of the United States on active duty and for a period of 2 years ~~6 months~~ after discharge from active duty as a member of the Armed Forces of the United States, if he or she is not engaged in his or her licensed profession or vocation in the private sector for profit.

(2) A spouse of a member of the Armed Services of the United States who is married to a member during a period of active duty, or a surviving spouse of a member who at the time of death was serving on active duty, ~~The boards listed in s. 20.165 shall adopt rules that exempt the spouse of a member of the Armed Forces of the United States who is in good standing with any of the boards or programs listed in s. 20.165 shall be kept in good standing by the applicable board or program as described in subsection (1) and shall be exempt from licensure renewal provisions, but only in cases of his or her absence from~~

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59 the state because of his or her spouse's duties with the Armed
60 Forces.

61 (3) (a) The department ~~shall~~ may issue a ~~temporary~~
62 professional license to an applicant who is or was the spouse of
63 an active duty member of the Armed Forces of the United States,
64 or who is a spouse or surviving spouse of such member, upon
65 application if the spouse applies to the department in a the
66 format prescribed by the department. An application must include
67 proof that:

68 1. The applicant is or was an active duty member of the
69 Armed Forces of the United States or is married to a member of
70 the Armed Forces of the United States and was married to the
71 member during any period of who is on active duty or was married
72 to such a member who at the time of the member's death was
73 serving on active duty.

74 2. The applicant holds a valid license for the profession
75 issued by another state, the District of Columbia, any
76 possession or territory of the United States, or any foreign
77 jurisdiction.

78 3. The applicant, when required by the specific practice
79 act, has complied with insurance or bonding requirements ~~The~~
80 ~~applicant's spouse is assigned to a duty station in this state~~
81 ~~and that the applicant is also assigned to a duty station in~~
82 ~~this state pursuant to the member's official active duty~~
83 ~~military orders.~~

84 4.a. A complete set of the applicant's fingerprints is
85 submitted to the Department of Law Enforcement for a statewide
86 criminal history check.

87 b. The Department of Law Enforcement shall forward the

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20171272c1

88 fingerprints submitted pursuant to sub-subparagraph a. to the
89 Federal Bureau of Investigation for a national criminal history
90 check. The department shall, and the board may, review the
91 results of the criminal history checks according to the level 2
92 screening standards in s. 435.04 and determine whether the
93 applicant meets the licensure requirements. The costs of
94 fingerprint processing shall be borne by the applicant. If the
95 applicant's fingerprints are submitted through an authorized
96 agency or vendor, the agency or vendor shall collect the
97 required processing fees and remit the fees to the Department of
98 Law Enforcement.

99 (b) The department shall waive the applicant's initial
100 licensure application fee ~~An application must be accompanied by~~
101 ~~an application fee prescribed by the department that is~~
102 ~~sufficient to cover the cost of issuance of the temporary~~
103 ~~license.~~

104 (c) An applicant who is issued a license under this section
105 may renew such license upon completion of the conditions for
106 renewal required of licenseholders under the applicable practice
107 act, including, without limitation, continuing education
108 requirements. This paragraph does not limit waiver of initial
109 licensure requirements under this subsection ~~A temporary license~~
110 ~~expires 6 months after the date of issuance and is not~~
111 ~~renewable.~~

112 Section 3. Subsection (7) is added to section 455.219,
113 Florida Statutes, to read:

114 455.219 Fees; receipts; disposition; periodic management
115 reports.—

116 (7) (a) The department, or a board thereunder, shall waive

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117 the initial licensing fee for a member of the Armed Services of
 118 the United States that has served on active duty, the spouse of
 119 a member of the Armed Services of the United States who was
 120 married to the member during a period of active duty, the
 121 surviving spouse of a member of the Armed Services of the United
 122 States who at the time of death was serving on active duty, or a
 123 low-income individual upon application by the individual in a
 124 format prescribed by the department. The application format must
 125 include the applicant's signature, under penalty of perjury, and
 126 supporting documentation as required by the department. For
 127 purposes of this subsection, the term "low-income individual"
 128 means a person whose household income, before taxes, is at or
 129 below 130 percent of the federal poverty guidelines prescribed
 130 for the family's household size by the United States Department
 131 of Health and Human Services, proof of which may be shown
 132 through enrollment in a state or federal public assistance
 133 program that requires participants to be at or below 130 percent
 134 of the federal poverty guidelines to qualify.

135 (b) The department, or a board thereunder, shall process an
 136 application for a fee waiver within 30 days after receiving it
 137 from the applicant.

138 (c) The department shall adopt rules necessary to implement
 139 the provisions of this subsection.

140 Section 4. For the 2017-2018 fiscal year, the nonrecurring
 141 sum of \$31,000 from the Administrative Trust Fund is
 142 appropriated to the Department of Business and Professional
 143 Regulation for costs associated with technology infrastructure
 144 and licensing modifications needed for the purposes of
 145 implementing this act.

Page 5 of 6

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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146 Section 5. This act shall take effect July 1, 2017.

Page 6 of 6

CODING: Words ~~stricken~~ are deletions; words underlined are additions.



The Florida Senate

Committee Agenda Request

To: Senator Audrey Gibson,
Committee on Military and
Veterans Affairs, Space, and
Domestic Security

Subject: Committee Agenda Request

Date: March 28th, 2017

I respectfully request that **Senate Bill #1272**, relating to **Professional Regulation** be placed on the:

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

A handwritten signature in black ink, appearing to read "Jeff Brandes", written over a horizontal line.

Senator Jeff Brandes
Florida Senate, District 24

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 Committee on Military and Veterans Affairs, Space, and Domestic Security

BILL: CS/SB 1374

INTRODUCER: Military and Veterans Affairs, Space, and Domestic Security Committee and Senator Perry and others

SUBJECT: Transportation

DATE: April 4, 2017

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Sanders	Ryon	MS	Fav/CS
2.			ATD	
3.			AP	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 1374 directs the Department of Transportation to erect appropriate signage commemorating specified conflicts involving the United States Armed Forces along portions of the Veterans Expressway in Hillsborough and Hernando counties.

The bill also directs the Department of Highway Safety and Motor Vehicles (DHMSV) to:

- Develop an Ethical Ecotourism specialty license plate and collect a \$25 fee upon purchase of such plate;
- Develop two license plates for recipients of the Bronze Star Medal and the Bronze Star Medal with a “V” device to purchase; and
- Redesign the Ex-POW license plate to include the words “Ex-POW” and a likeness of the Prisoner of War Medal.

II. Present Situation:

Designation of Transportation Facilities and Highways

Legislative Designation of Transportation Facilities

Section 334.071, F.S., provides that legislative designations of transportation facilities are for honorary or memorial purposes, or to distinguish a particular facility. Such designations are not to be construed as requiring any action by local governments or private parties regarding the

changing of any street signs, mailing addresses, or 911 emergency telephone number system listings, unless the legislation specifically provides for such changes.¹

When the Legislature establishes road or bridge designations, the Florida Department of Transportation (FDOT) is required to place markers only at the termini specified for each highway segment or bridge designated by the law creating the designation, and to erect any other markers it deems appropriate for the transportation facility.²

The FDOT may not erect the markers for honorary road or bridge designations unless the affected city or county commission enacts a resolution supporting the designation. When the designated road or bridge segment is located in more than one city or county, resolutions supporting the designations must be passed by each affected local government prior to the erection of the markers.³

Blue Star Memorial Highway Designation

Section 335.091, F.S., authorizes the head of the FDOT, in cooperation with the Florida Federation of Garden Clubs, Inc. (Federation), to designate certain roads as Blue Star Memorial highways in honor of those individuals who have served or are serving in the Armed Forces of the United States.

The Federation is directed to submit to the FDOT routes on certain roads in the state for designation as Blue Star Memorial highways.⁴ Upon designation of a route, any member of the Federation may, with the advice, cooperation, and approval of the FDOT, erect suitable markers and beautify such memorial highway.⁵ The FDOT must then file with the Department of State a record of such roads designated as Blue Star Memorial highways.⁶

Scenic Highway Designation

The FDOT may, after consultation with other state agencies and local governments, designate public roads as scenic highways.⁷ Public roads designated as scenic highways are intended to preserve, maintain, and protect a part of Florida's cultural, historical, and scenic routes for vehicular, bicycle, and pedestrian travel.⁸

The FDOT may by rule adopt appropriate criteria for the designation of scenic highways and may specify appropriate planning and design standards including corridor management plans on such scenic highways.⁹ The designation of scenic highways and the criteria adopted by the FDOT are not intended to affect or limit existing or customary uses in commercial or industrial areas that are adjacent to designated scenic highways nor is designation intended to limit the

¹ Section 334.071(1), F.S.

² Section 334.071(2), F.S.

³ Section 334.071(3), F.S.

⁴ Section 335.091(2), F.S.

⁵ Id.

⁶ Section 335.091(3), F.S.

⁷ Section 335.093(1), F.S.

⁸ Id.

⁹ Section 335.093(2), F.S.

ability of local government entities to control or limit land uses in commercial or industrial areas within their jurisdictions.¹⁰

License Plates

Current law provides for several types of license plates. In addition to plates issued for governmental or business purposes, the Florida Department of Highway Safety and Motor Vehicles (DHSMV) offers four basic types of plates to the general public:

- Standard plates;
- Specialty license plates;
- Personalized prestige license plates; and
- Special use license plates.

Specialty License Plates

Presently, there are over 120 specialty license plates available for purchase. Specialty license plates are available to an owner or lessee of a motor vehicle who is willing to pay an annual use fee, ranging from \$15 to \$25, paid in addition to required license taxes and service fees.¹¹ The annual use fees are distributed to an organization or organizations in support of a particular cause or charity signified in the plate's design and designated in statute.¹²

In order to establish a specialty license plate, the plate must first be adopted into statute. Upon becoming law:

- Within 60 days, the organization must submit an art design for the plate, in a medium prescribed by the DHSMV;
- Within 120 days, the DHSMV must establish a method to issue pre-sale vouchers for the approved specialty license plate; and
- Within 24 months after the pre-sale vouchers are established, the organization must obtain a minimum of 1,000 voucher sales before manufacturing may begin.

If, at the end of the 24-month pre-sale period, the minimum sales requirement has not been met, the DHSMV will de-authorize the specialty plate, discontinue development, and discontinue issuance of the pre-sale voucher. Upon deauthorization of the plate, a purchaser of a presale voucher may use the annual use fee as a credit towards any other specialty license plate or apply for a refund with the DHSMV.¹³

The annual use fees collected by an organization and any interest earned from the fees may be expended only for use in this state unless the annual use fee is derived from the sale of specified United States Armed Forces and veterans-related specialty plates.¹⁴ Additionally, the fees may not be used for the purpose of marketing to, lobbying, entertaining, or rewarding a member or employee of the Legislature.¹⁵

¹⁰ Section 335.093(3), F.S.

¹¹ Section 320.08056, F.S.

¹² Section 320.08058, F.S.

¹³ Section 320.08053(2)(b), F.S.

¹⁴ Section 320.08056(10)(a), F.S.

¹⁵ Section 320.08056(11), F.S.

The DHSMV retains sufficient annual use fees, from the sale of the specialty license plates, to defray its costs for inventory, distribution, and other direct costs associated with the specialty license plate program. The remainder of the proceeds collected are distributed as provided by law.¹⁶

Ecotourism

The International Ecotourism Society defines “ecotourism” as responsible travel to natural areas that conserves the environment and improves the well-being of local people.¹⁷ The Florida Society for Ethical Ecotourism (Florida SEE) was created in 1998 to establish and maintain a professional code of ecotourism ethics in order to encourage an awareness and stewardship of Florida's natural heritage.¹⁸ As part of their operations, Florida SEE operates a certification program that recognizes ecotourism guides who contribute to the environmental, social and economic sustainability of Florida.¹⁹ Certified Florida SEE Ecotour Providers are recognized as preferred service providers who are committed to using best practices for ecological sustainability, natural area management, and quality ecotourism experience.

Paddle Florida, Inc., is a non-profit corporation that offers paddling events in each of Florida's five water management districts and is recognized by Florida SEE as one of its certified Ecotour Providers.²⁰ Paddle Florida partners with local outfitters that provide canoes, kayaks and gear for trips that last from 30 miles to more than 70 miles.²¹ The organization also provides Florida-based entertainment and educational programming and staff who scout waterways in advance to ensure safe tours.²²

Special License Plates

Certain members of the general public may be eligible to apply for special use license plates if they are able to document their eligibility pursuant to various sections of ch. 320, F.S. Special use license plates primarily include special military license plates as well as plates for the disabled.

Currently, there are 21 special military license plates authorized in s. 320.089, F.S., available to military service members or veterans.²³ Special military license plates authorized under s. 320.089, F.S., are stamped with words consistent with the type of special plate issued. For

¹⁶ Section 320.08056(7), F.S.

¹⁷ Florida SEE, *Ecotourism*, available at <http://www.floridasee.org/ecotourism.php> (last visited March 30, 2017).

¹⁸ Florida SEE, *About Florida SEE*, available at http://www.floridasee.org/about_florida_see.php (last visited March 30, 2017).

¹⁹ Florida SEE, *Certification, Overview and Eligibility*, available at <http://www.floridasee.org/certification.php> (last visited March 30, 2017).

²⁰ Florida SEE, *Paddle Florida*, available at http://www.floridasee.org/paddle_florida.php (last visited March 30, 2017).

²¹ *Id.*

²² *Id.*

²³ The 21 military special plates currently offered in s. 320.089, F.S., include plates available for the following types of service: Veteran or Woman Veteran of the U.S. Armed Forces, World War II, Korean War, or Vietnam War Veteran, Navy Submariner, Active or retired National Guard member or U.S. Reservists, Pearl Harbor survivor, recipient of the Combat Infantry Badge, Combat Medical Badge, Combat Action Badge, Combat Action Ribbon, Air Force Combat Action Medal, Distinguished Flying Cross, or Purple Heart, former Prisoner of War, and service members or veterans of Operation Desert Shield, Desert Storm, Enduring Freedom, and Iraqi Freedom.

example, a special plate issued to a current or former member of the Florida National Guard is stamped with the words “National Guard.” Additionally, a likeness of the related campaign medal or badge appears on the plate.²⁴

Applicants for special military license plates under s. 320.089, F.S., are required to pay the annual license tax in s. 320.08, F.S., with the exception of certain disabled veterans who qualify for the Pearl Harbor, Purple Heart, or Prisoner of War plate, to whom such plates are issued at no cost.²⁵ With the exception of Woman Veteran plates, the first \$100,000 of revenue generated annually from the sale of special use military plates is deposited into the Grants and Donations Trust Fund under the Veterans’ Nursing Homes of Florida Act, as described in s. 296.38(2), F.S. Additional revenue is deposited into the State Homes for Veterans Trust Fund and used to construct, operate, and maintain domiciliary and nursing homes for veterans.²⁶

Bronze Star Medal

The Bronze Star Medal was established on February 4, 1944, to recognize those who served after December 6, 1941, in any capacity in or with the Armed Forces of the United States or a friendly foreign nation.²⁷ The Bronze Star Medal is awarded to a person who distinguished himself or herself by heroic or meritorious service, not involving participation in aerial flight, in connection with military operations against an armed enemy; or while engaged in military operations involving conflict with an opposing armed force in which the United States is not a belligerent party.²⁸ When the Bronze Star Medal is awarded for valor, the “V” device²⁹ is authorized.

Recipients of the Bronze Star Medal must have been receiving imminent danger pay while serving in a geographic area authorized for special pay or as a result of those events.³⁰ In order of precedence, the Department of Defense (DoD) places the Bronze Star Medal seventh amongst DoD wide military decorations and awards following the Distinguished Flying Cross and preceding the Purple Heart.³¹ Since its inception, the Bronze Star Medal has been awarded to over 1.3 million recipients.³² Of those recipients, more than 176,000 were awarded the Bronze Star Medal with a “V” device for valor.³³

²⁴ For plate samples, see Department of Highway Safety and Motor Vehicles, *Military License Plates*, available at <http://www.flhsmv.gov/specialtytags/miltags.html> (last visited March 16, 2017).

²⁵ Section 320.089(1)(c) and (2)(a), F.S.

²⁶ Section 320.089(1)(b), F.S.

²⁷ Department of the Army, *Military Awards, Army Regulation 600-8-22*, 42 (Dec. 11, 2006), available at http://www.apd.army.mil/pdf/AR600_8_22.pdf (last visited March 20, 2017).

²⁸ *Id.*

²⁹ The “V” device is a bronze block letter worn to denote participation in acts of heroism involving conflict with an armed enemy. *Supra* note 4 at 75.

³⁰ 10 U.S.C. 1133.

³¹ Department of Defense, *DoD Manual 1348.33, Vol. 3* (December 21, 2016).

³² U.S. Army Human Resources Command, *Awards and Decorations Statistics by Conflict* (Dec. 31, 2016), available at <https://www.hrc.army.mil/content/Awards%20and%20Decorations%20Statistics%20by%20Conflict> (last visited March 28, 2017).

³³ *Id.*

III. Effect of Proposed Changes:

Department of Transportation Roadway Signage

The bill directs the Florida Department of Transportation to erect appropriate signage along the portion of S.R. 589/Veterans Expressway between S.R. 60 in Hillsborough County and U.S. 98 in Hernando County commemorating the following conflicts involving the United States Armed Forces:

- World War I;
- World War II;
- The Korean War;
- The Vietnam War;
- Operation Desert Shield;
- Operation Desert Storm;
- Operation Enduring Freedom; and
- Operation Iraqi Freedom.

Specialty License Plate

The bill amends ss. 320.08056 and 320.08058, F.S., to require the Department of Highway Safety and Motor Vehicles (DHSMV) to create an Ethical Ecotourism specialty license plate. The plate has an annual use fee of \$25. The word “Florida” must appear at the top of the license plate, and words approved by the DHSMV must appear at the bottom. These provisions takes effect October 1, 2017.

Proceeds from the sale of the plate will be distributed equally between the Florida Society for Ethical Ecotourism and Paddle Florida, Inc. The Florida Society for Ethical Ecotourism must use its share of the proceeds to provide environmental education and awareness that encourages behaviors that contribute to the sustainability of Florida’s natural ecosystems and resources. Paddle Florida, Inc. must use its share of the proceeds to raise awareness about water conservation, wildlife preservation, restoration of springs, and protection of waterways in this state. The organizations may use up to 10 percent of the proceeds for administrative costs and to market the plate.

Special Military License Plates

The bill amends s. 320.089, F.S., to direct the DHSMV to create two special license plates for recipients of the Bronze Star Medal and recipients of the Bronze Star Medal with the “V” device for valor. One plate will be stamped with the words “Bronze Star” and a likeness of the Bronze Star Medal followed by the serial number of the license plate. The other plate will be stamped with the words “Bronze Star” and a likeness of the Bronze Star Medal with the “V” device emblem followed by the serial number of the license plate.

To receive one of the Bronze Star special license plates the individual must submit an application for the plate to the DHSMV, provide proof that he or she is a Bronze Star Medal or Bronze Star Medal with the “V” device recipient, and pay the appropriate license tax as provided in s. 320.08,

F.S. Revenue generated from the sale of the Bronze Star plates will be deposited in the Grants and Donations Trust Fund and the State Homes for Veterans Trust Fund.

The bill also makes changes throughout s. 320.089, F.S., to provide clarity, and to specify that the special military license plate for former prisoners of war must also include a likeness of the Prisoner of War Medal. Currently, the license plate must only be stamped with the words "Ex-POW."

The bill takes effect on July 1, 2017, with the exception of the specialty license plate provisions, which take effect on October 1, 2017.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Individuals who choose to obtain the Ethical Ecotourism license plate must remit a fee of \$25 in addition to the tax and fees levied upon the issuance of a standard license plate.

Bronze Star recipients who choose to obtain one of the Bronze Star Medal license plates will pay the same tax and fee as if he or she were issued a standard license plate.

C. Government Sector Impact:

Section 1 of the bill directs the Department of Transportation (FDOT) to erect appropriate signage along the Veterans Expressway in Hillsborough and Hernando counties commemorating specified conflicts involving the U.S. Armed Forces. Information on the cost for the FDOT to erect such signage is not available at this time.

Section 3 of the bill requires DHSMV to develop an Ethical Ecotourism license plate. The DHSMV will incur initial programming costs to create the plate. The DHSMV is

authorized to retain revenues from the first proceeds of the Ethical Ecotourism specialty license plate to defray departmental expenditures related to the plate.³⁴

Section 4 of the bill requires DHSMV to develop two Bronze Star Medal license plates. The DHSMV will incur initial programming and production costs to create the plates. The DHSMV estimates that 210 hours will be required for programming and implementation at an estimated cost of \$7,410 in FTE resources.³⁵

This section may have a positive impact on the Grants and Donations Trust Fund and the State Homes for Veterans Trust Fund from sales of the new special license plate.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

The bill creates an unnumbered section of Florida law.

This bill substantially amends the following sections of the Florida Statutes: 320.08056, 320.08058, and 320.089.

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 Military and Veterans Affairs, Space, and Domestic Security on April 3, 2017:

The CS:

- Removes language directing the DHSMV to develop an Auburn University license plate;
- Removes language regarding the discontinuation of specialty license plates;
- Removes language regarding Woman Veteran license plate revenue;
- Specifies the activities that may be funded from the proceeds of the Ethical Ecotourism license plate;
- Provides technical changes throughout s. 320.089, F.S., to provide clarity; and
- Directs the DHSMV to develop a second special military license plate for recipients of the Bronze Star Medal with the “V” device for valor.

³⁴ Section 320.08056(7), F.S.

³⁵ DHSMV, *SB 1734 Agency Bill Analysis* (March 23, 2017) (on file with the Senate Committee on Military and Veterans Affairs, Space, and Domestic Security).

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.



584236

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/04/2017	.	
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	.	

The Committee on Military and Veterans Affairs, Space, and Domestic Security (Perry) recommended the following:

Senate Amendment (with title amendment)

Delete lines 44 - 175
and insert:

Section 2. Effective October 1, 2017, paragraph (ffff) is added to subsection (4) of section 320.08056, Florida Statutes, to read:

320.08056 Specialty license plates.—

(4) The following license plate annual use fees shall be collected for the appropriate specialty license plates:



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11 (ffff) Ethical Ecotourism license plate, \$25.

12 Section 3. Effective October 1, 2017, subsection (84) is
13 added to section 320.08058, Florida Statutes, to read:

14 320.08058 Specialty license plates.—

15 (84) ETHICAL ECOTOURISM LICENSE PLATES.—

16 (a) The department shall develop an Ethical Ecotourism
17 license plate as provided in this section and s. 320.08053. The
18 word "Florida" must appear at the top of the plate, and words
19 that are approved by the department must appear at the bottom of
20 the plate.

21 (b) The annual use fees from the sale of the plate shall be
22 distributed equally between the Florida Society for Ethical
23 Ecotourism and Paddle Florida, Inc., each of which may use up to
24 10 percent of the proceeds for administrative costs and
25 marketing of the plate. The balance of the annual use fees shall
26 be used by the Florida Society for Ethical Ecotourism to provide
27 environmental education and awareness that encourages behaviors
28 that contribute to the sustainability of Florida's natural
29 ecosystems and resources and Paddle Florida, Inc., to raise
30 awareness about water conservation, wildlife preservation,
31 restoration of springs, and protection of waterways in this
32 state.

33 Section 4. Section 320.089, Florida Statutes, is amended to
34 read:

35 320.089 Veterans of the United States Armed Forces; members
36 of National Guard; survivors of Pearl Harbor; Purple Heart and
37 Bronze Star medal recipients; active or retired United States
38 Armed Forces reservists; Combat Infantry Badge, Combat Medical
39 Badge, or Combat Action Badge recipients; Combat Action Ribbon



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40 recipients; Air Force Combat Action Medal recipients;
41 Distinguished Flying Cross recipients; former prisoners of war;
42 Korean War Veterans; Vietnam War Veterans; Operation Desert
43 Shield Veterans; Operation Desert Storm Veterans; Operation
44 Enduring Freedom Veterans; Operation Iraqi Freedom Veterans;
45 Women Veterans; World War II Veterans; and Navy Submariners;
46 special license plates; fee.—

47 (1) (a) Each owner or lessee of an automobile or truck for
48 private use or recreational vehicle as specified in s.
49 320.08(9) (c) or (d), which is not used for hire or commercial
50 use, who is a resident of the state and a veteran of the United
51 States Armed Forces, a Woman Veteran, a World War II Veteran, a
52 Navy Submariner, an active or retired member of the Florida
53 National Guard, a survivor of the attack on Pearl Harbor, a
54 recipient of the Purple Heart medal, a recipient of the Bronze
55 Star medal, an active or retired member of any branch of the
56 United States Armed Forces Reserve, or a recipient of the Combat
57 Infantry Badge, Combat Medical Badge, Combat Action Badge,
58 Combat Action Ribbon, Air Force Combat Action Medal, or
59 Distinguished Flying Cross, upon application to the department,
60 accompanied by proof of release or discharge from any branch of
61 the United States Armed Forces, proof of active membership or
62 retired status in the Florida National Guard, proof of
63 membership in the Pearl Harbor Survivors Association or proof of
64 active military duty in Pearl Harbor on December 7, 1941, proof
65 of being a Purple Heart or Bronze Star medal recipient, proof of
66 active or retired membership in any branch of the United States
67 Armed Forces Reserve, or proof of membership in the Combat
68 Infantrymen's Association, Inc., proof of being a recipient of



584236

69 the Combat Infantry Badge, Combat Medical Badge, Combat Action
70 Badge, Combat Action Ribbon, Air Force Combat Action Medal, or
71 Distinguished Flying Cross, and upon payment of the license tax
72 for the vehicle as provided in s. 320.08, shall be issued a
73 license plate as provided by s. 320.06 which, in lieu of the
74 serial numbers prescribed by s. 320.06, is stamped with the
75 words "Veteran," "Woman Veteran," "WWII Veteran," "Navy
76 Submariner," "National Guard," "Pearl Harbor Survivor," "Combat-
77 wounded veteran," "U.S. Reserve," "Combat Infantry Badge,"
78 "Combat Medical Badge," "Combat Action Badge," "Combat Action
79 Ribbon," "Air Force Combat Action Medal," or "Distinguished
80 Flying Cross," as appropriate, and a likeness of the related
81 campaign medal or badge, followed by the serial number of the
82 license plate. Additionally, the Purple Heart plate may have the
83 words "Purple Heart" stamped on the plate and the likeness of
84 the Purple Heart medal appearing on the plate. A recipient of
85 the Bronze Star shall be issued a license plate stamped with the
86 term "Bronze Star" and a likeness of the Bronze Star medal
87 followed by the serial number of the license plate. A Bronze
88 Star combat recipient shall be issued a license plate stamped
89 with the term "Bronze Star" and a likeness of the Bronze Star
90 medal with a "Combat V" emblem followed by the serial number of
91 the license plate.

92 (b) Notwithstanding any other provision of law to the
93 contrary, beginning with fiscal year 2002-2003 and annually
94 thereafter, the first \$100,000 in general revenue generated from
95 the sale of license plates issued under this section shall be
96 deposited into the Grants and Donations Trust Fund, as described
97 in s. 296.38(2), to be used for the purposes established by law



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98 for that trust fund. Any additional general revenue generated
99 from the sale of such plates shall be deposited into the State
100 Homes for Veterans Trust Fund and used solely to construct,
101 operate, and maintain domiciliary and nursing homes for
102 veterans, subject to the requirements of chapter 216.

103 (c) Any revenue generated from the sale of Woman Veteran
104 license plates must be deposited into the Operations and
105 Maintenance Trust Fund administered by the Department of
106 Veterans' Affairs pursuant to s. 20.375(3) and must be used
107 solely for the purpose of creating and implementing programs to
108 benefit women veterans. Notwithstanding any provisions of law to
109 the contrary, an applicant for a Pearl Harbor Survivor license
110 plate or a Purple Heart license plate who also qualifies for a
111 disabled veteran's license plate under s. 320.084 shall be
112 issued the appropriate special license plate without payment of
113 the license tax imposed by s. 320.08.

114
115 ===== T I T L E A M E N D M E N T =====

116 And the title is amended as follows:

117 Delete lines 6 - 21

118 and insert:

119 320.08056, F.S.; establishing an annual use fee for
120 the Ethical Ecotourism license plate; amending s.
121 320.08058, F.S.; directing the Department of Highway
122 Safety and Motor Vehicles to develop the Ethical
123 Ecotourism license plate; providing for distribution
124 and use of fees collected from the sale of the plate;
125 amending s. 320.089, F.S.; creating a special license
126 plate for recipients of the Bronze Star medal;



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127
128

providing parameters for the design of the plate;
providing effective



613948

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/04/2017	.	
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	.	
	.	

The Committee on Military and Veterans Affairs, Space, and Domestic Security (Perry) recommended the following:

Senate Amendment to Amendment (584236) (with title amendment)

Delete lines 35 - 113
and insert:

~~320.089 Veterans of the United States Armed Forces; members of National Guard; survivors of Pearl Harbor; Purple Heart medal recipients; active or retired United States Armed Forces reservists; Combat Infantry Badge, Combat Medical Badge, or Combat Action Badge recipients; Combat Action Ribbon recipients;~~



613948

11 ~~Air Force Combat Action Medal recipients; Distinguished Flying~~
12 ~~Cross recipients; former prisoners of war; Korean War Veterans;~~
13 ~~Vietnam War Veterans; Operation Desert Shield Veterans;~~
14 ~~Operation Desert Storm Veterans; Operation Enduring Freedom~~
15 ~~Veterans; Operation Iraqi Freedom Veterans; Women Veterans;~~
16 ~~World War II Veterans; and Navy Submariners; Special license~~
17 ~~plates for military servicemembers, veterans, and Pearl Harbor~~
18 ~~Survivors; fee.-~~

19 (1) (a) Upon application to the department and payment of
20 the license tax for the vehicle as provided in s. 320.08, a
21 resident of the state who owns or leases ~~Each owner or lessee of~~
22 ~~an automobile or truck for private use or recreational vehicle~~
23 ~~as specified in s. 320.08(9) (c) or (d), which is not used for~~
24 ~~hire or commercial use, shall be issued a license plate pursuant~~
25 ~~to the following if the applicant provides the department with~~
26 ~~proof that he or she meets the qualifications listed in this~~
27 ~~section for the applicable license plate:~~

28 1. A person released or discharged from any branch ~~who is a~~
29 ~~resident of the state and a veteran of the United States Armed~~
30 ~~Forces shall be issued a license plate stamped with the words~~
31 ~~"Veteran" or "Woman Veteran" followed by the serial number of~~
32 ~~the license plate.~~ ~~, a Woman Veteran,~~

33 2. A World War II Veteran shall be issued a license plate
34 stamped with the words "WWII Veteran" followed by the serial
35 number of the license plate.

36 3. A Navy Submariner shall be issued a license plate
37 stamped with the words "Navy Submariner" followed by the serial
38 number of the license plate.

39 4. An active or retired member of the Florida National



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40 Guard shall be issued a license plate stamped with the words
41 "National Guard" followed by the serial number of the license
42 plate.

43 5. A member of the Pearl Harbor Survivors Association or
44 other person on active military duty in Pearl Harbor on December
45 7, 1941, shall be issued a license plate stamped with the words
46 "Pearl Harbor Survivor" followed by the serial number of the
47 license plate. ~~7 a survivor of the attack on Pearl Harbor,~~

48 6. A recipient of the Purple Heart medal shall be issued a
49 license plate stamped with the words "Combat-wounded Veteran"
50 followed by the serial number of the license plate. The Purple
51 Heart plate may have the words "Purple Heart" stamped on the
52 plate and the likeness of the Purple Heart medal appearing on
53 the plate. ~~7~~

54 7. An active or retired member of any branch of the United
55 States Armed Forces Reserve shall be issued a license plate
56 stamped with the words "U.S. Reserve" followed by the serial
57 number of the license plate.

58 8. A member of the Combat Infantrymen's Association, Inc.,
59 or a recipient of the Combat Infantry Badge, Combat Medical
60 Badge, Combat Action Badge, Combat Action Ribbon, or Air Force
61 Combat Action Medal shall be issued a license plate stamped with
62 the words "Combat Infantry Badge," "Combat Medical Badge,"
63 "Combat Action Badge," "Combat Action Ribbon," or "Air Force
64 Combat Action Medal," as appropriate, and a likeness of the
65 related campaign badge, ribbon, or medal followed by the serial
66 number of the license plate.

67 9. A recipient of the, ~~or~~ Distinguished Flying Cross shall
68 be issued a license plate stamped with the words "Distinguished



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69 Flying Cross" and a likeness of the Distinguished Flying Cross
70 followed by the serial number of the license plate.

71 10. A recipient of the Bronze Star shall be issued a
72 license plate stamped with the term "Bronze Star" and a likeness
73 of the Bronze Star Medal followed by the serial number of the
74 license plate. A recipient of the Bronze Star with the "V"
75 device shall be issued a license plate stamped with the words
76 "Bronze Star" and a likeness of the Bronze Star Medal with the
77 "V" device emblem followed by the serial number of the license
78 plate, upon application to the department, accompanied by proof
79 of release or discharge from any branch of the United States
80 Armed Forces, proof of active membership or retired status in
81 the Florida National Guard, proof of membership in the Pearl
82 Harbor Survivors Association or proof of active military duty in
83 Pearl Harbor on December 7, 1941, proof of being a Purple Heart
84 medal recipient, proof of active or retired membership in any
85 branch of the United States Armed Forces Reserve, or proof of
86 membership in the Combat Infantrymen's Association, Inc., proof
87 of being a recipient of the Combat Infantry Badge, Combat
88 Medical Badge, Combat Action Badge, Combat Action Ribbon, Air
89 Force Combat Action Medal, or Distinguished Flying Cross, and
90 upon payment of the license tax for the vehicle as provided in
91 s. 320.08, shall be issued a license plate as provided by s.
92 320.06 which, in lieu of the serial numbers prescribed by s.
93 320.06, is stamped with the words "Veteran," "Woman Veteran,"
94 "WWII Veteran," "Navy Submariner," "National Guard," "Pearl
95 Harbor Survivor," "Combat-wounded veteran," "U.S. Reserve,"
96 "Combat Infantry Badge," "Combat Medical Badge," "Combat Action
97 Badge," "Combat Action Ribbon," "Air Force Combat Action Medal,"



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98 ~~or "Distinguished Flying Cross," as appropriate, and a likeness~~
99 ~~of the related campaign medal or badge, followed by the serial~~
100 ~~number of the license plate. Additionally, the Purple Heart~~
101 ~~plate may have the words "Purple Heart" stamped on the plate and~~
102 ~~the likeness of the Purple Heart medal appearing on the plate.~~

103 (b) Notwithstanding any ~~other provision of~~ law to the
104 contrary, ~~beginning with fiscal year 2002-2003 and annually~~
105 ~~thereafter~~, the first \$100,000 in general revenue generated from
106 the sale of license plates issued under this section shall be
107 deposited into the Grants and Donations Trust Fund, as described
108 in s. 296.38(2), to be used for the purposes established by law
109 for that trust fund. Any additional general revenue generated
110 from the sale of such plates shall be deposited into the State
111 Homes for Veterans Trust Fund and used solely to construct,
112 operate, and maintain domiciliary and nursing homes for
113 veterans, subject to the requirements of chapter 216.

114 (c) Any revenue generated from the sale of Woman Veteran
115 license plates must be deposited into the Operations and
116 Maintenance Trust Fund administered by the Department of
117 Veterans' Affairs pursuant to s. 20.375(3) and must be used
118 solely for the purpose of creating and implementing programs to
119 benefit women veterans.

120 (d) Notwithstanding any ~~provisions of~~ law to the contrary,
121 an applicant for a Pearl Harbor Survivor license plate or a
122 Purple Heart license plate who also qualifies for a disabled
123 veteran's license plate under s. 320.084 shall be issued the
124 appropriate special license plate without payment of the license
125 tax imposed by s. 320.08.

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127 ===== T I T L E A M E N D M E N T =====

128 And the title is amended as follows:

129 Between lines 127 and 128

130 insert:

131 making technical changes;

By Senator Perry

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A bill to be entitled

An act relating to transportation; directing the Department of Transportation to erect signage in specified counties to commemorate certain conflicts involving the United States Armed Forces; amending s. 320.08056, F.S.; establishing annual use fees for certain specialty license plates; revising conditions for discontinuing issuance of a specialty license plate; providing exceptions; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop certain specialty license plates; providing for distribution and use of fees collected from the sale of the plates; amending s. 320.089, F.S.; creating a special license plate for recipients of the Bronze Star medal; requiring any revenue generated from the sale of Woman Veteran license plates to be deposited into the Grants and Donations Trust Fund instead of the Operations and Maintenance Trust Fund; conforming a cross-reference; authorizing the likeness of the Prisoner of War Medal to be on the Ex-POW license plate; providing effective dates.

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

Section 1. United States Armed Forces commemoration; Department of Transportation to erect appropriate signage.-

(1) The Department of Transportation is directed to erect appropriate signage as described in subsection (2), at intervals

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determined by the department, along that portion of S.R. 589/Veterans Expressway between S.R. 60 in Hillsborough County and U.S. 98 in Hernando County.

(2) The department shall erect an appropriate sign to commemorate each of the following conflicts involving the United States Armed Forces:

(a) World War I.

(b) World War II.

(c) The Korean War.

(d) The Vietnam War.

(e) Operation Desert Shield.

(f) Operation Desert Storm.

(g) Operation Enduring Freedom.

(h) Operation Iraqi Freedom.

Section 2. Effective October 1, 2017, paragraphs (ffff) and (gggg) are added to subsection (4) of section 320.08056, Florida Statutes, to read:

320.08056 Specialty license plates.-

(4) The following license plate annual use fees shall be collected for the appropriate specialty license plates:

(ffff) Auburn University license plate, \$25.

(gggg) Ethical Ecotourism license plate, \$25.

Section 3. Effective July 1, 2019, paragraph (a) of subsection (8) of section 320.08056, Florida Statutes, is amended to read:

320.08056 Specialty license plates.-

(8) (a) The department must discontinue the issuance of an approved specialty license plate if the revenue generated from the sale of the number of valid specialty plate registrations

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59 falls below the actual cost the department incurs to maintain
 60 that plate in circulation ~~1,000 plates~~ for at least 12
 61 consecutive months. A warning letter shall be mailed to the
 62 sponsoring organization following the first month in which the
 63 revenue generated from the sale of the ~~total number of valid~~
 64 specialty plate registrations is below the actual cost the
 65 department incurs to maintain that plate in circulation for at
 66 least 12 consecutive months ~~1,000 plates~~. This paragraph does
 67 not apply to collegiate license plates established under s.
 68 320.08058(3) or specialty license plates the purchase of which
 69 is limited by statutory eligibility requirements.

70 Section 4. Effective October 1, 2017, subsections (84) and
 71 (85) are added to section 320.08058, Florida Statutes, to read:
 72 320.08058 Specialty license plates.—
 73 (84) AUBURN UNIVERSITY LICENSE PLATES.—
 74 (a) Notwithstanding s. 320.08053, the department shall
 75 develop an Auburn University license plate as provided in this
 76 subsection. Auburn University license plates must bear the
 77 colors and design approved by the department. The word "Florida"
 78 must appear at the top of the plate, and the words "Auburn
 79 Tigers" or "War Eagles" must appear at the bottom of the plate.
 80 (b) The department shall retain all annual use fees from
 81 the sale of the plate until all startup costs for developing and
 82 issuing the plate have been recovered. Thereafter, the annual
 83 use fees from sale of the plate shall be remitted to the
 84 Department of Revenue for deposit into the Educational
 85 Enhancement Trust Fund and distributed by the Department of
 86 Education as scholarships to Florida residents attending Auburn
 87 University. Students receiving such scholarship funds shall use

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88 the funds to pay tuition and other expenses related to attending
 89 Auburn University.
 90 (85) ETHICAL ECOTOURISM LICENSE PLATES.—
 91 (a) The department shall develop an Ethical Ecotourism
 92 license plate as provided in this section and s. 320.08053. The
 93 word "Florida" must appear at the top of the plate, and words
 94 that are approved by the department must appear at the bottom of
 95 the plate.
 96 (b) The annual use fees from the sale of the plate shall be
 97 distributed equally between the Florida Society for Ethical
 98 Ecotourism and Paddle Florida, Inc., which may use up to 10
 99 percent of the proceeds for administrative costs and marketing
 100 of the plate.

101 Section 5. Section 320.089, Florida Statutes, is amended to
 102 read:
 103 320.089 Veterans of the United States Armed Forces; members
 104 of National Guard; survivors of Pearl Harbor; Purple Heart and
 105 Bronze Star medal recipients; active or retired United States
 106 Armed Forces reservists; Combat Infantry Badge, Combat Medical
 107 Badge, or Combat Action Badge recipients; Combat Action Ribbon
 108 recipients; Air Force Combat Action Medal recipients;
 109 Distinguished Flying Cross recipients; former prisoners of war;
 110 Korean War Veterans; Vietnam War Veterans; Operation Desert
 111 Shield Veterans; Operation Desert Storm Veterans; Operation
 112 Enduring Freedom Veterans; Operation Iraqi Freedom Veterans;
 113 Women Veterans; World War II Veterans; and Navy Submariners;
 114 special license plates; fee.—
 115 (1) (a) Each owner or lessee of an automobile or truck for
 116 private use or recreational vehicle as specified in s.

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117 320.08(9)(c) or (d), which is not used for hire or commercial
 118 use, who is a resident of the state and a veteran of the United
 119 States Armed Forces, a Woman Veteran, a World War II Veteran, a
 120 Navy Submariner, an active or retired member of the Florida
 121 National Guard, a survivor of the attack on Pearl Harbor, a
 122 recipient of the Purple Heart medal, a recipient of the Bronze
 123 Star medal, an active or retired member of any branch of the
 124 United States Armed Forces Reserve, or a recipient of the Combat
 125 Infantry Badge, Combat Medical Badge, Combat Action Badge,
 126 Combat Action Ribbon, Air Force Combat Action Medal, or
 127 Distinguished Flying Cross, upon application to the department,
 128 accompanied by proof of release or discharge from any branch of
 129 the United States Armed Forces, proof of active membership or
 130 retired status in the Florida National Guard, proof of
 131 membership in the Pearl Harbor Survivors Association or proof of
 132 active military duty in Pearl Harbor on December 7, 1941, proof
 133 of being a Purple Heart or Bronze Star medal recipient, proof of
 134 active or retired membership in any branch of the United States
 135 Armed Forces Reserve, or proof of membership in the Combat
 136 Infantrymen's Association, Inc., proof of being a recipient of
 137 the Combat Infantry Badge, Combat Medical Badge, Combat Action
 138 Badge, Combat Action Ribbon, Air Force Combat Action Medal, or
 139 Distinguished Flying Cross, and upon payment of the license tax
 140 for the vehicle as provided in s. 320.08, shall be issued a
 141 license plate as provided by s. 320.06 which, in lieu of the
 142 serial numbers prescribed by s. 320.06, is stamped with the
 143 words "Veteran," "Woman Veteran," "WWII Veteran," "Navy
 144 Submariner," "National Guard," "Pearl Harbor Survivor," "Combat-
 145 wounded veteran," "Bronze Star," "U.S. Reserve," "Combat

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146 Infantry Badge," "Combat Medical Badge," "Combat Action Badge,"
 147 "Combat Action Ribbon," "Air Force Combat Action Medal," or
 148 "Distinguished Flying Cross," as appropriate, and a likeness of
 149 the related campaign medal or badge, followed by the serial
 150 number of the license plate. Additionally, the Purple Heart
 151 plate may have the words "Purple Heart" stamped on the plate and
 152 the likeness of the Purple Heart medal appearing on the plate.

153 (b) Notwithstanding any other provision of law to the
 154 contrary, beginning with fiscal year 2002-2003 and annually
 155 thereafter, the first \$100,000 in general revenue generated from
 156 the sale of license plates issued under this section shall be
 157 deposited into the Grants and Donations Trust Fund, as described
 158 in s. 296.38(2), to be used for the purposes established by law
 159 for that trust fund. Any additional general revenue generated
 160 from the sale of such plates shall be deposited into the State
 161 Homes for Veterans Trust Fund and used solely to construct,
 162 operate, and maintain domiciliary and nursing homes for
 163 veterans, subject to the requirements of chapter 216.

164 (c) Any revenue generated from the sale of Woman Veteran
 165 license plates must be deposited into the Grants and Donations
 166 ~~Operations and Maintenance~~ Trust Fund administered by the
 167 Department of Veterans' Affairs pursuant to s. 20.375(2) ~~or~~
 168 ~~20.375(3)~~ and must be used solely for the purpose of creating
 169 and implementing programs to benefit women veterans.
 170 Notwithstanding any provisions of law to the contrary, an
 171 applicant for a Pearl Harbor Survivor license plate or a Purple
 172 Heart license plate who also qualifies for a disabled veteran's
 173 license plate under s. 320.084 shall be issued the appropriate
 174 special license plate without payment of the license tax imposed

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175 by s. 320.08.

176 (2) Each owner or lessee of an automobile or truck for
 177 private use, a truck weighing not more than 7,999 pounds, or a
 178 recreational vehicle as specified in s. 320.08(9)(c) or (d),
 179 which is not used for hire or commercial use who is a resident
 180 of this state and who is a former prisoner of war, or his or her
 181 unremarried surviving spouse, upon application to the
 182 department, shall be issued a license plate as provided in s.
 183 320.06 which may have the words "Ex-POW", stamped on the plate
 184 and the likeness of the Prisoner of War Medal with the words
 185 ~~"Ex-POW"~~ followed by the serial number. Each application shall
 186 be accompanied by proof that the applicant meets the
 187 qualifications specified in paragraph (a) or paragraph (b).

188 (a) A citizen of the United States who served as a member
 189 of the Armed Forces of the United States or the armed forces of
 190 a nation allied with the United States who was held as a
 191 prisoner of war at such time as the Armed Forces of the United
 192 States were engaged in combat, or his or her unremarried
 193 surviving spouse, may be issued the special license plate
 194 provided for in this subsection without payment of the license
 195 tax imposed by s. 320.08.

196 (b) A person who was serving as a civilian with the consent
 197 of the United States Government, or a person who was a member of
 198 the Armed Forces of the United States while he or she was not a
 199 United States citizen and was held as a prisoner of war when the
 200 Armed Forces of the United States were engaged in combat, or his
 201 or her unremarried surviving spouse, may be issued the special
 202 license plate provided for in this subsection upon payment of
 203 the license tax imposed by s. 320.08.

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204 (3) Each owner or lessee of an automobile or truck for
 205 private use, a truck weighing not more than 7,999 pounds, or a
 206 recreational vehicle as specified in s. 320.08(9)(c) or (d),
 207 which is not used for hire or commercial use who is a resident
 208 of this state and who is the unremarried surviving spouse of a
 209 recipient of the Purple Heart medal, upon application to the
 210 department accompanied by the payment of the required fees,
 211 shall be issued a license plate as provided in s. 320.06 which
 212 is stamped with the words "Purple Heart" and the likeness of the
 213 Purple Heart medal followed by the serial number. Each
 214 application shall be accompanied by proof that the applicant is
 215 the unremarried surviving spouse of a recipient of the Purple
 216 Heart medal.

217 (4) The owner or lessee of an automobile or truck for
 218 private use, a truck weighing not more than 7,999 pounds, or a
 219 recreational vehicle as specified in s. 320.08(9)(c) or (d)
 220 which is not used for hire or commercial use who is a resident
 221 of this state and a current or former member of the United
 222 States Armed Forces who was deployed and served in Korea during
 223 the Korean War as defined in s. 1.01(14), upon application to
 224 the department accompanied by proof of active membership or
 225 former active duty status during the Korean War and payment of
 226 the license tax for the vehicle as provided in s. 320.08, shall
 227 be issued a license plate as provided by s. 320.06 which, in
 228 lieu of the registration license number prescribed by s. 320.06,
 229 is stamped with the words "Korean War Veteran" and a likeness of
 230 the Korean Service Medal, followed by the registration license
 231 number of the plate. Proof that the applicant was awarded the
 232 Korean Service Medal is sufficient to establish eligibility for

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233 the license plate.

234 (5) The owner or lessee of an automobile or truck for
 235 private use, a truck weighing not more than 7,999 pounds, or a
 236 recreational vehicle as specified in s. 320.08(9)(c) or (d)
 237 which is not used for hire or commercial use who is a resident
 238 of this state and a current or former member of the United
 239 States military who was deployed and served in Vietnam during
 240 United States military deployment in Indochina, upon application
 241 to the department accompanied by proof of active membership or
 242 former active duty status during these operations and payment of
 243 the license tax for the vehicle as provided in s. 320.08, shall
 244 be issued a license plate as provided by s. 320.06 which, in
 245 lieu of the registration license number prescribed by s. 320.06,
 246 is stamped with the words "Vietnam War Veteran" and a likeness
 247 of the Vietnam Service Medal, followed by the registration
 248 license number of the plate. Proof that the applicant was
 249 awarded the Vietnam Service Medal is sufficient to establish
 250 eligibility for the license plate.

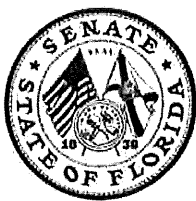
251 (6) The owner or lessee of an automobile or truck for
 252 private use, a truck weighing not more than 7,999 pounds, or a
 253 recreational vehicle as specified in s. 320.08(9)(c) or (d)
 254 which is not used for hire or commercial use who is a resident
 255 of this state and a current or former member of the United
 256 States military who was deployed and served in Saudi Arabia,
 257 Kuwait, or another area of the Persian Gulf during Operation
 258 Desert Shield or Operation Desert Storm; in Afghanistan during
 259 Operation Enduring Freedom; or in Iraq during Operation Iraqi
 260 Freedom, upon application to the department accompanied by proof
 261 of active membership or former active duty status during one of

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262 these operations and payment of the license tax for the vehicle
 263 as provided in s. 320.08, shall be issued a license plate as
 264 provided by s. 320.06 which, in lieu of the registration license
 265 number prescribed by s. 320.06, is stamped with the words
 266 "Operation Desert Shield," "Operation Desert Storm," "Operation
 267 Enduring Freedom," or "Operation Iraqi Freedom," as appropriate,
 268 and a likeness of the related campaign medal followed by the
 269 registration license number of the plate. Proof that the
 270 applicant was awarded the Southwest Asia Service Medal, Iraq
 271 Campaign Medal, Afghanistan Campaign Medal, or Global War on
 272 Terrorism Expeditionary Medal is sufficient to establish
 273 eligibility for the appropriate license plate.

274 Section 6. Except as otherwise expressly provided in this
 275 act, this act shall take effect July 1, 2017.



The Florida Senate

Committee Agenda Request

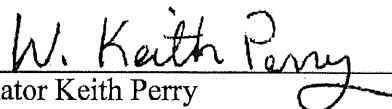
To: Senator Audrey Gibson, Chair
Committee on Military and Veterans Affairs, Space, and Domestic Security

Subject: Committee Agenda Request

Date: March 14, 2017

I respectfully request that **Senate Bill #1374**, relating to Transportation, be placed on the:

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



Senator Keith Perry
Florida Senate, District 8

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 Committee on Military and Veterans Affairs, Space, and Domestic Security

BILL: CS/SB 1734

INTRODUCER: Military and Veterans Affairs, Space, and Domestic Security Committee and Senator Rouson

SUBJECT: Special License Plates

DATE: April 4, 2017

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Sanders</u>	<u>Ryon</u>	<u>MS</u>	<u>Fav/CS</u>
2.	<u> </u>	<u> </u>	<u>ATD</u>	<u> </u>
3.	<u> </u>	<u> </u>	<u>AP</u>	<u> </u>

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 1734 creates two special military license plates for recipients of the Bronze Star Medal and recipients of Bronze Star Medal with a “V” device for valor.

Revenue generated from the sale of this license plate will be deposited into the Grants and Donations Trust Fund and the State Homes for Veterans Trust Fund.

II. Present Situation:

Current law provides for several types of license plates. In addition to plates issued for governmental or business purposes, the Florida Department of Highway Safety and Motor Vehicles (DHSMV) offers four basic types of plates to the general public:

- Standard plates;
- Specialty license plates;
- Personalized prestige license plates; and
- Special use license plates.

Certain members of the general public may be eligible to apply for special use license plates if they are able to document their eligibility pursuant to various sections of ch. 320, F.S. Special use license plates primarily include special military license plates as well as plates for the disabled.

Currently, there are 21 special military license plates authorized in s. 320.089, F.S., available to military service members or veterans for the following types of service:

- Veteran of the United States Armed Forces;
- Active or retired member of the Florida National Guard;
- Survivor of the attack on Pearl Harbor;
- Recipient of the Purple Heart Medal;
- Active or retired member of any branch of the United States Armed Forces Reserve;
- Recipient of the Combat Infantry Badge;
- Recipient of the Combat Medical Badge;
- Recipient of the Combat Action Badge;
- Recipient of the Combat Action Ribbon;
- Recipient of the Air Force Combat Medal;
- Recipient of the Distinguished Flying Cross;
- Former Prisoner of War;
- Veteran of the Korean War;
- Veteran of the Vietnam War;
- Service member or veteran of Operation Desert Shield;
- Service member or veteran of Operation Desert Storm;
- Service member or veteran of Operation Enduring Freedom;
- Service member or veteran of Operation Iraqi Freedom;
- Veteran of World War II;
- Navy Submariner; and
- Woman Veteran.

Special military license plates authorized under s. 320.089, F.S., are stamped with words consistent with the type of special plate issued. For example, a special plate issued to a current or former member of the Florida National Guard is stamped with the words “National Guard.” Additionally, a likeness of the related campaign medal or badge appears on the plate.¹

Applicants for special military license plates under s. 320.089, F.S., are required to pay the annual license tax in s. 320.08, F.S., with the exception of certain disabled veterans who qualify for the Pearl Harbor, Purple Heart, or Prisoner of War plate, to whom such plates are issued at no cost.²

With the exception of Woman Veteran plates, the first \$100,000 of the general revenue generated annually from the sale of special use military plates is deposited into the Grants and Donations Trust Fund under the Veterans’ Nursing Homes of Florida Act, as described in s. 296.38(2), F.S. Additional general revenue is deposited into the State Homes for Veterans Trust Fund and used to construct, operate, and maintain domiciliary and nursing homes for veterans.³

¹ For plate samples, see Department of Highway Safety and Motor Vehicles, *Military License Plates*, available at <http://www.flhsmv.gov/specialtytags/miltags.html> (last visited April 4, 2017).

² Section 320.089(1)(c) and (2)(a), F.S.

³ Section 320.089(1)(b), F.S.

Bronze Star Medal

The Bronze Star Medal was established on February 4, 1944, to recognize those who served after December 6, 1941, in any capacity in or with the Armed Forces of the United States or a friendly foreign nation.⁴ The Bronze Star Medal is awarded to a person who distinguished himself or herself by heroic or meritorious service, not involving participation in aerial flight, in connection with military operations against an armed enemy; or while engaged in military operations involving conflict with an opposing armed force in which the United States is not a belligerent party.⁵ When the Bronze Star Medal is awarded for valor, the “V” device⁶ is authorized.

Recipients of the Bronze Star Medal must have been receiving imminent danger pay while serving in a geographic area authorized for special pay or as a result of those events.⁷ In order of precedence, the Department of Defense (DoD) places the Bronze Star Medal seventh amongst DoD wide military decorations and awards following the Distinguished Flying Cross and preceding the Purple Heart.⁸ Since its inception, the Bronze Star Medal has been awarded to over 1.3 million recipients.⁹ Of those recipients, more than 176,000 were awarded the Bronze Star Medal with a “V” device for valor.¹⁰

III. Effect of Proposed Changes:

The bill amends s. 320.089, F.S., to direct the Department of Highway Safety Motor Vehicles (DHSMV) to create two special license plates for recipients of the Bronze Star Medal and recipients of the Bronze Star Medal with the “V” device for valor. One plate will be stamped with the words “Bronze Star” and a likeness of the Bronze Star Medal followed by the serial number of the license plate. The other plate will be stamped with the words “Bronze Star” and a likeness of the Bronze Star medal with the “V” device emblem followed by the serial number of the license plate.

To receive one of the Bronze Star special license plates, an individual must submit an application for the plate to the DHSMV, provide proof that he or she is a Bronze Star Medal or Bronze Star Medal with the “V” device recipient, and pay the appropriate license tax as provided in s. 320.08, F.S. Revenue generated from the sale of the Bronze Star plates will be deposited in the Grants and Donations Trust Fund and the State Homes for Veterans Trust Fund.

The bill also makes technical changes throughout s. 320.089, F.S., to clarify existing provisions relating to special military license plates.

⁴ Department of the Army, *Military Awards, Army Regulation 600-8-22*, 42 (Dec. 11, 2006), available at http://www.apd.army.mil/pdffiles/r600_8_22.pdf (last visited March 20, 2017).

⁵ Id.

⁶ The “V” device is a bronze block letter worn to denote participation in acts of heroism involving conflict with an armed enemy. *Supra* note 4 at 75.

⁷ 10 U.S.C. 1133.

⁸ Department of Defense, *DoD Manual 1348.33, Vol. 3* (December 21, 2016).

⁹ U.S Army Human Resources Command, *Awards and Decorations Statistics by Conflict* (Dec. 31, 2016), available at <https://www.hrc.army.mil/content/Awards%20and%20Decorations%20Statistics%20by%20Conflict> (last visited March 28, 2017).

¹⁰ Id.

The bill takes effect July 1, 2017.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

V. Fiscal Impact Statement:

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

Individuals who choose to receive one of the two Bronze Star Medal license plates will pay the same tax and fees as if he or she were issued a standard license plate.

C. Government Sector Impact:

The DHSMV will incur initial programming and production costs to create the Bronze Star license plates. The DHSMV estimates that 210 hours will be required for programming and implementation at an estimated cost of \$7,410 in FTE resources.¹¹

The bill may have a positive impact on the Grants and Donations Trust Fund and the State Homes for Veterans Trust Fund from sales of the new special license plate.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends section 320.089 of the Florida Statutes.

¹¹ DHSMV, *SB 1734 Agency Bill Analysis* (March 23, 2017) (on file with the Senate Committee on Military and Veterans Affairs, Space, and Domestic Security).

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 Military and Veterans Affairs, Space, and Domestic Security on April 3, 2017:

The CS makes a technical change relating to the Bronze Star “V” device terminology by adopting terminology referenced in U.S. Department of Defense guidance.¹²

- B. **Amendments:**

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill’s introducer or the Florida Senate.

¹² See supra note 8.



527400

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/04/2017	.	
	.	
	.	
	.	

The Committee on Military and Veterans Affairs, Space, and Domestic Security (Rouson) recommended the following:

Senate Amendment (with title amendment)

Delete lines 81 - 83
and insert:
license plate. A recipient of the Bronze Star with the "V"
device shall be issued a license plate stamped with the term
"Bronze Star" and a likeness of the Bronze Star medal with the
"V" device emblem followed by

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



527400

11 And the title is amended as follows:

12 Delete line 4

13 and insert:

14 be issued to Bronze Star or Bronze Star with the "V"
15 device



725066

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/04/2017	.	
	.	
	.	
	.	

The Committee on Military and Veterans Affairs, Space, and Domestic Security (Rouson) recommended the following:

Senate Amendment (with title amendment)

Between lines 9 and 10

insert:

Section 1. Paragraph (ffff) is added to subsection (4) of section 320.08056, Florida Statutes, to read:

320.08056 Specialty license plates.—

(4) The following license plate annual use fees shall be collected for the appropriate specialty license plates:

(ffff) Florida Native license plate, \$25.



725066

11 Section 2. Subsection (84) is added to section 320.08058,
12 Florida Statutes, to read:

13 320.08058 Specialty license plates.—

14 (84) FLORIDA NATIVE LICENSE PLATES.—

15 (a) The department shall develop a Florida Native license
16 plate as provided in s. 320.08053 and this section. The word
17 “Florida” must appear at the top of the plate, and the word
18 “Native” must appear at the bottom of the plate. The plate must
19 contain a camouflage background that includes leaves, flowers,
20 or fronds of a minimum of 12 different Florida native plants.

21 (b)1. The department shall retain all annual use fees from
22 the sale of the plate until all startup costs for developing and
23 issuing the plate have been recovered.

24 2. Thereafter, the annual use fees from the sale of the
25 plate shall be distributed to Florida Native Plant Society, a
26 Florida nonprofit corporation, which may use a maximum of 10
27 percent of such fees for administrative costs and a maximum of
28 20 percent to market and promote the plate. The balance of the
29 fees shall be used by Florida Native Plant Society to fulfill
30 the mission of the Florida Native Plant Society. Of this balance
31 of the fees, a minimum of 25 percent may be used for
32 maintaining, improving, or restoring public native species and
33 hunting and fishing habitats, and 25 percent may be used for
34 promoting the cultivation of Florida’s agricultural products
35 through the preservation of native non-crop plants to provide
36 habitats for pollinators and natural enemies to plant pests and
37 to provide pollen and nectar and undisturbed habitat for bee
38 nesting throughout the growing season.

39



725066

40 ===== T I T L E A M E N D M E N T =====

41 And the title is amended as follows:

42 Delete line 2

43 and insert:

44 An act relating to license plates; amending s.

45 320.08056, F.S.; providing an annual use fee for the

46 Florida Native license plate; amending s. 320.08058,

47 F.S.; directing the Department of Highway Safety and

48 Motor Vehicles to develop the Florida Native license

49 plate; providing for distribution and use of the fees

50 collected from the sale of the plate; amending s.

By Senator Rouson

19-01509-17

20171734__

A bill to be entitled

An act relating to special license plates; amending s. 320.089, F.S.; providing for special license plates to be issued to Bronze Star or Bronze Star Combat recipients; making technical changes; providing an effective date.

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

Section 1. Subsection (1) of section 320.089, Florida Statutes, is amended to read:

320.089 ~~Veterans of the United States Armed Forces; members of National Guard; survivors of Pearl Harbor; Purple Heart medal recipients; active or retired United States Armed Forces reservists; Combat Infantry Badge, Combat Medical Badge, or Combat Action Badge recipients; Combat Action Ribbon recipients; Air Force Combat Action Medal recipients; Distinguished Flying Cross recipients; former prisoners of war; Korean War Veterans; Vietnam War Veterans; Operation Desert Shield Veterans; Operation Desert Storm Veterans; Operation Enduring Freedom Veterans; Operation Iraqi Freedom Veterans; Women Veterans; World War II Veterans; and Navy Submariners;~~ Special license plates for military service members, veterans, and Pearl Harbor survivors; fee.—

(1) (a) Upon application to the department and payment of the license tax for a vehicle as provided in s. 320.08, a resident of this state who owns or leases ~~Each owner or lessee~~ of an automobile or a truck for private use or a recreational vehicle as specified in s. 320.08(9)(c) or (d), which is not

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CODING: Words ~~stricken~~ are deletions; words underlined are additions.

19-01509-17

20171734__

used for hire or commercial use, shall be issued a license plate, as provided by s. 320.06, pursuant to the following procedure if the applicant provides the department with proof that he or she meets the qualifications specified in this subsection for the applicable license plate:

1. A person released or discharged from any branch ~~who is a resident of the state and a veteran~~ of the United States Armed Forces shall be issued a license plate stamped with the term "Veteran" or, upon request, a "Woman Veteran" followed by the serial number of the license plate.

2. A World War II veteran shall be issued a license plate stamped with the term "WWII Veteran" followed by the serial number of the license plate.

3. A Navy submariner shall be issued a license plate stamped with the term "Navy Submariner" followed by the serial number of the license plate.

4. An active or retired member of the Florida National Guard shall be issued a license plate stamped with the term "National Guard" followed by the serial number of the license plate.

5. A member of the Pearl Harbor Survivors Association or any other person on active military duty at Pearl Harbor on December 7, 1941, shall be issued a license plate stamped with the term "Pearl Harbor Survivor" followed by the serial number of the license plate. ~~a survivor of the attack on Pearl Harbor,~~

6. A recipient of the Purple Heart medal shall be issued a license plate stamped with the term "Combat-wounded Veteran" followed by the serial number of the license plate. The Purple Heart plate may have the term "Purple Heart" stamped on the

Page 2 of 5

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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59 plate and the likeness of the Purple Heart medal may appear on
60 the plate.

61 7. An active or retired member of any branch of the United
62 States Armed Forces Reserve shall be issued a license plate
63 stamped with the term "U.S. Reserve" followed by the serial
64 number of the license plate.

65 8. A member of the Combat Infantrymen's Association, Inc.,
66 or a recipient of the Combat Infantry Badge, Combat Medical
67 Badge, Combat Action Badge, Combat Action Ribbon, or Air Force
68 Combat Action Medal shall be issued a license plate stamped with
69 the term "Combat Infantry Badge," "Combat Medical Badge,"
70 "Combat Action Badge," "Combat Action Ribbon," or "Air Force
71 Combat Action Medal," as appropriate, and a likeness of the
72 related campaign medal or badge followed by the serial number of
73 the license plate.

74 9. A recipient of the, ~~or~~ Distinguished Flying Cross shall
75 be issued a license plate stamped with the term "Distinguished
76 Flying Cross" and a likeness of the Distinguished Flying Cross
77 followed by the serial number of the license plate.

78 10. A recipient of the Bronze Star shall be issued a
79 license plate stamped with the term "Bronze Star" and a likeness
80 of the Bronze Star medal followed by the serial number of the
81 license plate. A Bronze Star Combat recipient shall be issued a
82 license plate stamped with the term "Bronze Star" and a likeness
83 of the Bronze Star medal with a "Combat V" emblem followed by
84 the serial number of the license plate, upon application to the
85 department, accompanied by proof of release or discharge from
86 any branch of the United States Armed Forces, proof of active
87 membership or retired status in the Florida National Guard,

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88 ~~proof of membership in the Pearl Harbor Survivors Association or~~
89 ~~proof of active military duty in Pearl Harbor on December 7,~~
90 ~~1941, proof of being a Purple Heart medal recipient, proof of~~
91 ~~active or retired membership in any branch of the United States~~
92 ~~Armed Forces Reserve, or proof of membership in the Combat~~
93 ~~Infantrymen's Association, Inc., proof of being a recipient of~~
94 ~~the Combat Infantry Badge, Combat Medical Badge, Combat Action~~
95 ~~Badge, Combat Action Ribbon, Air Force Combat Action Medal, or~~
96 ~~Distinguished Flying Cross, and upon payment of the license tax~~
97 ~~for the vehicle as provided in s. 320.08, shall be issued a~~
98 ~~license plate as provided by s. 320.06 which, in lieu of the~~
99 ~~serial numbers prescribed by s. 320.06, is stamped with the~~
100 ~~words "Veteran," "Woman Veteran," "WWII Veteran," "Navy~~
101 ~~Submariner," "National Guard," "Pearl Harbor Survivor," "Combat-~~
102 ~~wounded veteran," "U.S. Reserve," "Combat Infantry Badge,"~~
103 ~~"Combat Medical Badge," "Combat Action Badge," "Combat Action~~
104 ~~Ribbon," "Air Force Combat Action Medal," or "Distinguished~~
105 ~~Flying Cross," as appropriate, and a likeness of the related~~
106 ~~campaign medal or badge, followed by the serial number of the~~
107 ~~license plate. Additionally, the Purple Heart plate may have the~~
108 ~~words "Purple Heart" stamped on the plate and the likeness of~~
109 ~~the Purple Heart medal appearing on the plate.~~

110 (b) Notwithstanding any ~~other~~ provision of law to the
111 contrary, beginning with fiscal year 2002-2003 and annually
112 thereafter, the first \$100,000 in general revenue generated from
113 the sale of license plates issued under this section shall be
114 deposited into the Grants and Donations Trust Fund, as described
115 in s. 296.38(2), to be used for the purposes established by law
116 for that trust fund. Any additional general revenue generated

19-01509-17

20171734

117 from the sale of such plates shall be deposited into the State
118 Homes for Veterans Trust Fund and used solely to construct,
119 operate, and maintain domiciliary and nursing homes for
120 veterans, subject to the requirements of chapter 216.

121 (c) Any revenue generated from the sale of Woman Veteran
122 license plates must be deposited into the Operations and
123 Maintenance Trust Fund administered by the Department of
124 Veterans' Affairs pursuant to s. 20.375(3) and must be used
125 solely for the purpose of creating and implementing programs to
126 benefit women veterans.

127 (d) Notwithstanding any ~~provisions of~~ law to the contrary,
128 an applicant for a Pearl Harbor Survivor license plate or a
129 Purple Heart license plate who also qualifies for a disabled
130 veteran's license plate under s. 320.084 shall be issued the
131 appropriate special license plate without payment of the license
132 tax imposed by s. 320.08.

133 Section 2. This act shall take effect July 1, 2017.



The Florida Senate

Committee Agenda Request

To: Senator Audrey Gibson, Chair
Committee on Military and Veterans Affairs, Space, and Domestic Security

Subject: Committee Agenda Request

Date: March 15, 2017

I respectfully request that **Senate Bill #1734**, relating to Special License Plates, be placed on the:

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

A handwritten signature in cursive script that reads "Darryl Rouson".

Senator Darryl Rouson
Florida Senate, District 19

Cc: Sen. Doug Broxson, VC; Elizabeth Ryon, SD; Lois Graham, AA



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Children, Families, and Elder Affairs, *Vice Chair*
Appropriations Subcommittee on General
Government
Ethics and Elections
Military and Veterans Affairs, Space, and
Domestic Security

JOINT COMMITTEE:
Joint Committee on Public Counsel Oversight

SENATOR VICTOR M. TORRES, JR.
15th District

MEMORANDUM

To: Chair, Senator Audrey Gibson
From: Senator Torres
Subject: Excusal for April 3, 2017
Date: March 28, 2017

Honorable Chair,

Please excuse my absence from the Military & Veterans Affairs & Domestic Security Committee meeting scheduled for April 3, 2017. I have a speaking engagement at a National Conference in Washington D.C. and a scheduled tour to a National PTSD treatment facility while I'm there.

Thank you in advance,

A handwritten signature in black ink, appearing to read "Victor M. Torres, Jr.", written over a horizontal line.

Victor M. Torres, Jr.
Senator D15

REPLY TO:

- 101 Church Street, Suite 305, Kissimmee, Florida 34741 (407) 846-5187 FAX: (850) 410-4817
- 226 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5015

Senate's Website: www.flsenate.gov

JOE NEGRON
President of the Senate

ANITERE FLORES
President Pro Tempore

CourtSmart Tag Report

Room: LL 37

Case No.:

Type:

Caption: Senate Military and Veterans Affairs, Space, and Domestic Security Committee

Judge:

Started: 4/3/2017 4:00:13 PM

Ends: 4/3/2017 4:12:03 PM Length: 00:11:51

4:00:12 PM Meeting called to order by Chair Gibson
4:00:27 PM Committee Administrative Assistant, Lois Graham calls the roll
4:00:33 PM CAA announces that quorum is present
4:00:39 PM Pledge of Allegiance led by Senator Stargel
4:00:59 PM Chair Gibson with opening comments
4:01:14 PM Tab 1 - CS/SB 1272, Professional Regulation by Senator Brandes
4:01:24 PM Senator Stargel explains the bill
4:02:06 PM Chair Gibson calls for questions, debate
4:02:24 PM Senator Stargel waives close
4:02:28 PM CS/SB 1272 reported favorably
4:02:42 PM Tab 2- SB 1374 Transportation by Senator Perry
4:02:55 PM Senator Broxson explains the bill
4:03:09 PM Amendment Barcode No. 584236 introduced by Senator Broxson
4:03:28 PM Senator Broxson explains Amendment Barcode No. 584236
4:03:35 PM Senator Broxson states there is an Amendment to the Amendment Barcode# 613948
4:03:45 PM Chair Gibson recognizes Senator Broxson to explain the main amendment
4:03:53 PM Senator Broxson explains the main amendment
4:04:48 PM Chair Gibson calls for questions, debate on the amendment
4:04:59 PM Chair Gibson recognizes amendment to the amendment Barcode No. 613948
4:05:35 PM Senator Broxson explains the amendment to the amendment
4:05:40 PM Chair calls for questions, debate on amendment to the amendment
4:05:47 PM Senator Broxson waives close
4:05:48 PM Chair Gibson moves to the main Amendment Barcode No. 584236
4:05:58 PM Senator Broxson waives close on main amendment
4:06:10 PM Main amendment Barcode 584236 is adopted
4:06:19 PM Chair moves to bill as amended, asks for questions. debate
4:06:25 PM Senator Broxson waives close on bill as amended
4:06:36 PM CAA calls the roll on CS/1374
4:06:40 PM CS/SB 1374 reported favorably
4:06:46 PM Comments by Chair Gibson
4:07:19 PM Short recess
4:07:28 PM Recording Paused
4:08:52 PM Recording Resumed
4:08:58 PM Tab 3 - Special License Plates by Senator Rouson
4:09:04 PM Senator Rouson explains the bill
4:09:16 PM Senator Rouson withdraws amendment to the amendment Barcode No. 725066
4:09:50 PM Chair Gibson without objection shows amendment to amendment withdrawn
4:09:54 PM Senator Rouson explains Amendment Barcode No. 527400
4:10:00 PM Chair Gibson calls for questions, debate on amendment
4:10:04 PM Senator Rouson waives close on amendment
4:10:09 PM Amendment is adopted

4:10:24 PM Chair Gibson back on bill as amended
4:10:39 PM Senator Rouson explains the bill as amended
4:10:57 PM Chair Gibson calls for questions, debate on bill as amended
4:11:06 PM Senator Rouson waives close on bill as amended
4:11:19 PM CAA calls the roll on CS/SB 1734
4:11:21 PM CS/SB 1734 is reported favorably
4:11:48 PM Senator Broxson moves to adjourn
4:11:54 PM Without objection, meeting is adjourned



THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

COMMITTEES:
Appropriations Subcommittee on the
Environment and Natural Resources, *Chair*
Environmental Preservation and
Conservation, *Vice Chair*
Appropriations
Appropriations Subcommittee on Higher
Education
Criminal Justice
Military and Veterans Affairs, Space, and
Domestic Security
Rules

SENATOR ROB BRADLEY
5th District

MEMORANDUM

To: Senator Gibson
From: Senator Bradley
Subject: Committee Absence
Date: 3 April 2017

April 3, 2017

Due to a scheduling conflict (presenting legislation in other committees), I will be absent from the Committee on Military and Veterans Affairs, Space, and Domestic Security. If possible, I will make every attempt to attempt the Committee once my presentations occur.

Thanks so very much for excusing my absence.

REPLY TO:

- 1279 Kingsley Avenue, Suite 107, Orange Park, Florida 32073 (904) 278-2085
- 414 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5005

Senate's Website: www.flsenate.gov

JOE NEGRON
President of the Senate

ANITERE FLORES
President Pro Tempore