

By Senator Kurth

15-127A-98

See HB

1 A bill to be entitled
2 An act relating to motorcycle safety education;
3 amending s. 215.22, F.S.; providing an
4 exemption from a required deduction for that
5 portion of the Highway Safety Operating Trust
6 Fund funded by the motorcycle safety education
7 fee; amending s. 322.0255, F.S.; authorizing
8 the Department of Highway Safety and Motor
9 Vehicles to purchase and maintain motorcycles,
10 equipment, and materials for use in motorcycle
11 safety courses; deleting a limitation on the
12 reimbursement of certain fees; amending s.
13 322.21, F.S.; increasing the motorcycle
14 endorsement fee; providing an effective date.

15
16 Be It Enacted by the Legislature of the State of Florida:

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18 Section 1. Paragraph (t) is added to subsection (1) of
19 section 215.22, Florida Statutes, to read:

20 215.22 Certain income and certain trust funds
21 exempt.--

22 (1) The following income of a revenue nature or the
23 following trust funds shall be exempt from the deduction
24 required by s. 215.20(1):

25 (t) That portion of the Highway Safety Operating Trust
26 Fund funded by the Motorcycle Safety Education fee collected
27 pursuant to s. 320.08(1)(d).

28 Section 2. Subsections (2) and (5) of section
29 322.0255, Florida Statutes, are amended to read:

30 322.0255 Florida Motorcycle Safety Education
31 Program.--

1 (2) The department shall establish and administer
2 motorcycle safety courses and may also purchase and maintain
3 motorcycles, equipment, and materials for use in the program.
4 The department shall prescribe the curricula for such courses,
5 which must include a minimum of 12 hours of instruction, at
6 least 6 hours of which shall consist of actual motorcycle
7 operation. The department may adopt or include courses,
8 curricula, or materials developed by the Motorcycle Safety
9 Foundation or by other traffic safety groups determined to be
10 comparable by the department.

11 (5) The department shall, subject to the availability
12 of funds, reimburse each organization that provides an
13 approved motorcycle safety education course ~~an amount not to~~
14 ~~exceed \$50~~ for each student who begins the on-cycle portion of
15 the ~~successfully completes such~~ course. This shall include
16 any student not required to attend a motorcycle safety
17 education course prior to licensure as required in s. 322.12.
18 The amount to be reimbursed per student to each course
19 provider shall be determined by the department. In order to
20 facilitate such determination, each course provider shall be
21 required to submit proof satisfactory to the department of the
22 expected cost per student to be incurred by such course
23 provider. In no event shall the amount to be reimbursed per
24 student to any course provider exceed the expected cost per
25 student ~~or \$50, whichever is less~~. In addition to the amount
26 of any reimbursement, each course provider that conducts such
27 a course may charge each student a tuition fee sufficient to
28 defray the cost of conducting the course. The department
29 shall fund the payments required under this subsection from
30 the motorcycle safety education fee, as provided in ss. 320.08
31 and 322.025.

1 Section 3. Paragraph (e) of subsection (1) of section
2 322.21, Florida Statutes, is amended to read:

3 322.21 License fees; procedure for handling and
4 collecting fees.--

5 (1) Except as otherwise provided herein, the fee for:

6 (e) Each endorsement required by s. 322.57 is \$5,
7 except for the motorcycle endorsement under s. 322.57(1)(f),
8 which is \$8. Of the \$8 motorcycle endorsement fee, \$3 shall be
9 deposited in the Highway Safety Operating Trust Fund and shall
10 be used exclusively to fund a motorcycle education program
11 established in s. 322.0255.

12 Section 4. This act shall take effect July 1 of the
13 year in which enacted.

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15 SENATE SUMMARY

16 Exempts that portion of the Highway Safety Operating
17 Trust Fund funded by the Motorcycle Safety Education fee
18 collected by law from a deduction required by s.
19 215.20(1), F.S. Authorizes the Department of Highway
20 Safety and Motor Vehicles to purchase and maintain
21 motorcycles, equipment, and materials for use in
22 motorcycle safety courses. Deletes a limitation available
23 to organizations that provide approved motorcycle safety
24 education courses for each student who begins the
25 on-cycle portion of the course. Increases to \$8 the fee
26 for motorcycle endorsements.