

By Representative Futch

1                                   A bill to be entitled  
2           An act relating to disabled parking permits;  
3           amending s. 320.0848, F.S.; eliminating fees  
4           imposed on applicants for certain permits;  
5           increasing certain fees; providing an effective  
6           date.

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

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10           Section 1. Subsections (2), (3), (4), and (8) of  
11 section 320.0848, Florida Statutes, are amended to read:

12           320.0848 Persons who have disabilities; issuance of  
13 disabled parking permits; temporary permits; permits for  
14 certain providers of transportation services to persons who  
15 have disabilities.--

16           (2) DISABLED PARKING PERMIT; PERSONS WITH LONG-TERM  
17 MOBILITY PROBLEMS.--

18           (a) The disabled parking permit is a placard that can  
19 be placed in a motor vehicle so as to be visible from the  
20 front and rear of the vehicle. Each side of the placard must  
21 have the international symbol of accessibility in a  
22 contrasting color in the center so as to be visible. One side  
23 of the placard must display the applicant's driver's license  
24 number or state identification card number along with a  
25 warning that the applicant must have such identification at  
26 all times while using the parking permit. A validation sticker  
27 must also be issued with each disabled parking permit, showing  
28 the month and year of expiration on each side of the placard.  
29 Validation stickers must be of the size specified by the  
30 Department of Highway Safety and Motor Vehicles and must be  
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1 affixed to the disabled parking permits. The disabled parking  
2 permits must use the same colors as license plate validations.

3 (b) License plates issued under ss. 320.084, 320.0842,  
4 320.0843, and 320.0845 are valid for the same parking  
5 privileges and other privileges provided under ss. 316.1955,  
6 316.1964, and 526.141(5)(a).

7 (c)1. ~~Except as provided in subparagraph 2., the fee~~  
8 ~~for a disabled parking permit shall be:~~

9 a. ~~Fifteen dollars for each initial 4-year permit or~~  
10 ~~renewal permit, of which the State Transportation Trust Fund~~  
11 ~~shall receive \$13.50 and the tax collector of the county in~~  
12 ~~which the fee was collected shall receive \$1.50.~~

13 b. ~~One dollar for each additional or additional~~  
14 ~~renewal 4-year permit, of which the State Transportation Trust~~  
15 ~~Fund shall receive all funds collected.~~

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17 The department shall not issue an additional disabled parking  
18 permit unless the applicant states that he or she is ~~they are~~  
19 a frequent traveler or a quadriplegic. The department may not  
20 issue to any one eligible applicant more than two disabled  
21 parking permits except to an organization in accordance with  
22 paragraph (1)(e). Subsections (1), (5), (6), and (7) apply to  
23 this subsection.

24 2. If an applicant who is a disabled veteran, is a  
25 resident of this state, has been honorably discharged, and  
26 either has been determined by the Department of Defense or the  
27 United States Department of Veterans Affairs or its  
28 predecessor to have a service-connected disability rating for  
29 compensation of 50 percent or greater or has been determined  
30 to have a service-connected disability rating of 50 percent or  
31 greater and is in receipt of both disability retirement pay

1 from the United States Department of Veterans Affairs, he or  
2 she must still provide ~~and has~~ a signed physician's statement  
3 of qualification for the disabled parking permits, ~~the fee for~~  
4 ~~a disabled parking permit shall be:~~

5 a. ~~One dollar and fifty cents for the initial 4-year~~  
6 ~~permit or renewal permit.~~

7 b. ~~One dollar for each additional or additional~~  
8 ~~renewal 4-year permit.~~

9  
10 ~~The tax collector of the county in which the fee was collected~~  
11 ~~shall retain all funds received pursuant to this subparagraph.~~

12 3. ~~If an applicant presents to the department a~~  
13 ~~statement from the Federal Government or the State of Florida~~  
14 ~~indicating the applicant is a recipient of supplemental~~  
15 ~~security income, the fee for the disabled parking permit shall~~  
16 ~~be \$9 for the initial 4-year permit or renewal permit, of~~  
17 ~~which the State Transportation Trust Fund shall receive \$6.75~~  
18 ~~and the tax collector of the county in which the fee was~~  
19 ~~collected shall receive \$2.25.~~

20 (d) To obtain a replacement for a disabled parking  
21 permit that has been lost or stolen, a person must submit an  
22 application on a form prescribed by the department and must  
23 pay a replacement fee in the amount of \$1.00, to be retained  
24 by the issuing agency. If the person submits with the  
25 application a police report documenting that the permit was  
26 stolen, there is no replacement fee.

27 (e) A person who qualifies for a disabled parking  
28 permit under this section may be issued an international  
29 wheelchair user symbol license plate under s. 320.0843 in lieu  
30 of the disabled parking permit; or, if the person qualifies  
31 for a "DV" license plate under s. 320.084, such a license

1 | plate may be issued to him or her in lieu of a disabled  
2 | parking permit.

3 |         (3) DISABLED PARKING PERMIT; TEMPORARY.--

4 |         (a) The temporary disabled parking permit is a placard  
5 | of a different color from the color of the long-term disabled  
6 | parking permit placard, and must clearly display the date of  
7 | expiration in large print and with color coding, but is  
8 | identical to the long-term disabled parking permit placard in  
9 | all other respects, including, but not limited to, the  
10 | inclusion of a state identification card number or driver's  
11 | license number on one side of the temporary permit. The  
12 | temporary disabled parking permit placard must be designed to  
13 | conspicuously display the expiration date of the permit on the  
14 | front and back of the placard.

15 |         (b) The department shall issue the temporary disabled  
16 | parking permit for the period of the disability as stated by  
17 | the certifying physician, but not to exceed 1 year.

18 |         (c) The fee for a temporary disabled parking permit is  
19 | \$17.50~~\$15~~.

20 |         (4) From the proceeds of the temporary disabled  
21 | parking permit fees:

22 |         (a) The Department of Highway Safety and Motor  
23 | Vehicles must receive \$3.50 for each temporary permit, to be  
24 | deposited into the Highway Safety Operating Trust Fund and  
25 | used for implementing the real-time disabled parking permit  
26 | database and for administering the disabled parking permit  
27 | program.

28 |         (b) The tax collector, for processing, must receive  
29 | \$5.00~~\$2.50~~ for each temporary permit.

30 |         (c) The remainder must be distributed monthly as  
31 | follows:

1           1. To the Florida Governor's Alliance for the  
2 Employment of Disabled Citizens for the purpose of improving  
3 employment and training opportunities for persons who have  
4 disabilities, with special emphasis on removing transportation  
5 barriers, \$4. These fees must be deposited into the  
6 Transportation Disadvantaged Trust Fund for transfer to the  
7 Florida Governor's Alliance for Employment of Disabled  
8 Citizens.

9           2. To the Transportation Disadvantaged Trust Fund to  
10 be used for funding matching grants to counties for the  
11 purpose of improving transportation of persons who have  
12 disabilities, \$5.

13           (8) A law enforcement officer may confiscate the  
14 disabled parking permit from any person who fraudulently  
15 obtains or unlawfully uses such a permit. A law enforcement  
16 officer may confiscate any disabled parking permit that is  
17 expired, reported as lost or stolen, or defaced, or that does  
18 not display a personal identification number.

19           (a) ~~Beginning April 1, 1999,~~The permit number of each  
20 confiscated permit must be submitted to the Department of  
21 Highway Safety and Motor Vehicles, and the fact that the  
22 permit has been confiscated must be noted on the  
23 permitholder's record. If two permits issued to the same  
24 person have been confiscated, the Department of Highway Safety  
25 and Motor Vehicles shall refer the information to the Florida  
26 Abuse Hotline for an investigation of potential abuse,  
27 neglect, or exploitation of the permit owner.

28           (b) A confiscated permit must be held as evidence  
29 until a judicial decision about the violation has been made.  
30 After a finding of guilt has been made or a plea of nolo  
31 contendere has been entered, the charging agency shall destroy

1 the confiscated permit. A confiscated permit may not, under  
2 any circumstances, be returned to its registered owner after a  
3 finding of guilt has been made or a plea of nolo contendere  
4 has been entered in court. The permit number of each destroyed  
5 permit must be reported to the department, and the department  
6 must record in the real-time disabled parking permit database  
7 that the permit has been invalidated.

8 Section 2. This act shall take effect July 1, 2000.

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11 HOUSE SUMMARY

12 Eliminates fees for disabled parking permits for  
13 described persons with long-time mobility problems.  
14 Increases the fee for temporary disabled parking permits  
15 and the fee the tax collector receives for processing  
16 applications for permits. See bill for details.

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