

**STORAGE NAME:** h0571z.tr

**\*\*AS PASSED BY THE LEGISLATURE\*\***

**DATE:** May 16, 2000

**CHAPTER #:** 00-358, Laws of Florida, Laws of Florida

**HOUSE OF REPRESENTATIVES  
AS FURTHER REVISED BY THE COMMITTEE ON  
TRANSPORTATION  
FINAL ANALYSIS**

**BILL #:** CS/HB 571 (Passed as CS/SB 768)

**RELATING TO:** Share the Road License Plate/Use Fee

**SPONSOR(S):** Committee on Transportation and Representative Casey

**TIED BILL(S):**

**ORIGINATING COMMITTEE(S)/COMMITTEE(S) OF REFERENCE:**

- (1) TRANSPORTATION YEAS 10 NAYS 0
  - (2) HEALTH CARE SERVICES YEAS 17 NAYS 0
  - (3) FINANCE AND TAXATION YEAS 12 NAYS 0
  - (4) TRANSPORTATION & ECONOMIC DEVELOPMENT APPROPRIATIONS
  - (5)
- 

**I. SUMMARY:**

The bill provides for certain revenue generated through the sale of military license plates would be deposited into the Grants and Donations Trust Fund for the benefit of the Veterans' Nursing Home of Florida and its residents. Also, the bill revises the distribution of revenue generated through the sale of the Sea Turtle license plate and the Share the Road license plate.

The bill has an effective date of July 1, 2000.

The bill does not have a fiscal impact on state or local governments.

II. SUBSTANTIVE ANALYSIS:

A. DOES THE BILL SUPPORT THE FOLLOWING PRINCIPLES:

- |                                   |                              |                             |   |
|-----------------------------------|------------------------------|-----------------------------|---|
| 1. <u>Less Government</u>         | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 2. <u>Lower Taxes</u>             | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 3. <u>Individual Freedom</u>      | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 4. <u>Personal Responsibility</u> | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |
| 5. <u>Family Empowerment</u>      | Yes <input type="checkbox"/> | No <input type="checkbox"/> | N/A <input checked="" type="checkbox"/> |

B. PRESENT SITUATION:

Section 320.089, F.S., provides that Florida residents who are active duty or retired National Guard members, active duty U.S. Armed Forces Reservists, former Prisoners of War (POW), Pearl Harbor Survivors, or Purple Heart recipients may purchase license plates having their military affiliation stamped on the license plate in the following manner: "National Guard", "Pearl Harbor Survivor", "Combat-Wounded Veteran", "U.S. Reserve", and "Purple Heart".

Section 320.08058(19), F.S., provides that the annual use fees generated through the Sea Turtle license plate are to be deposited into the Marine Resources Conservation Trust Fund. The first \$500,000 in annual revenue is to be used by the Florida Marine Turtle Protection Program to conduct sea turtle protection, research, and recovery programs. The remainder of the annual use proceeds are to be used by the commission for sea turtle conservation activities, except that up to 30 percent of the remaining use fee proceeds are to be annually dispersed through the marine turtle grants program as provided in s. 370.121(1)(h), F.S.

Section 320.08058(31), F.S. provides that the annual use fee generated through the sale of the Share the Road license plate is to be distributed to the Florida Governor's Council on Physical Fitness and Amateur Sports, with a portion being used for the marketing and promotion of the "Share the Road" concept. This section provides for the remaining funds to be equally distributed to Bike Florida, Inc., and the Florida Bicycle Association, Inc. This section further stipulates that these funds are to be used for bicycle and motorist safety education, awareness programs, and media events.

The Florida Governor's Council on Physical Fitness and Amateur Sports was repealed by section 10 of Chapter 99-251, Laws of Florida.

C. EFFECT OF PROPOSED CHANGES:

The bill amends s. 320.089, F.S., to provide that the first \$50,000 in general revenue generated through the sale of the "National Guard", "Pearl Harbor Survivor", "Combat-Wounded Veteran", or "U.S. Reserve" license plates are to be deposited into the Grants and Donations Trust Fund, authorized under s. 296.38(2), F.S., for the benefit of the Veterans' Nursing Home of Florida and its residents. The funds in the Grants and

Donations Trust Fund must be expended for the common benefit of the residents of the home, such as recreational equipment, improved facilities, and recreational supplies.

The bill amends s. 320.08058(19), F.S., to provide that the annual revenue generated through the sale of the Sea Turtle license plates beyond the first \$500,000, which is deposited into the Marine Resources Conservation Trust Fund, is to be dispersed through the marine turtle grants program, authorized under s. 370.12(1)(h), F.S. The distribution of funds to the marine turtle grants program is capped at 30 percent of the total revenue generated through the Sea Turtle license plate. Remaining funds in excess of 30 percent allocated through the marine turtle grants program would be deposited into the Marine Resources Conservation Trust Fund for the Florida Marine Turtle Protection Program. This section of the bill restores the distribution of the annual revenue to the original intent of the sponsors for the Sea Turtle license plate.

The bill provides for up to 25 percent of the distribution of the annual use fee for the Share the Road license plate, as provided in s. 320.08058(31), F.S., to be distributed to Bike Florida, Inc. instead of going to the Florida Governor's Council on Physical Fitness and Amateur Sports, which was abolished under Chapter 99-251, Laws of Florida.

**D. SECTION-BY-SECTION ANALYSIS:**

N/A

**III. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:**

**A. FISCAL IMPACT ON STATE GOVERNMENT:**

1. Revenues:

None.

2. Expenditures:

None.

**B. FISCAL IMPACT ON LOCAL GOVERNMENTS:**

1. Revenues:

None.

2. Expenditures:

None.

**C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:**

None.

**D. FISCAL COMMENTS:**

According to the Department of Highway Safety & Motor Vehicles (DHS&MV), approximately 16,300 "Purple Heart" license plates have been issued; 1,320 "National Guard" license plates have been issued; 2,260 "U.S. Reserve" license plates have been issued; and 985 "Pearl Harbor" license plates have been issued. Based on these figures, therefore, the changes enacted to the revenue distribution for specified military license plates could generate an additional \$200,000 annually for the Grants and Donations Trust Fund supporting the Veterans' Nursing Home of Florida. The funds deposited into the general revenue fund would be reduced by a corresponding amount.

According to the DHS&MV, a total of 29,546 Sea Turtle license plates have been purchased as of December 1999. It is projected that the annual sales of the Sea Turtle license plates may exceed \$500,000 for the first time in the year 2000. The Share the Road license plate will be available for distribution around April 2000.

**IV. CONSEQUENCES OF ARTICLE VII, SECTION 18 OF THE FLORIDA CONSTITUTION:**

**A. APPLICABILITY OF THE MANDATES PROVISION:**

This bill does not require counties or municipalities to expend funds or to take action requiring the expenditure of funds.

**B. REDUCTION OF REVENUE RAISING AUTHORITY:**

This bill does not reduce the authority that counties or municipalities have to raise revenues in the aggregate.

**C. REDUCTION OF STATE TAX SHARED WITH COUNTIES AND MUNICIPALITIES:**

This bill does not reduce the percentage of state tax shared with counties or municipalities.

**V. COMMENTS:**

**A. CONSTITUTIONAL ISSUES:**

None.

**B. RULE-MAKING AUTHORITY:**

N/A

**C. OTHER COMMENTS:**

None.

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VI. AMENDMENTS OR COMMITTEE SUBSTITUTE CHANGES:

The bill was reported out favorably as a committee substitute by the Committee on Transportation. That committee specified that up to 25 percent of available funds be used for marketing and promotion of the "Share the Road" concept and license plate.

VII. SIGNATURES:

**COMMITTEE ON TRANSPORTATION:**

Prepared by:

Staff Director:

Jennifer L. Sexton-Bartelme

John R. Johnston

**AS REVISED BY THE COMMITTEE ON HEALTH CARE SERVICES:**

Prepared by:

Staff Director:

Phil E. Williams

Phil E. Williams

**AS FURTHER REVISED BY THE COMMITTEE ON Finance and Taxation:**

Prepared by:

Staff Director:

Carol Dickson-Carr

Alan Johansen

**FINAL ANALYSIS PREPARED BY THE COMMITTEE ON TRANSPORTATION:**

Prepared by:

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