

By the Committee on Criminal Justice; and Senator Silver

307-2181-02

1 A bill to be entitled
2 An act relating to transportation; amending s.
3 318.1451, F.S.; authorizing governmental
4 entities and courts to prepare information
5 concerning driver improvements schools;
6 amending s. 318.21, F.S.; authorizing use of
7 civil penalties to fund local law enforcement
8 automation under certain circumstances;
9 providing an effective date.

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

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13 Section 1. Subsection (5) of section 318.1451, Florida
14 Statutes, is amended to read:

15 318.1451 Driver improvement schools.--

16 (5)(a) ~~No governmental entity or court shall provide,~~
17 ~~issue, or maintain any information or orders regarding driver~~
18 ~~improvement schools or course providers, with the exception of~~
19 ~~directing inquiries or requests to the local telephone~~
20 ~~directory heading of driving instruction or the traffic school~~
21 ~~reference guide. However, The department is authorized to~~
22 maintain the information and records necessary to administer
23 its duties and responsibilities for driver improvement
24 courses. Where such information is a public record as defined
25 in chapter 119, it shall be made available to the public upon
26 request pursuant to s. 119.07(1).

27 (b) The department or court may ~~shall~~ prepare for ~~any~~
28 ~~governmental entity to distribute~~ a traffic school reference
29 guide that lists ~~which shall list~~ the benefits of attending a
30 driver improvement school and contains the names of the fully
31 approved course providers and a single telephone number for

1 each such provider, as furnished by the provider. ~~but under~~
2 ~~no circumstance may any list of course providers or schools be~~
3 ~~included, and shall refer further inquiries to the telephone~~
4 ~~directory under driving instruction.~~

5 Section 2. Subsection (9) of section 318.21, Florida
6 Statutes, as amended by section 11 of chapter 2001-122, Laws
7 of Florida, is amended to read:

8 318.21 Disposition of civil penalties by county
9 courts.--All civil penalties received by a county court
10 pursuant to the provisions of this chapter shall be
11 distributed and paid monthly as follows:

12 (9) Twelve dollars and fifty cents from each moving
13 traffic violation must be used by the county to fund that
14 county's participation in an intergovernmental radio
15 communication program approved by the Department of Management
16 Services. If the county is not participating in such a
17 program, or if a municipality maintains an independent 800
18 megahertz radio communication program which can communicate
19 with the county's system, or if the mutual-aid channels are
20 compatible, funds collected within the territorial
21 jurisdiction of the municipality may ~~must~~ be used to fund
22 local law enforcement automation and must be distributed to
23 the municipality or special improvement district in which the
24 violation occurred or to the county if the violation occurred
25 within the unincorporated area of the county. If a
26 municipality within the county maintains a radio communication
27 program independent of the county, funds collected from
28 violations that occurred within the territorial jurisdiction
29 of that municipality must be used to fund local law
30 enforcement automation and must be distributed to that
31 municipality.

1 Section 3. This act shall take effect July 1, 2002.
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3 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
4 COMMITTEE SUBSTITUTE FOR
5 Senate Bill 1554
6 - Changes s. 318.1451(5), F.S., to remove the current
7 restriction against government entities providing a list
8 of driver improvement schools or course providers.
9 - Provides for the distribution of a portion of civil
10 penalties to municipalities that maintain independent
11 but compatible radio communication systems with the
12 county. If the radio system is compatible the portion of
13 funds collected from traffic violations committed within
14 the municipality may be distributed to the municipality.
15 If the county and municipal radio systems are completely
16 independent and not compatible the municipality must
17 receive the funds.
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