

By the Committee on Criminal Justice Appropriations and
Representatives Ross and Rubio

1 A bill to be entitled
2 An act relating to civil penalties; amending s.
3 318.21, F.S.; authorizing use of civil
4 penalties to fund local law enforcement
5 automation under certain circumstances;
6 amending s. 318.1451, F.S.; removing provision
7 that prohibits governmental entities and the
8 court from providing information regarding
9 driver improvement schools or course providers;
10 authorizing the department and the court to
11 prepare a traffic school reference guide and
12 specifying what information shall be included
13 therein; providing an effective date.

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

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17 Section 1. Subsection (9) of section 318.21, Florida
18 Statutes, as amended by chapter 2001-122, Laws of Florida, is
19 amended to read:

20 318.21 Disposition of civil penalties by county
21 courts.--All civil penalties received by a county court
22 pursuant to the provisions of this chapter shall be
23 distributed and paid monthly as follows:

24 (9) Twelve dollars and fifty cents from each moving
25 traffic violation must be used by the county to fund that
26 county's participation in an intergovernmental radio
27 communication program approved by the Department of Management
28 Services. If the county is not participating in such a
29 program, funds collected must be used to fund local law
30 enforcement automation and must be distributed to the
31 municipality or special improvement district in which the

1 violation occurred or to the county if the violation occurred
2 within the unincorporated area of the county. If a
3 municipality within the county maintains a radio communication
4 program independent of the county, funds collected from
5 violations that occur within the territorial jurisdiction of
6 that municipality must be used to fund local law enforcement
7 automation and must be distributed to that municipality.

8 Section 2. Subsection (5) of section 318.1451, Florida
9 Statutes, is amended to read:

10 318.1451 Driver improvement schools.--

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

22 (b) The department or the court may shall prepare for
23 ~~any governmental entity to distribute~~ a traffic school
24 reference guide which lists shall list the benefits of
25 attending a driver improvement school and which contains the
26 names of the fully approved course providers with a single
27 telephone number, furnished by the provider, for each
28 provider, but under no circumstance may any list of course
29 providers or schools be included, and shall refer further
30 inquiries to the telephone directory under driving
31 instruction.

1 Section 3. This act shall take effect July 1, 2002.
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