

By the Committees on Comprehensive Planning; Criminal Justice; and Senator Bennett

316-2473-03

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A bill to be entitled
An act relating to civil penalties; amending s.
318.21, F.S.; requiring the use of civil
penalties to fund local law enforcement
automation under certain circumstances;
providing applicability; providing an effective
date.

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

Section 1. Subsection (9) of section 318.21, Florida
Statutes, is amended to read:

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

(9) Twelve dollars and fifty cents from each moving
traffic violation must be used by the county to fund that
county's participation in an intergovernmental radio
communication program approved by the Department of Management
Services. If the county is not participating in such a
program, funds collected must be used to fund local law
enforcement automation or law enforcement communications and
must be distributed to the municipality or special improvement
district in which the violation occurred or to the county if
the violation occurred within the unincorporated area of the
county. If a municipality within the county maintains an
independent 800 megahertz radio communication program that can
achieve interoperable communication with the county's system,
funds collected from violations that occur within the
territorial jurisdiction of that municipality must be used to

1 fund local law enforcement automation or law enforcement
2 communications and must be distributed to that municipality.

3 Section 2. This act shall take effect July 1, 2003,
4 but shall not apply to any interlocal agreement between a
5 municipality and a county concerning these funds which is in
6 effect on March 4, 2003.

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8 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
9 COMMITTEE SUBSTITUTE FOR
10 CS/SB 1350

11 The committee substitute provides that a municipality
12 maintaining an independent radio communication program that
13 can achieve interoperable communication with the county's
14 system will receive certain civil traffic penalties to be used
15 for specific purposes.

16 This committee substitute provides the bill is not applicable
17 to any interlocal agreement between a municipality and a
18 county concerning these funds which is in effect on March 4,
19 2003.