



HB 1631

2003
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CHAMBER ACTION

The Committee on Transportation recommends the following:

Committee Substitute

Remove the entire bill and insert:

A bill to be entitled

An act relating to the Department of Transportation SunPass program; amending s. 320.02, F.S.; providing for the purchase of a SunPass transponder and enrollment in the SunPass program at the time of registration or renewal thereof; providing conditions of the sale; requiring that the application form for motor vehicle registration and renewal of registration include language permitting purchase; requiring that such purchase be available in specified counties with toll road facilities; providing for a specified fee to be paid by the state to a private motor vehicle registration agency for the sale; amending s. 338.155, F.S.; providing for use of SunPass transponders by certain handicapped persons; requiring that such persons be permitted to pass free through toll facilities using the transponder; prohibiting fraudulent acquisition or described unlawful use of such transponders; providing penalties; providing an effective date.



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

Section 1. Subsection (18) is added to section 320.02, Florida Statutes, to read:

320.02 Registration required; application for registration; forms.--

(18) In Broward, Hillsborough, Miami-Dade, Orange, and Palm Beach Counties, the application form for motor vehicle registration and renewal of registration must include language permitting the voluntary purchase of a SunPass transponder. For each transponder sold through a motor vehicle registration agency at the time of vehicle registration or vehicle renewal, there shall be a \$10 discount on the purchase. Private motor vehicle registration agencies shall receive a transaction fee of \$1 from the state for each transponder sold under this program.

Section 2. Subsection (3) of section 338.155, Florida Statutes, is amended to read:

338.155 Payment of toll on toll facilities required; exemptions.--

(3)(a) Any handicapped person who has a valid driver's license, who operates a vehicle specially equipped for use by the handicapped, and who is certified by a physician licensed under chapter 458 or chapter 459 or by comparable licensing in another state or by the Adjudication Office of the United States Department of Veterans Affairs or its predecessor as being severely physically disabled and having permanent upper limb mobility or dexterity impairments which substantially impair the



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57 | person's ability to deposit coins in toll baskets, shall be
58 | allowed to pass free through all tollgates and over all toll
59 | bridges and ferries in this state. A person who meets the
60 | requirements of this subsection shall, upon application, be
61 | issued a vehicle window sticker by the Department of
62 | Transportation.

63 | (b) Each county containing a toll road equipped with
64 | SunPass equipment must permit any handicapped person currently
65 | allowed to pass free through all toll facilities under paragraph
66 | (a), upon the voluntary purchase of a SunPass Transponder after
67 | being issued a vehicle window sticker by the Department of
68 | Transportation, to pass free through all toll facilities in the
69 | county using the transponder. Any person who fraudulently
70 | obtains a transponder or who unlawfully uses a transponder that
71 | belongs to another person to pass free through a toll facility
72 | commits a misdemeanor of the second degree, punishable as
73 | provided in s. 775.082 or s. 775.083.

74 | Section 3. This act shall take effect July 1, 2003.