



HB 0189

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CHAMBER ACTION

The Committee on Public Safety & Crime Prevention recommends the following:

Committee Substitute

Remove the entire bill and insert:

A bill to be entitled

An act relating to driving privilege; providing a popular name; creating s. 318.1225, F.S.; providing additional charges for certain traffic violations; providing for distribution of moneys collected; amending s. 318.21, F.S.; revising provisions relating to disposition of civil penalties by county courts; creating s. 322.287, F.S.; providing additional fees for reinstatement of suspended driving privilege; providing for distribution of moneys collected; providing an effective date.

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

Section 1. This act shall be known by the popular name the "Slosberg and Simmons Safety Act."

Section 2. Section 318.1225, Florida Statutes, is created to read:

318.1225 Additional charges for violation.--



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29 (1) Notwithstanding s. 318.121 and in addition to the
30 stated fines in s. 318.18, the court shall impose an additional
31 \$25 for all moving violations and an additional \$10 for all
32 nonmoving violations.

33 (2) Notwithstanding s. 318.121 and in addition to any
34 other fines imposed, the court shall impose an additional \$500
35 for any person who violates s. 316.027(1).

36 (3) Notwithstanding s. 318.121 and in addition to any
37 other fines imposed, the court shall impose a surcharge of \$500
38 on any fine imposed pursuant to s. 316.192, s. 316.193, or s.
39 316.1935.

40 (4)(a) For fiscal year 2003-2004, the first \$1 million of
41 all additional fines and surcharges collected pursuant to this
42 section and s. 322.287 shall be distributed to MADD Florida.
43 Contingent upon the enactment of legislation during the 2003
44 Regular Session of the Legislature requiring a study by the
45 department of the effects of aging on driving ability and the
46 creation of an advisory council for that purpose, the next \$1
47 million shall be distributed to the department to fund the study
48 and the creation and operation of the advisory council. The
49 remaining funds resulting from the additional fines and
50 surcharges shall be distributed to the General Revenue Fund.

51 (b) For fiscal year 2004-2005 and thereafter, the first \$1
52 million of all additional fines and surcharges collected
53 annually pursuant to this section and s. 322.287 shall be
54 distributed to MADD Florida. Contingent upon the enactment of
55 legislation during the 2003 Regular Session of the Legislature
56 requiring a study by the department of the effects of aging on



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57 | driving ability and the creation of an advisory council for that
 58 | purpose, the next \$1 million shall be distributed to the
 59 | department to fund the study and the creation and operation of
 60 | the advisory council. The remaining funds resulting from the
 61 | additional fines and surcharges shall be distributed equally
 62 | between the Biomedical Research Trust Fund and the Johnny Bryars
 63 | Byrd, Sr., Trust Fund for Alzheimer's Research as follows:

64 | 1. Effective July 1, 2004, up to \$25 million shall be
 65 | remitted annually to the Biomedical Research Trust Fund in the
 66 | Department of Health established under s. 20.435.

67 | 2. Effective July 1, 2004, up to \$25 million shall be
 68 | remitted annually to the Johnny Bryars Byrd, Sr., Trust Fund for
 69 | Alzheimer's Research, contingent upon the creation of the trust
 70 | fund by July 1, 2004.

71 | 3. Funds collected pursuant to this section that are not
 72 | distributed to MADD Florida, the department for the purpose of
 73 | funding a study on the effects of aging on driving ability and
 74 | an advisory council, the Biomedical Research Trust Fund, or the
 75 | Johnny Bryars Byrd, Sr., Trust Fund for Alzheimer's Research
 76 | shall be deposited into the General Revenue Fund.

77 | Section 3. Subsection (13) is added to section 318.21,
 78 | Florida Statutes, to read:

79 | 318.21 Disposition of civil penalties by county
 80 | courts.--All civil penalties received by a county court pursuant
 81 | to the provisions of this chapter shall be distributed and paid
 82 | monthly as follows:



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83 (13) The additional fines and surcharges provided for
84 under s. 318.1225 must be collected and distributed by the clerk
85 of the court as provided in that section.

86 Section 4. Section 322.287, Florida Statutes, is created
87 to read:

88 322.287 Reinstatement fees.--

89 (1) In addition to any other fines, fees, or charges
90 imposed, the department shall impose an additional \$50 fee for
91 reinstating and returning a license suspended pursuant to s.
92 322.27.

93 (2) In addition to any other fines, fees, or charges
94 imposed, the department shall impose an additional \$500 fee for
95 reinstating and returning a license suspended pursuant to s.
96 322.2615 or s. 322.2616.

97 (3) No driving privileges shall be reinstated until
98 complete payment of the applicable fees under this section.

99 (4) All moneys collected pursuant to this section shall be
100 distributed in the manner provided in s. 318.1225.

101 Section 5. This act shall take effect October 1, 2003.