



HB 0189

2003  
CS

CHAMBER ACTION

The Committee on Finance & Tax 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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28        (1) Notwithstanding s. 318.121 and in addition to the  
29 stated fines in s. 318.18, the court shall impose an additional  
30 \$25 for all moving violations and an additional \$10 for all  
31 nonmoving violations.

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

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

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

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



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56 driving ability and the creation of an advisory council for that  
57 purpose, the next \$1 million shall be distributed to the  
58 department to fund the study and the creation and operation of  
59 the advisory council. The remaining funds shall be distributed  
60 as follows:

61 1. Twenty-five million dollars shall be remitted annually  
62 to the Biomedical Research Trust Fund in the Department of  
63 Health established under s. 20.435.

64 2. Twenty-five million dollars shall be remitted annually  
65 to the Johnnie Bryars Byrd, Sr., Trust Fund for Alzheimer's  
66 Research, contingent upon the creation of the trust fund by July  
67 1, 2004.

68 3. All other funds shall be deposited in the General  
69 Revenue Fund.

70 Section 3. Subsection (13) is added to section 318.21,  
71 Florida Statutes, to read:

72 318.21 Disposition of civil penalties by county  
73 courts.--All civil penalties received by a county court pursuant  
74 to the provisions of this chapter shall be distributed and paid  
75 monthly as follows:

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

79 Section 4. Section 322.287, Florida Statutes, is created  
80 to read:

81 322.287 Reinstatement fees.--

82 (1) In addition to any other fines, fees, or charges  
83 imposed, the department shall impose an additional \$50 fee for



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84 reinstating and returning a license suspended pursuant to s.  
85 322.27.

86 (2) In addition to any other fines, fees, or charges  
87 imposed, the department shall impose an additional \$500 fee for  
88 reinstating and returning a license suspended pursuant to s.  
89 322.2615 or s. 322.2616.

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

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

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