

By the Committee on Banking and Insurance; and Senators Atwater, Dockery, Peaden, Bennett and Haridopolos

311-2128-04

1 A bill to be entitled
2 An act relating to state vehicles; amending s.
3 287.17, F.S.; providing that the term "official
4 state business" shall be construed to permit
5 the use of state vehicles by law enforcement
6 officers for going to and from lunch breaks and
7 incidental stops for personal errands; creating
8 s. 284.311, F.S.; providing reimbursement for
9 certain off-duty use; providing for rules;
10 providing an effective date.

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

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14 Section 1. Subsection (3) of section 287.17, Florida
15 Statutes, is amended to read:

16 287.17 Limitation on use of motor vehicles and
17 aircraft.--

18 (3)(a) The term "official state business" may not be
19 construed to permit the use of a motor vehicle or aircraft for
20 commuting purposes, unless special assignment of a motor
21 vehicle is authorized as a perquisite by the Department of
22 Management Services, required by an employee after normal duty
23 hours to perform duties of the position to which assigned, or
24 authorized for an employee whose home is the official base of
25 operation.

26 (b) For motor vehicles used by a state employee whose
27 duties are those of a law enforcement officer, as defined in
28 s. 943.10, the term "official state business" shall be
29 construed to permit the use of the vehicle during normal duty
30 hours to and from lunch or meal breaks and incidental stops
31 for personal errands, but not substantial deviations from

1 official state business, if such use is at the direction of or
2 with the permission of the agency head.

3 Section 2. Section 284.311, Florida Statutes, is
4 created to read:

5 284.311 Property damage coverage for state-owned
6 vehicles.--If a state employee whose duties are those of a law
7 enforcement officer, as defined in s. 943.10, uses the motor
8 vehicle for off-duty work for which he or she must reimburse
9 the state, that reimbursement must include a reimbursement for
10 property damage coverage on the motor vehicle while it is used
11 for the off-duty work. The Division of Risk Management within
12 the Department of Financial Services shall adopt rules
13 assessing the amount of such reimbursement for the actual
14 costs of coverage associated with off-duty coverage and may
15 adopt rules that provide for a deductible in an amount of not
16 more than \$500 per incident when the employee is determined to
17 be at fault in the incident and was using the motor vehicle in
18 approved activities for which he or she was liable to
19 reimburse the state.

20 Section 3. This act shall take effect July 1, 2004.

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22 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
23 COMMITTEE SUBSTITUTE FOR
24 Senate Bill 1934

25 Amends and expands the definition of the term, "official state
26 business" in s. 287.17, F.S, to include the use of a vehicle
27 by a state law enforcement officer during normal duty hours to
28 and from lunch breaks or meal breaks and incidental stops for
29 personal errands but not substantial deviations from official
30 state business.

31 Requires a state law enforcement officer who uses a vehicle
for off-duty work for which reimbursement to the state is
required to provide reimbursement to the state for the actual
costs rather than the reasonable costs of property damage
coverage associated with such off-duty use of the vehicle.