

CHAMBER ACTION

1 The Committee on State Administration recommends the following:

2
3 **Committee Substitute**

4 Remove the entire bill and insert:

5 A bill to be entitled

6 An act relating to state vehicles; creating s. 284.311,
7 F.S.; requiring certain state employees using state-owned
8 vehicles for off-duty work to reimburse the state for
9 property damage coverage for such use; requiring the
10 Division of Risk Management of the Department of Financial
11 Services to adopt rules for such reimbursement and
12 insurance coverage; amending s. 287.17, F.S.; construing
13 the term "official state business" to permit the use of
14 state vehicles by law enforcement officers for going to
15 and from lunch breaks and incidental stops for personal
16 errands; providing an effective date.

17
18 Be It Enacted by the Legislature of the State of Florida:

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20 Section 1. Section 284.311, Florida Statutes, is created
21 to read:

22 284.311 Property damage coverage for state-owned
23 vehicles.--If a state employee whose duties are those of a law

24 enforcement officer, as defined in s. 943.10, uses the motor
 25 vehicle for off-duty work for which he or she must reimburse the
 26 state, that reimbursement must include a reimbursement for
 27 property damage coverage on the motor vehicle while the vehicle
 28 is used for the off-duty work. The Division of Risk Management
 29 within the Department of Financial Services shall adopt rules
 30 assessing the amount of such reimbursement for the actual costs
 31 of coverage associated with off-duty coverage and may adopt
 32 rules that provide for a deductible in an amount of not more
 33 than \$500 per incident when the employee is determined to be at
 34 fault in the incident and was using the motor vehicle in
 35 approved activities for which he or she was liable to reimburse
 36 the state.

37 Section 2. Subsection (3) of section 287.17, Florida
 38 Statutes, is amended to read:

39 287.17 Limitation on use of motor vehicles and aircraft.--

40 (3)(a) The term "official state business" may not be
 41 construed to permit the use of a motor vehicle or aircraft for
 42 commuting purposes, unless special assignment of a motor vehicle
 43 is authorized as a perquisite by the Department of Management
 44 Services, required by an employee after normal duty hours to
 45 perform duties of the position to which assigned, or authorized
 46 for an employee whose home is the official base of operation.

47 (b) For motor vehicles used by a state employee whose
 48 duties are those of a law enforcement officer, as defined in s.
 49 943.10, the term "official state business" shall be construed to
 50 permit the use of the vehicle during normal duty hours to and
 51 from lunch or meal breaks and incidental stops for personal

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52 | errands, but not substantial deviations from official state
53 | business, if such use is at the direction of or with the
54 | permission of the agency head.

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