

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: CS/HB 707

Motor Vehicle Registration

SPONSOR(S): Traviesa

TIED BILLS:

IDEN./SIM. BILLS: CS/SB 630

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR
1) <u>Committee on Infrastructure</u>	<u>7 Y, 2 N</u>	<u>Cortese</u>	<u>Miller</u>
2) <u>Economic Expansion & Infrastructure Council</u>	<u>13 Y, 1 N, As CS</u>	<u>Cortese/ Madsen</u>	<u>Tinker</u>
3) <u>Policy & Budget Council</u>	<u></u>	<u></u>	<u></u>
4) <u></u>	<u></u>	<u></u>	<u></u>
5) <u></u>	<u></u>	<u></u>	<u></u>

SUMMARY ANALYSIS

This bill requires that application and renewal forms for motor vehicle registration and driver's license, renewal driver's license and duplicate driver's license applications include an option to make a voluntary contribution of \$1 to Family First, a nonprofit organization located in Tampa, Florida. A voluntary check-off box would be added to these Department of Highway Safety & Motor Vehicle (DHSMV) application forms.

Florida Statutes require organizations to submit to the DHSMV a request for the particular contribution being sought, an application fee not to exceed \$10,000, a short-term and long-term marketing plan, and an analysis outlining anticipated revenues and planned expenditures of such revenues. DHSMV must receive this information at least 90 days before convening of the next regular session. Family First has met these requirements.

This bill shall take effect October 1, 2008.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. HOUSE PRINCIPLES ANALYSIS:

This bill does not appear to implicate any of the House Principles.

B. EFFECT OF PROPOSED CHANGES:

Section 320.02, F.S., provides vehicle owners with an opportunity to make voluntary contributions to six organizations or causes when registering a vehicle or when renewing a vehicle registration:

- Transportation Disadvantaged Trust Fund,
- Prevent Blindness Florida,
- Florida Mothers Against Drunk Driving, Inc.,
- Southeastern Guide Dogs, Inc.,
- Stop Heart Disease, and
- Children's Hearing Help Fund

Similarly, s. 322.08, F.S., provides driver license applicants with an opportunity to make voluntary contributions to six organizations or causes when applying for, or renewing a license:

- Election Campaign Financing Trust Fund,
- Florida Organ and Tissue Donor Education and Procurement Trust Fund,
- Florida Council of the Blind,
- Hearing Research Institute, Incorporated,
- Juvenile Diabetes Foundation International, and
- Children's Hearing Help Fund.

Currently, Family First is not an option for a voluntary contribution on motor vehicle registration and registration renewal forms, or on driver's license applications. By adding a voluntary check-off box for Family First to the forms, it will give applicants the option to contribute funds to this organization. Family First is a nonprofit organization based in Tampa, Florida. Family First's mission "is to strengthen the family by establishing family as a top priority in people's lives and by promoting principles for building marriages and raising children."¹

Voluntary check-off contributions on vehicle registrations and driver's licenses must be authorized by a statutory change. Florida Statutes require organizations to submit to the Department of Highway Safety and Motor Vehicles a request for the particular contribution being sought, an application fee not to exceed \$10,000, a short-term and long-term marketing plan, and an analysis outlining anticipated revenues and planned expenditures of such revenues. DHSMV must receive this information at least 90 days before convening of the next regular session.² Family First has met these requirements.³

C. SECTION DIRECTORY:

Section 1- Adds a paragraph to subsection (16) of section 320.02, F.S., to include language on vehicle registration forms permitting a voluntary contribution to Family First, a nonprofit organization located in Tampa.

¹ Family First website, familyfirst.net

² Section 320.023, F.S., sets out requirements for vehicle registration check-offs and s. 322.081, F.S., sets out the similar requirements for driver's license check-offs.

³ Letter from DHSMV, dated 1/16/08

Section 2- Subsection (6) of section 322.08, F.S., is amended to include language permitting a voluntary contribution to Family First on the application form for a driver's license or duplicate license.

Section 3- Amends section 322.18(9)(a), F.S., to include language on renewal of driver's license forms permitting a voluntary contribution to Family First, a nonprofit organization located in Tampa.

Section 4- Provides an effective date of October 1, 2008.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

1. Revenues:

None.

2. Expenditures:

This bill will require programming modifications to the Department's Florida Driver License Information System.⁴ The cost of these modifications will be covered by Family First's \$10,000 application fee.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None.

2. Expenditures:

None.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

Motorists who decide to donate would pay an additional dollar for vehicle registrations and driver's licenses. Revenue generated by this optional contribution to the Family First organization is based on public interest and is therefore indeterminate.

D. FISCAL COMMENTS:

None.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

Not applicable because the bill does not appear to: require counties or cities to spend funds or take action requiring the expenditure of funds; reduce the authority that cities or counties have to raise revenues in the aggregate; or reduce the percentage of a state tax shared with cities or counties.

3. Other:

None.

⁴ DHSMV Bill Analysis, HB 707

B. RULE-MAKING AUTHORITY:

N/A

C. DRAFTING ISSUES OR OTHER COMMENTS:

DHSMV recommends that this act take effect October 1, 2008 instead of July 1, 2008 to allow time for implementation. The sponsor's staff has indicated that the sponsor is willing to offer an amendment to make this change.

D. STATEMENT OF THE SPONSOR

No statement submitted.

IV. AMENDMENTS/COUNCIL SUBSTITUTE CHANGES

On March 6, 2008, two amendments were adopted by the Infrastructure Committee. The first amendment added a voluntary check-off box for Family First to the driver's license renewal form and the second amendment changed the effective date to October 1, 2008. The bill was reported favorably with the amendments.

On April 11, 2008, HB 707 was heard by the Economic Expansion and Infrastructure Council. The bill was reported favorably as a council substitute.