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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/25/2009	.	
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The Committee on Transportation (Baker) recommended the following:

Senate Amendment (with title amendment)

Delete lines 12 - 21

and insert:

Section 1. Paragraph (cc) of subsection (4) of section 320.08056, Florida Statutes, is amended, and paragraphs (qqq) and (rrr) are added that section, to read:

320.08056 Specialty license plates.—

(4) The following license plate annual use fees shall be collected for the appropriate specialty license plates:

(cc) Choose Life license plate, \$25 ~~\$20~~.



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12 (qqq) Let's Go Surfing license plate, \$25.

13 (rrr) Florida Horse Park license plate, \$25.

14 Section 2. Subsection (29) of section 320.08058, Florida
15 Statutes, is amended, and subsections (69) and (70) are added to
16 that section, to read:

17 320.08058 Specialty license plates.—

18 (29) CHOOSE LIFE LICENSE PLATES.—

19 (a) The department shall develop a Choose Life license
20 plate as provided in this section. The word "Florida" must
21 appear at the bottom of the plate, and the words "Choose Life"
22 must appear at the top of the plate.

23 (b) The annual use fees shall be distributed quarterly to
24 Choose Life, Inc., a nonprofit corporation under s. 501(c)(3) of
25 the Internal Revenue Code, with a list of ~~annually to each~~
26 county in the ratio that the annual use fees collected by each
27 county bears to the total fees collected for the plates within
28 the state.

29 (c) Up to 10 percent of the fees may be used for
30 administrative costs directly associated with the operations of
31 Choose Life, Inc., and activities by Choose Life, Inc., to
32 promote adoption and to market the license plate in the state.
33 Choose Life, Inc., shall administer distribution of the
34 remaining ~~Each county shall distribute the funds to~~
35 ~~nongovernmental,~~ not-for-profit agencies whose ~~within the~~
36 ~~county, which agencies' services primarily consist of are~~
37 ~~limited to~~ counseling and meeting the physical needs of pregnant
38 women who are considering ~~committed to~~ placing their children
39 for adoption.

40 1. Funds may not be distributed to any agency that is



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41 involved or associated with abortion activities, including
42 counseling for or referrals to abortion clinics, providing
43 medical abortion-related procedures, or proabortion advertising,
44 and funds may not be distributed to any agency that charges
45 women for services received.

46 2. Choose Life, Inc., may, from time to time, establish
47 criteria pertaining to appropriate percentages of expenditures
48 on items, including, but not limited to, physical needs of
49 women, physical needs of infants awaiting adoption, counseling,
50 advertising, and training.

51 3. Choose Life license plate funds generated in counties
52 that do not have a qualified service provider shall be
53 distributed by Choose Life, Inc., to qualified service providers
54 in other counties.

55 4. Funds may not be removed from a county that has active
56 qualified service providers for distribution to service
57 providers in other counties unless the year-end unused fund
58 balance exceeds 20 percent of the county's annual Choose Life
59 license plate revenues for 3 consecutive years. If a year-end
60 fund balance exceeds 20 percent of a county's annual revenues
61 for 3 consecutive years, such balance may be distributed by
62 Choose Life, Inc., to qualified service providers in other
63 counties.

64 ~~1. Agencies that receive the funds must use at least 70~~
65 ~~percent of the funds to provide for the material needs of~~
66 ~~pregnant women who are committed to placing their children for~~
67 ~~adoption, including clothing, housing, medical care, food,~~
68 ~~utilities, and transportation. Such funds may also be expended~~
69 ~~on infants awaiting placement with adoptive parents.~~



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70 ~~2. The remaining funds may be used for adoption,~~
71 ~~counseling, training, or advertising, but may not be used for~~
72 ~~administrative expenses, legal expenses, or capital~~
73 ~~expenditures.~~

74 ~~5.3. Each service provider agency that receives such funds~~
75 ~~must submit an annual attestation to Choose Life, Inc., which~~
76 ~~shall, upon request, make copies available to a state agency~~
77 ~~charged with auditing the county. Any unused funds that exceed~~
78 ~~10 percent of the funds received by an agency during its fiscal~~
79 ~~year must be returned to the county, which shall distribute them~~
80 ~~to other qualified agencies.~~

81 ~~6. Choose Life license plate use fees generated in this~~
82 ~~state may be spent only on activities within the state.~~

83 ~~(d)1. Within 90 days after the effective date of this act,~~
84 ~~county commissions that have never distributed Choose Life funds~~
85 ~~shall forward such funds to Choose Life, Inc., for distribution.~~

86 ~~2. Within 180 days after the effective date of this act,~~
87 ~~county commissions that have been distributing Choose Life funds~~
88 ~~shall forward fund balances to Choose Life, Inc., for~~
89 ~~distribution.~~

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91
92 ===== T I T L E A M E N D M E N T =====

93 And the title is amended as follows:

94 Delete line 3

95 and insert:

96 ss. 320.08056 and 320.08058, F.S.; revising the annual
97 use fee for the Choose Life license plate; revising
98 provisions for distribution of such use fees; creating



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the