

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Reagan offered the following:

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3 **Amendment (with title amendment)**

4 Remove lines 266-295 and insert:

5 Section 4. Subsection (6) of section 316.0745, Florida
6 Statutes, is amended to read:

7 316.0745 Uniform signals and devices.--

8 (6) Any system of traffic control devices controlled and
9 operated from a remote location by electronic computers or
10 similar devices must ~~shall~~ meet all requirements established for
11 the uniform system, and, if where such a system affects ~~systems~~
12 ~~affect~~ the movement of traffic on state roads, the design of the
13 system must ~~shall~~ be reviewed and approved by the Department of
14 Transportation.

15 Section 5. Section 316.07456, Florida Statutes, is created
16 to read:

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17 316.07456 Grandfather clause.--

18 (1) Any traffic infraction detector deployed on the
19 streets and highways of the state must meet the contract
20 specifications established by the Department of Transportation
21 and must be tested at regular intervals according to procedures
22 prescribed by that department.

23 (2) Notwithstanding any provision of law to the contrary,
24 prior to September 30, 2010, nothing in this act shall prohibit
25 any county or municipality from utilizing red light traffic
26 enforcement devices of any type or from enforcing violations of
27 s. 316.074(1) or s. 316.075(1)(c) or other red light traffic
28 enforcement ordinances if such county or municipality has
29 enacted an ordinance to enforce red light violations or has
30 entered into a contract to purchase or lease equipment to
31 enforce red light violations prior to the effective date of this
32 act.

33 (3) Counties and municipalities using grandfathered
34 equipment pursuant to subsection (2) shall charge violators a
35 \$150 penalty. One-fifth of the penalty shall be remitted by the
36 county or municipality to the Department of Revenue for deposit
37 into the State Transportation Trust Fund, one-fifth shall be
38 remitted to the Department of Revenue for deposit into the
39 Department of Health Administrative Trust Fund, and three-fifths
40 shall be retained by the county or municipality. Funds deposited
41 into the Department of Health Administrative Trust Fund under
42 this subsection shall be distributed as provided in s.
43 395.4036(1)(a) as if such funds had been collected under s.
44 316.0083.

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45 (4) This section expires October 1, 2010.

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T I T L E A M E N D M E N T

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Remove line 35 and insert:

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specifications; creating s. 316.07456, F.S.; providing for

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preexisting equipment; requiring counties and municipalities

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that enacted an ordinance to enforce red light violations or

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entered into a contract to purchase or lease equipment to

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enforce red light violations prior to the effective date of this

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act to charge a certain penalty amount;