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LEGISLATIVE ACTION

Senate

House

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Floor: 4/AD/2R

04/27/2010 04:04 PM

Senator Gardiner moved the following:

Senate Amendment

Delete lines 1371 - 1480

and insert:

Section 26. Subsections (70), (71), and (72) are added to section 320.08058, Florida Statutes, to read:

320.08058 Specialty license plates.—

(70) HISPANIC ACHIEVERS LICENSE PLATES.—

(a) Notwithstanding the requirements of s. 320.08053, the department shall develop a Hispanic Achievers license plate as provided in this section. The plate must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "Hispanic



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14 Achievers" must appear at the bottom of the plate.

15 (b) The proceeds from the license plate annual use fee
16 shall be distributed to National Hispanic Corporate Achievers,
17 Inc., a nonprofit corporation under s. 501(c)(3) of the Internal
18 Revenue Code, to fund grants to nonprofit organizations to
19 operate programs and provide scholarships and for marketing the
20 Hispanic Achievers license plate. National Hispanic Corporate
21 Achievers, Inc., shall establish a Hispanic Achievers Grant
22 Council that shall provide recommendations for statewide grants
23 from available Hispanic Achievers license plate proceeds to
24 nonprofit organizations for programs and scholarships for
25 Hispanic and minority Floridians. National Hispanic Corporate
26 Achievers, Inc., shall also establish a Hispanic Achievers
27 License Plate Fund. Moneys in the fund shall be used by the
28 grant council as provided in this paragraph. All funds received
29 under this subsection must be used in this state.

30 (c) National Hispanic Corporate Achievers, Inc., may retain
31 all proceeds from the annual use fee until documented startup
32 costs for developing and establishing the plate have been
33 recovered. Thereafter, the proceeds from the annual use fee
34 shall be used as follows:

35 1. Up to 10 percent of the proceeds may be used for the
36 cost of administration of the Hispanic Achievers License Plate
37 Fund, the Hispanic Achievers Grant Council, and related matters.

38 2. Funds may be used as necessary for annual audit or
39 compliance affidavit costs.

40 3. Twenty-five percent of the proceeds shall be used by the
41 Hispanic Corporate Achievers, Inc., located in Seminole County,
42 for grants.



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43 4. The remaining proceeds shall be available to the
44 Hispanic Achievers Grant Council to award grants for services,
45 programs, or scholarships for Hispanic and minority individuals
46 and organizations throughout Florida. All grant recipients must
47 provide to the Hispanic Achievers Grant Council an annual
48 program and financial report regarding the use of grant funds.
49 Such reports must be available to the public.

50 (71) CHILDREN FIRST LICENSE PLATES.—

51 (a) Upon Children First Florida, Inc., meeting the
52 requirements of s. 320.08053, the department shall develop a
53 Children First license plate as provided in this section. The
54 plate must bear the colors and design approved by the
55 department. The word "Florida" must appear at the top of the
56 plate, and the words "Children First" must appear at the bottom
57 of the plate.

58 (b) The proceeds from the license plate annual use fee
59 shall be distributed to Children First Florida, Inc., which
60 shall retain all proceeds until the startup costs to develop and
61 establish the plates have been recovered. Thereafter, the
62 proceeds shall be used as follows:

63 1. A maximum of 10 percent of the proceeds may be used to
64 administer the license plate program, for direct administrative
65 costs associated with the operations of Children First Florida,
66 Inc., and to promote and market the license plates.

67 2. The remaining fees shall be used by Children First
68 Florida, Inc., to fund public schools in this state, including
69 teacher salaries.

70 (72) VETERANS OF FOREIGN WARS LICENSE PLATES.—

71 (a) Upon Veterans of Foreign Wars, Department of Florida,



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72 meeting the requirements of s. 320.08053, the department shall
73 develop a Veterans of Foreign Wars license plate as provided in
74 this section. The plates must bear the colors and design
75 approved by the department and must incorporate the Great Seal
76 of the Veterans of Foreign Wars of the United States as
77 described in Art. VIII, s. 801 of the Congressional Charter and
78 By-Laws of the Veterans of Foreign Wars of the United States.
79 The word "Florida" must appear at the top of the plate, and the
80 words "Veterans of Foreign Wars" must appear at the bottom of
81 the plate.

82 (b) The Veterans of Foreign Wars, Department of Florida,
83 shall retain all revenues from the sale of such plates until all
84 startup costs for developing and issuing the plates have been
85 recovered. Thereafter, 60 percent shall be distributed to the
86 Veterans of Foreign Wars, Department of Florida, to support the
87 Voice of Democracy and Patriots' Pen Scholarship programs, to
88 support high school and college ROTC programs, and for
89 administration and marketing the plate; 20 percent shall be
90 distributed to the direct-support organization created under s.
91 292.055 under the Florida Department of Veterans' Affairs; and
92 20 percent shall be distributed to the direct-support
93 organization created under s. 250.115 under the Florida
94 Department of Military Affairs. From the funds distributed to
95 the Veterans of Foreign Wars, Department of Florida, an amount
96 not to exceed 10 percent of the annual revenues received from
97 the sale of the plate may be used for administration and
98 marketing the plate.

99 Section 27. The amendments to s. 320.08053, Florida
100 Statutes, shall not apply to organizations that are exempt from



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101 the moratorium contained in section 45 of chapter 2008-176, Laws
102 of Florida, and that have complied with the provisions of s.
103 320.08053, Florida Statutes (2009).

104 Section 28. The Department of Highway Safety and Motor
105 Vehicles may not establish any new voluntary contributions on
106 the motor vehicle registration form under s. 320.023, Florida
107 Statutes, or the driver's license application form under s.
108 322.081, Florida Statutes, between July 1, 2010, and July 1,
109 2013. However, the department may establish a voluntary
110 contribution for an organization that has:

111 (1) (a) Submitted a request to establish a voluntary
112 contribution on a motor vehicle registration application under
113 s. 320.023, Florida Statutes, or a driver's license application
114 under s. 322.081, Florida Statutes, to the department before May
115 1, 2010; and

116 (b) Submitted a valid financial analysis, marketing
117 strategy, and application fee before September 1, 2010; or

118 (2) Filed a bill during the 2010 Legislative Session to
119 establish a voluntary contribution and have met the requirements
120 of s. 320.023 or s. 322.081, Florida Statutes.