

By Senator Bennett

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1                                   A bill to be entitled  
2           An act relating to uniform traffic control; creating  
3           the "Mark Wandall Traffic Safety Act"; amending s.  
4           316.003, F.S.; defining the term "traffic infraction  
5           detector"; creating s. 316.0083, F.S.; creating the  
6           Mark Wandall Traffic Safety Program to be administered  
7           by the Department of Transportation; requiring a  
8           county or municipality to enact an ordinance in order  
9           to use a traffic infraction detector to identify a  
10          motor vehicle that fails to stop at a traffic control  
11          signal steady red light; requiring such detectors to  
12          meet department contract specifications; requiring  
13          authorization of a traffic infraction enforcement  
14          officer or a code enforcement officer to issue and  
15          enforce a ticket for such violation; requiring  
16          signage; requiring certain public awareness  
17          procedures; requiring the ordinance to establish a  
18          fine of a certain amount; requiring the ordinance to  
19          provide for installing, maintaining, and operating  
20          such detectors on rights-of-way owned or maintained by  
21          the department, county, or municipality; prohibiting  
22          additional charges; exempting emergency vehicles;  
23          providing that the registered owner of the motor  
24          vehicle involved in the violation is responsible and  
25          liable for payment of the fine assessed; providing  
26          exceptions; providing procedures for disposition and  
27          enforcement of tickets; providing for a person to  
28          contest such ticket; providing for disposition of  
29          revenue collected; providing complaint procedures;

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30 providing for the Legislature to exclude a county or  
31 municipality from the program; requiring reports from  
32 participating municipalities and counties to the  
33 department; requiring the department to make reports  
34 to the Governor and the Legislature; amending s.  
35 316.0745, F.S.; providing that traffic infraction  
36 detectors must meet certain specifications; creating  
37 s. 316.07456, F.S.; providing for preexisting  
38 equipment; requiring counties and municipalities that  
39 enacted an ordinance to enforce red light violations  
40 or entered into a contract to purchase or lease  
41 equipment to enforce red light violations before the  
42 effective date of this act to charge a certain penalty  
43 amount; requiring counties or municipalities that have  
44 acquired such equipment pursuant to an agreement  
45 entered into before the effective date of this act to  
46 make certain payments to the state; providing for  
47 future expiration of such provisions; creating s.  
48 316.0776, F.S.; providing for placement and  
49 installation of detectors on the State Highway System,  
50 county roads, and city streets; amending s. 316.1967,  
51 F.S.; providing for inclusion of persons with  
52 outstanding violations in a list sent to the  
53 Department of Highway Safety and Motor Vehicles for  
54 enforcement purposes; amending s. 395.4036, F.S.;  
55 providing for distribution of funds to trauma centers,  
56 certain hospitals, certain nursing homes, and certain  
57 health units and programs, to be used for specified  
58 purposes; correcting a cross-reference; ratifying

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59 prior enforcement actions; providing for severability;  
60 providing an effective date.

61  
62 Be It Enacted by the Legislature of the State of Florida:

63  
64 Section 1. This act may be cited as the "Mark Wandall  
65 Traffic Safety Act."

66 Section 2. Subsection (86) is added to section 316.003,  
67 Florida Statutes, to read:

68 316.003 Definitions.—The following words and phrases, when  
69 used in this chapter, shall have the meanings respectively  
70 ascribed to them in this section, except where the context  
71 otherwise requires:

72 (86) TRAFFIC INFRACTION DETECTOR.—A vehicle sensor  
73 installed to work in conjunction with a traffic control signal  
74 and a camera or cameras synchronized to automatically record two  
75 or more sequenced photographic or electronic images or streaming  
76 video of only the rear of a motor vehicle at the time the  
77 vehicle fails to stop behind the stop bar or clearly marked stop  
78 line when facing a traffic control signal steady red light. Any  
79 ticket issued by the use of a traffic infraction detector must  
80 include a photograph or other recorded image showing both the  
81 license tag of the offending vehicle and the traffic control  
82 device being violated.

83 Section 3. Section 316.0083, Florida Statutes, is created  
84 to read:

85 316.0083 Mark Wandall Traffic Safety Program;  
86 administration; report.—

87 (1) There is created the Mark Wandall Traffic Safety

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88 Program governing the operation of traffic infraction detectors.  
89 The program shall be administered by the Department of  
90 Transportation and shall include the following provisions:

91 (a) In order to use a traffic infraction detector, a county  
92 or municipality must enact an ordinance that provides for the  
93 use of a traffic infraction detector to enforce s.  
94 316.075(1)(c), which requires the driver of a vehicle to stop  
95 the vehicle when facing a traffic control signal steady red  
96 light on the streets and highways under the jurisdiction of the  
97 county or municipality. The traffic infraction detector must  
98 conform to the contract specifications adopted by the Department  
99 of Transportation under s. 316.0776. A county or municipality  
100 may install such detectors on state, county, or municipal  
101 rights-of-way within the boundaries of that county or  
102 municipality. Only a municipality may install or authorize the  
103 installation of any such detectors within the incorporated area  
104 of the municipality. A municipality may authorize the state or  
105 county to install such detectors within its incorporated area.  
106 Only a county may install or authorize the installation of any  
107 such detectors within the unincorporated area of the county. A  
108 county may authorize the state to install such detectors in the  
109 unincorporated area of the county. A county or municipality that  
110 operates a traffic infraction detector must authorize a traffic  
111 infraction enforcement officer or a code enforcement officer to  
112 issue a ticket for a violation of s. 316.075(1)(c) and to  
113 enforce the payment of the ticket for such violation. This  
114 paragraph does not authorize a traffic infraction enforcement  
115 officer or a code enforcement officer to carry a firearm or  
116 other weapon and does not authorize such an officer to make

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117 arrests. The ordinance must require signs to be posted at  
118 locations designated by the county or municipality providing  
119 notification that a traffic infraction detector may be in use.  
120 Such signage must conform to the specifications adopted by the  
121 Department of Transportation under s. 316.0745. The ordinance  
122 must provide for the county or municipality to install,  
123 maintain, and operate traffic infraction detectors on a right-  
124 of-way owned or maintained by the Department of Transportation  
125 or on a right-of-way owned or maintained by the county or  
126 municipality in which the traffic infraction detector is to be  
127 installed. The ordinance must also require that the county or  
128 municipality make a public announcement and conduct a public  
129 awareness campaign of the proposed use of traffic infraction  
130 detectors at least 30 days before commencing the enforcement  
131 program. In addition, the ordinance must establish a fine of  
132 \$150 to be assessed against the registered owner of a motor  
133 vehicle that fails to stop when facing a traffic control signal  
134 steady red light as determined through the use of a traffic  
135 infraction detector. Any other provision of law to the contrary  
136 notwithstanding, an additional surcharge, fee, or cost may not  
137 be added to the civil penalty authorized by this paragraph.

138 (b) When responding to an emergency call, an emergency  
139 vehicle is exempt from any ordinance enacted under this section.

140 (c) A county or municipality must adopt an ordinance under  
141 this section that provides for the use of a traffic infraction  
142 detector in order to impose a fine on the registered owner of a  
143 motor vehicle for a violation of s. 316.075(1)(c). The fine  
144 shall be imposed in the same manner and is subject to the same  
145 limitations as provided for parking violations under s.

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146 316.1967. Except as specifically provided in this section,  
147 chapter 318 and s. 322.27 do not apply to a violation of s.  
148 316.075(1)(c) for which a ticket has been issued under an  
149 ordinance enacted pursuant to this section. Enforcement of a  
150 ticket issued under the ordinance is not a conviction of the  
151 operator of the motor vehicle, may not be made a part of the  
152 driving record of the operator, and may not be used for purposes  
153 of setting motor vehicle insurance rates. Points under s. 322.27  
154 may not be assessed based upon such enforcement.

155 (d) The procedures set forth in s. 316.1967(2)-(5) apply to  
156 an ordinance enacted pursuant to this section, except that the  
157 ticket must contain the name and address of the person alleged  
158 to be liable as the registered owner of the motor vehicle  
159 involved in the violation, the tag number of the motor vehicle,  
160 the violation charged, a copy of the photographic image or  
161 images evidencing the violation, the location where the  
162 violation occurred, the date and time of the violation,  
163 information that identifies the device that recorded the  
164 violation, and a signed statement by a specifically trained  
165 technician employed by the agency or its contractor that, based  
166 on inspection of photographs or other recorded images, the motor  
167 vehicle was being operated in violation of s. 316.075(1)(c). The  
168 ticket must advise the registered owner of the motor vehicle  
169 involved in the violation of the amount of the fine, the date by  
170 which the fine must be paid, and the procedure for contesting  
171 the violation alleged in the ticket. The ticket must contain a  
172 warning that failure to contest the violation in the manner and  
173 time provided is deemed an admission of the liability and that a  
174 default may be entered thereon. The violation shall be processed

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175 by the county or municipality that has jurisdiction over the  
176 street or highway where the violation occurred or by any entity  
177 authorized by the county or municipality to prepare and mail the  
178 ticket.

179 (e) The ticket shall be sent by first-class mail, addressed  
180 to the registered owner of the motor vehicle, and postmarked no  
181 later than 30 days after the date of the violation.

182 (f)1. The registered owner of the motor vehicle involved in  
183 a violation is responsible and liable for payment of the fine  
184 assessed pursuant to this section unless the owner can establish  
185 that:

186 a. The motor vehicle passed through the intersection in  
187 order to yield right-of-way to an emergency vehicle or as part  
188 of a funeral procession;

189 b. The motor vehicle passed through the intersection at the  
190 direction of a law enforcement officer;

191 c. The motor vehicle was stolen at the time of the alleged  
192 violation;

193 d. The motor vehicle passed through the intersection  
194 because the driver was responding to a medical emergency; or

195 e. A uniform traffic citation was issued to the driver of  
196 the motor vehicle for the alleged violation of s. 316.075(1)(c).

197 2. In order to establish any such fact, the registered  
198 owner of the vehicle must, within 30 days after receipt of  
199 notification of the alleged violation, furnish to the county or  
200 municipality, as appropriate, an affidavit that sets forth  
201 detailed information supporting an exemption under sub-  
202 paragraph 1.a., sub-paragraph 1.b., sub-paragraph 1.c.,  
203 or sub-paragraph 1.e. For an exemption under sub-paragraph

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204 1.c., the affidavit must set forth that the vehicle was stolen  
205 and be accompanied by a copy of the police report indicating  
206 that the vehicle was stolen at the time of the alleged  
207 violation. For an exemption under sub-subparagraph 1.e., the  
208 affidavit must set forth that a citation was issued and be  
209 accompanied by a copy of the citation indicating the time of the  
210 alleged violation and the location of the intersection where it  
211 occurred.

212 (g) A person may contest the determination that such person  
213 failed to stop at a traffic control signal steady red light as  
214 evidenced by a traffic infraction detector by electing to appear  
215 before any judge or hearing officer authorized by law to preside  
216 over a hearing that adjudicates traffic infractions. A person  
217 who elects to appear before the judge or hearing officer to  
218 present evidence is deemed to have waived the limitation of  
219 civil penalties imposed for the violation. The judge or hearing  
220 officer, after hearing, shall determine whether the violation  
221 was committed and may impose a civil penalty not to exceed \$150  
222 plus costs. The judge or hearing officer may take appropriate  
223 measures to enforce the collection of any penalty not paid  
224 within the time permitted by the county, municipality, or court.

225 (h) A certificate sworn to or affirmed by a person  
226 authorized under this section who is employed by or under  
227 contract with the county or municipality where the infraction  
228 occurred, or a facsimile thereof that is based upon inspection  
229 of photographs or other recorded images produced by a traffic  
230 infraction detector, is prima facie evidence of the facts  
231 contained in the certificate. A photograph or other recorded  
232 image evidencing a violation of s. 316.075(1)(c) must be



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233 available for inspection in any proceeding to adjudicate  
234 liability under an ordinance enacted pursuant to this section.

235 (i) In any county or municipality in which tickets are  
236 issued as provided in this section, the names of persons who  
237 have one or more outstanding violations may be included on the  
238 list authorized under s. 316.1967(6).

239 (2) Of the fine imposed pursuant to paragraph (1)(a) or  
240 paragraph (1)(g), \$55 shall be remitted by the county or  
241 municipality to the Department of Revenue for deposit into the  
242 General Revenue Fund, \$20 shall be remitted to the Department of  
243 Revenue for deposit into the Department of Health Administrative  
244 Trust Fund, and \$75 shall be retained by the county or  
245 municipality enforcing the ordinance enacted pursuant to this  
246 section. Funds deposited into the Department of Health  
247 Administrative Trust Fund under this subsection shall be  
248 distributed as provided in s. 395.4036(1).

249 (3) A complaint that a county or municipality is employing  
250 traffic infraction detectors for purposes other than the  
251 promotion of public health, welfare, and safety or in a manner  
252 inconsistent with this section may be submitted to the governing  
253 body of such county or municipality. Such complaints, along with  
254 any investigation and corrective action taken by the county or  
255 municipal governing body, shall be included in the annual report  
256 to the Department of Transportation and in that department's  
257 annual summary report to the Governor, the President of the  
258 Senate, and the Speaker of the House Representatives, as  
259 required by this section. Based on its review of the report, the  
260 Legislature may exclude a county or municipality from further  
261 participation in the program.

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262       (4) (a) Each county or municipality that operates a traffic  
263 infraction detector shall submit an annual report to the  
264 Department of Transportation that details the results of using  
265 the traffic infraction detector and the procedures for  
266 enforcement.

267       (b) The Department of Transportation shall provide an  
268 annual summary report to the Governor, the President of the  
269 Senate, and the Speaker of the House of Representatives  
270 regarding the use and operation of traffic infraction detectors  
271 under this section. The summary report must include a review of  
272 the information submitted to the Department of Transportation by  
273 the counties and municipalities and must describe the  
274 enhancement of the traffic safety and enforcement programs. The  
275 Department of Transportation shall report its recommendations,  
276 including any necessary legislation, on or before December 1,  
277 2010, to the Governor, the President of the Senate, and the  
278 Speaker of the House of Representatives.

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

281       316.0745 Uniform signals and devices.—

282       (6) Any system of traffic control devices controlled and  
283 operated from a remote location by electronic computers or  
284 similar devices must ~~shall~~ meet all requirements established for  
285 the uniform system, and, if where such a system affects systems  
286 ~~affect~~ the movement of traffic on state roads, the design of the  
287 system must ~~shall~~ be reviewed and approved by the Department of  
288 Transportation.

289       Section 5. Section 316.07456, Florida Statutes, is created  
290 to read:

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291 316.07456 Grandfather clause.—

292 (1) Any traffic infraction detector deployed on the streets  
293 and highways of the state must meet the contract specifications  
294 established by the Department of Transportation and must be  
295 tested at regular intervals according to procedures prescribed  
296 by that department.

297 (2) Notwithstanding any provision of law to the contrary,  
298 before September 30, 2011, nothing in this act shall prohibit  
299 any county or municipality from using red light traffic  
300 enforcement devices of any type or from enforcing violations of  
301 s. 316.074(1) or s. 316.075(1)(c) or other red light traffic  
302 enforcement ordinances if such county or municipality has  
303 enacted an ordinance to enforce red light violations or has  
304 entered into a contract to purchase or lease equipment to  
305 enforce red light violations before the effective date of this  
306 act.

307 (3) Counties and municipalities using grandfathered  
308 equipment pursuant to subsection (2) shall charge violators a  
309 \$150 penalty. Of that penalty, \$55 shall be remitted by the  
310 county or municipality to the Department of Revenue for deposit  
311 into the General Revenue Fund, \$20 shall be remitted to the  
312 Department of Revenue for deposit into the Department of Health  
313 Administrative Trust Fund, and \$75 shall be retained by the  
314 county or municipality. Funds deposited into the Department of  
315 Health Administrative Trust Fund under this subsection shall be  
316 distributed as provided in s. 395.4036(1)(a) as if such funds  
317 had been collected under s. 316.0083.

318 (4) This section expires October 1, 2011.

319 Section 6. Section 316.0776, Florida Statutes, is created

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320 to read:

321 316.0776 Traffic infraction detectors; placement and  
322 installation.—Placement and installation of traffic infraction  
323 detectors is allowed on the State Highway System, county roads,  
324 and city streets pursuant to specifications developed by the  
325 Department of Transportation, so long as the safety and  
326 operation of the road facility is not impaired.

327 Section 7. Section 316.1967, Florida Statutes, is amended  
328 to read:

329 316.1967 Liability for payment of parking ticket violations  
330 and other ~~parking~~ violations.—

331 (1) The owner of a vehicle is responsible and liable for  
332 payment of any parking ticket violation unless the owner can  
333 furnish evidence, when required by this subsection, that the  
334 vehicle was, at the time of the parking violation, in the care,  
335 custody, or control of another person. In such instances, the  
336 owner of the vehicle is required, within a reasonable time after  
337 notification of the parking violation, to furnish to the  
338 appropriate law enforcement authorities an affidavit setting  
339 forth the name, address, and driver's license number of the  
340 person who leased, rented, or otherwise had the care, custody,  
341 or control of the vehicle. The affidavit submitted under this  
342 subsection is admissible in a proceeding charging a parking  
343 ticket violation and raises the rebuttable presumption that the  
344 person identified in the affidavit is responsible for payment of  
345 the parking ticket violation. The owner of a vehicle is not  
346 responsible for a parking ticket violation if the vehicle  
347 involved was, at the time, stolen or in the care, custody, or  
348 control of some person who did not have permission of the owner

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349 to use the vehicle. The owner of a leased vehicle is not  
350 responsible for a parking ticket violation and is not required  
351 to submit an affidavit or the other evidence specified in this  
352 section, if the vehicle is registered in the name of the person  
353 who leased the vehicle.

354 (2) Any person who is issued a county or municipal parking  
355 ticket by a parking enforcement specialist or officer is deemed  
356 to be charged with a noncriminal violation and shall comply with  
357 the directions on the ticket. If payment is not received or a  
358 response to the ticket is not made within the time period  
359 specified thereon, the county court or its traffic violations  
360 bureau shall notify the registered owner of the vehicle that was  
361 cited, or the registered lessee when the cited vehicle is  
362 registered in the name of the person who leased the vehicle, by  
363 mail to the address given on the motor vehicle registration, of  
364 the ticket. Mailing the notice to this address constitutes  
365 notification. Upon notification, the registered owner or  
366 registered lessee shall comply with the court's directive.

367 (3) Any person who fails to satisfy the court's directive  
368 waives his or her right to pay the applicable civil penalty.

369 (4) Any person who elects to appear before a designated  
370 official to present evidence waives his or her right to pay the  
371 civil penalty provisions of the ticket. The official, after a  
372 hearing, shall make a determination as to whether a parking  
373 violation has been committed and may impose a civil penalty not  
374 to exceed \$100 or the fine amount designated by county  
375 ordinance, plus court costs. Any person who fails to pay the  
376 civil penalty within the time allowed by the court is deemed to  
377 have been convicted of a parking ticket violation, and the court

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378 shall take appropriate measures to enforce collection of the  
379 fine.

380 (5) Any provision of subsections (2), (3), and (4) to the  
381 contrary notwithstanding, chapter 318 does not apply to  
382 violations of county parking ordinances and municipal parking  
383 ordinances.

384 (6) Any county or municipality may provide by ordinance  
385 that the clerk of the court or the traffic violations bureau  
386 shall supply the department with a magnetically encoded computer  
387 tape reel or cartridge or send by other electronic means data  
388 which is machine readable by the installed computer system at  
389 the department, listing persons who have three or more  
390 outstanding parking violations, including violations of s.  
391 316.1955, or who have one or more outstanding tickets for a  
392 violation of a traffic control signal steady red light  
393 indication issued pursuant to an ordinance adopted under s.  
394 316.0083. Each county shall provide by ordinance that the clerk  
395 of the court or the traffic violations bureau shall supply the  
396 department with a magnetically encoded computer tape reel or  
397 cartridge or send by other electronic means data that is machine  
398 readable by the installed computer system at the department,  
399 listing persons who have any outstanding violations of s.  
400 316.1955 or any similar local ordinance that regulates parking  
401 in spaces designated for use by persons who have disabilities.  
402 The department shall mark the appropriate registration records  
403 of persons who are so reported. Section 320.03(8) applies to  
404 each person whose name appears on the list.

405 Section 8. Subsections (1) and (2) of section 395.4036,  
406 Florida Statutes, are amended to read:

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407 395.4036 Trauma payments.—

408 (1) Recognizing the Legislature's stated intent to provide  
409 financial support to the current verified trauma centers and to  
410 provide incentives for the establishment of additional trauma  
411 centers as part of a system of state-sponsored trauma centers,  
412 the department shall use ~~utilize~~ funds collected under ss.  
413 316.0083 and ~~s.~~ 318.18 and deposited into the Administrative  
414 Trust Fund of the department to ensure the availability and  
415 accessibility of trauma and emergency services throughout the  
416 state as provided in this subsection.

417 (a) Funds collected under ss. 316.0083 and ~~s.~~ 318.18(15)  
418 shall be distributed as follows:

419 1. Eighteen percent of the total funds collected under s.  
420 316.0083 and 20 ~~Twenty~~ percent of the total funds collected  
421 under s. 318.18(15) during the state fiscal year shall be  
422 distributed to verified trauma centers that have a local funding  
423 contribution as of December 31. Distribution of funds under this  
424 subparagraph shall be based on trauma caseload volume for the  
425 most recent calendar year available.

426 2. Thirty-eight percent of the total funds collected under  
427 s. 316.0083 and 40 ~~Forty~~ percent of the total funds collected  
428 under s. 318.18(15) shall be distributed to verified trauma  
429 centers based on trauma caseload volume for the most recent  
430 calendar year available. The determination of caseload volume  
431 for distribution of funds under this subparagraph shall be based  
432 on the department's Trauma Registry data.

433 3. Thirty-eight percent of the total funds collected under  
434 s. 316.0083 and 40 ~~Forty~~ percent of the total funds collected  
435 under s. 318.18(15) shall be distributed to verified trauma

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436 centers based on severity of trauma patients for the most recent  
437 calendar year available. The determination of severity for  
438 distribution of funds under this subparagraph shall be based on  
439 the department's International Classification Injury Severity  
440 Scores or another statistically valid and scientifically  
441 accepted method of stratifying a trauma patient's severity of  
442 injury, risk of mortality, and resource consumption as adopted  
443 by the department by rule, weighted based on the costs  
444 associated with and incurred by the trauma center in treating  
445 trauma patients. The weighting of scores shall be established by  
446 the department by rule.

447 4. Three percent of the total funds collected under s.  
448 316.0083 shall be distributed to public hospitals that qualify  
449 for distributions under s. 409.911(4), that are not verified  
450 trauma centers but are located in trauma service areas, as  
451 defined under s. 395.402, and that do not have a verified trauma  
452 center based on their proportionate number of emergency room  
453 visits on an annual basis. The Agency for Health Care  
454 Administration shall provide the department with a list of  
455 public hospitals and emergency room visits.

456 5. Three percent of the total funds collected under s.  
457 316.0083 shall be distributed equally to crisis stabilization  
458 units, rural health initiatives, and community-based support  
459 programs that provide supports and services for individuals who  
460 have sustained a traumatic brain injury.

461 (b) Funds collected under s. 318.18(5)(c) and (20) ~~(19)~~  
462 shall be distributed as follows:

463 1. Thirty percent of the total funds collected shall be  
464 distributed to Level II trauma centers operated by a public



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465 hospital governed by an elected board of directors as of  
466 December 31, 2008.

467 2. Thirty-five percent of the total funds collected shall  
468 be distributed to verified trauma centers based on trauma  
469 caseload volume for the most recent calendar year available. The  
470 determination of caseload volume for distribution of funds under  
471 this subparagraph shall be based on the department's Trauma  
472 Registry data.

473 3. Thirty-five percent of the total funds collected shall  
474 be distributed to verified trauma centers based on severity of  
475 trauma patients for the most recent calendar year available. The  
476 determination of severity for distribution of funds under this  
477 subparagraph shall be based on the department's International  
478 Classification Injury Severity Scores or another statistically  
479 valid and scientifically accepted method of stratifying a trauma  
480 patient's severity of injury, risk of mortality, and resource  
481 consumption as adopted by the department by rule, weighted based  
482 on the costs associated with and incurred by the trauma center  
483 in treating trauma patients. The weighting of scores shall be  
484 established by the department by rule.

485 (2) Funds deposited in the department's Administrative  
486 Trust Fund for verified trauma centers may be used to maximize  
487 the receipt of federal funds that may be available for such  
488 trauma centers and nontrauma center public hospitals.  
489 Notwithstanding this section and s. 318.14, distributions to  
490 trauma centers may be adjusted in a manner to ensure that total  
491 payments to trauma centers represent the same proportional  
492 allocation as set forth in this section and s. 318.14. For  
493 purposes of this section and s. 318.14, total funds distributed

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494 to trauma centers may include revenue from the Administrative  
495 Trust Fund and federal funds for which revenue from the  
496 Administrative Trust Fund is used to meet state or local  
497 matching requirements. Funds collected under ss. 318.14,  
498 316.0083, and 318.18 and deposited in the Administrative Trust  
499 Fund of the department shall be distributed to trauma centers  
500 and nontrauma center public hospitals on a quarterly basis using  
501 the most recent calendar year data available. Such data shall  
502 not be used for more than four quarterly distributions unless  
503 there are extenuating circumstances as determined by the  
504 department, in which case the most recent calendar year data  
505 available shall continue to be used and appropriate adjustments  
506 shall be made as soon as the more recent data becomes available.

507 Section 9. This act recognizes and ratifies any enforcement  
508 action taken by a county or municipality using a traffic  
509 infraction detector that was installed before the effective date  
510 of this act.

511 Section 10. If any provision of this act or its application  
512 to any person or circumstance is held invalid, the invalidity  
513 shall not affect other provisions or applications of this act  
514 which can be given effect without the invalid provision or  
515 application, and to this end the provisions of this act are  
516 severable.

517 Section 11. This act shall take effect upon becoming a law.