



793196

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
02/22/2011	.	
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The Committee on Health Regulation (Bennett) recommended the following:

1 **Senate** ~~Substitute for Amendment (788614)~~ **(with title**
2 **amendment)**

3
4 Delete lines 103 - 138

5 and insert:

6 Section 6. Section 318.121, Florida Statutes, is amended to
7 read

8 318.121 Preemption of additional fees, fines, surcharges,
9 and costs.—Notwithstanding any general or special law, or
10 municipal or county ordinance, additional fees, fines,
11 surcharges, or costs other than the additional fees, fines,
12 court costs and surcharges assessed under s. 318.18(11), (13),



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13 (18), ~~and~~ (19), and (22) may not be added to the civil traffic
14 penalties assessed in this chapter.

15 Section 7. Subsection (22) is added to section 318.18,
16 Florida Statutes, to read:

17 318.18 Amount of penalties.—The penalties required for a
18 noncriminal disposition pursuant to s. 318.14 or a criminal
19 offense listed in s. 318.17 are as follows:

20 (22) In addition to any penalties or points imposed under
21 subsection s. 316.1923, a person convicted of aggressive
22 careless driving shall also pay:

23 (a) Upon a first violation, a fine of \$100.

24 (b) Upon a second or subsequent conviction, a fine of not
25 less than \$250 but not more than \$500 and be subject to a
26 mandatory hearing under s. 318.19.

27
28 The clerk of the court shall remit the moneys collected from the
29 increased fine imposed by this subsection to the Department of
30 Revenue for deposit into the Department of Health Administrative
31 Trust Fund. Of the funds deposited into the Department of Health
32 Administrative Trust Fund, \$200,000 in the first year after this
33 act takes effect, and \$50,000 in the second and third years,
34 shall be transferred into the Highway Safety Operating Trust
35 Fund to offset the cost of providing educational materials
36 related to this act. Funds deposited into the Department of
37 Health Administrative Trust Fund under this subsection shall be
38 allocated as follows:

39 1. Twenty-five percent shall be allocated equally among all
40 Level I, Level II, and pediatric trauma centers in recognition
41 of readiness costs for maintaining trauma services.



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42 2. Twenty-five percent shall be allocated among Level I,
43 Level II, and pediatric trauma centers based on each center's
44 relative volume of trauma cases as reported in the Department of
45 Health Trauma Registry.

46 3. Twenty-five percent shall be transferred to the
47 Emergency Medical Services Trust Fund and used by the department
48 for making matching grants to emergency medical services
49 organizations as defined in s. 401.107.

50 4. Twenty-five percent shall be transferred to the
51 Emergency Medical Services Trust Fund and made available to
52 rural emergency medical services as defined in s. 401.107, and
53 shall be used solely to improve and expand prehospital emergency
54 medical services in this state. Additionally, these moneys may
55 be used for the improvement, expansion, or continuation of
56 services provided.

57
58
59 ===== T I T L E A M E N D M E N T =====

60 And the title is amended as follows:

61 Delete lines 13 - 15

62 and insert:

63 amending s. 318.121, F.S.; revising the preemption of
64 additional fees, fines, surcharges, and court costs;
65 amending s. 318.18, F.S.; specifying the location of
66 moneys received from the increased fine imposed for
67 aggressive careless driving; amending s. 318.19, F.S.;

68 providing that a