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LEGISLATIVE ACTION

Senate

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House

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Floor: 11/RE/2R

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05/02/2013 07:40 AM

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Senator Brandes moved the following:

1 **Senate Amendment to Amendment (218538) (with title**
2 **amendment)**

3
4 Between lines 1091 and 1092
5 insert:

6 Section 29. Section 320.08062, Florida Statutes, is amended
7 to read:

8 320.08062 Audits and attestations required; annual use fees
9 of specialty license plates.-

10 (1) (a) All organizations that receive annual use fee
11 proceeds from the department are responsible for ensuring that
12 proceeds are used in accordance with ss. 320.08056 and
13 320.08058.



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14 (b) Any organization not subject to audit pursuant to s.
15 215.97 shall annually attest, under penalties of perjury, that
16 such proceeds were used in compliance with ss. 320.08056 and
17 320.08058. The attestation shall be made annually in a form and
18 format determined by the department.

19 (c) Any organization subject to audit pursuant to s. 215.97
20 shall submit an audit report in accordance with rules
21 promulgated by the Auditor General. The annual attestation shall
22 be submitted to the department for review within 9 months after
23 the end of the organization's fiscal year.

24 (2) (a) ~~(2)~~ Within 90 days after receiving an organization's
25 audit or attestation, the department shall determine which
26 recipients of revenues from specialty license plate annual use
27 fees have not complied with subsection (1). If the department
28 determines that an organization has not complied or has failed
29 to use the revenues in accordance with ss. 320.08056 and
30 320.08058, the department must discontinue the distribution of
31 the revenues to the organization until the department determines
32 that the organization has complied. If an organization fails to
33 comply within 12 months after the annual use fee proceeds are
34 withheld by the department, the proceeds shall be deposited into
35 the Highway Safety Operating Trust Fund to offset department
36 costs related to the issuance of specialty license plates.

37 (b) In lieu of discontinuing revenue disbursement pursuant
38 to this subsection, upon determining that a recipient has not
39 complied or has failed to use the revenues in accordance with
40 ss. 320.08056 and 320.08058, F.S., and with the approval of the
41 Legislative Budget Commission, the department is authorized to
42 redirect previously-collected and future revenues to an



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43 organization that is able to perform the same or similar
44 purpose(s) as the original recipient.

45 (3) The department has the authority to examine all records
46 pertaining to the use of funds from the sale of specialty
47 license plates.

48
49 ===== T I T L E A M E N D M E N T =====

50 And the title is amended as follows:

51 Delete line 4718

52 and insert:

53 International Registration Plan; amending s.
54 320.08062, F.S.; redirecting specialty plate funds;
55 providing approval of the Legislature; amending s.
56 320.18,