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LEGISLATIVE ACTION

Senate

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House

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Floor: NC/2R

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03/10/2016 05:28 PM

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Senator Soto moved the following:

Senate Amendment (with title amendment)

Between lines 378 and 379

insert:

Section 11. Section 320.089, Florida Statutes, is amended to read:

320.089 Veterans of the United States Armed Forces; members of National Guard; survivors of Pearl Harbor; Purple Heart and Bronze Star medal recipients; active or retired United States Armed Forces reservists; Combat Infantry Badge, Combat Medical Badge, or Combat Action Badge recipients; Combat Action Ribbon



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12 recipients; Air Force Combat Action Medal recipients;
13 Distinguished Flying Cross recipients; former prisoners of war;
14 Korean War Veterans; Vietnam War Veterans; Operation Desert
15 Shield Veterans; Operation Desert Storm Veterans; Operation
16 Enduring Freedom Veterans; Operation Iraqi Freedom Veterans;
17 Women Veterans; World War II Veterans; and Navy Submariners;
18 special license plates; fee.-

19 (1) (a) Each owner or lessee of an automobile or truck for
20 private use or recreational vehicle as specified in s.
21 320.08(9) (c) or (d), which is not used for hire or commercial
22 use, who is a resident of the state and a veteran of the United
23 States Armed Forces, a Woman Veteran, a World War II Veteran, a
24 Navy Submariner, an active or retired member of the Florida
25 National Guard, a survivor of the attack on Pearl Harbor, a
26 recipient of the Purple Heart medal, a recipient of the Bronze
27 Star medal, an active or retired member of any branch of the
28 United States Armed Forces Reserve, or a recipient of the Combat
29 Infantry Badge, Combat Medical Badge, Combat Action Badge,
30 Combat Action Ribbon, Air Force Combat Action Medal, or
31 Distinguished Flying Cross, upon application to the department,
32 accompanied by proof of release or discharge from any branch of
33 the United States Armed Forces, proof of active membership or
34 retired status in the Florida National Guard, proof of
35 membership in the Pearl Harbor Survivors Association or proof of
36 active military duty in Pearl Harbor on December 7, 1941, proof
37 of being a Purple Heart or Bronze Star medal recipient, proof of
38 active or retired membership in any branch of the United States
39 Armed Forces Reserve, or proof of membership in the Combat
40 Infantrymen's Association, Inc., proof of being a recipient of



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41 the Combat Infantry Badge, Combat Medical Badge, Combat Action
42 Badge, Combat Action Ribbon, Air Force Combat Action Medal, or
43 Distinguished Flying Cross, and upon payment of the license tax
44 for the vehicle as provided in s. 320.08, shall be issued a
45 license plate as provided by s. 320.06 which, in lieu of the
46 serial numbers prescribed by s. 320.06, is stamped with the
47 words "Veteran," "Woman Veteran," "WWII Veteran," "Navy
48 Submariner," "National Guard," "Pearl Harbor Survivor," "Combat-
49 wounded veteran," "Bronze Star," "U.S. Reserve," "Combat
50 Infantry Badge," "Combat Medical Badge," "Combat Action Badge,"
51 "Combat Action Ribbon," "Air Force Combat Action Medal," or
52 "Distinguished Flying Cross," as appropriate, and a likeness of
53 the related campaign medal or badge, followed by the serial
54 number of the license plate. Additionally, the Purple Heart
55 plate may have the words "Purple Heart" stamped on the plate and
56 the likeness of the Purple Heart medal appearing on the plate.

57 (b) Notwithstanding any other provision of law to the
58 contrary, beginning with fiscal year 2002-2003 and annually
59 thereafter, the first \$100,000 in general revenue generated from
60 the sale of license plates issued under this section shall be
61 deposited into the Grants and Donations Trust Fund, as described
62 in s. 296.38(2), to be used for the purposes established by law
63 for that trust fund. Any additional general revenue generated
64 from the sale of such plates shall be deposited into the State
65 Homes for Veterans Trust Fund and used solely to construct,
66 operate, and maintain domiciliary and nursing homes for
67 veterans, subject to the requirements of chapter 216.

68 (c) Any revenue generated from the sale of Woman Veteran
69 license plates must be deposited into the Grants and Donations



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70 ~~Operations and Maintenance~~ Trust Fund administered by the
71 Department of Veterans' Affairs pursuant to s. 20.375(2) ~~s.~~
72 ~~20.375(3)~~ and must be used solely for the purpose of creating
73 and implementing programs to benefit women veterans.
74 Notwithstanding any provisions of law to the contrary, an
75 applicant for a Pearl Harbor Survivor license plate or a Purple
76 Heart license plate who also qualifies for a disabled veteran's
77 license plate under s. 320.084 shall be issued the appropriate
78 special license plate without payment of the license tax imposed
79 by s. 320.08.

80 (2) Each owner or lessee of an automobile or truck for
81 private use, a truck weighing not more than 7,999 pounds, or a
82 recreational vehicle as specified in s. 320.08(9)(c) or (d),
83 which is not used for hire or commercial use who is a resident
84 of this state and who is a former prisoner of war, or his or her
85 unremarried surviving spouse, upon application to the
86 department, shall be issued a license plate as provided in s.
87 320.06, may have the words "Ex-POW" stamped on the plate and the
88 likeness of the Prisoner of War medal ~~with the words "Ex-POW"~~
89 followed by the serial number. Each application shall be
90 accompanied by proof that the applicant meets the qualifications
91 specified in paragraph (a) or paragraph (b).

92 (a) A citizen of the United States who served as a member
93 of the Armed Forces of the United States or the armed forces of
94 a nation allied with the United States who was held as a
95 prisoner of war at such time as the Armed Forces of the United
96 States were engaged in combat, or his or her unremarried
97 surviving spouse, may be issued the special license plate
98 provided for in this subsection without payment of the license



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99 tax imposed by s. 320.08.

100 (b) A person who was serving as a civilian with the consent
101 of the United States Government, or a person who was a member of
102 the Armed Forces of the United States while he or she was not a
103 United States citizen and was held as a prisoner of war when the
104 Armed Forces of the United States were engaged in combat, or his
105 or her unremarried surviving spouse, may be issued the special
106 license plate provided for in this subsection upon payment of
107 the license tax imposed by s. 320.08.

108 (3) Each owner or lessee of an automobile or truck for
109 private use, a truck weighing not more than 7,999 pounds, or a
110 recreational vehicle as specified in s. 320.08(9)(c) or (d),
111 which is not used for hire or commercial use who is a resident
112 of this state and who is the unremarried surviving spouse of a
113 recipient of the Purple Heart medal, upon application to the
114 department accompanied by the payment of the required fees,
115 shall be issued a license plate as provided in s. 320.06 which
116 is stamped with the words "Purple Heart" and the likeness of the
117 Purple Heart medal followed by the serial number. Each
118 application shall be accompanied by proof that the applicant is
119 the unremarried surviving spouse of a recipient of the Purple
120 Heart medal.

121 (4) The owner or lessee of an automobile or truck for
122 private use, a truck weighing not more than 7,999 pounds, or a
123 recreational vehicle as specified in s. 320.08(9)(c) or (d)
124 which is not used for hire or commercial use who is a resident
125 of this state and a current or former member of the United
126 States Armed Forces who was deployed and served in Korea during
127 the Korean War as defined in s. 1.01(14), upon application to



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128 the department accompanied by proof of active membership or
129 former active duty status during the Korean War and payment of
130 the license tax for the vehicle as provided in s. 320.08, shall
131 be issued a license plate as provided by s. 320.06 which, in
132 lieu of the registration license number prescribed by s. 320.06,
133 is stamped with the words "Korean War Veteran" and a likeness of
134 the Korean Service Medal, followed by the registration license
135 number of the plate. Proof that the applicant was awarded the
136 Korean Service Medal is sufficient to establish eligibility for
137 the license plate.

138 (5) The owner or lessee of an automobile or truck for
139 private use, a truck weighing not more than 7,999 pounds, or a
140 recreational vehicle as specified in s. 320.08(9)(c) or (d)
141 which is not used for hire or commercial use who is a resident
142 of this state and a current or former member of the United
143 States military who was deployed and served in Vietnam during
144 United States military deployment in Indochina, upon application
145 to the department accompanied by proof of active membership or
146 former active duty status during these operations and payment of
147 the license tax for the vehicle as provided in s. 320.08, shall
148 be issued a license plate as provided by s. 320.06 which, in
149 lieu of the registration license number prescribed by s. 320.06,
150 is stamped with the words "Vietnam War Veteran" and a likeness
151 of the Vietnam Service Medal, followed by the registration
152 license number of the plate. Proof that the applicant was
153 awarded the Vietnam Service Medal is sufficient to establish
154 eligibility for the license plate.

155 (6) The owner or lessee of an automobile or truck for
156 private use, a truck weighing not more than 7,999 pounds, or a



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157 recreational vehicle as specified in s. 320.08(9)(c) or (d)
158 which is not used for hire or commercial use who is a resident
159 of this state and a current or former member of the United
160 States military who was deployed and served in Saudi Arabia,
161 Kuwait, or another area of the Persian Gulf during Operation
162 Desert Shield or Operation Desert Storm; in Afghanistan during
163 Operation Enduring Freedom; or in Iraq during Operation Iraqi
164 Freedom, upon application to the department accompanied by proof
165 of active membership or former active duty status during one of
166 these operations and payment of the license tax for the vehicle
167 as provided in s. 320.08, shall be issued a license plate as
168 provided by s. 320.06 which, in lieu of the registration license
169 number prescribed by s. 320.06, is stamped with the words
170 "Operation Desert Shield," "Operation Desert Storm," "Operation
171 Enduring Freedom," or "Operation Iraqi Freedom," as appropriate,
172 and a likeness of the related campaign medal followed by the
173 registration license number of the plate. Proof that the
174 applicant was awarded the Southwest Asia Service Medal, Iraq
175 Campaign Medal, Afghanistan Campaign Medal, or Global War on
176 Terrorism Expeditionary Medal is sufficient to establish
177 eligibility for the appropriate license plate.

178 Section 12. Subsection (2) of section 296.11, Florida
179 Statutes, is amended to read:

180 296.11 Funds of home and disposition of moneys.—

181 (2) The home shall deposit all moneys received pursuant to
182 s. 296.15 in ~~into~~ the Grants and Donations Trust Fund. Such
183 moneys deposited in the Grants and Donations Trust Fund must be
184 expended for the common benefit of the residents of the home,
185 such as improved facilities, recreational equipment,



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186 recreational supplies, and goods and services offered or
187 available to all residents, subject to the requirements of
188 chapter 216.

189 Section 13. Subsection (2) of section 296.38, Florida
190 Statutes, is amended to read:

191 296.38 Funds of home and disposition of moneys.-

192 (2) The home may ~~shall be empowered to~~ receive and accept
193 gifts, grants, and endowments ~~in the name of the home~~. All such
194 gifts, grants, and endowments shall ~~are to~~ be used for the
195 benefit of the home and its residents. In the absence of a
196 specific directive from the benefactor, the administrator and,
197 ~~together with~~ the director may, ~~shall have the authority to~~
198 determine how these gifts, grants, and endowments will ~~could~~
199 best benefit the home and its residents ~~unless the benefactor~~
200 ~~requests or instructs that the gift, grant, or endowment be used~~
201 ~~for a specific purpose~~. The home shall deposit all moneys
202 received pursuant to this subsection in ~~into~~ the Grants and
203 Donations Trust Fund. Such moneys deposited in the Grants and
204 Donations Trust Fund shall be expended for the common benefit of
205 the residents of the home, such as recreational equipment and
206 supplies, improved facilities, ~~recreational supplies,~~ and goods
207 and services offered or available to all residents.

208
209 ===== T I T L E A M E N D M E N T =====

210 And the title is amended as follows:

211 Delete line 51

212 and insert:

213 operation of autonomous vehicles; amending s. 320.089,
214 F.S.; creating a special license plate for recipients



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215 of the Bronze Star medal; requiring any revenue
216 generated from the sale of Woman Veteran license
217 plates to be deposited into the Grants and Donations
218 Trust Fund, instead of the Operations and Maintenance
219 Trust Fund; conforming a cross-reference; authorizing
220 the likeness of the Prisoner of War medal to be on the
221 "Ex-POW" license plate; amending ss. 296.11 and
222 296.38, F.S.; specifying requirements for expenditure
223 of moneys deposited in the Grants and Donations Trust
224 Fund under certain circumstances; requiring certain
225 homes to deposit all moneys received from the sale of
226 Woman Veteran license plates into the Grants and
227 Donations Trust Fund; amending s. 320.525,