

By the Committee on Transportation; and Senators Soto and Hutson

596-01806-16

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1 A bill to be entitled

2 An act relating to special license plates; amending s.
3 320.089, F.S.; creating a special license plate for
4 recipients of the Bronze Star medal; requiring any
5 revenue generated from the sale of Woman Veteran
6 license plates to be deposited into the Grants and
7 Donations Trust Fund, instead of the Operations and
8 Maintenance Trust Fund; conforming a cross-reference;
9 amending ss. 296.11 and 296.38, F.S.; requiring
10 certain homes to deposit all moneys received from the
11 sale of Woman Veteran license plates into the Grants
12 and Donations Trust Fund; requiring that such moneys
13 be expended for certain purposes; providing an
14 effective date.

15
16 Be It Enacted by the Legislature of the State of Florida:

17
18 Section 1. Section 320.089, Florida Statutes, is amended to
19 read:

20 320.089 Veterans of the United States Armed Forces; members
21 of National Guard; survivors of Pearl Harbor; Purple Heart and
22 Bronze Star medal recipients; active or retired United States
23 Armed Forces reservists; Combat Infantry Badge, Combat Medical
24 Badge, or Combat Action Badge recipients; Combat Action Ribbon
25 recipients; Air Force Combat Action Medal recipients;
26 Distinguished Flying Cross recipients; former prisoners of war;
27 Korean War Veterans; Vietnam War Veterans; Operation Desert
28 Shield Veterans; Operation Desert Storm Veterans; Operation
29 Enduring Freedom Veterans; Operation Iraqi Freedom Veterans;

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30 Women Veterans; World War II Veterans; and Navy Submariners;
31 special license plates; fee.—

32 (1) (a) Each owner or lessee of an automobile or truck for
33 private use or recreational vehicle as specified in s.
34 320.08(9) (c) or (d), which is not used for hire or commercial
35 use, who is a resident of the state and a veteran of the United
36 States Armed Forces, a Woman Veteran, a World War II Veteran, a
37 Navy Submariner, an active or retired member of the Florida
38 National Guard, a survivor of the attack on Pearl Harbor, a
39 recipient of the Purple Heart medal, a recipient of the Bronze
40 Star medal, an active or retired member of any branch of the
41 United States Armed Forces Reserve, or a recipient of the Combat
42 Infantry Badge, Combat Medical Badge, Combat Action Badge,
43 Combat Action Ribbon, Air Force Combat Action Medal, or
44 Distinguished Flying Cross, upon application to the department,
45 accompanied by proof of release or discharge from any branch of
46 the United States Armed Forces, proof of active membership or
47 retired status in the Florida National Guard, proof of
48 membership in the Pearl Harbor Survivors Association or proof of
49 active military duty in Pearl Harbor on December 7, 1941, proof
50 of being a Purple Heart or Bronze Star medal recipient, proof of
51 active or retired membership in any branch of the United States
52 Armed Forces Reserve, or proof of membership in the Combat
53 Infantrymen's Association, Inc., proof of being a recipient of
54 the Combat Infantry Badge, Combat Medical Badge, Combat Action
55 Badge, Combat Action Ribbon, Air Force Combat Action Medal, or
56 Distinguished Flying Cross, and upon payment of the license tax
57 for the vehicle as provided in s. 320.08, shall be issued a
58 license plate as provided by s. 320.06 which, in lieu of the

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59 serial numbers prescribed by s. 320.06, is stamped with the
60 words "Veteran," "Woman Veteran," "WWII Veteran," "Navy
61 Submariner," "National Guard," "Pearl Harbor Survivor," "Combat-
62 wounded veteran," "Bronze Star," "U.S. Reserve," "Combat
63 Infantry Badge," "Combat Medical Badge," "Combat Action Badge,"
64 "Combat Action Ribbon," "Air Force Combat Action Medal," or
65 "Distinguished Flying Cross," as appropriate, and a likeness of
66 the related campaign medal or badge, followed by the serial
67 number of the license plate. Additionally, the Purple Heart
68 plate may have the words "Purple Heart" stamped on the plate and
69 the likeness of the Purple Heart medal appearing on the plate.

70 (b) Notwithstanding any other provision of law to the
71 contrary, beginning with fiscal year 2002-2003 and annually
72 thereafter, the first \$100,000 in general revenue generated from
73 the sale of license plates issued under this section shall be
74 deposited into the Grants and Donations Trust Fund, as described
75 in s. 296.38(2), to be used for the purposes established by law
76 for that trust fund. Any additional general revenue generated
77 from the sale of such plates shall be deposited into the State
78 Homes for Veterans Trust Fund and used solely to construct,
79 operate, and maintain domiciliary and nursing homes for
80 veterans, subject to the requirements of chapter 216.

81 (c) Any revenue generated from the sale of Woman Veteran
82 license plates must be deposited into the Grants and Donations
83 ~~Operations and Maintenance~~ Trust Fund administered by the
84 Department of Veterans' Affairs pursuant to s. 20.375(2) ~~s.~~
85 ~~20.375(3)~~ and must be used solely for the purpose of creating
86 and implementing programs to benefit women veterans.
87 Notwithstanding any provisions of law to the contrary, an

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88 applicant for a Pearl Harbor Survivor license plate or a Purple
89 Heart license plate who also qualifies for a disabled veteran's
90 license plate under s. 320.084 shall be issued the appropriate
91 special license plate without payment of the license tax imposed
92 by s. 320.08.

93 (2) Each owner or lessee of an automobile or truck for
94 private use, a truck weighing not more than 7,999 pounds, or a
95 recreational vehicle as specified in s. 320.08(9)(c) or (d),
96 which is not used for hire or commercial use who is a resident
97 of this state and who is a former prisoner of war, or his or her
98 unremarried surviving spouse, upon application to the
99 department, shall be issued a license plate as provided in s.
100 320.06, stamped with the words "Ex-POW" followed by the serial
101 number. Each application shall be accompanied by proof that the
102 applicant meets the qualifications specified in paragraph (a) or
103 paragraph (b).

104 (a) A citizen of the United States who served as a member
105 of the Armed Forces of the United States or the armed forces of
106 a nation allied with the United States who was held as a
107 prisoner of war at such time as the Armed Forces of the United
108 States were engaged in combat, or his or her unremarried
109 surviving spouse, may be issued the special license plate
110 provided for in this subsection without payment of the license
111 tax imposed by s. 320.08.

112 (b) A person who was serving as a civilian with the consent
113 of the United States Government, or a person who was a member of
114 the Armed Forces of the United States while he or she was not a
115 United States citizen and was held as a prisoner of war when the
116 Armed Forces of the United States were engaged in combat, or his

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117 or her unremarried surviving spouse, may be issued the special
118 license plate provided for in this subsection upon payment of
119 the license tax imposed by s. 320.08.

120 (3) Each owner or lessee of an automobile or truck for
121 private use, a truck weighing not more than 7,999 pounds, or a
122 recreational vehicle as specified in s. 320.08(9)(c) or (d),
123 which is not used for hire or commercial use who is a resident
124 of this state and who is the unremarried surviving spouse of a
125 recipient of the Purple Heart medal, upon application to the
126 department accompanied by the payment of the required fees,
127 shall be issued a license plate as provided in s. 320.06 which
128 is stamped with the words "Purple Heart" and the likeness of the
129 Purple Heart medal followed by the serial number. Each
130 application shall be accompanied by proof that the applicant is
131 the unremarried surviving spouse of a recipient of the Purple
132 Heart medal.

133 (4) The owner or lessee of an automobile or truck for
134 private use, a truck weighing not more than 7,999 pounds, or a
135 recreational vehicle as specified in s. 320.08(9)(c) or (d)
136 which is not used for hire or commercial use who is a resident
137 of this state and a current or former member of the United
138 States Armed Forces who was deployed and served in Korea during
139 the Korean War as defined in s. 1.01(14), upon application to
140 the department accompanied by proof of active membership or
141 former active duty status during the Korean War and payment of
142 the license tax for the vehicle as provided in s. 320.08, shall
143 be issued a license plate as provided by s. 320.06 which, in
144 lieu of the registration license number prescribed by s. 320.06,
145 is stamped with the words "Korean War Veteran" and a likeness of

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146 the Korean Service Medal, followed by the registration license
147 number of the plate. Proof that the applicant was awarded the
148 Korean Service Medal is sufficient to establish eligibility for
149 the license plate.

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

167 (6) The owner or lessee of an automobile or truck for
168 private use, a truck weighing not more than 7,999 pounds, or a
169 recreational vehicle as specified in s. 320.08(9)(c) or (d)
170 which is not used for hire or commercial use who is a resident
171 of this state and a current or former member of the United
172 States military who was deployed and served in Saudi Arabia,
173 Kuwait, or another area of the Persian Gulf during Operation
174 Desert Shield or Operation Desert Storm; in Afghanistan during

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175 Operation Enduring Freedom; or in Iraq during Operation Iraqi
176 Freedom, upon application to the department accompanied by proof
177 of active membership or former active duty status during one of
178 these operations and payment of the license tax for the vehicle
179 as provided in s. 320.08, shall be issued a license plate as
180 provided by s. 320.06 which, in lieu of the registration license
181 number prescribed by s. 320.06, is stamped with the words
182 "Operation Desert Shield," "Operation Desert Storm," "Operation
183 Enduring Freedom," or "Operation Iraqi Freedom," as appropriate,
184 and a likeness of the related campaign medal followed by the
185 registration license number of the plate. Proof that the
186 applicant was awarded the Southwest Asia Service Medal, Iraq
187 Campaign Medal, Afghanistan Campaign Medal, or Global War on
188 Terrorism Expeditionary Medal is sufficient to establish
189 eligibility for the appropriate license plate.

190 Section 2. Present subsection (3) of section 296.11,
191 Florida Statutes, is redesignated as subsection (4), and a new
192 subsection (3) is added to that section, to read:

193 296.11 Funds of home and disposition of moneys.—

194 (3) The home shall deposit all moneys received pursuant to
195 s. 320.089(1)(c) from the sale of Woman Veteran license plates
196 into the Grants and Donations Trust Fund. Notwithstanding
197 subsection (2), all such moneys must be expended solely for the
198 purpose of creating and implementing programs that benefit women
199 veterans.

200 Section 3. Subsection (2) of section 296.38, Florida
201 Statutes, is amended to read:

202 296.38 Funds of home and disposition of moneys.—

203 (2) (a) The home may ~~shall be empowered to~~ receive and

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204 accept gifts, grants, and endowments ~~in the name of the home.~~
205 All such gifts, grants, and endowments shall ~~are to~~ be used for
206 the benefit of the home and its residents. In the absence of a
207 specific directive from the benefactor, the administrator and~~7~~
208 ~~together with~~ the director may, ~~shall have the authority to~~
209 determine how these gifts, grants, and endowments will ~~could~~
210 best benefit the home and its residents ~~unless the benefactor~~
211 ~~requests or instructs that the gift, grant, or endowment be used~~
212 ~~for a specific purpose.~~ The home shall deposit all moneys
213 received pursuant to this subsection into the Grants and
214 Donations Trust Fund. Moneys in the Grants and Donations Trust
215 Fund shall be expended for the common benefit of the residents
216 of the home, such as recreational equipment and supplies,
217 improved facilities, ~~recreational supplies,~~ and goods and
218 services offered or available to all residents.

219 (b) The home shall deposit all moneys received pursuant to
220 s. 320.089(1)(c) from the sale of Woman Veteran license plates
221 into the Grants and Donations Trust Fund. Notwithstanding
222 paragraph (a), all such moneys must be expended solely for the
223 purpose of creating and implementing programs that benefit women
224 veterans.

225 Section 4. This act shall take effect July 1, 2016.