

The Florida Senate
BILL ANALYSIS AND FISCAL IMPACT STATEMENT

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Committee on Infrastructure and Security

BILL: CS/SB 1104

INTRODUCER: Infrastructure and Security Committee and Senator Bean

SUBJECT: Transportation Credentials

DATE: April 3, 2019

REVISED: _____

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Proctor	Miller	IS	Fav/CS
2.			ATD	
3.			AP	

Please see Section IX. for Additional Information:

COMMITTEE SUBSTITUTE - Substantial Changes

I. Summary:

CS/SB 1104 deals with transportation credentials. The bill:

- Creates 34 specialty license plates (SLP), and provides for the design of the SLPs and the use of the annual fees associated with the SLPs;
- Authorizes the Department of Highway Safety and Motor Vehicles (DHSMV) to issue SLPs for fleet vehicles and motor vehicle dealer vehicles upon approval by the SLP's sponsoring organization;
- Establishes a cap at 125 SLPs and provides a revised process for the discontinuation of low performing SLPs and the addition of new SLPs;
- Requires the DHSMV to conduct an audit every three years of certain SLP recipient organizations; and
- Expands the prohibition against using SLP revenues for lobbying.

The bill also creates two new special use plates for recipients of the Purple Heart and the Bronze Star.

CS/SB 1106 (2019), which this bill is linked to, provides for an annual use fee of \$25 for a SLP and \$50 for out of state collegiate SLPs.

According to the DHSMV, the bill will have a negative, but insignificant fiscal impact associated with programming costs. These costs can be absorbed within existing resources.

The bill has an effective date of October 1, 2019, but only if CS/SB 1106 or similar legislation takes effect, if such legislation is adopted in the same legislative session or an extension thereof and becomes a law.

II. Present Situation:

Specialty License Plates

Presently, there are over 120 SLPs available for purchase in Florida.¹ SLPs are available to an owner or lessee of a motor vehicle who is willing to pay an annual use fee, ranging from \$15 to \$25, paid in addition to required license taxes and service fees.² The annual use fees are distributed to an organization or organizations in support of a particular cause or charity signified on the SLP's design and designated in statute.³

In order to establish a SLP and after the plate is approved by law, s. 320.08053, F.S., requires the following actions within certain timelines:

- Within 60 days, the organization must submit an art design for the plate, in a medium prescribed by the DHSMV;
- Within 120 days, the DHSMV must establish a method to issue pre-sale vouchers for the SLP; and
- Within 24 months after the pre-sale vouchers are established, the organization must obtain a minimum of 1,000 voucher sales before manufacturing of the SLP may begin.

If the minimum sales requirement has not been met by the end of the 24-month pre-sale period, then the DHSMV will discontinue the SLP and issuance of pre-sale vouchers. Upon discontinuation, a purchaser of a presale voucher may use the annual use fee as a credit towards any other SLP or apply for a refund with the DHSMV.⁴

The annual use fees collected by an organization and any interest earned from the fees may be expended only for use in this state unless the annual use fee is derived from the sale of specified United States Armed Forces and veterans-related specialty plates.⁵ Additionally, organizations must adhere to certain accountability requirements, including an annual audit or attestation document affirming that funds received have been spent in accordance with applicable statutes.⁶

DHSMV Costs Defrayed

The DHSMV is authorized to retain a sufficient portion of annual use fees collected from the sale of SLPs to defray its costs for inventory, distribution, and other direct costs associated with the SLP program. The remainder of the proceeds collected are distributed as provided by law.⁷

¹ A list of Florida's specialty license plates is available on the DHSMV website at <http://www.flhsmv.gov/dmv/specialtytags/> (last visited March 31, 2019).

² Section 320.08056, F.S.

³ Section 320.08058, F.S.

⁴ Section 320.08053(2)(b), F.S.

⁵ Section 320.08056(10)(a), F.S.

⁶ Section 320.08062, F.S.

⁷ Section 320.08056(7), F.S.

Discontinuance of Specialty Plates

The DHSMV must discontinue the issuance of an approved SLP if the number of valid registrations falls below 1,000 plates for at least 12 consecutive months. A warning letter is mailed to the sponsoring organization following the first month in which the total number of valid SLP registrations is below 1,000 plates. Collegiate plates for Florida universities are exempt from the minimum SLP requirement.⁸ In addition, the DHSMV is authorized to discontinue any SLP if the organization no longer exists, stops providing services that are authorized to be funded from the annual use fee proceeds, or pursuant to an organizational recipient's request.⁹

Fleet/Dealer Specialty License Plates

Section 320.06, F.S., provides for motor vehicle registration certificates, license plates, and validation stickers. Section 320.06(3)(a), F.S., provides requirements for the design of various license plates. The statute requires dealer license plates to be imprinted with "Florida" at the top and "Dealer" at the bottom.

Section 320.0657, F.S., provides for permanent registration for fleet license plates. The term "fleet" means nonapportioned motor vehicles owned or leased by a company and used for business purposes. Vehicle numbers comprising a "fleet" shall be established by the DHSMV.¹⁰ According to the DHSMV, in order to participate in the fleet vehicle program the company must have a minimum of 200 vehicles or a minimum of 25 trailers or semitrailers used exclusively to haul agricultural products.¹¹

The owner or lessee of a fleet of motor vehicles must, upon application in the manner and at the time prescribed and upon the DHSMV approval and payment of the appropriate license tax be issued permanent fleet license plates. Fleet license plates must have the word "Fleet" appearing at the bottom and the word "Florida" appearing at the top.¹² All vehicles with a fleet license plate must have the company's name or logo and unit number displayed so that they are readily identifiable.¹³

Section 320.08, F.S., provides the license taxes for various types of motor vehicles, and provides that the fee for a dealer license plate is \$17.¹⁴

⁸ Section 320.08056(8)(a), F.S.

⁹ Section 320.08056(8)(b), F.S.

¹⁰ Section 320.0657(1), F.S.

¹¹ Florida Highway Safety and Motor Vehicles, *Motor Vehicle Procedures Manual, Section 2. Registration, Procedure RS-55 II D.*, <https://www3.flhsmv.gov/dmv/Proc/rs/rs-55.pdf> (last visited March 31, 2019).

¹² Section 320.0657(2)(b), F.S.

¹³ Section 320.0657(2)(a), F.S.

¹⁴ Section 320.08(12), F.S.

Existing Specialty License Plates

Special Olympics Florida License Plate

Section 320.08058(7), F.S., creates the Special Olympics Florida SLP with an annual use fee of \$15.¹⁵ The license plate contains the official Special Olympics Florida logo with “Florida” centered at the bottom of the plate, and “Everyone Wins” centered at the top of the plate.¹⁶

Live the Dream License Plate

Section 320.08058(48), F.S., creates the Live the Dream SLP with an annual use fee of \$25.¹⁷ Proceeds from the Live the Dream SLP are distributed to the Dream Foundation, Inc., which retained the first \$60,000 in proceeds from the annual use fees as reimbursement for administrative costs, startup costs, and costs incurred in the SLP approval process. After those costs are reimbursed, up to 25 percent of the proceeds must be used for continuing promotion and marketing of the license plate and concept. The remaining funds must be distributed as follows:

- Twenty-five percent equally among the sickle cell organizations that are Florida members of the Sickle Cell Disease Association of America, Inc., for programs providing research, care, and treatment for sickle cell disease.
- Twenty-five percent to the Florida chapter of the March of Dimes for programs and services improving the health of babies through preventing birth defects and infant mortality.
- Ten percent to the Florida Association of Healthy Start Coalitions to decrease racial disparity in infant mortality and to increase healthy birth outcomes. Funding will be used by local Healthy Start Coalitions to provide services and increase screening rates for high-risk pregnant women, children under four years of age, and women of childbearing age.
- Ten percent to the Community Partnership for Homeless, Inc., for programs that provide relief from poverty, hunger, and homelessness.
- Five percent to the Dream Foundation, Inc., for administrative costs directly associated with operations relating to the management and distribution of the proceeds.¹⁸

In March 2015, the DHSMV began withholding funds from the Dream Foundation, Inc., because the organization failed to produce financial documentation that the DHSMV requested. In August 2015, a DHSMV Inspector General Audit found that the funds from the sale of the Live the Dream SLP were being improperly distributed. In 2016, the Dream Foundation, Inc., was administratively dissolved by the Department of State (DOS) and was subsequently reinstated as a new corporation with new corporate officers. Additionally, a royalty payment was due to the Martin Luther King, Jr., Center for Nonviolent Social Change, Inc., for the use of Dr. Martin Luther King Jr.’s image on the license plate.¹⁹

¹⁵ Section 320.08056(4)(g), F.S.

¹⁶ Section 320.08058(7)(a), F.S.

¹⁷ Section 320.08056(4)(vv), F.S.

¹⁸ Section 320.08058(48)(b), F.S.

¹⁹ Florida Highway Safety and Motor Vehicles, *Audit Reports Issued in Fiscal Year 2015-16*, <https://www.flhsmv.gov/pdf/igoffice/080415.pdf> (last visited March 31, 2019).

Lighthouse Association License Plate

Section 320.08058(65), F.S., creates the Lighthouse Association SLP with an annual use fee of \$25.²⁰ The license plate currently features the term “Visit Our Lights” on the bottom of the plate.

In God We Trust License Plate

Section 320.08058(66), F.S., creates an In God We Trust SLP with an annual use fee of \$25.²¹ The annual use fees are distributed to the In God We Trust Foundation, Inc., to fund educational scholarships for the children of Florida residents who are members of the United States Armed Forces, the National Guard, and the United States Armed Forces Reserve and for the children of public safety employees who have died in the line of duty who are not covered by existing state law. Funds must also be distributed to other non-profit organizations that may apply for grants and scholarships and to provide educational grants to public and private schools to promote the historical and religious significance of American and Florida history. The In God We Trust Foundation, Inc., must distribute the license plate annual use fees in the following manner:

- The In God We Trust Foundation, Inc., retains all revenues from the sale of the license plates until all startup costs for developing and establishing the license plate have been recovered.
- Ten percent of the funds received by the In God We Trust Foundation, Inc., must be spent on administrative costs, promotion, and marketing of the license plate directly associated with the operations of the In God We Trust Foundation, Inc.
- All remaining funds must be expended by the In God We Trust Foundation, Inc., for programs.²²

Fallen Law Enforcement Officer License Plate

Section 320.08058(80), F.S., creates the Fallen Law Enforcement Officers license plate with an annual use fee of \$25.²³ The annual use fees are distributed to the Police and Kids Foundation, Inc., which may use a maximum of 10 percent of the proceeds to promote and market the plate. The remainder of the proceeds must be used by the Police and Kids Foundation, Inc., to invest and reinvest and the interest earnings must be used for the operation of the Police and Kids Foundation, Inc.

Military Service Special License Plates

Currently, s. 320.089, F.S., authorizes 21 special license plates available to military service members or veterans for certain types of military service. Examples of service include Veteran of the U.S. Armed Forces, World War II Veteran, and Woman Veteran. While anyone who pays the appropriate fees may purchase most SLPs, one must provide proof of eligibility to obtain a special license plate.

Special license plates are each stamped with words consistent with the type of special license plate issued. A likeness of the related campaign medal or badge appears on the plate followed by the license plate serial number.

²⁰ Section 320.08056(4)(mmm), F.S.

²¹ Section 320.08056(4)(nnn), F.S.

²² Section 320.08056(66)(b), F.S.

²³ Section 320.08056(4)(bbbb), F.S.

Applicants for special license plates are required to pay the annual license tax²⁴ with the exception of certain disabled veterans who qualify for the Pearl Harbor, Purple Heart, or Prisoner of War plate, to whom such plates are issued at no cost.²⁵ The first \$100,000 of the revenue generated annually from the issuance of special use plates is deposited into the Grants and Donations Trust Fund under the Veterans' Nursing Homes of Florida Act.²⁶ Any additional revenue is deposited into the State Homes for Veterans Trust Fund and used to construct, operate, and maintain domiciliary and nursing homes for veterans.²⁷

The Purple Heart

The Purple Heart is awarded to members of the U.S. Armed Forces who are wounded by an instrument of war in the hands of the enemy and posthumously to the next of kin in the name of those who are killed in action or die of wounds received in action.²⁸

The Bronze Star

The Bronze Star Medal is awarded to any person who, after December 6, 1941, while serving in any capacity with the U.S. Armed Forces, distinguishes himself or herself by heroic or meritorious achievement or service not involving participation in aerial flight.²⁹

Existing Motorcycle Specialty License Plates

Section 320.08068, F.S., creates a motorcycle SLP with an annual use fee of \$20. The annual use fee is distributed to The Able Trust as custodial agent and after paying administrative costs, the annual use fee is distributed 20 percent to the Brain and Spinal Cord Injury Program Trust Fund, 20 percent to Prevent Blindness Florida, 20 percent to the Blind Services Foundation of Florida, 20 percent to the Florida Association of Centers for Independent Living to support the James Patrick Memorial Work Incentive Personal Attendant Services and Employment Assistance Program pursuant to s. 413.402, F.S., and 20 percent to the Florida Association of Centers for Independent Living.

Prevent Blindness Florida

Preserve Vision Florida, formerly Prevent Blindness Florida, is a non-profit organization offering vision education and services to Florida's children and adults. Its focus is promoting a lifetime of healthy vision care through advocacy, education, screening and research. Its mission is to promote healthy vision through vision awareness and education, vision screening, assistance to receive medical eye care, and advocacy for vision and medical eye care health service. In May 2016, the organization Prevent Blindness Florida changed its name to Preserve Vision Florida.

²⁴ The annual license tax is provided in s. 320.08, F.S.

²⁵ Section 320.089(2)(a), F.S.

²⁶ Section 320.089(1)(b), F.S.

²⁷ *Id.*

²⁸ The Military Order of the Purple Heart, *About the Military Order of the Purple Heart*, <http://www.purpleheart.org/HistoryOrder.aspx> (last visited March 29, 2019).

²⁹ The Balance Careers, *Bronze Star Metal*, <https://www.thebalance.com/bronze-star-medal-3344939> (last visited March 29, 2019).

Ducks Unlimited

Ducks Unlimited is a waterfowl and wetlands conservation organization founded in 1937. The mission of Ducks Unlimited is habitat conservation.³⁰ Since 1985, Ducks Unlimited has worked to conserve more than 26,000 acres of Florida wetlands.³¹

The Dan Marino Foundation, Inc.

Based in Fort Lauderdale, The Dan Marino Foundation, Inc., is a nonprofit organization dedicated to improving the lives of persons with autism or other developmental disabilities.³²

Donate Life Florida

Donate Life Florida is a non-profit organization contracted by the State of Florida, Agency for Health Care Administration to create the state's organ, tissue, and eye donor registry.³³

Florida State Beekeepers Association

The Florida State Beekeepers Association is dedicated to providing resources for the improvement of Beekeeping using proven techniques and procedures in the management of Honeybees and to share this knowledge with everyone interested in the Art of Beekeeping.³⁴ Its purpose and function is to:

- The development and promotion of practical beekeeping methods in the state of Florida.
- To act in the interest of the beekeepers of Florida in protecting and carrying on statewide beekeeping affairs.
- To act as a medium for, and an aid in cooperative and mutual beekeeping methods.
- To act as the representative of the Florida beekeepers in State and National beekeeping and legislative matters.³⁵

America the Beautiful Fund

According to the DOS, the America the Beautiful Fund is registered as a fictitious name of Live Laugh Love Give Inc.³⁶ Based in Tampa, Live Laugh Love Give, Inc., is registered as a Florida Not for Profit Corporation with the DOS.³⁷

³⁰ Ducks Unlimited, *About Ducks Unlimited*, <http://www.ducks.org/about-du?poe=hometxt> (last visited March 31, 2019).

³¹ Ducks Unlimited, *Florida Conservation Projects*, <http://www.ducks.org/florida/florida-conservation-projects> (last visited March 31, 2019).

³² Dan Marino Foundation, <https://danmarinofoundation.org/> (last visited March 31, 2019).

³³ Donate Life Florida, *About the Joshua Abbott Organ and Tissue Donor Registry*, <https://www.donateliflorida.org/content/about/> (last visited March 31, 2019).

³⁴ Florida State Beekeepers Association, *Mission Statement*, <http://apisenterprises.com/fsba/fsbamiission.htm> (last visited March 29, 2019).

³⁵ Florida State Beekeepers Association, *By-Laws/Constitution*, <http://apisenterprises.com/fsba/fsbabylaws.htm> (last visited March 29, 2019).

³⁶ Florida Department of State, *Fictitious Name Detail, America the Beautiful Fund*, Available at: <http://dos.sunbiz.org/scripts/ficidet.exe?action=DETREG&docnum=G15000109272&rdocnum=G15000038048> (last visited March 29, 2019).

³⁷ Florida, Department of State, *Detail by Entity Name, Live Laugh Love Give, Inc.*, Available at: <http://search.sunbiz.org/Inquiry/CorporationSearch/SearchResultDetail?inquirytype=EntityName&directionType=Initial&searchNameOrder=LIVELAUGHLOVEGIVE%20N150000073140&aggregateId=domnp-n15000007314-f5731073-3cde-4e13-9048->

There also appears to be a Washington D.C., based America the Beautiful Fund, which develops citizen-initiated projects across the United States to preserve and save natural and man-made environments and improve the quality of life.³⁸

Childhood Cancer

Neuroblastoma (nb) is a cancer that affects children. It is among the most common childhood tumors, and typically affects children under five years old. It is not usually diagnosed until the tumor grows and presents symptoms. The majority of childhood neuroblastoma cases are aggressive, showing survival rates of less than 60 percent with standard chemotherapy, and a 50 percent relapse rate. Once relapsed, there is currently no curative treatment, and for those under five years old, the survival rate is less than 10 percent.³⁹ Beat Nb, Inc. is a not-for-profit organization that has the mission to drive neuroblastoma cancer research and to raise awareness of the disease.⁴⁰

No Kid Should Know Cancer, Inc., is a not-for-profit organization based in Melbourne, Florida, that is organized to bring awareness to childhood cancer and help families who have been affected by childhood cancer financially and spiritually. Additionally, the organization sponsors, hosts, and participates in events that benefit clinical trials and improved treatment plans.⁴¹

University of Alabama

The Pensacola Bama Club is a Chapter of the University of Alabama National Alumni Association. They are a 501(c)(3) non-profit, fan-based organization representing the University of Alabama National Alumni Association in Pensacola, Florida, open to alumni, friends and fans of the university. The organization's primary mission is to provide scholarships to deserving local high school students as well as play host to an annual kick-off event and game watching parties.⁴²

Rotary

Rotary is a global network of 1.2 million neighbors, friends, leaders, and problem-solvers who come together to make positive, lasting change in communities at home and abroad.⁴³

Founded in 1990, the Community Foundation of Tampa Bay is dedicated to helping individuals in Hillsborough, Pinellas, Pasco, and Hernando counties. The Foundation functions as a

[7b6871a59bbf&searchTerm=Live%20Laugh%20Love%20Give&listNameOrder=LIVELAUGHLOVEGIVE%20F15000014520](https://www.philanthropynewsdigest.org/npo-spotlight/america-the-beautiful-fund) (last visited March 31, 2019).

³⁸ Philanthropy News Digest, *America the Beautiful Fund*, Available at: <https://philanthropynewsdigest.org/npo-spotlight/america-the-beautiful-fund> (last visited March 31, 2019).

³⁹ Beat Nb, Inc. *Neuroblastoma*, <https://beatnb.org/neuroblastoma/> (last visited March 29, 2019).

⁴⁰ Beat Nb, Inc. *Our Mission and Vision*, <https://beatnb.org/about-us/> (last visited March 31, 2019).

⁴¹ See Florida Department of State – Division of Corporations, *No Kid Should Know Cancer Inc., Articles of Incorporation* (March 10, 2017), available at <http://search.sunbiz.org/Inquiry/CorporationSearch/ConvertTiffToPDF?storagePath=COR%5C2017%5C0310%5C10507351.tif&documentNumber=N17000002637> (last visited March 31, 2019).

⁴² Pensacola Bama Club, *About*, <https://www.pensacolabamaclub.org/about> (last visited March 31, 2019).

⁴³ Rotary, *Who We Are*, <https://www.rotary.org/en/about-rotary> (last visited March 31, 2019).

partnership between donors, nonprofits, community and business leaders, professional advisors, volunteers, and the residents of its four-county region.⁴⁴

Florida National Parks Association, Inc.

The Florida National Parks Association, Inc. is the official not for profit entity of Everglades National Park, Biscayne National Park, Dry Tortugas National Park, and Big Cypress National Preserve. The purpose of the Florida National Parks Association, Inc., is to generate additional revenues to help supplement the park service's budget as well as support educational, interpretive, and historical and scientific research. The FNPA also operates the book stores within the Parks to help generate revenues as well as providing a visitor information services function on behalf of the National Park Service.⁴⁵

Bonefish and Tarpon Trust

The Bonefish and Tarpon Trust's mission is to conserve and restore bonefish and tarpon fisheries and habitats through research, stewardship, education, and advocacy.⁴⁶

Florida Benevolent Group, Inc.

Based in Gainesville, Florida Benevolent Group, Inc., assists students in obtaining a medical education through a college or certificate program. The organization's desire is to offer assistance to individuals struggling to make it into school or to stay in school.⁴⁷

University of Georgia

Founded in 1946 as the Georgia Alumni Association of Jacksonville, the Georgia Bulldog Club of Jacksonville is America's largest bulldog club.⁴⁸ In 1988, the club established the Vince Dooley Scholarship Fund to award scholarships to attend the University of Georgia for students from Duval, Nassau, St. Johns, Clay, or Baker Counties based on academic and economic need.⁴⁹

Highwaymen

From the early 1950s through the 1980s, a group of 26 African-American artists known as the "Florida Highwaymen" used vivid and bright colors to display the beautiful untouched Florida landscape. The Florida Highwaymen painted wind-bent palm trees, serene sunsets, churning oceans and bright red Poinciana trees. They painted from their garages and back yards on inexpensive Upson board and then on the weekends would travel and sell their Highwaymen paintings to hotels, offices, businesses and individuals who appreciated the artwork for approximately \$25 apiece. Currently, the market for an original work of art by a Florida

⁴⁴ Community Foundation of Tampa Bay, *What We Do*, <https://cftampabay.org/about/what-we-do/> (last visited March 31, 2019).

⁴⁵ Florida National Parks Association, *About The Florida National Parks Association*, <https://floridanationalparksassociation.com/about-florida-national-parks-association> (last visited March 31, 2019).

⁴⁶ Bonefish and Tarpon Trust, *BTT Mission*, <https://www.bonefishtarpontrust.org/btt-mission> (last visited March 31, 2019).

⁴⁷ Florida Benevolent Group, *About*, <https://www.floridabenevolentgroup.org/> (last visited March 31, 2019).

⁴⁸ Georgia Bulldog Club of Jacksonville, *Welcome to the Home of the Georgia Bulldog Club of Jacksonville*, <https://jaxbulldogs.com/> (last visited March 31, 2019).

⁴⁹ Georgia Bulldog Club of Jacksonville, *Scholarship*, <https://jaxbulldogs.com/scholarship-fund/> (last visited March 31, 2019).

Highwayman can bring \$5,000 or more. Some of the Highwaymen who are still living have resumed painting to meet the continuing demand for their work.⁵⁰

St. Lucie County Education Foundation

In 1990, the St. Lucie County Education Foundation⁵¹ was organized as a direct support organization of the St. Lucie County School Board to raise private funds for programs to support students, teachers and public schools. The St. Lucie County Education Foundation is a non-profit organization that advances K-12 public education in St. Lucie County by increasing the capacity and resources of the district in partnership with key stakeholders.⁵²

Florida Professional Sports Team License Plates

Section 320.08058(9), F.S., provides that Florida Professional Sports Team license plates must bear the DHSMV-approved colors and design and must include the official league or team logo, or both, as appropriate for each team. The word “Florida” must appear at the top of the plate.

The annual use fee is distributed as follows:

- Fifty-five percent to the Professional Sports Development Trust Fund within the Department of Economic Opportunity (DEO), to be used solely to attract and support major sports events in this state.
- The remaining proceeds must be allocated to Enterprise Florida, Inc. and must be deposited into the Professional Sports Development Trust Fund within DEO. These funds must be used by Enterprise Florida, Inc., to:
 - Promote the economic development of the sports industry;
 - Distribute licensing and royalty fees to participating professional sports teams;
 - Promote education programs in Florida schools that provide an awareness of the benefits of physical activity and nutrition standards;
 - Partner with the Department of Education and the Department of Health to develop a program that recognizes schools whose students demonstrate excellent physical fitness or fitness improvement;
 - Institute a grant program for communities bidding on minor sporting events that create an economic impact for the state;
 - Distribute funds to Florida-based charities designated by Enterprise Florida, Inc., and the participating professional sports teams; and
 - Fulfill the sports promotion responsibilities of DEO.

The proceeds from the Professional Sports Development Trust Fund may also be used for operational expenses of Enterprise Florida, Inc., and financial support of the Sunshine State Games.

⁵⁰ Florida Highwaymen Paintings, available at <http://www.floridahighwaymenpaintings.com/> (last visited March 28, 2019).

⁵¹ Florida Department of State, Division of Corporations, Sunbiz, St. Lucie County Education Foundation, Inc., <http://search.sunbiz.org/Inquiry/CorporationSearch/ByName> (last visited March 28, 2019).

⁵² Education Foundation, *About Us*, available at <https://www.educationfoundationstlucie.org/p/3/about-us#.WjFxDGhSyUk> (last visited March 28, 2019).

There are nine Florida Professional Sports Teams SLPs available for purchase: Florida Panthers, Miami Heat, Tampa Bay Buccaneers, Jacksonville Jaguars, Miami Marlins, Tampa Bay Lightning, Miami Dolphins, Orlando Magic, and Tampa Bay Rays.⁵³

Orlando City Soccer

Orlando City Soccer Club was formed in 2010 and was awarded a Major League Soccer franchise in late November of 2013. On May 29, 2015, Orlando City Soccer Club announced they would be privately funding 100 percent of a new downtown stadium that would hold 25,500 people. The downtown stadium opened its doors for the first time to a sellout crowd on March 5, 2017.⁵⁴

Coastal Conservation Association Florida

Coastal Conservation Association Florida (CCAF) is a statewide, non-profit marine organization working in an advocacy role to protect the state's marine resources and the interests of saltwater anglers. It is comprised of 30 local chapters from Key West to Pensacola and it supports resource-based law enforcement, access to recreational fishing, and fishery regulations to protect state and federal fish stocks. CCAF is one of the 17 state chapters of the Coastal Conservation Association.⁵⁵

Blue Angels

At the end of World War II, Chief of Naval Operations Adm. Chester W. Nimitz ordered the formation of a flight demonstration team to keep the public interested in naval aviation. In a short three months, the Navy Flight Exhibition Team performed its first flight demonstration June 15, 1946, at their home base, Naval Air Station (NAS) Jacksonville, Florida. Lt. Cmdr. Roy "Butch" Voris led the team and flew the Grumman F6F-5 Hellcat.⁵⁶

The new Navy Flight Exhibition team was only the second formal flying demonstration team to have been created in the world, since the Patrouille de France formed in 1931. The team was introduced as the "Blue Angels" at a show in Omaha, Nebraska, in July 1946. Right Wing Pilot Lt. Maurice "Wick" Wickendoll came across the name in the New Yorker Magazine in a column called Goings On About Town. Voris said, "That sounds great! The Blue Angels. Navy, Blue, and Flying!"⁵⁷

Today, a total of 16 officers voluntarily serve with the Blue Angels. Each year the team typically selects three tactical (fighter or fighter/attack) jet pilots, two support officers and one Marine Corps C-130 pilot to relieve departing members.⁵⁸

⁵³ Department of Highway Safety and Motor Vehicles, *2017 Specialty License Plate Rankings*, available at <http://www.flhsmv.gov/specialtytags/tag-sales.pdf> (last visited March 31, 2019).

⁵⁴ Orlando City Soccer Club, *History*, available at <https://www.orlandocitysc.com/club/history> (last visited March 31, 2019).

⁵⁵ Coastal Conservation Association Florida, <https://www.ccaflorida.org/> (last visited March 31, 2019).

⁵⁶ United States Navy Blue Angels, *History of the Blue Angels*, <https://www.blueangels.navy.mil/history/> (last visited March 31, 2019).

⁵⁷ *Id.*

⁵⁸ United States Navy Blue Angels, *The 2019 Blue Angels Team*, <https://www.blueangels.navy.mil/team/> (last visited March 31, 2019).

Since 1946, the Blue Angels have performed for nearly 500 million fans.⁵⁹

Palm Beach Zoo and Conservation Society

In 1969, a group of citizens in West Palm Beach showed an interest in creating a society for the advancement and support of the Dreher Park Zoo. With the support of the city, The Zoological Society of the Palm Beaches was founded on March 27, 1969. On October 1st, the operation of the Dreher Park Zoo was transferred over to the Zoological Society. On October 5th, a ceremony was held in which Society President Charles Camus gave Mayor Eugene Potter the zoo's first lease agreement. From this point on, the Zoological Society operated the Zoo, while the city owned and rented the land on which the Palm Beach Zoo was located.⁶⁰

In 2014 the Palm Beach Zoo changed its name to the Palm Beach Zoo and Conservation Society. Today, the zoo houses over 500 animals on 23 acres and sees approximately 300,000 visitors annually.⁶¹

Florida Society for Ethical Ecotourism

In 1998 the CREW Land & Water Trust and the Florida Department of Environmental Protection Rookery Bay National Estuarine Research Reserve received a grant from the Advisory Council of Environmental Education, within the Florida Game & Fresh Water Fish Commission, to provide an educational workshop for ecotour providers of Southwest Florida. As a result of the grant, a day-long Southwest Florida Eco/Heritage Tourism Workshop took place in downtown Ft. Myers in which 85 people participated.⁶²

Following the workshop, a group of volunteers from Southwest Florida communities met and formed the Society for Ethical Ecotourism in Southwest Florida. In 2011 they changed their name to the Florida Society for Ethical Ecotourism, Inc.⁶³ The Florida Society for Ethical Ecotourism, Inc., is registered as an active not-for-profit corporation with the DOS.⁶⁴

Paddle Florida, Inc.

Paddle Florida, Inc. is a not-for-profit 501(c)(3) corporation⁶⁵ organized to support canoeing and kayaking in Florida. Supporting multi-day paddling/camping adventures in each of Florida's five water management districts, showcasing the state's natural beauty and rich cultural heritage while promoting water conservation, wildlife preservation, springs restoration, and waterways protection. Paddle Florida seeks to promote Florida as an international destination for nature-based tourism.⁶⁶

⁵⁹ United States Navy Blue Angels, *History of the Blue Angels*, <https://www.blueangels.navy.mil/history/> (last visited March 31, 2019).

⁶⁰ Palm Beach Zoo & Conservation Society, *About Us*, <https://www.palmbeachzoo.org/about-us> (last visited April 3, 2019).

⁶¹ *Id.*

⁶² Florida Society for Ethical Ecotourism, *History of the "Florida Society for Ethical Ecotourism"*, <https://www.floridasee.com/docs/Florida%20SEE%20History.pdf> (last visited April 3, 2019).

⁶³ *Id.*

⁶⁴ Florida Department of State, Division of Corporations, Sunbiz, Florida Society for Ethical Ecotourism, Inc., <http://search.sunbiz.org/Inquiry/CorporationSearch/ByName> (last visited April 3, 2019).

⁶⁵ Florida Department of State, Division of Corporations, Sunbiz, Paddle Florida, Inc., <http://search.sunbiz.org/Inquiry/CorporationSearch/ByName> (last visited April 3, 2019).

⁶⁶ Paddle Florida, <http://www.paddleflorida.org/> (last visited April 3, 2019).

Paddle Florida scouts trips in advance to ensure waterway conditions and shoreline campsites are safe, comfortable, and showcase nature's best view. Meal plans and gear shuttling eliminate the need to weigh down boats with food and camping equipment. Florida-based entertainment and educational programming is provided each evening by regional artists, musicians, authors, and naturalists. Partnerships with local outfitters provide paddlers with canoes, kayaks, and other paddling gear to rent as needed. With this level of support, paddlers of all ages and skill levels are able to explore and enjoy the Florida.⁶⁷

Florida Knights of Columbus Charities, Inc.

Through the efforts of Father Michael J. McGivney, assistant pastor of St. Mary's Church in New Haven and some of his parishioners, the Connecticut state legislature on March 29, 1882, officially chartered the Knights of Columbus as a fraternal benefit society. The Order's founding principles were charity, unity and fraternity. They were formed to render financial aid to members and their families. Mutual aid and assistance are offered to sick, disabled and needy members and their families. Social and intellectual fellowship is promoted among members and their families through educational, charitable, religious, social welfare, war relief and public relief works.⁶⁸

The Knights of Columbus has grown from several members in one council to 15,900 councils and 1.9 million members throughout the United States, Canada, the Philippines, Mexico, Poland, the Dominican Republic, Puerto Rico, Panama, the Bahamas, the Virgin Islands, Cuba, Guatemala, Guam, Saipan, Lithuania, Ukraine, and South Korea.⁶⁹

Daughters of the American Revolution

The National Society Daughters of the American Revolution was founded on October 11, 1890, during a time that was marked by a revival in patriotism and intense interest in the beginnings of the United States of America. Women felt the desire to express their patriotic feelings and were frustrated by their exclusion from men's organizations formed to perpetuate the memory of ancestors who fought to make this country free and independent. As a result, a group of pioneering women in the nation's capital formed their own organization the Daughters of the American Revolution (DAR).⁷⁰

The objectives laid forth in the first meeting of the DAR have remained the same in 125 years of active service to the nation. Those objectives are:

- Historical - to perpetuate the memory and spirit of the men and women who achieved American Independence;
- Educational - to carry out the injunction of Washington in his farewell address to the American people, "to promote, as an object of primary importance, institutions for the general diffusion of knowledge, thus developing an enlightened public opinion..."; and

⁶⁷ *Id.*

⁶⁸ Florida State Council Knights of Columbus, *Learn About Us*, <https://floridakofc.org/about> (last visited April 3, 2019).

⁶⁹ *Id.*

⁷⁰ Daughters of the American Revolution, *DAR History*, <https://www.dar.org/national-society/about-dar/dar-history> (last visited April 3, 2019).

- Patriotic - to cherish, maintain, and extend the institutions of American freedom, to foster true patriotism and love of country, and to aid in securing for mankind all the blessings of liberty.⁷¹

Since its founding in 1890, DAR has admitted more than 950,000 members.⁷²

Florida Guardian Ad Litem Foundation, Inc.

The Florida Guardian Ad Litem Foundation's mission is to provide additional resources for the Guardian Ad Litem Program, its volunteers, and its affiliated circuit non-profit organizations in order to promote Guardian Ad Litem representation for abused, neglected and abandoned children in Florida's dependency system.⁷³

In the Guardian Ad Litem Program's 35 years, over 30,000 Guardian Ad Litem volunteers have represented the interests of over 200,000 children. Today the Guardian Ad Litem program has more than 10,000 Guardian Ad Litem volunteers. Whether through grants, individual or corporate donations, or time, the Guardian Ad Litem Foundation has worked to provide support to children involved in the Guardian Ad Litem Program. When a specific need is identified, the Foundation provides targeted support for unique and unfunded needs of children who are represented by Guardian Ad Litem volunteers. The Foundation funds such things as medical needs and money for activities related to normalcy for children represented by Guardian Ad Litem volunteers.⁷⁴

St. Johns Riverkeeper

St. Johns Riverkeeper is a privately-funded and independent voice for the St. Johns River and the public to whom it belongs. They are a 501(c)(3) organization and rely on the support of members, donors, and volunteers to accomplish their mission. They are a member of the Waterkeeper Alliance. Today, Waterkeeper Alliance is the world's fastest growing environmental movement, with over 270 Waterkeeper Organizations protecting rivers, lakes and coastal waterways on 6 continents. The St. Johns RIVERKEEPER mission is to be an independent voice that defends, advocates, and activates others to protect and restore the St. Johns River.⁷⁵

Omega Psi Phi Fraternity

Omega Psi Phi is the first international fraternal organization founded on the campus of a historically black college. On the evening of November 17, 1911, Omega Psi Phi was founded inside the Science Building (later renamed Thirkield Hall) at Howard University.⁷⁶

⁷¹ *Id.*

⁷² *Id.*

⁷³ Florida Guardian Ad Litem Foundation, *About Us*, <https://flgal.org/> (last visited April 3, 2019).

⁷⁴ *Id.*

⁷⁵ St. Johns Riverkeeper, *Our Work*, <http://www.stjohnsriverkeeper.org/our-work> (last visited April 3, 2019).

⁷⁶ Omega Psi Phi, *History of Omega*, <https://www.oppf.org/about-omega/> (last visited March 29, 2019).

State of Florida Omega Friendship Foundation, Inc.

State of Florida Omega Friendship Foundation, Inc., is an active not for profit corporation within the DOS's Division of Corporations incorporated in 2008.⁷⁷ According to corporate filings with the DOS, the corporation was organized to work and uplift humanity, mentor youth, sponsor blood drives, raise money for scholarships and charitable causes, and encourage members to make a difference in the lives of Black people.⁷⁸

Delta Sigma Theta Sorority

Delta Sigma Theta Sorority, Inc. was founded on January 13, 1913 by 22 collegiate women at Howard University to promote academic excellence and provide assistance to those in need. Their purpose is to provide assistance and support through established programs in local communities throughout the world. Since its founding more than 200,000 women have joined the organization, which is a sisterhood of predominantly Black, college educated women. The sorority currently has 1,000 collegiate and alumnae chapters located in the United States, Japan (Tokyo and Okinawa), Germany, the Virgin Islands, Bermuda, the Bahamas, Jamaica and the Republic of Korea.⁷⁹

Delta Research and Educational Foundation, Inc.

Delta Sigma Theta Sorority, Inc. established the Delta Research and Educational Foundation as a public charity supporting scholastic achievement, public service programs, and research initiatives focused upon African American women.⁸⁰

Sigma Gamma Rho Sorority

Sigma Gamma Rho Sorority, Inc. was organized on November 12, 1922, in Indianapolis, Indiana. The group became an incorporated national collegiate sorority on December 30, 1929, when a charter was granted to Alpha chapter at Butler University.⁸¹

Mary McLeod Bethune Scholarship Program

Section 1009.73, F.S., establishes the Mary McLeod Bethune Scholarship Program, to be administered by the Department of Education according to statute, and rules of the State Board of Education. The program provides matching grants for private sources that raise money for scholarships to be awarded to students who attend Florida Agricultural and Mechanical University, Bethune-Cookman University, Edward Waters College, or Florida Memorial University.

⁷⁷ Florida Department of State, Division of Corporations, Sunbiz, State of Florida Omega Friendship Foundation, Incorporated, <http://search.sunbiz.org/Inquiry/CorporationSearch/ByName> (last visited March 29, 2019).

⁷⁸ *Id.*

⁷⁹ Delta Sigma Theta Sorority, Inc., *Mission & Purpose*, <https://www.deltasigmatheta.org/mission-purpose.html> (last visited March 29, 2019).

⁸⁰ Delta Research and Educational Foundation, *About Us*, <http://www.deltafoundation.net/about-us> (last visited March 29, 2019).

⁸¹ Sigma Gamma Rho Sorority, Inc., *About Sigma*, https://www.sgrho1922.org/SGRho/About_Us/SGRho/SGRho_About/About.aspx?hkey=205007b1-ea63-4a8e-9187-6d046505ee95 (last visited March 29, 2019).

In order to be eligible to receive a Mary McLeod Bethune Scholarship, an applicant must:

- Meet the general eligibility requirements set forth in s. 1009.40, F.S., for state financial aid awards and tuition assistance grants;
- Be accepted at Florida Agricultural and Mechanical University, Bethune-Cookman University, Edward Waters College, or Florida Memorial University;
- Enroll as a full-time undergraduate student; and
- Earn a 3.0 grade point average on a 4.0 scale, or the equivalent, for high school subjects creditable toward a diploma.⁸²

In order to renew a scholarship awarded, a student must earn a minimum cumulative grade point average of 3.0 on a 4.0 scale and complete 12 credits each term for which the student received the scholarship. The amount of the scholarship to each recipient is \$3,000 annually, with priority in awarding the scholarships given to students having financial need.⁸³

Kappa Alpha Psi Fraternity

Kappa Alpha Psi Fraternity is a college fraternity chartered and incorporated originally under the laws of the State of Indiana as Kappa Alpha Nu on May 15, 1911. Its name changed to Kappa Alpha Psi effective April 15, 1915.⁸⁴

Southern Province of Kappa Alpha Psi Foundation, Inc.

The Southern Province of Kappa Alpha Psi Foundation, Inc., is an active corporation with the DOS's Division of Corporations⁸⁵, with the objectives to:

- Unite men of culture, patriotism, and honor in a bond of Fraternity;
- Encourage honorable achievement in every field of human endeavor;
- Promote the spiritual, social, intellectual, and moral welfare of members;
- Assist the aims and purposes of Colleges and Universities; and
- Inspire service in the public interest.⁸⁶

Alpha Kappa Alpha Sorority

Alpha Kappa Alpha Sorority, Incorporated (AKA) is an international service organization that was founded on the campus of Howard University in Washington, D.C. in 1908.⁸⁷ It is the oldest Greek-letter organization established by African-American college-educated women. Alpha Kappa Alpha is comprised of nearly 300,000 members in approximately 1,018 graduate and undergraduate chapters in the United States, the U.S. Virgin Islands, Liberia, the Bahamas, Bermuda, Canada, Dubai, Germany, Japan, Liberia, and South Korea.⁸⁸ Alpha Kappa Alpha's mission is to cultivate and encourage high scholastic and ethical standards, to promote unity and friendship among college women, to study and help alleviate problems concerning girls and

⁸² Section 1009.73(5), F.S.

⁸³ Section 1009.73(6), F.S.

⁸⁴ Kappa Alpha Psi, *A Brief History*, <https://kappaalphapsi.org/a-brief-history/> (last visited March 29, 2019)

⁸⁵ Florida Department of State, Division of Corporations, Sunbiz, Southern Province of Kappa Alpha Psi Foundation, Inc., <http://search.sunbiz.org/Inquiry/CorporationSearch/ByName> (last visited March 29, 2019).

⁸⁶ Southern Province of Kappa Alpha Psi Foundation, Inc., *Objectives*, <http://southernprovince.org/fraternity/objectives/> (last visited March 29, 2019).

⁸⁷ Alpha Kappa Alpha Sorority, Inc., *About*, <http://www.aka1908.com/about> (last visited March 29, 2019)

⁸⁸ Alpha Kappa Alpha Sorority, Inc., *Quick Facts*, <http://aka1908.com/about/quick-facts> (last visited April 1, 2019).

women in order to improve their social stature, to maintain a progressive interest in college life, and to be of "Service to All Mankind".⁸⁹

Alpha Kappa Alpha Educational Advancement Foundation, Inc.

Founded in 1981, the mission of the Alpha Kappa Alpha Educational Advancement Foundation is to promote lifelong learning. This is accomplished by securing charitable contributions, gifts and endowed funds to awards scholarships, fellowships and grants.⁹⁰

In 1989, Alpha Kappa Alpha Sorority, Inc., founded the Alpha Kappa Alpha Educational Advancement Foundation, Inc., to promote lifelong learning. This mission is accomplished by securing charitable contributions, gifts and endowed funds to award scholarships, fellowships, and grants.⁹¹

Alpha Phi Alpha Fraternity

Alpha Phi Alpha, the first intercollegiate Greek-letter fraternity established for African American Men, was founded at Cornell University in Ithaca, New York on December 4, 1906. The fraternity initially served as a study and support group for minority students who faced racial prejudice, both educationally and socially, at Cornell. The founders and early leaders of the fraternity succeeded in laying a firm foundation for Alpha Phi Alpha's principles of scholarship, fellowship, good character, and the uplifting of humanity. Alpha Phi Alpha chapters were established at other colleges and universities, many of them historically black institutions, soon after the founding at Cornell. The first alumni chapter was established in 1911.⁹²

JC Rawls-FFAC Foundation, Inc.

According to corporate filings with the DOS, JC Rawls-FFAC Foundation, Inc. was incorporated in Florida in 2013, and is organized as a not-for-profit corporation exclusively for educational and charitable purposes.⁹³

Zeta Phi Beta Sorority

Zeta Phi Beta Sorority, Inc. was founded January 16, 1920, at Howard University, Washington, D.C.⁹⁴ Since its inception, Zeta has continued its steady climb into the national spotlight with programs designed to demonstrate concern for the human condition both nationally and internationally. The organization has chronicled a number of firsts. It was the first National Pan-Hellenic Council organization to centralize its operations in a national headquarters, first to charter a chapter in Africa, first to form auxiliary groups, and first to be constitutionally bound to a fraternity, Phi Beta Sigma Fraternity, Inc. The sorority takes pride in its continued participation

⁸⁹ Alpha Kappa Alpha Sorority, Inc., *Mission*, <http://www.aka1908.com/about/mission> (last visited March 29, 2019)

⁹⁰ Alpha Kappa Alpha Educational Advancement Foundation, *Mission*, <https://akaeaf.org/> (last visited March 29, 2019).

⁹¹ Alpha Kappa Alpha Educational Advancement Foundation, Inc. <https://akaeaf.org/> (last visited March 29, 2019).

⁹² Alpha Phi Alpha Fraternity, Inc., *Our History*, <https://apa1906.net/our-history/> (last visited March 29, 2019).

⁹³ Florida Department of State, Division of Corporations, Sunbiz, *JC Rawls-FFAC Foundation, Inc.*, <http://search.sunbiz.org/Inquiry/CorporationSearch/ByName> (last visited March 29, 2019).

⁹⁴ Zeta Phi Beta Sorority, Inc., *Our History*, <http://zphib1920.org/our-history/> (last visited March 29, 2019).

in transforming communities through volunteer services from members and its auxiliaries. Zeta Phi Beta has chartered hundreds of chapters worldwide and has a membership of 100,000+.⁹⁵

Zeta's national and local programs include the endowment of its National Educational Foundation community outreach services and support of multiple affiliate organizations. Zeta chapters and auxiliaries have given untold hours of voluntary service to educate the public, assist youth, provide scholarships, support organized charities, and promote legislation for social and civic change.⁹⁶

Phi Beta Sigma Fraternity

Phi Beta Sigma Fraternity was founded at Howard University in Washington, D.C., January 9, 1914.⁹⁷ The Founders deeply wished to create an organization that viewed itself as “a part of” the general community rather than “apart from” the general community. They believed that each potential member should be judged by his own merits, rather than his family background or affluence, without regard to race, nationality, skin tone or texture of hair. They desired for their fraternity to exist as part of an even greater brotherhood which would be devoted to the “inclusive we” rather than the “exclusive we”.⁹⁸

From its inception, the Founders also conceived Phi Beta Sigma as a mechanism to deliver services to the general community. Rather than gaining skills to be utilized exclusively for themselves and their immediate families, they held a deep conviction that they should return their newly acquired skills to the communities from which they had come. This deep conviction was mirrored in the Fraternity's motto, “Culture For Service and Service For Humanity”.⁹⁹

Today, Phi Beta Sigma is an international organization of leaders. No longer a single entity, members of the Fraternity have been instrumental in the establishment of the Phi Beta Sigma National Foundation, the Phi Beta Sigma Federal Credit Union and The Sigma Beta Club Foundation. Zeta Phi Beta Sorority, founded in 1920 with the assistance of Phi Beta Sigma, is the sister organization of the Fraternity.¹⁰⁰

Iota Phi Theta Fraternity

On September 19, 1963, at Morgan State College (now Morgan State University), 12 students founded what is now the nation's fifth largest, predominately African-American social service fraternity: The Iota Phi Theta Fraternity, Incorporated.¹⁰¹

The Fraternity functioned as a local entity until the first interest groups were established in 1967 at Hampton Institute (Beta Chapter) and Delaware State College (Gamma Chapter). Further expansion took place in 1968 with chapters being formed at Norfolk State College (Delta

⁹⁵ *Id.*

⁹⁶ *Id.*

⁹⁷ Phi Beta Sigma Fraternity, Inc., *History & Mission*, <http://phibetasigma1914.org/index.php/about/history/> (last visited March 29, 2019).

⁹⁸ *Id.*

⁹⁹ *Id.*

¹⁰⁰ *Id.*

¹⁰¹ Iota Phi Theta Fraternity Incorporated, *Historical Overview*, <https://www.iotaphitheta.org/about/historical-overview> (last visited March 29, 2019).

Chapter) and Jersey City State College (Epsilon Chapter). The Fraternity was officially and legally incorporated on November 1, 1968 as a National Fraternity under the laws of the State of Maryland. Today, Iota Phi Theta consists of 249 chapters located in 40 States as well Japan, Korea and the Bahamas.¹⁰²

Wildlands Conservation, Inc.

The Wildlands Conservation, Inc. is a nonprofit corporation that originated as PEER, Inc. (Preserving the Environment through Ecological Research) founded in 2003. Renamed as the Wildlands Conservation, Inc. in 2007, they provide conservation planning, land management, land protection, research, banking, education and outreach. Wildlands Conservation, Inc. handles conservation projects throughout Florida.¹⁰³

Wildlands is working with the Gopher Tortoise Council to create the gopher tortoise license plate as a conservation strategy for the species. The gopher tortoise is a threatened species in the state of Florida. Wildlands is seeking to bring awareness to the gopher tortoise species in creating the specialty license plate. Funds generated by the plate will be used for gopher tortoise habitat conservation, habitat management, and research.¹⁰⁴

Florida Off Road Foundation, Inc.

Florida Off Road Foundation, Inc. is an active not for profit corporation within the DOS's Division of Corporations incorporated in 2019.¹⁰⁵ In their filing documents, they indicate the specific purpose for which the corporation is organized is: to provide and distribute funds to the foundation, from the sales of Florida Off Road specialty license plates to help preserve and protect Florida's off road natural habitat, environmental and other programs.

Mental Health Association of Central Florida, Inc.

The Mental Health Association of Central Florida, Inc. (MHACF) is a non-profit organization whose objective is to provide mental health services, support, and information to the members of the Central Florida community. The MHACF was established in 1946, to serve the mental health needs of Central Florida.¹⁰⁶

onePULSE Foundation

The onePULSE Foundation is a non-profit organization that was established after the Pulse nightclub shooting on June 12, 2016. The Foundation supports the construction and maintenance of a Pulse memorial and museum. The Foundation also provides community grants for Pulse

¹⁰² *Id.*

¹⁰³ Wildlands Conservation, *About Us*, available at <http://www.wildlandsconservation.org/who-we-are> (last visited April 3, 2019).

¹⁰⁴ Wildlands Conservation, *Gopher Tortoise, Gopher Tortoise License Plate*, available at <http://www.wildlandsconservation.org/gopher-tortoise-license-plate> (last visited April 3, 2019).

¹⁰⁵ Florida Department of State, Division of Corporations, Sunbiz, Florida Off Road Foundation, Inc., <http://search.sunbiz.org/Inquiry/CorporationSearch/ByName> (last visited April 3, 2019).

¹⁰⁶ MHACF, *About us, Our Mission and History*, available at <https://www.mhacf.org/our-mission/> (last visited February 6, 2019).

survivors and families, educational programs, and endowed scholarships to honor the 49 victims of the Pulse shooting.¹⁰⁷

Two Spirit Health Services, Inc.

Two Spirit Health Services, Inc. (TSHS) is a nonprofit organization established in 2011. TSHS provides access to affordable healthcare, behavioral care, drug discount programs, adoption services, aesthetic services and wellness programs. TSHS led the mental health efforts in assisting the victims of the Pulse nightclub shooting.¹⁰⁸

Audits and Attestations

All organizations receiving annual use fee proceeds from the DHSMV are responsible for ensuring that proceeds are used in accordance with state law.¹⁰⁹ Any organization not subject to audit pursuant to the Florida Single Audit Act¹¹⁰ must annually attest, under penalties of perjury, that such proceeds were used in compliance with applicable state laws.¹¹¹

Any organization subject to audit pursuant to the Florida Single Audit Act¹¹² must submit an audit report in accordance with the Auditor General's rules. The annual attestation must be submitted to the DHSMV for review within nine months after the end of the organization's fiscal year.¹¹³

Within 120 days after receiving an organization's audit or attestation, the DHSMV must determine which recipients of revenues from SLP annual use fees have not complied with the appropriate statutory provisions. In determining compliance, the DHSMV may commission an independent actuarial consultant, or an independent certified public accountant, who has expertise in nonprofit and charitable organizations.¹¹⁴

The DHSMV must discontinue the distribution of revenues to any organization failing to submit the required documentation, but may resume distribution of the revenues upon receipt of the required information.¹¹⁵

If the DHSMV or its designee determines that an organization has not complied with or has failed to use the revenues in accordance with applicable law, the DHSMV must discontinue the

¹⁰⁷ OnePULSE Foundation, *About us*, available at <https://onepulsefoundation.org/onepulse-foundation/#about> (last visited February 6, 2019).

¹⁰⁸ TSHS, *About*, available at <https://twospirthealth.org/thisisus/> (last visited February 6, 2019).

¹⁰⁹ Section 320.08062(1)(a), F.S.

¹¹⁰ Section 215.97, F.S.

¹¹¹ Section 320.08062(1)(b), F.S.

¹¹² Section 215.97(2)(a), F.S., defines an "audit threshold" to mean the threshold amount used to determine when a state single audit or project-specific audit of a nonstate entity shall be conducted in accordance with this section. Each nonstate entity that expends a total amount of state financial assistance equal to or in excess of \$750,000 in any fiscal year in such nonstate entity shall be required to have a state single audit, or a project-specific audit, for such fiscal year in accordance with the requirements of this section. Every 2 years the Auditor General, after consulting with the Executive Office of the Governor, the Department of Financial Services, and all state awarding agencies, shall review the threshold amount for requiring audits under this section and may adjust such threshold amount consistent with the purposes of this section.

¹¹³ Section 320.08062(1)(c), F.S.

¹¹⁴ Section 320.08062(2)(a), F.S.

¹¹⁵ Section 320.08062(2)(b), F.S.

distribution of the revenues to the organization. The DHSMV must notify the organization of its findings and direct the organization to make the changes necessary in order to comply. If the officers of the organization sign an affidavit under penalties of perjury stating they acknowledge the findings of the DHSMV and attest they have taken corrective action and that the organization will submit to a follow-up review by the DHSMV, then the department may resume the distribution of revenues.¹¹⁶

If an organization fails to comply with the DHSMV's recommendations and corrective actions as outlined above, the revenue distributions must be discontinued until completion of the next regular session of the Legislature. The DHSMV must notify the President of the Senate and the Speaker of the House of Representatives by the first day of the next regular session of any organization whose revenues have been withheld. If the Legislature does not provide direction to the organization and the DHSMV regarding the status of the undistributed revenues, the DHSMV must de-authorize the plate and the undistributed revenues are immediately deposited into the Highway Safety Operating Trust Fund.¹¹⁷

The DHSMV or its designee has the authority to examine all records pertaining to the use of funds from the sale of SLPs.¹¹⁸

III. Effect of Proposed Changes:

Establishing Specialty License Plates

The bill amends s. 320.08053(2)(b), F.S., requiring a minimum sale of 3,000 vouchers prior to the DHSMV manufacturing a SLP, instead of the current 1,000 plate sales requirement. However, for out-of-state college or university license plates, the minimum sale is 4,000 vouchers.

The bill creates s. 320.08053(3)(a), F.S., providing that new SLPs that have been approved by law but are awaiting issuance are issued in the order they appear in s. 320.08056, F.S.,¹¹⁹ provided that the plates have met the presale requirement and all other provisions of s. 320.08053, F.S. If the next awaiting SLP has not met the presale requirement, the DHSMV must proceed in the order provided in s. 320.08056, F.S., to identify the next qualified SLP that has met the presale requirement. The DHSMV must cycle through the list in statutory order.

The bill creates s. 320.08053(3)(b), F.S, providing that if the Legislature has approved 125 or more SLPs, the DHSMV may not make any new SLPs available for design or issuance until a sufficient number of plates are discontinued¹²⁰ such that the number of plates being issued is reduced to fewer than 125.. The 125 license plate limit does not apply to collegiate license plates established under s. 320.08058(3), F.S.

¹¹⁶ Section 320.08062(2)(c), F.S.

¹¹⁷ Section 320.08062(2)(d), F.S.

¹¹⁸ Section 320.08062(3), F.S.

¹¹⁹ Section 320.08056(4), F.S., lists specific specialty license plates and their annual use fees.

¹²⁰ Specialty license plates will be discontinued pursuant to s. 320.08056(8), F.S.

Specialty License Plates

The bill amends s. 320.08056(8)(a), F.S., providing that effective July 1, 2022, the DHSMV must discontinue the issuance of approved SLPs if the number of valid registrations falls below 3,000 plates for 12 consecutive months, instead of the current 1,000 plate threshold. However, there is an exception for out-of-state college or university license plates, which have a 4,000 plate threshold. In addition to the existing exemption from this requirement for in-state collegiate license plates, the bill provides exceptions for institutions and entities of the State University System, SLPs with statutory eligibility limitations for purchase, SLPs for which the annual use fees are distributed by a foundation for student and teacher leadership programs and teacher recruitment and retention, or Florida Professional Sports Team license plates.¹²¹

The bill creates s. 320.08056(8)(c), F.S., providing that a vehicle owner or lessee issued a SLP that has been discontinued by the DHSMV may keep the discontinued SLP for the remainder of the 10-year license plate replacement period¹²² and must pay all other applicable registration fees. However, the owner or lessee is exempt from paying the applicable SLP fee for the remainder of the 10-year license plate replacement period.

The bill creates s. 320.08056(8)(d), F.S., providing that if the DHSMV discontinues issuance of a SLP, all annual use fees held or collected by the DHSMV must be distributed within 180 days after the date the SLP is discontinued. Of those fees, the DHSMV must retain an amount sufficient to defray the applicable administrative and inventory closeout costs associated with discontinuing the plate. The remaining funds are to be distributed to the appropriate organization or organizations.¹²³

The bill creates s. 320.08056(8)(e), F.S., providing that if an organization that is the intended recipient of SLP funds no longer exists, the DHSMV must deposit any undistributed funds into the Highway Safety Operating Trust Fund.

The bill creates s. 320.08056(8)(f), F.S., providing that on January 1 of each year, the DHSMV must discontinue the SLP with the fewest number of plates in circulation, including license plates exempt from a statutory sales requirement. The DHSMV must mail a warning letter to the sponsoring organization of the 10 percent of SLPs with the lowest number of valid, active registrations as of December 1 of each year.

The bill amends s. 320.08056(10)(a), F.S., authorizing out-of-state expenditure of SLP fees for the Support Our Troops and American Legion license plates; the Florida Salutes Veterans, United States Marine Corps, and Military Services license plates, respectively; and the U.S. Paratroopers license plate.

The bill amends s. 320.08056(11), F.S., prohibiting any entity from using SLP revenue for lobbying. The current prohibition is limited to agencies.

¹²¹ Florida Professional Sports Team license plates are established in s. 320.08058(9), F.S.

¹²² License plates are issued for a 10-year period pursuant to s. 320.06(1)(b)1., F.S.

¹²³ Distributions to recipient organizations are pursuant to s. 320.08058, F.S.

The bill creates s. 320.08056(12), F.S., providing that for out-of-state college or university license plates, the recipient organization must:

- Have established an endowment, based in this state, for the purpose of providing scholarships to Florida residents meeting the requirements of Ch. 320, F.S.
- Provide documentation to the DHSMV that the recipient organization and the DHSMV have the college's or university's consent to use an appropriate image on a license plate.

Fleet/Dealer Specialty License Plates

The bill creates ss. 320.08056(2)(b) and (c), F.S., providing the DHSMV may authorize dealer and fleet SLPs. With the permission of the sponsoring SLP organization, a dealer or fleet company may purchase SLPs to be used on dealer and fleet vehicles. Notwithstanding s. 320.08058, F.S., a dealer or fleet SLP must include the letters "DLR" or "FLT" on the right side of the license plate. Dealer and fleet SLPs must be ordered directly through the DHSMV.

The bill amends s. 320.06(3)(a), F.S., providing that a dealer SLP is not required to say "dealer" at the bottom of the license plate.

The bill amends s. 320.0657(2)(b), F.S., authorizing fleet SLPs. The bill provides that for the additional annual use fee for the specific SLP, fleet companies may purchase SLPs in lieu of the standard fleet license plates. Fleet companies are responsible for all costs associated with the SLPs, including all annual use fees, processing fees, fees associated with switching license plate types, and other applicable fees. The bill amends s. 320.08(12), F.S., providing similar requirements regarding dealer SLPs.

Discontinued Specialty License Plates

The bill removes the American Red Cross SLP, Donate Organs Pass It On SLP, St. Johns River SLP, and Hispanic Achievers SLP from law as these SLPs have been discontinued.

Existing Specialty License Plates

Special Olympics Florida License Plate

The bill redesigns the Special Olympics Florida SLP with "Florida" centered at the top of the plate and "Be a Fan" centered at the bottom of the plate.

Live the Dream License Plate

The bill amends the distribution of funds for the Live the Dream SLP. The bill provides that the proceeds from the annual use fees are distributed to the Dream Foundation, Inc., to be used as follows:

- Up to five percent may be used to administer, promote, and market the license plate.
- At least 60 percent must be distributed equally among the sickle cell organizations that are Florida members of the Sickle Cell Disease Association of America, Inc.
- At least 30 percent must be distributed to Chapman Partnership, Inc.¹²⁴

¹²⁴ In 2011, Community Partnership for the Homeless changed its name to Chapman Partnership.

- Up to five percent may be distributed by the DHSMV on behalf of The Dream Foundation, Inc. to the Martin Luther King, Jr. Center for Nonviolent Social Change, Inc., as a royalty for the use of the image of Dr. Martin Luther King, Jr.

The bill also provides that by November 1, 2019, the annual use fees withheld by the DHSMV from the sale of the Live the Dream SLP will first be used to satisfy all outstanding royalty payments due to The Martin Luther King, Jr. Center for Nonviolent Social Change, Inc., for the use of Dr. Martin Luther King, Jr.'s image. All remaining funds will be distributed to the sub-recipients on a pro rata basis according to the percentages specified in statute.

Lighthouse Association License Plate

The bill changes the wording on the bottom of the Lighthouse Association SLP from "Visit Our Lights" to "SaveOurLighthouses.org."

In God We Trust License Plate

The bill amends the distribution of the annual use fees from the In God We Trust license plate. The annual use fees will be distributed to the In God We Trust Foundation, Inc., which may use up to ten percent of the proceeds to offset marketing, administration, and promotion, and the balance of the fees to address the needs of the military community and the needs of the public safety community, to provide educational grants and scholarships to foster self-reliance and stability in Florida's children, and to provide education in public and private schools regarding the historical significance of religion in American and Florida history.

Fallen Law Enforcement Officer License Plate

The bill provides that the annual use fees must be distributed to the Police and Kids Foundation, Inc., which may use up to ten percent of the proceeds for marketing the SLP. All remaining proceeds must be distributed to and used by the Police and Kids Foundation, Inc., for its operations, activities, programs, and projects.

Existing Motorcycle Specialty License Plates

Preserve Vision

The bill amends s. 320.08068(4)(b), F.S., changing the statutory reference from "Prevent Blindness Florida" to "Preserve Vision Florida" to reflect the change in the organization's name.

Ducks Unlimited License Plate

The bill creates a Ducks Unlimited license plate. The license plate must bear the DHSMV-approved colors and design. The word "Florida" appears at the top of the plate and "Conserving Florida Wetlands" appears at the bottom of the plate.

The annual use fee is distributed to Ducks Unlimited, Inc., to be used as follows:

- Up to five percent may be used for administrative costs and marketing of the plate.
- At least ninety-five percent must be used in Florida to support Ducks Unlimited's mission and efforts to conserve, restore, and manage Florida wetlands and associated habitats for the benefit of waterfowl, other wildlife, and people.

Dan Marino Campus License Plate

The bill creates a Dan Marino Campus license plate. The license plate must bear the DHSMV-approved colors and design. The word “Florida” appears at the top of the plate and “Marino Campus” appears at the bottom of the plate.

The annual use fees from the sale of the Dan Marino Campus license plate are distributed to the Dan Marino Foundation, Inc., which may use up to ten percent of the fees for administrative costs and marketing the plate. The remainder of the fees are to be used by the Dan Marino Foundation, Inc., to assist Floridians with developmental disabilities in becoming employed, independent, and productive; to promote awareness of such services; and to promote and fund education scholarships related to such services.

Donate Life Florida License Plate

The bill creates the Donate Life Florida license plate. The license plate must bear the DHSMV-approved colors and design. The word “Florida” appears at the top of the plate, and “Donors Save Lives” appears at the bottom of the plate.

The annual use fees from the Donate Life Florida license plate are distributed to Donate Life Florida, which may use up to ten percent of the proceeds for marketing and administrative costs. The remaining proceeds must be used by Donate Life Florida to educate Florida residents on the importance of organ, tissue, and eye donation and for the continued maintenance of the Joshua Abbott Organ and Tissue Donor Registry, which is Florida’s organ, tissue, and eye donor registry.

Florida State Beekeepers Association License Plate

The bill creates the Florida State Beekeepers Association license plate. The plate must bear the DHSMV approved colors and design with “Florida” at the top of the plate and “Save the Bees” at the bottom of the plate.

The annual use fees will be distributed to the Florida State Beekeepers Association, a Florida nonprofit corporation.¹²⁵

The Florida State Beekeepers Association may use up to eighteen percent of the annual use fees for:

- Direct reimbursement for administrative costs, startup costs, and costs incurred in the development and approval process of the license plate.
- Promotion and marketing costs of the license plate.

The bill requires that all vendors associated with the administrative costs be selected by competitive bid.

¹²⁵ Florida Department of State, Division of Corporations, Sunbiz, Florida State Beekeepers Association, Incorporated, <http://search.sunbiz.org/Inquiry/CorporationSearch/ByName> (last visited March 29, 2019).

The remaining eighty-two percent of the annual use fee distributed to the Florida State Beekeepers Association will be used to raise awareness of the importance of beekeeping to Florida agriculture by funding honeybee research, education, outreach, and husbandry. The Florida State Beekeepers Association board of managers must approve and is accountable for all such expenditures.

America the Beautiful License Plate

The bill creates the America the Beautiful license plate. The word “Florida” appears at the top of the plate and “America the Beautiful” appears at the bottom of the plate.

The annual use fees are distributed to the America the Beautiful Fund as follows:

- Fifteen percent to offset administrative, marketing, and promotion costs.
- Eighty-five percent for projects and programs teaching character, leadership, and service to Florida youth; provision of well-being and assistance in the military community; outdoor education advancing self-sufficiency; wildlife conservation, including imperiled and managed species; the maintenance of historic or culturally important sites, buildings, structures, or objects; and the development and modification of playgrounds, recreational areas, or other outdoor amenities, including disability access.

Beat Childhood Cancer License Plate

The bill creates the Beat Childhood Cancer license plate. The license plate must bear the DHSMV approved colors and design. The word “Florida” appears at the top of the plate and “Beat Childhood Cancer” appears at the bottom of the plate.

The annual use fees from the Beat Childhood Cancer license plate are to be distributed as follows:

- Eighty percent is distributed to Beat Nb, Inc., which may use up to ten percent of the proceeds for administrative costs directly associated with the operation of the corporation and for marketing and promoting the plate. The remaining proceeds must be used by Beat Nb, Inc., to fund pediatric cancer treatment and research.
- Twenty percent is distributed to No Kid Should Know Cancer, Inc., which may use up to five percent of the proceeds for administrative costs and for the marketing of the plate. The balance of the fees must be used by No Kid Should Know Cancer, Inc., to:
 - Support families who have a child recently diagnosed with cancer;
 - Hold events that raise awareness about childhood cancer; and
 - Support clinical trials that work to provide better treatment plans for children diagnosed with cancer and; ultimately a better prognosis.

University of Alabama License Plate

The bill creates a University of Alabama license plate. The plate must bear the colors and design approved by the department. The word “Florida” must appear at the top of the plate, and the words “Roll Tide” must appear at the bottom of the plate.

The annual use fees from the sale of the plate are distributed to the Pensacola Bama Club, which must use the moneys for the purpose of awarding scholarships to Florida residents attending the

University of Alabama. Students receiving these scholarships must be eligible for the Florida Bright Futures Scholarship Program¹²⁶ and use the scholarship funds for tuition and other expenses related to attending the University of Alabama.

Rotary License Plate

The bill creates the Rotary license plate. The license plate must contain the DHSMV-approved colors and design. The word “Florida” appears at the top of the plate and “Rotary” appears at the bottom of the plate. The license plate will also bear the Rotary International wheel emblem.

The annual use fees from the sale of the Rotary license plate are distributed to the Community Foundation of Tampa Bay, Inc., to be distributed as follows:

- Up to ten percent for administrative costs and for marketing the plate;
- Ten percent to Rotary’s Camp Florida for direct support to all programs and services provided to special needs children who attend the camp; and
- The remainder is distributed, proportionally based on sales, to each Rotary district in the state to support Rotary youth programs in Florida.

Florida Bay Forever License Plate

The bill creates the Florida Bay Forever license plate. The plate must bear the DHSMV approved colors and design. The word “Florida” appears at the top of the plate and “Florida Bay Forever” appears at the bottom of the plate.

The annual use fees from the sale of the Florida Bay Forever license plate are distributed to the Florida National Parks Association, Inc., which may use up to ten percent of the proceeds for administrative costs and marketing the plate. The remainder of the funds must be used to supplement the Everglades National Park’s budget and to support educational, interpretive, historical, and scientific research relating to the Everglades National Park.

Bonefish and Tarpon Trust License Plate

The bill creates a Bonefish and Tarpon Trust license plate. The plate must bear the DHSMV-approved colors and designs. The word “Florida” appears at the top of the plate, and “Bonefish and Tarpon Trust” appears at the bottom of the plate.

The annual use fees from the sale of the Bonefish and Tarpon Trust license plate are distributed to the Bonefish and Tarpon Trust, which may use up to ten percent of the proceeds to promote and market the license plate. The remainder of the proceeds must be used to conserve and enhance Florida bonefish and tarpon fisheries and their respective environments through stewardship, research, education, and advocacy.

Medical Professionals Who Care License Plate

The bill creates a Medical Professionals Who Care license plate. The plate must bear the DHSMV-approved colors and design. The word “Florida” appears at the top of the plate and “Medical Professionals Who Care” appears at the bottom of the plate.

¹²⁶ Section 1009.531, F.S.

The annual use fees from the sale of the Medical Professionals Who Care license plate are distributed to Florida Benevolent Group, Inc., which may use up to ten percent of the fees for administrative costs, marketing, and promoting the license plate. The remainder of the fees are used by Florida Benevolent Group, Inc., to assist low-income individuals in obtaining a medical education and career through scholarships, support, and guidance.

University of Georgia License Plate

The bill creates a University of Georgia license plate. The license plate must bear the DHSMV-approved colors and design. The word “Florida” appears at the top of the plate and “University of Georgia” appears at the bottom of the plate.

The annual use fees from the University of Georgia SLP are distributed to the Georgia Bulldog Club of Jacksonville, which must distribute the moneys received for the purpose of awarding scholarships to Florida residents attending the University of Georgia. Students receiving the scholarship must be eligible for the Florida Bright Futures Scholarship Program¹²⁷ and use the scholarship funds for tuition and other expenses related to attending the University of Georgia.

Highwaymen License Plate

The bill creates the Highwaymen license plate. The license plate must bear the colors and design approved by the DHSMV. The new license plates will display the word “Florida” at the top of the plate and “Highwaymen” at the bottom of the plate.

The annual use fees will be distributed to the City of Fort Pierce, subject to a city resolution designating the city as the fiscal agent of the SLP. The city may use up to ten percent of the fees for administrative costs and marketing of the plate and shall use the remainder of the fees as follows:

- Before completion of construction of the Highwaymen Museum and African-American Cultural Center:
 - A minimum of fifteen percent shall be distributed to the St. Lucie Education Foundation, Inc., to fund art education and art projects in public schools within St. Lucie County.
 - The remainder of the fees shall be used by the city to fund the construction of the Highwaymen Museum and African-American Cultural Center.
- Upon completion of construction of the Highwaymen Museum and African-American Cultural Center:
 - A minimum of ten percent shall be distributed to the St. Lucie Education Foundation, Inc., to fund art education and art projects in public schools within St. Lucie County.

The remainder of the fees shall be used by the city to fund the day-to-day operations of the Highwaymen Museum and African-American Cultural Center.

Orlando City Soccer License Plate

The bill creates an Orlando City Soccer Club license plate. Section 320.08058(9), F.S., provides that Florida Professional Sports Team license plates must bear the DHSMV-approved colors and

¹²⁷ Section 1009.531, F.S.

design and must include the official league or team logo, or both, as appropriate for each team. The word “Florida” must appear at the top of the plate.

The annual use fee is distributed as follows:

- Fifty-five percent to the Professional Sports Development Trust Fund within the Department of Economic Opportunity (DEO), to be used solely to attract and support major sports events in this state.
- The remaining proceeds must be allocated to Enterprise Florida, Inc. and must be deposited into the Professional Sports Development Trust Fund within DEO. These funds must be used by Enterprise Florida, Inc., to:
 - Promote the economic development of the sports industry;
 - Distribute licensing and royalty fees to participating professional sports teams;
 - Promote education programs in Florida schools that provide an awareness of the benefits of physical activity and nutrition standards;
 - Partner with the Department of Education and the Department of Health to develop a program that recognizes schools whose students demonstrate excellent physical fitness or fitness improvement;
 - Institute a grant program for communities bidding on minor sporting events that create an economic impact for the state;
 - Distribute funds to Florida-based charities designated by Enterprise Florida, Inc., and the participating professional sports teams; and
 - Fulfill the sports promotion responsibilities of DEO.

The proceeds from the Professional Sports Development Trust Fund may also be used for operational expenses of Enterprise Florida, Inc., and financial support of the Sunshine State Games.

Coastal Conservation Association License Plate

The bill creates the Coastal Conservation Association license plate. The license plate will bear the DHSMV-approved colors and design. The new license plates will display the word “Florida” at the top of the plate and “Conserve Florida’s Fisheries” at the bottom of the plate.

The annual use fee is distributed to the CCAF to be used as follows:

- Up to ten percent may be used for administrative costs;
- Up to ten percent may be used to promote and market the plate; and
- The remainder must be used to support the mission and efforts of the CCAF for habitat enhancement and restoration, saltwater fisheries conservation, and education; to advise the public on the conservation of marine resources; and to promote and enhance the present and future availability of those coastal resources for the benefit and enjoyment of the general public.

Blue Angels License Plate

The bill creates the Blue Angels license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Home of the Blue Angels” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP will be distributed to the Naval Aviation Museum Foundation, a nonprofit Florida corporation under s. 501(c)(3) of the Internal Revenue Code, to fund the maintenance, programs, marketing, and projects of the foundation, including the National Naval Aviation Museum and the National Flight Academy in Pensacola. Up to fifteen percent of the funds received by the Naval Aviation Museum Foundation may be used for marketing of the plate and costs directly associated with the administration of the foundation. The Naval Aviation Museum Foundation shall distribute fifty percent of the funds to eligible programs and projects associated with the National Flight Academy and the remainder of the funds to eligible programs and projects associated with the National Naval Aviation Museum

Palm Beach Zoo and Conservation Society License Plate

The bill creates the Palm Beach Zoo and Conservation Society license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Palm Beach Zoo and Conservation Society” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed to the Palm Beach Zoo and Conservation Society to fund educational programs for students in pre-K through grade 12, conservation projects to protect endangered or threatened species, and services for the health and welfare of animals in the zoo’s care. The Palm Beach Zoo and Conservation Society may retain all revenue from the annual use fees until all startup costs for developing and establishing the plate have been recovered. Thereafter, up to ten percent of the annual use fee revenue may be used for promotion and marketing of the specialty license plate and administrative costs directly associated with the programs of the society and the specialty license plate.

Ethical Ecotourism License Plate

The bill creates the Ethical Ecotourism license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words approved by the DHSMV must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed equally between the Florida Society for Ethical Ecotourism and Paddle Florida, Inc., each of which may use up to ten percent of such proceeds for administrative costs and the marketing of the plate. The remaining proceeds must be used by the Florida Society for Ethical Ecotourism to provide environmental education and awareness that encourage behaviors that contribute to the sustainability of Florida’s natural ecosystems and resources, and by Paddle Florida, Inc., to raise awareness about water conservation, wildlife preservation, restoration of springs, and protection of waterways in this state.

Knights of Columbus License Plate

The bill creates the Knights of Columbus license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “In God We Trust” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed to the Florida Knights of Columbus Charities, Inc., which may use a maximum of ten percent of the proceeds to promote

and market the plate. The remainder of the proceeds shall be used by Florida Knights of Columbus Charities, Inc., a Knights of Columbus organization under s. 501(c)(3) of the Internal Revenue Code, to fund its charitable activities, including, but not limited to, the Christian Refugee Relief Fund, disaster relief, Ultrasound Initiative, Food for Families, and Coats for Kids.

Daughters of the American Revolution License Plate

The bill creates the Daughters of the American Revolution license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Daughters of the American Revolution” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed to the Daughters of the American Revolution, a nonprofit organization under s. 501(c)(3) of the Internal Revenue Code. Up to ten percent of the proceeds may be used for the promotion and marketing of the plate. The remainder of the proceeds shall be used within this state by the Daughters of the American Revolution, a nonpolitical volunteer women’s service organization, to promote patriotism, preserve American history, and secure America’s future through educational programs for local public and private K-12 students and scholarships and other educational funding for underprivileged children.

Guardian Ad Litem License Plate

The bill creates the Guardian Ad Litem license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Heartfelt Child Advocacy” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed to the Florida Guardian Ad Litem Foundation, Inc., a direct-support organization and a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code. Up to ten percent of the proceeds may be used for administrative costs and the marketing of the plate. The remainder of the proceeds must be used in this state to support the mission and efforts of the statewide Guardian Ad Litem Program to recruit and retain volunteer child advocates, meet the unique needs of dependent children, and promote awareness of the mission.

Jumbo Shrimp License Plate

The bill creates the Jumbo Shrimp license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Jumbo Shrimp” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed to the St. Johns Riverkeeper, a nonprofit organization under s. 501(c)(3) of the Internal Revenue Code. Up to ten percent of the proceeds may be used for the promotion and marketing of the plate. The remainder of the proceeds shall be used by St. Johns Riverkeeper for programs and activities related to fulfilling its mission to protect and restore the health of the St. Johns River.

Omega Psi Phi Fraternity License Plate

The bill creates the Psi Phi license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Psi Phi” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed to the State of Florida Omega Friendship Foundation, Inc., to be used as follows:

- Five percent shall be used solely for marketing of the Omega Psi Phi Fraternity license plate.
- Ninety-five percent shall be used for college scholarships for Florida residents attending historically black colleges and universities in this state.

Delta Sigma Theta Sorority License Plate

The bill creates the Delta Sigma Theta license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Delta Sigma Theta” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed to the Delta Research and Educational Foundation, Inc., to be used as follows:

- Five percent shall be used solely for marketing of the Delta Sigma Theta Sorority license plate.
- Ninety-five percent shall be used for college scholarships for Florida residents attending historically black colleges and universities in this state.

Sigma Gamma Rho Sorority License Plate

The bill creates the Sigma Gamma Rho license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Sigma Gamma Rho” must appear at the bottom of the plate.

The annual use fees from the SLP of the plate shall be distributed to the Department of Education to be used for the Mary McLeod Bethune Scholarship Program in accordance with s. 1009.73, F.S.

Kappa Alpha Psi Fraternity License Plate

The bill creates the Kappa Alpha Psi license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Kappa Alpha Psi” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed to the Southern Province of Kappa Alpha Psi Foundation, Inc., to be used as follows:

- Five percent shall be used solely for marketing of the Kappa Alpha Psi Fraternity license plate.
- Ninety-five percent shall be used for college scholarships for Florida residents attending historically black colleges and universities in this state.

Alpha Kappa Alpha Sorority License Plate

The bill creates the Alpha Kappa Alpha license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Alpha Kappa Alpha” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed to the Alpha Kappa Alpha Educational Advancement Foundation, Inc., to be used as follows:

- Five percent shall be used solely for marketing of the Alpha Kappa Alpha Sorority license plate.
- Ninety-five percent shall be used for college scholarships for Florida residents attending historically black colleges and universities in this state.

Alpha Phi Alpha Fraternity License Plate

The bill creates the Alpha Phi Alpha license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Alpha Phi Alpha” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed to the Department of Education to be used for the JC Rawls-FFAC Foundation, Inc.

Zeta Phi Beta Sorority License Plate

The bill creates the Zeta Phi Beta license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Zeta Phi Beta” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed to the Department of Education to be used for the Mary McLeod Bethune Scholarship Program in accordance with s. 1009.73, F.S.

Phi Beta Sigma Fraternity License Plate

The bill creates the Phi Beta Sigma license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Phi Beta Sigma” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed to the Department of Education to be used for the Mary McLeod Bethune Scholarship Program in accordance with s. 1009.73, F.S.

Iota Phi Theta Fraternity License Plate

The bill creates the Iota Phi Theta license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Iota Phi Theta” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed to the Department of Education to be used for the Mary McLeod Bethune Scholarship Program in accordance with s. 1009.73, F.S.

Gopher Tortoise License Plate

The bill creates the Gopher Tortoise license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Protect the Gopher Tortoise” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed to the Wildlands Conservation, Inc., a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code, to fund gopher tortoise and commensal species research, education, and conservation, as well as upland habitat protection, restoration, and management in this state. Up to fifteen percent of the funds received by Wildlands Conservation, Inc., may be used for marketing of the plate and costs directly associated with the administration of the gopher tortoise protection program. Wildlands Conservation, Inc., shall use and distribute the remaining funds to eligible Florida-based scientific, conservation, and educational organizations for gopher tortoise and upland habitat research, conservation, and management.

Tread Lightly Off Road Florida License Plate

The bill creates the Tread Lightly Off Road Florida license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Tread Lightly” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed to the Florida Off Road Foundation, Inc., a nonprofit corporation under s. 501(c)(3) of the Internal Revenue Code. Up to ten percent of the funds may be used for marketing of the plate, costs directly associated with creation of the plate, and administrative costs related to distribution of proceeds, including annual audit services and compliance affidavit costs. The remainder of the funds shall be used by the Florida Off Road Foundation, Inc., to fund qualified nonprofit organizations that protect and preserve Florida’s natural off-road habitat; educate Floridians about responsible use of the off-road environment; support civilian volunteer programs to promote the use of off-road vehicles to assist law enforcement in situations such as search and rescue; support organized cleanups, trail maintenance, and restoration; or preserve Florida’s off-road culture.

Orlando United License Plate

The bill creates the Orlando United license plate. The license plate must bear the colors and design approved by the DHSMV. The word “Florida” must appear at the top of the plate, and the words “Orlando United” must appear at the bottom of the plate.

The annual use fees from the sale of the SLP shall be distributed as follows:

- Mental Health Association of Central Florida, Inc.
 - Thirty-one percent be used to provide free counseling to anyone affected by the shooting at the Pulse nightclub; of this amount up to five percent for administrative costs.
 - Five percent for marketing the plate.

- OnePULSE Foundation
 - Thirty-one percent to construct and maintain the OnePulse Foundation Memorial; of this amount up to five percent for administrative costs.
 - Two percent for marketing the plate.
- Two Spirit Health Services, Inc.
 - Thirty-one percent to offer free personalized counseling to anyone affected by the shooting the Pulse nightclub; of this amount up to five percent for administrative costs.

Purple Heart Motorcycle Special License Plate

The bill creates s. 320.0875, F.S., creating the Purple Heart motorcycle license plate. Upon application to the DHSMV and payment of the motorcycle license tax,¹²⁸ a resident who owns or leases a motorcycle that is not used for-hire or commercial use is to be issued a Purple Heart motorcycle license plate if he or she provides documentation acceptable to the DHSMV that he or she is a recipient of the Purple Heart medal.

The Purple Heart motorcycle SLP will be stamped with the term “Combat-wounded Veteran” followed by the serial number of the license plate. It may have the term “Purple Heart” stamped on the plate and the likeness of the Purple Heart medal appearing on the plate.

Bronze Star Special License Plate

The bill amends s. 320.089, F.S., authorizing the DHSMV to create the Bronze Star special use license plate for recipients of the Bronze Star medal who provide proof of their qualification. The license plate will be stamped with the term “Bronze Star” and a likeness of the related campaign medal. Revenue generated from the sale of the Bronze Star special use license plate will be administered the same as the existing special use license plates, and deposited into the Grants and Donations Trust Fund and the State Homes for Veterans Trust Fund to support the State Veterans Homes Program.

Audits and Attestations

The bill amends s. 320.08062(1)(b), F.S., requiring the DHSMV to audit any SLP revenue recipient every three years if the organization is not subject to the Florida Single Audit Act. The purpose of this audit is to ensure that SLP proceeds have been used in compliance with Florida Statutes.

The bill takes effect October 1, 2019, but only if CS/SB 1106 or similar legislation takes effect, if such legislation is adopted in the same legislative session or an extension thereof and becomes a law.

IV. Constitutional Issues:

A. Municipality/County Mandates Restrictions:

None.

¹²⁸ The license tax is provided in s. 320.08, F.S.,

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

D. State Tax or Fee Increases:

None.

E. Other Constitutional Issues:

None.

V. Fiscal Impact Statement:**A. Tax/Fee Issues:**

CS/SB 1106 establishes a \$25 annual use fee that will be charged for any specialty license plate that the DHSMV is required to develop and a \$50 annual use fee for the University of Alabama and the University of Georgia specialty license plates.

Individuals who choose to purchase a specialty license plate created in CS/SB 1104 will pay an additional use fee of \$25 in addition to required vehicle license taxes and fees.

Individuals who choose to purchase a University of Alabama or University of Georgia specialty license plate will pay an additional use fee of \$50 in addition to required vehicle license taxes and fees.

B. Private Sector Impact:

Organizations receiving SLP revenue may see additional revenues associated with the sale of SLPs.

Current law prohibits the redesign of a SLP unless the inventory of the license plate has been depleted. However, the organization may purchase the remaining inventory of the SLP from DHSMV at DHSMV's cost.¹²⁹ Special Olympics Florida and the Florida Lighthouse Association may be required to purchase the remaining inventory of its SLPs at DHSMV's cost prior to the authorized redesign of these SLPs.

C. Government Sector Impact:

Revenues from the sale of the Orlando City Soccer Club SLP will be deposited into the Professional Sports Development Trust Fund within DEO. To the extent that individuals

¹²⁹ Section 320.08056(9), F.S.

choose to purchase this SLP, there may be a positive, but indeterminate impact to the Professional Sports Development Trust Fund.

Revenues from the sale of the Purple Heart Motorcycle plate and Bronze Star plate will be deposited into the Grants and Donations Trust Fund and the State Homes for Veterans Trust Fund within the Department of Veterans Affairs; to the extent that eligible individuals choose to purchase these license plates, there may be an indeterminate, positive fiscal impact on these trust funds.

Depending on the number of distributions tied to the plates, the amount of programming may vary as will the resources needed to complete the changes. The average specialty/special license plate requires approximately 200-250 hours of programming, at a rate of \$35 to \$40 per hour. This results in programming costs of between \$7,000 and \$10,000 per plate.¹³⁰ Therefore, the potential programming costs for 34 SLPs and 2 special use plates, may range from \$252,000 to \$360,000. The DHSMV is authorized to retain revenues from the first proceeds of SLP sales to defray departmental expenditures related to the SLP program.¹³¹

Additionally, DHSMV states the cost to perform an audit every three years of each SLP may result in an insignificant workload impact that can be absorbed within existing resources.

VI. Technical Deficiencies:

None.

VII. Related Issues:

None.

VIII. Statutes Affected:

This bill substantially amends sections 320.06, 320.0657, 320.08, 320.08053, 320.08056, 320.08058, 320.08062, 320.08068, 320.0875, and 320.089 of the Florida Statutes.

IX. Additional Information:

A. Committee Substitute – Statement of Changes:

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

CS by Infrastructure and Security on April 2, 2019:

- Incorporates the linked bill number of SB 1106.

¹³⁰ Email from Kevin Jacobs, Deputy Legislative Affairs Director, Department of Highway Safety and Motor Vehicles, RE: SLP Price for Tim, (February 5, 2019).

¹³¹ Section 320.08056(7), F.S.

- Provides that the 125 plate threshold does not apply to collegiate license plates established under s. 320.08058(3).
- Adds 18 additional SLPs.
- Removes language creating electronic credentials.

B. Amendments:

None.

This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.
