

1 A bill to be entitled
2 An act relating to Purple Heart recipient parking
3 spaces; amending s. 316.1967, F.S.; authorizing
4 counties and municipalities to provide by ordinance
5 that the clerk of the court or the traffic violations
6 bureau supply information in a specified format
7 regarding certain violations to the Department of
8 Highway Safety and Motor Vehicles; requiring counties
9 to provide by ordinance that the clerk of the court or
10 the traffic violations bureau supply information in a
11 specified format relating to such violations to the
12 department; requiring the department to mark specified
13 registration records; creating s. 316.1968, F.S.;
14 defining the terms "Purple Heart recipient parking
15 space" or "space"; prohibiting a person from stopping,
16 standing, or parking a vehicle within, or obstructing,
17 any Purple Heart recipient parking space unless
18 certain conditions are met; prohibiting violations of
19 such provision from being dismissed under certain
20 circumstances; authorizing warnings to be issued under
21 certain circumstances; requiring law enforcement
22 officers, parking enforcement specialists, and owners
23 and lessees of Purple Heart recipient parking spaces
24 to have vehicles in violation removed; providing that
25 the cost of removal and parking constitutes a lien

26 | against such vehicles under specified conditions;
27 | requiring law enforcement officers and parking
28 | enforcement specialists to charge the operator or
29 | person in charge of such vehicle with a noncriminal
30 | traffic infraction; providing an exemption; requiring
31 | the clerk of the court to report convictions for such
32 | violations to the department; authorizing law
33 | enforcement officers and parking enforcement
34 | specialists to demand to be shown a person's Purple
35 | Heart parking permit or license plate and driver
36 | license or state identification card when
37 | investigating certain violations; providing a penalty;
38 | authorizing persons chauffeuring Purple Heart
39 | recipients to stand temporarily in such parking spaces
40 | for specified purposes; providing a time limit for
41 | vehicles that are transporting Purple Heart recipients
42 | to park in such spaces; providing an exception;
43 | creating s. 316.1969, F.S.; specifying that any motor
44 | vehicle parked in a designated Purple Heart recipient
45 | parking space is prima facie evidence that the vehicle
46 | was parked and left in the space by the person, firm,
47 | or corporation in whose name the vehicle is registered
48 | and licensed; amending s. 318.18, F.S.; providing a
49 | penalty; providing for a law enforcement officer or
50 | agency or a parking enforcement specialist or agency

51 to validate compliance for the disposition of a
52 citation issued for illegally parking in a space
53 provided for Purple Heart recipients; requiring the
54 clerk of the circuit court to dismiss citations
55 resulting from violations for illegally parking in a
56 parking space provided for Purple Heart recipients
57 upon payment of a specified dismissal fee; providing
58 for a clerk of the circuit court to designate a local
59 governmental entity for disposition of certain parking
60 citations; amending s. 320.089, F.S.; providing for
61 the issuance of Purple Heart parking permits;
62 specifying requirements for the issuance of such
63 permits; amending ss. 316.1951, 316.622, 318.121,
64 318.21, and 395.4036, F.S.; conforming cross-
65 references; providing an effective date.

66
67 Be It Enacted by the Legislature of the State of Florida:

68
69 Section 1. Subsection (6) of section 316.1967, Florida
70 Statutes, is amended to read:

71 316.1967 Liability for payment of parking ticket
72 violations and other parking violations.—

73 (6) Any county or municipality may provide by ordinance
74 that the clerk of the court or the traffic violations bureau
75 shall supply the department with a magnetically encoded computer

76 | tape reel or cartridge or send by other electronic means data
 77 | which is machine readable by the installed computer system at
 78 | the department, listing persons who have three or more
 79 | outstanding parking violations, including violations of ss.
 80 | 316.1955 and 316.1968 ~~s. 316.1955~~. Each county shall provide by
 81 | ordinance that the clerk of the court or the traffic violations
 82 | bureau shall supply the department with a magnetically encoded
 83 | computer tape reel or cartridge or send by other electronic
 84 | means data that is machine readable by the installed computer
 85 | system at the department, listing persons who have any
 86 | outstanding violations of s. 316.1955 or any similar local
 87 | ordinance that regulates parking in spaces designated for use by
 88 | persons who have disabilities or of s. 316.1968. The department
 89 | shall mark the appropriate registration records of persons who
 90 | are so reported. Section 320.03(8) applies to each person whose
 91 | name appears on the list.

92 | Section 2. Section 316.1968, Florida Statutes, is created
 93 | to read:

94 | 316.1968 Parking spaces for Purple Heart recipients;
 95 | enforcement of parking requirements.-

96 | (1) For purposes of this section, the terms "Purple Heart
 97 | recipient parking space" or "space" mean a parking space
 98 | designated for a Purple Heart recipient which is painted in a
 99 | manner that is consistent with the standards of the controlling
 100 | jurisdiction for other spaces and is prominently outlined with

101 purple paint to be clearly distinguishable as a parking space
102 designated for Purple Heart recipients or is posted with a
103 permanent above-grade sign that bears the symbol of the Purple
104 Heart and the caption "COMBAT WOUNDED."

105 (2) It is unlawful for a person to stop, stand, or park a
106 vehicle within, or to obstruct, any such specially designated
107 and marked Purple Heart recipient parking space unless the
108 vehicle displays a Purple Heart parking permit or a Purple Heart
109 license plate issued under s. 320.089 and the vehicle is
110 transporting the person to whom the displayed permit or plate is
111 issued. A violation of this section may not be dismissed if the
112 Purple Heart recipient parking space does not meet the
113 definition of such space provided in subsection (1) but is
114 otherwise clearly distinguishable as a designated accessible
115 parking space for Purple Heart recipients. Only a warning may be
116 issued for unlawfully parking in a space designated for Purple
117 Heart recipients if there is no above-grade sign providing such
118 designation.

119 (a) A law enforcement officer, a parking enforcement
120 specialist, or the owner or lessee of a space designated for
121 Purple Heart recipients shall remove a vehicle found in
122 violation of this section to any lawful parking space or
123 facility or require the operator or other person in charge of
124 the vehicle to immediately remove such vehicle from the parking
125 space. Whenever any vehicle is removed under this section to a

126 storage lot, garage, or other safe parking space, the cost of
127 the removal and parking constitutes a lien against the vehicle.

128 (b) The officer or specialist shall charge the operator or
129 other person in charge of a vehicle in violation of this section
130 with a noncriminal traffic infraction, punishable as provided in
131 s. 318.18(16). The owner of a leased vehicle is not responsible
132 for a violation of this section if the vehicle is registered in
133 the name of the lessee.

134 (c) The clerk of the court must report all convictions for
135 violations of this section to the Department of Highway Safety
136 and Motor Vehicles.

137 (d) A law enforcement officer or a parking enforcement
138 specialist may demand to be shown a person's Purple Heart
139 parking permit or license plate and driver license or state
140 identification card when investigating a potential violation of
141 this section. If such request is refused, the person in charge
142 of the vehicle may be charged with resisting an officer without
143 violence, as provided in s. 843.02.

144 (3) A person chauffeuring a Purple Heart recipient may,
145 without need for a Purple Heart parking permit or license plate,
146 stand temporarily in any such designated parking space for the
147 purpose of loading or unloading the Purple Heart recipient. A
148 penalty may not be imposed upon the driver for such temporary
149 standing.

150 (4) (a) A vehicle transporting a Purple Heart recipient may

151 be parked for a maximum of 30 minutes in any space reserved for
152 Purple Heart recipients.

153 (b) Notwithstanding paragraph (a), a theme park or an
154 entertainment complex as defined in s. 509.013(9) which provides
155 parking in designated areas for Purple Heart recipients may
156 allow any vehicle transporting a Purple Heart recipient to
157 remain parked in any space reserved for Purple Heart recipients
158 throughout the period the theme park is open to the public for
159 that day.

160 Section 3. Section 316.1969, Florida Statutes, is created
161 to read:

162 316.1969 Parking violations; designated parking spaces for
163 Purple Heart recipients.—When evidence is presented in any court
164 of the fact that a motor vehicle was parked in a properly
165 designated parking space for Purple Heart recipients in
166 violation of s. 316.1968, it is prima facie evidence that the
167 vehicle was parked and left in the space by the person, firm, or
168 corporation in whose name the vehicle is registered and licensed
169 according to the records of the department.

170 Section 4. Present subsections (16) through (22) of
171 section 318.18, Florida Statutes, are redesignated as
172 subsections (17) through (23), respectively, and a new
173 subsection (16) is added to that section, to read:

174 318.18 Amount of penalties.—The penalties required for a
175 noncriminal disposition pursuant to s. 318.14 or a criminal

176 offense listed in s. 318.17 are as follows:

177 (16) One hundred dollars, plus court costs for illegally
178 parking, under s. 316.1968, in a parking space provided for
179 Purple Heart recipients. However, this fine must be waived if a
180 person provides to the law enforcement officer or agency or the
181 parking enforcement specialist or agency that issued the
182 citation for such a violation proof that the person committing
183 the violation has a valid Purple Heart parking permit or license
184 plate issued under s. 320.089 or a signed affidavit that the
185 owner of the Purple Heart parking permit or license plate was
186 present at the time the violation occurred, and that such
187 parking permit or license plate was valid at the time the
188 violation occurred. The law enforcement officer or agency or the
189 parking enforcement specialist or agency, upon determining that
190 all required documentation has been submitted to verify that
191 such parking permit or license plate was valid at the time of
192 the violation, shall sign an affidavit of compliance. Upon
193 provision of the affidavit of compliance and payment of a
194 dismissal fee of up to \$7.50 to the clerk of the circuit court
195 by the person issued a citation, the clerk shall dismiss the
196 citation. However, the clerk may designate a local governmental
197 entity to receive the affidavit and dismissal fee, and that
198 local governmental entity may keep the fee.

199 Section 5. Section 320.089, Florida Statutes, is amended
200 to read:

201 320.089 Veterans of the United States Armed Forces;
 202 members of National Guard; survivors of Pearl Harbor; Purple
 203 Heart medal recipients; Bronze Star recipients; active or
 204 retired United States Armed Forces reservists; Combat Infantry
 205 Badge, Combat Medical Badge, or Combat Action Badge recipients;
 206 Combat Action Ribbon recipients; Air Force Combat Action Medal
 207 recipients; Distinguished Flying Cross recipients; former
 208 prisoners of war; Korean War Veterans; Vietnam War Veterans;
 209 Operation Desert Shield Veterans; Operation Desert Storm
 210 Veterans; Operation Enduring Freedom Veterans; Operation Iraqi
 211 Freedom Veterans; Women Veterans; World War II Veterans; and
 212 Navy Submariners; special license plates; Purple Heart parking
 213 permits; fee.-

214 (1) (a) Each owner or lessee of an automobile or truck for
 215 private use or recreational vehicle as specified in s.
 216 320.08(9)(c) or (d), which is not used for hire or commercial
 217 use, who is a resident of the state and a veteran of the United
 218 States Armed Forces, a Woman Veteran, a World War II Veteran, a
 219 Navy Submariner, an active or retired member of the Florida
 220 National Guard, a survivor of the attack on Pearl Harbor, a
 221 recipient of the Purple Heart medal, a recipient of the Bronze
 222 Star, an active or retired member of any branch of the United
 223 States Armed Forces Reserve, or a recipient of the Combat
 224 Infantry Badge, Combat Medical Badge, Combat Action Badge,
 225 Combat Action Ribbon, Air Force Combat Action Medal, or

226 Distinguished Flying Cross, upon application to the department,
227 accompanied by proof of release or discharge from any branch of
228 the United States Armed Forces, proof of active membership or
229 retired status in the Florida National Guard, proof of
230 membership in the Pearl Harbor Survivors Association or proof of
231 active military duty in Pearl Harbor on December 7, 1941, proof
232 of being a Purple Heart medal recipient, proof of being a Bronze
233 Star recipient, proof of active or retired membership in any
234 branch of the United States Armed Forces Reserve, or proof of
235 membership in the Combat Infantrymen's Association, Inc., proof
236 of being a recipient of the Combat Infantry Badge, Combat
237 Medical Badge, Combat Action Badge, Combat Action Ribbon, Air
238 Force Combat Action Medal, or Distinguished Flying Cross, and
239 upon payment of the license tax for the vehicle as provided in
240 s. 320.08, shall be issued a license plate as provided by s.
241 320.06 which, in lieu of the serial numbers prescribed by s.
242 320.06, is stamped with the words "Veteran," "Woman Veteran,"
243 "WWII Veteran," "Navy Submariner," "National Guard," "Pearl
244 Harbor Survivor," "Combat-wounded veteran," "Bronze Star," "U.S.
245 Reserve," "Combat Infantry Badge," "Combat Medical Badge,"
246 "Combat Action Badge," "Combat Action Ribbon," "Air Force Combat
247 Action Medal," or "Distinguished Flying Cross," as appropriate,
248 and a likeness of the related campaign medal or badge, followed
249 by the serial number of the license plate. Additionally, the
250 Purple Heart plate may have the words "Purple Heart" stamped on

251 the plate and the likeness of the Purple Heart medal appearing
252 on the plate.

253 (b) The military members listed in paragraph (a) are
254 eligible to be issued special veteran's motorcycle license
255 plates. The veteran's motorcycle license plate design shall be
256 the same as the design for the motor vehicle "Veteran" and
257 "Woman Veteran" special license plate. The word "Veteran" or
258 "Woman Veteran" shall be displayed at the bottom of the
259 motorcycle license plate.

260 (c) Notwithstanding any other provision of law to the
261 contrary, beginning with fiscal year 2002-2003 and annually
262 thereafter, the first \$100,000 in general revenue generated from
263 the sale of license plates issued under this section shall be
264 deposited into the Grants and Donations Trust Fund, as described
265 in s. 296.38(2), to be used for the purposes established by law
266 for that trust fund. Any additional general revenue generated
267 from the sale of such plates shall be deposited into the
268 Operations and Maintenance Trust Fund within the Department of
269 Veterans' Affairs and used to support program operations that
270 benefit veterans or the operation, maintenance, or construction
271 of domiciliary and nursing homes for veterans, subject to the
272 requirements of chapter 216.

273 (d) Any revenue generated from the sale of Woman Veteran
274 license plates must be deposited into the Operations and
275 Maintenance Trust Fund administered by the Department of

276 Veterans' Affairs pursuant to s. 20.375(3) and must be used
277 solely for the purpose of creating and implementing programs to
278 benefit women veterans. Notwithstanding any provisions of law to
279 the contrary, an applicant for a Pearl Harbor Survivor license
280 plate or a Purple Heart license plate who also qualifies for a
281 disabled veteran's license plate under s. 320.084 shall be
282 issued the appropriate special license plate without payment of
283 the license tax imposed by s. 320.08.

284 (2) Each owner or lessee of an automobile or truck for
285 private use, a truck weighing not more than 7,999 pounds, or a
286 recreational vehicle as specified in s. 320.08(9)(c) or (d),
287 which is not used for hire or commercial use who is a resident
288 of this state and who is a former prisoner of war, or his or her
289 unremarried surviving spouse, upon application to the
290 department, shall be issued a license plate as provided in s.
291 320.06, stamped with the words "Ex-POW" followed by the serial
292 number. Each application shall be accompanied by proof that the
293 applicant meets the qualifications specified in paragraph (a) or
294 paragraph (b).

295 (a) A citizen of the United States who served as a member
296 of the Armed Forces of the United States or the armed forces of
297 a nation allied with the United States who was held as a
298 prisoner of war at such time as the Armed Forces of the United
299 States were engaged in combat, or his or her unremarried
300 surviving spouse, may be issued the special license plate

301 provided for in this subsection without payment of the license
302 tax imposed by s. 320.08.

303 (b) A person who was serving as a civilian with the
304 consent of the United States Government, or a person who was a
305 member of the Armed Forces of the United States while he or she
306 was not a United States citizen and was held as a prisoner of
307 war when the Armed Forces of the United States were engaged in
308 combat, or his or her unremarried surviving spouse, may be
309 issued the special license plate provided for in this subsection
310 upon payment of the license tax imposed by s. 320.08.

311 (3) Each owner or lessee of an automobile or truck for
312 private use, a truck weighing not more than 7,999 pounds, or a
313 recreational vehicle as specified in s. 320.08(9)(c) or (d),
314 which is not used for hire or commercial use who is a resident
315 of this state and who is the unremarried surviving spouse of a
316 recipient of the Purple Heart medal, upon application to the
317 department accompanied by the payment of the required fees,
318 shall be issued a license plate as provided in s. 320.06 which
319 is stamped with the words "Purple Heart" and the likeness of the
320 Purple Heart medal followed by the serial number. Each
321 application shall be accompanied by proof that the applicant is
322 the unremarried surviving spouse of a recipient of the Purple
323 Heart medal.

324 (4) The owner or lessee of an automobile or truck for
325 private use, a truck weighing not more than 7,999 pounds, or a

326 recreational vehicle as specified in s. 320.08(9)(c) or (d)
327 which is not used for hire or commercial use who is a resident
328 of this state and a current or former member of the United
329 States Armed Forces who was deployed and served in Korea during
330 the Korean War as defined in s. 1.01(14), upon application to
331 the department accompanied by proof of active membership or
332 former active duty status during the Korean War and payment of
333 the license tax for the vehicle as provided in s. 320.08, shall
334 be issued a license plate as provided by s. 320.06 which, in
335 lieu of the registration license number prescribed by s. 320.06,
336 is stamped with the words "Korean War Veteran" and a likeness of
337 the Korean Service Medal, followed by the registration license
338 number of the plate. Proof that the applicant was awarded the
339 Korean Service Medal is sufficient to establish eligibility for
340 the license plate.

341 (5) The owner or lessee of an automobile or truck for
342 private use, a truck weighing not more than 7,999 pounds, or a
343 recreational vehicle as specified in s. 320.08(9)(c) or (d)
344 which is not used for hire or commercial use who is a resident
345 of this state and a current or former member of the United
346 States military who was deployed and served in Vietnam during
347 United States military deployment in Indochina, upon application
348 to the department accompanied by proof of active membership or
349 former active duty status during these operations and payment of
350 the license tax for the vehicle as provided in s. 320.08, shall

351 be issued a license plate as provided by s. 320.06 which, in
352 lieu of the registration license number prescribed by s. 320.06,
353 is stamped with the words "Vietnam War Veteran" and a likeness
354 of the Vietnam Service Medal, followed by the registration
355 license number of the plate. Proof that the applicant was
356 awarded the Vietnam Service Medal is sufficient to establish
357 eligibility for the license plate.

358 (6) The owner or lessee of an automobile or truck for
359 private use, a truck weighing not more than 7,999 pounds, or a
360 recreational vehicle as specified in s. 320.08(9)(c) or (d)
361 which is not used for hire or commercial use who is a resident
362 of this state and a current or former member of the United
363 States military who was deployed and served in Saudi Arabia,
364 Kuwait, or another area of the Persian Gulf during Operation
365 Desert Shield or Operation Desert Storm; in Afghanistan during
366 Operation Enduring Freedom; or in Iraq during Operation Iraqi
367 Freedom, upon application to the department accompanied by proof
368 of active membership or former active duty status during one of
369 these operations and payment of the license tax for the vehicle
370 as provided in s. 320.08, shall be issued a license plate as
371 provided by s. 320.06 which, in lieu of the registration license
372 number prescribed by s. 320.06, is stamped with the words
373 "Operation Desert Shield," "Operation Desert Storm," "Operation
374 Enduring Freedom," or "Operation Iraqi Freedom," as appropriate,
375 and a likeness of the related campaign medal followed by the

376 registration license number of the plate. Proof that the
377 applicant was awarded the Southwest Asia Service Medal, Iraq
378 Campaign Medal, Afghanistan Campaign Medal, or Global War on
379 Terrorism Expeditionary Medal is sufficient to establish
380 eligibility for the appropriate license plate.

381 (7) (a) Each owner or lessee of an automobile or truck for
382 private use or a recreational vehicle as specified in s.
383 320.08(9) (c) or (d), which is not used for hire or commercial
384 use, who is a resident of this state and a recipient of the
385 Purple Heart medal, upon application to the department,
386 accompanied by proof of being a Purple Heart medal recipient,
387 shall be issued a Purple Heart parking permit for a period of up
388 to 5 years, which period ends on the applicant's birthday. There
389 shall be no fee for the Purple Heart parking permit.

390 (b) The Purple Heart parking permit is a placard that can
391 be placed in a motor vehicle so as to be visible from the front
392 and rear of the vehicle. One side of the placard must display
393 the applicant's driver license number or state identification
394 card number along with a warning that the applicant must have
395 such identification at all times while using the parking permit.
396 A validation sticker must also be issued with each Purple Heart
397 parking permit showing the month and year of expiration on each
398 side of the placard. Validation stickers must be of the size
399 specified by the department and must be affixed to the Purple
400 Heart parking permits. The Purple Heart parking permits must use

401 the same colors as license plate validations.

402 Section 6. Subsection (4) of section 316.1951, Florida
403 Statutes, is amended to read:

404 316.1951 Parking for certain purposes prohibited; sale of
405 motor vehicles; prohibited acts.—

406 (4) A local government may adopt an ordinance to allow the
407 towing of a motor vehicle parked in violation of this section. A
408 law enforcement officer, compliance officer, code enforcement
409 officer from any local government agency, or supervisor of the
410 department may issue a citation and cause to be immediately
411 removed at the owner's expense any motor vehicle found in
412 violation of subsection (1), except as provided in subsections
413 (2) and (3), or in violation of subsection (5), subsection (6),
414 subsection (7), or subsection (8), and the owner shall be
415 assessed a penalty as provided in s. 318.18(22) ~~s. 318.18(21)~~ by
416 the government agency or authority that orders immediate removal
417 of the motor vehicle. A motor vehicle removed under this section
418 shall not be released from an impound or towing and storage
419 facility before a release form prescribed by the department has
420 been completed verifying that the fine has been paid to the
421 government agency or authority that ordered immediate removal of
422 the motor vehicle. However, the owner may pay towing and storage
423 charges to the towing and storage facility pursuant to s. 713.78
424 before payment of the fine or before the release form has been
425 completed.

426 Section 7. Subsection (7) of section 316.622, Florida
 427 Statutes, is amended to read:

428 316.622 Farm labor vehicles.—

429 (7) A violation of this section is a noncriminal traffic
 430 infraction, punishable as provided in s. 318.18(17) ~~s.~~
 431 ~~318.18(16)~~.

432 Section 8. Section 318.121, Florida Statutes, is amended
 433 to read:

434 318.121 Preemption of additional fees, fines, surcharges,
 435 and costs.—Notwithstanding any general or special law, or
 436 municipal or county ordinance, additional fees, fines,
 437 surcharges, or costs other than the court costs and surcharges
 438 assessed under s. 318.18(11), (13), (19), (20), and (23) ~~s.~~
 439 ~~318.18(11), (13), (18), (19), and (22)~~ may not be added to the
 440 civil traffic penalties assessed under this chapter.

441 Section 9. Subsections (16) through (19) and (21) of
 442 section 318.21, Florida Statutes, are amended to read:

443 318.21 Disposition of civil penalties by county courts.—
 444 All civil penalties received by a county court pursuant to the
 445 provisions of this chapter shall be distributed and paid monthly
 446 as follows:

447 (16) The proceeds from the fines described in s.
 448 318.18(17) ~~s. 318.18(16)~~ shall be remitted to the law
 449 enforcement agency that issues the citation for a violation of
 450 s. 316.622. The funds must be used for continued education and

451 enforcement of s. 316.622 and other related safety measures
452 contained in chapter 316.

453 (17) Notwithstanding subsections (1) and (2), the proceeds
454 from the surcharge imposed under s. 318.18(18) ~~s. 318.18(17)~~
455 shall be distributed as provided in that subsection. This
456 subsection expires July 1, 2021.

457 (18) Notwithstanding subsections (1) and (2), the proceeds
458 from the administrative fee imposed under s. 318.18(19) ~~s.~~
459 ~~318.18(18)~~ shall be distributed as provided in that subsection.

460 (19) Notwithstanding subsections (1) and (2), the proceeds
461 from the Article V assessment imposed under s. 318.18(20) ~~s.~~
462 ~~318.18(19)~~ shall be distributed as provided in that subsection.

463 (21) Notwithstanding subsections (1) and (2), the proceeds
464 from the additional penalties imposed pursuant to s.
465 318.18(5)(c) and (21) ~~s. 318.18(5)(c) and (20)~~ shall be
466 distributed as provided in that section.

467 Section 10. Paragraph (b) of subsection (1) of section
468 395.4036, Florida Statutes, is amended to read:

469 395.4036 Trauma payments.—

470 (1) Recognizing the Legislature's stated intent to provide
471 financial support to the current verified trauma centers and to
472 provide incentives for the establishment of additional trauma
473 centers as part of a system of state-sponsored trauma centers,
474 the department shall utilize funds collected under s. 318.18 and
475 deposited into the Emergency Medical Services Trust Fund of the

476 department to ensure the availability and accessibility of
477 trauma services throughout the state as provided in this
478 subsection.

479 (b) Funds collected under s. 318.18(5)(c) and (21) ~~s.~~
480 ~~318.18(5)(c) and (20)~~ shall be distributed as follows:

481 1. Thirty percent of the total funds collected shall be
482 distributed to Level II trauma centers operated by a public
483 hospital governed by an elected board of directors as of
484 December 31, 2008.

485 2. Thirty-five percent of the total funds collected shall
486 be distributed to verified trauma centers based on trauma
487 caseload volume for the most recent calendar year available. The
488 determination of caseload volume for distribution of funds under
489 this subparagraph shall be based on the hospital discharge data
490 for patients who meet the criteria for classification as a
491 trauma patient reported by each trauma center pursuant to s.
492 408.061.

493 3. Thirty-five percent of the total funds collected shall
494 be distributed to verified trauma centers based on severity of
495 trauma patients for the most recent calendar year available. The
496 determination of severity for distribution of funds under this
497 subparagraph shall be based on the department's International
498 Classification Injury Severity Scores or another statistically
499 valid and scientifically accepted method of stratifying a trauma
500 patient's severity of injury, risk of mortality, and resource

501 consumption as adopted by the department by rule, weighted based
502 on the costs associated with and incurred by the trauma center
503 in treating trauma patients. The weighting of scores shall be
504 established by the department by rule.

505 Section 11. This act shall take effect July 1, 2021.