

By the Committee on Transportation; and Senator Collins

596-02752-23

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1                   A bill to be entitled  
2           An act relating to proceeds funding motorcycle safety  
3           education; amending s. 320.08, F.S.; requiring that  
4           the motorcycle safety education fee be used for a  
5           safety and education program administered by a certain  
6           not-for-profit corporation; providing requirements of  
7           the administrator of such program; requiring the  
8           Department of Highway Safety and Motor Vehicles to  
9           enter into a certain contract for a specified purpose;  
10          specifying the requirements of the safety awareness  
11          and education programs; requiring the administrator of  
12          the programs to file an annual report with the  
13          Legislature; amending s. 320.086, F.S.; conforming  
14          cross-references; requiring the department to select  
15          an administrator and enter into a contract by a  
16          specified date; requiring the department to transmit  
17          the safety education fee to the program administrator  
18          quarterly; specifying the first payment date;  
19          providing an effective date.

20  
21 Be It Enacted by the Legislature of the State of Florida:  
22

23           Section 1. Present paragraph (d) of subsection (1) of  
24           section 320.08, Florida Statutes, is redesignated as paragraph  
25           (g), a new paragraph (d) and paragraphs (e) and (f) are added to  
26           that subsection, and paragraph (c) of that subsection is  
27           amended, to read:

28           320.08 License taxes.—Except as otherwise provided herein,  
29           there are hereby levied and imposed annual license taxes for the

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30 operation of motor vehicles, mopeds, tri-vehicles as defined in  
31 s. 316.003, and mobile homes as defined in s. 320.01, which  
32 shall be paid to and collected by the department or its agent  
33 upon the registration or renewal of registration of the  
34 following:

35 (1) MOTORCYCLES AND MOPEDS.—

36 (c) Upon registration of a motorcycle, motor-driven cycle,  
37 or moped, in addition to the license taxes specified in this  
38 subsection, a nonrefundable motorcycle safety education fee in  
39 the amount of \$2.50 shall be paid. The proceeds of the safety  
40 education ~~such additional~~ fee shall be deposited in the Highway  
41 Safety Operating Trust Fund ~~to fund a motorcycle driver~~  
42 ~~improvement program implemented pursuant to s. 322.025, the~~  
43 ~~Florida Motorcycle Safety Education Program established in s.~~  
44 ~~322.0255, or the general operations of the department.~~

45 (d) The entire safety education fee shall be used for a  
46 safety and education program administered by a Florida not-for-  
47 profit corporation. The program administrator must:

48 1. Be a charity registered with the Department of  
49 Agriculture and Consumer Services;

50 2. Have a history of actively advocating for motorcycle  
51 safety and education in this state for at least 30 years;

52 3. Be a motorcycle grassroots organization that has  
53 actively worked with the Florida motorcycle community for at  
54 least 30 years;

55 4. Be focused primarily on promoting motorcycle safety and  
56 education throughout this state; and

57 5. Have at least 3,000 active members drawn from the  
58 motorcycle community throughout this state.

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59 (e) The department shall enter into a 5-year contract with  
60 the program administrator to use the safety education fee to pay  
61 for motorcycle safety and education programs. The programs must  
62 promote motorcycle safety and education for the purpose of  
63 reducing motorcycle injuries and deaths in this state. The  
64 programs may include pamphlets, advertisements, public service  
65 announcements, digital media, social media, a website,  
66 participation at grassroots motorcycle events, advocacy, and  
67 reasonable administrative expenses.

68 (f) The program administrator shall file an annual report  
69 with the President of the Senate and the Speaker of the House of  
70 Representatives outlining the types of events the program  
71 administrator attended, if any, and the methods selected to  
72 distribute safety awareness and education materials or to expose  
73 the public to the programs, and estimating the number of people  
74 who were exposed to the program administrator's educational  
75 efforts.

76 Section 2. Subsection (1) and paragraph (a) of subsection  
77 (2) of section 320.086, Florida Statutes, are amended to read:

78 320.086 Ancient or antique motor vehicles; horseless  
79 carriage, antique, or historical license plates; former military  
80 vehicles.—

81 (1) The owner of a motor vehicle for private use  
82 manufactured in model year 1945 or earlier and operated on the  
83 streets and highways of this state shall, upon application in  
84 the manner and at the time prescribed by the department and upon  
85 payment of the license tax for an ancient motor vehicle  
86 prescribed by s. 320.08(1)(g), (2)(a), or (3)(e) ~~s.~~  
87 ~~320.08(1)(d), (2)(a), or (3)(e)~~, be issued a special license

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88 plate for such motor vehicle. The license plate shall be  
89 permanent and valid for use without renewal so long as the  
90 vehicle is in existence. In addition to the payment of all other  
91 fees required by law, the applicant shall pay such fee for the  
92 issuance of the special license plate as may be prescribed by  
93 the department commensurate with the cost of its manufacture.  
94 The registration numbers and special license plates assigned to  
95 such motor vehicles shall run in a separate numerical series,  
96 commencing with "Horseless Carriage No. 1," and the plates shall  
97 be of a distinguishing color.

98 (2) (a) The owner of a motor vehicle for private use  
99 manufactured in a model year after 1945 and of the age of 30  
100 years or more after the model year and operated on the streets  
101 and highways of this state may, upon application in the manner  
102 and at the time prescribed by the department and upon payment of  
103 the license tax prescribed by s. 320.08(1)(g), (2)(a), or (3)(e)  
104 ~~s. 320.08(1)(d), (2)(a), or (3)(e)~~, be issued a special license  
105 plate for such motor vehicle. In addition to the payment of all  
106 other fees required by law, the applicant shall pay the fee for  
107 the issuance of the special license plate prescribed by the  
108 department, commensurate with the cost of its manufacture. The  
109 registration numbers and special license plates assigned to such  
110 motor vehicles shall run in a separate numerical series,  
111 commencing with "Antique No. 1," and the plates shall be of a  
112 distinguishing color. The owner of the motor vehicle may, upon  
113 application and payment of the license tax prescribed by s.  
114 320.08, be issued a regular Florida license plate or specialty  
115 license plate in lieu of the special "Antique" license plate.

116 Section 3. By October 1, 2023, the Department of Highway

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117 Safety and Motor Vehicles shall select a qualified program  
118 administrator and enter into the contract as specified in this  
119 act. The department shall transmit the safety education fee  
120 quarterly to the administrator, with the first payment being  
121 payable October 1, 2023.

122 Section 4. This act shall take effect July 1, 2023.