



26 Department of Highway Safety and Motor Vehicles;  
 27 prohibiting compliance with certain provisions from  
 28 being raised in a proceeding challenging a violation;  
 29 providing for suspension of a noncompliant county or  
 30 municipality from operating traffic infraction  
 31 detectors until such noncompliance is corrected;  
 32 requiring the department to publish certain reports on  
 33 its website; providing an effective date.

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35 Be It Enacted by the Legislature of the State of Florida:

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37 Section 1. Section 316.0077, Florida Statutes, is created  
 38 to read:

39 316.0077 Camera systems; competitive bidding.—The  
 40 provisions of s. 287.057 which exempt the purchase of  
 41 commodities or contractual services from competitive bidding  
 42 requirements do not apply to contracts entered into with  
 43 manufacturers or vendors of school bus infraction detection  
 44 systems, speed detection systems, traffic infraction detectors,  
 45 or any other camera systems used for enforcing this chapter  
 46 which are regulated under s. 316.0076.

47 Section 2. Section 316.0078, Florida Statutes, is created  
 48 to read:

49 316.0078 Use of camera systems constructed by Chinese  
 50 manufacturers prohibited.—A school bus infraction detection

51 system, speed detection system, traffic infraction detector, or  
52 any other camera system used for enforcing this chapter which is  
53 regulated under s. 316.0076, or any component thereof, which is  
54 constructed by a Chinese manufacturer or a domestic or  
55 international manufacturer that uses materials imported from  
56 China may not be used for traffic enforcement in this state.

57 Section 3. Subsection (4) of section 316.0083, Florida  
58 Statutes, is amended to read:

59 316.0083 Mark Wandall Traffic Safety Program;  
60 administration; report.—

61 (4)(a)1. A county or municipality must enact an ordinance  
62 in order to authorize the placement or installation of, or to  
63 authorize contracting with a vendor for the placement or  
64 installation of, one or more traffic infraction detectors to  
65 enforce s. 316.074(1) or s. 316.075(1)(c)1. As part of the  
66 public hearing on such proposed ordinance, the county or  
67 municipality must consider traffic data or other evidence  
68 supporting the installation and operation of each traffic  
69 infraction detector, and the county or municipality must  
70 determine that the intersection at which a traffic infraction  
71 detector is to be placed or installed constitutes a heightened  
72 safety risk that warrants additional enforcement measures.

73 2. A county or municipality that operates one or more  
74 traffic infraction detectors must annually report the results of  
75 all traffic infraction detectors within the county's or

76 municipality's jurisdiction as a single reporting item on the  
 77 agenda of a regular or special meeting of the county's or  
 78 municipality's governing body. Before a county or municipality  
 79 contracts or renews a contract to place or install one or more  
 80 traffic infraction detectors, the county or municipality must  
 81 approve the contract or contract renewal at a regular or special  
 82 meeting of the county's or municipality's governing body.

83 a. Interested members of the public must be allowed to  
 84 comment regarding the report, contract, or contract renewal  
 85 under the county's or municipality's public comment policies or  
 86 formats, and the report, contract, or contract renewal may not  
 87 be considered as part of a consent agenda.

88 b. The report required under this subparagraph must  
 89 include a written summary, which must be read aloud at the  
 90 regular or special meeting, and the summary must contain, for  
 91 the preceding year, the number of notices of violation issued,  
 92 the number that were contested, the number that were upheld, the  
 93 number that were dismissed, the number that were issued as  
 94 uniform traffic citations, and the number that were paid and how  
 95 collected funds were distributed and in what amounts. The county  
 96 or municipality must report to the department that the county's  
 97 or municipality's annual report was considered in accordance  
 98 with this paragraph, including the date of the regular or  
 99 special meeting at which the annual report was considered.

100 3. The compliance or sufficiency of compliance with this

101 paragraph may not be raised in a proceeding challenging a  
102 violation of s. 316.074(1) or s. 316.075(1)(c)1. enforced by a  
103 traffic infraction detector.

104 4. A county or municipality that does not comply with this  
105 paragraph is suspended from operating traffic infraction  
106 detectors under this subsection until such noncompliance is  
107 corrected.

108 (b)(a) Each county or municipality that operates a traffic  
109 infraction detector shall submit a report by October 1, 2012,  
110 and annually thereafter, to the department which details the  
111 results of using the traffic infraction detector and the  
112 procedures for enforcement for the preceding state fiscal year.  
113 The information submitted by the counties and municipalities  
114 must include statistical data and information required by the  
115 department to complete the summary report required under  
116 paragraph (c) (b). The department must publish each report  
117 submitted by a county or municipality pursuant to this paragraph  
118 on its website.

119 (c)(b) On or before December 31, 2012, and annually  
120 thereafter, the department shall provide a summary report to the  
121 Governor, the President of the Senate, and the Speaker of the  
122 House of Representatives regarding the use and operation of  
123 traffic infraction detectors under this section, along with the  
124 department's recommendations and any necessary legislation. The  
125 summary report must include a review of the information

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126 | submitted to the department by the counties and municipalities  
127 | and must describe the enhancement of the traffic safety and  
128 | enforcement programs.

129 |       Section 4. This act shall take effect July 1, 2024.