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1
 2 An act relating to traffic enforcement; creating s.
 3 316.0077, F.S.; prohibiting contracts awarded by
 4 certain entities outside this state from being used to
 5 procure contracts with manufacturers or vendors of
 6 camera systems used for traffic enforcement; providing
 7 applicability; creating s. 316.0078, F.S.; defining
 8 the terms "controlling interest" and "foreign country
 9 of concern"; prohibiting a governmental entity from
 10 knowingly entering into or renewing certain contracts
 11 for camera systems used for traffic enforcement;
 12 amending s. 316.0083, F.S.; requiring certain counties
 13 or municipalities to enact an ordinance to authorize
 14 placement or installation of traffic infraction
 15 detectors; requiring the county or municipality to
 16 consider certain evidence and make a certain
 17 determination at a public hearing; requiring a county
 18 or municipality to place a specified annual report on
 19 the agenda of a regular or special meeting of its
 20 governing body; requiring approval by the governing
 21 body at a regular or special meeting before
 22 contracting or renewing a contract to place or install
 23 traffic infraction detectors; providing for public
 24 comment; prohibiting such report, contract, or
 25 contract renewal from being considered as part of a

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26 consent agenda; providing requirements for a written
 27 summary of such report; requiring a report to the
 28 Department of Highway Safety and Motor Vehicles;
 29 prohibiting compliance with certain provisions from
 30 being raised in a proceeding challenging a violation;
 31 providing for suspension of a noncompliant county or
 32 municipality from operating traffic infraction
 33 detectors until such noncompliance is corrected;
 34 providing requirements for reports submitted to the
 35 department by counties and municipalities regarding
 36 use of and enforcement by traffic infraction
 37 detectors; requiring the department to publish such
 38 reports on its website; providing an effective date.

39
 40 Be It Enacted by the Legislature of the State of Florida:

41
 42 Section 1. Section 316.0077, Florida Statutes, is created
 43 to read:

44 316.0077 Camera systems; contract procurement.—A contract
 45 awarded by another governmental entity outside this state or by
 46 a consortium or cooperative of governmental entities outside
 47 this state may not be used to procure contracts with
 48 manufacturers or vendors of school bus infraction detection
 49 systems, speed detection systems, traffic infraction detectors,
 50 or any other camera systems used for enforcing this chapter.

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

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51 This section applies to contracts entered into on or after July
52 1, 2025.

53 Section 2. Section 316.0078, Florida Statutes, is created
54 to read:

55 316.0078 Prohibition on contracting for camera systems of
56 vendors of foreign countries of concern.—

57 (1) As used in this section, the terms "controlling
58 interest" and "foreign country of concern" have the same
59 meanings as in s. 287.138(1).

60 (2) On or after July 1, 2025, a governmental entity may
61 not knowingly enter into or renew a contract with a contracting
62 vendor of a school bus infraction detection system, speed
63 detection system, traffic infraction detector, or any other
64 camera system used for enforcing this chapter which is subject
65 to s. 316.0076 if:

66 (a) The contracting vendor is owned by the government of a
67 foreign country of concern; or

68 (b) The government of a foreign country of concern has a
69 controlling interest in the contracting vendor.

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

72 316.0083 Mark Wandall Traffic Safety Program;
73 administration; report.—

74 (4)(a)1. A county or municipality that desires to have one
75 or more traffic infraction detectors placed or installed on or

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76 after July 1, 2025, in an area where no traffic infraction
77 detectors are currently placed or installed must enact an
78 ordinance in order to authorize the placement or installation
79 of, or to authorize contracting with a vendor for the placement
80 or installation of, one or more traffic infraction detectors to
81 enforce s. 316.074(1) or s. 316.075(1)(c)1. As part of the
82 public hearing on such proposed ordinance, the county or
83 municipality must consider traffic data or other evidence
84 supporting the installation and operation of each traffic
85 infraction detector, and the county or municipality must
86 determine that the intersection at which a traffic infraction
87 detector is to be placed or installed constitutes a heightened
88 safety risk that warrants additional enforcement measures.

89 2. A county or municipality that operates one or more
90 traffic infraction detectors must annually report the results of
91 all traffic infraction detectors within the county's or
92 municipality's jurisdiction by placing the annual report to the
93 department required under paragraph (b) as a single reporting
94 item on the agenda of a regular or special meeting of the
95 county's or municipality's governing body. Before a county or
96 municipality contracts or renews a contract to place or install
97 one or more traffic infraction detectors, the county or
98 municipality must approve the contract or contract renewal at a
99 regular or special meeting of the county's or municipality's
100 governing body.

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101 a. Interested members of the public must be allowed to
 102 comment regarding the report, contract, or contract renewal
 103 under the county's or municipality's public comment policies or
 104 formats, and the report, contract, or contract renewal may not
 105 be considered as part of a consent agenda.

106 b. The report required under this subparagraph must
 107 include a written summary, which must be read aloud at the
 108 regular or special meeting, and the summary must contain, for
 109 the same time period pertaining to the annual report to the
 110 department required under paragraph (b), the number of notices
 111 of violation issued, the number that were contested, the number
 112 that were upheld, the number that were dismissed, the number
 113 that were issued as uniform traffic citations, and the number
 114 that were paid and how collected funds were distributed and in
 115 what amounts. The county or municipality must report to the
 116 department that the county's or municipality's annual report was
 117 considered in accordance with this subparagraph, including the
 118 date of the regular or special meeting at which the annual
 119 report was considered.

120 3. The compliance or sufficiency of compliance with this
 121 paragraph may not be raised in a proceeding challenging a
 122 violation of s. 316.074(1) or s. 316.075(1)(c)1. enforced by a
 123 traffic infraction detector.

124 4. A county or municipality that does not comply with this
 125 paragraph is suspended from operating traffic infraction

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126 detectors under this subsection until such noncompliance is
 127 corrected.

128 (b)-(a) Each county or municipality that operates a traffic
 129 infraction detector shall submit a report by October 1, 2012,
 130 and annually thereafter, to the department which details the
 131 results of using the traffic infraction detector and the
 132 procedures for enforcement for the preceding state fiscal year.
 133 The information submitted by the counties and municipalities
 134 must include:

135 1. The number of notices of violation issued, the number
 136 that were contested, the number that were upheld, the number
 137 that were dismissed, the number that were issued as uniform
 138 traffic citations, the number that were paid, and the number in
 139 each of the preceding categories for which the notice of
 140 violation was issued for a right-hand turn violation.

141 2. A description of alternative safety countermeasures
 142 taken before and after the placement or installation of a
 143 traffic infraction detector.

144 3. Statistical data and information required by the
 145 department to complete the summary report required under
 146 paragraph (c) ~~(b)~~.

147
 148 The department must publish each report submitted by a county or
 149 municipality pursuant to this paragraph on its website.

150 (c)-(b) On or before December 31, 2012, and annually

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151 thereafter, the department shall provide a summary report to the
152 Governor, the President of the Senate, and the Speaker of the
153 House of Representatives regarding the use and operation of
154 traffic infraction detectors under this section, along with the
155 department's recommendations and any necessary legislation. The
156 summary report must include a review of the information
157 submitted to the department by the counties and municipalities
158 and must describe the enhancement of the traffic safety and
159 enforcement programs.

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