

1                                   A bill to be entitled  
 2           An act relating to first responders; amending s.  
 3           401.113, F.S.; providing that funds in the First  
 4           Responders Trust Fund may be used for grants to  
 5           support first responder mental health; amending s.  
 6           401.345, F.S.; renaming the Emergency Medical Services  
 7           Trust Fund as the First Responders Trust Fund;  
 8           amending ss. 316.0083, 316.061, 316.192, and 318.18,  
 9           F.S.; revising the amount of fines for certain traffic  
 10          violations to increase the amount of funding for the  
 11          First Responders Trust Fund; amending ss. 20.435,  
 12          316.306, 318.14, 318.21, 320.0801, 320.08058, 395.401,  
 13          395.403, 395.4036, 401.2715, 401.34, 401.411, 401.421,  
 14          401.465, and 938.07, F.S.; conforming provisions to  
 15          changes made by the act; providing an effective date.

16  
 17 Be It Enacted by the Legislature of the State of Florida:

18  
 19           **Section 1. Section 401.113, Florida Statutes, is amended**  
 20 **to read:**

21           401.113 Department; powers and duties.—

22           (1) Funds deposited into the First Responders ~~Emergency~~  
 23 ~~Medical Services~~ Trust Fund as provided by ss. 316.061, 316.192,  
 24 318.21, and 938.07 must be used solely to improve and expand  
 25 prehospital emergency medical services in the state.

26 (2) The department shall annually dispense funds contained  
 27 in the First Responders ~~Emergency Medical Services~~ Trust Fund as  
 28 follows:

29 (a) Forty-five percent of such moneys must be divided  
 30 among the counties according to the proportion of the combined  
 31 amount deposited in the trust fund from the county. These funds  
 32 may not be used to match grant funds as identified in paragraph  
 33 (b). An individual board of county commissioners may distribute  
 34 these funds to emergency medical services organizations and  
 35 youth athletic organizations within the county, as it deems  
 36 appropriate.

37 (b) Forty percent of such moneys must be used by the  
 38 department for making matching grants to local agencies,  
 39 municipalities, emergency medical services organizations, and  
 40 youth athletic organizations for the purpose of conducting  
 41 research, increasing existing levels of emergency medical  
 42 services, evaluation, community education, injury-prevention  
 43 programs, ~~and~~ training in cardiopulmonary resuscitation and  
 44 other lifesaving and first aid techniques, and first responder  
 45 mental health.

46 1. At least 90 percent of these moneys must be made  
 47 available on a cash matching basis. A grant made under this  
 48 subparagraph must be contingent upon the recipient providing a  
 49 cash sum equal to 25 percent of the total department-approved  
 50 grant amount.

51           2. No more than 10 percent of these moneys must be made  
 52 available to rural emergency medical services, and  
 53 notwithstanding the restrictions specified in subsection (1),  
 54 these moneys may be used for improvement, expansion, or  
 55 continuation of services provided. A grant made under this  
 56 subparagraph must be contingent upon the recipient providing a  
 57 cash sum equal to no more than 10 percent of the total  
 58 department-approved grant amount.

59  
 60 The department shall develop procedures and standards for grant  
 61 disbursement under this paragraph based on the need for  
 62 emergency medical services, the requirements of the population  
 63 to be served, and the objectives of the state emergency medical  
 64 services plan.

65           (c) Fifteen percent of such moneys must be used by the  
 66 department for capital equipment outlay, personnel, community  
 67 education, evaluation, and other costs associated with the  
 68 administration of this chapter. Any moneys not annually used for  
 69 this purpose must be used for making additional rural grant  
 70 funds available.

71           **Section 2. Section 401.345, Florida Statutes, is amended**  
 72 **to read:**

73           401.345 First Responders ~~Emergency Medical Services~~ Trust  
 74 Fund.—

75           (1) There is created the First Responders ~~Emergency~~

76 ~~Medical Services~~ Trust Fund in the State Treasury, which shall  
77 be used exclusively for those purposes provided by law.

78 (2) Any funds appropriated in the General Appropriations  
79 Act for functions related to emergency medical services, and any  
80 other funds that become available for functions related to  
81 emergency medical services, must be deposited in the First  
82 Responders ~~Emergency Medical Services~~ Trust Fund.

83 **Section 3. Paragraph (b) of subsection (1) of section**  
84 **316.0083, Florida Statutes, is amended to read:**

85 316.0083 Mark Wandall Traffic Safety Program;  
86 administration; report.-

87 (1)

88 (b)1.a. Within 30 days after a violation, notification  
89 must be sent to the registered owner of the motor vehicle  
90 involved in the violation specifying the remedies available  
91 under s. 318.14 and that the violator must pay the penalty of  
92 \$158 to the department, county, or municipality, or furnish an  
93 affidavit in accordance with paragraph (d), or request a hearing  
94 within 60 days following the date of the notification in order  
95 to avoid the issuance of a traffic citation. The notification  
96 must be sent by first-class mail. The mailing of the notice of  
97 violation constitutes notification.

98 b. Included with the notification to the registered owner  
99 of the motor vehicle involved in the infraction must be a notice  
100 that the owner has the right to review the photographic or

101 | electronic images or the streaming video evidence that  
102 | constitutes a rebuttable presumption against the owner of the  
103 | vehicle. The notice must state the time and place or Internet  
104 | location where the evidence may be examined and observed.

105 |       c. Notwithstanding any other provision of law, a person  
106 | who receives a notice of violation under this section may  
107 | request a hearing within 60 days following the notification of  
108 | violation or pay the penalty pursuant to the notice of  
109 | violation, but a payment or fee may not be required before the  
110 | hearing requested by the person. The notice of violation must be  
111 | accompanied by, or direct the person to a website that provides,  
112 | information on the person's right to request a hearing and on  
113 | all court costs related thereto and a form to request a hearing.  
114 | As used in this sub-subparagraph, the term "person" includes a  
115 | natural person, registered owner or co-owner of a motor vehicle,  
116 | or person identified on an affidavit as having care, custody, or  
117 | control of the motor vehicle at the time of the violation.

118 |       d. If the registered owner or co-owner of the motor  
119 | vehicle, or the person designated as having care, custody, or  
120 | control of the motor vehicle at the time of the violation, or an  
121 | authorized representative of the owner, co-owner, or designated  
122 | person, initiates a proceeding to challenge the violation  
123 | pursuant to this paragraph, such person waives any challenge or  
124 | dispute as to the delivery of the notice of violation.

125 |       2. Penalties assessed and collected by the department,

126 county, or municipality authorized to collect the funds provided  
127 for in this paragraph, less the amount retained by the county or  
128 municipality pursuant to subparagraph 3., shall be paid to the  
129 Department of Revenue weekly. Payment by the department, county,  
130 or municipality to the state shall be made by means of  
131 electronic funds transfers. In addition to the payment, summary  
132 detail of the penalties remitted shall be reported to the  
133 Department of Revenue.

134 3. Penalties to be assessed and collected by the  
135 department, county, or municipality are as follows:

136 a. One hundred sixty-eight ~~fifty-eight~~ dollars for a  
137 violation of s. 316.074(1) or s. 316.075(1)(c)1. when a driver  
138 failed to stop at a traffic signal if enforcement is by the  
139 department's traffic infraction enforcement officer. One hundred  
140 dollars shall be remitted to the Department of Revenue for  
141 deposit into the General Revenue Fund, \$20 ~~\$10~~ shall be remitted  
142 to the Department of Revenue for deposit into the Department of  
143 Health First Responders ~~Emergency Medical Services~~ Trust Fund,  
144 \$3 shall be remitted to the Department of Revenue for deposit  
145 into the Brain and Spinal Cord Injury Trust Fund, and \$45 shall  
146 be distributed to the municipality in which the violation  
147 occurred, or, if the violation occurred in an unincorporated  
148 area, to the county in which the violation occurred. Funds  
149 deposited into the Department of Health First Responders  
150 ~~Emergency Medical Services~~ Trust Fund under this sub-

151 subparagraph shall be distributed as provided in s. 395.4036(1).  
152 Proceeds of the infractions in the Brain and Spinal Cord Injury  
153 Trust Fund shall be distributed quarterly to the Miami Project  
154 to Cure Paralysis and used for brain and spinal cord research.

155 b. One hundred sixty-eight ~~fifty-eight~~ dollars for a  
156 violation of s. 316.074(1) or s. 316.075(1)(c)1. when a driver  
157 failed to stop at a traffic signal if enforcement is by a county  
158 or municipal traffic infraction enforcement officer. Seventy  
159 dollars shall be remitted by the county or municipality to the  
160 Department of Revenue for deposit into the General Revenue Fund,  
161 \$20 ~~\$10~~ shall be remitted to the Department of Revenue for  
162 deposit into the Department of Health First Responders ~~Emergency~~  
163 ~~Medical Services~~ Trust Fund, \$3 shall be remitted to the  
164 Department of Revenue for deposit into the Brain and Spinal Cord  
165 Injury Trust Fund, and \$75 shall be retained by the county or  
166 municipality enforcing the ordinance enacted pursuant to this  
167 section. Funds deposited into the Department of Health First  
168 Responders ~~Emergency Medical Services~~ Trust Fund under this sub-  
169 subparagraph shall be distributed as provided in s. 395.4036(1).  
170 Proceeds of the infractions in the Brain and Spinal Cord Injury  
171 Trust Fund shall be distributed quarterly to the Miami Project  
172 to Cure Paralysis and used for brain and spinal cord research.

173 4. An individual may not receive a commission from any  
174 revenue collected from violations detected through the use of a  
175 traffic infraction detector. A manufacturer or vendor may not

176 receive a fee or remuneration based upon the number of  
 177 violations detected through the use of a traffic infraction  
 178 detector.

179 **Section 4. Subsection (1) of section 316.061, Florida**  
 180 **Statutes, is amended to read:**

181 316.061 Crashes involving damage to vehicle or property.—

182 (1) The driver of any vehicle involved in a crash  
 183 resulting only in damage to a vehicle or other property which is  
 184 driven or attended by any person shall immediately stop such  
 185 vehicle at the scene of such crash or as close thereto as  
 186 possible, and shall forthwith return to, and in every event  
 187 shall remain at, the scene of the crash until he or she has  
 188 fulfilled the requirements of s. 316.062. A person who violates  
 189 this subsection commits a misdemeanor of the second degree,  
 190 punishable as provided in s. 775.082 or s. 775.083.

191 Notwithstanding any other provision of this section, \$10 ~~\$5~~  
 192 shall be added to a fine imposed pursuant to this section, which  
 193 \$10 ~~\$5~~ shall be deposited in the First Responders ~~Emergency~~  
 194 ~~Medical Services~~ Trust Fund.

195 **Section 5. Subsection (4) of section 316.192, Florida**  
 196 **Statutes, is amended to read:**

197 316.192 Reckless driving.—

198 (4) Notwithstanding any other provision of this section,  
 199 \$10 ~~\$5~~ shall be added to a fine imposed pursuant to this  
 200 section. The clerk shall remit the \$10 ~~\$5~~ to the Department of



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201 Revenue for deposit in the First Responders ~~Emergency Medical~~  
202 ~~Services~~ Trust Fund.

203 **Section 6. Paragraph (i) of subsection (3), paragraph (c)**  
204 **of subsection (5), paragraphs (a) and (e) of subsection (16),**  
205 **and subsection (21) of section 318.18, Florida Statutes, are**  
206 **amended to read:**

207 318.18 Amount of penalties.—The penalties required for a  
208 noncriminal disposition pursuant to s. 318.14 or a criminal  
209 offense listed in s. 318.17 are as follows:

210 (3)

211 (i) A person cited for a second or subsequent conviction  
212 of speed exceeding the limit by 30 miles per hour and above  
213 within a 12-month period shall pay a fine that is double the  
214 amount listed in paragraph (b). For purposes of this paragraph,  
215 the term "conviction" means a finding of guilt as a result of a  
216 jury verdict, nonjury trial, or entry of a plea of guilty.  
217 Moneys received from the increased fine imposed by this  
218 paragraph shall be remitted to the Department of Revenue and  
219 deposited into the Department of Health First Responders  
220 ~~Emergency Medical Services~~ Trust Fund to provide financial  
221 support to certified trauma centers to assure the availability  
222 and accessibility of trauma services throughout the state. Funds  
223 deposited into the First Responders ~~Emergency Medical Services~~  
224 Trust Fund under this section shall be allocated as follows:  
225 1. Fifty percent shall be allocated equally among all

226 Level I, Level II, and pediatric trauma centers in recognition  
227 of readiness costs for maintaining trauma services.

228 2. Fifty percent shall be allocated among Level I, Level  
229 II, and pediatric trauma centers based on each center's relative  
230 volume of trauma cases as calculated using the hospital  
231 discharge data collected pursuant to s. 408.061.

232 (5)

233 (c) In addition to the penalty under paragraph (a) or  
234 paragraph (b), \$130 ~~\$65~~ for a violation of s. 316.172(1)(a) or  
235 (b). If the alleged offender is found to have committed the  
236 offense, the court shall impose the civil penalty under  
237 paragraph (a) or paragraph (b) plus an additional \$130 ~~\$65~~. The  
238 additional \$130 ~~\$65~~ collected under this paragraph shall be  
239 remitted to the Department of Revenue for deposit into the First  
240 Responders ~~Emergency Medical Services~~ Trust Fund of the  
241 Department of Health to be used as provided in s. 395.4036. If a  
242 violation of s. 316.172(1)(a) or (b) is enforced by a school bus  
243 infraction detection system pursuant to s. 316.173, the  
244 additional amount imposed on a notice of violation, on a uniform  
245 traffic citation, or by the court under this paragraph must be  
246 \$25, in lieu of the additional \$130 ~~\$65~~, and must be remitted to  
247 the participating school district and used pursuant to s.  
248 316.173(7).

249 (16)(a)1. One hundred and ninety-three ~~fifty-eight~~ dollars  
250 for a violation of s. 316.074(1) or s. 316.075(1)(c)1. when a

251 driver has failed to stop at a traffic signal and when enforced  
252 by a law enforcement officer. Sixty dollars shall be distributed  
253 as provided in s. 318.21, \$30 shall be distributed to the  
254 General Revenue Fund, \$3 shall be remitted to the Department of  
255 Revenue for deposit into the Brain and Spinal Cord Injury Trust  
256 Fund, and the remaining \$130 ~~\$65~~ shall be remitted to the  
257 Department of Revenue for deposit into the First Responders  
258 ~~Emergency Medical Services~~ Trust Fund of the Department of  
259 Health.

260 2. One hundred and sixty-eight ~~fifty-eight~~ dollars for a  
261 violation of s. 316.074(1) or s. 316.075(1)(c)1. when a driver  
262 has failed to stop at a traffic signal and when enforced by the  
263 department's traffic infraction enforcement officer. One hundred  
264 dollars shall be remitted to the Department of Revenue for  
265 deposit into the General Revenue Fund, \$45 shall be distributed  
266 to the county for any violations occurring in any unincorporated  
267 areas of the county or to the municipality for any violations  
268 occurring in the incorporated boundaries of the municipality in  
269 which the infraction occurred, \$20 ~~\$10~~ shall be remitted to the  
270 Department of Revenue for deposit into the Department of Health  
271 First Responders ~~Emergency Medical Services~~ Trust Fund for  
272 distribution as provided in s. 395.4036(1), and \$3 shall be  
273 remitted to the Department of Revenue for deposit into the Brain  
274 and Spinal Cord Injury Trust Fund.

275 3. One hundred and sixty-eight ~~fifty-eight~~ dollars for a

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276 violation of s. 316.074(1) or s. 316.075(1)(c)1. when a driver  
277 has failed to stop at a traffic signal and when enforced by a  
278 county's or municipality's traffic infraction enforcement  
279 officer. Seventy-five dollars shall be distributed to the county  
280 or municipality issuing the traffic citation, \$70 shall be  
281 remitted to the Department of Revenue for deposit into the  
282 General Revenue Fund, \$20 ~~\$10~~ shall be remitted to the  
283 Department of Revenue for deposit into the Department of Health  
284 First Responders ~~Emergency Medical Services~~ Trust Fund for  
285 distribution as provided in s. 395.4036(1), and \$3 shall be  
286 remitted to the Department of Revenue for deposit into the Brain  
287 and Spinal Cord Injury Trust Fund.

288 (e) Funds deposited into the Department of Health First  
289 Responders ~~Emergency Medical Services~~ Trust Fund under this  
290 subsection shall be distributed as provided in s. 395.4036(1).

291 (21) In addition to any other penalty, \$130 ~~\$65~~ for a  
292 violation of s. 316.191, prohibiting racing on highways, street  
293 takeovers, and stunt driving, or s. 316.192, prohibiting  
294 reckless driving. The additional \$130 ~~\$65~~ collected under this  
295 subsection shall be remitted to the Department of Revenue for  
296 deposit into the First Responders ~~Emergency Medical Services~~  
297 Trust Fund of the Department of Health to be used as provided in  
298 s. 395.4036.

299 **Section 7. Subsection (11) of section 20.435, Florida**  
300 **Statutes, is amended to read:**

301 20.435 Department of Health; trust funds.—The following  
 302 trust funds shall be administered by the Department of Health:

303 (11) FIRST RESPONDERS ~~EMERGENCY MEDICAL SERVICES~~ TRUST  
 304 FUND.—

305 (a) Funds to be credited to and uses of the trust fund  
 306 shall be administered in accordance with ss. 318.14, 318.18,  
 307 318.21, 395.403, and 395.4036 and parts I and II of chapter 401.

308 (b) Notwithstanding the provisions of s. 216.301 and  
 309 pursuant to s. 216.351, any balance in the trust fund at the end  
 310 of any fiscal year shall remain in the trust fund at the end of  
 311 the year and shall be available for carrying out the purposes of  
 312 the trust fund.

313 **Section 8. Subsection (5) of section 316.306, Florida**  
 314 **Statutes, is amended to read:**

315 316.306 School and work zones; prohibition on the use of a  
 316 wireless communications device in a handheld manner.—

317 (5) Notwithstanding s. 318.21, all proceeds collected  
 318 pursuant to s. 318.18 for violations of this section must be  
 319 remitted to the Department of Revenue for deposit into the First  
 320 Responders ~~Emergency Medical Services~~ Trust Fund of the  
 321 Department of Health.

322 **Section 9. Subsection (5) of section 318.14, Florida**  
 323 **Statutes, is amended to read:**

324 318.14 Noncriminal traffic infractions; exception;  
 325 procedures.—

326 (5) Any person electing to appear before the designated  
327 official or who is required to appear shall be deemed to have  
328 waived his or her right to the civil penalty provisions of s.  
329 318.18. The official, after a hearing, shall make a  
330 determination as to whether an infraction has been committed. If  
331 the commission of an infraction has been proven, the official  
332 may impose a civil penalty not to exceed \$500, except that in  
333 cases involving unlawful speed in a school zone or involving  
334 unlawful speed in a construction zone, the civil penalty may not  
335 exceed \$1,000; or require attendance at a driver improvement  
336 school, or both. If the person is required to appear before the  
337 designated official pursuant to s. 318.19(1) and is found to  
338 have committed the infraction, the designated official shall  
339 impose a civil penalty of \$1,000 in addition to any other  
340 penalties and the person's driver license shall be suspended for  
341 6 months. If the person is required to appear before the  
342 designated official pursuant to s. 318.19(1) and is found to  
343 have committed the infraction against a vulnerable road user as  
344 defined in s. 316.027(1), the designated official shall impose a  
345 civil penalty of not less than \$5,000 in addition to any other  
346 penalties, the person's driver license shall be suspended for 1  
347 year, and the person shall be required to attend a department-  
348 approved driver improvement course relating to the rights of  
349 vulnerable road users relative to vehicles on the roadway as  
350 provided in s. 322.0261(2). If the person is required to appear

351 before the designated official pursuant to s. 318.19(2) and is  
352 found to have committed the infraction, the designated official  
353 shall impose a civil penalty of \$500 in addition to any other  
354 penalties and the person's driver license shall be suspended for  
355 3 months. If the person is required to appear before the  
356 designated official pursuant to s. 318.19(2) and is found to  
357 have committed the infraction against a vulnerable road user as  
358 defined in s. 316.027(1), the designated official shall impose a  
359 civil penalty of not less than \$1,500 in addition to any other  
360 penalties, the person's driver license shall be suspended for 3  
361 months, and the person shall be required to attend a department-  
362 approved driver improvement course relating to the rights of  
363 vulnerable road users relative to vehicles on the roadway as  
364 provided in s. 322.0261(2). If the official determines that no  
365 infraction has been committed, no costs or penalties shall be  
366 imposed and any costs or penalties that have been paid shall be  
367 returned. Moneys received from the mandatory civil penalties  
368 imposed pursuant to this subsection upon persons required to  
369 appear before a designated official pursuant to s. 318.19(1) or  
370 (2) shall be remitted to the Department of Revenue and deposited  
371 into the Department of Health First Responders ~~Emergency Medical~~  
372 ~~Services~~ Trust Fund to provide financial support to certified  
373 trauma centers to assure the availability and accessibility of  
374 trauma services throughout the state. Funds deposited into the  
375 First Responders ~~Emergency Medical Services~~ Trust Fund under

376 | this section shall be allocated as follows:

377 |       (a) Fifty percent shall be allocated equally among all  
378 | Level I, Level II, and pediatric trauma centers in recognition  
379 | of readiness costs for maintaining trauma services.

380 |       (b) Fifty percent shall be allocated among Level I, Level  
381 | II, and pediatric trauma centers based on each center's relative  
382 | volume of trauma cases as calculated using the hospital  
383 | discharge data collected pursuant to s. 408.061.

384 |       **Section 10. Paragraph (b) of subsection (2) and subsection**  
385 | **(15) of section 318.21, Florida Statutes, are amended to read:**

386 |       318.21 Disposition of civil penalties by county courts.—  
387 | All civil penalties received by a county court pursuant to the  
388 | provisions of this chapter shall be distributed and paid monthly  
389 | as follows:

390 |       (2) Of the remainder:

391 |       (b) Seven and two-tenths percent shall be remitted to the  
392 | Department of Revenue for deposit in the First Responders  
393 | ~~Emergency Medical Services~~ Trust Fund for the purposes set forth  
394 | in s. 401.113.

395 |       (15) Of the additional fine assessed under s. 318.18(3)(f)  
396 | for a violation of s. 316.1893, 50 percent of the moneys  
397 | received from the fines shall be appropriated to the Agency for  
398 | Health Care Administration as general revenue to provide an  
399 | enhanced Medicaid payment to nursing homes that serve Medicaid  
400 | recipients with brain and spinal cord injuries. The remaining 50



401 percent of the moneys received from the enhanced fine imposed  
402 under s. 318.18(3)(f) shall be remitted to the Department of  
403 Revenue and deposited into the Department of Health First  
404 Responders ~~Emergency Medical Services~~ Trust Fund to provide  
405 financial support to certified trauma centers in the counties  
406 where enhanced penalty zones are established to ensure the  
407 availability and accessibility of trauma services. Funds  
408 deposited into the First Responders ~~Emergency Medical Services~~  
409 Trust Fund under this subsection shall be allocated as follows:

410 (a) Fifty percent shall be allocated equally among all  
411 Level I, Level II, and pediatric trauma centers in recognition  
412 of readiness costs for maintaining trauma services.

413 (b) Fifty percent shall be allocated among Level I, Level  
414 II, and pediatric trauma centers based on each center's relative  
415 volume of trauma cases as calculated using the hospital  
416 discharge data collected pursuant to s. 408.061.

417 **Section 11. Subsection (1) of section 320.0801, Florida**  
418 **Statutes, is amended to read:**

419 320.0801 Additional license tax on certain vehicles.—

420 (1) In addition to the license taxes specified in s.  
421 320.08 and in subsection (2), there is hereby levied and imposed  
422 an annual license tax of 10 cents for the operation of a motor  
423 vehicle, as defined in s. 320.01, and moped, as defined in s.  
424 316.003, which tax shall be paid to the department or its agent  
425 upon the registration or renewal of registration of the vehicle.

426 Notwithstanding s. 320.20, revenues collected from the tax  
 427 imposed in this subsection shall be deposited in the First  
 428 Responders ~~Emergency Medical Services~~ Trust Fund and used solely  
 429 for the purpose of carrying out ss. 395.401, 395.4015, 395.404,  
 430 and 395.4045 and s. 11, chapter 87-399, Laws of Florida.

431 **Section 12. Paragraph (b) of subsection (118) of section**  
 432 **320.08058, Florida Statutes, is amended to read:**

433 320.08058 Specialty license plates.—

434 (118) SUPPORT HEALTHCARE HEROES LICENSE PLATES.—

435 (b) The annual use fees from the sale of the plate shall  
 436 be distributed annually into the First Responders ~~Emergency~~  
 437 ~~Medical Services~~ Trust Fund within the Department of Health to  
 438 provide financial support for prehospital emergency medical  
 439 services pursuant to s. 401.113.

440 **Section 13. Subsection (3) of section 395.401, Florida**  
 441 **Statutes, is amended to read:**

442 395.401 Trauma services system plans; approval of trauma  
 443 centers and pediatric trauma centers; procedures; renewal.—

444 (3) The department may withdraw local or regional agency  
 445 authority, prescribe corrective actions, or use the  
 446 administrative remedies as provided in s. 395.1065 for the  
 447 violation of any provision of this section and ss. 395.4015,  
 448 395.402, 395.4025, 395.403, 395.404, and 395.4045 or rules  
 449 adopted thereunder. All amounts collected pursuant to this  
 450 subsection shall be deposited into the First Responders

451 ~~Emergency Medical Services~~ Trust Fund provided in s. 401.34.

452 **Section 14. Subsections (1) and (2) of section 395.403,**  
453 **Florida Statutes, are amended to read:**

454 395.403 Reimbursement of trauma centers.—

455 (1) All verified trauma centers shall be considered  
456 eligible to receive state funding when state funds are  
457 specifically appropriated for state-sponsored trauma centers in  
458 the General Appropriations Act. ~~Effective July 1, 2010,~~ The  
459 department shall make payments from the First Responders  
460 ~~Emergency Medical Services~~ Trust Fund under s. 20.435 to the  
461 trauma centers. Payments shall be in equal amounts for the  
462 trauma centers approved by the department as of July 1 of the  
463 fiscal year in which funding is appropriated. In the event a  
464 trauma center does not maintain its status as a trauma center  
465 for any state fiscal year in which such funding is appropriated,  
466 the trauma center shall repay the state for the portion of the  
467 year during which it was not a trauma center.

468 (2) Trauma centers eligible to receive distributions from  
469 the First Responders ~~Emergency Medical Services~~ Trust Fund under  
470 s. 20.435 in accordance with subsection (1) may request that  
471 such funds be used as intergovernmental transfer funds in the  
472 Medicaid program.

473 **Section 15. Subsections (1) and (2) of section 395.4036,**  
474 **Florida Statutes, are amended to read:**

475 395.4036 Trauma payments.—

476 (1) Recognizing the Legislature's stated intent to provide  
477 financial support to the current verified trauma centers and to  
478 provide incentives for the establishment of additional trauma  
479 centers as part of a system of state-sponsored trauma centers,  
480 the department shall utilize funds collected under s. 318.18 and  
481 deposited into the First Responders ~~Emergency Medical Services~~  
482 Trust Fund of the department to ensure the availability and  
483 accessibility of trauma services throughout the state as  
484 provided in this subsection.

485 (a) Funds collected under s. 318.18(16) shall be  
486 distributed as follows:

487 1. Twenty percent of the total funds collected during the  
488 state fiscal year shall be distributed to verified trauma  
489 centers that have a local funding contribution as of December  
490 31. Distribution of funds under this subparagraph shall be based  
491 on trauma caseload volume for the most recent calendar year  
492 available.

493 2. Forty percent of the total funds collected shall be  
494 distributed to verified trauma centers based on trauma caseload  
495 volume for the most recent calendar year available. The  
496 determination of caseload volume for distribution of funds under  
497 this subparagraph shall be based on the hospital discharge data  
498 for patients who meet the criteria for classification as a  
499 trauma patient reported by each trauma center pursuant to s.  
500 408.061.

501           3. Forty percent of the total funds collected shall be  
502 distributed to verified trauma centers based on severity of  
503 trauma patients for the most recent calendar year available. The  
504 determination of severity for distribution of funds under this  
505 subparagraph shall be based on the department's International  
506 Classification Injury Severity Scores or another statistically  
507 valid and scientifically accepted method of stratifying a trauma  
508 patient's severity of injury, risk of mortality, and resource  
509 consumption as adopted by the department by rule, weighted based  
510 on the costs associated with and incurred by the trauma center  
511 in treating trauma patients. The weighting of scores shall be  
512 established by the department by rule.

513           (b) Funds collected under s. 318.18(5)(c) and (21) shall  
514 be distributed as follows:

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

519           2. Thirty-five percent of the total funds collected shall  
520 be distributed to verified trauma centers based on trauma  
521 caseload volume for the most recent calendar year available. The  
522 determination of caseload volume for distribution of funds under  
523 this subparagraph shall be based on the hospital discharge data  
524 for patients who meet the criteria for classification as a  
525 trauma patient reported by each trauma center pursuant to s.

526 408.061.

527 3. Thirty-five percent of the total funds collected shall  
528 be distributed to verified trauma centers based on severity of  
529 trauma patients for the most recent calendar year available. The  
530 determination of severity for distribution of funds under this  
531 subparagraph shall be based on the department's International  
532 Classification Injury Severity Scores or another statistically  
533 valid and scientifically accepted method of stratifying a trauma  
534 patient's severity of injury, risk of mortality, and resource  
535 consumption as adopted by the department by rule, weighted based  
536 on the costs associated with and incurred by the trauma center  
537 in treating trauma patients. The weighting of scores shall be  
538 established by the department by rule.

539 (2) Funds deposited in the department's First Responders  
540 ~~Emergency Medical Services~~ Trust Fund for verified trauma  
541 centers may be used to maximize the receipt of federal funds  
542 that may be available for such trauma centers. Notwithstanding  
543 this section and s. 318.14, distributions to trauma centers may  
544 be adjusted in a manner to ensure that total payments to trauma  
545 centers represent the same proportional allocation as set forth  
546 in this section and s. 318.14. For purposes of this section and  
547 s. 318.14, total funds distributed to trauma centers may include  
548 revenue from the First Responders ~~Emergency Medical Services~~  
549 Trust Fund and federal funds for which revenue from the  
550 Administrative Trust Fund is used to meet state or local

551 matching requirements. Funds collected under ss. 318.14 and  
552 318.18 and deposited in the First Responders ~~Emergency Medical~~  
553 ~~Services~~ Trust Fund of the department shall be distributed to  
554 trauma centers on a quarterly basis using the most recent  
555 calendar year data available. Such data shall not be used for  
556 more than four quarterly distributions unless there are  
557 extenuating circumstances as determined by the department, in  
558 which case the most recent calendar year data available shall  
559 continue to be used and appropriate adjustments shall be made as  
560 soon as the more recent data becomes available.

561 **Section 16. Subsection (2) of section 401.2715, Florida**  
562 **Statutes, is amended to read:**

563 401.2715 Recertification training of emergency medical  
564 technicians and paramedics.—

565 (2) Any individual, institution, school, corporation, or  
566 governmental entity may conduct emergency medical technician or  
567 paramedic recertification training upon application to the  
568 department and payment of a nonrefundable fee to be deposited  
569 into the First Responders ~~Emergency Medical Services~~ Trust Fund.  
570 Institutions conducting department-approved educational programs  
571 as provided in this chapter and licensed ambulance services are  
572 exempt from the application process and payment of fees. The  
573 department shall adopt rules for the application and payment of  
574 a fee not to exceed the actual cost of administering this  
575 approval process.

576           **Section 17. Subsection (1) of section 401.34, Florida**  
 577 **Statutes, is amended to read:**

578           401.34 Fees.—

579           (1) Each organization subject to this part must pay to the  
 580 department the following nonrefundable fees, and these fees must  
 581 be deposited into the First Responders ~~Emergency Medical~~  
 582 ~~Services~~ Trust Fund to be applied solely for salaries and  
 583 expenses of the department incurred in implementing and  
 584 enforcing this part:

585           (a) Basic life support service license application: \$660,  
 586 to be paid biennially.

587           (b) Advanced life support service license application:  
 588 \$1,375, to be paid biennially.

589           (c) Original or renewal vehicle permit application for  
 590 basic or advanced life support: \$25, to be paid biennially.

591           (d) Air ambulance service application: \$1,375, to be paid  
 592 biennially.

593           (e) Original or renewal aircraft permit application for  
 594 air ambulance: \$25, to be paid biennially.

595           **Section 18. Subsection (8) of section 401.411, Florida**  
 596 **Statutes, is amended to read:**

597           401.411 Disciplinary action; penalties.—

598           (8) All amounts collected under this section must be  
 599 deposited into the First Responders ~~Emergency Medical Services~~  
 600 Trust Fund.



601           **Section 19. Paragraph (b) of subsection (2) of section**  
 602 **401.421, Florida Statutes, is amended to read:**

603           401.421 Injunctive relief; cease and desist notice; civil  
 604 penalty; enforcement.—

605           (2)

606           (b) In addition to or in lieu of any remedy provided in  
 607 paragraph (a), the department may seek the imposition of a civil  
 608 penalty by the circuit court for any violation for which the  
 609 department may issue a notice to cease and desist under  
 610 paragraph (a). The civil penalty must be no less than \$500 and  
 611 no more than \$5,000 for each offense. The court may, in addition  
 612 to any other remedy it finds appropriate, award to the  
 613 prevailing party court costs and a reasonable attorney's fee,  
 614 and, if the department prevails, the court may also award  
 615 reasonable costs of investigation. All amounts collected by the  
 616 department under this paragraph must be deposited into the First  
 617 Responders ~~Emergency Medical Services~~ Trust Fund.

618           **Section 20. Paragraph (e) of subsection (4) of section**  
 619 **401.465, Florida Statutes, is amended to read:**

620           401.465 911 public safety telecommunicator certification.—

621           (4) FEES.—

622           (e) Fees collected under this section shall be deposited  
 623 into the First Responders ~~Emergency Medical Services~~ Trust Fund  
 624 and used solely for salaries and expenses of the department  
 625 incurred in administering this section.

626           **Section 21. Section 938.07, Florida Statutes, is amended**  
627 **to read:**

628           938.07 Driving or boating under the influence.—  
629 Notwithstanding any other provision of s. 316.193 or s. 327.35,  
630 a court cost of \$135 shall be added to any fine imposed pursuant  
631 to s. 316.193 or s. 327.35. The clerks shall remit the funds to  
632 the Department of Revenue, \$25 of which shall be deposited in  
633 the First Responders ~~Emergency Medical Services~~ Trust Fund, \$50  
634 shall be deposited in the Operating Trust Fund of the Department  
635 of Law Enforcement to be used for operational expenses in  
636 conducting the statewide criminal analysis laboratory system  
637 established in s. 943.32, and \$60 shall be deposited in the  
638 Brain and Spinal Cord Injury Program Trust Fund created in s.  
639 381.79.

640           **Section 22.** This act shall take effect October 1, 2025.