

1 A bill to be entitled
2 An act relating to specialty license plates; amending
3 s. 320.08053, F.S.; requiring certain organizations
4 that have an approved specialty license plate to
5 submit within a specified timeframe certain financial
6 information to the Department of Highway Safety and
7 Motor Vehicles; providing for the deauthorization of
8 certain specialty license plates if the organization
9 receiving the annual use fees does not submit the
10 required financial information to the department
11 within the specified timeframe; requiring the
12 department to submit an annual report to the Governor
13 and Legislature by a specified date; amending s.
14 320.08056, F.S.; prohibiting specialty license plate
15 annual use fees or interest earned from such fees from
16 being distributed to certain entities; amending s.
17 320.08058, F.S.; revising provisions relating to the
18 issuance and fee distribution for Fraternal Order of
19 Police license plates; amending s. 320.08062, F.S.;
20 conforming provisions to changes made by the act;
21 providing an effective date.

22
23 Be It Enacted by the Legislature of the State of Florida:

24
25 **Section 1. Subsections (2), (3), and (4) of section**

26 **320.08053, Florida Statutes, are renumbered as subsections (4),**
27 **(5), and (6), respectively, subsection (1) is amended, and new**
28 **subsections (2) and (3) are added to that section, to read:**

29 320.08053 Establishment of specialty license plates.—

30 (1) If a specialty license plate requested by an
31 organization is approved by law, the organization must submit
32 ~~the proposed art design for the specialty license plate to the~~
33 ~~department, as soon as practicable, but no later than 60 days~~
34 ~~after the act approving the specialty license plate becomes a~~
35 ~~law:~~

36 (a) The proposed art design for the specialty license
37 plate.

38 (b) A 5-year financial projection that:

39 1. Outlines anticipated revenues and planned expenditures
40 of the revenues to be derived from the sale of the requested
41 specialty license plate.

42 2. Provides a list of administrative expenses that the
43 approved specialty license plate organization anticipates, if
44 such expenses are authorized by s. 320.08058.

45 3. Provides a list of third parties to which the approved
46 specialty license plate organization plans to transfer, convey,
47 or otherwise distribute the specialty license plate annual use
48 fees in a medium prescribed by the department, as soon as
49 ~~practicable, but no later than 60 days after the act approving~~
50 ~~the specialty license plate becomes a law.~~

51 (2) If the financial projection required in paragraph
52 (1)(b) is not received by the department from the approved
53 specialty license plate organization within the timeframe
54 specified in subsection (1), then the specialty license plate is
55 deauthorized.

56 (3) By December 31 of each year, the department must
57 submit a report to the Governor, the President of the Senate,
58 and the Speaker of the House of Representatives summarizing the
59 financial projections submitted to the department pursuant to
60 paragraph (1)(b). The report must also include the department's
61 notification regarding the status of organizations whose
62 revenues have been withheld as provided in s. 320.08062(2)(d).

63 **Section 2. Paragraph (a) of subsection (10) and subsection**
64 **(12) of section 320.08056, Florida Statutes, are amended to**
65 **read:**

66 320.08056 Specialty license plates.—

67 (10)(a) A specialty license plate annual use fee collected
68 and distributed under this chapter, or any interest earned from
69 those fees, may only be distributed to a not-for-profit entity
70 established in Florida pursuant to chapter 617 and which has
71 filed its articles of incorporation with the Department of
72 State. A not for profit that is authorized by law to collect
73 annual use fees from a specialty license plate may not:

74 1. Transfer, convey, or otherwise distribute the annual
75 use fees or any interest earned from those fees to any third

76 party unless the third party is a not for profit established in
77 Florida pursuant to chapter 617 and has filed its articles of
78 incorporation with the Department of State.

79 2. Use the annual use fees or any interest earned from
80 those fees ~~Be used~~ for commercial or for-profit activities nor
81 for general or administrative expenses, except as authorized by
82 s. 320.08058 or to pay the cost of the audit or report required
83 by s. 320.08062(1).

84 3. Expend the annual use fees or ~~The fees and~~ any interest
85 earned from the fees outside ~~may be expended only for use in~~
86 this state unless the annual use fee is derived from the sale of
87 United States Armed Forces and veterans-related specialty
88 license plates pursuant to paragraph (3)(d) for the Support Our
89 Troops, American Legion, and Honor Flight license plates;
90 paragraphs (4)(b), (q), and (v) for the Florida Salutes
91 Veterans, United States Marine Corps, and Military Services
92 license plates, respectively; and s. 320.0891 for the U.S.
93 Paratrooper license plate.

94 (12) Notwithstanding s. 320.08058(3)(a), the department,
95 in cooperation with the independent colleges or universities as
96 described in s. 1009.89, shall create a standard template
97 specialty license plate with a unique logo or graphic
98 identifying each independent college or university. Each
99 independent college or university may elect to use this standard
100 template specialty license plate in lieu of its own specialty

license plate. Annual use fees from the sale of these license plates shall be distributed to the independent college or university for which the logo or graphic is displayed on the license plate and shall be used as provided in s. 320.08058(3). An independent college or university opting to use the standard template specialty license plate shall have the standard template specialty license plate sales added to the total number of remaining current valid registrations under paragraph (8)(a) for the formerly separate independent college and university license plates which were issued before the independent college or university elected to use the standard template specialty license plate for purposes of the standard template specialty license plate meeting the minimum license plate sales threshold in paragraph (8)(a) and for determining the license plate limit in s. 320.08053(5)(b) ~~s. 320.08053(3)(b)~~. Specialty license plates created pursuant to this subsection must be ordered directly from the department. If the independent college or university elects to use the standard template specialty license plate, the department shall discontinue the existing specialty license plate and, notwithstanding paragraph (8)(c), shall continue to collect the applicable specialty license plate annual use fee under paragraph (3)(d) or subsection (4) for the remainder of the 10-year license plate replacement period for the existing plate being discontinued or being replaced with the standard template specialty license plate.

Section 2. Subsection (67), paragraph (a) of subsection (71), paragraph (a) of subsection (72), paragraph (a) of subsection (73), paragraph (a) of subsection (74), paragraph (a) of subsection (75), paragraph (a) of subsection (76), paragraph (a) of subsection (77), paragraph (a) of subsection (78), and paragraph (d) of subsection (101) of section 320.08058, Florida Statutes, are amended to read:

320.08058 Specialty license plates.—

(67) FRATERNAL ORDER OF POLICE LICENSE PLATES.—

(a)~~4~~. The department shall develop a Fraternal Order of Police license plate as provided in this section. The plate must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "Fraternal Order of Police" must appear at the bottom of the plate.

~~2. The department may issue the plate only to an applicant who submits a notarized letter from the Florida State Lodge of the Fraternal Order of Police stating that the applicant is a member of the lodge in good standing or a member of a lodge member's family, together with other fees and documents required for a specialty plate.~~

(b) The annual use fees shall be distributed to the Florida State Lodge of the Fraternal Order of Police, which shall retain all proceeds until the startup costs to develop and establish the plate have been recovered. Thereafter, the

~~proceeds shall be distributed to the Florida State Lodge~~
~~Fraternal Order of Police Memorial Foundation, Inc., a nonprofit~~
~~corporation under s. 501(c)(3) of the Internal Revenue Code,~~
~~which shall distribute funds according to its articles of~~
~~incorporation of the Fraternal Order of Police and used as~~
~~follows:~~

~~1. A maximum of 10 percent of the proceeds may be used to~~
~~promote and market the plate, to administer the license plate~~
~~program, and to pay administrative costs directly associated~~
~~with the state Fraternal Order of Police Law Enforcement~~
~~Memorial.~~

~~2. The remaining proceeds shall be used by the foundation~~
~~to fund projects, programs, or events related to the memorial or~~
~~to fund improvements, maintenance, or other support for the~~
~~memorial.~~

(71) FREEMASONRY LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of
Florida, as amended by s. 21, chapter 2010-223, Laws of Florida,
the department shall develop a Freemasonry license plate as
provided in this section and s. 320.08053(1) and (4) ~~s.~~
~~320.08053(1) and (2)~~. The word "Florida" must appear at the top
of the plate, and the words "In God We Trust" must appear at the
bottom of the plate.

(72) AMERICAN LEGION LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of

176 Florida, as amended by s. 21, chapter 2010-223, Laws of Florida,
177 the department shall develop an American Legion license plate as
178 provided in s. 320.08053(1) and (4) ~~s. 320.08053(1) and (2)~~ and
179 this section. The plate must bear the colors and design approved
180 by the department. The word "Florida" must appear at the top of
181 the plate, and the words "American Legion" must appear at the
182 bottom of the plate.

183 (73) LAUREN'S KIDS LICENSE PLATES.—

184 (a) Notwithstanding s. 45, chapter 2008-176, Laws of
185 Florida, as amended by s. 21, chapter 2010-223, Laws of Florida,
186 the department shall develop a Lauren's Kids, Prevent Child
187 Sexual Abuse license plate as provided in s. 320.08053(1) and
188 (4) ~~s. 320.08053(1) and (2)~~ and this section. The plate must
189 bear the colors and design approved by the department. The word
190 "Florida" must appear at the top of the plate, and the words
191 "Lauren's Kids" must appear at the bottom of the plate.

192 (74) BIG BROTHERS BIG SISTERS LICENSE PLATES.—

193 (a) Notwithstanding s. 45, chapter 2008-176, Laws of
194 Florida, as amended by s. 21, chapter 2010-223, Laws of Florida,
195 the department shall develop a Big Brothers Big Sisters license
196 plate as provided in s. 320.08053(1) and (4) ~~s. 320.08053(1) and~~
197 ~~(2)~~ and this section. The plate must bear the colors and design
198 approved by the department. The word "Florida" must appear at
199 the top of the plate, and the words "Big Brothers Big Sisters"
200 must appear at the bottom of the plate.

(75) FALLEN LAW ENFORCEMENT OFFICERS LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, the department shall develop a Fallen Law Enforcement Officers license plate as provided in s. 320.08053(1) and (4) ~~s. 320.08053(1) and (2)~~ and this section. The plate must bear the colors and design approved by the department. The word "Florida" must appear at the top of the plate, and the words "A Hero Remembered Never Dies" must appear at the bottom of the plate.

(76) FLORIDA SHERIFFS ASSOCIATION LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, the department shall develop a Florida Sheriffs Association license plate as provided in s. 320.08053(1) and (4) ~~s. 320.08053(1) and (2)~~ and this section. The plate must bear the colors and design approved by the department. A sheriff's star must appear on the left side of the plate, the word "Florida" must appear at the top of the plate, and the words "Florida Sheriffs Association" must appear at the bottom of the plate.

(77) KEISER UNIVERSITY LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, the department shall develop a Keiser University license plate as provided in s. 320.08053(1) and (4) ~~s. 320.08053(1) and (2)~~ and this section. The plate must bear the colors and design

approved by the department. The word "Florida" must appear at the top of the plate, and the words "Keiser University" must appear at the bottom of the plate.

(78) MOFFITT CANCER CENTER LICENSE PLATES.—

(a) Notwithstanding s. 45, chapter 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, the department shall develop a Moffitt Cancer Center license plate as provided in s. 320.08053(1) and (4) ~~s. 320.08053(1) and (2)~~ and this section. The word "Florida" must appear at the top of the plate, and the words "Moffitt Cancer Center" must appear at the bottom of the plate.

(101) DIVINE NINE LICENSE PLATES.—

(d) A Divine Nine license plate:

1. May be personalized.
2. May not be transferred between vehicle owners.

License plates created pursuant to this subsection shall have their plate sales combined for the purpose of meeting the minimum license plate sales threshold in s. 320.08056(8)(a) and for determining the license plate limit in s. 320.08053(5)(b) ~~s. 320.08053(3)(b)~~. License plates created pursuant to this subsection must be ordered directly from the department.

Section 4. Paragraph (d) of subsection (2) of section 320.08062, Florida Statutes, is amended to read:

320.08062 Audits and attestations required; annual use

251 fees of specialty license plates.—

252 (2)

253 (d) If an organization fails to comply with the
254 department's recommendations and corrective actions as outlined
255 in paragraph (c), the revenue distributions shall be
256 discontinued until completion of the next regular session of the
257 Legislature. By December 31 of each year and as part of the
258 report required in s. 320.08053(3), the department shall notify
259 the Governor, the President of the Senate, and the Speaker of
260 the House of Representatives ~~by the first day of the next~~
261 ~~regular session~~ of any organization whose revenues have been
262 withheld as a result of this paragraph. If the Legislature does
263 not provide direction to the organization and the department
264 regarding the status of the undistributed revenues, the
265 department shall deauthorize the plate and the undistributed
266 revenues shall be immediately deposited into the Highway Safety
267 Operating Trust Fund.

268 **Section 5.** This act shall take effect July 1, 2026.