

By the Committee on Fiscal Policy; and Senator Calatayud

594-03818-24

20241464c1

1                                   A bill to be entitled  
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 on such ordinance;  
18      requiring a county or municipality to annually report  
19      to the department the results of all traffic  
20      infraction detectors and place a specified annual  
21      report on the agenda of a regular or special meeting  
22      of its governing body; requiring approval by the  
23      governing body at a regular or special meeting before  
24      contracting or renewing a contract to place or install  
25      traffic infraction detectors; providing for public  
26      comment; prohibiting such report, contract, or  
27      contract renewal from being considered as part of a  
28      consent agenda; providing requirements for a written  
29      summary of such report; prohibiting compliance with

594-03818-24

20241464c1

30 certain provisions from being raised in a proceeding  
31 challenging a violation; providing for suspension of a  
32 noncompliant county or municipality from operating  
33 traffic infraction detectors until such noncompliance  
34 is corrected; providing requirements for reports  
35 submitted to the department by counties and  
36 municipalities regarding use of and enforcement by  
37 traffic infraction detectors; requiring the department  
38 to publish certain reports on its website; providing  
39 an effective date.

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

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

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

594-03818-24

20241464c1

59 meanings as in s. 287.138(1).

60 (2) On or after July 1, 2025, a governmental entity may not  
61 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  
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 whether the intersection at which a traffic infraction  
87 detector is to be placed or installed constitutes a heightened

594-03818-24

20241464c1

88 safety risk that warrants additional enforcement measures.

89 2. A county or municipality that operates one or more  
90 traffic infraction detectors shall annually report the results  
91 of 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.

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

594-03818-24

20241464c1

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  
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

594-03818-24

20241464c1

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  
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.