

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Eisnaugle offered the following:

2  
3 **Amendment (with title amendment)**

4 Between lines 2803 and 2804, insert:

5 Section 74. Paragraph (a) of subsection (1) of section  
6 316.640, Florida Statutes, is amended to read:

7 316.640 Enforcement.—The enforcement of the traffic laws  
8 of this state is vested as follows:

9 (1) STATE.—

10 (a)1.a. The Division of Florida Highway Patrol of the  
11 Department of Highway Safety and Motor Vehicles; the Division of  
12 Law Enforcement of the Fish and Wildlife Conservation  
13 Commission; the Division of Law Enforcement of the Department of  
14 Environmental Protection; investigators of the state attorneys,  
15 within their respective judicial circuits; and the agents,  
16 inspectors, and officers of the Department of Law Enforcement

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17 each have authority to enforce all of the traffic laws of this  
18 state on all the streets and highways thereof and elsewhere  
19 throughout the state wherever the public has a right to travel  
20 by motor vehicle.

21 b. University police officers shall have authority to  
22 enforce all of the traffic laws of this state when violations  
23 occur on or within 1,000 feet of any property or facilities that  
24 are under the guidance, supervision, regulation, or control of a  
25 state university, a direct-support organization of such state  
26 university, or any other organization controlled by the state  
27 university or a direct-support organization of the state  
28 university, or when such violations occur within a specified  
29 jurisdictional area as agreed upon in a mutual aid agreement  
30 entered into with a law enforcement agency pursuant to s.  
31 23.1225(1). Traffic laws may also be enforced off-campus when  
32 hot pursuit originates on or within 1,000 feet of any such  
33 property or facilities, or as agreed upon in accordance with the  
34 mutual aid agreement.

35 c. Community college police officers shall have the  
36 authority to enforce all the traffic laws of this state only  
37 when such violations occur on any property or facilities that  
38 are under the guidance, supervision, regulation, or control of  
39 the community college system.

40 d. Police officers employed by an airport authority shall  
41 have the authority to enforce all of the traffic laws of this  
42 state only when such violations occur on any property or  
43 facilities that are owned or operated by an airport authority.

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44 (I) An airport authority may employ as a parking  
45 enforcement specialist any individual who successfully completes  
46 a training program established and approved by the Criminal  
47 Justice Standards and Training Commission for parking  
48 enforcement specialists but who does not otherwise meet the  
49 uniform minimum standards established by the commission for law  
50 enforcement officers or auxiliary or part-time officers under s.  
51 943.12. Nothing in this sub-sub-subparagraph shall be construed  
52 to permit the carrying of firearms or other weapons, nor shall  
53 such parking enforcement specialist have arrest authority.

54 (II) A parking enforcement specialist employed by an  
55 airport authority is authorized to enforce all state, county,  
56 and municipal laws and ordinances governing parking only when  
57 such violations are on property or facilities owned or operated  
58 by the airport authority employing the specialist, by  
59 appropriate state, county, or municipal traffic citation.

60 e. The Office of Agricultural Law Enforcement of the  
61 Department of Agriculture and Consumer Services shall have the  
62 authority to enforce traffic laws of this state.

63 f. School safety officers shall have the authority to  
64 enforce all of the traffic laws of this state when such  
65 violations occur on or about any property or facilities which  
66 are under the guidance, supervision, regulation, or control of  
67 the district school board.

68 2. An agency of the state as described in subparagraph 1.  
69 is prohibited from establishing a traffic citation quota. A  
70 violation of this subparagraph is not subject to the penalties  
71 provided in chapter 318.

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72           3. Any disciplinary action taken or performance evaluation  
73 conducted by an agency of the state as described in subparagraph  
74 1. of a law enforcement officer's traffic enforcement activity  
75 must be in accordance with written work-performance standards.  
76 Such standards must be approved by the agency and any collective  
77 bargaining unit representing such law enforcement officer. A  
78 violation of this subparagraph is not subject to the penalties  
79 provided in chapter 318.

80           4. The Division of the Florida Highway Patrol may employ  
81 as a traffic accident investigation officer any individual who  
82 successfully completes instruction in traffic accident  
83 investigation and court presentation through the Selective  
84 Traffic Enforcement Program as approved by the Criminal Justice  
85 Standards and Training Commission and funded through the  
86 National Highway Traffic Safety Administration or a similar  
87 program approved by the commission, but who does not necessarily  
88 meet the uniform minimum standards established by the commission  
89 for law enforcement officers or auxiliary law enforcement  
90 officers under chapter 943. Any such traffic accident  
91 investigation officer who makes an investigation at the scene of  
92 a traffic accident may issue traffic citations, based upon  
93 personal investigation, when he or she has reasonable and  
94 probable grounds to believe that a person who was involved in  
95 the accident committed an offense under this chapter, chapter  
96 319, chapter 320, or chapter 322 in connection with the  
97 accident. This subparagraph does not permit the officer to carry  
98 firearms or other weapons, and such an officer does not have  
99 authority to make arrests.

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**T I T L E   A M E N D M E N T**

Remove line 391 and insert:

fee schedule and certain information; amending s. 316.640, F.S.;  
authorizing investigators of state attorneys to enforce traffic  
laws within their respective judicial circuits; providing