Bill No. HB 7055 (2015)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE	ACTION
ADOPTED	(Y/N)
ADOPTED AS AMENDED	(Y/N)
ADOPTED W/O OBJECTION	(Y/N)
FAILED TO ADOPT	(Y/N)
WITHDRAWN	(Y/N)
OTHER	

Committee/Subcommittee hearing bill: Economic Affairs Committee Representative Steube offered the following:

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Amendment (with title amendment)
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Remove everything after the enacting clause and insert: Section 1. Paragraph (f) of subsection (2) of section 112.19, Florida Statutes, is amended to read:

8 112.19 Law enforcement, correctional, and correctional
9 probation officers; death benefits.-

10 (2)

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(f) If a full-time law enforcement, correctional, or correctional probation officer who is <u>certified pursuant to</u> <u>chapter 943 and</u> employed by a state agency is killed in the line of duty as a result of an act of violence inflicted by another <del>person</del> while the officer is engaged in the performance of law enforcement duties or as a result of an assault against the officer under riot conditions:

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18 <u>1.</u> The sum of \$1,000 shall be paid, as provided for in 19 paragraph (d), toward the funeral and burial expenses of such 20 officer. Such benefits are in addition to any other benefits <u>to</u> 21 which employee beneficiaries and dependents are entitled <del>to</del> 22 under <del>the provisions of</del> the Workers' Compensation Law or any 23 other state or federal statutes<u>; and</u>

24 <u>2. The officer's employing agency may pay up to \$5,000</u>
 25 <u>directly toward the venue expenses associated with the funeral</u>
 26 <u>and burial services of such officer</u>.

Section 2. Subsection (1) of section 316.228, Florida
Statutes, is amended to read:

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316.228 Lamps or flags on projecting load.-

30 (1)Except as provided in subsection (2), whenever the 31 load upon any vehicle extends to the rear 4 feet or more beyond 32 the bed or body of such vehicle, there shall be displayed at the extreme rear end of the load, at the times specified in s. 33 34 316.217, two red lamps visible from a distance of at least 500 feet to the rear, two red reflectors visible at night from all 35 distances within 600 feet to 100 feet to the rear when directly 36 37 in front of lawful lower beams of headlamps and located so as to indicate maximum width, and on each side one red lamp visible 38 from a distance of at least 500 feet to the side and located so 39 as to indicate maximum overhang. There shall be displayed at all 40 41 other times on any vehicle having a load which extends beyond 42 its sides or more than 4 feet beyond its rear, red flags, not less than 18 12 inches square, marking the extremities of such 43

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load, at each point where a lamp would otherwise be required by this section. A violation of this section is a noncriminal traffic infraction punishable as a nonmoving violation as provided in chapter 318.

48 Section 3. Subsection (14) of section 316.515, Florida 49 Statutes, are amended to read:

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316.515 Maximum width, height, length.-

51 MANUFACTURED BUILDINGS.-The Department of (14)52 Transportation may, in its discretion and upon application and 53 good cause shown therefor that the same is not contrary to the 54 public interest, issue a special permit for truck tractor-55 semitrailer combinations where the total number of overwidth 56 deliveries of manufactured buildings, as defined in s. 57 553.36(13), may be reduced by permitting the use of multiple 58 sections or single units on an overlength trailer of no more 59 than 80 54 feet.

60 Section 4. Subsection (21) of section 318.18, Florida61 Statutes, is amended to read:

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

(21) <u>Five</u> One hundred dollars for a violation of s.
316.1951 for a vehicle that is unlawfully displayed for sale,
hire, or rental. Notwithstanding any other law to the contrary,
fines collected under this subsection shall be retained by the
governing authority that authorized towing of the vehicle. Fines

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70 collected by the department shall be deposited into the Highway71 Safety Operating Trust Fund.

72 Section 5. Section 319.141, Florida Statutes, is amended 73 to read:

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319.141 Pilot rebuilt motor vehicle inspection program.-

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(1) As used in this section, the term:

(a) "Facility" means a rebuilt motor vehicle inspectionfacility authorized and operating under this section.

78 "Rebuilt inspection services" means an examination of (b) 79 a rebuilt vehicle and a properly endorsed certificate of title, salvage certificate of title, or manufacturer's statement of 80 81 origin and an application for a rebuilt certificate of title, a 82 rebuilder's affidavit, a photograph of the junk or salvage 83 vehicle taken before repairs began, receipts or invoices for all major component parts and repairs, as defined in s. 319.30, 84 which were changed, and proof that notice of rebuilding of the 85 vehicle has been reported to the National Motor Vehicle Title 86 Information System. 87

88 (2) By July 1, 2015 October 1, 2013, the department shall 90 <u>oversee</u> implement a pilot program in Miami-Dade <u>County</u> and 90 <u>Hillsborough Counties</u> to evaluate alternatives for rebuilt 91 inspection services to be offered by <u>existing</u> the private sector 92 <u>operators</u>, including the <u>continued use</u> feasibility of using 93 private facilities, the cost impact to consumers, and the 94 potential savings to the department.

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(3) The department shall establish a memorandum of

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96 understanding that allows private parties participating in the 97 pilot program to conduct rebuilt motor vehicle inspections and 98 specifies requirements for oversight, bonding and insurance, 99 procedures, and forms and requires the electronic transmission 100 of documents.

101 (4) Before an applicant is approved, the department shall 102 ensure that the applicant meets basic criteria designed to 103 protect the public. At a minimum, the applicant shall <u>meet all</u> 104 <u>of the following requirements</u>:

(a) Have and maintain a surety bond or irrevocable letter
of credit in the amount of \$100,000 \$50,000 executed by the
applicant.

108 (b) Secure and maintain a facility at a permanent 109 structure at an address recognized by the United States Postal 110 Service where the only services provided on such property are 111 rebuilt inspection services. The operator of a facility shall 112 annually attest that he or she is not employed by or does not have an ownership interest in or other financial arrangement 113 with the owner, operator, manager, or employee of a motor 114 115 vehicle repair shop as defined in s. 559.903, a motor vehicle 116 dealer as defined in s. 320.27(1)(c), a towing company, a 117 vehicle storage company, a vehicle auction, an insurance 118 company, a salvage yard, a metal retailer, or a metal rebuilder 119 from which he or she receives remuneration, directly or indirectly, for the referral of customers for rebuilt inspection 120 121 services.

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122 (c) (b) Have and maintain garage liability and other 123 insurance required by the department.

124 <u>(d) (c)</u> Have completed criminal background checks of the 125 owners, partners, and corporate officers and the inspectors 126 employed by the facility.

127 (e) (d) Meet any additional criteria the department
 128 determines necessary to conduct proper inspections.

(5) A participant in the program shall access vehicle and
title information and enter inspection results through an
electronic filing system authorized by the department <u>and shall</u>
<u>maintain records of each rebuilt vehicle examination processed</u>
at such facility for at least 5 years.

134 (6) The department shall immediately terminate any 135 operator from the program who fails to meet the minimum 136 eligibility requirements specified in subsection (4). Before a 137 change in ownership of the rebuilt inspection facility, the 138 current operator must give the department 45 days written notice 139 of the intended sale. The prospective owner must meet the eligibility requirements of this section and execute a new 140 141 memorandum of understanding with the department before operating 142 the facility.

143 (6) The department shall submit a report to the President
144 of the Senate and the Speaker of the House of Representatives
145 providing the results of the pilot program by February 1, 2015.

(7) This section shall stand repealed on July 1, <u>2018</u>
 147 <del>2015</del>, unless saved from repeal through reenactment by the

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148 Legislature.

149 Section 6. Section 319.20, Florida Statutes, is amended to 150 read:

319.20 Application of law. - The provisions of this chapter 151 152 apply exclusively, Except as otherwise specifically provided, 153 this chapter applies exclusively to motor vehicles and mobile 154 homes required to be registered and licensed under the laws of 155 this state and defined by such registration laws, including 156 residential manufactured buildings located on mobile home lots 157 under s. 553.382. A residential manufactured building installed 158 on a mobile home lot as provided in s. 553.382 shall be treated 159 as a mobile home for purposes of this chapter. The provisions of 160 this chapter do not apply to any moped or to any trailer or 161 semitrailer having a net weight of less than 2,000 pounds. All 162 provisions of this chapter relating to title certificates also 163 apply to any recreational vehicle-type unit and to any mobile 164 home classified and taxed as real property pursuant to s. 165 320.0815(2); and no title, lien, or other interest in such vehicle or mobile home shall be valid unless evidenced in 166 167 accordance with this chapter.

168 Section 7. Paragraph (u) is added to subsection (15) of 169 section 320.02, Florida Statutes, to read:

320.02 Registration required; application for
registration; forms.-

172 (15)

# 173 (u) The application form for motor vehicle registration

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174	and renewal of registration must include language permitting a
175	voluntary contribution of \$1 or more per applicant to End Breast
176	Cancer. Such contributions shall be distributed by the
177	department to the Florida Breast Cancer Foundation.
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179	For the purpose of applying the service charge provided in s.
180	215.20, contributions received under this subsection are not
181	income of a revenue nature.
182	Section 8. Subsection (1) of section 320.03, Florida
183	Statutes, is amended to read:
184	320.03 Registration; duties of tax collectors;
185	International Registration Plan
186	(1) The tax collectors in the several counties of the
187	state, as authorized agents of the department, shall issue
188	registration certificates, registration license plates,
189	validation stickers, and mobile home stickers to applicants, and
190	shall provide to applicants for each the option to register
191	emergency contact information and the option to be contacted
192	with information about state and federal benefits available as a
193	result of military service, subject to the requirements of law,
194	in accordance with rules of the department. Any person, firm, or
195	corporation representing itself, through advertising or naming
196	of the business, to be an authorized agent of the department
197	shall be deemed guilty of an unfair and deceptive trade practice
198	as defined in part II of chapter 501. No such person, firm, or
199	corporation shall use either the state or county name as a part
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200	of their business name when such use can reasonably be
201	interpreted as an official state or county office.
202	Section 9. Section 320.08053, Florida Statutes, is amended
203	to read:
204	320.08053 Requirements for requests to establish specialty
205	license plates
206	(1) An organization that seeks authorization to establish
207	a new specialty license plate for which an annual use fee is to
208	be charged must submit to the department:
209	(a) A request for the particular specialty license plate
210	being sought, describing the proposed specialty license plate in
211	specific terms, including a sample plate that conforms to the
212	specifications set by the department and this chapter, and that
213	is in substantially final form.
214	(b) An application fee, not to exceed \$60,000, to defray
215	the department's cost for reviewing the application and
216	developing the specialty license plate, if authorized. State
217	funds may not be used to pay the application fee, except for
218	collegiate specialty license plates authorized in s.
219	320.08058(3) and (13). All applications requested on or after
220	the effective date of this act must meet the requirements of
221	this act.
222	(c) A marketing strategy outlining short-term and long-
223	term marketing plans for the requested specialty license plate
224	and a financial analysis outlining the anticipated revenues and
225	the planned expenditures of the revenues to be derived from the
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# 226 sale of the requested specialty license plates.

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228 The information required under this subsection must be submitted 229 to the department at least 90 days before the convening of the 230 next regular session of the Legislature.

231 (1) (2) If a the specialty license plate requested by an 232 the organization is approved by law, the organization must 233 submit the proposed art design for the specialty license plate 234 to the department, in a medium prescribed by the department, as 235 soon as practicable, but no later than 60 days after the act 236 approving the specialty license plate becomes a law. If the 237 specialty license plate requested by the organization is not 238 approved by the Legislature or does not meet the presale 239 requirements in subsection (3), the application fee shall be 240 refunded to the requesting organization.

241 Within 120 days following the specialty license (2)<del>(3)</del>(a) 242 plate becoming law, the department shall establish a method to issue a specialty license plate voucher to allow for the presale 243 of the specialty license plate. The processing fee as prescribed 244 245 in s. 320.08056, the service charge and branch fee as prescribed 246 in s. 320.04, and the annual use fee as prescribed in s. 320.08056 shall be charged for the voucher. All other applicable 247 fees shall be charged at the time of issuance of the license 248 249 plates.

(b) Within 24 months after the presale specialty licenseplate voucher is established, the approved specialty license

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plate organization must record with the department a minimum of 1,000 voucher sales before manufacture of the license plate may commence. If, at the conclusion of the 24-month presale period, the minimum sales requirements have not been met, the specialty plate is deauthorized and the department shall discontinue development of the plate and discontinue issuance of the presale vouchers. Upon deauthorization of the license plate, a purchaser

of the license plate voucher may use the annual use fee collected as a credit towards any other specialty license plate or apply for a refund on a form prescribed by the department.

262 (c) An organization that meets the requirements of this 263 subsection shall be deemed to have submitted a valid survey for 264 purposes of s. 45, chapter 2008-176, Laws of Florida, as 265 amended.

Section 10. Subsection (3), paragraphs (iii), (ttt), and (uuu) of subsection (4), paragraph (b) of subsection (8), and paragraph (a) of subsection (10) of section 320.08056, Florida Statutes, are amended to read:

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320.08056 Specialty license plates.-

(3) Each request must be made annually to the department
 or an authorized agent serving on behalf of the department,
 accompanied by the following tax and fees:

(a) The license tax required for the vehicle as set forthin s. 320.08.

(b) A processing fee of \$5, to be deposited into theHighway Safety Operating Trust Fund.

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(c) A license plate fee as required by s. 320.06(1)(b).
(d) A license plate annual use fee as required in
subsection (4).

282 A request may be made any time during a registration period. If 283 a request is made for a specialty license plate to replace a 284 current valid license plate, the specialty license plate must be 285 issued with appropriate decals attached at no tax for the plate, 286 but all fees and service charges must be paid. If a request is 287 made for a specialty license plate at the beginning of the 288 registration period, the tax, together with all applicable fees and service charges, must be paid. 289

(4) The following license plate annual use fees shall becollected for the appropriate specialty license plates:

292 (iii) Corrections Foundation license plate, \$25.
 293 (ttt) Children First license plate, \$25.
 294 (uuu) Veterans of Foreign Wars license plate, \$25.
 295 (8)

296 (b) The department is authorized to discontinue the 297 issuance of a specialty license plate and distribution of 298 associated annual use fee proceeds if the organization no longer 299 exists, if the organization has stopped providing services that 300 are authorized to be funded from the annual use fee proceeds, if 301 the organization does not meet the presale requirements as 302 prescribed in s.  $320.08053 \frac{320.08053(3)}{3}$ , or pursuant to an organizational recipient's request. Organizations shall notify 303

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the department immediately to stop all warrants for plate sales if any of the conditions in this section exist and must meet the requirements of s. 320.08062 for any period of operation during a fiscal year.

308 (10) (a) A specialty license plate annual use fee collected 309 and distributed under this chapter, or any interest earned from 310 those fees, may not be used for commercial or for-profit 311 activities nor for general or administrative expenses, except as authorized by s. 320.08058 or to pay the cost of the audit or 312 313 report required by s. 320.08062(1). The fees and any interest 314 earned from the fees may be expended only for use in this state unless the annual use fee is derived from the sale of United 315 316 States Armed Forces and veterans-related specialty license 317 plates pursuant to paragraphs (4)(d), (bb), (ll), (kkk), and 318 (yyy) (111), (uuu), and (bbbb) and s. 320.0891.

Section 11. Subsection (9), subsection (61), paragraph (b) 319 320 of subsection (70), paragraph (d) of subsection (71), 321 subsections (72) and (73), paragraph (a) of subsection (79), paragraph (a) of subsection (80), paragraph (a) of subsection 322 323 (81), paragraph (a) of subsection (82), paragraph (a) of 324 subsection (83), paragraph (a) of subsection (84), paragraph (a) of subsection (85), and paragraph (a) of subsection (86) of 325 326 section 320.08058, Florida Statutes, are amended to read: 327 320.08058 Specialty license plates.-

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(9) FLORIDA PROFESSIONAL SPORTS TEAM LICENSE PLATES.-

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()) TEORIDA INOLESSIONAE STORIS IEAE ELONGE LEATES.

9 (a) The Department of Highway Safety and Motor Vehicles

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330 shall develop a Florida Professional Sports Team license plate 331 as provided in this section for Major League Baseball, National 332 Basketball Association, National Football League, Arena Football 333 League Teams, and National Hockey League, and Major League 334 Soccer teams domiciled in this state. However, any Florida 335 Professional Sports Team license plate created or established 336 after January 1, 1997, must comply with the requirements of s. 320.08053 and be specifically authorized by an act of the 337 Legislature. Florida Professional Sports Team license plates 338 339 must bear the colors and design approved by the department and 340 must include the official league or team logo, or both, as appropriate for each team. The word "Florida" must appear at the 341 342 top of the plate.

343 (b) The license plate annual use fees are to be annually 344 distributed as follows:

345 Fifty-five percent of the proceeds from the Florida 1. 346 Professional Sports Team plate must be deposited into the 347 Professional Sports Development Trust Fund within the Department 348 of Economic Opportunity. These funds must be used solely to 349 attract and support major sports events in this state. As used 350 in this subparagraph, the term "major sports events" means, but 351 is not limited to, championship or all-star contests of Major 352 League Baseball, the National Basketball Association, the 353 National Football League, the National Hockey League, Major 354 League Soccer, the men's and women's National Collegiate 355 Athletic Association Final Four basketball championship, or a

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356 horseracing or dogracing Breeders' Cup. All funds must be used 357 to support and promote major sporting events, and the uses must 358 be approved by the Department of Economic Opportunity.

359 The remaining proceeds of the Florida Professional 2. 360 Sports Team license plate must be allocated to Enterprise 361 Florida, Inc. These funds must be deposited into the 362 Professional Sports Development Trust Fund within the Department 363 of Economic Opportunity. These funds must be used by Enterprise 364 Florida, Inc., to promote the economic development of the sports 365 industry; to distribute licensing and royalty fees to 366 participating professional sports teams; to promote education 367 programs in Florida schools that provide an awareness of the 368 benefits of physical activity and nutrition standards; to 369 partner with the Department of Education and the Department of 370 Health to develop a program that recognizes schools whose 371 students demonstrate excellent physical fitness or fitness 372 improvement; to institute a grant program for communities 373 bidding on minor sporting events that create an economic impact 374 for the state; to distribute funds to Florida-based charities 375 designated by Enterprise Florida, Inc., and the participating 376 professional sports teams; and to fulfill the sports promotion 377 responsibilities of the Department of Economic Opportunity.

378 3. Enterprise Florida, Inc., shall provide an annual 379 financial audit in accordance with s. 215.981 of its financial 380 accounts and records by an independent certified public 381 accountant pursuant to the contract established by the

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382 Department of Economic Opportunity. The auditor shall submit the 383 audit report to the Department of Economic Opportunity for 384 review and approval. If the audit report is approved, the 385 Department of Economic Opportunity shall certify the audit 386 report to the Auditor General for review.

387 4. Notwithstanding the provisions of subparagraphs 1. and
388 2., proceeds from the Professional Sports Development Trust Fund
389 may also be used for operational expenses of Enterprise Florida,
390 Inc., and financial support of the Sunshine State Games.

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(61) CORRECTIONS FOUNDATION LICENSE PLATES.-

392 (a) The department shall develop a Corrections Foundation 393 license plate as provided in this section. The word "Florida" 394 must appear at the top of the plate, the words "Corrections 395 Foundation" must appear at the bottom of the plate, and the 396 Corrections Foundation logo must appear to the left of the 397 numerals.

398 (b) The annual use fees shall be distributed to 399 Corrections Foundation, Inc., a direct-support organization 400 created pursuant to s. 944.802, and shall be used to continue 401 and expand the charitable work of the foundation, as provided in 402 s. 944.802 and the articles of incorporation of the foundation. 403 (69)(70) ST. JOHNS RIVER LICENSE PLATES.-

404 (b) The requirements of s. 320.08053 must be met prior to
405 the issuance of the plate. Thereafter, the license plate annual
406 use fees shall be distributed to the St. Johns River Alliance,
407 Inc., a s. 501(c)(3) nonprofit organization, which shall

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408 administer the fees as follows:

409 The St. Johns River Alliance, Inc., shall retain the 1. 410 first \$60,000 of the annual use fees as direct reimbursement for 411 administrative costs, startup costs, and costs incurred in the 412 development and approval process. Thereafter, up to 10 percent 413 of the annual use fee revenue may be used for administrative 414 costs directly associated with education programs, conservation, 415 research, and grant administration of the organization, and up 416 to 10 percent may be used for promotion and marketing of the 417 specialty license plate.

2. At least 30 percent of the fees shall be available for 418 419 competitive grants for targeted community-based or county-based 420 research or projects for which state funding is limited or not currently available. The remaining 50 percent shall be directed 421 422 toward community outreach and access programs. The competitive 423 grants shall be administered and approved by the board of directors of the St. Johns River Alliance, Inc. A grant advisory 424 committee shall be composed of six members chosen by the St. 425 Johns River Alliance board members. 426

427 3. Any remaining funds shall be distributed with the 428 approval of and accountability to the board of directors of the 429 St. Johns River Alliance, Inc., and shall be used to support 430 activities contributing to education, outreach, and springs 431 conservation.

432 4. Effective July 1, 2014, the St. Johns River license433 plate will shift into the presale voucher phase, as provided in

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434 s. 320.08053(2)(b) <del>320.08053(3)(b)</del>. The St. Johns River 435 Alliance, Inc., shall have 24 months to record a minimum of 436 1,000 sales of the license plates. Sales include existing active 437 plates and vouchers sold subsequent to July 1, 2014. During the 438 voucher period, new plates may not be issued, but existing 439 plates may be renewed. If, at the conclusion of the 24-month 440 presale period, the requirement of a minimum of 1,000 sales has 441 been met, the department shall resume normal distribution of the 442 St. Johns River specialty plate. If, after 24 months, the 443 minimum of 1,000 sales has not been met, the department shall 444 discontinue the development and issuance of the plate. This 445 subparagraph is repealed June 30, 2016.

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(70) (71) HISPANIC ACHIEVERS LICENSE PLATES.-

447 Effective July 1, 2014, the Hispanic Achievers license (d) 448 plate will shift into the presale voucher phase, as provided in 449 s. 320.08053(2)(b) 320.08053(3)(b). National Hispanic Corporate 450 Achievers, Inc., shall have 24 months to record a minimum of 451 1,000 sales. Sales include existing active plates and vouchers sold subsequent to July 1, 2014. During the voucher period, new 452 453 plates may not be issued, but existing plates may be renewed. 454 If, at the conclusion of the 24-month presale period, the 455 requirement of a minimum of 1,000 sales has been met, the 456 department shall resume normal distribution of the Hispanic 457 Achievers license plate. If, after 24 months, the minimum of 458 1,000 sales has not been met, the department shall discontinue 459 the Hispanic Achievers license plate. This subsection is

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460 repealed June 30, 2016.

461 (72) CHILDREN FIRST LICENSE PLATES.-462 (a) Upon Children First Florida, Inc., meeting the 463 requirements of s. 320.08053, the department shall develop a 464 Children First license plate as provided in this section. The 465 plate must bear the colors and design approved by the 466 department. The word "Florida" must appear at the top of the 467 plate, and the words "Children First" must appear at the bottom 468 of the plate. 469 (b) The proceeds from the license plate annual use fee 470 shall be distributed to Children First Florida, Inc., which 471 shall retain all proceeds until the startup costs to develop and 472 establish the plates have been recovered. Thereafter, the proceeds shall be used as follows: 473 474 1. A maximum of 10 percent of the proceeds may be used to administer the license plate program, for direct administrative 475 476 costs associated with the operations of Children First Florida, 477 Inc., and to promote and market the license plates. 478 2. The remaining fees shall be used by Children First 479 Florida, Inc., to fund public schools in this state, including teacher salaries. 480 481 (73) VETERANS OF FOREIGN WARS LICENSE PLATES.-482 (a) Upon Veterans of Foreign Wars, Department of Florida, 483 meeting the requirements of s. 320.08053, the department shall 484 develop a Veterans of Foreign Wars license plate as provided in 485 this section. The plates must bear the colors and design 006203 - HB 7055 - Steube - Strike All.docx

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486 approved by the department and must incorporate the Great Seal 487 of the Veterans of Foreign Wars of the United States as 488 described in Art. VIII, s. 801 of the Congressional Charter and 489 By-Laws of the Veterans of Foreign Wars of the United States. 490 The word "Florida" must appear at the top of the plate, and the 491 words "Veterans of Foreign Wars" must appear at the bottom of 492 the plate.

493 (b) The Veterans of Foreign Wars, Department of Florida 494 shall retain all revenues from the sale of such plates until all 495 startup costs for developing and issuing the plates have been 496 recovered. Thereafter, 60 percent of the annual revenues shall 497 be distributed to the Veterans of Foreign Wars, Department of 498 Florida to support the Voice of Democracy and Patriots' Pen 499 Scholarship programs, to support high school and college ROTC 500 programs, and for administration and marketing the plate; 20 501 percent of the annual revenues shall be distributed to the direct-support organization created under s. 292.055 under the 502 503 Florida Department of Veterans' Affairs; and 20 percent of the 504 annual revenues shall be distributed to the direct-support 505 organization created under s. 250.115 under the Department of 506 Military Affairs. From the funds distributed to the Veterans of 507 Foreign Wars, Department of Florida, an amount not to exceed 10 508 percent of the annual revenues received from the sale of the 509 plate may be used for administration and marketing the plate. 510 (76) (79) FREEMASONRY LICENSE PLATES.-511 (a) Notwithstanding s. 45, 2008-176, Laws of Florida, as 006203 - HB 7055 - Steube - Strike All.docx Published On: 4/13/2015 6:16:13 PM

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amended by s. 21, chapter 2010-223, Laws of Florida, and s.
320.08053(1), the department shall develop a Freemasonry license
plate as provided in this section and s. <u>320.08053(1) and (2)</u>
320.08053(2) and (3). 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.

518

(77)<del>(80)</del> AMERICAN LEGION LICENSE PLATES.-

519 Notwithstanding s. 320.08053(1) and s. 45, chapter (a) 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-520 521 223, Laws of Florida, the department shall develop an American 522 Legion license plate as provided in s. 320.08053(1) and (2) 523 320.08053(2) and (3) and this section. The plate must bear the 524 colors and design approved by the department. The word "Florida" 525 must appear at the top of the plate, and the words "American 526 Legion" must appear at the bottom of the plate.

527

(78) (81) LAUREN'S KIDS LICENSE PLATES.-

528 (a) Notwithstanding s. 320.08053(1) and s. 45, chapter 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-529 530 223, Laws of Florida, the department shall develop a Lauren's 531 Kids, Prevent Child Sexual Abuse license plate as provided in s. 532 320.08053(1) and (2) 320.08053(2) and (3), and this section. The plate must bear the colors and design approved by the 533 534 department. The word "Florida" must appear at the top of the 535 plate, and the words "Lauren's Kids" must appear at the bottom 536 of the plate.

537

(79) (82) BIG BROTHERS BIG SISTERS LICENSE PLATES.-

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538 Notwithstanding s. 320.08053(1) and s. 45, chapter (a) 539 2008-176, Laws of Florida, as amended by s. 21, chapter 2010-540 223, Laws of Florida, the department shall develop a Big 541 Brothers Big Sisters license plate as provided in s. 320.08053(1) and (2) 320.08053(2) and (3), and this section. The 542 543 plate must bear the colors and design approved by the 544 department. The word "Florida" must appear at the top of the plate, and the words "Big Brothers Big Sisters" must appear at 545 546 the bottom of the plate.

547

(80) (83) FALLEN LAW ENFORCEMENT OFFICERS LICENSE PLATES.-

548 (a) Notwithstanding s. 45, chapter 2008-176, Laws of 549 Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, 550 and s. 320.08053(1), the department shall develop a Fallen Law 551 Enforcement Officers license plate as provided in s. 552 320.08053(1) and (2) <del>320.08053(2) and (3)</del> and this section. The 553 plate must bear the colors and design approved by the 554 department. The word "Florida" must appear at the top of the 555 plate, and the words "A Hero Remembered Never Dies" must appear 556 at the bottom of the plate.

(81) (84) 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,
and s. 320.08053(1), the department shall develop a Florida
Sheriffs Association license plate as provided in s.
320.08053(1) and (2) 320.08053(2) and (3) and this section. The
plate must bear the colors and design approved by the

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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.

568

577

(82) (85) KEISER UNIVERSITY LICENSE PLATES.-

569 (a) Notwithstanding s. 45, chapter 2008-176, Laws of 570 Florida, as amended by s. 21, chapter 2010-223, Laws of Florida, 571 and s. 320.08053(1), the department shall develop a Keiser 572 University license plate as provided in s. 320.08053(1) and (2) 573 320.08053(2) and (3) and this section. The plate must bear the 574 colors and design approved by the department. The word "Florida" 575 must appear at the top of the plate, and the words "Keiser 576 University" must appear at the bottom of the plate.

(83) (86) 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,
and s. 320.08053(1), the department shall develop a Moffitt
Cancer Center license plate as provided in s. 320.08053(1) and
(2) 320.08053(2) and (3) 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.

585Section 12. Subsection (1) and paragraph (a) of subsection586(2) of section 320.086, Florida Statutes, are amended to read:

587 320.086 Ancient or antique motor vehicles; horseless 588 carriage, antique, or historical license plates; former military 589 vehicles.-

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590 (1)The owner of a motor vehicle for private use 591 manufactured in model year 1945 or earlier, equipped with an 592 engine manufactured in 1945 or earlier or manufactured to the 593 specifications of the original engine, and operated on the 594 streets and highways of this state shall, upon application in 595 the manner and at the time prescribed by the department and upon 596 payment of the license tax for an ancient motor vehicle 597 prescribed by s. 320.08(1)(d), (2)(a), or (3)(e), be issued a 598 special license plate for such motor vehicle. The license plate 599 shall be permanent and valid for use without renewal so long as 600 the vehicle is in existence. In addition to the payment of all 601 other fees required by law, the applicant shall pay such fee for 602 the issuance of the special license plate as may be prescribed 603 by the department commensurate with the cost of its manufacture. 604 The registration numbers and special license plates assigned to 605 such motor vehicles shall run in a separate numerical series, 606 commencing with "Horseless Carriage No. 1," and the plates shall 607 be of a distinguishing color.

608 (2) (a) The owner of a motor vehicle for private use 609 manufactured in a model year after 1945 and of the age of 30 610 years or more after the model year date of manufacture, equipped with an engine of the age of 30 years or more after the date of 611 612 manufacture, and operated on the streets and highways of this 613 state may, upon application in the manner and at the time 614 prescribed by the department and upon payment of the license tax prescribed by s. 320.08(1)(d), (2)(a), or (3)(e), be issued a 615

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616 special license plate for such motor vehicle. In addition to the 617 payment of all other fees required by law, the applicant shall 618 pay the fee for the issuance of the special license plate 619 prescribed by the department, commensurate with the cost of its 620 manufacture. The registration numbers and special license plates 621 assigned to such motor vehicles shall run in a separate 622 numerical series, commencing with "Antique No. 1," and the 623 plates shall be of a distinguishing color. The owner of the 624 motor vehicle may, upon application and payment of the license 625 tax prescribed by s. 320.08, be issued a regular Florida license 626 plate or specialty license plate in lieu of the special "Antique" license plate. 627

Section 13. Subsections (4) through (8) of section 322.08,
Florida Statutes, are renumbered as subsections (5) through (9),
respectively, present subsection (7) is amended, and a new
subsection (4) is added to that section, to read:

322.08 Application for license; requirements for licenseand identification card forms.-

634 (4) Each such application shall include the option for the
 635 applicant to register emergency contact information and the
 636 option to be contacted with information about state and federal
 637 benefits available as a result of military service.

638 <u>(8)</u>(7) The application form for an original, renewal, or 639 replacement driver license or identification card must include 640 language permitting the following:

641

(a) A voluntary contribution of \$1 per applicant, which

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642 contribution shall be deposited into the Health Care Trust Fund
643 for organ and tissue donor education and for maintaining the
644 organ and tissue donor registry.

(b) A voluntary contribution of \$1 per applicant, whichshall be distributed to the Florida Council of the Blind.

647 (c) A voluntary contribution of \$2 per applicant, which
648 shall be distributed to the Hearing Research Institute,
649 Incorporated.

(d) A voluntary contribution of \$1 per applicant, which
shall be distributed to the Juvenile Diabetes Foundation
International.

(e) A voluntary contribution of \$1 per applicant, whichshall be distributed to the Children's Hearing Help Fund.

(f) A voluntary contribution of \$1 per applicant, whichshall be distributed to Family First, a nonprofit organization.

(g) A voluntary contribution of \$1 per applicant to Stop
Heart Disease, which shall be distributed to the Florida Heart
Research Institute, a nonprofit organization.

(h) A voluntary contribution of \$1 per applicant to Senior
Vision Services, which shall be distributed to the Florida
Association of Agencies Serving the Blind, Inc., a not-forprofit organization.

664 (i) A voluntary contribution of \$1 per applicant for
665 services for persons with developmental disabilities, which
666 shall be distributed to The Arc of Florida.

667

(j) A voluntary contribution of \$1 to the Ronald McDonald

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House, which shall be distributed each month to Ronald McDonaldHouse Charities of Tampa Bay, Inc.

(k) Notwithstanding s. 322.081, a voluntary contribution
of \$1 per applicant, which shall be distributed to the League
Against Cancer/La Liga Contra el Cancer, a not-for-profit
organization.

674 (1) A voluntary contribution of \$1 per applicant to
675 Prevent Child Sexual Abuse, which shall be distributed to
676 Lauren's Kids, Inc., a nonprofit organization.

(m) A voluntary contribution of \$1 per applicant, which shall be distributed to Prevent Blindness Florida, a not-forprofit organization, to prevent blindness and preserve the sight of the residents of this state.

(n) Notwithstanding s. 322.081, a voluntary contribution
of \$1 per applicant to the state homes for veterans, to be
distributed on a quarterly basis by the department to the State
Homes for Veterans Trust Fund, which is administered by the
Department of Veterans' Affairs.

(o) A voluntary contribution of \$1 per applicant to the
Disabled American Veterans, Department of Florida, which shall
be distributed quarterly to Disabled American Veterans,
Department of Florida, a nonprofit organization.

(p) A voluntary contribution of \$1 per applicant for
Autism Services and Supports, which shall be distributed to
Achievement and Rehabilitation Centers, Inc., Autism Services
Fund.

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711

(q) A voluntary contribution of \$1 per applicant to
Support Our Troops, which shall be distributed to Support Our
Troops, Inc., a Florida not-for-profit organization.

697 (r) A voluntary contribution of \$1 or more per applicant,
698 which shall be distributed to the Auto Club Group Traffic Safety
699 Foundation, Inc., a not-for-profit organization.

700 (s) Notwithstanding s. 322.081, a voluntary contribution 701 of \$1 per applicant to aid the homeless. Contributions made 702 pursuant to this paragraph shall be deposited into the Grants 703 and Donations Trust Fund of the Department of Children and 704 Families and used by the State Office on Homelessness to 705 supplement grants made under s. 420.622(4) and (5), provide 706 information to the public about homelessness in the state, and 707 provide literature for homeless persons seeking assistance.

708 (t) A voluntary contribution of \$1 or more per applicant 709 to End Breast Cancer, which shall be distributed to the Florida 710 Breast Cancer Foundation.

A statement providing an explanation of the purpose of the trust funds shall also be included. For the purpose of applying the service charge provided under s. 215.20, contributions received under paragraphs (b)-(t) (b)-(s) are not income of a revenue nature.

717 Section 14. Subsection (2) of section 324.242, Florida 718 Statutes, is amended, subsection (3) is renumbered as subsection 719 (6), and new subsections (3), (4), and (5) are added to that

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720 section, to read: 721 324.242 Personal injury protection and property damage 722 liability insurance policies; public records exemption.-723 (2) Upon receipt of a written request and proof a copy of 724 a crash report as required under s. 316.065, s. 316.066, or s. 725 316.068, or a crash report created pursuant to the laws of 726 another state, the department shall release the policy number 727 for a policy covering a vehicle involved in a motor vehicle 728 accident to: 729 (a) Any person involved in such accident; 730 The attorney of any person involved in such accident; (b) 731 or 732 (c) A representative of the insurer of any person involved in such accident. 733 734 (3) The department will provide personal injury protection 735 and property damage liability insurance policy numbers to 736 department-approved third parties that provide data collection 737 services to an insurer of any person involved in such accident. 738 (4) Before the department's release of a policy number in 739 accordance with subsection (2) or subsection (3), an insurer's 740 representative, a contracted third party, or an attorney for a 741 person involved in an accident must provide the department with 742 documentation confirming proof of representation. 743 (5) Information made confidential and exempt by this 744 section may be disclosed to another governmental entity without 745 a written request or copy of the crash report if disclosure is 006203 - HB 7055 - Steube - Strike All.docx

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746 <u>necessary for the receiving governmental entity to perform its</u> 747 <u>duties and responsibilities. For purposes of this subsection,</u> 748 <u>the term "governmental entity" means any federal, state, county,</u> 749 <u>district, authority, or municipal officer, department, division,</u> 750 <u>board, bureau, or commission created or established by law.</u>

751 <u>(6)-(3)</u> This exemption applies to personal identifying 752 information of an insured or former insured and insurance policy 753 numbers held by the department before, on, or after October 11, 754 2007.

Section 15. For the purpose of incorporating the
amendments made by this act to section 320.086, Florida
Statutes, in a reference thereto, paragraph (c) of subsection
(3) of section 319.23, Florida Statutes, is reenacted to read:

759 319.23 Application for, and issuance of, certificate of 760 title.-

761 If a certificate of title has not previously been (3) 762 issued for a motor vehicle or mobile home in this state, the 763 application, unless otherwise provided for in this chapter, 764 shall be accompanied by a proper bill of sale or sworn statement 765 of ownership, or a duly certified copy thereof, or by a 766 certificate of title, bill of sale, or other evidence of 767 ownership required by the law of the state or county from which 768 the motor vehicle or mobile home was brought into this state. 769 The application shall also be accompanied by:

(c) If the vehicle is an ancient or antique vehicle, asdefined in s. 320.086, the application shall be accompanied by a

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772 certificate of title; a bill of sale and a registration; or a 773 bill of sale and an affidavit by the owner defending the title 774 from all claims. The bill of sale must contain a complete 775 vehicle description to include the vehicle identification or 776 engine number, year make, color, selling price, and signatures 777 of the seller and purchaser.

779 Verification of the vehicle identification number is not 780 required for any new motor vehicle; any mobile home; any trailer 781 or semitrailer with a net weight of less than 2,000 pounds; or 782 any travel trailer, camping trailer, truck camper, or fifthwheel recreation trailer. 783

784 Section 16. For the purpose of incorporating the 785 amendments made by this act to section 320.086, Florida 786 Statutes, in references thereto, paragraph (a) of subsection (2) 787 and paragraph (e) of subsection (3) of section 320.08, Florida 788 Statutes, are reenacted to read:

789 320.08 License taxes.-Except as otherwise provided herein, 790 there are hereby levied and imposed annual license taxes for the 791 operation of motor vehicles, mopeds, motorized bicycles as 792 defined in s. 316.003(2), tri-vehicles as defined in s. 316.003, 793 and mobile homes, as defined in s. 320.01, which shall be paid 794 to and collected by the department or its agent upon the 795 registration or renewal of registration of the following:

796

778

(2)AUTOMOBILES OR TRI-VEHICLES FOR PRIVATE USE .-

797

(a) An ancient or antique automobile, as defined in s.

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798 320.086, or a street rod, as defined in s. 320.0863: \$7.50 flat. 799 (3) TRUCKS.-

800 (e) An ancient or antique truck, as defined in s. 320.086:801 \$7.50 flat.

802 Section 17. Section 381.88, Florida Statutes, is amended 803 to read:

804

381.88 Emergency allergy treatment.-

805 (1) This section and s. 381.885 may be cited as the 806 "Emergency Allergy Treatment Act."

807

(2) As used in this section and s. 381.885, the term:

808 (a) "Administer" means to directly apply an epinephrine809 auto-injector to the body of an individual.

(b) "Authorized entity" means an entity or organization at or in connection with which allergens capable of causing a severe allergic reaction may be present. The term includes, but is not limited to, restaurants, recreation camps, youth sports leagues, theme parks and resorts, and sports arenas. However, a school as described in s. 1002.20(3)(i) is an authorized entity for the purposes of subsection (5) only.

(c) "Authorized health care practitioner" means a licensed practitioner authorized by the laws of the state to prescribe drugs <u>or certified as an Emergency Medical Technician, trained</u> <u>in accordance with applicable certification requirements, and</u> <u>currently employed by an organized first-response agency or</u> <u>licensed ambulance service</u>.

823

(d) "Department" means the Department of Health.

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# COMMITTEE/SUBCOMMITTEE AMENDMENT Bill No. HB 7055

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824 "Epinephrine auto-injector" means a single-use device (e) 825 used for the automatic injection of a premeasured dose of 826 epinephrine into the human body.

"Self-administration" means an individual's 827 (f) 828 discretionary administration of an epinephrine auto-injector on 829 herself or himself.

830 The purpose of this section is to provide for the (3)831 certification of persons who administer lifesaving treatment to 832 persons who have severe allergic reactions when a physician is 833 not immediately available.

834

The department may: (4)

835

Adopt rules necessary to administer this section. (a)

836 Conduct educational training programs as described in (b) 837 subsection (5) and approve programs conducted by other persons 838 or governmental agencies.

839 Issue and renew certificates of training to persons (C) 840 who have complied with this section and the rules adopted by the 841 department.

842

Collect fees necessary to administer this section. (d)

843 Educational training programs required by this section (5) 844 must be conducted by a nationally recognized organization experienced in training laypersons in emergency health treatment 845 846 or an entity or individual approved by the department. The 847 curriculum must include at a minimum:

848 Recognition of the symptoms of systemic reactions to (a) food, insect stings, and other allergens; and 849

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(b) The proper administration of an epinephrine auto-injector.

852 (6) A certificate of training may be given to a person853 who:

854

(a) Is 18 years of age or older;

(b) Has, or reasonably expects to have, responsibility for or contact with at least one other person as a result of his or her occupational or volunteer status, including, but not limited to, a camp counselor, scout leader, school teacher, forest ranger, tour guide, or chaperone; and

(c) Has successfully completed an educational training program as described in subsection (5) or holds a current state <u>EMT certification with evidence of training in the recognition</u> of a severe allergic reaction and the administration of an epinephrine auto-injector.

865 (7) A person who successfully completes an educational
866 training program may obtain a certificate upon payment of an
867 application fee of \$25.

868 A certificate issued pursuant to this section (8) 869 authorizes the holder to receive, upon presentment of the 870 certificate, a prescription for epinephrine auto-injectors from 871 an authorized health care practitioner or the department. The 872 certificate also authorizes the holder, in an emergency 873 situation when a physician is not immediately available, to 874 possess and administer a prescribed epinephrine auto-injector to 875 a person experiencing a severe allergic reaction.

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Amendment No. 1 876 Section 18. This act shall take effect October 1, 2015. 877 878 879 880 TITLE AMENDMENT 881 Remove everything before the enacting clause and insert: 882 A bill to be entitled 883 An act relating to highway safety and motor vehicles; 884 amending s. 112.19, F.S.; authorizing an employing 885 agency to pay a certain amount of funeral expenses for 886 certain officers killed in the line of duty; amending 887 s. 316.228, F.S.; revising requirements for a flag 888 displayed when a load extends beyond a vehicle; 889 amending s. 316.515, F.S.; authorizing the Department 890 of Transportation to permit transport of multiple sections or single units on an overlength trailer of 891 892 no more than a specified length under certain circumstances; amending s. 318.18, F.S.; revising a 893 894 penalty for a violation of specified provisions 895 prohibiting parking a motor vehicle in certain 896 locations to display the vehicle for sale, hire, or rent; amending s. 319.141, F.S.; defining the term 897 898 "rebuilt inspection services"; directing the 899 Department of Highway Safety and Motor Vehicles to 900 oversee a pilot program in Miami-Dade County to 901 evaluate alternatives for certain rebuilt inspection 006203 - HB 7055 - Steube - Strike All.docx

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902 services by a specified date; revising the minimum 903 criteria an applicant must meet before he or she is 904 approved; requiring that participants in the program 905 maintain records of each rebuilt vehicle examination 906 processed at such facility for a specified period of 907 time; requiring the department to terminate any 908 operator from the program under certain circumstances; 909 requiring a current operator to give the department 910 written notice of an intended sale within a specified 911 period of time; requiring a prospective owner to meet specified requirements and execute a certain 912 913 memorandum; deleting a provision requiring the 914 department to submit a certain report to the 915 Legislature; revising the date of repeal for this 916 section; amending s. 319.20, F.S.; providing 917 applicability; requiring that a residential 918 manufactured building installed on a mobile home lot be treated as a mobile home for certain purposes; 919 920 amending s. 320.02, F.S.; requiring the motor vehicle 921 registration form and registration renewal form to 922 include an option to make a voluntary contribution to 923 the Florida Breast Cancer Foundation; amending s. 924 320.03, F.S.; directing certain agents of the 925 Department of Highway Safety and Motor Vehicles to 92.6 provide certain applicants with the option to register 927 contact information and the option to be contacted

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928	with information regarding certain benefits; amending
929	s. 320.08053, F.S.; revising requirements for
930	establishing a specialty license plate; amending ss.
931	320.08056 and 320.08058, F.S.; providing for an
932	authorized agent of the department to receive requests
933	for a specialty license plate; revising provisions for
934	Florida Professional Sports Team license plates;
935	revising the definition of the term "major sports
936	events" for purposes of distribution of specialty
937	license plate annual use fees; removing provisions for
938	issuance of certain specialty license plates and
939	annual use fees for such plates; amending s. 320.086,
940	F.S.; revising provisions for issuance of special
941	license plates for specified ancient and antique motor
942	vehicles; amending s. 322.08, F.S.; requiring the
943	application form for a driver license to provide
944	applicants with the option to register contact
945	information and the option to be contacted with
946	information regarding certain benefits; requiring the
947	application form for an original, renewal, or
948	replacement driver license or identification card to
949	include an option to make a voluntary contribution to
950	the Florida Breast Cancer Foundation; providing that
951	contributions received are not income of a revenue
952	nature; amending s. 324.242, F.S.; revising conditions
953	under which the department is required to release

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954 certain policy numbers; requiring the department to 955 provide personal injury protection and property damage 956 liability insurance policy numbers to department-957 approved third parties under certain circumstances; 958 providing requirements to obtain specified insurance 959 policy information; authorizing the disclosure of 960 certain exempted information to governmental entities 961 under certain circumstances; providing a definition; 962 reenacting ss. 319.23(3)(c) and 320.08(2)(a) and 963 (3) (e), F.S., relating to motor vehicle certificates 964 of title and motor vehicle license taxes, 965 respectively, to incorporate the amendments made by 966 the act to s. 320.086, F.S., in references thereto; 967 amends 381.88, F.S.; provides that certified emergency 968 medical technicians with certain training provide 969 emergency allergy treatment; providing an effective 970 date.

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