CS/CS/CS/HB 709 2023

1 A bill to be entitled 2 An act relating to proceeds funding motorcycle safety 3 education; amending s. 320.08, F.S.; requiring 4 proceeds of the motorcycle safety education fee 5 collected by the Department of Highway Safety and 6 Motor Vehicles to be used to fund motorcycle safety 7 and education programs administered by a not-for-8 profit corporation; providing program administrator 9 requirements; requiring the department to enter into a contract with the program administrator; providing 10 11 program requirements; requiring the program 12 administrator to submit an annual report to the 13 Legislature; providing report requirements; requiring 14 the department to select a program administrator and 15 enter into a contract by a specified date; requiring 16 quarterly transmission of proceeds to the program 17 administrator beginning on a specified date; providing 18 an effective date. 20 Be It Enacted by the Legislature of the State of Florida: 21

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Section 1. Paragraph (c) of subsection (1) of section 320.08, Florida Statutes, is amended to read:

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320.08 License taxes. - Except as otherwise provided herein, there are hereby levied and imposed annual license taxes for the

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operation of motor vehicles, mopeds, tri-vehicles as defined in s. 316.003, and mobile homes as defined in s. 320.01, which shall be paid to and collected by the department or its agent upon the registration or renewal of registration of the following:

(1) MOTORCYCLES AND MOPEDS.-

- (c) Upon registration of a motorcycle, motor-driven cycle, or moped, in addition to the license taxes specified in this subsection, a nonrefundable motorcycle safety education fee in the amount of \$2.50 shall be paid. The proceeds of the safety education such additional fee shall be deposited in the Highway Safety Operating Trust Fund to fund a motorcycle driver improvement program implemented pursuant to s. 322.025, the Florida Motorcycle Safety Education Program established in s. 322.0255, or the general operations of the department.
- 1. All proceeds of the motorcycle safety education fee shall be used to fund motorcycle safety and education programs administered by a Florida not-for-profit corporation. The program administrator must:
- <u>a. Be a charity registered with the Department of Agriculture and Consumer Services.</u>
- b. Have a history of actively advocating for motorcycle safety and education in this state for at least 30 years.
- c. Be a motorcycle grassroots organization that has actively worked with the motorcycle community in this state for

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at least 30 years.

- d. Be focused primarily on promoting motorcycle safety and education throughout this state.
- e. Have at least 3,000 active members drawn from the motorcycle community throughout this state.
- 2. The department shall enter into a 5-year contract with the program administrator to use the proceeds of the safety education fee to fund motorcycle safety and education programs.

 The programs must promote motorcycle safety and education for the purpose of reducing motorcycle injuries and deaths in this state. The programs may include pamphlets, advertisements, public service announcements, digital media, social media, a website, participation at grassroots motorcycle events, advocacy, and reasonable administrative expenses.
- 3. The program administrator shall submit an annual report to the President of the Senate and the Speaker of the House of Representatives outlining the types of events the program administrator attended, if any, the methods selected to distribute safety awareness and education materials or to expose the public to the programs, and the estimated number of persons who were exposed to the program administrator's educational efforts.
- Section 2. By October 1, 2023, the Department of Highway

 Safety and Motor Vehicles shall select a qualified program

 administrator and enter into the contract as specified in this

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76	act. The department shall transmit the proceeds of the safety
77	education fee quarterly to the administrator, with the first
78	payment being payable October 1, 2023.
79	Section 3. This act shall take effect July 1, 2023.

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