1	A bill to be entitled					
2	An act relating to specialty license plates; amending					
3	s. 320.08053, F.S.; revising presale specialty license					
4	plate voucher requirements; prohibiting development of					
5	new specialty license plates except under certain					
6	circumstances; providing requirements for issuance of					
7	such plates; amending s. 320.08056, F.S.; deleting and					
8	establishing annual use fees for certain specialty					
9	license plates; revising provisions for discontinuing					
10	issuance of a specialty license plate; providing for					
11	payment and distribution of fees for discontinued					
12	plates; providing an exception to the requirement that					
13	certain fees and interest be expended only for use in					
14	this state; providing applicability; amending s.					
15	320.08058, F.S.; revising the design of, deleting					
16	provisions relating to, revising distribution of					
17	proceeds from the sale of, and directing the					
18	Department of Highway Safety and Motor Vehicles to					
19	create certain specialty license plates; providing an					
20	effective date.					
21						
22	Be It Enacted by the Legislature of the State of Florida:					
23						
24	Section 1. Paragraph (b) of subsection (2) of section					
25	320.08053, Florida Statutes, is amended, and subsection (3) is					
ļ	Page 1 of 19					

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26	added to that section, to read:					
27	320.08053 Establishment of Requirements for requests to					
28	establish specialty license plates					
29	(2)					
30	(b) Within 24 months after the presale specialty license					
31	plate voucher is established, the approved specialty license					
32	plate organization must record with the department a minimum of					
33	1,000 voucher sales or, if the organization is an out-of-state					
34	college or university, 3,000 voucher sales, before manufacture					
35	of the license plate may commence. If, at the conclusion of the					
36	24-month presale period, the minimum sales requirements have not					
37	been met, the specialty plate is deauthorized and the department					
38	shall discontinue development of the plate and discontinue					
39	issuance of the presale vouchers. Upon deauthorization of the					
40	license plate, a purchaser of the license plate voucher may use					
41	the annual use fee collected as a credit towards any other					
42	specialty license plate or apply for a refund on a form					
43	prescribed by the department.					
44	(3)(a) If the Legislature has approved 125 or more					
45	specialty license plates, the department may not make any new					
46	specialty license plates available for design, presale, or					
47	issuance until a sufficient number of plates are discontinued					
48	pursuant to s. 320.08056(8) such that the number of plates being					

- 49 issued is reduced to fewer than 125.
- 50

(b) New specialty license plates that have been approved

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51 by law but are awaiting issuance under paragraph (a) shall be 52 issued in the order they appear in s. 320.08056(4). All other 53 provisions of this section must also be met before a plate is 54 issued. 55 Section 2. Paragraphs (ff) through (ddd) of subsection (4) 56 of section 320.08056, Florida Statutes, are redesignated as 57 paragraphs (ee) through (ccc), respectively, paragraphs (fff) 58 through (ppp) are redesignated as paragraphs (ddd) through 59 (nnn), respectively, paragraphs (sss) through (eeee) are redesignated as paragraphs (ooo) through (aaaa), respectively, 60 present paragraphs (c), (ee), (eee), (qqq), and (rrr) are 61 62 amended, new paragraphs (bbbb) through (hhhh) are added to that subsection, and subsection (8) and paragraph (a) of subsection 63 64 (10) of that section are amended, to read: 320.08056 Specialty license plates.-65 66 The following license plate annual use fees shall be (4) 67 collected for the appropriate specialty license plates: 68 (c)1. Collegiate license plate developed pursuant to s. 320.08058(3), \$25. 69 70 2. An out-of-state college or university license plate, 71 \$50. 72 (ee) American Red Cross license plate, \$25. 73 (eee) Donate Organs-Pass It On license plate, \$25. 74 (qqq) St. Johns River license plate, \$25. 75 (rrr) Hispanic Achievers license plate, \$25. Page 3 of 19

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76 (bbbb) Auburn University license plate, \$50. 77 Beat Childhood Cancer license plate, \$25. (CCCC) 78 (dddd) Florida State Beekeepers Association license plate, 79 \$25. 80 American Eagle license plate, \$25. (eeee) Dan Marino Foundation license plate, \$25. 81 (ffff) 82 (gggg) Ducks Unlimited license plate, \$25. 83 (hhhh) Florida Bay Forever license plate, \$25. 84 The department must discontinue the issuance of an (8)(a) 85 approved specialty license plate if the number of valid specialty plate registrations falls below 1,000 plates for at 86 87 least 12 consecutive months. A warning letter shall be mailed to the sponsoring organization following the first month in which 88 89 the total number of valid specialty plate registrations is below 1,000 plates. This paragraph does not apply to collegiate 90 license plates established under s. 320.08058(3) or specialty 91 92 license plates that have statutory eligibility limitations for 93 purchase. 94 The department is authorized to discontinue the (b) 95 issuance of a specialty license plate and distribution of 96 associated annual use fee proceeds if the organization no longer 97 exists, if the organization has stopped providing services that are authorized to be funded from the annual use fee proceeds, if 98 the organization does not meet the presale requirements as 99 100 prescribed in s. 320.08053, or pursuant to an organizational

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101 recipient's request. Organizations shall notify the department 102 immediately to stop all warrants for plate sales if any of the 103 conditions in this section exist and must meet the requirements 104 of s. 320.08062 for any period of operation during a fiscal 105 year.

106 (c) Notwithstanding paragraph (a), on January 1 of each 107 year, the department shall discontinue the specialty license 108 plate with the fewest number of plates in circulation over the 109 previous 24 months. A warning letter shall be mailed to the 110 sponsoring organization following the first month in which the 111 total number of valid specialty license plate registrations is 112 the fewest in circulation over the previous 24 months.

113 (d) A person issued a specialty license plate that has 114 been discontinued by the department may keep the discontinued 115 specialty license plate for the remainder of the 10-year license 116 plate replacement period and must pay all other applicable 117 registration fees. However, such person is exempt from paying 118 the applicable specialty license plate annual use fee under 119 subsection (4) for the remainder of the 10-year license plate 120 replacement period.

(e) If the department discontinues issuance of a specialty
 license plate, all annual use fees currently held or collected
 by the department for that plate shall be distributed to
 recipients or subrecipients of the proceeds in good standing
 within 180 days after the date the specialty license plate is

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126 discontinued. Of those fees, the department shall retain an 127 amount sufficient to defray the applicable administrative and 128 inventory closeout costs associated with discontinuance of the plate. The remaining funds shall be distributed to the 129 130 organization or organizations specified in s. 320.08058. 131 (f) If an organization that is the intended recipient of 132 the funds pursuant to s. 320.08058 or its subrecipients no 133 longer exist, the department shall deposit any undisbursed funds 134 into the Highway Safety Operating Trust Fund.

135 (10) (a) A specialty license plate annual use fee collected and distributed under this chapter, or any interest earned from 136 137 those fees, may not be used for commercial or for-profit 138 activities nor for general or administrative expenses, except as 139 authorized by s. 320.08058 or to pay the cost of the audit or 140 report required by s. 320.08062(1). The fees and any interest earned from the fees may be expended only for use in this state 141 142 unless the annual use fee is derived from the sale of United 143 States Armed Forces and veterans-related specialty license 144 plates pursuant to paragraphs (4)(d), (bb), (kk), (iii), and 145 (uuu) (11), (kkk), and (yyy) and s. 320.0891 or out-of-state college or university license plates pursuant to paragraph 146 147 (4) (bbbb). Section 3. Subsections (32) through (56) of section 148

149 320.08058, Florida Statutes, are renumbered as subsections (31) 150 through (55), respectively, subsections (58) through (68) are

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151 renumbered as subsections (56) through (66), respectively, 152 subsections (71) through (83) are renumbered as subsections (67) 153 through (79), respectively, paragraph (a) of subsection (7), 154 paragraph (a) of present subsection (65), paragraph (b) of 155 present subsection (66), paragraph (b) of present subsection 156 (80), and present subsections (31), (57), (69), and (70) are 157 amended, and new subsections (80) through (86) are added to that 158 section, to read:

159

320.08058 Specialty license plates.-

160

(7) SPECIAL OLYMPICS FLORIDA LICENSE PLATES.-

(a) Special Olympics Florida license plates must contain
the official Special Olympics Florida logo and must bear a
design and colors that are approved by the department. The word
"Florida" must be centered at the top bottom of the plate, and
the words "<u>Be a Fan Everyone Wins</u>" must be centered at the
bottom top of the plate.

167

(31) AMERICAN RED CROSS LICENSE PLATES.-

168 (a) Notwithstanding the provisions of s. 320.08053, the 169 department shall develop an American Red Cross license plate as 170 provided in this section. The word "Florida" must appear at the 171 top of the plate, and the words "American Red Cross" must appear 172 at the bottom of the plate.

173 (b) The department shall retain all revenues from the sale
 174 of such plates until all startup costs for developing and
 175 issuing the plates have been recovered. Thereafter, 50 percent

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of the annual use fees shall be distributed to the American Red 176 177 Cross Chapter of Central Florida, with statistics on sales of 178 license plates, which are tabulated by county. The American Red 179 Cross Chapter of Central Florida must distribute to each of the 180 chapters in this state the moneys received from sales in the 181 counties covered by the respective chapters, which moneys must 182 be used for education and disaster relief in Florida. Fifty 183 percent of the annual use fees shall be distributed 184 proportionately to the three statewide approved poison control 185 centers for purposes of combating bioterrorism and other 186 related purposes.

187

(57) DONATE ORGANS-PASS IT ON LICENSE PLATES.-

(a) The department shall develop a Donate Organs-Pass It
 On license plate as provided in this section. The word "Florida"
 must appear at the top of the plate, and the words "Donate
 Organs-Pass It On" must appear at the bottom of the plate.

192 (b) The annual use fees shall be distributed to Transplant 193 Foundation, Inc., and shall use up to 10 percent of the proceeds 194 from the annual use fee for marketing and administrative costs that are directly associated with the management and 195 196 distribution of the proceeds. The remaining proceeds shall be 197 used to provide statewide grants for patient services, including preoperative, rehabilitative, and housing assistance; organ 198 199 donor education and awareness programs; and statewide medical 200 research.

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201 (63) (65) LIGHTHOUSE ASSOCIATION LICENSE PLATES.-202 The department shall develop a Lighthouse Association (a) 203 license plate as provided in this section. The word "Florida" 204 must appear at the top of the plate, and the words 205 "SaveOurLighthouses.org Visit Our Lights" must appear at the 206 bottom of the plate. 207 (64) (66) IN GOD WE TRUST LICENSE PLATES.-208 The license plate annual use fees shall be distributed (b) to the In God We Trust Foundation, Inc., which may use up to 10 209 210 percent of the proceeds to offset administrative costs, 211 promotion, and marketing of the license plate directly 212 associated with the operations of the foundation. The remaining 213 proceeds may be used to address the needs of the military 214 community and the public safety community; provide educational 215 grants and scholarships to foster self-reliance and stability in 216 Florida's youth; and provide education in to fund educational 217 scholarships for the children of Florida residents who are 218 members of the United States Armed Forces, the National Guard, 219 and the United States Armed Forces Reserve and for the children 220 of public safety employees who have died in the line of duty who 221 are not covered by existing state law. Funds shall also be 222 distributed to other s. 501(c) (3) organizations that may apply 223 for grants and scholarships and to provide educational grants to 224 public and private schools regarding to promote the historical 225 and religious significance of religion in American and Florida

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226	history. The In God We Trust Foundation, Inc., shall create an						
227	advisory council comprised of persons with knowledge in these						
228	program areas to make funding recommendations distribute the						
229	license plate annual use fees in the following manner:						
230	1. The In God We Trust Foundation, Inc., shall retain all						
230	revenues from the sale of such plates until all startup costs						
232	for developing and establishing the plate have been recovered.						
233	2. Ten percent of the funds received by the In God We						
234	Trust Foundation, Inc., shall be expended for administrative						
235	costs, promotion, and marketing of the license plate directly						
236	associated with the operations of the In God We Trust						
237	Foundation, Inc.						
238	3. All remaining funds shall be expended by the In God We						
239	Trust Foundation, Inc., for programs.						
240	(69) ST. JOHNS RIVER LICENSE PLATES						
241	(a) The department shall develop a St. Johns River license						
242	plate as provided in this section. The St. Johns River license						
243	plates must bear the colors and design approved by the						
244	department. The word "Florida" must appear at the top of the						
245	plate, and the words "St. Johns River" must appear at the bottom						
246	of the plate.						
247	(b) The requirements of s. 320.08053 must be met prior to						
248	the issuance of the plate. Thereafter, the license plate annual						
249	use fees shall be distributed to the St. Johns River Alliance,						
250	Inc., a s. 501(c)(3) nonprofit organization, which shall						
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251	administer the fees as follows:
252	1. The St. Johns River Alliance, Inc., shall retain the
253	first \$60,000 of the annual use fees as direct reimbursement for
254	administrative costs, startup costs, and costs incurred in the
255	development and approval process. Thereafter, up to 10 percent
256	of the annual use fee revenue may be used for administrative
257	costs directly associated with education programs, conservation,
258	research, and grant administration of the organization, and up
259	to 10 percent may be used for promotion and marketing of the
260	specialty license plate.
261	2. At least 30 percent of the fees shall be available for
262	competitive grants for targeted community-based or county-based
263	research or projects for which state funding is limited or not
264	currently available. The remaining 50 percent shall be directed
265	toward community outreach and access programs. The competitive
266	grants shall be administered and approved by the board of
267	directors of the St. Johns River Alliance, Inc. A grant advisory
268	committee shall be composed of six members chosen by the St.
269	Johns River Alliance board members.
270	3. Any remaining funds shall be distributed with the
271	approval of and accountability to the board of directors of the
272	St. Johns River Alliance, Inc., and shall be used to support
273	activities contributing to education, outreach, and springs
274	conservation.
275	4. Effective July 1, 2014, the St. Johns River license
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276 plate will shift into the presale voucher phase, as provided in 277 s. 320.08053(2)(b). The St. Johns River Alliance, Inc., shall 278 have 24 months to record a minimum of 1,000 sales of the license 279 plates. Sales include existing active plates and vouchers sold 280 subsequent to July 1, 2014. During the voucher period, new 281 plates may not be issued, but existing plates may be renewed. 282 If, at the conclusion of the 24-month presale period, the requirement of a minimum of 1,000 sales has been met, the 283 department shall resume normal distribution of the St. Johns 284 285 River specialty plate. If, after 24 months, the minimum of 1,000 286 sales has not been met, the department shall discontinue the 287 development and issuance of the plate. This subparagraph is 288 repealed June 30, 2016. (70) HISPANIC ACHIEVERS LICENSE PLATES.-289

290 (a) Notwithstanding the requirements of s. 320.08053, the 291 department shall develop a Hispanic Achievers license plate as 292 provided in this section. The plate must bear the colors and 293 design approved by the department. The word "Florida" must 294 appear at the top of the plate, and the words "Hispanic 295 Achievers" must appear at the bottom of the plate. 296 (b) The proceeds from the license plate annual use fee shall be distributed to National Hispanic Corporate Achievers, 297 298 Inc., a nonprofit corporation under s. 501(c)(3) of the Internal

299 Revenue Code, to fund grants to nonprofit organizations to

300 operate programs and provide scholarships and for marketing the

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301	Hispanic Achievers license plate. National Hispanic Corporate
302	Achievers, Inc., shall establish a Hispanic Achievers Grant
303	Council that shall provide recommendations for statewide grants
304	from available Hispanic Achievers license plate proceeds to
305	nonprofit organizations for programs and scholarships for
306	Hispanic and minority Floridians. National Hispanic Corporate
307	Achievers, Inc., shall also establish a Hispanic Achievers
308	License Plate Fund. Moneys in the fund shall be used by the
309	grant council as provided in this paragraph. All funds received
310	under this subsection must be used in this state.
311	(c) National Hispanic Corporate Achievers, Inc., may
312	retain all proceeds from the annual use fee until documented
313	startup costs for developing and establishing the plate have
314	been recovered. Thereafter, the proceeds from the annual use fee
315	shall be used as follows:
316	1. Up to 5 percent of the proceeds may be used for the
317	cost of administration of the Hispanic Achievers License Plate
318	Fund, the Hispanic Achievers Grant Council, and related matters.
319	2. Funds may be used as necessary for annual audit or
320	compliance affidavit costs.
321	3. Up to 20 percent of the proceeds may be used to market
322	and promote the Hispanic Achievers license plate.
323	4. Twenty-five percent of the proceeds shall be used by
324	the Hispanic Corporate Achievers, Inc., located in Seminole
325	County, for grants.
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326	5. The remaining proceeds shall be available to the
327	Hispanic Achievers Grant Council to award grants for services,
328	programs, or scholarships for Hispanic and minority individuals
329	and organizations throughout Florida. All grant recipients must
330	provide to the Hispanic Achievers Grant Council an annual
331	program and financial report regarding the use of grant funds.
332	Such reports must be available to the public.
333	(d) Effective July 1, 2014, the Hispanic Achievers license
334	plate will shift into the presale voucher phase, as provided in
335	s. 320.08053(2)(b). National Hispanic Corporate Achievers, Inc.,
336	shall have 24 months to record a minimum of 1,000 sales. Sales
337	include existing active plates and vouchers sold subsequent to
338	July 1, 2014. During the voucher period, new plates may not be
339	issued, but existing plates may be renewed. If, at the
340	conclusion of the 24-month presale period, the requirement of a
341	minimum of 1,000 sales has been met, the department shall resume
342	normal distribution of the Hispanic Achievers license plate. If,
343	after 24 months, the minimum of 1,000 sales has not been met,
344	the department shall discontinue the Hispanic Achievers license
345	plate. This subsection is repealed June 30, 2016.
346	(76) (80) FALLEN LAW ENFORCEMENT OFFICERS LICENSE PLATES
347	(b) The annual use fees shall be distributed to the Police
348	and Kids Foundation, Inc., which may use <u>up to</u> a maximum of 10
349	percent of the proceeds <u>for marketing</u> to promote and market the
350	plate. The remainder of the proceeds shall be used by the Police

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351 and Kids Foundation, Inc., for its operations, activities, 352 programs, and projects to invest and reinvest, and the interest 353 earnings shall be used for the operation of the Police and Kids 354 Foundation, Inc. 355 (80) AUBURN UNIVERSITY LICENSE PLATES.-356 (a) The department shall develop an Auburn University 357 license plate as provided in this section and s. 320.08053. The 358 plate must bear the colors and design approved by the 359 department. The word "Florida" must appear at the top of the 360 plate, and the words "War Eagle" must appear at the bottom of 361 the plate. 362 (b) The Tampa Bay Auburn Club is the lead club on behalf 363 of the Auburn clubs in this state. The annual use fees from the 364 sale of the plate shall be distributed to the Tampa Bay Auburn 365 Club, together with statistics on sales of the license plates 366 tabulated by county. The Tampa Bay Auburn Club must distribute 367 to each of the state's Auburn clubs on a pro-rata basis the 368 moneys received from sales in the regions within the respective 369 club's area for the purpose of awarding scholarships to Florida 370 residents attending Auburn University. Students receiving these 371 scholarships must be eligible for the Florida Bright Futures 372 Scholarship Program pursuant to s. 1009.531 and shall use the 373 scholarship funds for tuition and other expenses related to 374 attending Auburn University. 375 (81) BEAT CHILDHOOD CANCER LICENSE PLATES.-

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376 The department shall develop a Beat Childhood Cancer (a) 377 license plate as provided in this section and s. 320.08053. The 378 plate must bear the colors and design approved by the 379 department. The word "Florida" must appear at the top of the 380 plate, and the words "Beat Childhood Cancer" must appear at the 381 bottom of the plate. 382 (b) The annual use fees from the sale of the plate shall be distributed to Beat Nb, Inc., which may use up to 10 percent 383 384 of the proceeds for administrative costs directly associated 385 with the operation of the corporation and for marketing and 386 promoting the plate. The remaining proceeds shall be used by the 387 corporation to fund pediatric cancer treatment and research. 388 FLORIDA STATE BEEKEEPERS ASSOCIATION LICENSE PLATES.-(82) (a) 389 The department shall develop a Florida State 390 Beekeepers Association license plate as provided in this section 391 and s. 320.08053. The plate must bear the colors and design 392 approved by the department. The word "Florida" must appear at 393 the top of the plate, and the words "Save the Bees" must appear 394 at the bottom of the plate. 395 (b) The annual use fees from the sale of the plate shall 396 be distributed to the Florida State Beekeepers Association, a 397 nonprofit corporation, and shall be used to fund outreach and 398 education to raise awareness of the importance of beekeeping to 399 Florida agriculture and to fund honeybee research and husbandry. 400 AMERICAN EAGLE LICENSE PLATES.-(83)

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401	(a) The department shall develop an American Eagle license					
402	plate as provided in this section and s. 320.08053. The plate					
403	must bear the colors and design approved by the department. The					
404	word "Florida" must appear at the top of the plate, and the					
405	words "God Bless America" must appear at the bottom of the					
406	plate.					
407	(b) The annual use fees from the sale of the plate shall					
408						
409	the foundation's national endowment fund. Up to 10 percent of					
410	the funds received may be used for administrative costs and					
411	marketing of the plate. The American Eagle Foundation shall use					
412	the remainder of the proceeds to fund public education programs,					
413	rescue and care programs, and other conservation efforts in					
414	Florida that benefit bald eagles.					
415	(84) DAN MARINO FOUNDATION LICENSE PLATES					
416	(a) The department shall develop a Dan Marino Foundation					
417	license plate as provided in this section and s. 320.08053. The					
418	plate must bear the colors and design approved by the					
419	department. The word "Florida" must appear at the top of the					
419 420	department. The word "Florida" must appear at the top of the plate, and the words "Marino Campus" must appear at the bottom					
420	plate, and the words "Marino Campus" must appear at the bottom					
420 421	plate, and the words "Marino Campus" must appear at the bottom of the plate.					
420 421 422	plate, and the words "Marino Campus" must appear at the bottom of the plate. (b) The annual use fees from the sale of the plate shall					
420 421 422 423	plate, and the words "Marino Campus" must appear at the bottom of the plate. (b) The annual use fees from the sale of the plate shall be distributed to the Dan Marino Foundation, Inc., a Florida					

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426	remainder of the fees shall be used by the Dan Marino					
427	Foundation, Inc., to assist Floridians with developmental					
428	disabilities in becoming employed, independent, and productive;					
429	to promote awareness of such services; and to promote and fund					
430	education scholarships related to such services.					
431	(85) DUCKS UNLIMITED LICENSE PLATES					
432	(a) The department shall develop a Ducks Unlimited license					
433	plate as provided in this section and s. 320.08053. The plate					
434	must bear the colors and design approved by the department. The					
435	word "Florida" must appear at the top of the plate, and the					
436	words "Conserving Florida Wetlands" must appear at the bottom of					
437	the plate.					
438	(b) The annual use fees from the sale of the plate shall					
439	be distributed to Ducks Unlimited, Inc., a nonprofit corporation					
440	under s. 501(c)(3) of the Internal Revenue Code, to be used as					
441	follows:					
442	1. Up to 5 percent may be used for administrative costs					
443	and marketing of the plate.					
444	2. At least 95 percent shall be used in this state to					
445	support the mission and efforts of Ducks Unlimited, Inc., to					
446	conserve, restore, and manage Florida's wetlands and associated					
447	habitats for the benefit of waterfowl, other wildlife, and					
448	people.					
449	(86) FLORIDA BAY FOREVER LICENSE PLATES					
450	(a) The department shall develop a Florida Bay Forever					

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451 license plate as provided in this section and s. 320.08053. The 452 plate must bear the colors and design approved by the 453 department. The word "Florida" must appear at the top of the plate, and the words "Florida Bay Forever" must appear at the 454 455 bottom of the plate. 456 (b) The annual use fees from the sale of the plate shall 457 be distributed to the Florida National Park Association, Inc., 458 which may use up to 10 percent of the proceeds for 459 administrative costs and marketing of the plate. The remainder 460 of the funds shall be used to supplement the Everglades National 461 Park's budgets and to support educational, interpretive, 462 historical, and scientific research relating to the Everglades 463 National Park. 464 Section 4. This act shall take effect October 1, 2017.

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