

1 A bill to be entitled
 2 An act relating to the Community Highway Safety Pilot
 3 Program; creating s. 321.025, F.S.; creating the
 4 Community Highway Safety Pilot Program within the
 5 Department of Highway Safety and Motor Vehicles;
 6 specifying the purpose of the program; requiring the
 7 program to be conducted in certain counties and
 8 implemented pursuant to a contract; providing contract
 9 requirements and conditions; creating an appropriation
 10 category for the program; requiring the department to
 11 submit and the Governor to recommend approval of
 12 certain budget amendments for the transfer of certain
 13 funds; providing amendment requirements; providing for
 14 future repeal; providing an effective date.

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 16 Be It Enacted by the Legislature of the State of Florida:

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 18 Section 1. Section 321.025, Florida Statutes, is created
 19 to read:

20 321.025 Community Highway Safety Pilot Program.—
 21 (1) The Community Highway Safety Pilot Program is created
 22 within the Department of Highway Safety and Motor Vehicles for
 23 the purpose of assessing the viability and effectiveness of
 24 transferring duties from the Division of Highway Patrol to
 25 county sheriffs. The pilot program shall be conducted in

26 | Pinellas County and Polk County and implemented pursuant to a
27 | contract as described in this section.

28 | (2) If the sheriff of Pinellas County or the sheriff of
29 | Polk County seeks to contract with the department to assume law
30 | enforcement duties currently performed by personnel of the
31 | division within the sheriff's respective county, the department
32 | must enter into such a contract subject to the requirements of
33 | this section.

34 | (a) At a minimum, the contract must specify:

35 | 1. The duties to be performed by the sheriff within the
36 | boundaries of the county which are currently performed by the
37 | division. The duty to patrol roadways within the boundaries of
38 | the county and investigate traffic accidents occurring within
39 | the boundaries of the county shall be transferred from the
40 | division to the sheriff.

41 | 2. The amount to be paid by the department to the sheriff
42 | for the performance of the duties specified in the contract.

43 | (b) As a condition of the contract:

44 | 1. The sheriff must agree to employ officers of the
45 | division who serve within the county unless an officer, at the
46 | officer's discretion, chooses to relocate and remain employed by
47 | the division or chooses to pursue other employment
48 | opportunities.

49 | 2. The amount paid by the department to the sheriff for
50 | the performance of the duties specified in the contract must be

51 less than the cost incurred by the department to provide the
52 same services. The amount paid pursuant to the contract may not
53 exceed \$2,800,117 annually for Pinellas County or \$3,167,447
54 annually for Polk County.

55 3. Property and fixed capital outlay under the control of
56 the division may not be leased or otherwise transferred to the
57 sheriff.

58 (3) There is created an appropriation category entitled
59 the "Community Highway Safety Pilot Program." Upon executing a
60 contract under this section and notwithstanding the provisions
61 of chapter 216, the department shall submit and the Governor
62 shall recommend the approval of one or more budget amendments to
63 transfer from the Salaries and Benefits appropriation categories
64 in the Florida Highway Patrol Program the amount of funds
65 obligated from the department to a county for any contract
66 signed pursuant to this section into the Community Highway
67 Safety Pilot Program appropriation category for the purposes
68 provided in this section. An amendment that transfers
69 appropriation from the Salaries and Benefits appropriation
70 category shall also place a commensurate number of full-time
71 equivalent positions in reserve. Such amendments shall be
72 subject to the notice, review, and objection provisions of s.
73 216.177.

74 (4) This section is repealed July 1, 2019, unless reviewed
75 and saved from repeal by the Legislature.

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2017

76 | Section 2. This act shall take effect July 1, 2017. |