APPROVED
BY ORANGE COUNTY BOARD
OF COUNTY CONMISSIONERS

DEC 1 4 2004 JW/BS

EFFECTIVE DATE
DEC 2 0 2004

ORDINANCE NO. 2004- 20

AN ORDINANCE CREATING A DRIVER EDUCATION SAFETY TRUST FUND PURSUANT TO SECTION 318.1215, FLORIDA STATUTES, KNOWN AS THE "DORI SLOSBERG DRIVER EDUCATION SAFETY ACT"; PROVIDING FOR THE CLERK OF COURTS TO COLLECT AN ADDITIONAL $3.00 WITH EACH CIVIL TRAFFIC PENALTY (EXCLUDING PARKING VIOLATIONS) LEVIED IN ORANGE COUNTY, TO BE DEPOSITED IN THE TRUST FUND; PROVIDING FOR THE EXPENDITURES FROM THE DRIVER EDUCATION SAFETY TRUST FUND; PROVIDING FOR SEVERABILITY AND APPLICABILITY; PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA;

Section 1. Board Findings.

(a) In 2002, the Florida Legislature enacted Section 318.1215, Florida Statutes, known as the "Dori Slosberg Driver Education Safety Act," which authorizes a board of county commissioners to enact an ordinance requiring the clerk of the court to collect an additional $3.00 with each civil traffic penalty which shall be used to fund traffic education programs in public and nonpublic schools; and

(b) The Board of County Commissioners of Orange County hereby determines that the implementation of the Dori Slosberg Driver Education Safety Act is in the best interest of the citizens of Orange County.

Section 2. Short Title; Authority. This Ordinance shall be known as the "Driver Education Safety Act," and is enacted pursuant to the authority vested in the Board of County Commissioners by Section 318.1215, Florida Statutes.

Section 3. ***Additional court costs for driver education safety.*** Section 14-10 of the Orange County Code is hereby created to read as follows:

Section 14-10 – Driver Education Safety Act

(a) Pursuant to the authority granted to the Board in Section 318.1215, Florida Statutes, the Clerk of Courts shall collect an additional $3.00 with each civil traffic penalty, excluding parking violations, levied in Orange County.

(b) The Clerk of Courts shall keep a record of collections generated pursuant to this Ordinance. The Clerk shall forward these monies to the Board of County Commissioners for deposit into a special and separate account titled "Driver Education Safety Trust Fund."

(c) Monies deposited into the Driver Education Safety Trust Fund shall be used to financially assist traffic education programs in public and non-public schools in Orange County. These funds shall be used only for direct educational expenses and not for administration purposes. Funds generated pursuant to this ordinance shall be used to supplement and not supplant existing monies for driver's education programs. Public and non-public schools using these funds shall account for how those funds are expended. An agreement shall be entered into by and between Orange County Government and the Orange County School Board (in the case of public schools) or the governing body of any non-public school to ensure that all the requirements of this ordinance are met.

Sections 14-11 through 14-25 shall remain "Reserved."

Section 4. ***Severability.*** If any portion or section of this Ordinance is held or declared to be unconstitutional, inoperative or void, such holding shall not affect the remaining sections or portions of this Ordinance. If this Ordinance or any provision thereof shall be held to be inapplicable to any person, property, or circumstance, such holding shall not affect its applicability to any other person, property, or circumstance.

Section 5. ***Effective date, Codification.*** This Ordinance shall take effect pursuant to general law. Sections 2 and 3 of this Ordinance shall be codified and the word "ordinance" may

be changed to "section." The provisions of Sections 1, 4, and 5 shall remain in full force and effect after codification.

ENACTED THIS 14TH DAY OF DECEMBER, 2004.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: David C. Heath for
Richard T. Crotty
Orange County Chairman

ATTEST: Martha O. Haynie, County Comptroller
As Clerk to the Board of County Commissioners

By: _____
Deputy Clerk

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