

RESOLUTION R-20-012

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, ESTABLISHING THE APPLICATION PROCESS AND SELECTION CRITERIA RELATING TO THE AWARD OF FUNDS IN ACCORDANCE WITH SECTION 318.1215, FLORIDA STATUTES, KNOWN AS THE DORI SLOSBERG DRIVER EDUCATION SAFETY ACT, FOR DRIVER EDUCATION SAFETY PROGRAMS IN PUBLIC AND NONPUBLIC SCHOOLS; PROVIDING FOR SEVERABILITY; REPEALING AND SUPERSEDING PRIOR AND CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 318.1215, Florida Statutes, known as the Dori Slosberg Driver Education Safety Act, authorizes the Board of County Commissioners to enact an ordinance requiring that the Clerk of Circuit Court for Manatee County collect an additional \$5.00 with each civil traffic penalty to be used to enhance funding for driver education programs in public and nonpublic schools; and

WHEREAS, the Board of County Commissioners adopted Ordinance No. 06-66, which is currently codified in Section 2-22-4(b) of the Manatee County Code, and which directs the Clerk of Circuit Court to collect an additional \$5.00 with each civil traffic penalty, except for parking violations, and to maintain such funds in the County's Driver Education Safety Trust Fund; and

WHEREAS, the County's Driver Education Safety Trust Fund is to be used to financially assist driver education programs in the public and nonpublic schools within Manatee County; and

WHEREAS, Section 2-22-4(b) of the Manatee County Code provides that recipients of the County's Driver Education Safety Trust Fund grants are to be selected based on selection procedures developed by the County Administrator and approved by resolution of the Board of County Commissioners; and

WHEREAS, the County Administrator desires to establish such selection procedures for approval by the Board of County Commissioners as set forth herein.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Manatee County, Florida, that:

1. Each year, the County Administrator or his or her designee shall provide public notice of the date by which applications for funds from the County's Driver Education Safety Trust Fund must be submitted to Manatee County.
2. Applicants for funds from the County's Driver Education Safety Trust Fund must submit a complete application using the most current form developed by the County Administrator or his or her designee, as may be modified from time to time.

3. To be eligible to receive funding from the County's Driver Education Trust Fund, an applicant must satisfy the following requirements of Section 318.1215, F.S.:

- a. Funds must be used for the enhancement of, rather than the replacement of, existing driver education funds.
- b. Funds must be used for direct educational expenses only, such as instructors, vehicles, fuel, and books used to provide driver education, and may not be used for school administrative expenses.
- c. Behind-the-wheel training must constitute a minimum of 30 percent of a student's time in the driver education program.

4. The County Administrator or his or her designee will coordinate the review and evaluation of all complete, timely and eligible applications.

5. The County Administrator or his or her designee will present the results of the review of applications and funding recommendations to the Board of County Commissioners for consideration and action.

6. The provisions of this Resolution shall supersede the provisions of any other rule, policy, or resolution that is in conflict with and cannot be harmonized or reconciled with the provisions of this Resolution, including but not necessarily limited to Resolution R-08-197 and Resolution R-03-31.

7. If any one or more of the provisions of this Resolution should be held contrary to law or public policy, or should for any reason whatsoever be held invalid or unenforceable by a court of competent jurisdiction, then such provision or provisions shall be null and void and shall be deemed separate from the remaining provisions of this Resolution, which remaining provisions shall continue in full force and effect, provided that the remaining provisions can be given legal effect absent the invalid portions.

8. This Resolution shall take effect immediately upon its adoption.

DULY ADOPTED with a quorum present and voting this ____ day of _____, 20__.

**BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA**

By: _____
Chairperson

ATTEST: ANGELINA COLONNESO
CLERK OF THE CIRCUIT COURT AND COMPTROLLER

By: _____
Deputy Clerk