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## 2013 Red Light Camera Frequently Asked Questions

The following is a list of questions and answers to questions that have been asked by various entities during the implementation of the 2013 statutory changes regarding red light camera operations. They are presented as a resource for the benefit of all.

- **Q. NOV Standards Document, Required fields #11, #12 and #13 - What do you want us to do if one or the other fields is missing: reject the violation?**  
  
*A. No, do not reject the violation. These fields will be moved to an "Optional" field in the document.*
  
- **Q. NOV Standards Document, Required fields #16 - Please clarify what part of the DMV data signifies the "License Plate Validation Sticker Year".**  
  
*A. The DECAL EXP field is the date for which the validation sticker is valid.*
  
- **Q. NOV Standards Document, Required fields #19, #27 - Are these two fields identical? Who should "Issuing Agency" refer to: an approved vendor (CMA) or a police department that the vendor is processing citations on behalf of?**  
  
*A. These two fields are the same. The issuing agency is the law enforcement agency or governmental agency with the authority to issue the NOV. This does not preclude vendors from providing contact information for their help desks for customer support.*
  
- **Q. NOV Standards Document, Required field #8 – is it the same as #33 in the "Required Fields" section?**  
  
*A. No, it is not the same number. Field #33 should be the telephone number of the governmental entity issuing the NOV. Number 8 in the Required Information to Include section of this document is the telephone number to a vendor help desk (if applicable).*

- **Q. NOV Standards Document, Required Information to Include #2 - Should the date time stamp of the violation be clearly visible on the photograph? What if the date time stamp exists but the size of the text on the photo is too small and does not allow for easy viewing of this information on the printed citation?**

*A. Yes, the time and date stamp must be legible.*

- **Q. Legislative Brief Document, Section 5, Item 8 - If a citizen nominates a Driver and sends in the appropriate documentation to nominate a Driver, a “Nominated Notice of Violation” will be sent to the nominated driver. Can the nominated Driver send in the same request to nominate another driver or is there just one nomination allowed?**

*A. No, only the registered owner of the vehicle may submit an affidavit transferring the custody, control and operation of the vehicle. In other words, there can be only one affidavit filed for each NOV.*

- **Q. Legislative Brief Document, Section 5, Item 3 - All violations issued prior to July 1, 2013 will fall under the current legislation? Notice of violations issued June 30 and earlier the general public will not be allowed to appeal the Notice of Violation under the new legislation?**

*A. Yes, any NOV generated prior to July 1, 2013 will follow the current legislation. Any NOV issued on July 1, 2013 or after will follow the new legislation. This means that all NOV recipients of NOV's dated prior to the July 1, 2013 date will not be eligible to appeal the NOV. They will have to wait for a UTC to be issued before they can request a hearing.*

- **Q. Legislative Brief Document, Section 8, Item 1 - When a citizen fails to meet their obligation to comply with a penalty payment plan or request a hearing and fails to appear a notification will be sent to the Department 10 days after the no compliance date through an ftp protocol. Will the department provide an update back to the local clerk or vendor with release information on Notice of violations the citizens have paid in full to release the registration hold?**

*A. No. A violator would submit payment to the local clerk or vendor as authorized by the issuing entity. It would then be up to the clerk to notify the department that all fines and fees have been paid and request the registration hold be removed from the person's vehicle registration(s).*

- **Q. Legislative Brief Document, Section 4, Item 1 - Can the Vendor act as the Clerk to the Local hearing officer?**

*A. This question is up to the entity or municipality having jurisdiction. F.S 316.003 does state that (91) LOCAL HEARING OFFICER.—The person, designated by a department, county, or municipality that elects to authorize traffic infraction enforcement officers to issue traffic citations under s. 316.0083(1)(a), who is authorized to conduct hearings related to a notice of violation issued pursuant to 316.0083. The charter county, noncharter county, or municipality may use its currently appointed code enforcement board or special magistrate to serve as the local hearing officer.*

- **Q. Legislative Brief Document, Section 5, Item 9 - The standards for NOV approval process; can one form be submitted for each program a specific vendor is contracted with or do the vendors need to submit a NOV for each individual municipality under contract with said vendor?**

*A. Vendors are able to submit one NOV form for review by the department. However, only the approved template can be used for all of a vendor's customers. The only authorized change would be to allow for tailoring the template to a specific entity or municipality. All required NOV fields or data must be present on the NOV as approved.*

- **Q. Legislative Brief Document, Section 6, Item 1 - Per the hearing requirements for testimony does this prevent a Code Enforcement officer from issuing the notice of violations?**

*A. Yes, Code Enforcement officers would have to complete training and be designated by the F.S 316.640(5). The operations of these officers would have to be under the supervision of a law enforcement agency and must be physically located in the county of the sheriff's office or police department having jurisdiction.*

- **Q. If a car has a DMV hold placed on it, will all vehicles registered to that same owner also have a DMV hold placed on them? I believe the legislation calls this out.**

*A. Yes, you are correct. The legislation does state that the hold will be placed on "all license plate or revalidation sticker for any motor vehicle owned or coowned by that person pursuant to s. 320.03(8) until the amounts assessed have been fully paid."*

- **Q. When the state sends a response file back to ATS as to what has been placed on DMV hold, would all vehicles registered to the owner be sent back in the response file or only the one receiving the photo enforcement violation?**

*A. When a registration stop is placed on a record, a stop number is returned to the issuing entity. This number must be used to remove the registration stop.*

- **Q. Does the FLHSMV send out a Notification to the violator to tell them their vehicle has a DMV hold on it? If not, how is the violator notified?**

*A. No, we do not. The statute does not require the department to do so.*

- **Q. Is there an additional fee charged by the DMV when a hold is placed on a vehicle? If so, how much is the fine?**

*A. No, there is currently no administrative fee or fine associated with the registration hold.*

- **Q. Is there currently a release form the agencies (Police Departments/Sheriff's Office) need to fill out and submit to the DMV or is the release done only through the response file sent from ATS to DMV on a daily basis?**

*A. There is no release form for an agency to fill out. When the fines have been paid the issuing authority would provide an electronic disposition update to remove the stop from the record and provide a receipt to the customer for proof of payment.*

- **Q. Are you currently doing registration holds now for other vendors? (ex. GATSO, REDFLEX). If so, what is the process?**

*A. Yes, we are currently processing other types of registration holds for other city ordinances.*

*1 = PARKING VIOLATION  
2 = TOLL VIOLATION  
3 = PARKING VIOLATION  
P = PARKING VIOLATION  
T = TOLL VIOLATION  
R = RED LIGHT CAMERA VIOLATION*

*This is a new process.*

- **Q. How soon after they make a payment is the hold released? Are the payments made to the Agency who issued the violation and then they are responsible for letting the DMV know payment has been made?**

*A. The removal of registration holds are processed once the department is notified by the authority responsible for the violation. These updates are performed on a nightly basis.*

- **Q. Will the DMV take a payment to release a hold? If yes, would we be notified in the daily response file from the DMV?**

*A. No, the DMV will not take the payment for the fines and fees. However, tax collector offices may accept proof of payment and release the registration holds. No response would be sent to the original issuing agency of the action.*

- **Q. Does the state currently use a SFTP site to transmit and receive files to the vendors?**

**A.** *Yes, the state does receive files from the vendors. Please contact Barbara Ann Meyers at [BarbaraMyers@flhsmv.gov](mailto:BarbaraMyers@flhsmv.gov) for further information and assistance in establishing the process for your bus*