

<b>Tab 1</b>	<b>SB 160</b> by <b>Bean</b> ; (Compare to CS/H 00787) Specialty License Plates/Ducks Unlimited and Fallen Law Enforcement Officers				
699638	D	S	ATD, Bean	Delete everything after	01/16 05:15 PM

<b>Tab 2</b>	<b>SB 322</b> by <b>Book (CO-INTRODUCERS) Baxley</b> ; (Identical to H 00185) Fees Charged by Tax Collectors				
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<b>Tab 3</b>	<b>SB 328</b> by <b>Baxley</b> ; (Similar to H 00107) Veteran Identification				
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<b>Tab 4</b>	<b>SB 672</b> by <b>Stargel</b> ; (Identical to H 00819) Truck License Taxes				
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**The Florida Senate**  
**COMMITTEE MEETING EXPANDED AGENDA**

**APPROPRIATIONS SUBCOMMITTEE ON  
TRANSPORTATION, TOURISM, AND ECONOMIC  
DEVELOPMENT**

**Senator Simpson, Chair**  
**Senator Powell, Vice Chair**

**MEETING DATE:** Wednesday, January 17, 2018  
**TIME:** 10:00 a.m.—12:00 noon  
**PLACE:** *Toni Jennings Committee Room*, 110 Senate Office Building

**MEMBERS:** Senator Simpson, Chair; Senator Powell, Vice Chair; Senators Benacquisto, Bradley, Gainer, Galvano, Gibson, Rader, Stargel, and Thurston

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	<b>SB 160</b> Bean (Compare CS/H 787)	Specialty License Plates/Ducks Unlimited and Fallen Law Enforcement Officers ; Establishing an annual use fee for the Ducks Unlimited license plate; revising the distribution of proceeds for the Fallen Law Enforcement Officers license plate, etc.  TR 11/14/2017 Favorable ATD 01/17/2018 Not Considered AP	Not Considered
2	<b>SB 322</b> Book (Identical H 185)	Fees Charged by Tax Collectors; Providing for allocation of fees from certain driver license examinations administered by tax collectors; providing for allocation of fees from certain driver license reinstatement services performed by tax collectors, etc.  TR 11/14/2017 Favorable ATD 01/17/2018 Favorable AP	Favorable Yeas 10 Nays 0
3	<b>SB 328</b> Baxley (Similar H 107)	Veteran Identification; Requiring the Department of Highway Safety and Motor Vehicles to create a veteran identification card for certain purposes; authorizing use of the card as proof of veteran status for expedited processing of an application for a license to carry a concealed weapon or firearm, etc.  TR 10/24/2017 Favorable ATD 01/17/2018 Favorable AP	Favorable Yeas 10 Nays 0
4	<b>SB 672</b> Stargel (Identical H 819)	Truck License Taxes; Revising which truck tractors and heavy trucks transporting certain agricultural or horticultural products are eligible for reduced license taxes, etc.  TR 01/10/2018 Favorable ATD 01/17/2018 Favorable AP	Favorable Yeas 10 Nays 0

**COMMITTEE MEETING EXPANDED AGENDA**

Appropriations Subcommittee on Transportation, Tourism, and Economic Development  
Wednesday, January 17, 2018, 10:00 a.m.—12:00 noon

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TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
	Other Related Meeting Documents		

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**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Appropriations Subcommittee on Transportation, Tourism, and Economic  
Development

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BILL: SB 160

INTRODUCER: Senator Bean

SUBJECT: Specialty License Plates/Ducks Unlimited and Fallen Law Enforcement Officers

DATE: January 16, 2017

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Jones</u>	<u>Miller</u>	<u>TR</u>	<u>Favorable</u>
2.	<u>Wells</u>	<u>Hrdlicka</u>	<u>ATD</u>	<u>Pre-meeting</u>
3.	<u>                    </u>	<u>                    </u>	<u>AP</u>	<u>                    </u>

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**I. Summary:**

SB 160 directs the Department of Highway Safety and Motor Vehicles (DHSMV) to develop a Ducks Unlimited specialty license plate, establishes a \$25 annual use fee for the plate, and provides for the distribution and use of fees collected from the sale of the plate.

The bill also amends the distribution of the Fallen Law Enforcement Officers specialty license plate, providing the Police and Kids Foundation, Inc., the ability to use proceeds from the sale of the plate for the operations, activities, programs, and projects of the foundation.

The DHSMV estimates programming and implementation of the bill will cost \$10,980, of which \$7,650 is related to the creation of the Ducks Unlimited specialty license plate. The DHSMV is authorized to retain revenues from the first proceeds of sales to defray departmental costs.

The bill takes effect October 1, 2018.

**II. Present Situation:**

**Specialty License Plates**

Presently, there are over 120 specialty license plates available for purchase in Florida.<sup>1</sup> Specialty license plates are available to an owner or lessee of a motor vehicle who is willing to pay an annual use fee, ranging from \$15 to \$25, paid in addition to required license taxes and service fees.<sup>2</sup> The annual use fees are distributed to an organization or organizations in support of a particular cause or charity signified in the plate's design and designated in statute.<sup>3</sup>

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<sup>1</sup> A list of Florida's specialty license plates is available on the DHSMV website at <http://www.flhsmv.gov/dmv/specialtytags/> (last visited Dec. 13, 2017).

<sup>2</sup> Section 320.08056, F.S.

<sup>3</sup> Section 320.08058, F.S.

In order to establish a specialty license plate and after the plate is approved by law, s. 20.08053, F.S., requires the following actions within certain timelines:

- Within 60 days, the organization must submit an art design for the plate, in a medium prescribed by the DHSMV;
- Within 120 days, the DHSMV must establish a method to issue pre-sale vouchers for the specialty license plate; and
- Within 24 months after the pre-sale vouchers are established, the organization must obtain a minimum of 1,000 voucher sales before manufacturing of the plate may begin.

If the minimum sales requirement has not been met by the end of the 24-month pre-sale period, then the DHSMV will discontinue the plate and issuance of pre-sale vouchers. Upon discontinuation, a purchaser of a presale voucher may use the annual use fee as a credit towards any other specialty license plate or apply for a refund with the DHSMV.<sup>4</sup>

The annual use fees collected by an organization and any interest earned from the fees may be expended only for use in this state unless the annual use fee is derived from the sale of specified United States Armed Forces and veterans-related specialty plates.<sup>5</sup> Additionally, organizations must adhere to certain accountability requirements, including an annual audit or attestation document affirming that funds received have been spent in accordance with applicable statutes.<sup>6</sup>

#### ***DHSMV Costs Defrayed***

The DHSMV is authorized to retain a sufficient portion of annual use fees collected from the sale of specialty plates to defray its costs for inventory, distribution, and other direct costs associated with the specialty license plate program. The remainder of the proceeds collected are distributed as provided by law.<sup>7</sup>

#### ***Discontinuance of Specialty Plates***

The DHSMV must discontinue the issuance of an approved specialty license plate if the number of valid registrations falls below 1,000 plates for at least 12 consecutive months. A warning letter is mailed to the sponsoring organization following the first month in which the total number of valid specialty license plate registrations is below 1,000 plates. Collegiate plates for Florida universities are exempt from the minimum specialty license plate requirement.<sup>8</sup> In addition, the DHSMV is authorized to discontinue any specialty license plate if the organization no longer exists, stops providing services that are authorized to be funded from the annual use fee proceeds, or pursuant to an organizational recipient's request.<sup>9</sup>

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<sup>4</sup> Section 320.08053(2)(b), F.S.

<sup>5</sup> Section 320.08056(10)(a), F.S.

<sup>6</sup> Section 320.08062, F.S.

<sup>7</sup> Section 320.08056(7), F.S.

<sup>8</sup> Section 320.08056(8)(a), F.S.

<sup>9</sup> Section 320.08056(8)(b), F.S.

**Ducks Unlimited, Inc.**<sup>10</sup>

Ducks Unlimited, Inc., is a non-profit, volunteer-based organization whose mission is to conserve, restore, and manage wetlands and associated habitats for North America's waterfowl. The organization was created in 1937 and currently has habitat projects in all 50 states, every Canadian province, and key areas of Mexico and Latin America.

In Fiscal Year 2017, the organization reported receiving revenues and support of nearly \$224 million, with 83 percent going to wetlands and waterfowl conservation and education.<sup>11</sup>

Currently, the Ducks Unlimited specialty license plate is available in 21 states.<sup>12</sup>

**Fallen Law Enforcement Officers Specialty License Plate**

The Fallen Law Enforcement Officers specialty license plate was created by law in 2014.<sup>13</sup> As of October 9, 2017, the plate had 6,551 active registrations.<sup>14</sup> Proceeds from sale of the plate are distributed to the Police and Kids Foundation, Inc. A maximum of 10 percent of the proceeds may be used to promote and market the plate, and the remaining proceeds must be invested and reinvested by the foundation. The foundation is only authorized to use the interest earnings from such investments for the operations.<sup>15</sup>

**III. Effect of Proposed Changes:**

The bill directs the DHSMV to create a Ducks Unlimited specialty license plate, with an annual fee of \$25 to be distributed to Ducks Unlimited, Inc. The organization may use up to 5 percent of the fees for administrative costs and marketing of the specialty license plate, and at least 95 percent of the fees must be used in Florida to support the organization's mission and efforts for the conservation, restoration, and management of Florida wetlands and associated habitats for the benefit of waterfowl, other wildlife, and people.

The plate must bear the colors and design approved by the DHSMV, with the word "Florida" at the top of the plate and the words "Conserving Florida Wetlands" at the bottom of the plate.

The bill also amends the distribution of the Fallen Law Enforcement Officers specialty license plate by authorizing the Police and Kids Foundation, Inc., to use up to 10 percent of proceeds from the sale of the specialty license plate for marketing and the remainder for the foundation's operations, activities, programs, and projects.

The bill takes effect October 1, 2018.

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<sup>10</sup> See Ducks Unlimited website, <http://www.ducks.org/> (last visited Dec. 14, 2017).

<sup>11</sup> Ducks Unlimited website, *2017 Annual Report*, <http://www.ducks.org/about-ducks-unlimited/ducks-unlimited-financial-information/du-2017-annual-report> (last visited Jan. 3, 2018).

<sup>12</sup> DHSMV, *2018 Agency Legislative Bill Analysis – SB 160* (Oct. 23, 2017) (on file with the Senate Committee on Transportation).

<sup>13</sup> Chapter 2014-168, Laws of Florida.

<sup>14</sup> DHSMV Analysis *supra* note 12.

<sup>15</sup> Section 320.08058(80), F.S.

**IV. Constitutional Issues:**

## A. Municipality/County Mandates Restrictions:

None.

## B. Public Records/Open Meetings Issues:

None.

## C. Trust Funds Restrictions:

None.

**V. Fiscal Impact Statement:**

## A. Tax/Fee Issues:

None.

## B. Private Sector Impact:

Individuals who choose to purchase a Ducks Unlimited specialty license plate will pay a \$25 annual use fee in addition to appropriate license taxes and fees. Ducks Unlimited, Inc., will receive revenue from each Ducks Unlimited plate purchase.

The Police and Kids Foundation, Inc., will be able to use the proceeds remaining after marketing from the sale of the Fallen Law Enforcement Officers specialty license plate for its operations, activities, programs, and projects.

## C. Government Sector Impact:

The DHSMV estimates programming and implementation of the Ducks Unlimited specialty license plate will cost \$7,680 and programming changes for the Fallen Law Enforcement Officers specialty license plate will cost \$3,300<sup>16</sup>. The DHSMV is authorized to retain revenues from the first proceeds of specialty license plate sales to defray departmental expenditures related to the specialty license plate program.<sup>17</sup>

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

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<sup>16</sup> DHSMV, *2018 Agency Legislative Bill Analysis: SB 160* (Oct. 23, 2017)(on file with the4 Senate Committee on Transportation).

<sup>17</sup> Section 320.08056(7), F.S.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 320.08056 and 320.08058.

**IX. Additional Information:**

**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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LEGISLATIVE ACTION

Senate

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House

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Appropriations Subcommittee on Transportation, Tourism, and  
Economic Development (Bean) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Paragraphs (ffff) and (gggg) are added to  
subsection (4) of section 320.08056, Florida Statutes, to read:

320.08056 Specialty license plates.—

(4) The following license plate annual use fees shall be  
collected for the appropriate specialty license plates:

(ffff) Ducks Unlimited license plate, \$25.



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11 (gggg) Dan Marino Campus license plate, \$25.

12 Section 2. Paragraph (a) of subsection (65) and paragraph  
13 (b) of subsection (80) of section 320.08058, Florida Statutes,  
14 are amended, and subsections (84) and (85) are added to that  
15 section, to read:

16 320.08058 Specialty license plates.—

17 (65) LIGHTHOUSE ASSOCIATION LICENSE PLATES.—

18 (a) The department shall develop a Lighthouse Association  
19 license plate as provided in this section. The word "Florida"  
20 must appear at the top of the plate, and the words  
21 "SaveOurLighthouses.org ~~Visit Our Lights~~" must appear at the  
22 bottom of the plate.

23 (80) FALLEN LAW ENFORCEMENT OFFICERS LICENSE PLATES.—

24 (b) The annual use fees shall be distributed to the Police  
25 and Kids Foundation, Inc., which may use up to a maximum of 10  
26 percent of the proceeds for marketing to promote and market the  
27 plate. All remaining proceeds shall be distributed to and used  
28 by the Police and Kids Foundation, Inc., for its operations,  
29 activities, programs, and projects ~~The remainder of the proceeds~~  
30 ~~shall be used by the Police and Kids Foundation, Inc., to invest~~  
31 ~~and reinvest, and the interest earnings shall be used for the~~  
32 ~~operation of the Police and Kids Foundation, Inc.~~

33 (84) DUCKS UNLIMITED LICENSE PLATES.—

34 (a) The department shall develop a Ducks Unlimited license  
35 plate as provided in this section and s. 320.08053. Ducks  
36 Unlimited license plates must bear the colors and design  
37 approved by the department. The word "Florida" must appear at  
38 the top of the plate, and the words "Conserving Florida  
39 Wetlands" must appear at the bottom of the plate.



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40           (b) The annual use fees from the sale of the plate shall be  
41 distributed to Ducks Unlimited, Inc., a nonprofit corporation  
42 under s. 501(c)(3) of the Internal Revenue Code, to be used as  
43 follows:

44           1. Up to 5 percent may be used for administrative costs and  
45 marketing of the plate.

46           2. A minimum of 95 percent shall be used in this state to  
47 support the mission and efforts of Ducks Unlimited, Inc., to  
48 conserve, restore, and manage Florida wetlands and associated  
49 habitats for the benefit of waterfowl, other wildlife, and  
50 people.

51           (85) DAN MARINO CAMPUS LICENSE PLATES.—

52           (a) The department shall develop a Dan Marino Campus  
53 license plate as provided in this section and s. 320.08053. The  
54 plate must bear the colors and design approved by the  
55 department. The word "Florida" must appear at the top of the  
56 plate, and the words "Marino Campus" must appear at the bottom  
57 of the plate.

58           (b) The annual use fees from the sale of the plate shall be  
59 distributed to the Dan Marino Foundation, a Florida nonprofit  
60 corporation, which may use up to 10 percent of such fees for  
61 administrative costs and marketing of the plate. The balance of  
62 the fees shall be used by the Dan Marino Foundation to assist  
63 Floridians with developmental disabilities in becoming employed,  
64 independent, and productive and to promote and fund education  
65 scholarships and awareness of these services.

66           Section 3. This act shall take effect October 1, 2018.

67  
68 ===== T I T L E   A M E N D M E N T =====



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69 And the title is amended as follows:

70 Delete everything before the enacting clause  
71 and insert:

72 A bill to be entitled

73 An act relating to specialty license plates; amending  
74 s. 320.08056, F.S.; establishing an annual use fee for  
75 the Ducks Unlimited and Dan Marino Campus license  
76 plates; amending s. 320.08058, F.S.; revising the  
77 design of the Lighthouse Association license plate;  
78 revising the distribution of proceeds for the Fallen  
79 Law Enforcement Officers license plate; requiring the  
80 Department of Highway Safety and Motor Vehicles to  
81 develop a Ducks Unlimited and a Dan Marino Campus  
82 license plate; providing for distribution and use of  
83 fees collected from the sale of the plates; providing  
84 an effective date.

By Senator Bean

4-00283-18

2018160\_\_

1 A bill to be entitled  
 2 An act relating to specialty license plates; amending  
 3 s. 320.08056, F.S.; establishing an annual use fee for  
 4 the Ducks Unlimited license plate; amending s.  
 5 320.08058, F.S.; revising the distribution of proceeds  
 6 for the Fallen Law Enforcement Officers license plate;  
 7 requiring the Department of Highway Safety and Motor  
 8 Vehicles to develop a Ducks Unlimited license plate;  
 9 providing for distribution and use of fees collected  
 10 from the sale of the plates; providing an effective  
 11 date.  
 12  
 13 Be It Enacted by the Legislature of the State of Florida:  
 14  
 15 Section 1. Paragraph (ffff) is added to subsection (4) of  
 16 section 320.08056, Florida Statutes, to read:  
 17 320.08056 Specialty license plates.-  
 18 (4) The following license plate annual use fees shall be  
 19 collected for the appropriate specialty license plates:  
 20 (ffff) Ducks Unlimited license plate, \$25.  
 21 Section 2. Paragraph (b) of subsection (80) of section  
 22 320.08058, Florida Statutes, is amended and subsection (84) is  
 23 added to that section, to read:  
 24 320.08058 Specialty license plates.-  
 25 (80) FALLEN LAW ENFORCEMENT OFFICERS LICENSE PLATES.-  
 26 (b) The annual use fees shall be distributed to the Police  
 27 and Kids Foundation, Inc., which may use up to a maximum of 10  
 28 percent of the proceeds for marketing to promote and market the  
 29 plate. All remaining proceeds shall be distributed to and used

Page 1 of 2

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

4-00283-18

2018160\_\_

30 by the Police and Kids Foundation, Inc., for its operations,  
 31 activities, programs, and projects ~~The remainder of the proceeds~~  
 32 ~~shall be used by the Police and Kids Foundation, Inc., to invest~~  
 33 ~~and reinvest, and the interest earnings shall be used for the~~  
 34 ~~operation of the Police and Kids Foundation, Inc.~~  
 35 (84) DUCKS UNLIMITED LICENSE PLATES.-  
 36 (a) The department shall develop a Ducks Unlimited license  
 37 plate as provided in this section and s. 320.08053. Ducks  
 38 Unlimited license plates must bear the colors and design  
 39 approved by the department. The word "Florida" must appear at  
 40 the top of the plate, and the words "Conserving Florida  
 41 Wetlands" must appear at the bottom of the plate.  
 42 (b) The annual use fees from the sale of the plate shall be  
 43 distributed to Ducks Unlimited, Inc., a nonprofit corporation  
 44 under s. 501(c)(3) of the Internal Revenue Code, to be used as  
 45 follows:  
 46 1. Up to 5 percent may be used for administrative costs and  
 47 marketing of the plate.  
 48 2. A minimum of 95 percent shall be used in this state to  
 49 support the mission and efforts of Ducks Unlimited, Inc., to  
 50 conserve, restore, and manage Florida wetlands and associated  
 51 habitats for the benefit of waterfowl, other wildlife, and  
 52 people.  
 53 Section 3. This act shall take effect October 1, 2018.

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**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.



The Florida Senate

## Committee Agenda Request

**To:** Senator Wilton Simpson, Chair  
Appropriations Subcommittee on Transportation, Tourism, and Economic  
Development

**Subject:** Committee Agenda Request

**Date:** December 4, 2017

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I respectfully request that **Senate Bill # 160**, relating to Specialty License Plates, be placed on the:

- committee agenda at your earliest possible convenience.
- next committee agenda.

A handwritten signature in blue ink that reads "Aaron Bean".

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Senator Aaron Bean  
Florida Senate, District 4

NOT CONSIDERED

APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

160

Meeting Date

Bill Number (if applicable)

Topic Dan Marino Campus Plate

marino Plate

Name Susan Goldstein

Amendment Barcode (if applicable)

amendment

Job Title

Address 215 W. College Ave

Phone 954 830 6300

Street Tallahassee FL 32301

City State Zip

Email susan@SGlobby.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Dan Marino Foundation

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

THE FLORIDA SENATE  
**APPEARANCE RECORD**

NOT CONSIDERED

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

1-17-18  
Meeting Date

160  
Bill Number (if applicable)

Topic Dan Marino Campus Plate Amendment Amendment Barcode (if applicable)

Name Doug Holder

Job Title Government Affairs Consultant

Address F. College Ave

Phone 941 735 4755

Street  
Tallahassee FL 32307

City State Zip  
Email doug@legisgroupfl.com

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Dan Marino Foundation

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.



**18The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Appropriations Subcommittee on Transportation, Tourism, and Economic Development

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BILL: SB 322

INTRODUCER: Senators Book and Baxley

SUBJECT: Fees Charged by Tax Collectors

DATE: January 16, 2017

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Jones</u>	<u>Miller</u>	<u>TR</u>	<u>Favorable</u>
2.	<u>Wells</u>	<u>Hrdlicka</u>	<u>ATD</u>	<u>Recommend: Favorable</u>
3.	_____	_____	<u>AP</u>	_____

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**I. Summary:**

SB 322 authorizes tax collectors to retain a portion of fees when they administer subsequent driver license examinations or reinstate driver licenses. Specifically, the bill requires tax collectors to retain:

- \$10, less an eight percent general revenue (GR) service charge, for administering a subsequent knowledge test as part of the driver license examination;
- \$20, less an eight percent GR service charge, for administering a subsequent skills test as part of the driver license examination;
- \$15, less an eight percent GR service charge, of the \$45 fee for processing a reinstatement of a suspended driver license; and
- \$20, less an eight percent GR service charge, of the \$75 fee for processing a reinstatement of a disqualified or revoked driver license.

The bill has no impact on state or local government expenditures. However, the Revenue Estimating Conference estimates the bill will shift approximately \$4.7 million in fee revenues from the Highway Safety Operating Trust Fund (HSOTF) to the local tax collectors in FY 2018-2019 and \$4.9 million annually thereafter.

The bill takes effect July 1, 2018.

**II. Present Situation:**

In 2010, the Florida Legislature required all state driver license issuance services to be transferred from many Department of Highway Safety and Motor Vehicles (DHSMV) offices to tax collectors who are constitutional officers under Art. VIII, s. 1(d) of the State Constitution by June 30, 2015.<sup>1</sup> As part of that transfer, tax collectors retain portions of specified fees when

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<sup>1</sup> Chapter 2010-163, Laws of Florida, and s. 322.02(1), F.S.

processing certain driver license services. Additionally, tax collectors charge a \$6.25 service fee for completing such services.<sup>2</sup>

Tax collectors are not currently allowed to retain portions of fees for some services that the tax collectors are performing regularly. For example, an applicant who fails his or her initial driving knowledge or skills test is required to pay a \$10 or \$20 fee, respectively, to take any subsequent test. These fees are deposited into the HSOTF, regardless of whether the DHSMV or the tax collectors administers the test.<sup>3</sup>

Similarly, service fees required to reinstate a suspended, revoked, or disqualified driver license, collected pursuant to s. 322.21(8), F.S., are deposited into the General Revenue Fund and HSOTF, regardless of whether the reinstatement was conducted by the DHSMV or a tax collector. Of the \$45 service fee to reinstate a driver license suspension, \$15 is deposited in the General Revenue Fund and \$30 in the HSOTF. Of the \$75 service fee to reinstate a driver license revocation or commercial driver license disqualification, \$35 is deposited in the General Revenue Fund and \$40 in the HSOTF.

In the past year, tax collector offices administered 70 percent of subsequent driver license examinations, 79 percent of suspended and revoked driver license reinstatements, and 61 percent of disqualified commercial driver license reinstatements.<sup>4</sup>

Section 215.20, F.S., requires an eight percent service charge to be paid to the General Revenue Fund from all income of a revenue nature deposited in all state trust funds excluding those exempt pursuant to s. 215.22, F.S. The fees addressed by this bill are subject to the service charge when deposited into the HSOTF.

### III. Effect of Proposed Changes:

**Section 1** amends s. 322.12, F.S., to require, for subsequent driver license tests, that the tax collector retain:

- \$10, less an eight percent GR service charge, when they administer a subsequent knowledge test as part of the driver license examination.
- \$20, less an eight percent GR service charge, when they administer a subsequent skills test as part of the driver license examination.

**Section 2** amends s. 322.21, F.S., to require the tax collectors to retain a portion of service fees when processing driver license reinstatements. If the reinstatement is processed by the tax collector:

- Of the \$45 fee for suspension reinstatement, \$15 shall be retained by the tax collector, less an eight percent GR service charge, \$15 shall be deposited into the HSOTF, and \$15 shall be deposited into the General Revenue Fund.

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<sup>2</sup> Section 322.135(1)(c), F.S.

<sup>3</sup> Section 322.12(1), F.S.

<sup>4</sup> REC, *Highway Safety Fees – HB 185 and SB 322* (Nov. 3, 2017), available at <http://edr.state.fl.us/Content/conferences/revenueimpact/archives/2018/pdf/page83-85.pdf> at p. 83 (last visited Jan. 9, 2018).

- Of the \$75 fee for revocation or disqualification reinstatement, \$20 shall be retained by the tax collector, less an eight percent GR service charge, \$20 shall be deposited into the HSOTF, and \$35 shall be deposited into the General Revenue Fund.

The bill takes effect July 1, 2018.

#### **IV. Constitutional Issues:**

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

#### **V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

The Revenue Estimating Conference estimates that allowing tax collectors to retain fees or portions of fees for administering subsequent driver license examinations and reinstating driver licenses will shift approximately \$5 million of revenue each year from the HSOTF to the local tax collectors.<sup>5</sup> The bill does not impact the revenues deposited in the General Revenue Fund.

B. Private Sector Impact:

The bill does not appear to impact the private sector.

C. Government Sector Impact:

The bill will have no impact on state and local government expenditures. However, as noted above, revenues deposited into the HSOTF are expected to decrease by \$4.7 million in FY 2018-2019 and \$4.9 million annually thereafter with similar increases in revenues retained by local tax collectors.

#### **VI. Technical Deficiencies:**

None.

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<sup>5</sup> *Id.* at p. 84.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends the following sections of the Florida Statutes: 322.12 and 322.21.

**IX. Additional Information:**

**A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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By Senator Book

32-00511-18

2018322\_\_

1 A bill to be entitled  
 2 An act relating to fees charged by tax collectors;  
 3 amending s. 322.12, F.S.; providing for allocation of  
 4 fees from certain driver license examinations  
 5 administered by tax collectors; amending s. 322.21,  
 6 F.S.; providing for allocation of fees from certain  
 7 driver license reinstatement services performed by tax  
 8 collectors; providing an effective date.  
 9  
 10 Be It Enacted by the Legislature of the State of Florida:  
 11  
 12 Section 1. Subsection (1) of section 322.12, Florida  
 13 Statutes, is amended to read:  
 14 322.12 Examination of applicants.—  
 15 (1) It is the intent of the Legislature that every  
 16 applicant for an original driver license in this state be  
 17 required to pass an examination pursuant to this section.  
 18 However, the department may waive the knowledge, endorsement,  
 19 and skills tests for an applicant who is otherwise qualified and  
 20 who surrenders a valid driver license from another state or a  
 21 province of Canada, or a valid driver license issued by the  
 22 United States Armed Forces, if the driver applies for a Florida  
 23 license of an equal or lesser classification. An Any applicant  
 24 who fails to pass the initial knowledge test incurs a \$10 fee  
 25 for each subsequent test, to be deposited into the Highway  
 26 Safety Operating Trust Fund, except that if a subsequent test is  
 27 administered by the tax collector, the tax collector shall  
 28 retain such \$10 fee, less the general revenue service charge set  
 29 forth in s. 215.20(1). An Any applicant who fails to pass the

Page 1 of 4

**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

32-00511-18

2018322\_\_

30 initial skills test incurs a \$20 fee for each subsequent test,  
 31 to be deposited into the Highway Safety Operating Trust Fund,  
 32 except that if a subsequent test is administered by the tax  
 33 collector, the tax collector shall retain such \$20 fee, less the  
 34 general revenue service charge set forth in s. 215.20(1). A  
 35 person who seeks to retain a hazardous-materials endorsement,  
 36 pursuant to s. 322.57(1)(e), must pass the hazardous-materials  
 37 test, upon surrendering his or her commercial driver license, if  
 38 the person has not taken and passed the hazardous-materials test  
 39 within 2 years before applying for a commercial driver license  
 40 in this state.  
 41 Section 2. Subsection (8) of section 322.21, Florida  
 42 Statutes, is amended to read:  
 43 322.21 License fees; procedure for handling and collecting  
 44 fees.—  
 45 (8) A Any person who applies for reinstatement following  
 46 the suspension or revocation of the person's driver license must  
 47 pay a service fee of \$45 following a suspension, and \$75  
 48 following a revocation, which is in addition to the fee for a  
 49 license. A Any person who applies for reinstatement of a  
 50 commercial driver license following the disqualification of the  
 51 person's privilege to operate a commercial motor vehicle shall  
 52 pay a service fee of \$75, which is in addition to the fee for a  
 53 license. The department shall collect all of these fees at the  
 54 time of reinstatement. The department shall issue proper  
 55 receipts for such fees and shall promptly transmit all funds  
 56 received by it as follows:  
 57 (a) Of the \$45 fee received from a licensee for  
 58 reinstatement following a suspension;

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**CODING:** Words ~~stricken~~ are deletions; words underlined are additions.

32-00511-18

2018322\_\_

59 1. If the reinstatement is processed by the department, the  
60 department shall deposit \$15 in the General Revenue Fund and \$30  
61 in the Highway Safety Operating Trust Fund.

62 2. If the reinstatement is processed by the tax collector,  
63 \$15, less the general revenue service charge set forth in s.  
64 215.20(1), shall be retained by the tax collector, \$15 shall be  
65 deposited into the Highway Safety Operating Trust Fund, and \$15  
66 shall be deposited into the General Revenue Fund.

67 (b) Of the \$75 fee received from a licensee for  
68 reinstatement following a revocation or disqualification:

69 1. If the reinstatement is processed by the department, the  
70 department shall deposit \$35 in the General Revenue Fund and \$40  
71 in the Highway Safety Operating Trust Fund.

72 2. If the reinstatement is processed by the tax collector,  
73 \$20, less the general revenue service charge set forth in s.  
74 215.20(1), shall be retained by the tax collector, \$20 shall be  
75 deposited into the Highway Safety Operating Trust Fund, and \$35  
76 shall be deposited into the General Revenue Fund.

77

78 If the revocation or suspension of the driver license was for a  
79 violation of s. 316.193, or for refusal to submit to a lawful  
80 breath, blood, or urine test, an additional fee of \$130 must be  
81 charged. However, only one \$130 fee may be collected from one  
82 person convicted of violations arising out of the same incident.  
83 The department shall collect the \$130 fee and deposit the fee  
84 into the Highway Safety Operating Trust Fund at the time of  
85 reinstatement of the person's driver license, but the fee may  
86 not be collected if the suspension or revocation is overturned.  
87 If the revocation or suspension of the driver license was for a

Page 3 of 4

CODING: Words ~~stricken~~ are deletions; words underlined are additions.

32-00511-18

2018322\_\_

88 conviction for a violation of s. 817.234(8) or (9) or s.  
89 817.505, an additional fee of \$180 is imposed for each offense.  
90 The department shall collect and deposit the additional fee into  
91 the Highway Safety Operating Trust Fund at the time of  
92 reinstatement of the person's driver license.

93 Section 3. This act shall take effect July 1, 2018.

Page 4 of 4

CODING: Words ~~stricken~~ are deletions; words underlined are additions.



# THE FLORIDA SENATE

Tallahassee, Florida 32399-1100

## COMMITTEES:

Appropriations Subcommittee on the  
Environment and Natural Resources, *Chair*  
Appropriations  
Appropriations Subcommittee on Health and  
Human Services  
Education  
Environmental Preservation and  
Conservation  
Health Policy  
Rules

## SENATOR LAUREN BOOK

*Democratic Leader Pro Tempore*  
32nd District

November 14, 2017

Chairman Wilton Simpson  
Appropriations Subcommittee on Transportation, Tourism, and Economic Development  
201 The Capitol  
404 S. Monroe Street  
Tallahassee, FL 32399-1100

Chairman Simpson,

I respectfully request that you place SB 322, relating to Fees Charged by Tax Collectors, on the agenda of the Appropriations Subcommittee on Transportation, Tourism, and Economic Development at your earliest convenience.

Should you have any questions or concerns, please feel free to contact my office or me. Thank you in advance for your consideration.

Thank you,

A handwritten signature in cursive script that reads "Lauren Book".

Senator Lauren Book  
Senate District 32

cc: Jennifer Hrdlicka, Staff Director  
Tempie Sailors Administrative Assistant

## REPLY TO:

- 967 Nob Hill Road, Plantation, Florida 33324 (954) 424-6674
- 202 Senate Office Building, 404 South Monroe Street, Tallahassee, Florida 32399-1100 (850) 487-5032

Senate's Website: [www.flsenate.gov](http://www.flsenate.gov)

**JOE NEGRON**  
President of the Senate

**ANITERE FLORES**  
President Pro Tempore

# APPEARANCE RECORD

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

SB 322

Meeting Date

322

Bill Number (if applicable)

Topic Re-direct of DL Costs to Tax Collectors

Amendment Barcode (if applicable)

Name Sharon Jordan

Job Title President - FL TAX COLLECTORS ASSOCIATION

Address 215 S. Monroe St

Phone 850-222-7206

Street

Tally

FL

32301

Email SJORDAN@SUWTAX.COM

City

State

Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing Florida Tax Collectors Association

Appearing at request of Chair:  Yes  No

Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.



**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Appropriations Subcommittee on Transportation, Tourism, and Economic Development

---

BILL: SB 328

INTRODUCER: Senator Baxley

SUBJECT: Veteran Identification

DATE: January 16, 2018

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	<u>Jones</u>	<u>Miller</u>	<u>TR</u>	<b>Favorable</b>
2.	<u>Wells/Hrdlicka</u>	<u>Hrdlicka</u>	<u>ATD</u>	<b>Recommend: Favorable</b>
3.	_____	_____	<u>AP</u>	_____

---

**I. Summary:**

SB 328 directs the Department of Highway Safety and Motor Vehicles (DHSMV) to create a state veteran identification card to be used by veterans as proof of veteran status for obtaining discounts or fee waivers. The DHSMV shall issue the card to a veteran who has been honorably discharged and who provides to the DHSMV:

- A copy of his or her DD Form 214;
- A copy of his or her valid driver license, identification card, or another form of photographic identification acceptable to the DHSMV; and
- Payment of a \$10 fee.

The bill provides specifications for information that will appear on the card, and provides that the card may be used as proof of veteran status in numerous sections of the Florida Statutes that waive application fees for registration or licensure or provide for expedited review of concealed weapons applications.

The bill is expected to result in insignificant increases in revenues deposited into the Highway Safety Operating Trust Fund (HSOTF) and for local tax collectors. The DHSMV is expected to incur costs of approximately \$272,265 to implement the bill.

The bill takes effect January 1, 2019.

**II. Present Situation:**

**Veteran Identification Cards**

In general, most veteran identification cards are used to obtain promotional discounts and other services, and provide a way for a veteran to prove military service without having to present

other forms of proof that might also contain personal or confidential information.<sup>1</sup> In 2015, Congress enacted the “Veterans Identification Card Act 2015,”<sup>2</sup> which directs the Secretary of the U.S. Department of Veterans Affairs (VA) to issue a veteran identification card to each veteran who requests one and presents a copy of his or her Department of Defense (DoD) DD Form 214<sup>3</sup> (Certificate of Release or Discharge from Active Duty) or other official document from the official military personnel file of the veteran that describes his or her service. The card will display the photograph and name of the veteran, and contain an identification number that is not a social security number. The card is not proof of any benefits to which the veteran is entitled but does serve as proof that such veteran:

- Served in the Armed Forces; and
- Has a DD Form 214 or other official document in the official military personnel file of the veteran that describes the service of the veteran.<sup>4</sup>

The VA opened the application process for the cards on November 29, 2017; “[v]eterans who apply for a card should receive it within 60 days and can check delivery status of their cards at [vets.gov](http://vets.gov).”<sup>5</sup> The VA plans to provide a digital version of the identification card as well.<sup>6</sup> At this time, the VA has indicated that it will not charge a veteran a fee for issuance of the identification card.<sup>7</sup>

Currently, certain veterans may be eligible for other identification cards that may prove veteran status, including a:

- Veteran Health Identification Card (VHIC): The VHIC is issued to veterans enrolled in the VA health care system, and is used for identification and check-in at VA appointments and access to U.S. military bases.<sup>8</sup>
- DD Form 2 (Retired), Uniformed Services ID: This card is issued by the DoD to retired members of the U.S. Uniformed Services<sup>9</sup> entitled to retired pay, members on the Temporary

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<sup>1</sup> See generally, U.S. Department of Veterans Affairs, *Veteran ID Cards: What your options are now and in the future* (Mar. 24, 2016), available at <https://www.blogs.va.gov/VAntage/26568/veteran-id-cards-options/> (last visited Jan. 11, 2018).

<sup>2</sup> H.R.91, *Veterans Identification Card Act 2015* (Pub. L. No. 114-31, July 20, 2015), available at <https://www.congress.gov/bill/114th-congress/house-bill/91> (last visited Jan. 11, 2018).

<sup>3</sup> The DoD issues each veteran a DD-214 upon separation from active duty service. This form identifies the veteran’s condition of discharge, and contains information commonly needed to verify military service for benefits, retirement, employment, and membership in veteran organizations. Department of Defense Instruction 1336.01, *Certificate of Release or Discharge from Active Duty* (Dec. 29, 2014), available at <http://www.esd.whs.mil/Portals/54/Documents/DD/issuances/dodi/133601p.pdf> (last visited Jan. 11, 2018).

<sup>4</sup> 38 U.S.C. s. 5706.

<sup>5</sup> U.S. Department of Veterans Affairs, *VA announces rollout and application process for new Veterans ID Card* (Nov. 29, 2017), available at <https://www.blogs.va.gov/VAntage/43442/va-announces-rollout-application-process-new-veterans-id-card/> (last visited Jan. 11, 2017).

<sup>6</sup> *Id.*

<sup>7</sup> See U.S. Department of Veterans Affairs, *Inquiry Routing & Information System (IRIS): Will VA charge a fee to issue the Veterans Identification Card (VIC) to Veterans?* (updated Nov. 29, 2017), available at [https://iris.custhelp.com/app/answers/detail/a\\_id/3065/~/~will-va-charge-a-fee-to-issue-the-veterans-identification-card-%28vic%29-to](https://iris.custhelp.com/app/answers/detail/a_id/3065/~/~will-va-charge-a-fee-to-issue-the-veterans-identification-card-%28vic%29-to) (last visited Jan. 11, 2018).

<sup>8</sup> U.S. Department of Veterans Affairs, *Health Benefits: Veterans Health Identification Card*, available at <http://www.va.gov/healthbenefits/vhic/index.asp> (last visited Jan. 11, 2018).

<sup>9</sup> The uniformed services include the Army, Marines, Navy, Air Force, Coast Guard, Public Health Service, and the National Oceanic and Atmospheric Administration. See 10 U.S.C. s. 101(a)(5).

Disability Retired List, and members on the Permanent Disability Retired List. This card is used to access military service benefits or privileges.<sup>10</sup>

- DD Form 2 (Reserve Retired), Uniformed Services ID: This card is issued by the DoD to retired members of the Reserves and the National Guard who are under the age of 60. This card is used to access military service benefits or privileges.<sup>11</sup>
- DD Form 2765, Uniformed Services ID and Privilege Card: This card is issued by the DoD to Medal of Honor recipients, 100-percent disabled veterans, former members in receipt of retired pay, and other limited benefits-eligible categories described in DoD policy. This card is used to access military service benefits or privileges.<sup>12</sup>
- Paper identification card or a letter serving as proof of honorable military service that is issued free through the joint VA/DoD eBenefits web portal.<sup>13</sup>
- State driver license or identification card with a Veteran designation or State-issued Veteran Identification Card.

### ***State Driver License or Identification Card Veteran Designations***

Currently, 48 states as well as Puerto Rico and the District of Columbia provide the option for veterans to add a veteran designation to a state driver license or identification card.<sup>14</sup>

Florida provides the option for a veteran designation to be placed on a veteran's driver license or identification card upon request from the veteran, payment of a fee, and the presentation of a copy of the veteran's DD Form 214 or other acceptable form specified by the Florida Department of Veterans' Affairs (FDVA).<sup>15</sup> The designation is added onto a driver license or identification card for a \$1 fee when the license or card is being issued or renewed, or a \$2 fee solely to replace a license or card in order to add on the designation.<sup>16</sup> Revenue generated from the \$1 and \$2 fees is deposited into the Highway Safety Operating Trust Fund. Additionally, tax collectors in most counties charge a \$6.25 service fee for issuing or renewing a driver license or identification card.<sup>17</sup>

<sup>10</sup> The design of the Uniformed Services ID cards include a picture, branch affiliation, paygrade/rank, expiration date, DoD identification number, date of birth, benefits number, blood type, Geneva Convention category, and date of issue. See, DoD Common Access Card, *Uniformed Services ID Card*, available at <http://www.cac.mil/uniformed-services-id-card/> (last visited Jan. 11, 2018).

<sup>11</sup> *Id.*

<sup>12</sup> *Id.*

<sup>13</sup> The webportal is available at eBenefits.va.gov. U.S. Department of Veterans Affairs, *Veteran ID Cards: What your options are now and in the future* (Mar. 24, 2016), available at <https://www.blogs.va.gov/VAntage/26568/veteran-id-cards-options/> (last visited Jan. 11, 2018).

<sup>14</sup> MilitaryBenefits, *Veterans ID on Driver's License or ID Card by State*, <https://militarybenefits.info/veterans-id-on-drivers-license-id-card-by-state/> (last visited Jan. 11, 2018). Virginia and Delaware offer state veteran ID cards.

<sup>15</sup> See ss. 322.051(8)(b) and 322.14(1)(d), F.S.

<sup>16</sup> *Id.* The current veteran designation is a "V" printed on the license or card; however, the designation will be changed to read "Veteran" upon implementation of new designs for the license and card by the DHSMV. The DHSMV expected the implementation of the new design to be completed by December 2017. See s. 4, ch. 2015-85 L.O.F. See also DHSMV, 2018 Agency Legislative Bill Analysis: SB 100 (Oct. 23, 2017). Also, note that SB 100 (2017), if passed by the Legislature during the 2018 Session, will eliminate all fees that a veteran will pay to have the word "Veteran" displayed on a driver license or identification card.

<sup>17</sup> The DHSMV performs the tax collection services for Volusia, Broward, and Miami-Dade counties, because those counties do not have a tax collector who is a constitutional officer under Art. VIII, s. 1(d) of the State Constitution, and the tax collectors of Glades, Franklin, and Gilchrist counties are exempt from providing services on behalf of the DHSMV due to their statuses as fiscally constrained counties. See s. 322.135(1)(c) and (7), F.S.

As of October 2017, there are 343,118 veterans that have Florida identification cards or driver licenses with a “Veteran” designation.<sup>18</sup>

### ***State-Issued Veteran Identification Cards***

Virginia and Delaware both offer veteran identification cards issued by the state’s Division of Motor Vehicles.

To be eligible for a Virginia-issued veteran identification card, the veteran must:

- Present documentation indicating that he or she served in the U.S. Armed Forces, received an honorable discharge, and holds an unexpired Virginia driver license or identification card;
- Present documentation that displays the veteran’s branch of service, discharge date, and discharge status; and
- Pay a \$10 application fee.<sup>19</sup>

Delaware-issued veteran identification cards are available free of charge to any Delaware veteran that served in the U.S. military, was honorably discharged, has a valid Delaware driver license or identification card, and provides accepted proof of military service.<sup>20</sup>

Florida does not issue a veteran identification card for all veterans but does issue cards for veterans with specified 100 percent total and permanent service-connected disabilities. Section 295.17, F.S., authorizes the FDVA to issue an identification card to any veteran who is a permanent resident of Florida and has been determined by the VA to have a 100 percent service-connected permanent and total disability rating for compensation, or has a service-connected total and permanent disability rating of 100 percent and is receiving disability retirement pay from any branch of the U.S. Armed Forces.

### **Licensing and Registration Fee Waivers**

Florida has the third largest veteran population in the nation, with over 1.5 million veterans in the state.<sup>21</sup> Florida offers numerous benefits available to veterans, including fee waivers for veterans, spouses of veterans, and business entities with majority ownership held by a veteran or spouse of a veteran.

Currently, Florida waives initial license and application fees for a veteran who, within 24 months of being discharged from a branch of the U.S. Armed Forces, applies for the following licenses and provides a copy of his or her DD Form 214 or another acceptable form of identification as specified by the FDVA:

- Private investigative or security agency branch office manager or firearms instructor;<sup>22</sup>
- Private investigator, private investigator intern, or private investigative agency manager;<sup>23</sup>

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<sup>18</sup> DHSMV, *2018 Agency Legislative Bill Analysis: SB 328* (Nov. 23, 2017).

<sup>19</sup> Virginia Department of Veterans Services, *Veterans ID Card*, available at <https://www.dvs.virginia.gov/benefits/veterans-id-card/> (last visited Jan. 12, 2018).

<sup>20</sup> State of Delaware, Division of Motor Vehicles, *Veteran Identification (ID) Cards*, available at [https://www.dmv.de.gov/services/driver\\_services/drivers\\_license/dr\\_lic\\_vet\\_idcard.shtml](https://www.dmv.de.gov/services/driver_services/drivers_license/dr_lic_vet_idcard.shtml) (last visited Jan. 12, 2018).

<sup>21</sup> FDVA, *Fast Facts*, available at <http://floridavets.org/our-veterans/profilefast-facts/> (last visited Jan. 12, 2018).

<sup>22</sup> Sections 493.6105(1)(c) and 493.6107(6), F.S.

<sup>23</sup> Sections 493.6105(1)(c) and 493.6202(4), F.S.

- Security officer, security officer instructor, or security agency manager;<sup>24</sup> and
- Recovery agent, recovery agent intern, recovery agent manager, or recovery agent instructor.<sup>25</sup>

Initial license or registration fees are waived for a veteran, spouses of a veteran, and a business entity with a veteran majority owner who submits an application within 60 months after the date of the veteran's discharge from the U.S. Armed Forces for the following classes of licenses:

- Land surveyor and mapper;<sup>26</sup>
- Health studio;<sup>27</sup>
- Commercial telephone seller or entities providing substance abuse marketing services;<sup>28</sup>
- Telemarketing salesperson;<sup>29</sup>
- Mover and moving broker;<sup>30</sup>
- Liquefied petroleum gas related license;<sup>31</sup>
- Pawnbroker;<sup>32</sup>
- Motor vehicle repair shop;<sup>33</sup> and
- Sellers of travel.<sup>34</sup>

To be eligible for the fee waiver discussed above, the veteran must have been honorably discharged, and the applicant must provide a copy of the veteran's DD Form 214 or another acceptable form of identification as specified by the FDVA, and a valid marriage license or proof of ownership interest, where applicable.

A veteran of the U.S. Armed Forces who retired within 24 months before application for licensure is exempt from the application filing fee to be licensed as an insurance agent, customer representative, adjuster, service representative, managing general agent, or reinsurance intermediary upon proof of qualifying veteran status.<sup>35</sup>

Finally, a veteran is eligible to receive expedited processing of an application for a license to carry concealed weapons or firearms. A veteran must submit a copy of the DD Form 214 or another acceptable form of identification as specified by the FDVA.<sup>36</sup>

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<sup>24</sup> Sections 493.6105(1)(c) and 493.6302(4), F.S. Security officers are not subject to application fees.

<sup>25</sup> Sections 493.6105(1)(c) and 493.6402(4), F.S.

<sup>26</sup> Section 472.015(3), F.S.

<sup>27</sup> Section 501.015(2), F.S.

<sup>28</sup> Section 501.605(5), F.S.

<sup>29</sup> Section 501.607(2)(b), F.S.

<sup>30</sup> Section 507.03(3)(b), F.S.

<sup>31</sup> Section 527.02(3)(b), F.S.

<sup>32</sup> Section 539.001(3)(c), F.S.

<sup>33</sup> Section 559.904(3)(b), F.S.

<sup>34</sup> Section 559.928(2)(c), F.S.

<sup>35</sup> Section 626.171(6), F.S. Qualified individuals must provide a copy of a military identification card, service record, or personnel file, or veteran record, discharge paper, or separation document that shows that such member was honorably discharged.

<sup>36</sup> Section 790.06(5)(f)2., F.S.

### III. Effect of Proposed Changes:

The bill directs the DHSMV to create a veteran identification card to be used as proof of veteran status for obtaining discounts or waivers offered to veterans (**Section 1**, creating s. 322.0511, F.S.). The card may not be used for the determination of any federal benefits and is not a 100 percent disabled veteran state identification card issued under s. 295.17, F.S., or state identification card with a veteran designation issued under s. 322.051, F.S.

The card must bear the colors and design approved by the DHSMV, including:

- A full-face photograph of the veteran;
- The words “Proof of veteran status” at the bottom of the card; and
- The veteran’s full name, branch of service, and date of discharge.

The DHSMV shall issue the card by mail to a veteran of any branch of the U.S. Armed Forces who has been honorably discharged and who provides the DHSMV with:

- A copy of his or her DD Form 214;
- A copy of his or her valid driver license or identification card or other form of photographic identification acceptable to the DHSMV; and
- Payment of a \$10 fee.<sup>37</sup>

The bill requires the card be terminated upon the death of the veteran. Additionally, this law authorizing issuance of the card will be repealed August 31, 2023.

The bill authorizes the veteran identification card to be used as proof of veteran status in numerous sections of the Florida Statutes. Specifically, the bill authorizes the card to be used as proof of veteran status to receive fee waivers when applying for the following licenses or registrations:

- Land surveyor and mapper (**Section 2**, amending s. 472.015, F.S.);
- Private investigative or security agency branch office manager, firearms instructor, private investigator, private investigator intern, private investigative agency manager, security officer instructor, security agency manager, recovery agent, recovery agent intern, recovery agent manager, or recovery agent instructor (**Section 3**, amending s. 493.6105, F.S.);
- Private investigative or security agency branch office manager or a firearms instructor (**Section 4**, amending s. 493.6107, F.S.);
- Private investigator, private investigator intern, or private investigative agency manager (**Section 5**, amending s. 493.6202, F.S.);
- Security officer, security officer instructor, or a security manager (**Section 6**, amending s. 493.6302, F.S.);
- Recovery agent, recovery agent intern, recovery agent manager, or recovery agent instructor (**Section 7**, amending s. 493.6402, F.S.);
- Health studio (**Section 8**, amending s. 501.015, F.S.);
- Commercial telephone seller or entity providing substance abuse marketing services (**Section 9**, amending s. 501.605, F.S.);
- Telemarketing salesperson (**Section 10**, amending s. 501.607, F.S.);

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<sup>37</sup> The fee will be deposited into the Highway Safety Operating Trust Fund (HSOTF).

- Mover and moving broker (**Section 11**, amending s. 507.03, F.S.);
- Liquefied petroleum gas related license (**Section 12**, amending s. 527.02, F.S.);
- Pawnbroker (**Section 13**, amending s. 539.001, F.S.);
- Motor vehicle repair shop (**Section 14**, amending s. 559.904, F.S.);
- Seller of travel (**Section 15**, amending s. 559.928, F.S.); and
- Insurance agent, customer representative, adjuster, service representative, managing general agent, or reinsurance intermediary (**Section 16**, amending s. 626.171, F.S.).

Lastly, **section 17**, amending s. 790.06, F.S., provides that the veteran identification card may be used as proof of veteran status for expedited processing of an application to carry concealed weapons or firearms.

The bill takes effect January 1, 2019.

#### IV. Constitutional Issues:

##### A. Municipality/County Mandates Restrictions:

None.

##### B. Public Records/Open Meetings Issues:

None.

##### C. Trust Funds Restrictions:

None.

#### V. Fiscal Impact Statement:

##### A. Tax/Fee Issues:

The total cost of the state veteran identification card will be \$16.25. The bill provides for a \$10 fee for the card, and local tax collector offices are authorized to charge a service fee of \$6.25 when providing services under ch. 322, F.S.<sup>38</sup> The Revenue Estimating Conference estimates that the bill will result in insignificant increases in revenues deposited into the Highway Safety Operating Trust Fund and for local governments (tax collector offices performing driver license services).<sup>39</sup>

##### B. Private Sector Impact:

A veteran will be required to pay at least a \$10 fee if he or she chooses to apply for a state veteran identification card created by this bill.

<sup>38</sup> See s. 322.135, F.S.

<sup>39</sup> Office of Economic and Demographic Research, Revenue Estimating Conference, *Highway Safety Fees: HB 107 and SB 328* (Oct. 27, 2018), available at [http://edr.state.fl.us/Content/conferences/revenueimpact/archives/2018/\\_pdf/page70-74.pdf](http://edr.state.fl.us/Content/conferences/revenueimpact/archives/2018/_pdf/page70-74.pdf) (last visited Jan. 12, 2018).

**C. Government Sector Impact:**

DHSMV estimates between 40,000 and 65,000 veterans may apply for the state veteran identification card in the first year, generating \$400,000 to \$650,000 of revenue to be deposited into the HSOTF.<sup>40</sup> To implement the bill, the DHSMV will incur programming, card stock, and printer costs to make the cards available at all 320 issuance offices throughout Florida. The DHSMV estimates that these costs will be approximately \$272,265.<sup>41</sup>

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

SB 100 (2017), if passed by the Legislature during the 2018 Session, will eliminate all fees that a veteran will pay to have the word “Veteran” displayed on a driver license or identification card issued pursuant to ss. 322.14 or 322.051, F.S.

**VIII. Statutes Affected:**

This bill creates section 322.0511 of the Florida Statutes.

This bill substantially amends the following sections of the Florida Statutes: 472.015, 493.6105, 493.6107, 493.6202, 493.6302, 493.6402, 501.015, 501.605, 501.607, 507.03, 527.02, 539.001, 559.904, 559.928, 626.171, and 790.06.

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill’s introducer or the Florida Senate.

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<sup>40</sup> DHSMV, *2018 Agency Legislative Bill Analysis: SB 328* (Nov. 23, 2017).

<sup>41</sup> *Id.*



By Senator Baxley

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1 A bill to be entitled  
 2 An act relating to veteran identification; creating s.  
 3 322.0511, F.S.; requiring the Department of Highway  
 4 Safety and Motor Vehicles to create a veteran  
 5 identification card for certain purposes; providing  
 6 for the design of the card; providing veteran  
 7 eligibility requirements; providing for fee  
 8 disposition; prohibiting use of the card for certain  
 9 purposes; providing for termination of the card;  
 10 providing for future repeal; amending ss. 472.015,  
 11 493.6105, 493.6107, 493.6202, 493.6302, 493.6402,  
 12 501.015, 501.605, 501.607, 507.03, 527.02, 539.001,  
 13 559.904, 559.928, and 626.171, F.S.; authorizing use  
 14 of the card as proof of veteran status for obtaining  
 15 waivers of license or registration fees relating to  
 16 land surveying and mapping, private investigation  
 17 services, private security services, repossession  
 18 services, health studios, commercial telephone sellers  
 19 or entities providing substance abuse marketing  
 20 services, salespersons, movers and moving brokers, the  
 21 sale of liquefied petroleum gas, pawnbrokers, motor  
 22 vehicle repair shops, sellers of travel, and insurance  
 23 representatives; amending s. 790.06, F.S.; authorizing  
 24 use of the card as proof of veteran status for  
 25 expedited processing of an application for a license  
 26 to carry a concealed weapon or firearm; providing an  
 27 effective date.  
 28  
 29 Be It Enacted by the Legislature of the State of Florida:

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30  
 31 Section 1. Section 322.0511, Florida Statutes, is created  
 32 to read:  
 33 322.0511 Veteran identification cards.—  
 34 (1) The department, in cooperation with the Department of  
 35 Veterans' Affairs, shall create a veteran identification card to  
 36 be used as proof of veteran status for the purpose of obtaining  
 37 discounts or waivers offered to veterans for the exchange of  
 38 goods and services and for other purposes authorized by law,  
 39 except as provided in subsection (3). The veteran identification  
 40 card must bear the colors and design approved by the department,  
 41 including, but not limited to, a full-face photograph of the  
 42 veteran and his or her full name, branch of service, and date of  
 43 discharge. The words "Proof of veteran status" must appear at  
 44 the bottom of the card.  
 45 (2) The department shall issue a veteran identification  
 46 card by mail to a veteran of any branch of the United States  
 47 Armed Forces who has been honorably discharged and who provides  
 48 to the department all of the following:  
 49 (a) A copy of the veteran's DD Form 214, as issued by the  
 50 United States Department of Defense.  
 51 (b) A copy of the veteran's valid, unexpired driver license  
 52 or identification card issued under this chapter or another form  
 53 of photographic identification acceptable to the department.  
 54 (c) Payment of a \$10 fee, which shall be deposited into the  
 55 Highway Safety Operating Trust Fund.  
 56 (3) A veteran identification card issued pursuant to this  
 57 section is not considered an identification card for the  
 58 purposes of s. 295.17 or s. 322.051 and may not be used for the

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59 determination of any federal benefit.

60 (4) A veteran identification card issued pursuant to this  
61 section shall be terminated upon the death of the veteran.

62 (5) This section is repealed August 31, 2023.

63 Section 2. Paragraph (b) of subsection (3) of section  
64 472.015, Florida Statutes, is amended to read:

65 472.015 Licensure.—

66 (3)

67 (b) The department shall waive the initial license fee for  
68 an honorably discharged veteran of the United States Armed  
69 Forces, the spouse of such a veteran, or a business entity that  
70 has a majority ownership held by such a veteran or spouse if the  
71 department receives an application, in a format prescribed by  
72 the department, within 60 months after the date of the veteran's  
73 discharge from any branch of the United States Armed Forces. To  
74 qualify for the waiver:—

75 1. A veteran must provide to the department a copy of his  
76 or her DD Form 214, as issued by the United States Department of  
77 Defense, his or her veteran identification card issued pursuant  
78 to s. 322.0511, or another acceptable form of identification as  
79 specified by the Department of Veterans' Affairs;

80 2. The spouse of a veteran must provide to the department a  
81 copy of the veteran's DD Form 214, as issued by the United  
82 States Department of Defense, the veteran's veteran  
83 identification card issued pursuant to s. 322.0511, or another  
84 acceptable form of identification as specified by the Department  
85 of Veterans' Affairs, and a copy of a valid marriage license or  
86 certificate verifying that he or she was lawfully married to the  
87 veteran at the time of discharge; or

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88 3. A business entity must provide to the department proof  
89 that a veteran or the spouse of a veteran holds a majority  
90 ownership in the business, a copy of the veteran's DD Form 214,  
91 as issued by the United States Department of Defense, the  
92 veteran's veteran identification card issued pursuant to s.  
93 322.0511, or another acceptable form of identification as  
94 specified by the Department of Veterans' Affairs, and, if  
95 applicable, a copy of a valid marriage license or certificate  
96 verifying that the spouse of the veteran was lawfully married to  
97 the veteran at the time of discharge.

98 Section 3. Paragraph (c) of subsection (1) of section  
99 493.6105, Florida Statutes, is amended to read:

100 493.6105 Initial application for license.—

101 (1) Each individual, partner, or principal officer in a  
102 corporation, shall file with the department a complete  
103 application accompanied by an application fee not to exceed \$60,  
104 except that the applicant for a Class "D" or Class "G" license  
105 is not required to submit an application fee. The application  
106 fee is not refundable.

107 (c) The initial application fee for a veteran, as defined  
108 in s. 1.01, shall be waived if he or she applies for a Class  
109 "C," Class "CC," Class "DI," Class "E," Class "EE," Class "K,"  
110 Class "M," Class "MA," Class "MB," Class "MR," or Class "RI"  
111 license within 24 months after being discharged from a branch of  
112 the United States Armed Forces. An eligible veteran must include  
113 a copy of his or her DD Form 214, as issued by the United States  
114 Department of Defense, his or her veteran identification card  
115 issued pursuant to s. 322.0511, or another acceptable form of  
116 identification as specified by the Department of Veterans'

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117 Affairs with his or her application in order to obtain a waiver.

118 Section 4. Subsection (6) of section 493.6107, Florida  
119 Statutes, is amended to read:

120 493.6107 Fees.—

121 (6) The initial license fee for a veteran, as defined in s.  
122 1.01, shall be waived if he or she applies for a Class "M" or  
123 Class "K" license within 24 months after being discharged from  
124 any branch of the United States Armed Forces. An eligible  
125 veteran must include a copy of his or her DD Form 214, as issued  
126 by the United States Department of Defense, his or her veteran  
127 identification card issued pursuant to s. 322.0511, or another  
128 acceptable form of identification as specified by the Department  
129 of Veterans' Affairs with his or her application in order to  
130 obtain a waiver.

131 Section 5. Subsection (4) of section 493.6202, Florida  
132 Statutes, is amended to read:

133 493.6202 Fees.—

134 (4) The initial license fee for a veteran, as defined in s.  
135 1.01, shall be waived if he or she applies for a Class "C,"  
136 Class "CC," or Class "MA" license within 24 months after being  
137 discharged from any branch of the United States Armed Forces. An  
138 eligible veteran must include a copy of his or her DD Form 214,  
139 as issued by the United States Department of Defense, his or her  
140 veteran identification card issued pursuant to s. 322.0511, or  
141 another acceptable form of identification as specified by the  
142 Department of Veterans' Affairs with his or her application in  
143 order to obtain a waiver.

144 Section 6. Subsection (4) of section 493.6302, Florida  
145 Statutes, is amended to read:

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146 493.6302 Fees.—

147 (4) The initial license fee for a veteran, as defined in s.  
148 1.01, shall be waived if he or she applies for a Class "D,"  
149 Class "DI," or Class "MB" license within 24 months after being  
150 discharged from any branch of the United States Armed Forces. An  
151 eligible veteran must include a copy of his or her DD Form 214,  
152 as issued by the United States Department of Defense, his or her  
153 veteran identification card issued pursuant to s. 322.0511, or  
154 another acceptable form of identification as specified by the  
155 Department of Veterans' Affairs with his or her application in  
156 order to obtain a waiver.

157 Section 7. Subsection (4) of section 493.6402, Florida  
158 Statutes, is amended to read:

159 493.6402 Fees.—

160 (4) The initial license fee for a veteran, as defined in s.  
161 1.01, shall be waived if he or she applies for a Class "E,"  
162 Class "EE," Class "MR," or Class "RI" license within 24 months  
163 after being discharged from any branch of the United States  
164 Armed Forces. An eligible veteran must include a copy of his or  
165 her DD Form 214, as issued by the United States Department of  
166 Defense, his or her veteran identification card issued pursuant  
167 to s. 322.0511, or another acceptable form of identification as  
168 specified by the Department of Veterans' Affairs with his or her  
169 application in order to obtain a waiver.

170 Section 8. Subsection (2) of section 501.015, Florida  
171 Statutes, is amended to read:

172 501.015 Health studios; registration requirements and  
173 fees.—Each health studio shall:

174 (2) Remit an annual registration fee of \$300 to the

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175 department at the time of registration for each of the health  
 176 studio's business locations. The department shall waive the  
 177 initial registration fee for an honorably discharged veteran of  
 178 the United States Armed Forces, the spouse of such a veteran, or  
 179 a business entity that has a majority ownership held by such a  
 180 veteran or spouse if the department receives an application, in  
 181 a format prescribed by the department, within 60 months after  
 182 the date of the veteran's discharge from any branch of the  
 183 United States Armed Forces. To qualify for the waiver:~~r~~

184 (a) A veteran must provide to the department a copy of his  
 185 or her DD Form 214, as issued by the United States Department of  
 186 Defense, his or her veteran identification card issued pursuant  
 187 to s. 322.0511, or another acceptable form of identification as  
 188 specified by the Department of Veterans' Affairs;

189 (b) The spouse of a veteran must provide to the department  
 190 a copy of the veteran's DD Form 214, as issued by the United  
 191 States Department of Defense, the veteran's veteran  
 192 identification card issued pursuant to s. 322.0511, or another  
 193 acceptable form of identification as specified by the Department  
 194 of Veterans' Affairs, and a copy of a valid marriage license or  
 195 certificate verifying that he or she was lawfully married to the  
 196 veteran at the time of discharge; or

197 (c) A business entity must provide to the department proof  
 198 that a veteran or the spouse of a veteran holds a majority  
 199 ownership in the business, a copy of the veteran's DD Form 214,  
 200 as issued by the United States Department of Defense, the  
 201 veteran's veteran identification card issued pursuant to s.  
 202 322.0511, or another acceptable form of identification as  
 203 specified by the Department of Veterans' Affairs, and, if

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204 applicable, a copy of a valid marriage license or certificate  
 205 verifying that the spouse of the veteran was lawfully married to  
 206 the veteran at the time of discharge.

207 Section 9. Paragraph (b) of subsection (5) of section  
 208 501.605, Florida Statutes, is amended to read:

209 501.605 Licensure of commercial telephone sellers and  
 210 entities providing substance abuse marketing services.—

211 (5) An application filed pursuant to this part must be  
 212 verified and accompanied by:

213 (b) A fee for licensing in the amount of \$1,500. The fee  
 214 shall be deposited into the General Inspection Trust Fund. The  
 215 department shall waive the initial license fee for an honorably  
 216 discharged veteran of the United States Armed Forces, the spouse  
 217 of such a veteran, or a business entity that has a majority  
 218 ownership held by such a veteran or spouse if the department  
 219 receives an application, in a format prescribed by the  
 220 department, within 60 months after the date of the veteran's  
 221 discharge from any branch of the United States Armed Forces. To  
 222 qualify for the waiver:~~r~~

223 1. A veteran must provide to the department a copy of his  
 224 or her DD Form 214, as issued by the United States Department of  
 225 Defense, his or her veteran identification card issued pursuant  
 226 to s. 322.0511, or another acceptable form of identification as  
 227 specified by the Department of Veterans' Affairs;

228 2. The spouse of a veteran must provide to the department a  
 229 copy of the veteran's DD Form 214, as issued by the United  
 230 States Department of Defense, the veteran's veteran  
 231 identification card issued pursuant to s. 322.0511, or another  
 232 acceptable form of identification as specified by the Department

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233 of Veterans' Affairs, and a copy of a valid marriage license or  
 234 certificate verifying that he or she was lawfully married to the  
 235 veteran at the time of discharge; or

236 3. A business entity must provide to the department proof  
 237 that a veteran or the spouse of a veteran holds a majority  
 238 ownership in the business, a copy of the veteran's DD Form 214,  
 239 as issued by the United States Department of Defense, the  
 240 veteran's veteran identification card issued pursuant to s.  
 241 322.0511, or another acceptable form of identification as  
 242 specified by the Department of Veterans' Affairs, and, if  
 243 applicable, a copy of a valid marriage license or certificate  
 244 verifying that the spouse of the veteran was lawfully married to  
 245 the veteran at the time of discharge.

246 Section 10. Paragraph (b) of subsection (2) of section  
 247 501.607, Florida Statutes, is amended to read:

248 501.607 Licensure of salespersons.—

249 (2) An application filed pursuant to this section must be  
 250 verified and be accompanied by:

251 (b) A fee for licensing in the amount of \$50 per  
 252 salesperson. The fee shall be deposited into the General  
 253 Inspection Trust Fund. The fee for licensing may be paid after  
 254 the application is filed, but must be paid within 14 days after  
 255 the applicant begins work as a salesperson. The department shall  
 256 waive the initial license fee for an honorably discharged  
 257 veteran of the United States Armed Forces, the spouse of such a  
 258 veteran, or a business entity that has a majority ownership held  
 259 by such a veteran or spouse if the department receives an  
 260 application, in a format prescribed by the department, within 60  
 261 months after the date of the veteran's discharge from any branch

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262 of the United States Armed Forces. To qualify for the waiver:<sup>7</sup>

263 1. A veteran must provide to the department a copy of his  
 264 or her DD Form 214, as issued by the United States Department of  
 265 Defense, his or her veteran identification card issued pursuant  
 266 to s. 322.0511, or another acceptable form of identification as  
 267 specified by the Department of Veterans' Affairs;

268 2. The spouse of a veteran must provide to the department a  
 269 copy of the veteran's DD Form 214, as issued by the United  
 270 States Department of Defense, the veteran's veteran  
 271 identification card issued pursuant to s. 322.0511, or another  
 272 acceptable form of identification as specified by the Department  
 273 of Veterans' Affairs, and a copy of a valid marriage license or  
 274 certificate verifying that he or she was lawfully married to the  
 275 veteran at the time of discharge; or

276 3. A business entity must provide to the department proof  
 277 that a veteran or the spouse of a veteran holds a majority  
 278 ownership in the business, a copy of the veteran's DD Form 214,  
 279 as issued by the United States Department of Defense, the  
 280 veteran's veteran identification card issued pursuant to s.  
 281 322.0511, or another acceptable form of identification as  
 282 specified by the Department of Veterans' Affairs, and, if  
 283 applicable, a copy of a valid marriage license or certificate  
 284 verifying that the spouse of the veteran was lawfully married to  
 285 the veteran at the time of discharge.

286 Section 11. Paragraph (b) of subsection (3) of section  
 287 507.03, Florida Statutes, is amended to read:

288 507.03 Registration.—

289 (3)

290 (b) The department shall waive the initial registration fee

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291 for an honorably discharged veteran of the United States Armed  
 292 Forces, the spouse of such a veteran, or a business entity that  
 293 has a majority ownership held by such a veteran or spouse if the  
 294 department receives an application, in a format prescribed by  
 295 the department, within 60 months after the date of the veteran's  
 296 discharge from any branch of the United States Armed Forces. To  
 297 qualify for the waiver:~~7~~

298 1. A veteran must provide to the department a copy of his  
 299 or her DD Form 214, as issued by the United States Department of  
 300 Defense, his or her veteran identification card issued pursuant  
 301 to s. 322.0511, or another acceptable form of identification as  
 302 specified by the Department of Veterans' Affairs;

303 2. The spouse of a veteran must provide to the department a  
 304 copy of the veteran's DD Form 214, as issued by the United  
 305 States Department of Defense, the veteran's veteran  
 306 identification card issued pursuant to s. 322.0511, or another  
 307 acceptable form of identification as specified by the Department  
 308 of Veterans' Affairs, and a copy of a valid marriage license or  
 309 certificate verifying that he or she was lawfully married to the  
 310 veteran at the time of discharge; or

311 3. A business entity must provide to the department proof  
 312 that a veteran or the spouse of a veteran holds a majority  
 313 ownership in the business, a copy of the veteran's DD Form 214,  
 314 as issued by the United States Department of Defense, the  
 315 veteran's veteran identification card issued pursuant to s.  
 316 322.0511, or another acceptable form of identification as  
 317 specified by the Department of Veterans' Affairs, and, if  
 318 applicable, a copy of a valid marriage license or certificate  
 319 verifying that the spouse of the veteran was lawfully married to

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320 the veteran at the time of discharge.

321 Section 12. Paragraph (b) of subsection (3) of section  
 322 527.02, Florida Statutes, is amended to read:

323 527.02 License; penalty; fees.—

324 (3)

325 (b) The department shall waive the initial license fee for  
 326 an honorably discharged veteran of the United States Armed  
 327 Forces, the spouse of such a veteran, or a business entity that  
 328 has a majority ownership held by such a veteran or spouse if the  
 329 department receives an application, in a format prescribed by  
 330 the department, within 60 months after the date of the veteran's  
 331 discharge from any branch of the United States Armed Forces. To  
 332 qualify for the waiver:~~7~~

333 1. A veteran must provide to the department a copy of his  
 334 or her DD Form 214, as issued by the United States Department of  
 335 Defense, his or her veteran identification card issued pursuant  
 336 to s. 322.0511, or another acceptable form of identification as  
 337 specified by the Department of Veterans' Affairs;

338 2. The spouse of a veteran must provide to the department a  
 339 copy of the veteran's DD Form 214, as issued by the United  
 340 States Department of Defense, the veteran's veteran  
 341 identification card issued pursuant to s. 322.0511, or another  
 342 acceptable form of identification as specified by the Department  
 343 of Veterans' Affairs, and a copy of a valid marriage license or  
 344 certificate verifying that he or she was lawfully married to the  
 345 veteran at the time of discharge; or

346 3. A business entity must provide to the department proof  
 347 that a veteran or the spouse of a veteran holds a majority  
 348 ownership in the business, a copy of the veteran's DD Form 214,

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349 as issued by the United States Department of Defense, the  
 350 veteran's veteran identification card issued pursuant to s.  
 351 322.0511, or another acceptable form of identification as  
 352 specified by the Department of Veterans' Affairs, and, if  
 353 applicable, a copy of a valid marriage license or certificate  
 354 verifying that the spouse of the veteran was lawfully married to  
 355 the veteran at the time of discharge.

356 Section 13. Paragraph (c) of subsection (3) of section  
 357 539.001, Florida Statutes, is amended to read:

358 539.001 The Florida Pawnbroking Act.—

359 (3) LICENSE REQUIRED.—

360 (c) Each license is valid for a period of 1 year unless it  
 361 is earlier relinquished, suspended, or revoked. Each license  
 362 shall be renewed annually, and each licensee shall, initially  
 363 and annually thereafter, pay to the agency a license fee of \$300  
 364 for each license held. The agency shall waive the initial  
 365 license fee for an honorably discharged veteran of the United  
 366 States Armed Forces, the spouse of such a veteran, or a business  
 367 entity that has a majority ownership held by such a veteran or  
 368 spouse if the agency receives an application, in a format  
 369 prescribed by the agency, within 60 months after the date of the  
 370 veteran's discharge from any branch of the United States Armed  
 371 Forces. To qualify for the waiver:—

372 1. A veteran must provide to the agency a copy of his or  
 373 her DD Form 214, as issued by the United States Department of  
 374 Defense, his or her veteran identification card issued pursuant  
 375 to s. 322.0511, or another acceptable form of identification as  
 376 specified by the Department of Veterans' Affairs;

377 2. The spouse of a veteran must provide to the agency a

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378 copy of the veteran's DD Form 214, as issued by the United  
 379 States Department of Defense, the veteran's veteran  
 380 identification card issued pursuant to s. 322.0511, or another  
 381 acceptable form of identification as specified by the Department  
 382 of Veterans' Affairs, and a copy of a valid marriage license or  
 383 certificate verifying that he or she was lawfully married to the  
 384 veteran at the time of discharge; or

385 3. A business entity must provide to the agency proof that  
 386 a veteran or the spouse of a veteran holds a majority ownership  
 387 in the business, a copy of the veteran's DD Form 214, as issued  
 388 by the United States Department of Defense, the veteran's  
 389 veteran identification card issued pursuant to s. 322.0511, or  
 390 another acceptable form of identification as specified by the  
 391 Department of Veterans' Affairs, and, if applicable, a copy of a  
 392 valid marriage license or certificate verifying that the spouse  
 393 of the veteran was lawfully married to the veteran at the time  
 394 of discharge.

395 Section 14. Paragraph (b) of subsection (3) of section  
 396 559.904, Florida Statutes, is amended to read:

397 559.904 Motor vehicle repair shop registration;  
 398 application; exemption.—

399 (3)

400 (b) The department shall waive the initial registration fee  
 401 for an honorably discharged veteran of the United States Armed  
 402 Forces, the spouse of such a veteran, or a business entity that  
 403 has a majority ownership held by such a veteran or spouse if the  
 404 department receives an application, in a format prescribed by  
 405 the department, within 60 months after the date of the veteran's  
 406 discharge from any branch of the United States Armed Forces. To

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407 qualify for the waiver;~~7~~

408 1. A veteran must provide to the department a copy of his  
409 or her DD Form 214, as issued by the United States Department of  
410 Defense, his or her veteran identification card issued pursuant  
411 to s. 322.0511, or another acceptable form of identification as  
412 specified by the Department of Veterans' Affairs;

413 2. The spouse of a veteran must provide to the department a  
414 copy of the veteran's DD Form 214, as issued by the United  
415 States Department of Defense, the veteran's veteran  
416 identification card issued pursuant to s. 322.0511, or another  
417 acceptable form of identification as specified by the Department  
418 of Veterans' Affairs, and a copy of a valid marriage license or  
419 certificate verifying that he or she was lawfully married to the  
420 veteran at the time of discharge; or

421 3. A business entity must provide to the department proof  
422 that a veteran or the spouse of a veteran holds a majority  
423 ownership in the business, a copy of the veteran's DD Form 214,  
424 as issued by the United States Department of Defense, the  
425 veteran's veteran identification card issued pursuant to s.  
426 322.0511, or another acceptable form of identification as  
427 specified by the Department of Veterans' Affairs, and, if  
428 applicable, a copy of a valid marriage license or certificate  
429 verifying that the spouse of the veteran was lawfully married to  
430 the veteran at the time of discharge.

431 Section 15. Paragraph (c) of subsection (2) of section  
432 559.928, Florida Statutes, is amended to read:

433 559.928 Registration.—

434 (2)

435 (c) The department shall waive the initial registration fee

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436 for an honorably discharged veteran of the United States Armed  
437 Forces, the spouse of such a veteran, or a business entity that  
438 has a majority ownership held by such a veteran or spouse if the  
439 department receives an application, in a format prescribed by  
440 the department, within 60 months after the date of the veteran's  
441 discharge from any branch of the United States Armed Forces. To  
442 qualify for the waiver;~~7~~

443 1. A veteran must provide to the department a copy of his  
444 or her DD Form 214, as issued by the United States Department of  
445 Defense, his or her veteran identification card issued pursuant  
446 to s. 322.0511, or another acceptable form of identification as  
447 specified by the Department of Veterans' Affairs;

448 2. The spouse of a veteran must provide to the department a  
449 copy of the veteran's DD Form 214, as issued by the United  
450 States Department of Defense, the veteran's veteran  
451 identification card issued pursuant to s. 322.0511, or another  
452 acceptable form of identification as specified by the Department  
453 of Veterans' Affairs, and a copy of a valid marriage license or  
454 certificate verifying that he or she was lawfully married to the  
455 veteran at the time of discharge; or

456 3. A business entity must provide to the department proof  
457 that a veteran or the spouse of a veteran holds a majority  
458 ownership in the business, a copy of the veteran's DD Form 214,  
459 as issued by the United States Department of Defense, the  
460 veteran's veteran identification card issued pursuant to s.  
461 322.0511, or another acceptable form of identification as  
462 specified by the Department of Veterans' Affairs, and, if  
463 applicable, a copy of a valid marriage license or certificate  
464 verifying that the spouse of the veteran was lawfully married to



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465 the veteran at the time of discharge.

466 Section 16. Subsection (6) of section 626.171, Florida  
467 Statutes, is amended to read:

468 626.171 Application for license as an agent, customer  
469 representative, adjuster, service representative, managing  
470 general agent, or reinsurance intermediary.-

471 (6) Members of the United States Armed Forces and their  
472 spouses, and veterans of the United States Armed Forces who have  
473 retired within 24 months before application for licensure, are  
474 exempt from the application filing fee prescribed in s. 624.501.  
475 Qualified individuals must provide a copy of a military  
476 identification card, military dependent identification card,  
477 military service record, military personnel file, veteran  
478 identification card, veteran record, discharge paper, or  
479 separation document, or a separation document that indicates  
480 such members of the United States Armed Forces are currently in  
481 good standing or were honorably discharged.

482 Section 17. Paragraph (f) of subsection (5) of section  
483 790.06, Florida Statutes, is amended to read:

484 790.06 License to carry concealed weapon or firearm.-

485 (5) The applicant shall submit to the Department of  
486 Agriculture and Consumer Services or an approved tax collector  
487 pursuant to s. 790.0625:

488 (f) For expedited processing of an application:

489 1. A servicemember shall submit a copy of the Common Access  
490 Card, United States Uniformed Services Identification Card, or  
491 current deployment orders.

492 2. A veteran shall submit a copy of the DD Form 214, issued  
493 by the United States Department of Defense, the veteran

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494 identification card issued pursuant to s. 322.0511, or another  
495 acceptable form of identification as specified by the Department  
496 of Veterans' Affairs.

497 Section 18. This act shall take effect January 1, 2019.

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# THE FLORIDA SENATE

**COMMITTEES:**

Governmental Oversight and Accountability, *Chair*  
Criminal Justice, *Vice Chair*  
Appropriations Subcommittee on Criminal and  
Civil Justice  
Appropriations Subcommittee on Health and  
Human Services  
Transportation

**SELECT COMMITTEE:**

Joint Select Committee on Collective Bargaining

**JOINT COMMITTEE:**

Joint Legislative Auditing Committee

**SENATOR DENNIS BAXLEY**

12th District

October 24, 2017

The Honorable Senator Rob Bradley  
414 Senate Office Building  
Tallahassee, Florida 32399

Dear Chairman Bradley,

I respectfully request you place Senate Bill 328 Veteran Identification on your next available agenda.

This bill requires the Department of Highway Safety & Motor Vehicles to create a veteran identification card. It authorizes use of card as proof a veteran status for waivers of license or registration fees, carrying of concealed weapons or firearms among a list of services.

I appreciate your favorable consideration.

Onward & Upward,

Dennis Baxley  
Senator, District 12

DKB/dd

cc: Jennifer Hrdlicka, Staff Director

320 Senate Office Building, 404 South Monroe St, Tallahassee, Florida 32399-1100 • (850) 487-5012  
Email: [baxley.dennis@flsenate.gov](mailto:baxley.dennis@flsenate.gov)

**JOE NEGRON**  
President of the Senate

**ANITERE FLORES**  
President Pro Tempore

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

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Prepared By: The Professional Staff of the Appropriations Subcommittee on Transportation, Tourism, and Economic Development

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BILL: SB 672

INTRODUCER: Senator Stargel

SUBJECT: Truck License Taxes

DATE: January 16, 2018

REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Jones	Miller	TR	<b>Favorable</b>
2.	Wells	Hrdlicka	ATD	<b>Recommend: Favorable</b>
3.			AP	

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**I. Summary:**

SB 672 revises the eligibility requirement for the agricultural restricted license plate. The bill allows truck tractors or heavy trucks, not operated as for-hire vehicles, engaged exclusively in transporting raw, unprocessed, and nonmanufactured agricultural or horticultural products that operate *within the state*, instead of within a 150-mile radius of the truck's home address, to be eligible for the restricted plate. The annual fee for the plate is:

- \$87.75 if such vehicle's declared gross weight is less than 44,000 pounds; or
- \$324 if the vehicle's declared gross weight is 44,000 pounds or more and such vehicle only transports from the point of production to the point of primary manufacture; the point of assembly; or to a shipping point.

The bill is estimated to have a negative insignificant impact on revenues deposited in the General Revenue Fund and the State Transportation Trust Fund.

The bill takes effect July 1, 2018.

**II. Present Situation:**

Under s. 320.08(4)(n), F.S., a restricted agricultural license plate is available for a truck tractor or heavy truck, not operated as a for-hire vehicle, engaged exclusively in transporting raw, unprocessed, and nonmanufactured agricultural or horticultural products within a 150-mile radius of its home address. The annual fee for the plate is:

- \$87.75 if the vehicle's declared gross weight is less than 44,000 pounds; or
- \$324 if the vehicle's declared gross weight is 44,000 pounds or more and the vehicle only transports:
  - From the point of production to the point of primary manufacture;
  - From the point of production to the point of assembling the same; or

- From the point of production to a shipping point by rail, water, or motor transportation company.

For these purposes, a truck tractor or heavy truck is considered to be not operated as a for-hire vehicle when the owner of the truck is also the owner of the raw, unprocessed, and nonmanufactured agricultural or horticultural product or the user of the farm implements and fertilizer being delivered. The Department of Highway Safety and Motor Vehicles (DHSMV) may require any documentation deemed necessary to determine eligibility before issuance of this restricted plate.

Generally, a truck tractor or heavy truck, which does not qualify for the restricted plate, is required to pay an annual registration fee that can range from \$60.75 to \$1,322, depending on the vehicle's overall gross weight.<sup>1</sup> Portions of annual license registration fees are deposited into the General Revenue Fund<sup>2</sup> and the remaining funds are distributed to the State Transportation Trust Fund as provided in s. 320.20, F.S.

According to the DHSMV, in Fiscal Year 2016-2017, 1,608 trucks registered as restricted agricultural trucks. Of those, approximately 60 percent were over 44,000 pounds.<sup>3</sup>

### III. Effect of Proposed Changes:

The bill amends s. 320.08(4)(n), F.S., removing the 150-mile radius restriction for trucks to be issued an agricultural restricted license plate. Instead, truck tractors or heavy trucks that operate *within the state* and otherwise meet the criteria for the restricted plate are eligible for the restricted plate. It is likely that the bill will increase the number of vehicles that qualify for the agricultural restricted plate.

The bill takes effect July 1, 2018.

### IV. Constitutional Issues:

#### A. Municipality/County Mandates Restrictions:

None.

#### B. Public Records/Open Meetings Issues:

None.

#### C. Trust Funds Restrictions:

None.

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<sup>1</sup> See s. 320.08(4)(a)-(l), F.S.

<sup>2</sup> As required by s. 320.08, F.S.

<sup>3</sup> Email from Kevin Jacobs, DHSMV, RE: SB 672 (Jan. 8, 2018) (on file with the Senate Committee on Transportation).

**V. Fiscal Impact Statement:****A. Tax/Fee Issues:**

The Revenue Estimating Conference (REC) reviewed a similar provision in CS/HB 1231 in the 2017 legislative session.<sup>4</sup> The REC estimated the change in the requirement for the agricultural restricted plate would have a negative, but insignificant, impact on revenues deposited in the General Revenue Fund and the State Transportation Trust Fund.<sup>5</sup>

**B. Private Sector Impact:**

Expanding the distance that vehicles with an agricultural plate are authorized to travel may reduce the costs associated with shipping agricultural products within the state.

**C. Government Sector Impact:**

DHSMV may incur minimal programming costs to implement the bill.

**VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Statutes Affected:**

This bill substantially amends section 320.08 of the Florida Statutes.

**IX. Additional Information:****A. Committee Substitute – Statement of Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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<sup>4</sup> REC Impact Conference, *Farm Use Trucks – Revision of Eligibility Requirement for the Agricultural Restricted License Plate, CS/HB 1231* (Mar. 24, 2017), available at

[http://edr.state.fl.us/Content/conferences/revenueimpact/archives/2017/\\_pdf/page408-410.pdf](http://edr.state.fl.us/Content/conferences/revenueimpact/archives/2017/_pdf/page408-410.pdf) (last visited Jan. 11, 2018).

<sup>5</sup> *Id.*

By Senator Stargel

22-00856-18

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1 A bill to be entitled  
 2 An act relating to truck license taxes; amending s.  
 3 320.08, F.S.; revising which truck tractors and heavy  
 4 trucks transporting certain agricultural or  
 5 horticultural products are eligible for reduced  
 6 license taxes; providing an effective date.  
 7  
 8 Be It Enacted by the Legislature of the State of Florida:  
 9  
 10 Section 1. Paragraph (n) of subsection (4) of section  
 11 320.08, Florida Statutes, is amended to read:  
 12 320.08 License taxes.—Except as otherwise provided herein,  
 13 there are hereby levied and imposed annual license taxes for the  
 14 operation of motor vehicles, mopeds, motorized bicycles as  
 15 defined in s. 316.003(3), tri-vehicles as defined in s. 316.003,  
 16 and mobile homes as defined in s. 320.01, which shall be paid to  
 17 and collected by the department or its agent upon the  
 18 registration or renewal of registration of the following:  
 19 (4) HEAVY TRUCKS, TRUCK TRACTORS, FEES ACCORDING TO GROSS  
 20 VEHICLE WEIGHT.—  
 21 (n) A truck tractor or heavy truck, not operated as a for-  
 22 hire vehicle and, which is engaged exclusively in transporting  
 23 raw, unprocessed, and nonmanufactured agricultural or  
 24 horticultural products within the state ~~a 150-mile radius of its~~  
 25 ~~home address~~, is eligible for a restricted license plate for a  
 26 fee of:  
 27 1. If such vehicle's declared gross vehicle weight is less  
 28 than 44,000 pounds, \$87.75 flat, of which \$22.75 shall be  
 29 deposited into the General Revenue Fund.

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2018672\_\_

30 2. If such vehicle's declared gross vehicle weight is  
 31 44,000 pounds or more and such vehicle only transports from the  
 32 point of production to the point of primary manufacture; to the  
 33 point of assembling the same; or to a shipping point of a rail,  
 34 water, or motor transportation company, \$324 flat, of which \$84  
 35 shall be deposited into the General Revenue Fund.  
 36  
 37 Such not-for-hire truck tractors and heavy trucks used  
 38 exclusively in transporting raw, unprocessed, and  
 39 nonmanufactured agricultural or horticultural products may be  
 40 incidentally used to haul farm implements and fertilizers  
 41 delivered direct to the growers. The department may require any  
 42 documentation deemed necessary to determine eligibility before  
 43 ~~prior to~~ issuance of this license plate. For the purpose of this  
 44 paragraph, "not-for-hire" means the owner of the motor vehicle  
 45 must also be the owner of the raw, unprocessed, and  
 46 nonmanufactured agricultural or horticultural product, or the  
 47 user of the farm implements and fertilizer being delivered.  
 48 Section 2. This act shall take effect July 1, 2018.

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THE FLORIDA SENATE  
**APPEARANCE RECORD**

(Deliver BOTH copies of this form to the Senator or Senate Professional Staff conducting the meeting)

11/17/18  
Meeting Date

672  
Bill Number (if applicable)

Topic TRUCK LICENSE TAGS

Amendment Barcode (if applicable)

Name ADAM BASFORD

Job Title DIRECTOR STATE LEG AFFAIRS

Address 310 W COLLEGE AVE Phone \_\_\_\_\_

TALLAHASSEE FL 32301 Email ADAM.BASFORD@FFBF.ORG  
City State Zip

Speaking:  For  Against  Information

Waive Speaking:  In Support  Against  
(The Chair will read this information into the record.)

Representing FLORIDA FARM BUREAU

Appearing at request of Chair:  Yes  No      Lobbyist registered with Legislature:  Yes  No

While it is a Senate tradition to encourage public testimony, time may not permit all persons wishing to speak to be heard at this meeting. Those who do speak may be asked to limit their remarks so that as many persons as possible can be heard.

This form is part of the public record for this meeting.

# CourtSmart Tag Report

**Room:** EL 110

**Case No.:**

**Type:**

**Caption:** Appropriations Subcommittee on Transportation, Tourism, and Economic Development **Judge:**

**Started:** 1/17/2018 10:06:09 AM

**Ends:** 1/17/2018 10:15:17 AM

**Length:** 00:09:09

**10:06:10 AM** Call to Order Sen. Simpson  
**10:07:11 AM** Roll Call  
**10:07:37 AM** Quorum Present  
**10:07:59 AM** Sen. Simpson  
**10:08:04 AM** Tab 3 - SB 328 - Veteran Identification, Sen. Baxley  
**10:08:21 AM** Sen. Simpson  
**10:08:38 AM** Sen. Baxley waives to close  
**10:09:06 AM** SB 328 reported favorable  
**10:09:47 AM** Tab 2 - SB 322 - Fees Charged by Tax Collectors, by Sen. Book  
**10:10:32 AM** Sen. Simpson  
**10:10:33 AM** Sen. Book  
**10:10:40 AM** Sharon Jordan, President, Florida Tax Collectors Assn., waives in support  
**10:10:41 AM** SB 322 reported favorably  
**10:11:18 AM** TAB 4 - SB 672 - Truck License Taxes by Sen. Stargel  
**10:11:23 AM** Sen. Simpson  
**10:11:25 AM** Sen. Stargel  
**10:11:38 AM** Adam Basford, Dir., State Legislative Affairs, Florida Farm Bureau, waives in support  
**10:11:39 AM** Sen. Simpson  
**10:12:09 AM** SB 672 reported favorably  
**10:12:10 AM** Sen. Simpson  
**10:12:20 AM** Sen. Bradley motion to show voted favorably on TAB 2 and TAB 3  
**10:12:22 AM** Sen. Simpson  
**10:13:25 AM** Adjourned