

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Rodríguez, J. offered the following:

2
3 **Amendment (with title amendment)**

4 Remove lines 73-113 and insert:

5 Section 2. Subsection (2) of section 322.08, Florida
6 Statutes, is amended to read:

7 322.08 Application for license; requirements for license
8 and identification card forms.—

9 (2) Each such application shall include the following
10 information regarding the applicant:

11 (a) Full name (first, middle or maiden, and last), gender,
12 proof of social security ~~card~~ number satisfactory to the
13 department, which may include a military identification card,
14 county of residence, mailing address, proof of residential

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15 address satisfactory to the department, country of birth, and a
16 brief description. An applicant who is ineligible for a social
17 security number must provide proof of a taxpayer identification
18 number or proof of a number associated with the document
19 establishing identity under paragraph (c).

20 (b) Proof of birth date satisfactory to the department.

21 (c) Proof of identity satisfactory to the department. Such
22 proof must include one of the following documents issued to the
23 applicant:

24 1. A driver license record or identification card record
25 from another jurisdiction that required the applicant to submit
26 a document for identification which is substantially similar to
27 a document required under subparagraph 2., subparagraph 3.,
28 subparagraph 4., subparagraph 5., subparagraph 6., subparagraph
29 7., or subparagraph 8.†

30 2. A certified copy of a United States birth certificate.†

31 3. A valid, unexpired United States passport.†

32 4. A naturalization certificate issued by the United
33 States Department of Homeland Security.†

34 5. A valid, unexpired alien registration receipt card
35 (green card).†

36 6. A Consular Report of Birth Abroad provided by the
37 United States Department of State.†

38 7. An unexpired employment authorization card issued by
39 the United States Department of Homeland Security.†~~†~~

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40 8. Proof of nonimmigrant classification provided by the
41 United States Department of Homeland Security, for an original
42 driver license. In order to prove nonimmigrant classification,
43 an applicant must provide at least one of the following
44 documents. ~~In addition, the department may require applicants to~~
45 ~~produce United States Department of Homeland Security documents~~
46 ~~for the sole purpose of establishing the maintenance of, or~~
47 ~~efforts to maintain, continuous lawful presence:~~

48 a. A notice of hearing from an immigration court
49 scheduling a hearing on any proceeding.

50 b. A notice from the Board of Immigration Appeals
51 acknowledging pendency of an appeal.

52 c. A notice of the approval of an application for
53 adjustment of status issued by the United States Citizenship and
54 Immigration Services.

55 d. An official documentation confirming the filing of a
56 petition for asylum or refugee status or any other relief issued
57 by the United States Citizenship and Immigration Services.

58 e. A notice of action transferring any pending matter from
59 another jurisdiction to this state issued by the United States
60 Citizenship and Immigration Services.

61 f. An order of an immigration judge or immigration officer
62 granting relief which ~~that~~ authorizes the alien to live and work
63 in the United States, including, but not limited to, asylum.

64 g. Evidence that an application is pending for adjustment
65 of status to that of an alien lawfully admitted for permanent

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66 residence in the United States or conditional permanent resident
67 status in the United States, if a visa number is available
68 having a current priority date for processing by the United
69 States Citizenship and Immigration Services.

70 h. On or after January 1, 2010, an unexpired foreign
71 passport with an unexpired United States Visa affixed,
72 accompanied by an approved I-94, documenting the most recent
73 admittance into the United States.

74
75 In addition to the documents required under this subparagraph,
76 the department may require applicants to provide United States
77 Department of Homeland Security documents for the sole purpose
78 of establishing the maintenance of, or efforts to maintain,
79 continuous lawful presence.

80 9. A passport or birth certificate issued by a foreign
81 government.

82 10. A consular identification document issued by the
83 government of Mexico, or a document issued by another government
84 which the department determines is substantially similar.

85
86 A driver license or temporary permit issued based on documents
87 required in subparagraph 7., ~~or~~ subparagraph 8., subparagraph
88 9., or subparagraph 10. is valid for a period not to exceed the
89 expiration date of the document presented or 1 year.

90 (d) Whether the applicant has previously been licensed to
91 drive, and, if so, when and by what state, and whether any such

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92 license or driving privilege has ever been disqualified,
93 revoked, or suspended, or whether an application has ever been
94 refused, and, if so, the date of and reason for such
95 disqualification, suspension, revocation, or refusal.

96 (e) Each such application may include fingerprints and
97 other unique biometric means of identity.

98 Section 3. Subsection (1) of section 322.12, Florida
99 Statutes, is amended to read:

100 322.12 Examination of applicants.—

101 (1) It is the intent of the Legislature that every
102 applicant for an original driver license in this state be
103 required to pass an examination pursuant to this section.
104 However, the department may waive the knowledge, endorsement,
105 and skills tests for an applicant who is otherwise qualified,
106 except for an applicant who provides proof of identity under s.
107 322.08(2)(c)9. or s. 322.08(2)(c)10., and who surrenders a valid
108 driver license from another state or a province of Canada, or a
109 valid driver license issued by the United States Armed Forces,
110 if the driver applies for a Florida license of an equal or
111 lesser classification. Any applicant who fails to pass the
112 initial knowledge test incurs a \$10 fee for each subsequent
113 test, to be deposited into the Highway Safety Operating Trust
114 Fund. Any applicant who fails to pass the initial skills test
115 incurs a \$20 fee for each subsequent test, to be deposited into
116 the Highway Safety Operating Trust Fund. A person who seeks to
117 retain a hazardous-materials endorsement, pursuant to s.

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118 322.57(1) (e), must pass the hazardous-materials test, upon
119 surrendering his or her commercial driver license, if the person
120 has not taken and passed the hazardous-materials test within 2
121 years before applying for a commercial driver license in this
122 state.

123 Section 4. Paragraph (c) of subsection (1) of section
124 322.14, Florida Statutes, is amended, paragraph (d) is added to
125 subsection (1), and subsection (3) is added to that section, to
126 read:

127 322.14 Licenses issued to drivers.—

128 (1)

129 (c) The word "Veteran" shall be exhibited on the driver
130 license of a veteran upon the payment of an additional \$1 fee
131 for the license and the presentation of a copy of the person's
132 DD Form 214, issued by the United States Department of Defense,
133 or another acceptable form specified by the Department of
134 Veterans' Affairs. Until a veteran's license is next renewed,
135 the veteran may have the word "Veteran" added to his or her
136 license upon surrender of his or her current license, payment of
137 a \$2 fee to be deposited into the Highway Safety Operating Trust
138 Fund, and presentation of a copy of his or her DD Form 214 or
139 another acceptable form specified by the Department of Veterans'
140 Affairs. If the applicant is not conducting any other
141 transaction affecting the driver license, a replacement license
142 shall ~~may~~ be issued with the word "Veteran" without payment of
143 the fee required in s. 322.21(1) (e).

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144 (d) The department shall include symbols representing the
145 following on a driver license upon the payment of an additional
146 \$1 fee by an applicant who meets the requirements of s. 322.08
147 and presents his or her:

- 148 1. Lifetime freshwater fishing license;
- 149 2. Lifetime saltwater fishing license;
- 150 3. Lifetime hunting license;
- 151 4. Lifetime sportsman's license; or
- 152 5. Lifetime boater safety identification card.

153
154 A person may replace his or her driver license before its
155 expiration date with a license that includes his or her status
156 as a lifetime licensee or boater safety cardholder upon
157 surrender of his or her current driver license, payment of a \$2
158 fee to be deposited into the Highway Safety Operating Trust
159 Fund, and presentation of the person's lifetime license or
160 identification card. If the sole purpose of the replacement
161 driver license is the inclusion of the applicant's status as a
162 lifetime licensee or cardholder, the replacement driver license
163 must be issued without payment of the fee required in s.
164 322.21(1)(e).

165 (3) If the United States Department of Homeland Security
166 notifies the department of a final deadline by which this state
167 must fully comply with the REAL ID Act of 2005, Pub. L. No. 109-
168 13, ss. 201-202, and determines that the state is otherwise in
169 full compliance with the act, the department shall mark all

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170 licenses issued after the date of full compliance to indicate
171 compliance with the act.

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173 -----

174 **T I T L E A M E N D M E N T**

175 Remove lines 3-13 and insert:
176 licenses; amending s. 322.051, F.S.; providing for a
177 person's status as a lifetime freshwater fishing,
178 saltwater fishing, hunting, or sportsman's licensee,
179 or boater safety identification cardholder, to be
180 indicated on his or her identification card upon
181 payment verification and payment of a fee; providing a
182 waiver of the replacement fee in certain
183 circumstances; amending s. 322.08, F.S.; requiring
184 proof of a taxpayer identification number or other
185 specified identification number for certain applicants
186 for a driver license; authorizing additional specified
187 documents that are issued by foreign governments to
188 satisfy proof of identity requirements; amending s.
189 322.12, F.S.; prohibiting the Department of Highway
190 Safety and Motor Vehicles from waiving certain tests
191 for applicants who provide specified proof of identity
192 documents; amending s. 322.14, F.S.; providing for a
193 person's status as a lifetime freshwater fishing,
194 saltwater fishing, hunting, or sportsman licensee, or
195 boater safety identification cardholder, to be

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196 indicated on his or her driver license upon
197 verification and payment of a fee; providing a waiver
198 of the replacement fee in certain circumstances;
199 requiring the department to mark driver licenses to
200 indicate compliance with the REAL ID Act of 2005 under
201 specified circumstances; amending s.

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