

By the Committees on Judiciary, Transportation and  
Representative Wise

1                                   A bill to be entitled  
2           An act relating to suspension of a driver's  
3           license; amending s. 322.2615, F.S.; providing  
4           that the disposition of any related criminal  
5           proceedings shall not affect a suspension of a  
6           driver's license for refusal to submit to a  
7           blood, breath, or urine test; directing the  
8           Department of Highway Safety and Motor Vehicles  
9           to invalidate a suspension for driving with an  
10          unlawful blood-alcohol level or breath-alcohol  
11          level under certain circumstances; providing an  
12          effective date.

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14 Be It Enacted by the Legislature of the State of Florida:

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16           Section 1. Subsection (14) of section 322.2615,  
17 Florida Statutes, is amended, and subsection (16) is added to  
18 said section, to read:

19           322.2615 Suspension of license; right to review.--

20           (14)(a) The decision of the department under this  
21 section shall not be considered in any trial for a violation  
22 of s. 316.193, nor shall any written statement submitted by a  
23 person in his or her request for departmental review under  
24 this section be admissible into evidence against him or her in  
25 any such trial.

26           (b) The disposition of any related criminal  
27 proceedings shall not affect a suspension for refusal to  
28 submit to a blood, breath, or urine test, authorized by s.  
29 316.1932 or s. 316.1933, imposed pursuant to this section.

30           (16) The department shall invalidate a suspension for  
31 driving with an unlawful blood-alcohol level or breath-alcohol

1 level imposed pursuant to this section if the suspended person  
2 is found not guilty at trial of an underlying violation of s.  
3 316.193 or if the case is dismissed or nolle prossed.

4 Section 2. This act shall take effect July 1, 2000.  
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