

By the Committee on Judiciary

308-638-02

1                                   A bill to be entitled  
 2           An act providing for the submission of current  
 3           information for the preparation of jury lists;  
 4           amending s. 40.011, F.S.; requiring the  
 5           Department of Highway Safety and Motor Vehicles  
 6           to periodically deliver jury lists to the  
 7           clerks of circuit courts; amending s. 322.051,  
 8           F.S.; requiring applications for identification  
 9           cards issued by the Department of Highway  
 10          Safety and Motor Vehicles to specify the county  
 11          of residence; amending s. 322.08, F.S.;  
 12          requiring applications for driver's licenses to  
 13          specify the county of residence; amending s.  
 14          322.17, F.S.; revising fees for replacement  
 15          driver's licenses; amending s. 322.19, F.S.;  
 16          changing the time for obtaining a replacement  
 17          driver's license; amending s. 322.121, F.S.;  
 18          prescribing qualifications for designation as a  
 19          safe driver; providing an effective date.

20  
 21 Be It Enacted by the Legislature of the State of Florida:

22  
 23           Section 1. Subsection (1) of section 40.011, Florida  
 24 Statutes, is amended to read:

25           40.011 Jury lists.--

26           (1) The Department of Highway Safety and Motor  
 27 Vehicles shall deliver monthly to the clerk of the circuit  
 28 court in each county a list of names of persons who reside in  
 29 that county, who are citizens of the United States, who are  
 30 legal residents of Florida, and who are 18 years of age or  
 31 older. ~~On or before January 1, 1993, and each year thereafter~~

1 ~~by January 1, the Department of Highway Safety and Motor~~  
2 ~~Vehicles shall deliver to the clerk of the circuit court in~~  
3 ~~each county a list of names, along with mailing addresses and~~  
4 ~~dates of birth, of each person 18 years of age or older whose~~  
5 ~~name appears in the department database and whose address is~~  
6 ~~in that county. By January 1, 1992, the department shall begin~~  
7 ~~the process of identifying persons whose names appear in the~~  
8 ~~department database who are not citizens of the United States~~  
9 ~~and legal residents of this state for the purpose of jury~~  
10 ~~selection. By January 1, 1998, the department database list~~  
11 ~~delivered to the clerk of the circuit court in each county may~~  
12 ~~include only the names of persons who are citizens of the~~  
13 ~~United States and legal residents of Florida and whose address~~  
14 ~~is in that county and who are 18 years of age or older. The~~  
15 ~~clerk of the circuit court shall add to the list the name of~~  
16 ~~any person who is 18 years of age or older and who is a~~  
17 ~~citizen of the United States and a legal resident of Florida~~  
18 ~~and who indicates a desire to serve as a juror, but whose name~~  
19 ~~does not appear on the department database list, by requiring~~  
20 ~~such person to execute an affidavit at the office of the~~  
21 ~~clerk.~~

22 Section 2. Subsection (1) of section 322.051, Florida  
23 Statutes, is amended to read:

24 322.051 Identification cards.--

25 (1) Any person who is 12 years of age or older, or any  
26 person who has a disability, regardless of age, who applies  
27 for a disabled parking permit under s. 320.0848, may be issued  
28 an identification card by the department upon completion of an  
29 application and payment of an application fee.

30 (a) Each such application shall include the following  
31 information regarding the applicant:

1           1. Full name (first, middle or maiden, and last),  
2 gender, social security card number, county of residence and  
3 mailing address, and a brief description.

4           2. Proof of birth date satisfactory to the department.

5           3. Proof of identity satisfactory to the department.

6 Such proof must include one of the following unless a driver's  
7 license record or identification card record has already been  
8 established: a certified copy of a United States birth  
9 certificate, a valid United States passport, an alien  
10 registration receipt card (green card), an employment  
11 authorization card issued by the United States Department of  
12 Justice, or proof of nonimmigrant classification provided by  
13 the United States Department of Justice, for an original  
14 identification card.

15           (b) An application for an identification card must be  
16 signed and verified by the applicant in a format designated by  
17 the department before a person authorized to administer oaths.  
18 The fee for an identification card is \$3, including payment  
19 for the color photograph or digital image of the applicant.

20           Section 3. Subsection (2) of section 322.08, Florida  
21 Statutes, is amended to read:

22           322.08 Application for license.--

23           (2) Each such application shall include the following  
24 information regarding the applicant:

25           (a) Full name (first, middle or maiden, and last),  
26 gender, social security card number, county of residence and  
27 mailing address, and a brief description.

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

30           (c) Proof of identity satisfactory to the department.

31 Such proof must include one of the following unless a driver's

1 license record or identification card record has already been  
2 established: a certified copy of a United States birth  
3 certificate, a valid United States passport, an alien  
4 registration receipt card (green card), an employment  
5 authorization card issued by the United States Department of  
6 Justice, or proof of nonimmigrant classification provided by  
7 the United States Department of Justice, for an original  
8 license.

9 (d) Whether the applicant has previously been licensed  
10 to drive, and, if so, when and by what state, and whether any  
11 such license or driving privilege has ever been disqualified,  
12 revoked, or suspended, or whether an application has ever been  
13 refused, and, if so, the date of and reason for such  
14 disqualification, suspension, revocation, or refusal.

15 Section 4. Subsection (2) of section 322.17, Florida  
16 Statutes, is amended to read:

17 322.17 Duplicate and replacement certificates.--

18 (2) Upon the surrender of the original license and the  
19 payment of any applicable ~~a \$10~~ replacement fee, the  
20 department shall issue a replacement license to make a change  
21 in name, address, or restrictions. Upon written request by the  
22 licensee and notification of a change in address, and the  
23 payment of any applicable replacement ~~a \$10 fee~~, the  
24 department shall issue an address sticker which shall be  
25 affixed to the back of the license by the licensee. A \$10  
26 replacement fee shall be assessed for a replacement license  
27 that is issued to make a change in restrictions. No fee is to  
28 be assessed for a replacement license that is issued to make a  
29 change in name or address if the licensee makes the change  
30 within 20 calendar days after the change in name or address as  
31 required by s. 322.19. A \$10 replacement fee shall be assessed

1 for a replacement license that is issued to make a change in  
2 name or address when the licensee makes the change within 21  
3 to 30 calendar days after the change in name or address, and a  
4 \$20 replacement fee shall be assessed for a replacement  
5 license that is issued to make a change in name or address  
6 when the licensee makes the change later than 30 calendar days  
7 after the change in name or address.Nine dollars of the fee  
8 levied in this subsection shall go to the Highway Safety  
9 Operating Trust Fund of the department.

10 Section 5. Section 322.19, Florida Statutes, is  
11 amended to read:

12 322.19 Change of address or name.--

13 (1) Whenever any person, after applying for or  
14 receiving a driver's license, changes his or her legal name,  
15 that person must within 20 calendar ~~10~~ days thereafter obtain  
16 a replacement license that reflects the change.

17 (2) Whenever any person, after applying for or  
18 receiving a driver's license, changes his or her ~~the~~ residence  
19 or mailing address ~~in the application or license~~, that the  
20 person must, within 20 ~~10~~ calendar days, either obtain a  
21 replacement license that reflects the change or request in  
22 writing a change-of-address sticker. The written request to  
23 the department must include the old and new addresses and the  
24 driver's license number.

25 (3) A violation of this section is a nonmoving  
26 violation with a penalty as provided in s. 318.18(2).

27 Section 6. Subsection (3) of section 322.121, Florida  
28 Statutes, is amended to read:

29 322.121 Periodic reexamination of all drivers.--

30 (3) For each licensee whose driving record does not  
31 show any revocations, disqualifications, or suspensions for

1 the preceding 7 years or any convictions for the preceding 3  
2 years except for convictions of the following nonmoving  
3 violations:

4 (a) Failure to exhibit a vehicle registration  
5 certificate, rental agreement, or cab card pursuant to s.  
6 320.0605;

7 (b) Failure to renew a motor vehicle or mobile home  
8 registration that has been expired for 4 months or less  
9 pursuant to s. 320.07(3)(a);

10 (c) Operating a motor vehicle with an expired license  
11 that has been expired for 4 months or less pursuant to s.  
12 322.065;

13 (d) Failure to carry or exhibit a license pursuant to  
14 s. 322.15(1); or

15 (e) Failure to notify the department of a change of  
16 address or name within 20 calendar ~~10~~ days pursuant to s.  
17 322.19,

18  
19 the department shall cause such licensee's license to be  
20 prominently marked with the notation "Safe Driver."

21 Section 7. This act shall take effect October 1, 2002.

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24 SENATE SUMMARY

25 Requires the Department of Highway Safety and Motor  
26 Vehicles to deliver monthly jury lists to the clerks of  
27 circuit courts. Requires applications for identification  
28 cards and driver's licenses to specify the county of  
29 residence. Revises fees for replacement driver's licenses  
30 and the time for obtaining a replacement driver's  
31 license. Revises the qualifications for designation as a  
safe driver.