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1                   A bill to be entitled  
 2           An act relating to driver licenses and identification  
 3           cards; amending s. 322.051, F.S.; authorizing the  
 4           Department of Highway Safety and Motor Vehicles to cancel  
 5           an identification card issued based on certain documents  
 6           that have been invalidated; clarifying a reference;  
 7           amending s. 322.22, F.S.; authorizing the department to  
 8           cancel a Florida driver license issued based on certain  
 9           documents that have been invalidated; requiring the  
 10          department to attempt to obtain from the Federal  
 11          Government the status of certain documents offered as  
 12          proof of identity by applicants for identification cards  
 13          or driver licenses; providing an effective date.

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

16  
 17           Section 1. Paragraphs (b) and (c) of subsection (2) and  
 18           subsection (4) of section 322.051, Florida Statutes, are  
 19           amended, and subsection (8) is added to said section, to read:

20           322.051 Identification cards.--

21           (2)

22           (b) Notwithstanding any other provision of this chapter,  
 23           if an applicant establishes his or her identity for an  
 24           identification card using a document authorized under sub-  
 25           subparagraph (1)(a)3.d., the identification card shall expire on  
 26           the fourth birthday of the applicant following the date of  
 27           original issue or upon first renewal or duplicate issued after  
 28           implementation of this section. After an initial showing of such

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29 documentation, he or she is exempted from having to renew or  
 30 obtain a duplicate in person.

31 (c) Notwithstanding any other provisions of this chapter,  
 32 if an applicant establishes his or her identity for an  
 33 identification card using an identification document authorized  
 34 under sub-subparagraphs (1)(a)3.e.-f., the identification card  
 35 shall expire 2 years after the date of issuance or upon the  
 36 expiration date cited on the United States Department of Justice  
 37 documents, whichever date first occurs, and may not be renewed  
 38 or obtain a duplicate except in person.

39 (4) When used with reference to identification cards,  
 40 "cancellation" means that an identification card is terminated  
 41 without prejudice and must be surrendered. Cancellation of the  
 42 card may be made when a card has been issued through error or  
 43 based on proof of identity authorized under sub-subparagraphs  
 44 (1)(a)3.d.-f. which is subsequently canceled, suspended,  
 45 revoked, expired, or otherwise invalidated or when the card has  
 46 been voluntarily surrendered to the department.

47 (8) The department is authorized to cancel any Florida  
 48 identification card issued based on proof of identity authorized  
 49 under sub-subparagraphs (1)(a)3.d.-f., if such documentation  
 50 offered as proof of identity has been found by the department to  
 51 be canceled, suspended, revoked, expired, or otherwise  
 52 invalidated.

53 Section 2. Paragraph (a) of subsection (1) of section  
 54 322.051, Florida Statutes, reads:

55 322.051 Identification cards.--

56 (1) Any person who is 12 years of age or older, or any  
 57 person who has a disability, regardless of age, who applies for

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58 a disabled parking permit under s. 320.0848, may be issued an  
 59 identification card by the department upon completion of an  
 60 application and payment of an application fee.

61 (a) Each such application shall include the following  
 62 information regarding the applicant:

63 1. Full name (first, middle or maiden, and last), gender,  
 64 social security card number, county of residence and mailing  
 65 address, country of birth, and a brief description.

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

67 3. Proof of identity satisfactory to the department. Such  
 68 proof must include one of the following documents issued to the  
 69 applicant:

70 a. A driver's license record or identification card record  
 71 from another jurisdiction that required the applicant to submit  
 72 a document for identification which is substantially similar to  
 73 a document required under sub-subparagraph b., sub-subparagraph  
 74 c., sub-subparagraph d., sub-subparagraph e., or sub-  
 75 subparagraph f.;

76 b. A certified copy of a United States birth certificate;

77 c. A valid United States passport;

78 d. An alien registration receipt card (green card);

79 e. An employment authorization card issued by the United  
 80 States Department of Justice; or

81 f. Proof of nonimmigrant classification provided by the  
 82 United States Department of Justice, for an original  
 83 identification card. In order to prove such nonimmigrant  
 84 classification, applicants may produce but are not limited to  
 85 the following documents:

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86 (I) A notice of hearing from an immigration court  
87 scheduling a hearing on any proceeding.

88 (II) A notice from the Board of Immigration Appeals  
89 acknowledging pendency of an appeal.

90 (III) Notice of the approval of an application for  
91 adjustment of status issued by the United States Immigration and  
92 Naturalization Service.

93 (IV) Any official documentation confirming the filing of a  
94 petition for asylum status or any other relief issued by the  
95 United States Immigration and Naturalization Service.

96 (V) Notice of action transferring any pending matter from  
97 another jurisdiction to Florida, issued by the United States  
98 Immigration and Naturalization Service.

99 (VI) Order of an immigration judge or immigration officer  
100 granting any relief that authorizes the alien to live and work  
101 in the United States including, but not limited to asylum.

102  
103 Presentation of any of the foregoing documents shall entitle the  
104 applicant to a driver's license or temporary permit for a period  
105 not to exceed the expiration date of the document presented or 2  
106 years, whichever first occurs.

107 Section 3. Subsection (2) of section 322.22, Florida  
108 Statutes, is renumbered as subsection (3) and a new subsection  
109 (2) is added to said section to read:

110 322.22 Authority of department to cancel license.--

111 (2) The department is authorized to cancel any driver's  
112 license issued based on proof of identity authorized under s.  
113 322.08(2)(c)4.-6., if such documentation offered as proof of

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114 identity has been found by the department to be canceled,  
 115 suspended, revoked, expired, or otherwise invalidated.

116 ~~(3)~~(2) Upon such cancellation, the licensee must surrender  
 117 to the department the license so canceled.

118 Section 4. Paragraph (c) of subsection (2) of section  
 119 322.08, Florida Statutes, reads:

120 322.08 Application for license.--

121 (2) Each such application shall include the following  
 122 information regarding the applicant:

123 (c) Proof of identity satisfactory to the department. Such  
 124 proof must include one of the following documents issued to the  
 125 applicant:

126 1. A driver's license record or identification card record  
 127 from another jurisdiction that required the applicant to submit  
 128 a document for identification which is substantially similar to  
 129 a document required under subparagraph 2., subparagraph 3.,  
 130 subparagraph 4., subparagraph 5., or subparagraph 6.;

131 2. A certified copy of a United States birth certificate;

132 3. A valid United States passport;

133 4. An alien registration receipt card (green card);

134 5. An employment authorization card issued by the United  
 135 States Department of Justice; or

136 6. Proof of nonimmigrant classification provided by the  
 137 United States Department of Justice.

138 Section 5. In order to carry out the authority granted  
 139 under ss. 322.051(4) and (8) and 322.22(2), Florida Statutes,  
 140 the Department of Highway Safety and Motor Vehicles shall, to  
 141 the fullest extent possible, obtain from the Federal Government,  
 142 including, but not limited to, the United States Departments of

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143 Justice, State, and Homeland Security, all cooperation and  
144 information necessary to enable it to determine when such  
145 departments of the Federal Government have canceled, suspended,  
146 revoked, caused to be expired, or otherwise invalidated any  
147 document used by Florida identification card and driver license  
148 applicants to prove eligibility for an identification card or  
149 driver license.

150 Section 6. This act shall take effect upon becoming a law.