

Bill No. SB 454

Barcode 414516

CHAMBER ACTION

Senate

House

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The Committee on Transportation (Sebesta) recommended the following **amendment to amendment** (753114):

Senate Amendment (with title amendment)

On page 11, between lines 16 and 17,

insert:

Section 11. Subsection (14) of section 322.2615, Florida Statutes, is amended, and subsection (16) is added to that section, to read:

322.2615 Suspension of license; right to review.--

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

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

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1 (16) The department shall invalidate a suspension for
2 driving with an unlawful blood-alcohol level or breath-alcohol
3 level imposed under this section if the suspended person is
4 found not guilty at trial of an underlying violation of s.
5 316.193.

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7 (Redesignate subsequent sections.)

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10 ===== T I T L E A M E N D M E N T =====

11 And the title is amended as follows:

12 On page 15, line 11, after the first semicolon

13
14 insert:

15 amending s. 322.2615, F.S.; providing that the
16 disposition of a related criminal proceeding
17 may not affect a suspension of a driver's
18 license for refusal to submit to blood, breath,
19 or urine testing; directing the Department of
20 Highway Safety and Motor Vehicles to invalidate
21 a suspension for driving with an unlawful
22 blood-alcohol level or breath-alcohol level if
23 the suspended person is found not guilty at
24 trial of the underlying violation of law;

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