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CHAMBER ACTION

Senate

House

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5/1/2008 2:21 PM

1 The Conference Committee on CS for SB 1988 recommended the
2 following **amendment**:

3
4 **Conference Committee Amendment (with title amendment)**

5 Delete everything after the enacting clause
6 and insert:

7 Section 1. Subsection (10) is added to section 322.34,
8 Florida Statutes, to read:

9 322.34 Driving while license suspended, revoked, canceled,
10 or disqualified.--

11 (10) (a) Notwithstanding any other provision of this
12 section, if a person does not have a prior forcible felony
13 conviction as defined in s. 776.08, the penalties provided in
14 paragraph (b) apply if a person's driver's license or driving
15 privilege is canceled, suspended, or revoked for:

16 1. Failing to pay child support as provided in s. 322.245
17 or s. 61.13016;



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18 2. Failing to pay any other financial obligation as
19 provided in s. 322.245 other than those specified in s.
20 322.245(1);

21 3. Failing to comply with a civil penalty required in s.
22 318.15;

23 4. Failing to maintain vehicular financial responsibility
24 as required by chapter 324;

25 5. Failing to comply with attendance or other requirements
26 for minors as set forth in s. 322.091; or

27 6. Having been designated a habitual traffic offender under
28 s. 322.264(1)(d) as a result of suspensions of his or her
29 driver's license or driver privilege for any underlying violation
30 listed in subparagraphs 1.-5.

31 (b)1. Upon a first conviction for knowingly driving while
32 his or her license is suspended, revoked, or canceled for any of
33 the underlying violations listed in subparagraphs (a)1.-6., a
34 person commits a misdemeanor of the second degree, punishable as
35 provided in s. 775.082 or s. 775.083.

36 2. Upon a second or subsequent conviction for the same
37 offense of knowingly driving while his or her license is
38 suspended, revoked, or canceled for any of the underlying
39 violations listed in subparagraphs (a)1.-6., a person commits a
40 misdemeanor of the first degree, punishable as provided in s.
41 775.082 or s. 775.083.

42 Section 2. The Department of Highway Safety and Motor
43 Vehicles shall conduct a study of the effectiveness of suspending
44 a person's driver's license for any of the underlying violations
45 as provided in section 1 of this act. The department, in
46 consultation with the Office of Program Policy Analysis and
47 Government Accountability and other affected entities, shall



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48 prepare a report that includes recommendations and describes the
49 success of using alternative methods that are designed to
50 increase compliance with these types of underlying violations.
51 The department shall submit its findings and recommendations to
52 the Governor and the Legislature by January 2, 2009.

53 Section 3. This act shall take effect July 1, 2008.

54
55 ===== T I T L E A M E N D M E N T =====

56 And the title is amended as follows:

57 Delete everything before the enacting clause
58 and insert:

59 A bill to be entitled
60 An act relating to driving with a license that is
61 suspended, revoked, or canceled; amending s. 322.34, F.S.;
62 providing that a person commits a second-degree
63 misdemeanor upon a first conviction and a first-degree
64 misdemeanor upon a second or subsequent conviction of the
65 same offense if the person commits certain specified
66 violations of law; requiring the Department of Highway
67 Safety and Motor Vehicles to study the effectiveness of
68 suspending a person's driver's license for certain
69 specified violations of law; requiring that the
70 department, in consultation with the Office of Program
71 Policy Analysis and Government Accountability and other
72 affected entities, prepare a report and submit its
73 findings and recommendations to the Governor and the
74 Legislature by a specified date; providing an effective
75 date.