

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Ambler offered the following:

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3 **Amendment (with title amendment)**

4 Between lines 2466 and 2467, insert:

5 Section 54. Effective March 1, 2009, sections 54, 55, and  
6 56 may be cited as "Tyler's Bill for Driver Education."

7 Section 55. Effective March 1, 2009, section 322.093,  
8 Florida Statutes, is created to read:

9 322.093 Driver education for minors.--Notwithstanding any  
10 other provision of law, the department may not issue a driver's  
11 license to a person who has not attained 18 years of age unless  
12 the person has successfully completed a driver education course  
13 of instruction in the operation of motor vehicles given by a  
14 public secondary school in compliance with s. 1003.48 or a  
15 nonpublic school or commercial driving school meeting the  
16 standards prescribed under s. 1003.48. However, nothing in this

635321

4/24/2008 2:19 PM

Amendment No.

17 section shall alter the distribution of funds pursuant to s.  
18 318.1215. The school shall issue a certificate to each student  
19 who successfully completes the driver education course.

20 Section 56. Effective March 1, 2009, section 1003.48,  
21 Florida Statutes, is amended to read:

22 1003.48 Instruction in operation of motor vehicles.--

23 (1) A course of study and instruction in the safe and  
24 lawful operation of a motor vehicle shall be made available by  
25 each district school board to students in the secondary schools  
26 in the state. As used in this section, the term "motor vehicle"  
27 shall have the same meaning as in s. 320.01(1)(a) and shall  
28 include motorcycles and mopeds. The course must include  
29 classroom or virtual instruction and behind-the-wheel training,  
30 which may include use of a simulator, except that instruction in  
31 motorcycle or moped operation may be limited to classroom  
32 instruction. The course shall not be made a part of, or a  
33 substitute for, any of the minimum requirements for graduation.

34 (2) In order to make such a course available to any  
35 secondary school student, the district school board may use any  
36 one of the following procedures or any combination thereof:

37 (a) Utilize instructional personnel employed by the  
38 district school board.

39 (b) Contract with a commercial driving school licensed  
40 under the provisions of chapter 488.

41 (c) Contract with an instructor certified under the  
42 provisions of chapter 488.

43 (3)(a) District school boards shall earn funds on full-  
44 time equivalent students at the appropriate basic program cost  
635321

4/24/2008 2:19 PM

Amendment No.

45 factor, regardless of the method by which such courses are  
46 offered.

47 (b) For the purpose of financing the driver education  
48 program in the secondary schools, there shall be levied an  
49 additional 50 cents per year to the driver's license fee  
50 required by s. 322.21. The additional fee shall be promptly  
51 remitted to the Department of Highway Safety and Motor Vehicles,  
52 which shall transmit the fee to the Chief Financial Officer to  
53 be deposited in the General Revenue Fund.

54 (4) The Commissioner of Education ~~district school board~~  
55 shall prescribe standards and curriculum requirements for the  
56 course required by this section and for instructional personnel  
57 directly employed by the district school board. Notwithstanding  
58 any other provision of law, any certified instructor or licensed  
59 commercial driving school offering the course pursuant to  
60 subsection (2) shall ~~be deemed sufficiently qualified and shall~~  
61 ~~not~~ be required to meet the standards and curriculum  
62 requirements prescribed for the course ~~any standards in lieu of~~  
63 ~~or~~ in addition to those prescribed under chapter 488.

64 (5) Any student under 18 years of age who has not  
65 satisfactorily completed the course required under this section  
66 shall have a restriction placed on his or her driver's permit.  
67 The student shall be restricted when operating a motor vehicle  
68 to having one passenger in the motor vehicle unless the student  
69 is accompanied by a driver who holds a valid license to operate  
70 a motor vehicle and who is at least 21 years of age.

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635321

4/24/2008 2:19 PM

Amendment No.

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**T I T L E   A M E N D M E N T**

Remove line 210 and insert:  
an exception; providing a short title; creating s.  
322.093, F.S.; providing that the Department of Highway  
Safety and Motor Vehicles may not issue a driver's license  
to a minor unless the minor has successfully completed a  
specified driver education course; specifying  
nonapplication to distribution of certain funds; providing  
for issuance of a certificate for successful course  
completion; amending s. 1003.48, F.S.; providing  
requirements for a school district course of instruction  
in the operation of motor vehicles; requiring the  
Commissioner of Education to prescribe standards and  
curriculum requirements; requiring certified instructors  
or commercial driving schools offering the course to meet  
the standards and requirements; providing for a restricted  
driver's permit under certain circumstances; providing  
effective dates.