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CHAMBER ACTION

Senate

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House

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1 The Committee on Transportation and Economic Development  
2 Appropriations (Margolis) recommended the following **amendment:**

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4 **Senate Amendment (with title amendment)**

5 Between line(s) 105 and 106,  
6 insert:

7 Section 3. Section 322.093, Florida Statutes, is created to  
8 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, a  
15 nonpublic school meeting the standards prescribed under s.  
16 1003.48, or a commercial driving school licensed under chapter

Bill No. SB 504



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17 | 488. The school shall issue a certificate to each student who  
18 | successfully completes the driver education course.

19 | Section 4. Section 1003.48, Florida Statutes, is amended to  
20 | read:

21 | 1003.48 Instruction in operation of motor vehicles.--

22 | (1) A course of study and instruction in the safe and  
23 | lawful operation of a motor vehicle shall be made available by  
24 | each district school board to students in the secondary schools  
25 | in the state. As used in this section, the term "motor vehicle"  
26 | shall have the same meaning as in s. 320.01(1)(a) and shall  
27 | include motorcycles and mopeds. The course must include classroom  
28 | instruction and behind-the-wheel training, except that

29 | instruction in motorcycle or moped operation may be limited to  
30 | classroom instruction. The course shall not be made a part of, or  
31 | a substitute for, any of the minimum requirements for graduation.

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

35 | (a) Utilize instructional personnel employed by the  
36 | district school board.

37 | (b) Contract with a commercial driving school licensed  
38 | under the provisions of chapter 488.

39 | (c) Contract with an instructor certified under the  
40 | provisions of chapter 488.

41 | (3)(a) District school boards shall earn funds on full-time  
42 | equivalent students at the appropriate basic program cost factor,  
43 | regardless of the method by which such courses are offered.

44 | (b) For the purpose of financing the Driver Education  
45 | Program in the secondary schools, there shall be levied an  
46 | additional 50 cents per year to the driver's license fee required



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47 | by s. 322.21. The additional fee shall be promptly remitted to  
 48 | the Department of Highway Safety and Motor Vehicles, which shall  
 49 | transmit the fee to the Chief Financial Officer to be deposited  
 50 | in the General Revenue Fund.

51 | (c) A board of county commissioners may use funds received  
 52 | pursuant to s. 318.1215 to supplement funds for driver education  
 53 | courses in public and nonpublic schools as provided in s.  
 54 | 318.1215.

55 | (4) The Commissioner of Education ~~district school board~~  
 56 | shall prescribe standards for the course required by this section  
 57 | and for instructional personnel directly employed by the district  
 58 | school board. Any certified instructor or licensed commercial  
 59 | driving school shall be deemed sufficiently qualified and shall  
 60 | not be required to meet any standards in lieu of or in addition  
 61 | to those prescribed under chapter 488.

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 63 | ===== T I T L E A M E N D M E N T =====

64 | And the title is amended as follows:

65 | Delete line(s) 2-8

66 | and insert:

67 | An act relating to the operation of a motor vehicle;  
 68 | amending s. 316.304, F.S.; prohibiting certain persons  
 69 | from using an electronic wireless communications device  
 70 | while operating a motor vehicle; providing for  
 71 | enforcement; providing penalties; amending s. 322.27,  
 72 | F.S.; providing for a point assessment against the  
 73 | driver's license; creating s. 322.093, F.S.; requiring  
 74 | that minors complete a driver education course prior to  
 75 | issuance of a driver's license; providing that the course  
 76 | may be given by a public secondary school, a nonpublic



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77 | school, or a commercial driving school meeting specified  
78 | requirements; requiring the school to issue a certificate  
79 | to a student who successfully completes the course;  
80 | amending s. 1003.48, F.S.; providing instruction and  
81 | training requirements for driver education courses;  
82 | authorizing a board of county commissioners to use certain  
83 | funds to supplement funds for driver education courses;  
84 | requiring that the Commissioner of Education rather than  
85 | the district school board prescribe standards concerning a  
86 | required driver education course or certain instructional  
87 | personnel employed by the board; providing an effective  
88 | date.