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1 A bill to be entitled  
2 An act relating to motor vehicles; amending s. 316.193,  
3 F.S.; revising the vehicles upon which an ignition  
4 interlock device must be installed upon a conviction for  
5 which such placement is ordered; amending s. 316.1937,  
6 F.S.; setting forth the standard to be used by the court  
7 in determining whether a person is able to pay for an  
8 ignition interlock device; requiring a person who uses a  
9 vehicle equipped with an ignition interlock device to  
10 obtain an ignition interlock-restricted driver's license  
11 from the Department of Highway Safety and Motor Vehicles;  
12 requiring a court to extend the time an offender must use  
13 an ignition interlock device if the offender requests or  
14 solicits any other person to blow into an ignition  
15 interlock device in place of the offender; amending s.  
16 320.08, F.S.; decreasing the annual license taxes for the  
17 operation of certain vehicles; amending s. 322.21, F.S.;  
18 decreasing certain driver's license fees; deleting fees  
19 for requesting a review or hearing related to the  
20 cancellation of a driver's license; amending s. 322.2715,  
21 F.S.; increasing the fee imposed for installing an  
22 ignition interlock device; amending s. 322.28, F.S.;  
23 authorizing a person convicted of driving under the  
24 influence of alcohol or chemical substances to petition  
25 the court to approve receipt of a restricted driver's  
26 license under certain circumstances and with specified  
27 conditions; providing an effective date.  
28

29 Be It Enacted by the Legislature of the State of Florida:

30  
 31 Section 1. Paragraph (a) of subsection (2) and paragraph  
 32 (c) of subsection (4) of section 316.193, Florida Statutes, are  
 33 amended to read:

34 316.193 Driving under the influence; penalties.—

35 (2) (a) Except as provided in paragraph (b), subsection  
 36 (3), or subsection (4), any person who is convicted of a  
 37 violation of subsection (1) shall be punished:

38 1. By a fine of:

39 a. Not less than \$500 or more than \$1,000 for a first  
 40 conviction.

41 b. Not less than \$1,000 or more than \$2,000 for a second  
 42 conviction; and

43 2. By imprisonment for:

44 a. Not more than 6 months for a first conviction.

45 b. Not more than 9 months for a second conviction.

46 3. For a second conviction, by placing ~~mandatory placement~~  
 47 for a period of at least 1 year, at the convicted person's sole  
 48 expense, ~~of~~ an ignition interlock device approved by the  
 49 department in accordance with s. 316.1938 upon any vehicle ~~all~~  
 50 ~~vehicles that are individually or jointly leased or owned and~~  
 51 ~~routinely~~ operated by the convicted person, if ~~when~~ the  
 52 convicted person qualifies for a permanent or restricted  
 53 license. ~~The installation of such device may not occur before~~  
 54 ~~July 1, 2003.~~

55 (4) Any person who is convicted of a violation of  
 56 subsection (1) and who has a blood-alcohol level or breath-

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57 | alcohol level of 0.15 or higher, or any person who is convicted  
 58 | of a violation of subsection (1) and who at the time of the  
 59 | offense was accompanied in the vehicle by a person under the age  
 60 | of 18 years, shall be punished:

61 | (c) In addition to the penalties in paragraphs (a) and  
 62 | (b), the court shall order the mandatory placement, at the  
 63 | convicted person's sole expense, of an ignition interlock device  
 64 | approved by the department in accordance with s. 316.1938 upon  
 65 | any vehicle ~~all vehicles that are individually or jointly leased~~  
 66 | ~~or owned and routinely~~ operated by the convicted person for not  
 67 | less than 6 continuous months for the first offense and for not  
 68 | less than 2 ~~continuous~~ years for a second offense, when the  
 69 | convicted person qualifies for a permanent or restricted  
 70 | license.

71 | Section 2. Subsection (2) and paragraph (b) of subsection  
 72 | (6) of section 316.1937, Florida Statutes, are amended to read:

73 | 316.1937 Ignition interlock devices, requiring; unlawful  
 74 | acts.—

75 | (2) When ~~If~~ the court imposes the use of an ignition  
 76 | interlock device, the court shall:

77 | (a) Stipulate on the record the requirement for, and the  
 78 | period of, the use of a certified ignition interlock device.

79 | (b) Order that the records of the department reflect such  
 80 | requirement.

81 | (c) Order that an ignition interlock device be installed,  
 82 | as the court may determine necessary, on any vehicle owned or  
 83 | operated by the person.

84 | (d) Determine the person's ability to pay for installation

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85 of the device if the person claims inability to pay. The court  
86 shall base its determination on an objective standard of the  
87 convicted person's eligibility for representation by a public  
88 defender or eligibility for food stamps. If the court determines  
89 that the person is unable to pay for installation of the device,  
90 the court may order that any portion of a fine paid by the  
91 person for a violation of s. 316.193 shall be allocated to  
92 defray the costs of installing the device.

93 (e) Require proof of installation of the device and  
94 periodic reporting to the department for verification of the  
95 operation of the device in the person's vehicle.

96 (f) Require that anyone who is required to use a vehicle  
97 equipped with an ignition interlock device first obtain a  
98 license from the department which clearly states that the driver  
99 of the vehicle is restricted to operating a vehicle equipped  
100 with an ignition interlock device.

101 (6)

102 (b) It is unlawful for any person whose driving privilege  
103 is restricted pursuant to this section to request or solicit any  
104 other person to blow into an ignition interlock device or to  
105 start a motor vehicle equipped with the device for the purpose  
106 of providing the person so restricted with an operable motor  
107 vehicle. A court shall extend the time that an offender is  
108 required to use an ignition interlock device for at least 3  
109 months but not more than 6 months if an offender violates this  
110 paragraph.

111 Section 3. Section 320.08, Florida Statutes, is amended to  
112 read:

113 320.08 License taxes.—Except as otherwise provided herein,  
 114 there are hereby levied and imposed annual license taxes for the  
 115 operation of motor vehicles, mopeds, motorized bicycles as  
 116 defined in s. 316.003(2), and mobile homes, as defined in s.  
 117 320.01, which shall be paid to and collected by the department  
 118 or its agent upon the registration or renewal of registration of  
 119 the following:

120 (1) MOTORCYCLES AND MOPEDS.—

121 (a) Any motorcycle: \$10 ~~\$13.50~~ flat, ~~of which \$3.50 shall~~  
 122 ~~be deposited into the General Revenue Fund.~~

123 (b) Any moped: \$5 ~~\$6.75~~ flat, ~~of which \$1.75 shall be~~  
 124 ~~deposited into the General Revenue Fund.~~

125 (c) Upon registration of any motorcycle, motor-driven  
 126 cycle, or moped there shall be paid in addition to the license  
 127 taxes specified in this subsection a nonrefundable motorcycle  
 128 safety education fee in the amount of \$2.50. The proceeds of  
 129 such additional fee shall be deposited in the Highway Safety  
 130 Operating Trust Fund to fund a motorcycle driver improvement  
 131 program implemented pursuant to s. 322.025, the Florida  
 132 Motorcycle Safety Education Program established in s. 322.0255,  
 133 or the general operations of the department.

134 (d) An ancient or antique motorcycle: \$10 ~~\$13.50~~ flat, ~~of~~  
 135 ~~which \$3.50 shall be deposited into the General Revenue Fund.~~

136 (2) AUTOMOBILES FOR PRIVATE USE.—

137 (a) An ancient or antique automobile, as defined in s.  
 138 320.086, or a street rod, as defined in s. 320.0863: \$7.50  
 139 ~~\$10.25~~ flat, ~~of which \$2.75 shall be deposited into the General~~  
 140 ~~Revenue Fund.~~

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141 (b) Net weight of less than 2,500 pounds: \$14.50 ~~\$19.50~~  
 142 flat, ~~of which \$5 shall be deposited into the General Revenue~~  
 143 ~~Fund.~~

144 (c) Net weight of 2,500 pounds or more, but less than  
 145 3,500 pounds: \$22.50 ~~\$30.50~~ flat, ~~of which \$8 shall be deposited~~  
 146 ~~into the General Revenue Fund.~~

147 (d) Net weight of 3,500 pounds or more: \$32.50 ~~\$44~~ flat,  
 148 ~~of which \$11.50 shall be deposited into the General Revenue~~  
 149 ~~Fund.~~

150 (3) TRUCKS.—

151 (a) Net weight of less than 2,000 pounds: \$14.50 ~~\$19.50~~  
 152 flat, ~~of which \$5 shall be deposited into the General Revenue~~  
 153 ~~Fund.~~

154 (b) Net weight of 2,000 pounds or more, but not more than  
 155 3,000 pounds: \$22.50 ~~\$30.50~~ flat, ~~of which \$8 shall be deposited~~  
 156 ~~into the General Revenue Fund.~~

157 (c) Net weight more than 3,000 pounds, but not more than  
 158 5,000 pounds: \$32.50 ~~\$44~~ flat, ~~of which \$11.50 shall be~~  
 159 ~~deposited into the General Revenue Fund.~~

160 (d) A truck defined as a "goat," or any other vehicle if  
 161 used in the field by a farmer or in the woods for the purpose of  
 162 harvesting a crop, including naval stores, during such  
 163 harvesting operations, and which is not principally operated  
 164 upon the roads of the state: \$7.50 ~~\$10.25~~ flat, ~~of which \$2.75~~  
 165 ~~shall be deposited into the General Revenue Fund.~~ A "goat" is a  
 166 motor vehicle designed, constructed, and used principally for  
 167 the transportation of citrus fruit within citrus groves or for  
 168 the transportation of crops on farms, and which can also be used

169 for the hauling of associated equipment or supplies, including  
 170 required sanitary equipment, and the towing of farm trailers.

171 (e) An ancient or antique truck, as defined in s. 320.086:  
 172 \$7.50 ~~\$10.25~~ flat, ~~of which \$2.75 shall be deposited into the~~  
 173 ~~General Revenue Fund.~~

174 (4) HEAVY TRUCKS, TRUCK TRACTORS, FEES ACCORDING TO GROSS  
 175 VEHICLE WEIGHT.—

176 (a) Gross vehicle weight of 5,001 pounds or more, but less  
 177 than 6,000 pounds: \$45 ~~\$60.75~~ flat, ~~of which \$15.75 shall be~~  
 178 ~~deposited into the General Revenue Fund.~~

179 (b) Gross vehicle weight of 6,000 pounds or more, but less  
 180 than 8,000 pounds: \$65 ~~\$87.75~~ flat, ~~of which \$22.75 shall be~~  
 181 ~~deposited into the General Revenue Fund.~~

182 (c) Gross vehicle weight of 8,000 pounds or more, but less  
 183 than 10,000 pounds: \$76 ~~\$103~~ flat, ~~of which \$27 shall be~~  
 184 ~~deposited into the General Revenue Fund.~~

185 (d) Gross vehicle weight of 10,000 pounds or more, but  
 186 less than 15,000 pounds: \$87 ~~\$118~~ flat, ~~of which \$31 shall be~~  
 187 ~~deposited into the General Revenue Fund.~~

188 (e) Gross vehicle weight of 15,000 pounds or more, but  
 189 less than 20,000 pounds: \$131 ~~\$177~~ flat, ~~of which \$46 shall be~~  
 190 ~~deposited into the General Revenue Fund.~~

191 (f) Gross vehicle weight of 20,000 pounds or more, but  
 192 less than 26,001 pounds: \$186 ~~\$251~~ flat, ~~of which \$65 shall be~~  
 193 ~~deposited into the General Revenue Fund.~~

194 (g) Gross vehicle weight of 26,001 pounds or more, but  
 195 less than 35,000: \$240 ~~\$324~~ flat, ~~of which \$84 shall be~~  
 196 ~~deposited into the General Revenue Fund.~~

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197 (h) Gross vehicle weight of 35,000 pounds or more, but  
 198 less than 44,000 pounds: \$300 ~~\$405~~ flat, ~~of which \$105 shall be~~  
 199 ~~deposited into the General Revenue Fund.~~

200 (i) Gross vehicle weight of 44,000 pounds or more, but  
 201 less than 55,000 pounds: \$572 ~~\$773~~ flat, ~~of which \$201 shall be~~  
 202 ~~deposited into the General Revenue Fund.~~

203 (j) Gross vehicle weight of 55,000 pounds or more, but  
 204 less than 62,000 pounds: \$678 ~~\$916~~ flat, ~~of which \$238 shall be~~  
 205 ~~deposited into the General Revenue Fund.~~

206 (k) Gross vehicle weight of 62,000 pounds or more, but  
 207 less than 72,000 pounds: \$800 ~~\$1,080~~ flat, ~~of which \$280 shall~~  
 208 ~~be deposited into the General Revenue Fund.~~

209 (l) Gross vehicle weight of 72,000 pounds or more: \$979  
 210 ~~\$1,322~~ flat, ~~of which \$343 shall be deposited into the General~~  
 211 ~~Revenue Fund.~~

212 (m) Notwithstanding the declared gross vehicle weight, a  
 213 truck tractor used within a 150-mile radius of its home address  
 214 is eligible for a license plate for a fee of \$240 ~~\$324~~ flat if:

- 215 1. The truck tractor is used exclusively for hauling  
 216 forestry products; or
- 217 2. The truck tractor is used primarily for the hauling of  
 218 forestry products, and is also used for the hauling of  
 219 associated forestry harvesting equipment used by the owner of  
 220 the truck tractor.

221  
 222 ~~Of the fee imposed by this paragraph, \$84 shall be deposited~~  
 223 ~~into the General Revenue Fund.~~

224 (n) A truck tractor or heavy truck, not operated as a for-



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225 hire vehicle, which is engaged exclusively in transporting raw,  
 226 unprocessed, and nonmanufactured agricultural or horticultural  
 227 products within a 150-mile radius of its home address, is  
 228 eligible for a restricted license plate for a fee of:

229 1. If such vehicle's declared gross vehicle weight is less  
 230 than 44,000 pounds, \$65 ~~\$87.75~~ flat, ~~of which \$22.75 shall be~~  
 231 ~~deposited into the General Revenue Fund.~~

232 2. If such vehicle's declared gross vehicle weight is  
 233 44,000 pounds or more and such vehicle only transports from the  
 234 point of production to the point of primary manufacture; to the  
 235 point of assembling the same; or to a shipping point of a rail,  
 236 water, or motor transportation company, \$240 ~~\$324~~ flat, ~~of which~~  
 237 ~~\$84 shall be deposited into the General Revenue Fund.~~

238  
 239 Such not-for-hire truck tractors and heavy trucks used  
 240 exclusively in transporting raw, unprocessed, and  
 241 nonmanufactured agricultural or horticultural products may be  
 242 incidentally used to haul farm implements and fertilizers  
 243 delivered direct to the growers. The department may require any  
 244 documentation deemed necessary to determine eligibility prior to  
 245 issuance of this license plate. For the purpose of this  
 246 paragraph, "not-for-hire" means the owner of the motor vehicle  
 247 must also be the owner of the raw, unprocessed, and  
 248 nonmanufactured agricultural or horticultural product, or the  
 249 user of the farm implements and fertilizer being delivered.

250 (5) SEMITRAILERS, FEES ACCORDING TO GROSS VEHICLE WEIGHT;  
 251 SCHOOL BUSES; SPECIAL PURPOSE VEHICLES.—

252 (a)1. A semitrailer drawn by a GVW truck tractor by means

253 of a fifth-wheel arrangement: \$10 ~~\$13.50~~ flat per registration  
 254 year or any part thereof, ~~of which \$3.50 shall be deposited into~~  
 255 ~~the General Revenue Fund.~~

256 2. A semitrailer drawn by a GVW truck tractor by means of  
 257 a fifth-wheel arrangement: \$50 ~~\$68~~ flat per permanent  
 258 registration, ~~of which \$18 shall be deposited into the General~~  
 259 ~~Revenue Fund.~~

260 (b) A motor vehicle equipped with machinery and designed  
 261 for the exclusive purpose of well drilling, excavation,  
 262 construction, spraying, or similar activity, and which is not  
 263 designed or used to transport loads other than the machinery  
 264 described above over public roads: \$32.50 ~~\$44~~ flat, ~~of which~~  
 265 ~~\$11.50 shall be deposited into the General Revenue Fund.~~

266 (c) A school bus used exclusively to transport pupils to  
 267 and from school or school or church activities or functions  
 268 within their own county: \$30 ~~\$41~~ flat, ~~of which \$11 shall be~~  
 269 ~~deposited into the General Revenue Fund.~~

270 (d) A wrecker, as defined in s. 320.01(40), which is used  
 271 to tow a vessel as defined in s. 327.02(39), a disabled,  
 272 abandoned, stolen-recovered, or impounded motor vehicle as  
 273 defined in s. 320.01(38), or a replacement motor vehicle as  
 274 defined in s. 320.01(39): \$30 ~~\$41~~ flat, ~~of which \$11 shall be~~  
 275 ~~deposited into the General Revenue Fund.~~

276 (e) A wrecker that is used to tow any motor vehicle,  
 277 regardless of whether such motor vehicle is a disabled motor  
 278 vehicle, a replacement motor vehicle, a vessel, or any other  
 279 cargo, as follows:

280 1. Gross vehicle weight of 10,000 pounds or more, but less

281 than 15,000 pounds: \$87 ~~\$118~~ flat, ~~of which \$31 shall be~~  
 282 ~~deposited into the General Revenue Fund.~~

283 2. Gross vehicle weight of 15,000 pounds or more, but less  
 284 than 20,000 pounds: \$131 ~~\$177~~ flat, ~~of which \$46 shall be~~  
 285 ~~deposited into the General Revenue Fund.~~

286 3. Gross vehicle weight of 20,000 pounds or more, but less  
 287 than 26,000 pounds: \$186 ~~\$251~~ flat, ~~of which \$65 shall be~~  
 288 ~~deposited into the General Revenue Fund.~~

289 4. Gross vehicle weight of 26,000 pounds or more, but less  
 290 than 35,000 pounds: \$240 ~~\$324~~ flat, ~~of which \$84 shall be~~  
 291 ~~deposited into the General Revenue Fund.~~

292 5. Gross vehicle weight of 35,000 pounds or more, but less  
 293 than 44,000 pounds: \$300 ~~\$405~~ flat, ~~of which \$105 shall be~~  
 294 ~~deposited into the General Revenue Fund.~~

295 6. Gross vehicle weight of 44,000 pounds or more, but less  
 296 than 55,000 pounds: \$572 ~~\$772~~ flat, ~~of which \$200 shall be~~  
 297 ~~deposited into the General Revenue Fund.~~

298 7. Gross vehicle weight of 55,000 pounds or more, but less  
 299 than 62,000 pounds: \$678 ~~\$915~~ flat, ~~of which \$237 shall be~~  
 300 ~~deposited into the General Revenue Fund.~~

301 8. Gross vehicle weight of 62,000 pounds or more, but less  
 302 than 72,000 pounds: \$800 ~~\$1,080~~ flat, ~~of which \$280 shall be~~  
 303 ~~deposited into the General Revenue Fund.~~

304 9. Gross vehicle weight of 72,000 pounds or more: \$979  
 305 ~~\$1,322~~ flat, ~~of which \$343 shall be deposited into the General~~  
 306 ~~Revenue Fund.~~

307 (f) A hearse or ambulance: \$30 ~~\$40.50~~ flat, ~~of which~~  
 308 ~~\$10.50 shall be deposited into the General Revenue Fund.~~

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309 (6) MOTOR VEHICLES FOR HIRE.—

310 (a) Under nine passengers: \$12.50 ~~\$17~~ flat, ~~of which \$4.50~~  
 311 ~~shall be deposited into the General Revenue Fund;~~ plus \$1 ~~\$1.50~~  
 312 per cwt, ~~of which 50 cents shall be deposited into the General~~  
 313 ~~Revenue Fund.~~

314 (b) Nine passengers and over: \$12.50 ~~\$17~~ flat, ~~of which~~  
 315 ~~\$4.50 shall be deposited into the General Revenue Fund;~~ plus  
 316 \$1.50 ~~\$2~~ per cwt, ~~of which 50 cents shall be deposited into the~~  
 317 ~~General Revenue Fund.~~

318 (7) TRAILERS FOR PRIVATE USE.—

319 (a) Any trailer weighing 500 pounds or less: \$5 ~~\$6.75~~ flat  
 320 per year or any part thereof, ~~of which \$1.75 shall be deposited~~  
 321 ~~into the General Revenue Fund.~~

322 (b) Net weight over 500 pounds: \$2.50 ~~\$3.50~~ flat, ~~of which~~  
 323 ~~\$1 shall be deposited into the General Revenue Fund;~~ plus 75  
 324 cents ~~\$1~~ per cwt, ~~of which 25 cents shall be deposited into the~~  
 325 ~~General Revenue Fund.~~

326 (8) TRAILERS FOR HIRE.—

327 (a) Net weight under 2,000 pounds: \$2.50 ~~\$3.50~~ flat, ~~of~~  
 328 ~~which \$1 shall be deposited into the General Revenue Fund;~~ plus  
 329 \$1 ~~\$1.50~~ per cwt, ~~of which 50 cents shall be deposited into the~~  
 330 ~~General Revenue Fund.~~

331 (b) Net weight 2,000 pounds or more: \$10 ~~\$13.50~~ flat, ~~of~~  
 332 ~~which \$3.50 shall be deposited into the General Revenue Fund;~~  
 333 plus \$1 ~~\$1.50~~ per cwt, ~~of which 50 cents shall be deposited into~~  
 334 ~~the General Revenue Fund.~~

335 (9) RECREATIONAL VEHICLE-TYPE UNITS.—

336 (a) A travel trailer or fifth-wheel trailer, as defined by

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337 s. 320.01(1)(b), which ~~that~~ does not exceed 35 feet in length:  
 338 \$20 ~~\$27~~ flat, ~~of which \$7 shall be deposited into the General~~  
 339 ~~Revenue Fund.~~

340 (b) A camping trailer, as defined by s. 320.01(1)(b)2.:  
 341 \$10 ~~\$13.50~~ flat, ~~of which \$3.50 shall be deposited into the~~  
 342 ~~General Revenue Fund.~~

343 (c) A motor home, as defined by s. 320.01(1)(b)4.:

344 1. Net weight of less than 4,500 pounds: \$20 ~~\$27~~ flat, ~~of~~  
 345 ~~which \$7 shall be deposited into the General Revenue Fund.~~

346 2. Net weight of 4,500 pounds or more: \$35 ~~\$47.25~~ flat, ~~of~~  
 347 ~~which \$12.25 shall be deposited into the General Revenue Fund.~~

348 (d) A truck camper as defined by s. 320.01(1)(b)3.:

349 1. Net weight of less than 4,500 pounds: \$20 ~~\$27~~ flat, ~~of~~  
 350 ~~which \$7 shall be deposited into the General Revenue Fund.~~

351 2. Net weight of 4,500 pounds or more: \$35 ~~\$47.25~~ flat, ~~of~~  
 352 ~~which \$12.25 shall be deposited into the General Revenue Fund.~~

353 (e) A private motor coach as defined by s. 320.01(1)(b)5.:

354 1. Net weight of less than 4,500 pounds: \$20 ~~\$27~~ flat, ~~of~~  
 355 ~~which \$7 shall be deposited into the General Revenue Fund.~~

356 2. Net weight of 4,500 pounds or more: \$35 ~~\$47.25~~ flat, ~~of~~  
 357 ~~which \$12.25 shall be deposited into the General Revenue Fund.~~

358 (10) PARK TRAILERS; TRAVEL TRAILERS; FIFTH-WHEEL TRAILERS;  
 359 35 FEET TO 40 FEET.—

360 (a) Park trailers.—Any park trailer, as defined in s.  
 361 320.01(1)(b)7.: \$25 flat.

362 (b) A travel trailer or fifth-wheel trailer, as defined in  
 363 s. 320.01(1)(b), which ~~that~~ exceeds 35 feet: \$25 flat.

364 (11) MOBILE HOMES.—

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365 (a) A mobile home not exceeding 35 feet in length: \$20  
 366 flat.

367 (b) A mobile home over 35 feet in length, but not  
 368 exceeding 40 feet: \$25 flat.

369 (c) A mobile home over 40 feet in length, but not  
 370 exceeding 45 feet: \$30 flat.

371 (d) A mobile home over 45 feet in length, but not  
 372 exceeding 50 feet: \$35 flat.

373 (e) A mobile home over 50 feet in length, but not  
 374 exceeding 55 feet: \$40 flat.

375 (f) A mobile home over 55 feet in length, but not  
 376 exceeding 60 feet: \$45 flat.

377 (g) A mobile home over 60 feet in length, but not  
 378 exceeding 65 feet: \$50 flat.

379 (h) A mobile home over 65 feet in length: \$80 flat.

380 (12) DEALER AND MANUFACTURER LICENSE PLATES.—A franchised  
 381 motor vehicle dealer, independent motor vehicle dealer, marine  
 382 boat trailer dealer, or mobile home dealer and manufacturer  
 383 license plate: \$12.50 \$17 flat, ~~of which \$4.50 shall be~~  
 384 ~~deposited into the General Revenue Fund.~~

385 (13) EXEMPT OR OFFICIAL LICENSE PLATES.—Any exempt or  
 386 official license plate: \$3 \$4 flat, ~~of which \$1 shall be~~  
 387 ~~deposited into the General Revenue Fund.~~

388 (14) LOCALLY OPERATED MOTOR VEHICLES FOR HIRE.—A motor  
 389 vehicle for hire operated wholly within a city or within 25  
 390 miles thereof: \$12.50 \$17 flat, ~~of which \$4.50 shall be~~  
 391 ~~deposited into the General Revenue Fund;~~ plus \$1.50 \$2 per cwt,  
 392 ~~of which 50 cents shall be deposited into the General Revenue~~

393 Fund.

394 (15) TRANSPORTER.—Any transporter license plate issued to  
 395 a transporter pursuant to s. 320.133: \$75 ~~\$101.25~~ flat, ~~of which~~  
 396 ~~\$26.25 shall be deposited into the General Revenue Fund.~~

397 Section 4. Subsections (1), (8), and (9) of section  
 398 322.21, Florida Statutes, are amended to read:

399 322.21 License fees; procedure for handling and collecting  
 400 fees.—

401 (1) Except as otherwise provided herein, the fee for:

402 (a) An original or renewal commercial driver's license is  
 403 \$67 ~~\$75~~, which shall include the fee for driver education  
 404 provided by s. 1003.48. However, if an applicant has completed  
 405 training and is applying for employment or is currently employed  
 406 in a public or nonpublic school system that requires the  
 407 commercial license, the fee is the same as for a Class E  
 408 driver's license. A delinquent fee of \$1 ~~\$15~~ shall be added for  
 409 a renewal within 12 months after the license expiration date.

410 (b) An original Class E driver's license is \$27 ~~\$48~~, which  
 411 includes the fee for driver's education provided by s. 1003.48.  
 412 However, if an applicant has completed training and is applying  
 413 for employment or is currently employed in a public or nonpublic  
 414 school system that requires a commercial driver license, the fee  
 415 is the same as for a Class E license.

416 (c) The renewal or extension of a Class E driver's license  
 417 or of a license restricted to motorcycle use only is \$20 ~~\$48~~,  
 418 except that a delinquent fee of \$1 ~~\$15~~ shall be added for a  
 419 renewal or extension made within 12 months after the license  
 420 expiration date. The fee provided in this paragraph includes the

421 fee for driver's education provided by s. 1003.48.

422 (d) An original driver's license restricted to motorcycle  
 423 use only is \$27 ~~\$48~~, which includes the fee for driver's  
 424 education provided by s. 1003.48.

425 (e) A replacement driver's license issued pursuant to s.  
 426 322.17 is \$10 ~~\$25~~. Of this amount \$7 shall be deposited into the  
 427 Highway Safety Operating Trust Fund and \$3 ~~\$18~~ shall be  
 428 deposited into the General Revenue Fund.

429 (f) An original, renewal, or replacement identification  
 430 card issued pursuant to s. 322.051 is \$10 ~~\$25~~. Funds collected  
 431 from these fees shall be distributed as follows:

432 1. For an original identification card issued pursuant to  
 433 s. 322.051 the fee is \$10 ~~\$25~~. This amount shall be deposited  
 434 into the General Revenue Fund.

435 2. For a renewal identification card issued pursuant to s.  
 436 322.051 the fee is \$10 ~~\$25~~. Of this amount, \$6 shall be  
 437 deposited into the Highway Safety Operating Trust Fund and \$4  
 438 ~~\$19~~ shall be deposited into the General Revenue Fund.

439 3. For a replacement identification card issued pursuant  
 440 to s. 322.051 the fee is \$10 ~~\$25~~. Of this amount, \$9 shall be  
 441 deposited into the Highway Safety Operating Trust Fund and \$1  
 442 ~~\$16~~ shall be deposited into the General Revenue Fund.

443 (g) Each endorsement required by s. 322.57 is \$7.

444 (h) A hazardous-materials endorsement, as required by s.  
 445 322.57(1)(d), shall be set by the department by rule and must  
 446 reflect the cost of the required criminal history check,  
 447 including the cost of the state and federal fingerprint check,  
 448 and the cost to the department of providing and issuing the



449 license. The fee shall not exceed \$100. This fee shall be  
 450 deposited in the Highway Safety Operating Trust Fund. The  
 451 department may adopt rules to administer this section.

452 (8) Any person who applies for reinstatement following the  
 453 suspension or revocation of the person's driver's license must  
 454 pay a service fee of \$35 ~~\$45~~ following a suspension, and \$60 ~~\$75~~  
 455 following a revocation, which is in addition to the fee for a  
 456 license. Any person who applies for reinstatement of a  
 457 commercial driver's license following the disqualification of  
 458 the person's privilege to operate a commercial motor vehicle  
 459 shall pay a service fee of \$60 ~~\$75~~, which is in addition to the  
 460 fee for a license. The department shall collect all of these  
 461 fees at the time of reinstatement. The department shall issue  
 462 proper receipts for such fees and shall promptly transmit all  
 463 funds received by it as follows:

464 (a) Of the \$35 ~~\$45~~ fee received from a licensee for  
 465 reinstatement following a suspension, the department shall  
 466 deposit \$15 in the General Revenue Fund and \$20 ~~\$30~~ in the  
 467 Highway Safety Operating Trust Fund.

468 (b) Of the \$60 ~~\$75~~ fee received from a licensee for  
 469 reinstatement following a revocation or disqualification, the  
 470 department shall deposit \$35 in the General Revenue Fund and \$25  
 471 ~~\$40~~ in the Highway Safety Operating Trust Fund.

472 ~~(9) An applicant:~~

473 ~~(a) Requesting a review authorized in s. 322.222, s.~~  
 474 ~~322.2615, s. 322.2616, s. 322.27, or s. 322.64 must pay a filing~~  
 475 ~~fee of \$25 to be deposited into the Highway Safety Operating~~  
 476 ~~Trust Fund.~~

477 ~~(b) Petitioning the department for a hearing authorized in~~  
 478 ~~s. 322.271 must pay a filing fee of \$12 to be deposited into the~~  
 479 ~~Highway Safety Operating Trust Fund.~~

480  
 481 If the revocation or suspension of the driver's license was for  
 482 a violation of s. 316.193, or for refusal to submit to a lawful  
 483 breath, blood, or urine test, an additional fee of \$115 ~~\$130~~  
 484 must be charged. However, only one \$115 ~~\$130~~ fee may be  
 485 collected from one person convicted of violations arising out of  
 486 the same incident. The department shall collect the ~~\$130~~ fee and  
 487 deposit the fee into the Highway Safety Operating Trust Fund at  
 488 the time of reinstatement of the person's driver's license, but  
 489 the fee may not be collected if the suspension or revocation is  
 490 overturned. If the revocation or suspension of the driver's  
 491 license was for a conviction for a violation of s. 817.234(8) or  
 492 (9) or s. 817.505, an additional fee of \$180 is imposed for each  
 493 offense. The department shall collect and deposit the additional  
 494 fee into the Highway Safety Operating Trust Fund at the time of  
 495 reinstatement of the person's driver's license.

496 Section 5. Subsection (5) of section 322.2715, Florida  
 497 Statutes, is amended to read:

498 322.2715 Ignition interlock device.—

499 (5) In addition to any fees authorized by rule for the  
 500 installation and maintenance of the ignition interlock device,  
 501 the authorized installer of the device shall collect and remit  
 502 \$15 ~~\$12~~ for each installation to the department, which shall be  
 503 deposited into the Highway Safety Operating Trust Fund to be  
 504 used for the operation of the Ignition Interlock Device Program.

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505 Section 6. Paragraph (a) of subsection (2) of section  
506 322.28, Florida Statutes, is amended to read:

507 322.28 Period of suspension or revocation.—

508 (2) In a prosecution for a violation of s. 316.193 or  
509 former s. 316.1931, the following provisions apply:

510 (a) Upon conviction of the driver, the court, along with  
511 imposing sentence, shall revoke the driver's license or driving  
512 privilege of the person so convicted, effective on the date of  
513 conviction, and shall prescribe the period of such revocation in  
514 accordance with the following provisions:

515 1. Upon a first conviction for a violation of the  
516 provisions of s. 316.193, except a violation resulting in death,  
517 the driver's license or driving privilege shall be revoked for  
518 not less than 180 days or more than 1 year. No sooner than 30  
519 days after conviction, the offender may petition the court for  
520 approval of a restricted driver's license upon the condition  
521 that the offender operate only a vehicle that is equipped with a  
522 functioning and approved ignition interlock device certified to  
523 be in compliance with s. 316.1938.

524 2. Upon a second conviction for an offense that occurs  
525 within a period of 5 years after the date of a prior conviction  
526 for a violation of the provisions of s. 316.193 or former s.  
527 316.1931 or a combination of such sections, the driver's license  
528 or driving privilege shall be revoked for not less than 5 years.  
529 No sooner than 180 days after conviction, the offender may  
530 petition the court for approval of a restricted driver's license  
531 upon the condition that the offender operate only a vehicle that  
532 is equipped with a functioning and approved ignition interlock

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533 device certified to be in compliance with s. 316.1938.

534       3. Upon a third conviction for an offense that occurs  
535 within a period of 10 years after the date of a prior conviction  
536 for the violation of the provisions of s. 316.193 or former s.  
537 316.1931 or a combination of such sections, the driver's license  
538 or driving privilege shall be revoked for not less than 10  
539 years. No sooner than 360 days after conviction, the offender  
540 may petition the court for approval of a restricted driver's  
541 license upon the condition that the offender operate only a  
542 vehicle that is equipped with a functioning and approved  
543 ignition interlock device certified to be in compliance with s.  
544 316.1938.

545

546 For the purposes of this paragraph, a previous conviction  
547 outside this state for driving under the influence, driving  
548 while intoxicated, driving with an unlawful blood-alcohol level,  
549 or any other alcohol-related or drug-related traffic offense  
550 similar to the offense of driving under the influence as  
551 proscribed by s. 316.193 will be considered a previous  
552 conviction for violation of s. 316.193, and a conviction for  
553 violation of former s. 316.028, former s. 316.1931, or former s.  
554 860.01 is considered a conviction for violation of s. 316.193.

555       Section 7. This act shall take effect July 1, 2010.