

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED _____ (Y/N)
ADOPTED AS AMENDED _____ (Y/N)
ADOPTED W/O OBJECTION _____ (Y/N)
FAILED TO ADOPT _____ (Y/N)
WITHDRAWN _____ (Y/N)
OTHER

1 Committee/Subcommittee hearing bill: Transportation & Highway
2 Safety Subcommittee
3 Representative Albritton offered the following:
4

Amendment (with title amendment)

6 Remove everything after the enacting clause and insert:
7

8 Section 1. Subsection (3) of section 20.24, Florida
9 Statutes, is amended to read:

10 20.24 Department of Highway Safety and Motor Vehicles.—
11 There is created a Department of Highway Safety and Motor
12 Vehicles.

13 (3) The Office of Commercial Vehicle Enforcement ~~Motor~~
14 ~~Carrier Compliance~~ is established within the Division of the
15 Florida Highway Patrol.

16 Section 2. Subsection (21) of section 316.003, Florida
17 Statutes, is amended, and subsection (89) is added to that
18 section, to read:

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19 316.003 Definitions.—The following words and phrases, when
20 used in this chapter, shall have the meanings respectively
21 ascribed to them in this section, except where the context
22 otherwise requires:

23 (21) MOTOR VEHICLE.—A ~~Any~~ self-propelled vehicle not
24 operated upon rails or guideway, but not including any bicycle,
25 motorized scooter, electric personal assistive mobility device,
26 swamp buggy, or moped.

27 (89) SWAMP BUGGY.—A motorized off-road vehicle that is
28 designed or modified to travel over swampy or varied terrain and
29 that may use large tires or tracks operated from an elevated
30 platform. The term does not include any vehicle defined in
31 chapter 261 or otherwise defined or classified in this chapter.

32 Section 3. Section 316.1303, Florida Statutes, is amended
33 to read:

34 316.1303 Traffic regulations to assist mobility-impaired
35 persons.—

36 (1) Whenever a pedestrian who is mobility impaired is in
37 the process of crossing a public street or highway with the
38 assistance of ~~and the pedestrian is mobility impaired (using a~~
39 ~~guide dog or service animal designated as such with a visible~~
40 ~~means of identification, a walker, a crutch, an orthopedic cane,~~
41 ~~or a wheelchair),~~ the driver of a every vehicle approaching the
42 intersection, as defined in s. 316.003(17), shall bring his or
43 her vehicle to a full stop before arriving at the such
44 intersection and, before proceeding, shall take ~~such~~ precautions
45 ~~as may be~~ necessary to avoid injuring the such pedestrian.

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46 (2) A person who is mobility impaired and who is using a
47 motorized wheelchair on a sidewalk may temporarily leave the
48 sidewalk and use the roadway to avoid a potential conflict, if
49 no alternative route exists. A law enforcement officer may issue
50 only a verbal warning to such person.

51 (3) A person who is convicted of a violation of subsection
52 (1) ~~this section~~ shall be punished as provided in s. 318.18(3).

53 Section 4. Subsection (3) of section 316.183, Florida
54 Statutes, is amended to read:

55 316.183 Unlawful speed.—

56 (3) A ~~No~~ school bus may not ~~shall~~ exceed the posted speed
57 limits, ~~not to exceed 55 miles per hour~~ at any time.

58 Section 5. Paragraph (d) of subsection (3) and subsections
59 (5) and (8) of section 316.2065, Florida Statutes, are amended
60 to read:

61 316.2065 Bicycle regulations.—

62 (3)

63 (d) A bicycle rider or passenger who is under 16 years of
64 age must wear a bicycle helmet that is properly fitted and is
65 fastened securely upon the passenger's head by a strap, and that
66 meets the federal safety standard for bicycle helmets, final
67 rule, 16 C.F.R. part 1203. A helmet purchased before October 1,
68 2012, which meets the standards of the American National
69 Standards Institute (ANSI Z 90.4 Bicycle Helmet Standards), the
70 standards of the Snell Memorial Foundation (1984 Standard for
71 Protective Headgear for Use in Bicycling), or any other
72 nationally recognized standards for bicycle helmets adopted by
73 the department may continue to be worn by a bicycle rider or

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74 passenger until January 1, 2016. As used in this subsection, the
75 term "passenger" includes a child who is riding in a trailer or
76 semitrailer attached to a bicycle.

77 (5) (a) Any person operating a bicycle upon a roadway at
78 less than the normal speed of traffic at the time and place and
79 under the conditions then existing shall ride in the lane marked
80 for bicycle use or, if no lane is marked for bicycle use, as
81 close as practicable to the right-hand curb or edge of the
82 roadway except under any of the following situations:

83 1. When overtaking and passing another bicycle or vehicle
84 proceeding in the same direction.

85 2. When preparing for a left turn at an intersection or
86 into a private road or driveway.

87 3. When reasonably necessary to avoid any condition or
88 potential conflict, including, but not limited to, a fixed or
89 moving object, parked or moving vehicle, bicycle, pedestrian,
90 animal, surface hazard, turn lane, or substandard-width lane,
91 which ~~that~~ makes it unsafe to continue along the right-hand curb
92 or edge or within a bicycle lane. For the purposes of this
93 subsection, a "substandard-width lane" is a lane that is too
94 narrow for a bicycle and another vehicle to travel safely side
95 by side within the lane.

96 (b) Any person operating a bicycle upon a one-way highway
97 with two or more marked traffic lanes may ride as near the left-
98 hand curb or edge of such roadway as practicable.

99 (8) Every bicycle in use between sunset and sunrise shall
100 be equipped with a lamp on the front exhibiting a white light
101 visible from a distance of at least 500 feet to the front and a

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102 lamp and reflector on the rear each exhibiting a red light
103 visible from a distance of 600 feet to the rear. A bicycle or
104 its rider may be equipped with lights or reflectors in addition
105 to those required by this section. A law enforcement officer may
106 issue a bicycle safety brochure and a verbal warning to a
107 bicycle rider who violates this subsection or may issue a
108 citation and assess a fine for a pedestrian violation, as
109 provided in s. 318.18. The court shall dismiss the charge
110 against a bicycle rider for a first violation of this subsection
111 upon proof of purchase and installation of the proper lighting
112 equipment.

113 Section 6. Subsection (3) of section 316.2085, Florida
114 Statutes, is amended to read:

115 316.2085 Riding on motorcycles or mopeds.—

116 (3) The license tag of a motorcycle or moped must be
117 permanently affixed to the vehicle and remain clearly visible
118 from the rear at all times ~~may not be adjusted or capable of~~
119 ~~being flipped up. Any deliberate act to conceal or obscure~~ ~~No~~
120 ~~device for or method of concealing or obscuring~~ the legibility
121 of the license tag of a motorcycle or moped is prohibited ~~shall~~
122 ~~be installed or used.~~ The license tag of a motorcycle or moped
123 may be affixed horizontally to the ground so that the numbers
124 and letters read from left to right. Alternatively, a Florida
125 license tag for a motorcycle or moped for which the numbers and
126 letters read from top to bottom may be affixed perpendicularly
127 to the ground, provided that the registered owner of the
128 motorcycle or moped maintains a prepaid toll account in good
129 standing and a transponder associated with the prepaid toll

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130 account is affixed to the motorcycle or moped. A license tag for
131 a motorcycle or moped issued by another jurisdiction for which
132 the numbers and letters read from top to bottom may be affixed
133 perpendicularly to the ground.

134 Section 7. Subsection (1) of section 316.2126, Florida
135 Statutes, is amended to read:

136 316.2126 Authorized use of golf carts, low-speed vehicles,
137 and utility vehicles.—

138 (1) In addition to the powers granted by ss. 316.212 and
139 316.2125, municipalities are authorized to utilize golf carts
140 and utility vehicles, as defined in s. 320.01, upon any state,
141 county, or municipal roads located within the corporate limits
142 of such municipalities, subject to the following conditions:

143 (a) Golf carts and utility vehicles must comply with the
144 operational and safety requirements in ss. 316.212 and 316.2125,
145 and with any more restrictive ordinances enacted by the local
146 governmental entity pursuant to s. 316.212(8), and shall be
147 operated only by municipal employees for municipal purposes,
148 including, but not limited to, police patrol, traffic
149 enforcement, and inspection of public facilities.

150 (b) In addition to the safety equipment required in s.
151 316.212(6) and any more restrictive safety equipment required by
152 the local governmental entity pursuant to s. 316.212(8), such
153 golf carts and utility vehicles must be equipped with sufficient
154 lighting and turn signal equipment.

155 (c) Golf carts and utility vehicles may be operated only
156 on state roads that have a posted speed limit of 30 miles per
157 hour or less.

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158 (d) Golf carts and utility vehicles may cross a portion of
159 the State Highway System which has a posted speed limit of 45
160 miles per hour or less only at an intersection with an official
161 traffic control device.

162 (e) Golf carts and utility vehicles may operate on
163 sidewalks adjacent to state highways only if such golf carts and
164 utility vehicles yield to pedestrians and if the sidewalks are
165 at least 5 feet wide.

166 Section 8. Subsection (7) of section 316.2397, Florida
167 Statutes, is amended to read:

168 316.2397 Certain lights prohibited; exceptions.—

169 (7) Flashing lights are prohibited on vehicles except:

170 (a) As a means of indicating a right or left turn, to
171 change lanes, or to indicate that the vehicle is lawfully
172 stopped or disabled upon the highway;

173 (b) When a motorist intermittently flashes his or her
174 vehicle's headlamps at an oncoming vehicle notwithstanding the
175 motorist's intent for doing so; and ~~or except that~~

176 (c) For the lamps authorized under ~~in~~ subsections (1),
177 (2), (3), (4), and (9), s. 316.2065, or ~~and~~ s. 316.235(5) which
178 may ~~are permitted to~~ flash.

179 Section 9. Section 316.2129, Florida Statutes, is created
180 to read:

181 316.2129 Operation of swamp buggies on public roads,
182 streets, or highways prohibited; exceptions.—

183 (1) The operation of a swamp buggy on a public road,
184 street, or highway is prohibited unless a local governmental
185 entity has designated the public road, street, or highway for

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186 use by swamp buggies based on factors including, but not limited
187 to, the speed, volume, and character of the motor vehicle
188 traffic currently using the public road, street, or highway.
189 Upon determining that swamp buggies may be safely operated on a
190 public road, street, or highway, the local governmental entity
191 shall post signs indicating that such operation is allowed.

192 (2) The operation of a swamp buggy on land managed, owned,
193 or leased by a state or federal agency is prohibited unless the
194 state or federal agency authorizes the operation of swamp
195 buggies on such land, including any public road, street, or
196 highway running through or located within the state or federal
197 land. Upon determining that swamp buggies may be safely operated
198 on a public road, street, or highway running through or located
199 within such land, the state or federal agency shall post
200 appropriate signs or otherwise inform the public that the
201 operation of swamp buggies is allowed.

202 Section 10. Paragraph (c) of subsection (2) of section
203 316.302, Florida Statutes, is amended to read:

204 316.302 Commercial motor vehicles; safety regulations;
205 transporters and shippers of hazardous materials; enforcement.-

206 (2)

207 (c) Except as provided in 49 C.F.R. s. 395.1, a person who
208 operates a commercial motor vehicle solely in intrastate
209 commerce not transporting any hazardous material in amounts that
210 require placarding pursuant to 49 C.F.R. part 172 may not drive
211 after having been on duty more than 70 hours in any period of 7
212 consecutive days or more than 80 hours in any period of 8
213 consecutive days if the motor carrier operates every day of the

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214 week. Thirty-four consecutive hours off duty shall constitute
215 the end of any such period of 7 or 8 consecutive days. This
216 weekly limit does not apply to a person who operates a
217 commercial motor vehicle solely within this state while
218 transporting, during harvest periods, any unprocessed
219 agricultural products or unprocessed food or fiber that is
220 subject to seasonal harvesting from place of harvest to the
221 first place of processing or storage or from place of harvest
222 directly to market or while transporting livestock, livestock
223 feed, or farm supplies directly related to growing or harvesting
224 agricultural products. Upon request of the Department of
225 Transportation, motor carriers shall furnish time records or
226 other written verification to that department so that the
227 Department of Transportation can determine compliance with this
228 subsection. These time records must be furnished to the
229 Department of Transportation within 2 days after receipt of that
230 department's request. Falsification of such information is
231 subject to a civil penalty not to exceed \$100. ~~The provisions of~~
232 This paragraph does not apply to operators of farm labor
233 vehicles being operated during a state of emergency declared by
234 the Governor or pursuant to s. 570.07(21) and does ~~de~~ not apply
235 to drivers of utility service vehicles as defined in 49 C.F.R.
236 s. 395.2.

237 Section 11. Subsection (1) of section 316.3026, Florida
238 Statutes, is amended to read:

239 316.3026 Unlawful operation of motor carriers.-

240 (1) The Office of Commercial Vehicle Enforcement ~~Motor~~
241 ~~Carrier Compliance~~ may issue out-of-service orders to motor

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242 carriers, as defined in s. 320.01(33), who, after proper notice,
243 have failed to pay any penalty or fine assessed by the
244 department, or its agent, against any owner or motor carrier for
245 violations of state law, refused to submit to a compliance
246 review and provide records pursuant to s. 316.302(5) or s.
247 316.70, or violated safety regulations pursuant to s. 316.302 or
248 insurance requirements in s. 627.7415. Such out-of-service
249 orders have the effect of prohibiting the operations of any
250 motor vehicles owned, leased, or otherwise operated by the motor
251 carrier upon the roadways of this state, until the violations
252 have been corrected or penalties have been paid. Out-of-service
253 orders must be approved by the director of the Division of the
254 Florida Highway Patrol or his or her designee. An administrative
255 hearing pursuant to s. 120.569 shall be afforded to motor
256 carriers subject to such orders.

257 Section 12. Subsection (1) of section 316.6135, Florida
258 Statutes, is amended to read:

259 316.6135 Leaving children unattended or unsupervised in
260 motor vehicles; penalty; authority of law enforcement officer.-

261 (1) A parent, legal guardian, or other person responsible
262 for a child younger than 6 years of age may not leave the such
263 child unattended or unsupervised in a motor vehicle:

264 (a) For a period in excess of 15 minutes;

265 (b) For any period of time if the motor of the vehicle is
266 running, ~~or~~ the health of the child is in danger, or the child
267 appears to be in distress.

268 Section 13. Subsection (9) of section 316.614, Florida
269 Statutes, is amended to read:

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270 316.614 Safety belt usage.-

271 (9) ~~By January 1, 2006,~~ Each law enforcement agency in
272 this state shall adopt departmental policies to prohibit the
273 practice of racial profiling. ~~When a law enforcement officer~~
274 ~~issues a citation for a violation of this section, the law~~
275 ~~enforcement officer must record the race and ethnicity of the~~
276 ~~violation. All law enforcement agencies must maintain such~~
277 ~~information and forward the information to the department in a~~
278 ~~form and manner determined by the department. The department~~
279 ~~shall collect this information by jurisdiction and annually~~
280 ~~report the data to the Governor, the President of the Senate,~~
281 ~~and the Speaker of the House of Representatives. The report must~~
282 ~~show separate statewide totals for the state's county sheriffs~~
283 ~~and municipal law enforcement agencies, state law enforcement~~
284 ~~agencies, and state university law enforcement agencies.~~

285 Section 14. Subsections (9) and (10) of section 318.14,
286 Florida Statutes, are amended to read:

287 318.14 Noncriminal traffic infractions; exception;
288 procedures.-

289 (9) Any person who does not hold a commercial driver
290 ~~driver's~~ license and who is cited while driving a noncommercial
291 motor vehicle for an infraction under this section other than a
292 violation of s. 316.183(2), s. 316.187, or s. 316.189 when the
293 driver exceeds the posted limit by 30 miles per hour or more, s.
294 320.0605, s. 320.07(3) (a) or (b), s. 322.065, s. 322.15(1), s.
295 322.61, or s. 322.62 may, in lieu of a court appearance, elect
296 to attend in the location of his or her choice within this state
297 a basic driver improvement course approved by the Department of

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298 Highway Safety and Motor Vehicles. In such a case, adjudication
299 must be withheld and points, as provided by s. 322.27, may not
300 be assessed. However, a person may not make an election under
301 this subsection if the person has made an election under this
302 subsection in the preceding 12 months. A person may not make ~~no~~
303 more than five elections within his or her lifetime under this
304 subsection. The requirement for community service under s.
305 318.18(8) is not waived by a plea of nolo contendere or by the
306 withholding of adjudication of guilt by a court. If a person
307 makes an election to attend a basic driver improvement course
308 under this subsection, 18 percent of the civil penalty imposed
309 under s. 318.18(3) shall be deposited in the State Courts
310 Revenue Trust Fund; however, that portion is not revenue for
311 purposes of s. 28.36 and may not be used in establishing the
312 budget of the clerk of the court under that section or s. 28.35.

313 (10) (a) Any person who does not hold a commercial driver
314 ~~driver's~~ license and who is cited while driving a noncommercial
315 motor vehicle for an offense listed under this subsection may,
316 in lieu of payment of fine or court appearance, elect to enter a
317 plea of nolo contendere and provide proof of compliance to the
318 clerk of the court, designated official, or authorized operator
319 of a traffic violations bureau. In such case, adjudication shall
320 be withheld; however, a person may not make an ~~no~~ election ~~shall~~
321 ~~be made~~ under this subsection if the ~~such~~ person has made an
322 election under this subsection in the preceding 12 months
323 ~~preceding election hereunder~~. A ~~No~~ person may not make more than
324 three elections under this subsection. This subsection applies
325 to the following offenses:

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326 1. Operating a motor vehicle without a valid driver
327 ~~driver's~~ license in violation of ~~the provisions of~~ s. 322.03, s.
328 322.065, or s. 322.15(1), or operating a motor vehicle with a
329 license that has been suspended for failure to appear, failure
330 to pay civil penalty, or failure to attend a driver improvement
331 course pursuant to s. 322.291.

332 2. Operating a motor vehicle without a valid registration
333 in violation of s. 320.0605, s. 320.07, or s. 320.131.

334 3. Operating a motor vehicle in violation of s. 316.646.

335 4. Operating a motor vehicle with a license that has been
336 suspended under s. 61.13016 or s. 322.245 for failure to pay
337 child support or for failure to pay any other financial
338 obligation as provided in s. 322.245; however, this subparagraph
339 does not apply if the license has been suspended pursuant to s.
340 322.245(1).

341 5. Operating a motor vehicle with a license that has been
342 suspended under s. 322.091 for failure to meet school attendance
343 requirements.

344 (b) Any person cited for an offense listed in this
345 subsection shall present proof of compliance before ~~prior to~~ the
346 scheduled court appearance date. For the purposes of this
347 subsection, proof of compliance shall consist of a valid,
348 renewed, or reinstated driver ~~driver's~~ license or registration
349 certificate and proper proof of maintenance of security as
350 required by s. 316.646. Notwithstanding waiver of fine, any
351 person establishing proof of compliance shall be assessed court
352 costs of \$25, except that a person charged with violation of s.
353 316.646(1)-(3) may be assessed court costs of \$8. One dollar of

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354 such costs shall be remitted to the Department of Revenue for
355 deposit into the Child Welfare Training Trust Fund of the
356 Department of Children and Family Services. One dollar of such
357 costs shall be distributed to the Department of Juvenile Justice
358 for deposit into the Juvenile Justice Training Trust Fund.
359 Fourteen dollars of such costs shall be distributed to the
360 municipality and \$9 shall be deposited by the clerk of the court
361 into the fine and forfeiture fund established pursuant to s.
362 142.01, if the offense was committed within the municipality. If
363 the offense was committed in an unincorporated area of a county
364 or if the citation was for a violation of s. 316.646(1)-(3), the
365 entire amount shall be deposited by the clerk of the court into
366 the fine and forfeiture fund established pursuant to s. 142.01,
367 except for the moneys to be deposited into the Child Welfare
368 Training Trust Fund and the Juvenile Justice Training Trust
369 Fund. This subsection does ~~shall not be construed to~~ authorize
370 the operation of a vehicle without a valid driver ~~driver's~~
371 license, without a valid vehicle tag and registration, or
372 without the maintenance of required security.

373 Section 15. Paragraph (c) is added to subsection (1) of
374 section 318.15, Florida Statutes, to read:

375 318.15 Failure to comply with civil penalty or to appear;
376 penalty.-

377 (1)

378 (c) A person who is charged with a traffic infraction may
379 request a hearing within 180 days after the date upon which the
380 violation occurred, regardless of any action taken by the court
381 or the department to suspend the person's driving privilege, and

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382 upon request, the clerk must set the case for hearing. The
383 person shall be given a form for requesting that his or her
384 driving privilege be reinstated. If the 180th day after the date
385 upon which the violation occurred is a Saturday, Sunday, or a
386 legal holiday, the person who is charged must request a hearing
387 within 177 days after the date upon which the violation
388 occurred; however, the court may grant a request for a hearing
389 made more than 180 days after the date upon which the violation
390 occurred. This paragraph does not affect the assessment of late
391 fees as otherwise provided in this chapter.

392 Section 16. Paragraph (f) of subsection (3) of section
393 318.18, Florida Statutes, is amended to read:

394 318.18 Amount of penalties.—The penalties required for a
395 noncriminal disposition pursuant to s. 318.14 or a criminal
396 offense listed in s. 318.17 are as follows:

397 (3)

398 (f) If a violation of s. 316.1301 or s. 316.1303(1) ~~s.~~
399 ~~316.1303~~ results in an injury to the pedestrian or damage to the
400 property of the pedestrian, an additional fine of up to \$250
401 shall be paid. This amount must be distributed pursuant to s.
402 318.21.

403 Section 17. Subsection (5) of section 318.21, Florida
404 Statutes, is amended to read:

405 318.21 Disposition of civil penalties by county courts.—
406 All civil penalties received by a county court pursuant to the
407 provisions of this chapter shall be distributed and paid monthly
408 as follows:

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409 (5) Of the additional fine assessed under s. 318.18(3)(f)
410 for a violation of s. 316.1303(1) ~~s. 316.1303~~, 60 percent must
411 be remitted to the Department of Revenue and transmitted monthly
412 to the Florida Endowment Foundation for Vocational
413 Rehabilitation, and 40 percent must be distributed pursuant to
414 subsections (1) and (2).

415 Section 18. Section 319.14, Florida Statutes, is amended
416 to read:

417 319.14 Sale of motor vehicles registered or used as
418 taxicabs, police vehicles, lease vehicles, or rebuilt vehicles
419 and nonconforming vehicles.—

420 (1)(a) A ~~No~~ person may not ~~shall~~ knowingly offer for sale,
421 sell, or exchange any vehicle that has been licensed,
422 registered, or used as a taxicab, police vehicle, or short-term-
423 lease vehicle, or a vehicle that has been repurchased by a
424 manufacturer pursuant to a settlement, determination, or
425 decision under chapter 681, until the department has stamped in
426 a conspicuous place on the certificate of title of the vehicle,
427 or its duplicate, words stating the nature of the previous use
428 of the vehicle or the title has been stamped "Manufacturer's Buy
429 Back" to reflect that the vehicle is a nonconforming vehicle. If
430 the certificate of title or duplicate was not so stamped upon
431 initial issuance thereof or if, subsequent to initial issuance
432 of the title, the use of the vehicle is changed to a use
433 requiring the notation provided for in this section, the owner
434 or lienholder of the vehicle shall surrender the certificate of
435 title or duplicate to the department prior to offering the
436 vehicle for sale, and the department shall stamp the certificate

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437 or duplicate as required herein. When a vehicle has been
438 repurchased by a manufacturer pursuant to a settlement,
439 determination, or decision under chapter 681, the title shall be
440 stamped "Manufacturer's Buy Back" to reflect that the vehicle is
441 a nonconforming vehicle.

442 (b) A ~~No~~ person may not ~~shall~~ knowingly offer for sale,
443 sell, or exchange a rebuilt vehicle until the department has
444 stamped in a conspicuous place on the certificate of title for
445 the vehicle words stating that the vehicle has been rebuilt or
446 assembled from parts, or is a kit car, glider kit, replica, ~~or~~
447 flood vehicle, custom vehicle, or street rod unless proper
448 application for a certificate of title for a vehicle that is
449 rebuilt or assembled from parts, or is a kit car, glider kit,
450 replica, ~~or~~ flood vehicle, custom vehicle, or street rod has
451 been made to the department in accordance with this chapter and
452 the department has conducted the physical examination of the
453 vehicle to ensure ~~assure~~ the identity of the vehicle and all
454 major component parts, as defined in s. 319.30(1), which have
455 been repaired or replaced. Thereafter, the department shall
456 affix a decal to the vehicle, in the manner prescribed by the
457 department, showing the vehicle to be rebuilt.

458 (c) As used in this section, the term:

459 1.4. "Assembled from parts" means a motor vehicle or
460 mobile home assembled from parts or combined from parts of motor
461 vehicles or mobile homes, new or used. The term ~~"Assembled from~~
462 ~~parts"~~ does not include ~~mean~~ a motor vehicle defined as a
463 "rebuilt vehicle" in subparagraph 9. 3., which has been declared
464 a total loss pursuant to s. 319.30.

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465 2. "Custom vehicle" means a motor vehicle that:
466 a.(I) Is 25 years old or older and of a model year after
467 1948 or was manufactured to resemble a vehicle that is 25 years
468 old or older and of a model year after 1948; and

469 (II) Has been altered from the manufacturer's original
470 design or has a body constructed from nonoriginal materials.

471 b. The model year and year of manufacture which the body
472 of a custom vehicle resembles is the model year and year of
473 manufacture listed on the certificate of title, regardless of
474 when the vehicle was actually manufactured.

475 ~~3.8.~~ "Flood vehicle" means a motor vehicle or mobile home
476 that has been declared to be a total loss pursuant to s.
477 319.30(3)(a) resulting from damage caused by water.

478 ~~4.6.~~ "Glider kit" means a vehicle assembled with a kit
479 supplied by a manufacturer to rebuild a wrecked or outdated
480 truck or truck tractor.

481 5. "Kit car" means a motor vehicle assembled with a kit
482 supplied by a manufacturer to rebuild a wrecked or outdated
483 motor vehicle with a new body kit.

484 ~~6.a.e.~~ "Lease vehicle" includes both short-term-lease
485 vehicles and long-term-lease vehicles.

486 b. "Long-term-lease vehicle" means a motor vehicle leased
487 without a driver and under a written agreement to one person for
488 a period of 12 months or longer.

489 ~~c.2.a.~~ "Short-term-lease vehicle" means a motor vehicle
490 leased without a driver and under a written agreement to one or
491 more persons from time to time for a period of less than 12
492 months.

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493 ~~7.9.~~ "Nonconforming vehicle" means a motor vehicle that
494 ~~which~~ has been purchased by a manufacturer pursuant to a
495 settlement, determination, or decision under chapter 681.

496 ~~8.1.~~ "Police vehicle" means a motor vehicle owned or
497 leased by the state or a county or municipality and used in law
498 enforcement.

499 ~~9.3.~~ "Rebuilt vehicle" means a motor vehicle or mobile
500 home built from salvage or junk, as defined in s. 319.30(1).

501 ~~10.7.~~ "Replica" means a complete new motor vehicle
502 manufactured to look like an old vehicle.

503 ~~11.10.~~ "Settlement" means an agreement entered into
504 between a manufacturer and a consumer that occurs after a
505 dispute is submitted to a program, or an informal dispute
506 settlement procedure established by a manufacturer or is
507 approved for arbitration before the New Motor Vehicle
508 Arbitration Board as defined in s. 681.102.

509 12. "Street rod" means a motor vehicle that:

510 a.(I) Is of a model year of 1948 or older or was
511 manufactured after 1948 to resemble a vehicle of a model year of
512 1948 or older; and

513 (II) Has been altered from the manufacturer's original
514 design or has a body constructed from nonoriginal materials.

515 b. The model year and year of manufacture which the body
516 of a street rod resembles is the model year and year of
517 manufacture listed on the certificate of title, regardless of
518 when the vehicle was actually manufactured.

519 (2) A ~~No~~ person may not ~~shall~~ knowingly sell, exchange, or
520 transfer a vehicle referred to in subsection (1) without, prior

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521 to consummating the sale, exchange, or transfer, disclosing in
522 writing to the purchaser, customer, or transferee the fact that
523 the vehicle has previously been titled, registered, or used as a
524 taxicab, police vehicle, or short-term-lease vehicle or is a
525 vehicle that is rebuilt or assembled from parts, or is a kit
526 car, glider kit, replica, or flood vehicle, or is a
527 nonconforming vehicle, custom vehicle, or street rod, as the
528 case may be.

529 (3) A ~~Any~~ person who, with intent to offer for sale or
530 exchange any vehicle referred to in subsection (1), knowingly or
531 intentionally advertises, publishes, disseminates, circulates,
532 or places before the public in any communications medium,
533 whether directly or indirectly, any offer to sell or exchange
534 the vehicle shall clearly and precisely state in each such offer
535 that the vehicle has previously been titled, registered, or used
536 as a taxicab, police vehicle, or short-term-lease vehicle or
537 that the vehicle or mobile home is a vehicle that is rebuilt or
538 assembled from parts, or is a kit car, glider kit, replica, or
539 flood vehicle, or a nonconforming vehicle, custom vehicle, or
540 street rod, as the case may be. A ~~Any~~ person who violates this
541 subsection commits a misdemeanor of the second degree,
542 punishable as provided in s. 775.082 or s. 775.083.

543 (4) When a certificate of title, including a foreign
544 certificate, is branded to reflect a condition or prior use of
545 the titled vehicle, the brand must be noted on the registration
546 certificate of the vehicle and such brand shall be carried
547 forward on all subsequent certificates of title and registration
548 certificates issued for the life of the vehicle.

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549 (5) A ~~Any~~ person who knowingly sells, exchanges, or offers
550 to sell or exchange a motor vehicle or mobile home contrary to
551 the provisions of this section or any officer, agent, or
552 employee of a person who knowingly authorizes, directs, aids in,
553 or consents to the sale, exchange, or offer to sell or exchange
554 a motor vehicle or mobile home contrary to the provisions of
555 this section commits a misdemeanor of the second degree,
556 punishable as provided in s. 775.082 or s. 775.083.

557 (6) A ~~Any~~ person who removes a rebuilt decal from a
558 rebuilt vehicle with the intent to conceal the rebuilt status of
559 the vehicle commits a felony of the third degree, punishable as
560 provided in s. 775.082, s. 775.083, or s. 775.084.

561 (7) This section applies to a mobile home, travel trailer,
562 camping trailer, truck camper, or fifth-wheel recreation trailer
563 only when such mobile home or vehicle is a rebuilt vehicle or is
564 assembled from parts.

565 (8) A ~~No~~ person is not ~~shall be~~ liable or accountable in
566 any civil action arising out of a violation of this section if
567 the designation of the previous use or condition of the motor
568 vehicle is not noted on the certificate of title and
569 registration certificate of the vehicle which was received by,
570 or delivered to, such person, unless such person has actively
571 concealed the prior use or condition of the vehicle from the
572 purchaser.

573 (9) Subsections (1), (2), and (3) do not apply to the
574 transfer of ownership of a motor vehicle after the motor vehicle
575 has ceased to be used as a lease vehicle and the ownership has
576 been transferred to an owner for private use or to the transfer

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577 of ownership of a nonconforming vehicle with 36,000 or more
578 miles on its odometer, or 34 months whichever is later and the
579 ownership has been transferred to an owner for private use. Such
580 owner, as shown on the title certificate, may request the
581 department to issue a corrected certificate of title that does
582 not contain the statement of the previous use of the vehicle as
583 a lease vehicle or condition as a nonconforming vehicle.

584 Section 19. Subsection (6) of section 319.23, Florida
585 Statutes, is amended, present subsections (7) through (11) of
586 that section are redesignated as subsections (8) through (12),
587 respectively, and a new subsection (7) is added to that section,
588 to read:

589 319.23 Application for, and issuance of, certificate of
590 title.—

591 (6) (a) In the case of the sale of a motor vehicle or
592 mobile home by a licensed dealer to a general purchaser, the
593 certificate of title must be obtained in the name of the
594 purchaser by the dealer upon application signed by the
595 purchaser, and in each other case the ~~such~~ certificate must be
596 obtained by the purchaser. In each case of transfer of a motor
597 vehicle or mobile home, the application for a certificate of
598 title, a corrected certificate, or an assignment or reassignment
599 must be filed within 30 days after the delivery of the motor
600 vehicle or after consummation of the sale of the mobile home to
601 the purchaser. An applicant must pay a fee of \$20, in addition
602 to all other fees and penalties required by law, for failing to
603 file such application within the specified time. In the case of
604 the sale of a motor vehicle by a licensed motor vehicle dealer

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605 to a general purchaser who resides in another state or country,
606 the dealer is not required to apply for a certificate of title
607 for the motor vehicle; however, the dealer must transfer
608 ownership and reassign the certificate of title or
609 manufacturer's certificate of origin to the purchaser, and the
610 purchaser must sign an affidavit, as approved by the department,
611 that the purchaser will title and register the motor vehicle in
612 another state or country.

613 (b) If a licensed dealer acquires a motor vehicle or
614 mobile home as a trade-in, the dealer must file with the
615 department, within 30 days, a notice of sale signed by the
616 seller. The department shall update its database for that title
617 record to indicate "sold." A licensed dealer need not apply for
618 a certificate of title for any motor vehicle or mobile home in
619 stock acquired for stock purposes except as provided in s.
620 319.225.

621 (7) If an applicant for a certificate of title is unable
622 to provide the department with a certificate of title that
623 assigns the prior owner's interest in the motor vehicle, the
624 department may accept a bond in the form prescribed by the
625 department, along with an affidavit in a form prescribed by the
626 department, which includes verification of the vehicle
627 identification number and an application for title.

628 (a) The bond must be:

629 1. In a form prescribed by the department;

630 2. Executed by the applicant;

631 3. Issued by a person authorized to conduct a surety

632 business in this state;

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633 4. In an amount equal to two times the value of the
634 vehicle as determined by the department; and

635 5. Conditioned to indemnify all prior owners and
636 lienholders and all subsequent purchasers of the vehicle or
637 persons who acquire a security interest in the vehicle, and
638 their successors in interest, against any expense, loss, or
639 damage, including reasonable attorney fees, occurring because of
640 the issuance of the certificate of title for the vehicle or for
641 a defect in or undisclosed security interest on the right,
642 title, or interest of the applicant to the vehicle.

643 (b) An interested person has a right to recover on the
644 bond for a breach of the bond's condition. The aggregate
645 liability of the surety to all persons may not exceed the amount
646 of the bond.

647 (c) A bond under this subsection expires on the third
648 anniversary of the date the bond became effective.

649 (d) The affidavit must:

650 1. Be in a form prescribed by the department;

651 2. Include the facts and circumstances under which the
652 applicant acquired ownership and possession of the motor
653 vehicle;

654 3. Disclose that no security interests, liens, or
655 encumbrances against the motor vehicle are known to the
656 applicant against the motor vehicle; and

657 4. State that the applicant has the right to have a
658 certificate of title issued.

659 Section 20. Subsection (8) of section 319.24, Florida
660 Statutes, is amended to read:

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661 319.24 Issuance in duplicate; delivery; liens and
662 encumbrances.-

663 (8) Notwithstanding any requirements in this section or in
664 s. 319.27 indicating that a lien on a motor vehicle or mobile
665 home shall be noted on the face of the Florida certificate of
666 title, if there are one or more liens or encumbrances on the
667 motor vehicle or mobile home, the department shall ~~may~~
668 electronically transmit the lien to the first lienholder and
669 notify the first lienholder of any additional liens. Subsequent
670 lien satisfactions shall ~~may~~ be electronically transmitted to
671 the department and must ~~shall~~ include the name and address of
672 the person or entity satisfying the lien. When electronic
673 transmission of liens and lien satisfactions is ~~are~~ used, the
674 issuance of a certificate of title may be waived until the last
675 lien is satisfied and a clear certificate of title is issued to
676 the owner of the vehicle. In subsequent transfer of ownership of
677 the motor vehicle, it shall be presumed that the motor vehicle
678 title is subject to a lien as set forth in s. 319.225(6)(a)
679 until the title to be issued pursuant to this subsection is
680 received by the person or entity satisfying the lien.

681 Section 21. Subsection (7) is added to section 319.27,
682 Florida Statutes, to read:

683 319.27 Notice of lien on motor vehicles or mobile homes;
684 notation on certificate; recording of lien.-

685 (7) The department shall administer an electronic titling
686 program that requires the electronic recording of vehicle title
687 information for new, transferred, and corrected certificates of
688 title. Lienholders shall electronically transmit liens and lien

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689 satisfactions to the department in a format determined by the
690 department. Individuals and lienholders who the department
691 determines are not normally engaged in the business or practice
692 of financing vehicles are exempt from the electronic titling
693 requirement.

694 Section 22. Subsection (3) is added to section 319.28,
695 Florida Statutes, to read:

696 319.28 Transfer of ownership by operation of law.—

697 (3) A dealer of farm or industrial equipment who conducts
698 a repossession, as defined in s. 493.6101(22), of such equipment
699 is not subject to licensure as a recovery agent or recovery
700 agency if the dealer is regularly engaged in the sale of the
701 equipment for a particular manufacturer and the lender is
702 affiliated with that manufacturer.

703 Section 23. Section 319.40, Florida Statutes, is amended
704 to read:

705 319.40 Transactions by electronic or telephonic means.—

706 (1) The department ~~may is authorized to~~ accept any
707 application provided for under this chapter by electronic or
708 telephonic means.

709 (2) The department may issue an electronic certificate of
710 title in lieu of printing a paper title.

711 (3) The department may collect electronic mail addresses
712 and use electronic mail in lieu of the United States Postal
713 Service as a method of notification. However, any notice
714 regarding the potential forfeiture or foreclosure of an interest
715 in property must be sent via the United States Postal Service.

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716 Section 24. Paragraph (a) of subsection (1) of section
717 320.01, Florida Statutes, is amended, and subsection (46) is
718 added to that section, to read:

719 320.01 Definitions, general.—As used in the Florida
720 Statutes, except as otherwise provided, the term:

721 (1) "Motor vehicle" means:

722 (a) An automobile, motorcycle, truck, trailer,
723 semitrailer, truck tractor and semitrailer combination, or any
724 other vehicle operated on the roads of this state, used to
725 transport persons or property, and propelled by power other than
726 muscular power, but the term does not include traction engines,
727 road rollers, special mobile equipment as defined in s.
728 316.003(48), such vehicles that as run only upon a track,
729 bicycles, swamp buggies, or mopeds.

730 (46) "Swamp buggy" means a motorized off-road vehicle that
731 is designed or modified to travel over swampy or varied terrain
732 and that may use large tires or tracks operated from an elevated
733 platform. The term does not include any vehicle defined in
734 chapter 261 or otherwise defined or classified in this chapter.

735 Section 25. Subsection (2) and paragraph (e) of subsection
736 (5) of section 320.02, Florida Statutes, are amended, paragraphs
737 (o), (p), (q), and (r) are added to subsection (15), and
738 subsections (18) and (19) are added to that section, to read:

739 320.02 Registration required; application for
740 registration; forms.—

741 (2) (a) The application for registration shall include the
742 street address of the owner's permanent residence or the address
743 of his or her permanent place of business and shall be

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744 accompanied by personal or business identification information
745 which may include, but need not be limited to, a driver ~~driver's~~
746 license number, Florida identification card number, or federal
747 employer identification number. If the owner does not have a
748 permanent residence or permanent place of business or if the
749 owner's permanent residence or permanent place of business
750 cannot be identified by a street address, the application shall
751 include:

752 1. If the vehicle is registered to a business, the name
753 and street address of the permanent residence of an owner of the
754 business, an officer of the corporation, or an employee who is
755 in a supervisory position.

756 2. If the vehicle is registered to an individual, the name
757 and street address of the permanent residence of a close
758 relative or friend who is a resident of this state.

759
760 If the vehicle is registered to an active duty member of the
761 Armed Forces of the United States who is a Florida resident, the
762 active duty member is exempt from the requirement to provide the
763 street address of a permanent residence.

764 (b) The department shall prescribe a form upon which motor
765 vehicle owners may record odometer readings when registering
766 their motor vehicles.

767 (5)

768 (e) Upon the expiration date noted in the cancellation
769 notice that the department receives from the insurer, the
770 department shall suspend the registration, issued under this
771 chapter or s. 207.004(1), of a motor carrier who operates a

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772 commercial motor vehicle or who permits it to be operated in
773 this state during the registration period without having in full
774 force ~~and effect~~ liability insurance, a surety bond, or a valid
775 self-insurance certificate that complies with ~~the provisions of~~
776 this section. The insurer shall provide notice to the department
777 at the same time the cancellation notice is provided to the
778 insured pursuant to s. 627.7281. The department may adopt rules
779 regarding the electronic submission of the cancellation notice
780 ~~liability insurance policy or surety bond may not be canceled on~~
781 ~~less than 30 days' written notice by the insurer to the~~
782 ~~department, such 30 days' notice to commence from the date~~
783 ~~notice is received by the department.~~

784 (15)

785 (o) The application form for motor vehicle registration
786 and renewal registration must include language permitting a
787 voluntary contribution of \$1 to the Florida Association of Food
788 Banks, Inc. The proceeds shall be distributed by the department
789 each month to Florida Association of Food Banks, Inc., to be
790 used by that organization for the purpose of ending hunger in
791 this state.

792 (p) The application form for motor vehicle registration
793 and renewal of registration must include language permitting a
794 voluntary contribution of \$1 per applicant for Autism Services
795 and Supports. Such contributions must be transferred by the
796 department to the Achievement and Rehabilitation Centers, Inc.,
797 Autism Services Fund.

798 (q) The application form for motor vehicle registration
799 and renewal of registration must include language permitting a

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800 voluntary contribution of \$1 per applicant to Support Our
801 Troops, which shall be distributed to Support Our Troops, Inc.,
802 a Florida not-for-profit organization.

803 (r) The application form for motor vehicle registration
804 and renewal of registration must include language permitting a
805 voluntary contribution of \$1 to Take Stock In Children. Such
806 contributions shall be transferred by the department to Take
807 Stock In Children, Inc.

808

809 For the purpose of applying the service charge provided in s.
810 215.20, contributions received under this subsection are not
811 income of a revenue nature.

812 (18) Notwithstanding subsections (8), (14), and (15), the
813 department and the tax collectors acting as agents for the
814 department shall provide a complete list of voluntary
815 contributions authorized by law to customers applying for
816 registration or renewal registration. The renewal application
817 forms must include either a complete list of all authorized
818 voluntary contributions or the department's website address
819 which provides a complete list and information on all authorized
820 voluntary contributions. The department or a tax collector may
821 include on the renewal application forms a complete list of
822 authorized voluntary contributions and the department's website
823 address. Customers renewing a registration at either a tax
824 collector's office or a department office shall be provided
825 information on voluntary contribution options.

826 (19) The department shall retain all electronic
827 registration records for at least 10 years.

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828 Section 26. Subsection (8) of section 320.03, Florida
829 Statutes, is amended to read:

830 320.03 Registration; duties of tax collectors;
831 International Registration Plan.—

832 (8) If the applicant's name appears on the list referred
833 to in s. 316.1001(4), s. 316.1967(6), or s. 713.78(13), a
834 license plate or revalidation sticker may not be issued until
835 that person's name no longer appears on the list or until the
836 person presents a receipt from the governmental entity or the
837 clerk of court that provided the data showing that the fines
838 outstanding have been paid. This subsection does not apply to
839 the owner of a leased vehicle if the vehicle is registered in
840 the name of the lessee of the vehicle. The tax collector and the
841 clerk of the court are each entitled to receive monthly, as
842 costs for implementing and administering this subsection, 10
843 percent of the civil penalties and fines recovered from such
844 persons. As used in this subsection, the term "civil penalties
845 and fines" does not include a wrecker operator's lien as
846 described in s. 713.78(13). If the tax collector has private tag
847 agents, such tag agents are entitled to receive a pro rata share
848 of the amount paid to the tax collector, based upon the
849 percentage of license plates and revalidation stickers issued by
850 the tag agent compared to the total issued within the county.
851 The authority of any private agent to issue license plates shall
852 be revoked, after notice and a hearing as provided in chapter
853 120, if he or she issues any license plate or revalidation
854 sticker contrary to the provisions of this subsection. This
855 section applies only to the annual renewal in the owner's birth

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856 month of a motor vehicle registration and does not apply to the
857 transfer of a registration of a motor vehicle sold by a motor
858 vehicle dealer licensed under this chapter, except for the
859 transfer of registrations which includes ~~is inclusive of~~ the
860 annual renewals. This section does not affect the issuance of
861 the title to a motor vehicle, notwithstanding s. 319.23(8)(b)
862 ~~319.23(7)(b)~~.

863 Section 27. Paragraph (c) of subsection (1) and paragraph
864 (a) of subsection (3) of section 320.06, Florida Statutes, are
865 amended to read:

866 320.06 Registration certificates, license plates, and
867 validation stickers generally.—

868 (1)

869 (c) Registration license plates equipped with validation
870 stickers subject to the registration period are valid for not
871 more than 12 months and expire at midnight on the last day of
872 the registration period. A registration license plate equipped
873 with a validation sticker subject to the extended registration
874 period is valid for not more than 24 months and expires at
875 midnight on the last day of the extended registration period.
876 For each registration period after the one in which the original
877 ~~metal~~ registration license plate is issued, and until the
878 license plate is required to be replaced, a validation sticker
879 showing the month and year of expiration shall be issued upon
880 payment of the proper license tax amount and fees and is valid
881 for not more than 12 months. For each extended registration
882 period occurring after the one in which the original ~~metal~~
883 registration license plate is issued and until the license plate

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884 is required to be replaced, a validation sticker showing the
885 year of expiration shall be issued upon payment of the proper
886 license tax amount and fees and is valid for not more than 24
887 months. When license plates equipped with validation stickers
888 are issued in any month other than the owner's birth month or
889 the designated registration period for any other motor vehicle,
890 the effective date shall reflect the birth month or month and
891 the year of renewal. However, when a license plate or validation
892 sticker is issued for a period of less than 12 months, the
893 applicant shall pay the appropriate amount of license tax and
894 the applicable fee under s. 320.14 in addition to all other
895 fees. Validation stickers issued for vehicles taxed under s.
896 320.08(6)(a), for any company that owns 250 vehicles or more, or
897 for semitrailers taxed under the provisions of s. 320.08(5)(a),
898 for any company that owns 50 vehicles or more, may be placed on
899 any vehicle in the fleet so long as the vehicle receiving the
900 validation sticker has the same owner's name and address as the
901 vehicle to which the validation sticker was originally assigned.

902 (3)(a) Registration license plates must be ~~made of metal~~
903 ~~specialy~~ treated with a retroreflection material, as specified
904 by the department. The registration license plate is designed to
905 increase nighttime visibility and legibility and must be at
906 least 6 inches wide and not less than 12 inches in length,
907 unless a plate with reduced dimensions is deemed necessary by
908 the department to accommodate motorcycles, mopeds, or similar
909 smaller vehicles. Validation stickers must also be treated with
910 a retroreflection material, must be of such size as specified by
911 the department, and must adhere to the license plate. The

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912 registration license plate must be imprinted with a combination
913 of bold letters and numerals or numerals, not to exceed seven
914 digits, to identify the registration license plate number. The
915 license plate must be imprinted with the word "Florida" at the
916 top and the name of the county in which it is sold, the state
917 motto, or the words "Sunshine State" at the bottom. Apportioned
918 license plates must have the word "Apportioned" at the bottom
919 and license plates issued for vehicles taxed under s.
920 320.08(3)(d), (4)(m) or (n), (5)(b) or (c), or (14) must have
921 the word "Restricted" at the bottom. License plates issued for
922 vehicles taxed under s. 320.08(12) must be imprinted with the
923 word "Florida" at the top and the word "Dealer" at the bottom.
924 Manufacturer license plates issued for vehicles taxed under s.
925 320.08(12) must be imprinted with the word "Florida" at the top
926 and the word "Manufacturer" at the bottom. License plates issued
927 for vehicles taxed under s. 320.08(5)(d) or (e) must be
928 imprinted with the word "Wrecker" at the bottom. Any county may,
929 upon majority vote of the county commission, elect to have the
930 county name removed from the license plates sold in that county.
931 The state motto or the words "Sunshine State" shall be printed
932 in lieu thereof. A license plate issued for a vehicle taxed
933 under s. 320.08(6) may not be assigned a registration license
934 number~~7~~ or be issued with any other distinctive character or
935 designation~~7~~ that distinguishes the motor vehicle as a for-hire
936 motor vehicle.

937 Section 28. Section 320.0605, Florida Statutes, is amended
938 to read:

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939 320.0605 Certificate of registration; possession required;
940 exception.—

941 (1) The registration certificate or an official copy
942 thereof, a true copy of a rental or lease documentation
943 ~~agreement~~ issued for a motor vehicle or issued for a replacement
944 vehicle in the same registration period, a temporary receipt
945 printed upon self-initiated electronic renewal of a registration
946 via the Internet, or a cab card issued for a vehicle registered
947 under the International Registration Plan shall, at all times
948 while the vehicle is being used or operated on the roads of this
949 state, be in the possession of the operator thereof or be
950 carried in the vehicle for which issued and shall be exhibited
951 upon demand of any authorized law enforcement officer or any
952 agent of the department, except for a vehicle registered under
953 s. 320.0657. The provisions of this section do not apply during
954 the first 30 days after purchase of a replacement vehicle. A
955 violation of this section is a noncriminal traffic infraction,
956 punishable as a nonmoving violation as provided in chapter 318.

957 (2) The rental or lease documentation required under
958 subsection (1) must include all of the following information:

959 (a) The authorized renter's or lessee's name.

960 (b) The date of rental or lease and time of exit from the
961 rental or lease facility.

962 (c) The rental or lease station identification.

963 (d) The rental or lease agreement number.

964 (e) The rental or lease vehicle's vehicle identification
965 number or VIN.

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966 (f) The rental or lease vehicle's license plate number and
967 state of registration.

968 (g) The rental or lease vehicle's make, model, and color.

969 (h) The rental or lease vehicle's mileage when rented or
970 leased.

971 Section 29. Section 320.061, Florida Statutes, is amended
972 to read:

973 320.061 Unlawful to alter motor vehicle registration
974 certificates, license plates, temporary license plates, mobile
975 home stickers, or validation stickers or to obscure license
976 plates; penalty.—A No person may not shall alter the original
977 appearance of a vehicle registration certificate, ~~any~~
978 ~~registration~~ license plate, temporary license plate, mobile home
979 sticker, or validation sticker, ~~or vehicle registration~~
980 ~~certificate~~ issued for and assigned to a any motor vehicle or
981 mobile home, whether by mutilation, alteration, defacement, or
982 change of color or in any other manner. A No person may not
983 ~~shall~~ apply or attach a any substance, reflective matter,
984 illuminated device, spray, coating, covering, or other material
985 onto or around any license plate which that interferes with the
986 legibility, angular visibility, or detectability of any feature
987 or detail on the license plate or interferes with the ability to
988 record any feature or detail on the license plate. A Any person
989 who violates this section commits a noncriminal traffic
990 infraction, punishable as a moving violation as provided in
991 chapter 318.

992 Section 30. Subsection (1) of section 320.07, Florida
993 Statutes, is amended to read:

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994 320.07 Expiration of registration; renewal required;
995 penalties.-

996 (1) The registration of a motor vehicle or mobile home
997 expires at midnight on the last day of the registration or
998 extended registration period, or for a motor vehicle or mobile
999 home owner who is a natural person, at midnight on the owner's
1000 birthday. A vehicle may ~~shall~~ not be operated on the roads of
1001 this state after expiration of the renewal period unless the
1002 registration has been renewed according to law.

1003 Section 31. Paragraph (z) of subsection (4) of section
1004 320.08056, Florida Statutes, is amended to read:

1005 320.08056 Specialty license plates.-

1006 (4) The following license plate annual use fees shall be
1007 collected for the appropriate specialty license plates:

1008 (z) Tampa Bay Estuary license plate, \$25 ~~\$15~~.

1009 Section 32. Paragraph (b) of subsection (45) of section
1010 320.08058, Florida Statutes, is amended to read:

1011 320.08058 Specialty license plates.-

1012 (45) AQUACULTURE LICENSE PLATES.-

1013 (b) The annual use fees shall be distributed to the Harbor
1014 Branch Oceanographic Institution, Inc. After reimbursement for
1015 documented costs expended for establishing the license plate,
1016 the Harbor Branch Oceanographic Institution, Inc., shall use the
1017 remaining funds for aquaculture research and education programs
1018 as follows:

1019 1. Ten percent of the funds shall be distributed to the
1020 Guy Harvey Research Institute of the Nova Southeastern

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1021 University Oceanographic Center to conduct outreach and
1022 education regarding aquaculture in the state.

1023 2. Up to 15 percent of the funds may be used for
1024 administrative costs directly associated with the Harbor Branch
1025 Oceanographic Institution's aquaculture programs and
1026 administrative costs associated with the Aquaculture license
1027 plate.

1028 3. Up to 10 percent of the funds may be used for
1029 continuing promotion and marketing of the license plate.

1030 4. Thirty percent of the funds shall be distributed to the
1031 Florida Aquaculture Association for research and education.

1032 ~~5.4.~~ The remaining funds shall be used to conduct
1033 scientific research on environmentally responsible and
1034 sustainable methods of farming freshwater and saltwater
1035 organisms such as fish, shellfish, and crustaceans for food;
1036 biomedical species for pharmaceutical and nutraceutical
1037 compounds; and marine ornamentals for the aquarium trade. These
1038 funds shall also be used to expand the institution's educational
1039 programs that include secondary school field experiences,
1040 college degree programs, and intensive courses in order to
1041 further the objective of increasing aquaculture's contribution
1042 to the state's economy.

1043 Section 33. Paragraph (e) of subsection (4) of section
1044 320.08068, Florida Statutes, is amended to read:

1045 320.08068 Motorcycle specialty license plates.-

1046 (4) A license plate annual use fee of \$20 shall be
1047 collected for each motorcycle specialty license plate. Annual
1048 use fees shall be distributed to The Able Trust as custodial

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1049 agent. The Able Trust may retain a maximum of 10 percent of the
1050 proceeds from the sale of the license plate for administrative
1051 costs. The Able Trust shall distribute the remaining funds as
1052 follows:

1053 (e) Twenty percent to the Florida Association of Centers
1054 for Independent Living ~~to be used to leverage additional funding~~
1055 ~~and new sources of revenue for the centers for independent~~
1056 ~~living in this state.~~

1057 Section 34. Subsection (4) of section 320.0848, Florida
1058 Statutes, is amended to read:

1059 320.0848 Persons who have disabilities; issuance of
1060 disabled parking permits; temporary permits; permits for certain
1061 providers of transportation services to persons who have
1062 disabilities.-

1063 (4) From the proceeds of the temporary disabled parking
1064 permit fees:

1065 (a) The Department of Highway Safety and Motor Vehicles
1066 must receive \$3.50 for each temporary permit, to be deposited
1067 into the Highway Safety Operating Trust Fund and used for
1068 implementing the real-time disabled parking permit database and
1069 for administering the disabled parking permit program.

1070 (b) The tax collector, for processing, must receive \$2.50
1071 for each temporary permit.

1072 (c) The remainder must be distributed monthly as follows:

1073 1. To the Florida Endowment Foundation for Vocational
1074 Rehabilitation, known as "The Able Trust," ~~Governor's Alliance~~
1075 ~~for the Employment of Disabled Citizens~~ for the purpose of
1076 improving employment and training opportunities for persons who

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1077 have disabilities, with special emphasis on removing
1078 transportation barriers, \$4. These fees must be directly
1079 deposited into the Florida Endowment Foundation for Vocational
1080 Rehabilitation as established in s. 413.615 Transportation
1081 ~~Disadvantaged Trust Fund for transfer to the Florida Governor's~~
1082 ~~Alliance for Employment of Disabled Citizens.~~

1083 2. To the Transportation Disadvantaged Trust Fund to be
1084 used for funding matching grants to counties for the purpose of
1085 improving transportation of persons who have disabilities, \$5.

1086 Section 35. Paragraph (a) of subsection (1) of section
1087 320.089, Florida Statutes, is amended to read:

1088 320.089 Members of National Guard and active United States
1089 Armed Forces reservists; former prisoners of war; survivors of
1090 Pearl Harbor; Purple Heart medal recipients; Operation Iraqi
1091 Freedom and Operation Enduring Freedom Veterans; Combat Infantry
1092 Badge recipients; special license plates; fee.-

1093 (1) (a) Each owner or lessee of an automobile or truck for
1094 private use or recreational vehicle as specified in s.
1095 320.08(9)(c) or (d), which is not used for hire or commercial
1096 use, who is a resident of the state and an active or retired
1097 member of the Florida National Guard, a survivor of the attack
1098 on Pearl Harbor, a recipient of the Purple Heart medal, ~~or~~ an
1099 active or retired member of any branch of the United States
1100 Armed Forces Reserve, or a recipient of the Combat Infantry
1101 Badge shall, upon application to the department, accompanied by
1102 proof of active membership or retired status in the Florida
1103 National Guard, proof of membership in the Pearl Harbor
1104 Survivors Association or proof of active military duty in Pearl

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1105 Harbor on December 7, 1941, proof of being a Purple Heart medal
1106 recipient, ~~or~~ proof of active or retired membership in any
1107 branch of the Armed Forces Reserve, or proof of membership in
1108 the Combat Infantrymen's Association, Inc., or other proof of
1109 being a recipient of the Combat Infantry Badge, and upon payment
1110 of the license tax for the vehicle as provided in s. 320.08, be
1111 issued a license plate as provided by s. 320.06, upon which, in
1112 lieu of the serial numbers prescribed by s. 320.06, shall be
1113 stamped the words "National Guard," "Pearl Harbor Survivor,"
1114 "Combat-wounded veteran," ~~or~~ "U.S. Reserve," or "Combat Infantry
1115 Badge," as appropriate, followed by the serial number of the
1116 license plate. Additionally, the Purple Heart plate may have the
1117 words "Purple Heart" stamped on the plate and the likeness of
1118 the Purple Heart medal appearing on the plate.

1119 Section 36. Section 320.15, Florida Statutes, is amended
1120 to read:

1121 320.15 Refund of license tax.—Any resident owner of a
1122 motor vehicle or mobile home that has been destroyed or
1123 permanently removed from the state shall, upon application to
1124 the department and surrender of the license plate or mobile home
1125 sticker issued for such vehicle, be entitled to a credit to
1126 apply to registration of any other vehicle in the name of the
1127 owner, if the amount is \$3 or more, for the unexpired period of
1128 the license. However, if the license plate surrendered is a
1129 "for-hire" license plate, the amount of credit may not be more
1130 than one-half of the annual license tax amount. A credit is ~~will~~
1131 not ~~be~~ valid after the expiration date of the license plate
1132 which is current on the date of the credit, as provided in s.

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1133 320.07. A motor vehicle or mobile home owner who renews a
1134 registration during the advanced renewal period as provided in
1135 s. 320.071 and who surrenders the motor vehicle or mobile home
1136 license plate before the end of the renewal period may apply for
1137 a refund of the license taxes assessed pursuant to s. 320.08.

1138 Section 37. Subsection (3) of section 320.27, Florida
1139 Statutes, is amended to read:

1140 320.27 Motor vehicle dealers.—

1141 (3) APPLICATION AND FEE.—The application for the license
1142 shall be in such form as may be prescribed by the department and
1143 shall be subject to such rules with respect thereto as may be so
1144 prescribed by it. Such application shall be verified by oath or
1145 affirmation and shall contain a full statement of the name and
1146 birth date of the person or persons applying therefor; the name
1147 of the firm or copartnership, with the names and places of
1148 residence of all members thereof, if such applicant is a firm or
1149 copartnership; the names and places of residence of the
1150 principal officers, if the applicant is a body corporate or
1151 other artificial body; the name of the state under whose laws
1152 the corporation is organized; the present and former place or
1153 places of residence of the applicant; and prior business in
1154 which the applicant has been engaged and the location thereof.
1155 Such application shall describe the exact location of the place
1156 of business and shall state whether the place of business is
1157 owned by the applicant and when acquired, or, if leased, a true
1158 copy of the lease shall be attached to the application. The
1159 applicant shall certify that the location provides an adequately
1160 equipped office and is not a residence; that the location

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1161 affords sufficient unoccupied space upon and within which
1162 adequately to store all motor vehicles offered and displayed for
1163 sale; and that the location is a suitable place where the
1164 applicant can in good faith carry on such business and keep and
1165 maintain books, records, and files necessary to conduct such
1166 business, which shall ~~will~~ be available at all reasonable hours
1167 to inspection by the department or any of its inspectors or
1168 other employees. The applicant shall certify that the business
1169 of a motor vehicle dealer is the principal business which shall
1170 be conducted at that location. The ~~Such~~ application shall
1171 contain a statement that the applicant is either franchised by a
1172 manufacturer of motor vehicles, in which case the name of each
1173 motor vehicle that the applicant is franchised to sell shall be
1174 included, or an independent (nonfranchised) motor vehicle
1175 dealer. The ~~Such~~ application shall contain ~~such~~ other relevant
1176 information as may be required by the department, including
1177 evidence that the applicant is insured under a garage liability
1178 insurance policy or a general liability insurance policy coupled
1179 with a business automobile policy, which shall include, at a
1180 minimum, \$25,000 combined single-limit liability coverage
1181 including bodily injury and property damage protection and
1182 \$10,000 personal injury protection. However, a salvage motor
1183 vehicle dealer as defined in subparagraph (1)(c)5. is exempt
1184 from the requirements for garage liability insurance and
1185 personal injury protection insurance on those vehicles that
1186 cannot be legally operated on state roads, highways, or streets.
1187 Franchise dealers must submit a garage liability insurance
1188 policy, and all other dealers must submit a garage liability

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1189 insurance policy or a general liability insurance policy coupled
1190 with a business automobile policy. Such policy shall be for the
1191 license period, and evidence of a new or continued policy shall
1192 be delivered to the department at the beginning of each license
1193 period. Upon making initial application, the applicant shall pay
1194 to the department a fee of \$300 in addition to any other fees
1195 now required by law.† Upon making a subsequent renewal
1196 application, the applicant shall pay to the department a fee of
1197 \$75 in addition to any other fees now required by law. Upon
1198 making an application for a change of location, the person shall
1199 pay a fee of \$50 in addition to any other fees now required by
1200 law. The department shall, in the case of every application for
1201 initial licensure, verify whether certain facts set forth in the
1202 application are true. Each applicant, general partner in the
1203 case of a partnership, or corporate officer and director in the
1204 case of a corporate applicant, must file a set of fingerprints
1205 with the department for the purpose of determining any prior
1206 criminal record or any outstanding warrants. The department
1207 shall submit the fingerprints to the Department of Law
1208 Enforcement for state processing and forwarding to the Federal
1209 Bureau of Investigation for federal processing. The actual cost
1210 of state and federal processing shall be borne by the applicant
1211 and is in addition to the fee for licensure. The department may
1212 issue a license to an applicant pending the results of the
1213 fingerprint investigation, which license is fully revocable if
1214 the department subsequently determines that any facts set forth
1215 in the application are not true or correctly represented.

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1216 Section 38. Subsection (1) of section 320.771, Florida
1217 Statutes, is amended to read:

1218 320.771 License required of recreational vehicle dealers.-

1219 (1) DEFINITIONS.-As used in this section, the term:

1220 (a)1. "Dealer" means any person engaged in the business of
1221 buying, selling, or dealing in recreational vehicles or offering
1222 or displaying recreational vehicles for sale. The term "dealer"
1223 includes a recreational vehicle broker. Any person who buys,
1224 sells, deals in, or offers or displays for sale, or who acts as
1225 the agent for the sale of, one or more recreational vehicles in
1226 any 12-month period shall be prima facie presumed to be a
1227 dealer. The terms "selling" and "sale" include lease-purchase
1228 transactions. The term "dealer" does not include banks, credit
1229 unions, and finance companies that acquire recreational vehicles
1230 as an incident to their regular business and does not include
1231 mobile home rental and leasing companies that sell recreational
1232 vehicles to dealers licensed under this section.

1233 2. A licensed dealer may transact business in recreational
1234 vehicles with a motor vehicle auction as defined in s.

1235 320.27(1)(c)4. Further, a licensed dealer may, at retail or
1236 wholesale, sell a motor vehicle, as described in s.

1237 320.01(1)(a), acquired in exchange for the sale of a
1238 recreational vehicle, if the ~~such~~ acquisition is incidental to
1239 the principal business of being a recreational vehicle dealer.

1240 However, a recreational vehicle dealer may not buy a motor
1241 vehicle for the purpose of resale unless licensed as a motor
1242 vehicle dealer pursuant to s. 320.27. A dealer may apply for a
1243 certificate of title to a recreational vehicle required to be

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1244 registered under s. 320.08(9), using a manufacturer's statement
1245 of origin as permitted by s. 319.23(1), only if the dealer is
1246 authorized by a manufacturer/dealer agreement, as defined in s.
1247 320.3202, on file with the department, to buy, sell, or deal in
1248 that particular line-make of recreational vehicle, and the
1249 dealer is authorized by the manufacturer/dealer agreement to
1250 perform delivery and preparation obligations and warranty defect
1251 adjustments on that line-make.

1252 (b) "Recreational vehicle broker" means any person who is
1253 engaged in the business of offering to procure or procuring used
1254 recreational vehicles for the general public; who holds himself
1255 or herself out through solicitation, advertisement, or otherwise
1256 as one who offers to procure or procures used recreational
1257 vehicles for the general public; or who acts as the agent or
1258 intermediary on behalf of the owner or seller of a used
1259 recreational vehicle which is for sale or who assists or
1260 represents the seller in finding a buyer for the recreational
1261 vehicle.

1262 (c) ~~For the purposes of this section, the term~~
1263 "Recreational vehicle" does not include any camping trailer, as
1264 defined in s. 320.01(1)(b)2.

1265 Section 39. Section 320.95, Florida Statutes, is amended
1266 to read:

1267 320.95 Transactions by electronic or telephonic means.—

1268 (1) The department may ~~is authorized to~~ accept an ~~any~~
1269 application provided for under this chapter by electronic or
1270 telephonic means.

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1271 (2) The department may collect electronic mail addresses
1272 and use electronic mail in lieu of the United States Postal
1273 Service for the purpose of providing renewal notices.

1274 Section 40. Section 322.04, Florida Statutes, is amended
1275 to read:

1276 322.04 Persons exempt from obtaining driver ~~driver's~~
1277 license.-

1278 (1) The following persons are exempt from obtaining a
1279 driver ~~driver's~~ license:

1280 (a) Any employee of the United States Government, while
1281 operating a noncommercial motor vehicle owned by or leased to
1282 the United States Government and being operated on official
1283 business.

1284 (b) Any person while driving or operating any road
1285 machine, farm tractor, or implement of husbandry temporarily
1286 operated or moved on a highway.

1287 (c) A nonresident who is at least 16 years of age
1288 ~~operating and who has in his or her immediate possession a valid~~
1289 ~~noncommercial driver's license issued to the nonresident in his~~
1290 ~~or her home state or country, may operate~~ a motor vehicle of the
1291 type for which a Class E driver ~~driver's~~ license is required in
1292 this state if the nonresident has in his or her immediate
1293 possession:

1294 1. A valid noncommercial driver license issued in his or
1295 her name from another state or territory of the United States;
1296 or

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1297 2. An International Driving Permit issued in his or her
1298 name in his or her country of residence and a valid license
1299 issued in that country.

1300 ~~(d) A nonresident who is at least 18 years of age and who~~
1301 ~~has in his or her immediate possession a valid noncommercial~~
1302 ~~driver's license issued to the nonresident in his or her home~~
1303 ~~state or country may operate a motor vehicle, other than a~~
1304 ~~commercial motor vehicle, in this state.~~

1305 (d)(e) Any person operating a golf cart, as defined in s.
1306 320.01, which is operated in accordance with the provisions of
1307 s. 316.212.

1308 (2) ~~The provisions of~~ This section does ~~de~~ not apply to
1309 any person to whom s. 322.031 applies.

1310 (3) Any person working for a firm under contract to the
1311 United States Government, whose residence is outside ~~without~~
1312 this state and whose main point of employment is outside ~~without~~
1313 this state may drive a noncommercial vehicle on the public roads
1314 of this state for periods up to 60 days while in this state on
1315 temporary duty, if the ~~provided such~~ person has a valid driver
1316 ~~driver's~~ license from the state of the ~~such~~ person's residence.

1317 Section 41. Paragraph (a) of subsection (1) of section
1318 322.051, Florida Statutes, is amended, and subsection (9) is
1319 added to that section, to read::

1320 322.051 Identification cards.—

1321 (1) Any person who is 5 years of age or older, or any
1322 person who has a disability, regardless of age, who applies for
1323 a disabled parking permit under s. 320.0848, may be issued an

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1324 identification card by the department upon completion of an
1325 application and payment of an application fee.

1326 (a) The ~~Each such~~ application must ~~shall~~ include the
1327 following information regarding the applicant:

1328 1. Full name (first, middle or maiden, and last), gender,
1329 proof of social security card number satisfactory to the
1330 department, county of residence, mailing address, proof of
1331 residential address satisfactory to the department, country of
1332 birth, and a brief description.

1333 2. Proof of birth date satisfactory to the department.

1334 3. Proof of identity satisfactory to the department. Such
1335 proof must include one of the following documents issued to the
1336 applicant:

1337 a. A driver ~~driver's~~ license record or identification card
1338 record from another jurisdiction that required the applicant to
1339 submit a document for identification which is substantially
1340 similar to a document required under sub-subparagraph b., sub-
1341 subparagraph c., sub-subparagraph d., sub-subparagraph e., sub-
1342 subparagraph f., sub-subparagraph g., or sub-subparagraph h.;

1343 b. A certified copy of a United States birth certificate;

1344 c. A valid, unexpired United States passport;

1345 d. A naturalization certificate issued by the United
1346 States Department of Homeland Security;

1347 e. A valid, unexpired alien registration receipt card
1348 (green card);

1349 f. A Consular Report of Birth Abroad provided by the
1350 United States Department of State;

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1351 g. An unexpired employment authorization card issued by
1352 the United States Department of Homeland Security; or

1353 h. Proof of nonimmigrant classification provided by the
1354 United States Department of Homeland Security, for an original
1355 identification card. In order to prove ~~such~~ nonimmigrant
1356 classification, an applicant must provide at least one of
1357 applicants may produce but are not limited to the following
1358 documents. In addition, the department may require applicants to
1359 produce United States Department of Homeland Security documents
1360 for the sole purpose of establishing the maintenance of, or
1361 efforts to maintain, continuous lawful presence:

1362 (I) A notice of hearing from an immigration court
1363 scheduling a hearing on any proceeding.

1364 (II) A notice from the Board of Immigration Appeals
1365 acknowledging pendency of an appeal.

1366 (III) A notice of the approval of an application for
1367 adjustment of status issued by the United States Bureau of
1368 Citizenship and Immigration Services.

1369 (IV) An ~~Any~~ official documentation confirming the filing
1370 of a petition for asylum or refugee status or any other relief
1371 issued by the United States Bureau of Citizenship and
1372 Immigration Services.

1373 (V) A notice of action transferring any pending matter
1374 from another jurisdiction to Florida, issued by the United
1375 States Bureau of Citizenship and Immigration Services.

1376 (VI) An order of an immigration judge or immigration
1377 officer granting ~~any~~ relief that authorizes the alien to live

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1378 and work in the United States, including, but not limited to,
1379 asylum.

1380 (VII) Evidence that an application is pending for
1381 adjustment of status to that of an alien lawfully admitted for
1382 permanent residence in the United States or conditional
1383 permanent resident status in the United States, if a visa number
1384 is available having a current priority date for processing by
1385 the United States Bureau of Citizenship and Immigration
1386 Services.

1387 (VIII) On or after January 1, 2010, an unexpired foreign
1388 passport with an unexpired United States Visa affixed,
1389 accompanied by an approved I-94, documenting the most recent
1390 admittance into the United States.

1391
1392 An identification card issued based on documents required
1393 Presentation of any of the documents described in sub-
1394 subparagraph g. or sub-subparagraph h. is valid entitles the
1395 applicant to an identification card for a period not to exceed
1396 the expiration date of the document presented or 1 year,
1397 whichever first occurs first.

1398 (9) Notwithstanding any other provision of this section or
1399 s. 322.21 to the contrary, the department shall issue or renew a
1400 card at no charge to a person who presents evidence satisfactory
1401 to the department that he or she is homeless as defined in s.
1402 414.0252(7).

1403 Section 42. Subsection (4) of section 322.058, Florida
1404 Statutes, is amended to read:

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1405 322.058 Suspension of driving privileges due to support
1406 delinquency; reinstatement.-

1407 (4) This section applies only to the annual renewal in the
1408 owner's birth month of a motor vehicle registration and does not
1409 apply to the transfer of a registration of a motor vehicle sold
1410 by a motor vehicle dealer licensed under chapter 320, except for
1411 the transfer of registrations which includes ~~is inclusive of~~ the
1412 annual renewals. This section does not affect the issuance of
1413 the title to a motor vehicle, notwithstanding s. 319.23(8)(b) ~~s.~~
1414 ~~319.23(7)(b)~~.

1415 Section 43. Section 322.065, Florida Statutes, is amended
1416 to read:

1417 322.065 Driver ~~Driver's~~ license expired for 6 4 months or
1418 less; penalties.-A ~~Any~~ person whose driver ~~driver's~~ license has
1419 been expired for 6 4 months or less and who drives a motor
1420 vehicle upon the highways of this state commits ~~is guilty of~~ an
1421 infraction and is subject to the penalty provided in s. 318.18.

1422 Section 44. Subsection (3) of section 322.07, Florida
1423 Statutes, is amended to read:

1424 322.07 Instruction permits and temporary licenses.-

1425 (3) Any person who, except for his or her lack of
1426 instruction in operating a commercial motor vehicle, would
1427 otherwise be qualified to obtain a commercial driver ~~driver's~~
1428 license under this chapter, may apply for a temporary commercial
1429 instruction permit. The department shall issue such a permit
1430 entitling the applicant, while having the permit in his or her
1431 immediate possession, to drive a commercial motor vehicle on the
1432 highways, if ~~provided that~~:

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1433 (a) The applicant possesses a valid Florida driver
1434 ~~driver's~~ license ~~issued in any state~~; and

1435 (b) The applicant, while operating a commercial motor
1436 vehicle, is accompanied by a licensed driver who is 21 years of
1437 age or older, who is licensed to operate the class of vehicle
1438 being operated, and who is ~~actually~~ occupying the closest seat
1439 to the right of the driver.

1440 Section 45. Paragraph (c) of subsection (2) and subsection
1441 (7) of section 322.08, Florida Statutes, are amended, and
1442 subsections (8) and (9) are added to that section, to read:

1443 322.08 Application for license; requirements for license
1444 and identification card forms.—

1445 (2) Each such application shall include the following
1446 information regarding the applicant:

1447 (c) Proof of identity satisfactory to the department. Such
1448 proof must include one of the following documents issued to the
1449 applicant:

1450 1. A driver ~~driver's~~ license record or identification card
1451 record from another jurisdiction that required the applicant to
1452 submit a document for identification which is substantially
1453 similar to a document required under subparagraph 2.,
1454 subparagraph 3., subparagraph 4., subparagraph 5., subparagraph
1455 6., subparagraph 7., or subparagraph 8.;

1456 2. A certified copy of a United States birth certificate;

1457 3. A valid, unexpired United States passport;

1458 4. A naturalization certificate issued by the United
1459 States Department of Homeland Security;

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- 1460 5. A valid, unexpired alien registration receipt card
1461 (green card);
- 1462 6. A Consular Report of Birth Abroad provided by the
1463 United States Department of State;
- 1464 7. An unexpired employment authorization card issued by
1465 the United States Department of Homeland Security; or
- 1466 8. Proof of nonimmigrant classification provided by the
1467 United States Department of Homeland Security, for an original
1468 driver ~~driver's~~ license. In order to prove nonimmigrant
1469 classification, an applicant must provide at least one of the
1470 following documents. In addition, the department may require
1471 applicants to produce United States Department of Homeland
1472 Security documents for the sole purpose of establishing the
1473 maintenance of, or efforts to maintain, continuous lawful
1474 presence ~~may produce the following documents, including, but not~~
1475 ~~limited to:~~
- 1476 a. A notice of hearing from an immigration court
1477 scheduling a hearing on any proceeding.
- 1478 b. A notice from the Board of Immigration Appeals
1479 acknowledging pendency of an appeal.
- 1480 c. A notice of the approval of an application for
1481 adjustment of status issued by the United States Bureau of
1482 Citizenship and Immigration Services.
- 1483 d. An ~~Any~~ official documentation confirming the filing of
1484 a petition for asylum or refugee status or any other relief
1485 issued by the United States Bureau of Citizenship and
1486 Immigration Services.

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1487 e. A notice of action transferring any pending matter from
1488 another jurisdiction to this state issued by the United States
1489 Bureau of Citizenship and Immigration Services.

1490 f. An order of an immigration judge or immigration officer
1491 granting ~~any~~ relief that authorizes the alien to live and work
1492 in the United States, including, but not limited to, asylum.

1493 g. Evidence that an application is pending for adjustment
1494 of status to that of an alien lawfully admitted for permanent
1495 residence in the United States or conditional permanent resident
1496 status in the United States, if a visa number is available
1497 having a current priority date for processing by the United
1498 States Bureau of Citizenship and Immigration Services.

1499 h. On or after January 1, 2010, an unexpired foreign
1500 passport with an unexpired United States Visa affixed,
1501 accompanied by an approved I-94, documenting the most recent
1502 admittance into the United States.

1503
1504 A driver license or temporary permit issued based on documents
1505 required ~~Presentation of any of the documents~~ in subparagraph 7.
1506 or subparagraph 8. is valid ~~entitles the applicant to a driver's~~
1507 ~~license or temporary permit~~ for a period not to exceed the
1508 expiration date of the document presented or 1 year, ~~whichever~~
1509 ~~occurs first~~.

1510 (7) The application form for an original, renewal, or
1511 replacement driver ~~driver's~~ license or identification card shall
1512 include language permitting the following:

1513 (a) A voluntary contribution of \$1 per applicant, which
1514 contribution shall be deposited into the Health Care Trust Fund

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1515 for organ and tissue donor education and for maintaining the
1516 organ and tissue donor registry.

1517 (b) A voluntary contribution of \$1 per applicant, which
1518 contribution shall be distributed to the Florida Council of the
1519 Blind.

1520 (c) A voluntary contribution of \$2 per applicant, which
1521 shall be distributed to the Hearing Research Institute,
1522 Incorporated.

1523 (d) A voluntary contribution of \$1 per applicant, which
1524 shall be distributed to the Juvenile Diabetes Foundation
1525 International.

1526 (e) A voluntary contribution of \$1 per applicant, which
1527 shall be distributed to the Children's Hearing Help Fund.

1528 (f) A voluntary contribution of \$1 per applicant, which
1529 shall be distributed to Family First, a nonprofit organization.

1530 (g) A voluntary contribution of \$1 per applicant to Stop
1531 Heart Disease, which shall be distributed to the Florida Heart
1532 Research Institute, a nonprofit organization.

1533 (h) A voluntary contribution of \$1 per applicant to Senior
1534 Vision Services, which shall be distributed to the Florida
1535 Association of Agencies Serving the Blind, Inc., a not-for-
1536 profit organization.

1537 (i) A voluntary contribution of \$1 per applicant for
1538 services for persons with developmental disabilities, which
1539 shall be distributed to The Arc of Florida.

1540 (j) A voluntary contribution of \$1 to the Ronald McDonald
1541 House, which shall be distributed each month to Ronald McDonald
1542 House Charities of Tampa Bay, Inc.

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1543 (k) Notwithstanding s. 322.081, a voluntary contribution
1544 of \$1 per applicant, which shall be distributed to the League
1545 Against Cancer/La Liga Contra el Cancer, a not-for-profit
1546 organization.

1547 (l) A voluntary contribution of \$1 per applicant to
1548 Prevent Child Sexual Abuse, which shall be distributed to
1549 Lauren's Kids, Inc., a nonprofit organization.

1550 (m) A voluntary contribution of \$1 per applicant, which
1551 shall be distributed to Prevent Blindness Florida, a not-for-
1552 profit organization, to prevent blindness and preserve the sight
1553 of the residents of this state.

1554 (n) Notwithstanding s. 322.081, a voluntary contribution
1555 of \$1 per applicant to the state homes for veterans, to be
1556 distributed on a quarterly basis by the department to the State
1557 Homes for Veterans Trust Fund, which is administered by the
1558 Department of Veterans' Affairs.

1559 (o) A voluntary contribution of \$1 per applicant to the
1560 Disabled American Veterans, Department of Florida, which shall
1561 be distributed quarterly to Disabled American Veterans,
1562 Department of Florida, a nonprofit organization.

1563 (p) A voluntary contribution of \$1 per applicant for
1564 Autism Services and Supports. Such contributions must be
1565 transferred by the department to the Achievement and
1566 Rehabilitation Centers, Inc., Autism Services Fund.

1567 (q) A voluntary contribution of \$1 per applicant to
1568 Support Our Troops, which shall be distributed to Support Our
1569 Troops, Inc., a Florida not-for-profit organization.

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1571 A statement providing an explanation of the purpose of the trust
1572 funds shall also be included. For the purpose of applying the
1573 service charge provided in s. 215.20, contributions received
1574 under paragraphs (b)-(q) ~~(b)-(e)~~ are not income of a revenue
1575 nature.

1576 (8) Notwithstanding subsection (7), the department and its
1577 authorized agents shall provide a complete list of voluntary
1578 contributions authorized by law to customers applying for a
1579 license or identification card or renewal of a license or
1580 identification card. The renewal application form must include
1581 either a complete list of all authorized voluntary contributions
1582 or the department's website address which provides a complete
1583 list and information on all authorized voluntary contributions.
1584 The department or authorized agent may include on the renewal
1585 application forms a complete list of authorized voluntary
1586 contributions and the department's website address. Customers
1587 renewing a license or identification card at either an agent's
1588 office or a department office shall be provided information on
1589 voluntary contribution options.

1590 (9) The department may collect electronic mail addresses
1591 and use electronic mail in lieu of the United States Postal
1592 Service for the purpose of providing renewal notices.

1593 Section 46. Paragraph (c) of subsection (2) and subsection
1594 (5) of section 322.121, Florida Statutes, are amended to read:

1595 322.121 Periodic reexamination of all drivers.-

1596 (2) For each licensee whose driving record does not show
1597 any revocations, disqualifications, or suspensions for the

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1598 preceding 7 years or any convictions for the preceding 3 years
1599 except for convictions of the following nonmoving violations:

1600 (c) Operating a motor vehicle with an expired license that
1601 has been expired for 6 4 months or less pursuant to s. 322.065;

1602
1603 the department shall cause such licensee's license to be
1604 prominently marked with the notation "Safe Driver."

1605 (5) Members of the Armed Forces, or their dependents
1606 residing with them, shall be granted an automatic extension for
1607 the expiration of their Class E licenses without reexamination
1608 while serving on active duty outside this state. This extension
1609 is valid for 90 days after the member of the Armed Forces is
1610 either discharged or returns to this state to live.

1611 Section 47. Paragraph (a) of subsection (1) of section
1612 322.14, Florida Statutes, is amended to read:

1613 322.14 Licenses issued to drivers.—

1614 (1) (a) The department shall, upon successful completion of
1615 all required examinations and payment of the required fee, issue
1616 to every qualified applicant ~~qualifying therefor,~~ a driver
1617 ~~driver's~~ license that must as applied for, ~~which license shall~~
1618 ~~bear thereon~~ a color photograph or digital image of the
1619 licensee; the name of the state; a distinguishing number
1620 assigned to the licensee; and the licensee's full name, date of
1621 birth, and residence address; a brief description of the
1622 licensee, including, but not limited to, the licensee's gender
1623 and height; and the dates of issuance and expiration of the
1624 license. A space shall be provided upon which the licensee shall
1625 affix his or her usual signature. A ~~No~~ license is invalid ~~shall~~

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1626 ~~be valid until it has been ~~so~~ signed by the licensee except that~~
1627 ~~the signature of the said licensee is not shall not be required~~
1628 ~~if it appears thereon in facsimile or if the licensee is not~~
1629 ~~present within the state at the time of issuance. Applicants~~
1630 ~~qualifying to receive a Class A, Class B, or Class C driver's~~
1631 ~~license must appear in person within the state for issuance of a~~
1632 ~~color photographic or digital imaged driver's license pursuant~~
1633 ~~to s. 322.142.~~

1634 Section 48. Section 322.1415, Florida Statutes, is created
1635 to read:

1636 322.1415 Specialty driver license and identification card
1637 program.-

1638 (1) The department may issue to any applicant qualified
1639 pursuant to s. 322.14 a specialty driver license or
1640 identification card upon payment of the appropriate fee pursuant
1641 to s. 322.21.

1642 (2) Any specialty driver license or identification card
1643 approved by the department shall, at a minimum, be available for
1644 state and independent universities domiciled in this state, all
1645 Florida professional sports teams designated pursuant to s.
1646 320.08058(9)(a), and all branches of the United States Armed
1647 Forces.

1648 (3) The design and use of each specialty driver license
1649 and identification card must be approved by the department and
1650 the organization that is recognized by the driver license or
1651 card.

1652 (4) Organizations receiving funds from this program shall
1653 attest, under penalties of perjury, pursuant to s. 320.08062

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1654 that the funds have been expended in the same manner as provided
1655 in s. 320.08058. On December 1 of each year, the department
1656 shall deliver an annual report to the President of the Senate
1657 and the Speaker of the House of Representatives which addresses
1658 the viability of the program and details the amounts distributed
1659 to each entity.

1660 (5) This section is repealed August 31, 2016.

1661 Section 49. Section 322.145, Florida Statutes, is created
1662 to read:

1663 322.145 Electronic authentication of licenses.-

1664 (1) Any driver license issued on or after July 1, 2013,
1665 must contain a means of electronic authentication which conforms
1666 to a recognized standard for such authentication, such as public
1667 key infrastructure, symmetric key algorithms, security tokens,
1668 mediametrics, or biometrics. Electronic authentication
1669 capabilities must not interfere with or change the driver
1670 license format or topology.

1671 (2) The department shall provide, at the applicant's
1672 option and at the time a license is issued, a security token
1673 that can be electronically authenticated through a personal
1674 computer. The token must also conform to one of the standards
1675 provided in subsection (1).

1676 (3) The department shall negotiate a new contract with the
1677 vendor selected to implement the electronic authentication
1678 feature which provides that the vendor pay all costs of
1679 implementing the system. This contract must not conflict with
1680 current contractual arrangements for the issuance of driver
1681 licenses.

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1682 Section 50. Subsection (2) of section 322.19, Florida
1683 Statutes, is amended to read:

1684 322.19 Change of address or name.—

1685 (2) Whenever any person, after applying for or receiving a
1686 driver ~~driver's~~ license, changes the legal residence or mailing
1687 address in the application or license, the person must, within
1688 10 calendar days after making the change, obtain a replacement
1689 license that reflects the change. A written request to the
1690 department must include the old and new addresses and the driver
1691 ~~driver's~~ license number. Any person who has a valid, current
1692 student identification card issued by an educational institution
1693 in this state is presumed not to have changed his or her legal
1694 residence or mailing address. This subsection does not affect
1695 any person required to register a permanent or temporary address
1696 change pursuant to s. 775.13, s. 775.21, s. 775.25, or s.
1697 943.0435.

1698 Section 51. Present paragraphs (e) through (h) of
1699 subsection (1) of section 322.21, Florida Statutes, are
1700 redesignated as paragraphs (f) through (i), respectively, and
1701 new paragraphs (e) and (j) are added to that subsection, to
1702 read:

1703 322.21 License fees; procedure for handling and collecting
1704 fees.—

1705 (1) Except as otherwise provided herein, the fee for:

1706 (e) An original or renewal enhanced driver license or
1707 identification card that meets the requirements of the Western
1708 Hemisphere Travel Initiative, in addition to the fees required
1709 in paragraph (a), paragraph (b), paragraph (c), or paragraph

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1710 (f), may not exceed \$30. The funds collected pursuant to this
1711 paragraph shall be deposited into the Highway Safety Operating
1712 Trust Fund to offset the cost of administration and materials
1713 related to the issuance of the enhanced driver license or
1714 identification card. The issuance of an enhanced driver license
1715 or identification card is optional for all residents who are
1716 otherwise qualified to be issued a Class A, B, C, or E driver
1717 license or an identification card.

1718 (j) The specialty driver license or identification card
1719 issued pursuant to s. 322.1415 is \$25, which is in addition to
1720 other fees required in this section. The fee shall be
1721 distributed as follows:

1722 1. Fifty percent shall be distributed as provided in s.
1723 320.08058 to the appropriate state or independent university,
1724 professional sports team, or branch of the United States Armed
1725 Forces.

1726 2. Fifty percent shall be distributed to the department
1727 for costs directly related to the specialty driver license and
1728 identification card program and to defray the costs associated
1729 with production enhancements and distribution.

1730 Section 52. Subsection (2) of section 322.251, Florida
1731 Statutes, is amended to read:

1732 322.251 Notice of cancellation, suspension, revocation, or
1733 disqualification of license.—

1734 (2) The giving of notice and an order of cancellation,
1735 suspension, revocation, or disqualification by mail is complete
1736 upon expiration of 20 days after deposit in the United States
1737 mail for all notices except those issued under chapter 324 or

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1738 ss. 627.732-627.734, which are complete 15 days after deposit in
1739 the United States mail. Proof of the giving of notice and an
1740 order of cancellation, suspension, revocation, or
1741 disqualification in either ~~such~~ manner shall be made by entry in
1742 the records of the department that such notice was given. The
1743 ~~Such~~ entry is ~~shall be~~ admissible in the courts of this state
1744 and constitutes ~~shall constitute~~ sufficient proof that such
1745 notice was given.

1746 Section 53. Section 322.27, Florida Statutes, is amended
1747 to read:

1748 322.27 Authority of department to suspend or revoke driver
1749 license or identification card.-

1750 (1) Notwithstanding any provisions to the contrary in
1751 chapter 120, the department may ~~is hereby authorized to~~ suspend
1752 the license of any person without preliminary hearing upon a
1753 showing of its records or other sufficient evidence that the
1754 licensee:

1755 (a) Has committed an offense for which mandatory
1756 revocation of license is required upon conviction. A law
1757 enforcement agency must provide information to the department
1758 within 24 hours after any traffic fatality or when the law
1759 enforcement agency initiates action pursuant to s. 316.1933;

1760 (b) Has been convicted of a violation of any traffic law
1761 which resulted in a crash that caused the death or personal
1762 injury of another or property damage in excess of \$500;

1763 (c) Is incompetent to drive a motor vehicle;

1764 (d) Has permitted an unlawful or fraudulent use of the
1765 ~~such~~ license or identification card or has knowingly been a

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1766 party to the obtaining of a license or identification card by
1767 fraud or misrepresentation or to the display, or representation
1768 ~~represent~~ as one's own, of a driver ~~any driver's~~ license or
1769 identification card not issued to him or her. ~~Provided, however,~~
1770 ~~no provision of~~ This section does not ~~shall be construed to~~
1771 include the provisions of s. 322.32(1);

1772 (e) Has committed an offense in another state which, if
1773 committed in this state, would be grounds for suspension or
1774 revocation; or

1775 (f) Has committed a second or subsequent violation of s.
1776 316.172(1) within a 5-year period of any previous violation.

1777 (2) The department shall suspend the license of any person
1778 without preliminary hearing upon a showing of its records that
1779 the licensee has been convicted in any court having jurisdiction
1780 over offenses committed under this chapter or any other law of
1781 this state regulating the operation of a motor vehicle on the
1782 highways, upon direction of the court, when the court feels that
1783 the seriousness of the offense and the circumstances surrounding
1784 the conviction warrant the suspension of the licensee's driving
1785 privilege.

1786 (3) There is established a point system for evaluation of
1787 convictions of violations of motor vehicle laws or ordinances,
1788 and violations of applicable provisions of s. 403.413(6) (b) when
1789 such violations involve the use of motor vehicles, for the
1790 determination of the continuing qualification of any person to
1791 operate a motor vehicle. The department is authorized to suspend
1792 the license of any person upon showing of its records or other
1793 good and sufficient evidence that the licensee has been

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1794 convicted of violation of motor vehicle laws or ordinances, or
1795 applicable provisions of s. 403.413(6)(b), amounting to 12 or
1796 more points as determined by the point system. The suspension
1797 shall be for a period of not more than 1 year.

1798 (a) When a licensee accumulates 12 points within a 12-
1799 month period, the period of suspension shall be for not more
1800 than 30 days.

1801 (b) When a licensee accumulates 18 points, including
1802 points upon which suspension action is taken under paragraph
1803 (a), within an 18-month period, the suspension shall be for a
1804 period of not more than 3 months.

1805 (c) When a licensee accumulates 24 points, including
1806 points upon which suspension action is taken under paragraphs
1807 (a) and (b), within a 36-month period, the suspension shall be
1808 for a period of not more than 1 year.

1809 (d) The point system shall have as its basic element a
1810 graduated scale of points assigning relative values to
1811 convictions of the following violations:

- 1812 1. Reckless driving, willful and wanton—4 points.
- 1813 2. Leaving the scene of a crash resulting in property
1814 damage of more than \$50—6 points.
- 1815 3. Unlawful speed resulting in a crash—6 points.
- 1816 4. Passing a stopped school bus—4 points.
- 1817 5. Unlawful speed:
 - 1818 a. Not in excess of 15 miles per hour of lawful or posted
1819 speed—3 points.
 - 1820 b. In excess of 15 miles per hour of lawful or posted
1821 speed—4 points.

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1822 6. A violation of a traffic control signal device as
1823 provided in s. 316.074(1) or s. 316.075(1)(c)1.-4 points.
1824 However, no points shall be imposed for a violation of s.
1825 316.074(1) or s. 316.075(1)(c)1. when a driver has failed to
1826 stop at a traffic signal and when enforced by a traffic
1827 infraction enforcement officer. In addition, a violation of s.
1828 316.074(1) or s. 316.075(1)(c)1. when a driver has failed to
1829 stop at a traffic signal and when enforced by a traffic
1830 infraction enforcement officer may not be used for purposes of
1831 setting motor vehicle insurance rates.

1832 7. All other moving violations (including parking on a
1833 highway outside the limits of a municipality)-3 points. However,
1834 no points shall be imposed for a violation of s. 316.0741 or s.
1835 316.2065(12); and points shall be imposed for a violation of s.
1836 316.1001 only when imposed by the court after a hearing pursuant
1837 to s. 318.14(5).

1838 8. Any moving violation covered above, excluding unlawful
1839 speed, resulting in a crash-4 points.

1840 9. Any conviction under s. 403.413(6)(b)-3 points.

1841 10. Any conviction under s. 316.0775(2)-4 points.

1842 (e) A conviction in another state of a violation therein
1843 which, if committed in this state, would be a violation of the
1844 traffic laws of this state, or a conviction of an offense under
1845 any federal law substantially conforming to the traffic laws of
1846 this state, except a violation of s. 322.26, may be recorded
1847 against a driver on the basis of the same number of points
1848 received had the conviction been made in a court of this state.

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1849 (f) In computing the total number of points, when the
1850 licensee reaches the danger zone, the department is authorized
1851 to send the licensee a warning letter advising that any further
1852 convictions may result in suspension of his or her driving
1853 privilege.

1854 (g) The department shall administer and enforce the
1855 provisions of this law and may make rules and regulations
1856 necessary for its administration.

1857 (h) Three points shall be deducted from the driver history
1858 record of any person whose driving privilege has been suspended
1859 only once pursuant to this subsection and has been reinstated,
1860 if such person has complied with all other requirements of this
1861 chapter.

1862 (i) This subsection does ~~shall~~ not apply to persons
1863 operating a nonmotorized vehicle for which a driver ~~driver's~~
1864 license is not required.

1865 (4) The department, in computing the points and period of
1866 time for suspensions under this section, shall use the offense
1867 date of all convictions.

1868 (5) The department shall revoke the license of any person
1869 designated a habitual offender, as set forth in s. 322.264, and
1870 such person is ~~shall~~ not ~~be~~ eligible to be relicensed for a
1871 minimum of 5 years from the date of revocation, except as
1872 provided for in s. 322.271. Any person whose license is revoked
1873 may, by petition to the department, show cause why his or her
1874 license should not be revoked.

1875 (6) The department shall revoke the driving privilege of
1876 any person who is convicted of a felony for the possession of a

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1877 controlled substance if, at the time of such possession, the
1878 person was driving or in actual physical control of a motor
1879 vehicle. A person whose driving privilege has been revoked
1880 pursuant to this subsection is ~~shall~~ not ~~be~~ eligible to receive
1881 a limited business or employment purpose license during the term
1882 of such revocation.

1883 (7) Review of an order of suspension or revocation shall
1884 be by writ of certiorari as provided in s. 322.31.

1885 Section 54. Subsection (2) of section 322.53, Florida
1886 Statutes, is amended to read:

1887 322.53 License required; exemptions.—

1888 (2) The following persons are exempt from the requirement
1889 to obtain a commercial driver ~~driver's~~ license:

1890 (a) Drivers of authorized emergency vehicles.

1891 (b) Military personnel driving vehicles operated for
1892 military purposes.

1893 (c) Farmers transporting agricultural products, farm
1894 supplies, or farm machinery to or from their farms and within
1895 150 miles of their farms farm, if the vehicle operated under
1896 this exemption is not used in the operations of a common or
1897 contract motor carrier ~~or transporting agricultural products to~~
1898 ~~or from the first place of storage or processing or directly to~~
1899 ~~or from market, within 150 miles of their farm.~~

1900 (d) Drivers of recreational vehicles, as defined in s.
1901 320.01.

1902 (e) Drivers who operate straight trucks, as defined in s.
1903 316.003, and who ~~that~~ are ~~exclusively~~ exclusively
1904 their own tangible personal property, which is not for sale.

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1905 (f) Employees ~~An employee~~ of a publicly owned transit
1906 system who are ~~is~~ limited to moving vehicles for maintenance or
1907 parking purposes exclusively within the restricted-access
1908 confines of a transit system's property.

1909 Section 55. Subsection (2) of section 322.54, Florida
1910 Statutes, is amended to read:

1911 322.54 Classification.—

1912 (2) The department shall issue, pursuant to the
1913 requirements of this chapter, driver ~~drivers'~~ licenses in
1914 accordance with the following classifications:

1915 (a) Any person who drives a motor vehicle combination
1916 having a gross vehicle weight rating or gross vehicle weight of
1917 26,001 pounds or more must possess a valid Class A driver
1918 ~~driver's~~ license, if provided the gross vehicle weight rating or
1919 gross vehicle weight of the vehicle being towed is more than
1920 10,000 pounds. Any person who possesses a valid Class A driver
1921 ~~driver's~~ license may, subject to the appropriate restrictions
1922 and endorsements, drive any class of motor vehicle within this
1923 state.

1924 (b) Any person, except a person who possesses a valid
1925 Class A driver ~~driver's~~ license, who drives a motor vehicle
1926 having a gross vehicle weight rating or gross vehicle weight of
1927 26,001 pounds or more must possess a valid Class B driver
1928 ~~driver's~~ license. Any person, except a person who possesses a
1929 valid Class A driver ~~driver's~~ license, who drives such vehicle
1930 towing a vehicle having a gross vehicle weight rating of 10,000
1931 pounds or less must possess a valid Class B driver ~~driver's~~
1932 license. Any person who possesses a valid Class B driver

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1933 ~~driver's~~ license may, subject to the appropriate restrictions
1934 and endorsements, drive any class of motor vehicle, other than
1935 the type of motor vehicle for which a Class A driver ~~driver's~~
1936 license is required, within this state.

1937 (c) Any person, except a person who possesses a valid
1938 Class A or a valid Class B driver ~~driver's~~ license, who drives a
1939 motor vehicle having a gross vehicle weight rating of less than
1940 26,001 pounds and who is required to obtain an endorsement
1941 pursuant to paragraph (1) (b), paragraph (1) (c), or paragraph
1942 (1) (e) of s. 322.57, must possess a valid Class C driver
1943 ~~driver's~~ license. Any person who possesses a valid Class C
1944 driver ~~driver's~~ license may, subject to the appropriate
1945 restrictions and endorsements, drive any class of motor vehicle,
1946 other than the type of motor vehicle for which a Class A or a
1947 Class B driver ~~driver's~~ license is required, within this state.

1948 (d) Any person, except a person who possesses a valid
1949 Class A, valid Class B, or valid Class C driver ~~driver's~~
1950 license, who drives a motor vehicle must possess a valid Class E
1951 driver ~~driver's~~ license. Any person who possesses a valid Class
1952 E driver ~~driver's~~ license may, subject to the appropriate
1953 restrictions and endorsements, drive any type of motor vehicle,
1954 other than the type of motor vehicle for which a Class A, Class
1955 B, or Class C driver ~~driver's~~ license is required, within this
1956 state.

1957 Section 56. Section 322.58, Florida Statutes, is repealed.

1958 Section 57. Section 322.59, Florida Statutes, is amended
1959 to read:

1960 322.59 Possession of medical examiner's certificate.—

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1961 (1) The department may ~~shall~~ not issue a commercial driver
1962 ~~driver's~~ license to a ~~any~~ person who is required by the laws of
1963 this state or by federal law to possess a medical examiner's
1964 certificate, unless the ~~such~~ person presents a valid
1965 certificate, as described in 49 C.F.R. s. 383.71, before ~~prior~~
1966 ~~to~~ licensure.

1967 (2) The department shall disqualify a driver from
1968 operating a commercial motor vehicle if the driver holds a
1969 commercial driver license and fails to comply with the medical
1970 certification requirements in 49 C.F.R. s. 383.71 ~~This section~~
1971 ~~does not expand the requirements as to who must possess a~~
1972 ~~medical examiner's certificate.~~

1973 (3) A person who is disqualified from operating a
1974 commercial motor vehicle under this section may, if otherwise
1975 qualified, be issued a Class E driver license pursuant to s.
1976 322.251.

1977 Section 58. Subsections (3) and (5) of section 322.61,
1978 Florida Statutes, are amended to read:

1979 322.61 Disqualification from operating a commercial motor
1980 vehicle.—

1981 (3) (a) Except as provided in subsection (4), any person
1982 who is convicted of one of the offenses listed in paragraph (b)
1983 while operating a commercial motor vehicle shall, in addition to
1984 any other applicable penalties, be disqualified from operating a
1985 commercial motor vehicle for a period of 1 year.÷

1986 (b) Except as provided in subsection (4), any holder of a
1987 commercial driver ~~driver's~~ license who is convicted of one of
1988 the offenses listed in this paragraph while operating a

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1989 noncommercial motor vehicle shall, in addition to any other
1990 applicable penalties, be disqualified from operating a
1991 commercial motor vehicle for a period of 1 year:

1992 1. Driving a motor vehicle while he or she is under the
1993 influence of alcohol or a controlled substance;

1994 2. Driving a commercial motor vehicle while the alcohol
1995 concentration of his or her blood, breath, or urine is .04
1996 percent or higher;

1997 3. Leaving the scene of a crash involving a motor vehicle
1998 driven by such person;

1999 4. Using a motor vehicle in the commission of a felony;

2000 5. Driving a commercial motor vehicle while in possession
2001 of a controlled substance;

2002 6. Refusing to submit to a test to determine his or her
2003 alcohol concentration while driving a motor vehicle;

2004 7. Driving a commercial vehicle while the licenseholder's
2005 commercial driver ~~driver's~~ license is suspended, revoked, or
2006 canceled or while the licenseholder is disqualified from driving
2007 a commercial vehicle; or

2008 8. Causing a fatality through the negligent operation of a
2009 commercial motor vehicle.

2010 (5) A ~~Any~~ person who is convicted of two violations
2011 specified in subsection (3) which were committed while operating
2012 a commercial motor vehicle, or any combination thereof, arising
2013 in separate incidents shall be permanently disqualified from
2014 operating a commercial motor vehicle. A ~~Any~~ holder of a
2015 commercial driver ~~driver's~~ license who is convicted of two
2016 violations specified in subsection (3) which were committed

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2017 while operating any ~~a noncommercial~~ motor vehicle, ~~or any~~
2018 ~~combination thereof~~, arising in separate incidents shall be
2019 permanently disqualified from operating a commercial motor
2020 vehicle. The penalty provided in this subsection is in addition
2021 to any other applicable penalty.

2022 Section 59. Subsection (1) of section 324.072, Florida
2023 Statutes, is amended to read:

2024 324.072 Proof required upon certain convictions.—

2025 (1) Upon the suspension or revocation of a license
2026 pursuant to ~~the provisions of~~ s. 322.26 or s. 322.27, the
2027 department shall suspend the registration for all motor vehicles
2028 registered in the name of the licensee ~~such person~~, either
2029 individually or jointly with another. However, the department
2030 may, except that it shall not suspend the ~~such~~ registration,
2031 unless otherwise required by law, if the ~~such~~ person had
2032 insurance coverage limits required under s. 324.031 on the date
2033 of the latest offense that caused the suspension or revocation,
2034 or has previously given or shall immediately give, and
2035 thereafter maintain, proof of financial responsibility with
2036 respect to all motor vehicles registered by the ~~such~~ person, in
2037 accordance with this chapter.

2038 Section 60. Subsection (1) of section 324.091, Florida
2039 Statutes, is amended to read:

2040 324.091 Notice to department; notice to insurer.—

2041 (1) Each owner and operator involved in a crash or
2042 conviction case within the purview of this chapter shall furnish
2043 evidence of automobile liability insurance, motor vehicle
2044 liability insurance, or a surety bond within 14 ~~30~~ days after

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2045 ~~from~~ the date of the mailing of notice of crash by the
2046 department in the ~~such~~ form and manner as it may designate. Upon
2047 receipt of evidence that an automobile liability policy, motor
2048 vehicle liability policy, or surety bond was in effect at the
2049 time of the crash or conviction case, the department shall
2050 forward by United States mail, postage prepaid, to the insurer
2051 or surety insurer a copy of such information and shall assume
2052 that the ~~such~~ policy or bond was in effect, unless the insurer
2053 or surety insurer notifies ~~shall notify~~ the department otherwise
2054 within 20 days after ~~from~~ the mailing of the notice to the
2055 insurer or surety insurer. However, ~~provided that~~ if the
2056 department ~~shall~~ later determines ~~ascertain~~ that an automobile
2057 liability policy, motor vehicle liability policy, or surety bond
2058 was not in effect and did not provide coverage for both the
2059 owner and the operator, it shall ~~at such time~~ take ~~such~~ action
2060 as it is otherwise authorized to do under this chapter. Proof of
2061 mailing to the insurer or surety insurer may be made by the
2062 department by naming the insurer or surety insurer to whom the
2063 ~~such~~ mailing was made and by specifying the time, place, and
2064 manner of mailing.

2065 Section 61. Subsection (5) of section 328.15, Florida
2066 Statutes, is amended to read:

2067 328.15 Notice of lien on vessel; recording.—

2068 (5) (a) The Department of Highway Safety and Motor Vehicles
2069 shall adopt ~~make such~~ rules to administer ~~and regulations as it~~
2070 ~~deems necessary or proper for the effective administration of~~
2071 this section law. The department may by rule require that a
2072 notice of satisfaction of a lien be notarized. The department

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2073 shall prepare the forms of the notice of lien and the
2074 satisfaction of lien to be supplied, at a charge not to exceed
2075 50 percent more than cost, to applicants for recording the liens
2076 or satisfactions and shall keep a record of such notices of lien
2077 and satisfactions available for inspection by the public at all
2078 reasonable times. The division may ~~is authorized to~~ furnish
2079 certified copies of such satisfactions for a fee of \$1, which
2080 are certified copies shall be admissible in evidence in all
2081 courts of this state under the same conditions and to the same
2082 effect as certified copies of other public records.

2083 (b) The department shall establish and administer an
2084 electronic titling program that requires the recording of vessel
2085 title information for new, transferred, and corrected
2086 certificates of title. Lienholders shall electronically transmit
2087 liens and lien satisfactions to the department in a format
2088 determined by the department. Individuals and lienholders who
2089 the department determines are not normally engaged in the
2090 business or practice of financing vessels are not required to
2091 participate in the electronic titling program.

2092 Section 62. Subsection (4) of section 328.16, Florida
2093 Statutes, is amended to read:

2094 328.16 Issuance in duplicate; delivery; liens and
2095 encumbrances.—

2096 (4) Notwithstanding any requirements in this section or in
2097 s. 328.15 indicating that a lien on a vessel shall be noted on
2098 the face of the Florida certificate of title, if there are one
2099 or more liens or encumbrances on a vessel, the department shall
2100 ~~may~~ electronically transmit the lien to the first lienholder and

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2101 notify the first lienholder of any additional liens. Subsequent
2102 lien satisfactions shall ~~may~~ be electronically transmitted to
2103 the department and must ~~shall~~ include the name and address of
2104 the person or entity satisfying the lien. When electronic
2105 transmission of liens and lien satisfactions are used, the
2106 issuance of a certificate of title may be waived until the last
2107 lien is satisfied and a clear certificate of title is issued to
2108 the owner of the vessel.

2109 Section 63. Section 328.30, Florida Statutes, is amended
2110 to read:

2111 328.30 Transactions by electronic or telephonic means.—

2112 (1) The department may ~~is authorized to~~ accept any
2113 application provided for under this chapter by electronic or
2114 telephonic means.

2115 (2) The department may issue an electronic certificate of
2116 title in lieu of printing a paper title.

2117 (3) The department may collect electronic mail addresses
2118 and use electronic mail in lieu of the United States Postal
2119 Service for the purpose of providing renewal notices.

2120 Section 64. Present subsection (17) of section 328.72,
2121 Florida Statutes, is renumbered as subsection (18), and a new
2122 subsection (17) is added to that section to read:

2123 328.72 Classification; registration; fees and charges;
2124 surcharge; disposition of fees; fines; marine turtle stickers.—

2125 (17) Notwithstanding subsection (11), the department and
2126 the tax collectors acting as agents for the department shall
2127 provide a complete list of voluntary contributions authorized by
2128 law to customers applying for registration or renewal

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2129 registration. The renewal application forms must include either
2130 a complete list of all authorized voluntary contributions or the
2131 department's website address which provides a complete list and
2132 information on all authorized voluntary contributions. The
2133 department or a tax collector may include on the renewal forms a
2134 complete list of authorized voluntary contributions and the
2135 department's website address. Customers renewing a registration
2136 at either a tax collector's office or a department office shall
2137 be provided information on voluntary contribution options.

2138 Section 65. Paragraph (f) of subsection (13) of section
2139 713.78, Florida Statutes, is amended to read:

2140 713.78 Liens for recovering, towing, or storing vehicles
2141 and vessels.-

2142 (13)

2143 (f) This subsection applies only to the annual renewal in
2144 the registered owner's birth month of a motor vehicle
2145 registration and does not apply to the transfer of a
2146 registration of a motor vehicle sold by a motor vehicle dealer
2147 licensed under chapter 320, except for the transfer of
2148 registrations which includes ~~is inclusive of~~ the annual
2149 renewals. This subsection does not apply to any vehicle
2150 registered in the name of the lessor. This subsection does not
2151 affect the issuance of the title to a motor vehicle,
2152 notwithstanding s. 319.23(8)(b) ~~s. 319.23(7)(b)~~.

2153 Section 66. Except as otherwise expressly provided in this
2154 act and except for this section, which shall take effect upon
2155 this act becoming a law, this act shall take effect January 1,
2156 2013.

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

Remove the entire title and insert:

A bill to be entitled

An act relating to highway safety and motor vehicles; amending s. 20.24, F.S.; renaming the Office of Motor Carrier Compliance within the Division of the Florida Highway Patrol as the Office of Commercial Vehicle Enforcement; amending s. 316.003, F.S.; revising definitions for purposes of the Florida Uniform Traffic Control Law; revising the definition of the term "motor vehicle" to exclude swamp buggies; defining the term "swamp buggy"; amending s. 316.1303, F.S.; authorizing a person who is mobility impaired to use a motorized wheelchair to temporarily leave the sidewalk and use the roadway under certain circumstances; authorizing a law enforcement officer to issue only a verbal warning to such person; amending s. 316.183, F.S.; revising a provision that prohibits a school bus from exceeding the posted speed limits; amending s. 316.2065, F.S.; revising safety standard requirements for bicycle helmets that must be worn by certain riders and passengers; revising requirements for a bicycle operator to ride in a bicycle lane or along the curb or edge of the roadway; providing for enforcement of requirements for bicycle lighting equipment; providing penalties for violations; providing for dismissal of the charge following a first offense under certain circumstances; amending s. 316.2085, F.S.; requiring that the license tag of a motorcycle or moped

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2185 remain clearly visible from the rear at all times; prohibiting
2186 deliberate acts to conceal or obscure the license tag; providing
2187 that certain license tags may be affixed perpendicularly to the
2188 ground; amending s. 316.2126, F.S.; revising conditions for use
2189 of golf carts and utility vehicles; amending s. 316.2397, F.S.;
2190 providing an exception to the prohibition against flashing
2191 vehicle lights for motorists who intermittently flash their
2192 vehicle's headlamps at an oncoming vehicle, regardless of their
2193 intent in doing so, and for persons operating bicycles equipped
2194 with lamps; creating s. 316.2129, F.S.; prohibiting the
2195 operation of swamp buggies on a public road, street, or highway;
2196 providing exceptions; prohibiting the operation of swamp buggies
2197 on land managed, owned, or leased by a state or federal agency;
2198 providing exceptions; amending s. 316.302, F.S.; providing that
2199 specified provisions that restrict the number of consecutive
2200 hours a commercial motor vehicle may operate do not apply to a
2201 farm labor vehicle operated during a state of emergency or
2202 during an emergency pertaining to agriculture; amending s.
2203 316.3026, F.S., relating to unlawful operation of motor
2204 carriers; conforming provisions to changes made by the act;
2205 amending s. 316.6135, F.S.; revising the criteria under which a
2206 child may not be left unattended in a vehicle; amending s.
2207 316.614, F.S.; deleting provisions that require that a law
2208 enforcement officer record the race and ethnicity of a person
2209 who is given a citation for not wearing his or her safety belt;
2210 deleting provisions that require that the Department of Highway
2211 Safety and Motor Vehicles collect such information and provide
2212 reports; amending s. 318.14, F.S.; authorizing a person who

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2213 | does not hold a commercial driver license and who is cited for a
2214 | noncriminal traffic infraction while driving a noncommercial
2215 | motor vehicle to elect to attend a basic driver improvement
2216 | course in lieu of a court appearance; authorizing a person who
2217 | does not hold a commercial driver license and who is cited for
2218 | certain offenses while driving a noncommercial motor vehicle to
2219 | elect to enter a plea of nolo contendere and to provide proof of
2220 | compliance in lieu of payment of fine or court appearance;
2221 | amending s. 318.15, F.S.; providing that a person charged with a
2222 | traffic infraction may request a hearing within a specified
2223 | period after the date upon which the violation occurred;
2224 | requiring that the clerk set the case for hearing; providing
2225 | exceptions to the time period for requesting a hearing;
2226 | authorizing the court to grant a request for a hearing made more
2227 | than 180 days after the date upon which the violation occurred;
2228 | amending ss. 318.18 and 318.21, F.S.; conforming cross-
2229 | references; amending s. 319.14, F.S.; revising provisions that
2230 | prohibit the sale or exchange of a rebuilt vehicle until certain
2231 | conditions are met; requiring an application for a certificate
2232 | of title with indication on the title that a vehicle is a custom
2233 | vehicle or a street rod, an inspection by the department, and a
2234 | decal affixed to such vehicle by the department; defining the
2235 | terms "custom vehicle" and "street rod"; prohibiting the sale,
2236 | exchange, or transfer of a custom vehicle or street rod or
2237 | advertising or offering to sell or exchange a vehicle previously
2238 | titled, registered, or used as a custom vehicle or street rod
2239 | unless certain conditions are met; providing penalties; amending
2240 | s. 319.23, F.S.; requiring that the application for a

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2241 certificate of title, corrected certificate, or assignment or
2242 reassignment be filed after the consummation of the sale of a
2243 mobile home; authorizing the department to accept a bond if the
2244 applicant for a certificate of title is unable to provide a
2245 title that assigns the prior owner's interest in the motor
2246 vehicle; providing requirements for the bond and the affidavit;
2247 providing for future expiration of the bond; amending s. 319.24,
2248 F.S.; requiring that the department electronically transmit a
2249 lien to the first lienholder and notify the first lienholder of
2250 any additional liens if there are one or more lien encumbrances
2251 on a motor vehicle or mobile home; requiring that subsequent
2252 lien satisfactions be transmitted electronically to the
2253 department; amending s. 319.27, F.S.; requiring that the
2254 department administer an electronic titling program; requiring
2255 the electronic recording of vehicle title information for new,
2256 transferred, and corrected certificates of title; requiring that
2257 lienholders electronically transmit liens and lien satisfactions
2258 to the department; providing exceptions; amending s. 319.28,
2259 F.S.; providing that a dealer of certain farm or industrial
2260 equipment is not subject to licensure as a recovery agent or
2261 agency under certain conditions; amending s. 319.40, F.S.;

2262 authorizing the department to issue an electronic certificate of
2263 title in lieu of printing a paper title and to collect
2264 electronic mail addresses and use electronic mail as a
2265 notification method in lieu of the United States Postal Service;
2266 providing an exception; amending s. 320.01, F.S.; revising the
2267 definition of the term "motor vehicle" to exclude special mobile
2268 equipment and swamp buggies; defining the term "swamp buggy";

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2269 amending s. 320.02, F.S.; providing that an active duty member
2270 of the Armed Forces of the United States is exempt from the
2271 requirement to provide an address on an application for vehicle
2272 registration; revising provisions relating to the registration
2273 of a motor carrier who operates a commercial motor vehicle and
2274 the notice of the suspension of such registration; requiring
2275 that insurer to provide notice to the department at the same
2276 time the cancellation notice is provided to the insured;
2277 authorizing the department to adopt rules for certain purposes;
2278 providing that an insurer who fails to file the proper
2279 documentation with the department violates the Florida Insurance
2280 Code; providing that the department may use the documentation
2281 only for enforcement and regulatory purposes; requiring the
2282 application forms for motor vehicle registration and renewal of
2283 registration to include language permitting the applicant to
2284 make a voluntary contribution to the Florida Association of Food
2285 Banks, Inc., for Autism Services and Supports, to Support Our
2286 Troops, and to Take Stock In Children; providing that such
2287 contributions are not income for specified purposes; requiring
2288 the department and its agents to provide customers applying for
2289 or renewing a registration with certain information on voluntary
2290 contribution options; requiring that the department retain all
2291 electronic registration records for a specified period; amending
2292 s. 320.03, F.S.; conforming a cross-reference; amending s.
2293 320.06, F.S.; deleting a requirement that registration license
2294 plates be made of metal and conforming terminology; amending s.
2295 320.0605, F.S.; revising requirements to possess certain
2296 documentation while a vehicle is being operated; requiring

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2297 rental or lease vehicle documentation to contain certain
2298 information; amending s. 320.061, F.S.; prohibiting a person
2299 from altering the original appearance of a temporary license
2300 plate; providing penalties; amending s. 320.07, F.S.; revising
2301 provisions relating to the expiration of a registration of a
2302 motor vehicle or mobile home; providing that the registration
2303 for a motor vehicle or mobile home whose owner is a natural
2304 person expires at midnight on the owner's birthday; amending s.
2305 320.08056, F.S.; revising the annual use fee for the Tampa Bay
2306 Estuary license plate; amending s. 320.08058, F.S.; requiring
2307 that the Harbor Branch Oceanographic Institution, Inc.,
2308 distribute a specified percentage of the remaining fees from the
2309 Aquaculture license plate to the Florida Aquaculture Association
2310 for research and education; amending s. 320.08068, F.S.;
2311 revising provisions relating to the use of funds received from
2312 the sale of motorcycle specialty license plates; deleting a
2313 provision that requires that 20 percent of the annual fee
2314 collected for such plates be used to leverage additional funding
2315 and new sources of revenue for the centers for independent
2316 living; amending s. 320.0848, F.S.; revising the requirements
2317 for the deposit of fee proceeds from temporary disabled parking
2318 permits; requiring that certain proceeds be deposited into the
2319 Florida Endowment Foundation for Vocational Rehabilitation,
2320 instead of the Florida Governor's Alliance for the Employment of
2321 Disabled Citizens; amending s. 320.089, F.S.; providing for the
2322 issuance of a Combat Infantry Badge license plate; amending s.
2323 320.15, F.S.; providing that an owner of a motor vehicle or
2324 mobile home may apply for a refund of certain license taxes if

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2325 the owner renews a registration during the advanced renewal
2326 period and surrenders the motor vehicle or mobile home license
2327 plate before the end of the renewal period; amending s. 320.27,
2328 F.S.; providing an exemption for salvage motor vehicle dealers
2329 from certain application and security requirements; amending s.
2330 320.771, F.S.; revising the definition of the term "dealer";
2331 amending s. 320.95, F.S.; authorizing the department to collect
2332 electronic mail addresses and use electronic mail for the
2333 purpose of providing renewal notices in lieu of the United
2334 States Postal Service; amending s. 322.04, F.S.; revising
2335 provisions exempting a nonresident from the requirement to
2336 obtain a driver license under certain circumstances; amending s.
2337 322.051, F.S.; revising requirements by which an applicant for
2338 an identification card may prove nonimmigrant classification;
2339 clarifying the validity of an identification card based on
2340 specified documents; authorizing the department to require
2341 additional documentation to establish the maintenance of, or
2342 efforts to maintain, continuous lawful presence; providing for
2343 the department to waive the fees for issuing or renewing an
2344 identification card to a person who is homeless; amending s.
2345 322.058, F.S.; conforming a cross-reference; amending s.
2346 322.065, F.S.; revising provisions relating to a person whose
2347 driver license has expired for 6 months or less and who drives a
2348 motor vehicle; providing penalties; amending s. 322.07, F.S.;
2349 revising provisions relating to temporary commercial instruction
2350 permits; amending s. 322.08, F.S.; revising provisions relating
2351 to an application for a driver license or temporary permit;
2352 requiring that applicants prove nonimmigrant classification by

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2353 providing certain documentation; authorizing the department to
2354 require additional documentation to establish the maintenance
2355 of, or efforts to maintain, continuous lawful presence; revising
2356 the length of time a license is valid when issuance is based on
2357 documentation required under specified provisions; requiring the
2358 application forms for an original, renewal, or replacement
2359 driver license to include language permitting the applicant to
2360 make a voluntary contribution for Autism Services and Supports
2361 and to Support Our Troops; requiring the department and its
2362 agents to provide customers applying for or renewing a license
2363 or identification card with certain information on voluntary
2364 contribution options; authorizing the department to collect
2365 electronic mail addresses and use electronic mail for the
2366 purpose of providing renewal notices in lieu of the United
2367 States Postal Service; amending s. 322.121, F.S.; conforming a
2368 provision relating to Safe Driver designation; revising
2369 provisions authorizing the automatic extension of a license for
2370 members of the Armed Forces of the United States or their
2371 dependents while serving on active duty outside the state;
2372 amending s. 322.14, F.S.; deleting a requirement that a
2373 qualified driver license applicant appear in person for issuance
2374 of a color photographic or digital imaged driver license;
2375 creating s. 322.1415, F.S.; authorizing the department to issue
2376 a specialty driver license or identification card to qualified
2377 applicants; specifying that, at a minimum, the specialty driver
2378 licenses and identification cards must be available for certain
2379 state and independent universities and professional sports teams
2380 and all branches of the Armed Forces of the United States;

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2381 requiring that the department and applicable organization
2382 approve the design of each specialty driver license and
2383 identification card; requiring an annual report to the
2384 Legislature; providing for future repeal; creating s. 322.145,
2385 F.S.; requiring driver licenses to contain a means for
2386 electronic authentication; directing the department to make
2387 certain security tokens available to a driver license applicant;
2388 directing the department to contract for implementation of the
2389 electronic authentication; requiring that such person obtain an
2390 original license; amending s. 322.19, F.S.; providing that
2391 certain persons who have a valid student identification card are
2392 presumed not to have changed their legal residence or mailing
2393 address; amending s. 322.21, F.S.; revising provisions relating
2394 to license fees; prohibiting the fee for an original or renewal
2395 of an enhanced driver license or identification card from
2396 exceeding a specified amount; requiring that the funds collected
2397 from such fee be deposited into the Highway Safety Operating
2398 Trust Fund; providing that the issuance of an enhanced driver
2399 license or identification card is optional for certain qualified
2400 residents; providing for the distribution of funds collected
2401 from the specialty driver license and identification card fees;
2402 amending s. 322.251, F.S.; providing that certain notices of
2403 cancellation, suspension, revocation, or disqualification of a
2404 driver license are complete within a specified period after
2405 deposit in the mail; amending s. 322.27, F.S.; revising the
2406 department's authority to suspend or revoke licenses or
2407 identification cards under certain circumstances; amending s.
2408 322.53, F.S.; revising an exemption from the requirement to

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2409 obtain a commercial driver license for farmers transporting
2410 agricultural products, farm supplies, or farm machinery under
2411 certain circumstances; providing that such exemption applies if
2412 the vehicle is not used in the operations of a common or
2413 contract motor carrier; amending s. 322.54, F.S.; requiring that
2414 persons who drive a motor vehicle having a gross vehicle weight
2415 rating or gross vehicle weight of a specified amount or more
2416 possess certain classifications of driver licenses; repealing s.
2417 322.58, F.S., relating to holders of chauffeur licenses and the
2418 classified licensure of commercial motor vehicle drivers;
2419 amending s. 322.59, F.S.; revising provisions relating to the
2420 possession of a medical examiner's certificate; requiring that
2421 the department disqualify a driver from operating a commercial
2422 motor vehicle if the driver holds a commercial driver license
2423 and fails to comply with the medical certification requirements;
2424 authorizing the department to issue, under certain
2425 circumstances, a Class E driver license to a person who is
2426 disqualified from operating a commercial motor vehicle; amending
2427 s. 322.61, F.S.; revising provisions relating to the
2428 disqualification from operating a commercial motor vehicle;
2429 providing that any holder of a commercial driver license who is
2430 convicted of two violations committed while operating any motor
2431 vehicle is permanently disqualified from operating a commercial
2432 motor vehicle; amending s. 324.072, F.S.; prohibiting the
2433 department from suspending a registration of a motor vehicle if
2434 the person to whom the motor vehicle is registered had certain
2435 insurance coverage limits on the date of the offense that caused
2436 the suspension or revocation; amending s. 324.091, F.S.;

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2437 revising the period within which an owner or operator involved
2438 in a crash must furnish evidence of automobile liability
2439 insurance, motor vehicle liability insurance, or a surety bond;
2440 amending s. 328.15, F.S.; requiring that the department
2441 establish and administer an electronic titling program that
2442 requires the recording of vehicle title information for new,
2443 transferred, and corrected certificates of title; requiring that
2444 lienholders electronically transmit liens and lien satisfactions
2445 to the department; providing exceptions; amending s. 328.16,
2446 F.S.; requiring that the department electronically transmit a
2447 lien to the first lienholder and notify such lienholder of any
2448 additional liens; requiring that subsequent lien satisfactions
2449 be electronically transmitted to the department; amending s.
2450 328.30, F.S.; authorizing the department to issue an electronic
2451 certificate of title in lieu of printing a paper title and to
2452 collect electronic mail addresses and use electronic mail as a
2453 notification method in lieu of the United States Postal Service;
2454 amending s. 328.72, F.S., relating to vessel registration;
2455 requiring the department and its agents to provide customers
2456 applying for or renewing a registration with certain information
2457 on voluntary contribution options; amending s. 713.78, F.S.;
2458 conforming a cross-reference; providing effective dates.