



376118

576-04081A-14

Proposed Committee Substitute by the Committee on Appropriations  
(Appropriations Subcommittee on Transportation, Tourism, and  
Economic Development)

A bill to be entitled

An act relating to transportation and motor vehicles;  
amending s. 20.23, F.S.; requiring the Florida  
Transportation Commission to monitor the Mid-Bay  
Bridge Authority; repealing the Florida Statewide  
Passenger Rail Commission; amending s. 61.13016, F.S.;  
revising notification requirements with respect to the  
suspension of the driver license of a child support  
obligor; requiring delinquent child support obligors  
to provide certain documentation within a specified  
period in order to prevent the suspension of a driver  
license; amending s. 110.205, F.S.; conforming cross-  
references; creating s. 316.0778, F.S.; defining the  
term "automated license plate recognition system";  
requiring the Department of State to consult with the  
Department of Law Enforcement in establishing a  
retention schedule for records generated by the use of  
an automated license plate recognition system;  
creating s. 316.0817, F.S.; prohibiting a bus from  
stopping to load or unload passengers in a manner that  
impedes, blocks, or otherwise restricts the  
progression of traffic under certain circumstances;  
amending s. 316.1975, F.S.; authorizing an operator of  
a vehicle that is started by remote control to let the  
vehicle stand unattended under certain circumstances;  
amending s. 316.2952, F.S.; revising a provision



376118

576-04081A-14

27 exempting a global position system device or similar  
28 satellite receiver device from the prohibition of  
29 attachments on windshields; amending s. 316.86, F.S.;  
30 revising provisions relating to the operation of  
31 vehicles equipped with autonomous technology on state  
32 roads for testing purposes; authorizing research  
33 organizations associated with accredited educational  
34 institutions to operate such vehicles; authorizing the  
35 testing of such vehicles on certain roadways  
36 designated by the Department of Transportation and the  
37 applicable local government or authority; deleting an  
38 obsolete provision; amending s. 320.02, F.S.;  
39 requiring, rather than authorizing, the Department of  
40 Highway Safety and Motor Vehicles to withhold the  
41 renewal of registration or replacement registration of  
42 a motor vehicle identified in a notice submitted by a  
43 lienor for failure to surrender the vehicle if the  
44 applicant's name is on the list of persons who may not  
45 be issued a license plate or revalidation sticker;  
46 revising the conditions under which a revalidation  
47 sticker or replacement license plate may be issued;  
48 amending s. 320.08056, F.S.; defining the terms  
49 "administrative costs" and "administrative expenses"  
50 for purposes of the section and s. 320.08058, F.S.;  
51 amending s. 320.08062, F.S.; revising provisions  
52 relating to audit and attestation requirements for  
53 annual use fee proceeds; requiring the Department of  
54 Highway Safety and Motor Vehicles to discontinue the  
55 distribution of revenues to an organization that does



376118

576-04081A-14

56 not meet specified requirements; authorizing the  
57 department to resume the distribution of revenue under  
58 certain conditions; requiring a report to the  
59 Legislature; requiring the discontinuance of a  
60 specialty plate under certain circumstances; amending  
61 chapter 2008-176, Laws of Florida, as amended;  
62 extending the prohibition on the issuance of new  
63 specialty license plates; amending s. 320.083, F.S.;  
64 revising the requirements for a special license plate;  
65 amending s. 320.1316, F.S.; prohibiting the department  
66 from issuing a license plate, revalidation sticker, or  
67 replacement license plate for a vehicle or vessel  
68 identified in a notice from a lienor; requiring that a  
69 notice to surrender a vehicle or vessel be signed  
70 under oath by the lienor; authorizing a registered  
71 owner of a vehicle to bring a civil action, rather  
72 than to notify the department and present certain  
73 proof, to dispute a notice to surrender a vehicle or  
74 vessel or his or her inclusion on the list of persons  
75 who may not be issued a license plate or revalidation  
76 sticker; providing a procedure for such a civil  
77 action; providing for the award of attorney fees and  
78 costs; amending s. 320.771, F.S.; requiring a licensed  
79 recreational vehicle dealer who applies for a  
80 supplemental license to hold certain off-premises  
81 sales to notify the local Department of Highway Safety  
82 and Motor Vehicles office of the dates and location  
83 for such sales; specifying requirements for licensed  
84 recreational vehicle dealers to hold such sales;



376118

576-04081A-14

85 creating s. 322.032, F.S.; requiring the Department of  
86 Highway Safety and Motor Vehicles to begin to review  
87 and prepare for the development of a system for  
88 issuing an optional digital proof of driver license;  
89 authorizing the Department of Highway Safety and Motor  
90 Vehicles to contract with private entities to develop  
91 the system; providing requirements for digital proof  
92 of driver license; providing criminal penalties for  
93 manufacturing or possessing a false digital proof of  
94 driver license; amending s. 322.055, F.S.; reducing  
95 the mandatory period of revocation or suspension of,  
96 or delay in eligibility for, a driver license for  
97 persons convicted of certain drug offenses; requiring  
98 the court to make a determination as to whether a  
99 restricted license would be appropriate for persons  
100 convicted of certain drug offenses; amending s.  
101 322.058, F.S.; requiring the Department of Highway  
102 Safety and Motor Vehicles to reinstate the driving  
103 privilege and allow registration of a motor vehicle of  
104 a child support obligor upon receipt of an affidavit  
105 containing specified information; amending s. 322.059,  
106 F.S.; requiring the Department of Highway Safety and  
107 Motor Vehicles to invalidate the digital proof of  
108 driver license for a person whose license or  
109 registration has been suspended; amending s. 322.12,  
110 F.S.; requiring that certain test fees incurred by  
111 certain applicants for a driver license be retained by  
112 the tax collector; amending s. 322.15, F.S.;

113 authorizing a digital proof of driver license to be



376118

576-04081A-14

114 accepted in lieu of a physical driver license;  
115 amending s. 322.21, F.S.; authorizing certain tax  
116 collectors to retain a replacement driver license or  
117 identification card fee under certain circumstances;  
118 exempting certain individuals who are homeless or  
119 whose annual income is at or below a certain  
120 percentage of the federal poverty level from paying a  
121 fee for an original, renewal, or replacement  
122 identification card; amending s. 337.25, F.S.;

123 authorizing the Department of Transportation to use  
124 auction services in the conveyance of certain property  
125 or leasehold interests; revising certain inventory  
126 requirements; revising provisions relating to, and  
127 providing criteria for, the disposition of certain  
128 excess property by the Department of Transportation;  
129 providing criteria for the disposition of donated  
130 property, property used for a public purpose, or  
131 property acquired to provide replacement housing for  
132 certain displaced persons; providing value offsets for  
133 property that requires significant maintenance costs  
134 or exposes the Department of Transportation to  
135 significant liability; providing procedures for the  
136 sale of property to abutting property owners; deleting  
137 provisions to conform to changes made by the act;  
138 providing monetary restrictions and criteria for the  
139 conveyance of certain leasehold interests; providing  
140 exceptions to restrictions for leases entered into for  
141 a public purpose; providing criteria for the  
142 preparation of estimates of value prepared by the



376118

576-04081A-14

143 Department of Transportation; providing that the  
144 requirements of s. 73.013, F.S., relating to eminent  
145 domain are not modified; amending s. 337.251, F.S.;  
146 revising criteria for leasing certain Department of  
147 Transportation property; increasing the time for the  
148 Department of Transportation to accept proposals for  
149 lease after a notice is published; directing the  
150 Department of Transportation to establish an  
151 application fee by rule; providing criteria for the  
152 fee; providing criteria for a proposed lease;  
153 requiring the Department of Transportation to provide  
154 an independent analysis of a proposed lease; amending  
155 s. 339.175, F.S.; increasing the maximum number of  
156 apportioned members that may compose the voting  
157 membership of a metropolitan planning organization  
158 (M.P.O.); providing that the governing board of a  
159 multicounty M.P.O. may be made up of any combination  
160 of county commissioners from the counties constituting  
161 the M.P.O.; providing that a voting member of an M.P.O.  
162 may represent a group of general-purpose local  
163 governments through an entity created by the M.P.O.;  
164 requiring each M.P.O. to review and reapportion its  
165 membership as necessary in conjunction with the  
166 decennial census, the agreement of the affected units  
167 of the M.P.O., and the agreement of the Governor;  
168 removing provisions requiring the Governor to  
169 apportion, review, and reapportion the composition of  
170 an M.P.O. membership; revising a provision regarding  
171 bylaws to allow the M.P.O. governing board to



376118

576-04081A-14

172 establish bylaws; amending s. 339.2821, F.S.;

173 authorizing Enterprise Florida, Inc., to be a

174 consultant to the Department of Transportation for

175 consideration of expenditures associated with and

176 contracts for transportation projects; revising the

177 requirements for economic development transportation

178 project contracts between the Department of

179 Transportation and a governmental entity; amending s.

180 526.141, F.S.; requiring full-service gasoline

181 stations offering self-service at a lesser cost to

182 display an additional decal; requiring the decal to

183 contain certain information; requiring the Department

184 of Agriculture and Consumer Services to adopt rules to

185 implement and enforce this requirement; providing for

186 preemption of local regulations pertaining to fueling

187 assistance for certain motor vehicle operators;

188 amending s. 562.11, F.S.; authorizing the court to

189 direct the Department of Highway Safety and Motor

190 Vehicles to issue a restricted driver license to

191 certain persons; amending s. 812.0155, F.S.; deleting

192 a provision requiring the suspension of the driver

193 license of a person adjudicated guilty of certain

194 offenses; authorizing the court to direct the

195 Department of Highway Safety and Motor Vehicles to

196 issue a restricted driver license to certain persons;

197 amending s. 832.09, F.S.; providing that the

198 suspension of a driver license of a person being

199 prosecuted for passing a worthless check is

200 discretionary; amending chapter 85-364, Laws of



376118

576-04081A-14

201 Florida, as amended; providing that maintenance costs  
202 are eligible for payment from certain toll revenues as  
203 specified; removing references to certain completed  
204 projects; directing the Department of Highway Safety  
205 and Motor Vehicles to develop a plan that addresses  
206 certain vehicle registration holds; providing an  
207 effective date.  
208

209 Be It Enacted by the Legislature of the State of Florida:  
210

211 Section 1. Paragraph (b) of subsection (2) and subsection  
212 (3) of section 20.23, Florida Statutes, are amended to read:

213 20.23 Department of Transportation.—There is created a  
214 Department of Transportation which shall be a decentralized  
215 agency.

216 (2)

217 (b) The commission shall ~~have the primary functions to:~~

218 1. Recommend major transportation policies for the  
219 Governor's approval, and assure that approved policies and any  
220 revisions ~~thereto~~ are properly executed.

221 2. Periodically review the status of the state  
222 transportation system including highway, transit, rail, seaport,  
223 intermodal development, and aviation components of the system  
224 and recommend improvements ~~therein~~ to the Governor and the  
225 Legislature.

226 3. Perform an in-depth evaluation of the annual department  
227 budget request, the Florida Transportation Plan, and the  
228 tentative work program for compliance with all applicable laws  
229 and established departmental policies. Except as specifically





376118

576-04081A-14

230 provided in s. 339.135(4)(c)2., (d), and (f), the commission may  
231 not consider individual construction projects, but shall  
232 consider methods of accomplishing the goals of the department in  
233 the most effective, efficient, and businesslike manner.

234 4. Monitor the financial status of the department on a  
235 regular basis to assure that the department is managing revenue  
236 and bond proceeds responsibly and in accordance with law and  
237 established policy.

238 5. Monitor on at least a quarterly basis, the efficiency,  
239 productivity, and management of the department, using  
240 performance and production standards developed by the commission  
241 pursuant to s. 334.045.

242 6. Perform an in-depth evaluation of the factors causing  
243 disruption of project schedules in the adopted work program and  
244 recommend to the Governor ~~Legislature~~ and the Legislature  
245 ~~Governor~~ methods to eliminate or reduce the disruptive effects  
246 of these factors.

247 7. Recommend to the Governor and the Legislature  
248 improvements to the department's organization in order to  
249 streamline and optimize the efficiency of the department. In  
250 reviewing the department's organization, the commission shall  
251 determine if the current district organizational structure is  
252 responsive to this state's ~~Florida's~~ changing economic and  
253 demographic development patterns. The initial report by the  
254 commission must be delivered to the Governor and the Legislature  
255 by December 15, 2000, and each year thereafter, as appropriate.  
256 The commission may retain ~~such~~ experts as ~~are reasonably~~  
257 necessary to carry out ~~effectuate~~ this subparagraph, and the  
258 department shall pay the expenses of the ~~such~~ experts.



376118

576-04081A-14

259           8. Monitor the efficiency, productivity, and management of  
260 the authorities created under chapters 348 and 349, including  
261 any authority formed using ~~the provisions of part I of chapter~~  
262 348; the Mid-Bay Bridge Authority re-created pursuant to chapter  
263 2000-411, Laws of Florida; and any authority formed under  
264 chapter 343 ~~which is not monitored under subsection (3)~~. The  
265 commission shall also conduct periodic reviews of each  
266 authority's operations and budget, acquisition of property,  
267 management of revenue and bond proceeds, and compliance with  
268 applicable laws and generally accepted accounting principles.

269           ~~(3) There is created the Florida Statewide Passenger Rail~~  
270 ~~Commission.~~

271           ~~(a)1. The commission shall consist of nine voting members~~  
272 ~~appointed as follows:~~

273           ~~a. Three members shall be appointed by the Governor, one of~~  
274 ~~whom must have a background in the area of environmental~~  
275 ~~concerns, one of whom must have a legislative background, and~~  
276 ~~one of whom must have a general business background.~~

277           ~~b. Three members shall be appointed by the President of the~~  
278 ~~Senate, one of whom must have a background in civil engineering,~~  
279 ~~one of whom must have a background in transportation~~  
280 ~~construction, and one of whom must have a general business~~  
281 ~~background.~~

282           ~~c. Three members shall be appointed by the Speaker of the~~  
283 ~~House of Representatives, one of whom must have a legal~~  
284 ~~background, one of whom must have a background in financial~~  
285 ~~matters, and one of whom must have a general business~~  
286 ~~background.~~

287           ~~2. The initial term of each member appointed by the~~



376118

576-04081A-14

288 ~~Governor shall be for 4 years. The initial term of each member~~  
289 ~~appointed by the President of the Senate shall be for 3 years.~~  
290 ~~The initial term of each member appointed by the Speaker of the~~  
291 ~~House of Representatives shall be for 2 years. Succeeding terms~~  
292 ~~for all members shall be for 4 years.~~

293 ~~3. A vacancy occurring during a term shall be filled by the~~  
294 ~~respective appointing authority in the same manner as the~~  
295 ~~original appointment and only for the balance of the unexpired~~  
296 ~~term. An appointment to fill a vacancy shall be made within 60~~  
297 ~~days after the occurrence of the vacancy.~~

298 ~~4. The commission shall elect one of its members as chair~~  
299 ~~of the commission. The chair shall hold office at the will of~~  
300 ~~the commission. Five members of the commission shall constitute~~  
301 ~~a quorum, and the vote of five members shall be necessary for~~  
302 ~~any action taken by the commission. The commission may meet upon~~  
303 ~~the constitution of a quorum. A vacancy in the commission does~~  
304 ~~not impair the right of a quorum to exercise all rights and~~  
305 ~~perform all duties of the commission.~~

306 ~~5. The members of the commission are not entitled to~~  
307 ~~compensation but are entitled to reimbursement for travel and~~  
308 ~~other necessary expenses as provided in s. 112.061.~~

309 ~~(b) The commission shall have the primary functions of:~~

310 ~~1. Monitoring the efficiency, productivity, and management~~  
311 ~~of all publicly funded passenger rail systems in the state,~~  
312 ~~including, but not limited to, any authority created under~~  
313 ~~chapter 343, chapter 349, or chapter 163 if the authority~~  
314 ~~receives public funds for the provision of passenger rail~~  
315 ~~service. The commission shall advise each monitored authority of~~  
316 ~~its findings and recommendations. The commission shall also~~



376118

576-04081A-14

317 ~~conduct periodic reviews of each monitored authority's passenger~~  
318 ~~rail and associated transit operations and budget, acquisition~~  
319 ~~of property, management of revenue and bond proceeds, and~~  
320 ~~compliance with applicable laws and generally accepted~~  
321 ~~accounting principles. The commission may seek the assistance of~~  
322 ~~the Auditor General in conducting such reviews and shall report~~  
323 ~~the findings of such reviews to the Legislature. This paragraph~~  
324 ~~does not preclude the Florida Transportation Commission from~~  
325 ~~conducting its performance and work program monitoring~~  
326 ~~responsibilities.~~

327 ~~2. Advising the department on policies and strategies used~~  
328 ~~in planning, designing, building, operating, financing, and~~  
329 ~~maintaining a coordinated statewide system of passenger rail~~  
330 ~~services.~~

331 ~~3. Evaluating passenger rail policies and providing advice~~  
332 ~~and recommendations to the Legislature on passenger rail~~  
333 ~~operations in the state.~~

334 ~~(c) The commission or a member of the commission may not~~  
335 ~~enter into the day-to-day operation of the department or a~~  
336 ~~monitored authority and is specifically prohibited from taking~~  
337 ~~part in:~~

338 ~~1. The awarding of contracts.~~

339 ~~2. The selection of a consultant or contractor or the~~  
340 ~~prequalification of any individual consultant or contractor.~~  
341 ~~However, the commission may recommend to the secretary standards~~  
342 ~~and policies governing the procedure for selection and~~  
343 ~~prequalification of consultants and contractors.~~

344 ~~3. The selection of a route for a specific project.~~

345 ~~4. The specific location of a transportation facility.~~



376118

576-04081A-14

346 ~~5. The acquisition of rights of way.~~

347 ~~6. The employment, promotion, demotion, suspension,~~  
348 ~~transfer, or discharge of any department personnel.~~

349 ~~7. The granting, denial, suspension, or revocation of any~~  
350 ~~license or permit issued by the department.~~

351 ~~(d) The commission is assigned to the Office of the~~  
352 ~~Secretary of the Department of Transportation for administrative~~  
353 ~~and fiscal accountability purposes, but it shall otherwise~~  
354 ~~function independently of the control and direction of the~~  
355 ~~department except that reasonable expenses of the commission~~  
356 ~~shall be subject to approval by the Secretary of Transportation.~~  
357 ~~The department shall provide administrative support and service~~  
358 ~~to the commission.~~

359 Section 2. Section 61.13016, Florida Statutes, is amended  
360 to read:

361 61.13016 Suspension of driver ~~driver's~~ licenses and motor  
362 vehicle registrations.-

363 (1) The driver ~~driver's~~ license and motor vehicle  
364 registration of a support obligor who is delinquent in payment  
365 or who has failed to comply with subpoenas or a similar order to  
366 appear or show cause relating to paternity or support  
367 proceedings may be suspended. When an obligor is 15 days  
368 delinquent making a payment in support or failure to comply with  
369 a subpoena, order to appear, order to show cause, or similar  
370 order in IV-D cases, the Title IV-D agency may provide notice to  
371 the obligor of the delinquency or failure to comply with a  
372 subpoena, order to appear, order to show cause, or similar order  
373 and the intent to suspend by regular United States mail that is  
374 posted to the obligor's last address of record with the



376118

576-04081A-14

375 Department of Highway Safety and Motor Vehicles. When an obligor  
376 is 15 days delinquent in making a payment in support in non-IV-D  
377 cases, and upon the request of the obligee, the depository or  
378 the clerk of the court must provide notice to the obligor of the  
379 delinquency and the intent to suspend by regular United States  
380 mail that is posted to the obligor's last address of record with  
381 the Department of Highway Safety and Motor Vehicles. In either  
382 case, the notice must state:

383 (a) The terms of the order creating the support obligation;

384 (b) The period of the delinquency and the total amount of  
385 the delinquency as of the date of the notice or describe the  
386 subpoena, order to appear, order to show cause, or other similar  
387 order that ~~which~~ has not been complied with;

388 (c) That notification will be given to the Department of  
389 Highway Safety and Motor Vehicles to suspend the obligor's  
390 driver ~~driver's~~ license and motor vehicle registration unless,  
391 within 20 days after the date that the notice is mailed, the  
392 obligor:

393 1.a. Pays the delinquency in full and any other costs and  
394 fees accrued between the date of the notice and the date the  
395 delinquency is paid;

396 b. Enters into a written agreement for payment with the  
397 obligee in non-IV-D cases or with the Title IV-D agency in IV-D  
398 cases; or in IV-D cases, complies with a subpoena or order to  
399 appear, order to show cause, or a similar order; ~~or~~

400 c. Files a petition with the circuit court to contest the  
401 delinquency action; ~~and~~

402 d. Demonstrates that he or she receives reemployment  
403 assistance or unemployment compensation pursuant to chapter 443;



376118

576-04081A-14

404 e. Demonstrates that he or she is disabled and incapable of  
405 self-support or that he or she receives benefits under the  
406 federal Supplemental Security Income or Social Security  
407 Disability Insurance programs;

408 f. Demonstrates that he or she receives temporary cash  
409 assistance pursuant to chapter 414; or

410 g. Demonstrates that he or she is making payments in  
411 accordance with a confirmed bankruptcy plan under chapter 11,  
412 chapter 12, or chapter 13 of the United States Bankruptcy Code,  
413 11 U.S.C. ss. 101 et seq.; and

414 2. Pays any applicable delinquency fees.

415  
416 If an ~~the~~ obligor in a non-IV-D case ~~cases~~ enters into a written  
417 agreement for payment before the expiration of the 20-day  
418 period, the obligor must provide a copy of the signed written  
419 agreement to the depository or the clerk of the court. If an  
420 obligor seeks to satisfy sub-subparagraph 1.d., sub-subparagraph  
421 1.e., sub-subparagraph 1.f., or sub-subparagraph 1.g. before  
422 expiration of the 20-day period, the obligor must provide the  
423 applicable documentation or proof to the depository or the clerk  
424 of the court.

425 (2) (a) Upon petition filed by the obligor in the circuit  
426 court within 20 days after the mailing date of the notice, the  
427 court may, in its discretion, direct the department to issue a  
428 license for driving privilege ~~privileges~~ restricted to business  
429 purposes only, as defined by s. 322.271, if the person is  
430 otherwise qualified for such a license. As a condition for the  
431 court to exercise its discretion under this subsection, the  
432 obligor must agree to a schedule of payment on any child support



376118

576-04081A-14

433 arrearages and to maintain current child support obligations. If  
434 the obligor fails to comply with the schedule of payment, the  
435 court shall direct the Department of Highway Safety and Motor  
436 Vehicles to suspend the obligor's driver ~~driver's~~ license.

437 (b) The obligor must serve a copy of the petition on the  
438 Title IV-D agency in IV-D cases or on the depository or the  
439 clerk of the court in non-IV-D cases. When an obligor timely  
440 files a petition to set aside a suspension, the court must hear  
441 the matter within 15 days after the petition is filed. The court  
442 must enter an order resolving the matter within 10 days after  
443 the hearing, and a copy of the order must be served on the  
444 parties. The timely filing of a petition under this subsection  
445 stays the intent to suspend until the entry of a court order  
446 resolving the matter.

447 (3) If the obligor does not, within 20 days after the  
448 mailing date on the notice, pay the delinquency; ~~or~~ enter into a  
449 written payment agreement; ~~or~~ comply with the subpoena, order to  
450 appear, order to show cause, or other similar order; ~~or~~ ~~or~~ file a  
451 motion to contest; or satisfy sub-subparagraph (1)(c)1.d., sub-  
452 subparagraph (1)(c)1.e., sub-subparagraph (1)(c)1.f., or sub-  
453 subparagraph (1)(c)1.g., the Title IV-D agency in IV-D cases, or  
454 the depository or clerk of the court in non-IV-D cases, may  
455 ~~shall~~ file the notice with the Department of Highway Safety and  
456 Motor Vehicles and request the suspension of the obligor's  
457 driver ~~driver's~~ license and motor vehicle registration in  
458 accordance with s. 322.058.

459 (4) The obligor may, within 20 days after the mailing date  
460 on the notice of delinquency or noncompliance and intent to  
461 suspend, file in the circuit court a petition to contest the





376118

576-04081A-14

462 notice of delinquency or noncompliance and intent to suspend on  
463 the ground of mistake of fact regarding the existence of a  
464 delinquency or the identity of the obligor. The obligor must  
465 serve a copy of the petition on the Title IV-D agency in IV-D  
466 cases or depository or clerk of the court in non-IV-D cases.  
467 When an obligor timely files a petition to contest, the court  
468 must hear the matter within 15 days after the petition is filed.  
469 The court must enter an order resolving the matter within 10  
470 days after the hearing, and a copy of the order must be served  
471 on the parties. The timely filing of a petition to contest stays  
472 the notice of delinquency and intent to suspend until the entry  
473 of a court order resolving the matter.

474 (5) The procedures prescribed in this section and s.  
475 322.058 may be used to enforce compliance with an order to  
476 appear for genetic testing.

477 Section 3. Paragraphs (j), (m), and (q) of subsection (2)  
478 of section 110.205, Florida Statutes, are amended to read:

479 110.205 Career service; exemptions.—

480 (2) EXEMPT POSITIONS.—The exempt positions that are not  
481 covered by this part include the following:

482 (j) The appointed secretaries and the State Surgeon  
483 General, assistant secretaries, deputy secretaries, and deputy  
484 assistant secretaries of all departments; the executive  
485 directors, assistant executive directors, deputy executive  
486 directors, and deputy assistant executive directors of all  
487 departments; the directors of all divisions and those positions  
488 determined by the department to have managerial responsibilities  
489 comparable to such positions, which positions include, but are  
490 not limited to, program directors, assistant program directors,



376118

576-04081A-14

491 district administrators, deputy district administrators, the  
492 Director of Central Operations Services of the Department of  
493 Children and Families ~~Family Services~~, the State Transportation  
494 Development Administrator, the State Public Transportation and  
495 Modal Administrator, district secretaries, district directors of  
496 transportation development, transportation operations,  
497 transportation support, and the managers of the offices of the  
498 Department of Transportation specified in s. 20.23(3)(b) ~~s.~~  
499 ~~20.23(4)(b), of the Department of Transportation.~~ Unless  
500 otherwise fixed by law, the department shall set the salary and  
501 benefits of these positions ~~in accordance with the rules of the~~  
502 ~~Senior Management Service;~~ and the positions of county health  
503 department directors and county health department administrators  
504 of the Department of Health in accordance with the rules of the  
505 Senior Management Service.

506 (m) All assistant division director, deputy division  
507 director, and bureau chief positions in any department, and  
508 those positions determined by the department to have managerial  
509 responsibilities comparable to such positions, which include,  
510 but are not limited to:

511 1. Positions in the Department of Health and the Department  
512 of Children and Families ~~which~~ ~~Family Services~~ ~~that~~ are assigned  
513 primary duties of serving as the superintendent or assistant  
514 superintendent of an institution.

515 2. Positions in the Department of Corrections which ~~that~~  
516 are assigned primary duties of serving as the warden, assistant  
517 warden, colonel, or major of an institution or that are assigned  
518 primary duties of serving as the circuit administrator or deputy  
519 circuit administrator.



376118

576-04081A-14

520           3. Positions in the Department of Transportation which ~~that~~  
521 are assigned primary duties of serving as regional toll managers  
522 and managers of offices, as specified ~~defined~~ in s. 20.23(3)(b)  
523 and (4)(c) ~~s. 20.23(4)(b) and (5)(e)~~.

524           4. Positions in the Department of Environmental Protection  
525 which ~~that~~ are assigned the duty of an Environmental  
526 Administrator or program administrator.

527           5. Positions in the Department of Health which ~~that~~ are  
528 assigned the duties of Environmental Administrator, Assistant  
529 County Health Department Director, and County Health Department  
530 Financial Administrator.

531           6. Positions in the Department of Highway Safety and Motor  
532 Vehicles which ~~that~~ are assigned primary duties of serving as  
533 captains in the Florida Highway Patrol.

534  
535 Unless otherwise fixed by law, the department shall set the  
536 salary and benefits of the positions listed in this paragraph in  
537 accordance with the rules established for the Selected Exempt  
538 Service.

539           (q) The staff directors, assistant staff directors,  
540 district program managers, district program coordinators,  
541 district subdistrict administrators, district administrative  
542 services directors, district attorneys, and the Deputy Director  
543 of Central Operations Services of the Department of Children and  
544 Families ~~Family Services~~. Unless otherwise fixed by law, the  
545 department shall establish the salary pay band and benefits for  
546 these positions in accordance with the rules of the Selected  
547 Exempt Service.

548           Section 4. Section 316.0778, Florida Statutes, is created



376118

576-04081A-14

549 to read:

550 316.0778 Automated license plate recognition systems;  
551 records retention.—

552 (1) As used in this section, the term "automated license  
553 plate recognition system" means a system of one or more mobile  
554 or fixed high-speed cameras combined with computer algorithms to  
555 convert images of license plates into computer-readable data.

556 (2) In consultation with the Department of Law Enforcement,  
557 the Department of State shall establish a retention schedule for  
558 records containing images and data generated through the use of  
559 an automated license plate recognition system. The retention  
560 schedule must establish a maximum period that the records may be  
561 retained.

562 Section 5. Section 316.0817, Florida Statutes, is created  
563 to read:

564 316.0817 Loading and unloading of bus passengers.—

565 (1) Notwithstanding any other law, a bus may not stop to  
566 load or unload passengers in a manner that impedes, blocks, or  
567 otherwise restricts the progression of traffic on the main-  
568 traveled portion of a roadway if there is another reasonable  
569 means for the bus to stop parallel to the travel lane and safely  
570 load and unload passengers. As used in this section, the term  
571 "reasonable means" means sufficient unobstructed pavement or a  
572 designated turn lane that is sufficient in length to allow the  
573 safe loading and unloading of passengers parallel to the travel  
574 lane.

575 (2) This section does not apply to a school bus.

576 Section 6. Paragraph (d) is added to subsection (2) of  
577 section 316.1975, Florida Statutes, to read:



376118

576-04081A-14

578 316.1975 Unattended motor vehicle.-

579 (2) This section does not apply to the operator of:

580 (d) A vehicle that is started by remote control while the  
581 ignition, transmission, and doors are locked.

582 Section 7. Paragraph (d) of subsection (2) of section  
583 316.2952, Florida Statutes, is amended to read:

584 316.2952 Windshields; requirements; restrictions.-

585 (2) A person shall not operate any motor vehicle on any  
586 public highway, road, or street with any sign, sunscreening  
587 material, product, or covering attached to, or located in or  
588 upon, the windshield, except the following:

589 (d) A global positioning system device or similar satellite  
590 receiver device that ~~which~~ uses the global positioning system  
591 operated pursuant to 10 U.S.C. s. 2281 to obtain ~~for the purpose~~  
592 ~~of obtaining~~ navigation, to improve driver safety as a component  
593 of safety monitoring equipment capable of providing driver  
594 feedback, or to otherwise route ~~routing~~ information while the  
595 motor vehicle is being operated.

596 Section 8. Subsections (1) and (3) of section 316.86,  
597 Florida Statutes, are amended to read:

598 316.86 Operation of vehicles equipped with autonomous  
599 technology on roads for testing purposes; financial  
600 responsibility; exemption from liability for manufacturer when  
601 third party converts vehicle; report.-

602 (1) Vehicles equipped with autonomous technology may be  
603 operated on roads in this state by employees, contractors, or  
604 other persons designated by manufacturers of autonomous  
605 technology, or by research organizations associated with  
606 accredited educational institutions, for the purpose of testing



376118

576-04081A-14

607 the technology. For testing purposes, a human operator must  
608 retain ~~shall be present in the autonomous vehicle such that he~~  
609 ~~or she has~~ the ability to monitor the vehicle's performance and  
610 intervene, if necessary, unless the vehicle is being tested or  
611 demonstrated on a closed course or any other autonomous vehicle  
612 testing roadway as designated by the Department of  
613 Transportation and the applicable local government or authority.  
614 Before ~~Prior to~~ the start of testing in this state, the entity  
615 performing the testing must submit to the Department of Highway  
616 Safety and Motor Vehicles an instrument of insurance, surety  
617 bond, or proof of self-insurance acceptable to the department in  
618 the amount of \$5 million.

619 ~~(3) By February 12, 2014, the Department of Highway Safety~~  
620 ~~and Motor Vehicles shall submit a report to the President of the~~  
621 ~~Senate and the Speaker of the House of Representatives~~  
622 ~~recommending additional legislative or regulatory action that~~  
623 ~~may be required for the safe testing and operation of motor~~  
624 ~~vehicles equipped with autonomous technology.~~

625 Section 9. Subsection (17) of section 320.02, Florida  
626 Statutes, is amended to read:

627 320.02 Registration required; application for registration;  
628 forms.—

629 (17) If an ~~any~~ applicant's name appears on a list of  
630 persons who may not be issued a license plate, revalidation  
631 sticker, or replacement license plate after a written notice to  
632 surrender a vehicle was submitted to the department by a lienor  
633 as provided in s. 320.1316, the department shall ~~may~~ withhold  
634 renewal of registration or replacement registration of the ~~any~~  
635 motor vehicle identified in ~~owned by the applicant at the time~~



376118

576-04081A-14

636 the notice ~~was~~ submitted by the lienor. The lienor must maintain  
637 proof that written notice to surrender the vehicle was sent to  
638 each registered owner pursuant to s. 320.1316(1). A revalidation  
639 sticker or replacement license plate may not be issued for the  
640 identified vehicle until the ~~that~~ person's name no longer  
641 appears on the list, ~~or until~~ the person presents documentation  
642 from the lienor that the vehicle has been surrendered to the  
643 lienor, or a court orders the person's name removed from the  
644 list as provided in s. 320.1316. The department may ~~shall~~ not  
645 withhold an initial registration in connection with an  
646 applicant's purchase or lease of a motor vehicle solely because  
647 the applicant's name is on the list created by s. 320.1316.

648 Section 10. Subsection (10) of section 320.08056, Florida  
649 Statutes, is amended to read:

650 320.08056 Specialty license plates.—

651 (10) A specialty license plate annual use fee collected and  
652 distributed under this chapter, or any interest earned from  
653 those fees, may not be used for commercial or for-profit  
654 activities nor for general or administrative expenses, except as  
655 authorized by s. 320.08058 or to pay the cost of the audit or  
656 report required by s. 320.08062(1).

657 (a) As used in this section and s. 320.08058, the terms  
658 "administrative costs" and "administrative expenses" mean those  
659 expenditures which are considered as direct operating costs of  
660 the organization. These costs include but are not limited to the  
661 following:

662 1. Administrative salaries of employees and officers of the  
663 organization who do not, or cannot prove, via detailed daily  
664 time sheets, that they actively participate in program



376118

576-04081A-14

- 665 activities;  
666 2. Bookkeeping and support services of the organization;  
667 3. Office supplies and equipment not directly utilized for  
668 the specified program(s);  
669 4. Travel time, per diem, mileage reimbursement, and  
670 lodging expenses not directly associated with a specified  
671 program purpose;  
672 5. Paper, printing, envelopes, and postage not directly  
673 associated with a specified program purpose; or  
674 6. Miscellaneous expenses such as food, beverage,  
675 entertainment, and conventions.

676 Section 11. Section 320.08062, Florida Statutes, is  
677 amended to read:

678 320.08062 Audits and attestations required; annual use fees  
679 of specialty license plates.—

680 (1) (a) All organizations that receive annual use fee  
681 proceeds from the department are responsible for ensuring that  
682 proceeds are used in accordance with ss. 320.08056 and  
683 320.08058.

684 (b) Any organization not subject to audit pursuant to s.  
685 215.97 shall annually attest, under penalties of perjury, that  
686 such proceeds were used in compliance with ss. 320.08056 and  
687 320.08058. The attestation shall be made annually in a form and  
688 format determined by the department.

689 (c) Any organization subject to audit pursuant to s. 215.97  
690 shall submit an audit report in accordance with rules  
691 promulgated by the Auditor General. The annual attestation shall  
692 be submitted to the department for review within 9 months after  
693 the end of the organization's fiscal year.





376118

576-04081A-14

694           (2) ~~(a)~~ Within 120 ~~90~~ days after receiving an organization's  
695           audit or attestation, the department shall determine which  
696           recipients of revenues from specialty license plate annual use  
697           fees have not complied with subsection (1). In determining  
698           compliance, the department may commission an independent  
699           actuarial consultant, or an independent certified public  
700           accountant, who has expertise in nonprofit and charitable  
701           organizations.

702           (a) The department must discontinue the distribution of  
703           revenues to an organization that fails to submit the  
704           documentation required in subsection (1), but may resume  
705           distribution of the revenues upon receipt of the required  
706           documentation.

707           (b) If the department or its designee determines that an  
708           organization has not complied or has failed to use the revenues  
709           in accordance with ss. 320.08056 and 320.08058, the department  
710           must discontinue the distribution of the revenues to the  
711           organization. The department must notify the organization of its  
712           findings and direct the organization to make the changes  
713           necessary in order to comply with this chapter. If the officers  
714           of the organization sign under penalties of perjury that they  
715           acknowledge the findings of the department and attest that they  
716           have taken corrective action and attest that the organization  
717           will submit to a follow-up review by the department, the  
718           department may resume the distribution of revenues until the  
719           department determines that the organization has complied.

720           (c) If an organization fails to comply with the  
721           department's directive requiring corrective actions as outlined  
722           in paragraph (b), the revenue distributions must be discontinued



376118

576-04081A-14

723 until completion of the next regular session of the Legislature.  
724 The department must notify the Legislature by the first day of  
725 the regular session of an organization whose revenues have been  
726 withheld pursuant to this paragraph. If the Legislature does not  
727 provide direction to the organization and the department  
728 regarding the status of the undistributed revenues, the  
729 department shall discontinue the plate, and undistributed  
730 revenues must within 12 months after the annual use fee proceeds  
731 are withheld by the department, the proceeds shall be  
732 immediately deposited into the Highway Safety Operating Trust  
733 Fund to offset department costs related to the issuance of  
734 specialty license plates.

735 ~~(b) In lieu of discontinuing revenue disbursement pursuant~~  
736 ~~to this subsection, upon determining that a recipient has not~~  
737 ~~complied or has failed to use the revenues in accordance with~~  
738 ~~ss. 320.08056 and 320.08058, and with the approval of the~~  
739 ~~Legislative Budget Commission, the department is authorized to~~  
740 ~~redirect previously collected and future revenues to an~~  
741 ~~organization that is able to perform the same or similar~~  
742 ~~purposes as the original recipient.~~

743 (3) The department or its designee has the authority to  
744 examine all records pertaining to the use of funds from the sale  
745 of specialty license plates.

746 Section 12. Section 45 of chapter 2008-176, Laws of  
747 Florida, as amended by section 21 of chapter 2010-223, Laws of  
748 Florida, is amended to read:

749 Section 45. Except for a specialty license plate proposal  
750 which has submitted a letter of intent to the Department of  
751 Highway Safety and Motor Vehicles before ~~prior to~~ May 2, 2008,



376118

576-04081A-14

752 and which has submitted a valid survey, marketing strategy, and  
753 application fee as required by s. 320.08053, Florida Statutes,  
754 before October 1, 2008 ~~prior to the effective date of this act,~~  
755 or which was included in a bill filed during the 2008  
756 Legislative Session, the Department of Highway Safety and Motor  
757 Vehicles may not issue any new specialty license plates pursuant  
758 to ss. 320.08056 and 320.08058, Florida Statutes, between July  
759 1, 2008, and July 1, 2016 ~~2011~~.

760 Section 13. Subsection (1) of section 320.083, Florida  
761 Statutes, is amended to read:

762 320.083 Amateur radio operators; special license plates;  
763 fees.—

764 (1) A person who is the owner or lessee of an automobile or  
765 truck for private use, a truck weighing not more than 7,999  
766 pounds, or a recreational vehicle as specified in s.  
767 320.08(9)(c) or (d), which is not used for hire or commercial  
768 use; who is a resident of the state; and who holds a valid  
769 official amateur radio station license recognized ~~issued~~ by the  
770 Federal Communications Commission shall be issued a special  
771 license plate upon application, accompanied by proof of  
772 ownership of such radio station license, and payment of the  
773 following tax and fees:

774 (a) The license tax required for the vehicle, as prescribed  
775 by s. 320.08(2), (3)(a), (b), or (c), (4)(a), (b), (c), (d),  
776 (e), or (f), or (9); and

777 (b) An initial additional fee of \$5, and an additional fee  
778 of \$1.50 thereafter.

779 Section 14. Section 320.1316, Florida Statutes, is amended  
780 to read:



376118

576-04081A-14

781           320.1316 Failure to surrender vehicle or vessel.-  
782           (1) Upon receipt from a lienor who claims a lien on a  
783 vehicle pursuant to s. 319.27 by the Department of Highway  
784 Safety and Motor Vehicles of written notice to surrender a  
785 vehicle or vessel that has been disposed of, concealed, removed,  
786 or destroyed by the lienee, the department shall place the name  
787 of the registered owner of that vehicle on the list of those  
788 persons who may not be issued a license plate, revalidation  
789 sticker, or replacement license plate ~~for any motor vehicle~~  
790 ~~under s. 320.03(8) owned by the lienee at the time the notice~~  
791 ~~was given by the lienor.~~ Pursuant to s. 320.03(8), the  
792 department may not issue a license plate or revalidation sticker  
793 for the vehicle or vessel owned by the lienee which is  
794 identified in the claim by the lienor. If the vehicle is owned  
795 jointly ~~by more than one person~~, the name of each registered  
796 owner shall be placed on the list.  
797           (2) The notice to surrender the vehicle shall be signed  
798 under oath by the lienor and submitted on forms developed by the  
799 department, which must include:  
800           (a) The name, address, and telephone number of the lienor.  
801           (b) The name of the registered owner of the vehicle and the  
802 address to which the lienor provided notice to surrender the  
803 vehicle to the registered owner.  
804           (c) A general description of the vehicle, including its  
805 color, make, model, body style, and year.  
806           (d) The vehicle identification number, registration license  
807 plate number, if known, or other identification number, as  
808 applicable.  
809           (3) The registered owner of the vehicle may dispute a



376118

576-04081A-14

810 notice to surrender the vehicle or his or her inclusion on the  
811 list of those persons who may not be issued a license plate,  
812 revalidation sticker, or replacement license plate under s.  
813 320.03(8) by bringing a civil action in the county in which he  
814 or she resides by notifying the department of the dispute in  
815 writing on forms provided by the department and presenting proof  
816 that the vehicle was sold to a motor vehicle dealer licensed  
817 under s. 320.27, a mobile home dealer licensed under s. 320.77,  
818 or a recreational vehicle dealer licensed under s. 320.771.

819 (4) In an action brought pursuant to subsection (3), the  
820 petitioner is entitled to the summary procedure specified in s.  
821 51.011, and the court shall advance the cause on its calendar if  
822 requested by the petitioner.

823 (5) At a hearing challenging the refusal to issue a license  
824 plate, revalidation sticker, or replacement license plate under  
825 s. 320.03(8), the court shall first determine whether the lienor  
826 has a recorded lien on the vehicle or vessel and whether the  
827 lienor properly made a demand for the surrender of the vehicle  
828 or vessel in accordance with this section. If the court  
829 determines that the lien was recorded and that such a demand was  
830 properly made, the court shall determine whether good cause  
831 exists for the lienee's failure to surrender the vehicle or  
832 vessel. As used in this section, the term "good cause" is  
833 limited to proof that:

834 (a) The vehicle that was the subject of the demand for  
835 surrender was traded in to a licensed motor vehicle dealer  
836 before the date of the surrender demand;

837 (b) The lien giving rise to the inclusion on the list has  
838 been paid in full or otherwise satisfied;



376118

576-04081A-14

839       (c) There is ongoing litigation relating to the validity or  
840 enforceability of the lien;

841       (d) The petitioner was in compliance with all of his or her  
842 contractual obligations with the lienholder at the time of the  
843 demand for surrender;

844       (e) The vehicle or vessel was reported to law enforcement  
845 as stolen by the registered owner of the vehicle or vessel  
846 before the demand for surrender; or

847       (f) The petitioner no longer has possession of the vehicle  
848 or vessel, and the loss of possession occurred pursuant to  
849 operation of law. If the petitioner's loss of possession did not  
850 occur pursuant to operation of law, the fact that a third party  
851 has physical possession of the vehicle or vessel does not  
852 constitute good cause for the failure to surrender the vehicle  
853 or vessel.

854       (6) If the petitioner establishes good cause for his or her  
855 failure to surrender the vehicle or vessel, the court shall  
856 enter an order removing the petitioner's name from the list of  
857 those persons who may not be issued a license plate,  
858 revalidation sticker, or replacement license plate under s.  
859 320.03(8) and shall award the petitioner reasonable attorney  
860 fees and costs actually incurred for the proceeding.

861       (7) If the court finds that the demand for surrender was  
862 properly made by the lienor and the petitioner fails to  
863 establish good cause for the failure to surrender the vehicle or  
864 vessel, the court shall award the lienor reasonable attorney  
865 fees and costs actually incurred for the proceeding.

866       Section 15. Subsection (7) of section 320.771, Florida  
867 Statutes, is amended to read:



376118

576-04081A-14

868           320.771 License required of recreational vehicle dealers.-  
869           (7) SUPPLEMENTAL LICENSE.-A Any person licensed under  
870 ~~pursuant to~~ this section shall be entitled to operate one or  
871 more additional places of business under a supplemental license  
872 for each such business if the ownership of each business is  
873 identical to that of the principal business for which the  
874 original license is issued. Each supplemental license shall run  
875 concurrently with the original license and shall be issued upon  
876 application by the licensee on a form to be furnished by the  
877 department and payment of a fee of \$50 for each such license.  
878 Only one licensed dealer shall operate at the same place of  
879 business. A supplemental license authorizing off-premises sales  
880 shall be issued, at no charge to the dealer, for a period not to  
881 exceed 10 consecutive ~~calendar~~ days. A licensed dealer who  
882 conducts an off-premises sale not in conjunction with a public  
883 vehicle show, as defined in s. 320.3203(5)(c), shall:  
884           (a) Notify the applicable local department office of the  
885 specific dates and location for which such license is requested.  
886           (b) Provide staff to work at the temporary location for the  
887 duration of the off-premises sale.  
888           (c) Meet all local government permit requirements.  
889           (d) Have the permission of the property owner to operate at  
890 that location.  
891           (e) Conspicuously display a sign at the licensed location  
892 which clearly identifies the dealer's name and business address  
893 as listed on the dealer's original license.  
894           (f) Prominently include the dealer's name and business  
895 address, as listed on the dealer's original license, in all  
896 advertisements associated with such sale.



376118

576-04081A-14

897 Section 16. Section 322.032, Florida Statutes, is created  
898 to read:

899 322.032 Digital proof of driver license.—

900 (1) The department shall begin to review and prepare for  
901 the development of a secure and uniform system for issuing an  
902 optional digital proof of driver license. The department may  
903 contract with one or more private entities to develop a digital  
904 proof of driver license system.

905 (2) The digital proof of driver license developed by the  
906 department or by an entity contracted by the department must be  
907 in such a format as to allow law enforcement to verify the  
908 authenticity of the digital proof of driver license. The  
909 department may promulgate rules to ensure valid authentication  
910 of digital driver licenses by law enforcement.

911 (3) A person may not be issued a digital proof of driver  
912 license until he or she has satisfied all the requirements of  
913 this chapter and has received a physical driver license as  
914 provided in this chapter.

915 (4) A person who:

916 (a) Manufactures a false digital proof of driver license  
917 commits a felony of the third degree, punishable as provided in  
918 s. 775.082, s. 775.083, or s. 775.084.

919 (b) Possesses a false digital proof of driver license  
920 commits a misdemeanor of the second degree, punishable as  
921 provided in s. 775.082.

922 Section 17. Section 322.055, Florida Statutes, is amended  
923 to read:

924 322.055 Revocation or suspension of, or delay of  
925 eligibility for, driver ~~driver's~~ license for persons 18 years of





376118

576-04081A-14

926 age or older convicted of certain drug offenses.—

927 (1) Notwithstanding the provisions of s. 322.28, upon the  
928 conviction of a person 18 years of age or older for possession  
929 or sale of, trafficking in, or conspiracy to possess, sell, or  
930 traffic in a controlled substance, the court shall direct the  
931 department to revoke the driver ~~driver's~~ license or driving  
932 privilege of the person. The period of such revocation shall be  
933 1 year ~~2 years~~ or until the person is evaluated for and, if  
934 deemed necessary by the evaluating agency, completes a drug  
935 treatment and rehabilitation program approved or regulated by  
936 the Department of Children and Families ~~Family Services~~.  
937 However, the court may, in its sound discretion, direct the  
938 department to issue a license for driving privilege ~~privileges~~  
939 restricted to business or employment purposes only, as defined  
940 by s. 322.271, if the person is otherwise qualified for such a  
941 license. A driver whose license or driving privilege has been  
942 suspended or revoked under this section or s. 322.056 may, upon  
943 the expiration of 6 months, petition the department for  
944 restoration of the driving privilege on a restricted or  
945 unrestricted basis depending on length of suspension or  
946 revocation. In no case shall a restricted license be available  
947 until 6 months of the suspension or revocation period has  
948 expired.

949 (2) If a person 18 years of age or older is convicted for  
950 the possession or sale of, trafficking in, or conspiracy to  
951 possess, sell, or traffic in a controlled substance and such  
952 person is eligible by reason of age for a driver ~~driver's~~  
953 license or privilege, the court shall direct the department to  
954 withhold issuance of such person's driver ~~driver's~~ license or



376118

576-04081A-14

955 driving privilege for a period of 1 year ~~2 years~~ after the date  
956 the person was convicted or until the person is evaluated for  
957 and, if deemed necessary by the evaluating agency, completes a  
958 drug treatment and rehabilitation program approved or regulated  
959 by the Department of Children and Families ~~Family Services~~.  
960 However, the court may, in its sound discretion, direct the  
961 department to issue a license for driving privilege ~~privileges~~  
962 restricted to business or employment purposes only, as defined  
963 by s. 322.271, if the person is otherwise qualified for such a  
964 license. A driver whose license or driving privilege has been  
965 suspended or revoked under this section or s. 322.056 may, upon  
966 the expiration of 6 months, petition the department for  
967 restoration of the driving privilege on a restricted or  
968 unrestricted basis depending on the length of suspension or  
969 revocation. In no case shall a restricted license be available  
970 until 6 months of the suspension or revocation period has  
971 expired.

972 (3) If a person 18 years of age or older is convicted for  
973 the possession or sale of, trafficking in, or conspiracy to  
974 possess, sell, or traffic in a controlled substance and such  
975 person's driver ~~driver's~~ license or driving privilege is already  
976 under suspension or revocation for any reason, the court shall  
977 direct the department to extend the period of such suspension or  
978 revocation by an additional period of 1 year ~~2 years~~ or until  
979 the person is evaluated for and, if deemed necessary by the  
980 evaluating agency, completes a drug treatment and rehabilitation  
981 program approved or regulated by the Department of Children and  
982 Families ~~Family Services~~. However, the court may, in its sound  
983 discretion, direct the department to issue a license for driving



376118

576-04081A-14

984 privilege ~~privileges~~ restricted to business or employment  
985 purposes only, as defined by s. 322.271, if the person is  
986 otherwise qualified for such a license. A driver whose license  
987 or driving privilege has been suspended or revoked under this  
988 section or s. 322.056 may, upon the expiration of 6 months,  
989 petition the department for restoration of the driving privilege  
990 on a restricted or unrestricted basis depending on the length of  
991 suspension or revocation. In no case shall a restricted license  
992 be available until 6 months of the suspension or revocation  
993 period has expired.

994 (4) If a person 18 years of age or older is convicted for  
995 the possession or sale of, trafficking in, or conspiracy to  
996 possess, sell, or traffic in a controlled substance and such  
997 person is ineligible by reason of age for a driver ~~driver's~~  
998 license or driving privilege, the court shall direct the  
999 department to withhold issuance of such person's driver ~~driver's~~  
1000 license or driving privilege for a period of 1 year ~~2 years~~  
1001 after the date that he or she would otherwise have become  
1002 eligible or until he or she becomes eligible by reason of age  
1003 for a driver ~~driver's~~ license and is evaluated for and, if  
1004 deemed necessary by the evaluating agency, completes a drug  
1005 treatment and rehabilitation program approved or regulated by  
1006 the Department of Children and Families ~~Family Services~~.  
1007 However, the court may, in its sound discretion, direct the  
1008 department to issue a license for driving privilege ~~privileges~~  
1009 restricted to business or employment purposes only, as defined  
1010 by s. 322.271, if the person is otherwise qualified for such a  
1011 license. A driver whose license or driving privilege has been  
1012 suspended or revoked under this section or s. 322.056 may, upon



376118

576-04081A-14

1013 the expiration of 6 months, petition the department for  
1014 restoration of the driving privilege on a restricted or  
1015 unrestricted basis depending on the length of suspension or  
1016 revocation. In no case shall a restricted license be available  
1017 until 6 months of the suspension or revocation period has  
1018 expired.

1019 (5) A court that orders the revocation or suspension of, or  
1020 delay in eligibility for, a driver license pursuant to this  
1021 section shall make a specific, articulated determination as to  
1022 whether the issuance of a license for driving privilege  
1023 restricted to business purposes only, as defined in s. 322.271,  
1024 is appropriate in each case.

1025 (6) ~~(5)~~ Each clerk of court shall promptly report to the  
1026 department each conviction for the possession or sale of,  
1027 trafficking in, or conspiracy to possess, sell, or traffic in a  
1028 controlled substance.

1029 Section 18. Section 322.058, Florida Statutes, is amended  
1030 to read:

1031 322.058 Suspension of driving privilege ~~privileges~~ due to  
1032 support delinquency; reinstatement.—

1033 (1) When the department receives notice from the Title IV-D  
1034 agency or depository or the clerk of the court that any person  
1035 licensed to operate a motor vehicle in the State of Florida  
1036 under the provisions of this chapter has a delinquent support  
1037 obligation or has failed to comply with a subpoena, order to  
1038 appear, order to show cause, or similar order, the department  
1039 shall suspend the driver ~~driver's~~ license of the person named in  
1040 the notice and the registration of all motor vehicles owned by  
1041 that person.



376118

576-04081A-14

1042           (2) The department must reinstate the driving privilege and  
1043 allow registration of a motor vehicle when the Title IV-D agency  
1044 in IV-D cases or the depository or the clerk of the court in  
1045 non-IV-D cases provides to the department an affidavit stating  
1046 that:

1047           (a) The person has paid the delinquency;

1048           (b) The person has reached a written agreement for payment  
1049 with the Title IV-D agency or the obligee in non-IV-D cases;

1050           (c) A court has entered an order granting relief to the  
1051 obligor ordering the reinstatement of the license and motor  
1052 vehicle registration; ~~or~~

1053           (d) The person has complied with the subpoena, order to  
1054 appear, order to show cause, or similar order;

1055           (e) The person receives reemployment assistance or  
1056 unemployment compensation pursuant to chapter 443;

1057           (f) The person is disabled and incapable of self-support or  
1058 receives benefits under the federal Supplemental Security Income  
1059 or Social Security Disability Insurance programs;

1060           (g) The person receives temporary cash assistance pursuant  
1061 to chapter 414; or

1062           (h) The person is making payments in accordance with a  
1063 confirmed bankruptcy plan under chapter 11, chapter 12, or  
1064 chapter 13 of the United States Bankruptcy Code, 11 U.S.C. ss.  
1065 101 et seq.

1066           (3) The department shall not be held liable for any license  
1067 or vehicle registration suspension resulting from the discharge  
1068 of its duties under this section.

1069           (4) This section applies only to the annual renewal in the  
1070 owner's birth month of a motor vehicle registration and does not



376118

576-04081A-14

1071 apply to the transfer of a registration of a motor vehicle sold  
1072 by a motor vehicle dealer licensed under chapter 320, except for  
1073 the transfer of registrations which includes the annual  
1074 renewals. This section does not affect the issuance of the title  
1075 to a motor vehicle, notwithstanding s. 319.23(8)(b).

1076 Section 19. Section 322.059, Florida Statutes, is amended  
1077 to read:

1078 322.059 Mandatory surrender of suspended driver ~~driver's~~  
1079 license and registration.—A ~~Any~~ person whose driver ~~driver's~~  
1080 license or registration has been suspended as provided in s.  
1081 322.058 must immediately return his or her driver ~~driver's~~  
1082 license and registration to the Department of Highway Safety and  
1083 Motor Vehicles. The department shall invalidate the digital  
1084 proof of driver license issued pursuant to s. 322.032 for such  
1085 person. If such person fails to return his or her driver  
1086 ~~driver's~~ license or registration, a ~~any~~ law enforcement agent  
1087 may seize the license or registration while the driver ~~driver's~~  
1088 license or registration is suspended.

1089 Section 20. Subsection (1) of section 322.12, Florida  
1090 Statutes, is amended to read:

1091 322.12 Examination of applicants.—

1092 (1) It is the intent of the Legislature that each ~~every~~  
1093 applicant for an original driver ~~driver's~~ license in this state  
1094 be required to pass an examination pursuant to this section.  
1095 However, the department may waive the knowledge, endorsement,  
1096 and skills tests for an applicant who is otherwise qualified and  
1097 who surrenders a valid driver ~~driver's~~ license from another  
1098 state or a province of Canada, or a valid driver ~~driver's~~  
1099 license issued by the United States Armed Forces, if the driver



376118

576-04081A-14

1100 applies for a Florida license of an equal or lesser  
1101 classification. An Any applicant who:

1102 (a) Who Fails to pass the initial knowledge test incurs a  
1103 \$10 fee for each subsequent test. Of the \$10 fee, \$6 shall be  
1104 retained by the tax collector if the knowledge test is conducted  
1105 by the tax collector, and the remaining \$4 shall, ~~to~~ be  
1106 deposited into the Highway Safety Operating Trust Fund. All  
1107 knowledge test fees incurred by an applicant taking the  
1108 knowledge test with a third-party provider or administered at a  
1109 state facility shall be deposited into the Highway Safety  
1110 Operating Trust Fund. Any applicant

1111 (b) Who Fails to pass the initial skills test incurs a \$20  
1112 fee for each subsequent test. Of the \$20 fee, \$15 shall be  
1113 retained by the tax collector if the skills test is conducted by  
1114 the tax collector, and the remaining \$5 shall, ~~to~~ be deposited  
1115 into the Highway Safety Operating Trust Fund. All skills test  
1116 fees incurred by an applicant taking the skills test with a  
1117 third-party provider or administered at a state facility shall  
1118 be deposited into the Highway Safety Operating Trust Fund. A  
1119 person who

1120 (c) Seeks to retain a hazardous-materials endorsement,  
1121 pursuant to s. 322.57(1)(d), must pass the hazardous-materials  
1122 test, upon surrendering his or her commercial driver ~~driver's~~  
1123 license, if the person has not taken and passed the hazardous-  
1124 materials test within 2 years before applying for a commercial  
1125 driver ~~driver's~~ license in this state.

1126 Section 21. Subsection (1) of section 322.15, Florida  
1127 Statutes, is amended to read:

1128 322.15 License to be carried and exhibited on demand;



376118

576-04081A-14

1129 fingerprint to be imprinted upon a citation.-

1130 (1) Every licensee shall have his or her driver ~~driver's~~  
1131 license, which must be fully legible with no portion of such  
1132 license faded, altered, mutilated, or defaced, in his or her  
1133 immediate possession at all times when operating a motor vehicle  
1134 and shall display the same upon the demand of a law enforcement  
1135 officer or an authorized representative of the department. A  
1136 licensee may display digital proof of driver license as provided  
1137 in s. 322.032 in lieu of a physical driver license.

1138 Section 22. Paragraphs (e) and (f) of subsection (1) of  
1139 section 322.21, Florida Statutes, are amended to read:

1140 322.21 License fees; procedure for handling and collecting  
1141 fees.-

1142 (1) Except as otherwise provided herein, the fee for:

1143 (e) A replacement driver license issued pursuant to s.  
1144 322.17 is \$25. Of this amount, \$7 shall be deposited into the  
1145 Highway Safety Operating Trust Fund or retained by the tax  
1146 collector if issued by a tax collector that has completed the  
1147 transition of driver licensing services, and \$18 shall be  
1148 deposited into the General Revenue Fund. ~~Beginning July 1, 2015,~~  
1149 ~~or upon completion of the transition of driver license issuance~~  
1150 ~~services, if the replacement driver license is issued by the tax~~  
1151 ~~collector, the tax collector shall retain the \$7 that would~~  
1152 ~~otherwise be deposited into the Highway Safety Operating Trust~~  
1153 ~~Fund and the remaining revenues shall be deposited into the~~  
1154 ~~General Revenue Fund.~~

1155 (f) An original, renewal, or replacement identification  
1156 card issued pursuant to s. 322.051 is \$25, except that an  
1157 applicant who presents evidence satisfactory to the department





376118

576-04081A-14

1158 that he or she is homeless as defined in s. 414.0252(7) or his  
1159 or her annual income is at or below 100 percent of the federal  
1160 poverty level is exempt from such fee. Funds collected from  
1161 ~~these fees for original, renewal, or replacement identification~~  
1162 ~~cards~~ shall be distributed as follows:

1163 1. For an original identification card issued pursuant to  
1164 s. 322.051, ~~the fee is \$25. This amount~~ shall be deposited into  
1165 the General Revenue Fund.

1166 2. For a renewal identification card issued pursuant to s.  
1167 322.051 ~~the fee is \$25. Of this amount,~~ \$6 shall be deposited  
1168 into the Highway Safety Operating Trust Fund, and \$19 shall be  
1169 deposited into the General Revenue Fund.

1170 3. For a replacement identification card issued pursuant to  
1171 s. 322.051, the fee is \$25. Of this amount, \$9 shall be  
1172 deposited into the Highway Safety Operating Trust Fund or  
1173 retained by the tax collector if issued by a tax collector that  
1174 has completed the transition of driver licensing services, and  
1175 \$16 shall be deposited into the General Revenue Fund. ~~Beginning~~  
1176 ~~July 1, 2015, or upon completion of the transition of the driver~~  
1177 ~~license issuance services, if the replacement identification~~  
1178 ~~card is issued by the tax collector, the tax collector shall~~  
1179 ~~retain the \$9 that would otherwise be deposited into the Highway~~  
1180 ~~Safety Operating Trust Fund and the remaining revenues shall be~~  
1181 ~~deposited into the General Revenue Fund.~~

1182 Section 23. Section 337.25, Florida Statutes, is amended to  
1183 read:

1184 337.25 Acquisition, lease, and disposal of real and  
1185 personal property.-

1186 (1) (a) The department may purchase, lease, exchange, or



376118

576-04081A-14

1187 otherwise acquire any land, property interests, ~~or~~ buildings, or  
1188 other improvements, including personal property within such  
1189 buildings or on such lands, necessary to secure or use ~~utilize~~  
1190 transportation rights-of-way for existing, proposed, or  
1191 anticipated transportation facilities on the State Highway  
1192 System, on the State Park Road System, in a rail corridor, or in  
1193 a transportation corridor designated by the department. Such  
1194 property shall be held in the name of the state.

1195 (b) The department may accept donations of any land, ~~or~~  
1196 buildings, or other improvements, including personal property  
1197 within such buildings or on such lands with or without such  
1198 conditions, reservations, or reverter provisions as are  
1199 acceptable to the department. Such donations may be used as  
1200 transportation rights-of-way or to secure or use ~~utilize~~  
1201 transportation rights-of-way for existing, proposed, or  
1202 anticipated transportation facilities on the State Highway  
1203 System, on the State Park Road System, or in a transportation  
1204 corridor designated by the department.

1205 (c) If ~~When~~ lands, buildings, or other improvements are  
1206 needed for transportation purposes, but are held by a federal,  
1207 state, or local governmental entity and used ~~utilized~~ for public  
1208 purposes other than transportation, the department may  
1209 compensate the entity for such properties by providing  
1210 functionally equivalent replacement facilities. The provision  
1211 ~~providing~~ of replacement facilities under this subsection may  
1212 only be undertaken with the agreement of the governmental entity  
1213 affected.

1214 (d) The department may contract pursuant to s. 287.055 for  
1215 auction services used in the conveyance of real or personal



376118

576-04081A-14

1216 property or the conveyance of leasehold interests under  
1217 subsections (4) and (5). The contract may allow for the  
1218 contractor to retain a portion of the proceeds as compensation  
1219 for the contractor's services.

1220 (2) A complete inventory shall be made of all real or  
1221 personal property immediately upon possession or acquisition.  
1222 Such inventory must ~~shall~~ include ~~an itemized listing of all~~  
1223 ~~appliances, fixtures, and other severable items;~~ a statement of  
1224 the location or site of each piece of realty, structure, or  
1225 severable item; ~~and the serial number assigned to each.~~ Copies  
1226 of each inventory shall be filed in the district office in which  
1227 the property is located. Such inventory shall be carried forward  
1228 to show the final disposition of each item of property, both  
1229 real and personal.

1230 (3) The inventory of real property that ~~which~~ was acquired  
1231 by the state after December 31, 1988, that ~~which~~ has been owned  
1232 by the state for 10 or more years, and that ~~which~~ is not within  
1233 a transportation corridor or within the right-of-way of a  
1234 transportation facility shall be evaluated to determine the  
1235 necessity for retaining the property. If the property is not  
1236 needed for the construction, operation, and maintenance of a  
1237 transportation facility, ~~or~~ is not located within a  
1238 transportation corridor, the department may dispose of the  
1239 property pursuant to subsection (4).

1240 (4) The department may convey ~~sell~~, in the name of the  
1241 state, any land, building, or other property, real or personal,  
1242 which was acquired under ~~the provisions of~~ subsection (1) and  
1243 which the department has determined is not needed for the  
1244 construction, operation, and maintenance of a transportation



376118

576-04081A-14

1245 facility. ~~With the exception of any parcel governed by paragraph~~  
1246 ~~(c), paragraph (d), paragraph (f), paragraph (g), or paragraph~~  
1247 ~~(i), the department shall afford first right of refusal to the~~  
1248 ~~local government in the jurisdiction of which the parcel is~~  
1249 ~~situated.~~ When such a determination has been made, property may  
1250 be disposed of through negotiations, sealed competitive bids,  
1251 auctions, or any other means the department deems to be in its  
1252 best interest, with due advertisement for property valued by the  
1253 department at greater than \$10,000. A sale may not occur at a  
1254 price less than the department's current estimate of value,  
1255 except as provided in paragraphs (a)-(d). The department may  
1256 afford a right of first refusal to the local government or other  
1257 political subdivision in the jurisdiction in which the parcel is  
1258 situated, except in a conveyance transacted under paragraph (a),  
1259 paragraph (c), or paragraph (e). ~~in the following manner:~~

1260 (a) If the ~~value of the property~~ has been donated to the  
1261 state for transportation purposes and a transportation facility  
1262 has not been constructed for at least 5 years, plans have not  
1263 been prepared for the construction of such facility, and the  
1264 property is not located in a transportation corridor, the  
1265 governmental entity may authorize reconveyance of the donated  
1266 property for no consideration to the original donor or the  
1267 donor's heirs, successors, assigns, or representatives ~~is~~  
1268 ~~\$10,000 or less as determined by department estimate, the~~  
1269 ~~department may negotiate the sale.~~

1270 (b) If ~~the value of the property~~ is to be used for a public  
1271 purpose, the property may be conveyed without consideration to a  
1272 governmental entity ~~exceeds \$10,000 as determined by department~~  
1273 ~~estimate, such property may be sold to the highest bidder~~



376118

576-04081A-14

1274 ~~through receipt of sealed competitive bids, after due~~  
1275 ~~advertisement, or by public auction held at the site of the~~  
1276 ~~improvement which is being sold.~~

1277 (c) If the property was originally acquired specifically to  
1278 provide replacement housing for persons displaced by  
1279 transportation projects, the department may negotiate for the  
1280 sale of such property as replacement housing. As compensation,  
1281 the state shall receive at least its investment in such property  
1282 or the department's current estimate of value, whichever is  
1283 lower. It is expressly intended that this benefit be extended  
1284 only to persons actually displaced by the project. Dispositions  
1285 to any other person must be for at least the department's  
1286 current estimate of value, in the discretion of the department,  
1287 ~~public sale would be inequitable, properties may be sold by~~  
1288 ~~negotiation to the owner holding title to the property abutting~~  
1289 ~~the property to be sold, provided such sale is at a negotiated~~  
1290 ~~price not less than fair market value as determined by an~~  
1291 ~~independent appraisal, the cost of which shall be paid by the~~  
1292 ~~owner of the abutting land. If negotiations do not result in the~~  
1293 ~~sale of the property to the owner of the abutting land and the~~  
1294 ~~property is sold to someone else, the cost of the independent~~  
1295 ~~appraisal shall be borne by the purchaser; and the owner of the~~  
1296 ~~abutting land shall have the cost of the appraisal refunded to~~  
1297 ~~him or her. If, however, no purchase takes place, the owner of~~  
1298 ~~the abutting land shall forfeit the sum paid by him or her for~~  
1299 ~~the independent appraisal. If, due to action of the department,~~  
1300 ~~the property is removed from eligibility for sale, the cost of~~  
1301 ~~any appraisal prepared shall be refunded to the owner of the~~  
1302 ~~abutting land.~~



376118

576-04081A-14

1303           (d) If the department determines that the property requires  
1304 significant costs to be incurred or that continued ownership of  
1305 the property exposes the department to significant liability  
1306 risks, the department may use the projected maintenance costs  
1307 over the next 10 years to offset the property's value in  
1308 establishing a value for disposal of the property, even if that  
1309 value is zero ~~property acquired for use as a borrow pit is no~~  
1310 ~~longer needed, the department may sell such property to the~~  
1311 ~~owner of the parcel of abutting land from which the borrow pit~~  
1312 ~~was originally acquired, provided the sale is at a negotiated~~  
1313 ~~price not less than fair market value as determined by an~~  
1314 ~~independent appraisal, the cost of which shall be paid by the~~  
1315 ~~owner of such abutting land.~~

1316           (e) If, at the discretion of the department, a sale to a  
1317 person other than an abutting property owner would be  
1318 inequitable, the property may be sold to the abutting owner for  
1319 the department's current estimate of value ~~the department begins~~  
1320 ~~the process for disposing of the property on its own initiative,~~  
1321 ~~either by negotiation under the provisions of paragraph (a),~~  
1322 ~~paragraph (c), paragraph (d), or paragraph (i), or by receipt of~~  
1323 ~~sealed competitive bids or public auction under the provisions~~  
1324 ~~of paragraph (b) or paragraph (i), a department staff appraiser~~  
1325 ~~may determine the fair market value of the property by an~~  
1326 ~~appraisal.~~

1327           (f) ~~Any property which was acquired by a county or by the~~  
1328 ~~department using constitutional gas tax funds for the purpose of~~  
1329 ~~a right-of-way or borrow pit for a road on the State Highway~~  
1330 ~~System, State Park Road System, or county road system and which~~  
1331 ~~is no longer used or needed by the department may be conveyed~~



376118

576-04081A-14

1332 ~~without consideration to that county. The county may then sell~~  
1333 ~~such surplus property upon receipt of competitive bids in the~~  
1334 ~~same manner prescribed in this section.~~

1335 ~~(g) If a property has been donated to the state for~~  
1336 ~~transportation purposes and the facility has not been~~  
1337 ~~constructed for a period of at least 5 years and no plans have~~  
1338 ~~been prepared for the construction of such facility and the~~  
1339 ~~property is not located in a transportation corridor, the~~  
1340 ~~governmental entity may authorize reconveyance of the donated~~  
1341 ~~property for no consideration to the original donor or the~~  
1342 ~~donor's heirs, successors, assigns, or representatives.~~

1343 ~~(h) If property is to be used for a public purpose, the~~  
1344 ~~property may be conveyed without consideration to a governmental~~  
1345 ~~entity.~~

1346 ~~(i) If property was originally acquired specifically to~~  
1347 ~~provide replacement housing for persons displaced by~~  
1348 ~~transportation projects, the department may negotiate for the~~  
1349 ~~sale of such property as replacement housing. As compensation,~~  
1350 ~~the state shall receive no less than its investment in such~~  
1351 ~~properties or fair market value, whichever is lower. It is~~  
1352 ~~expressly intended that this benefit be extended only to those~~  
1353 ~~persons actually displaced by such project. Dispositions to any~~  
1354 ~~other persons must be for fair market value.~~

1355 ~~(j) If the department determines that the property will~~  
1356 ~~require significant costs to be incurred or that continued~~  
1357 ~~ownership of the property exposes the department to significant~~  
1358 ~~liability risks, the department may use the projected~~  
1359 ~~maintenance costs over the next 5 years to offset the market~~  
1360 ~~value in establishing a value for disposal of the property, even~~



376118

576-04081A-14

1361 ~~if that value is zero.~~

1362 (5) The department may convey a leasehold interest for  
1363 commercial or other purposes, in the name of the state, to any  
1364 land, building, or other property, real or personal, which was  
1365 acquired under ~~the provisions of~~ subsection (1). However, a  
1366 lease may not be entered into at a price less than the  
1367 department's current estimate of value. The department's  
1368 estimate of value shall be prepared in accordance with  
1369 department procedures, guidelines, and rules for valuation of  
1370 real property, the cost of which shall be paid by the party  
1371 seeking the lease of the property.

1372 (a) A lease may be through negotiations, sealed competitive  
1373 bids, auctions, or any other means the department deems to be in  
1374 its best interest ~~The department may negotiate such a lease at~~  
1375 ~~the prevailing market value with the owner from whom the~~  
1376 ~~property was acquired; with the holders of leasehold estates~~  
1377 ~~existing at the time of the department's acquisition; or, if~~  
1378 ~~public bidding would be inequitable, with the owner holding~~  
1379 ~~title to privately owned abutting property, if reasonable notice~~  
1380 ~~is provided to all other owners of abutting property. The~~  
1381 department may allow an outdoor advertising sign to remain on  
1382 the property acquired, or be relocated on department property,  
1383 and such sign is ~~shall not be considered~~ a nonconforming sign  
1384 pursuant to chapter 479.

1385 (b) If, at the discretion of the department, a lease to a  
1386 person other than an abutting property owner or tenant with a  
1387 leasehold interest in the abutting property would be  
1388 inequitable, the property may be leased to the abutting owner or  
1389 tenant for at least the department's current estimate of value





376118

576-04081A-14

1390 ~~All other leases shall be by competitive bid.~~

1391 (c) ~~A~~ No lease signed pursuant to paragraph (a) may not ~~or~~  
1392 ~~paragraph (b) shall be for a period of more than 5 years;~~  
1393 however, the department may renegotiate or extend such a lease  
1394 for an additional ~~term of 5 years~~ as the department deems  
1395 appropriate without rebidding.

1396 (d) Each lease shall provide that, unless otherwise  
1397 directed by the lessor, any improvements made to the property  
1398 during ~~the term of~~ the lease shall be removed at the lessee's  
1399 expense.

1400 (e) If property is to be used for a public purpose,  
1401 ~~including a fair, art show, or other educational, cultural, or~~  
1402 ~~fundraising activity,~~ the property may be leased without  
1403 consideration to a governmental entity ~~or school board.~~ A lease  
1404 for a public purpose is exempt from the term limits in paragraph  
1405 (c).

1406 (f) Paragraphs (c) and (e) ~~(d)~~ do not apply to leases  
1407 entered into pursuant to s. 260.0161(3), except as provided in  
1408 such a lease.

1409 (g) ~~A~~ No lease executed under this subsection may not be  
1410 used ~~utilized~~ by the lessee to establish the ~~4 years'~~ standing  
1411 required under ~~by~~ s. 73.071(3) (b) if the business had not been  
1412 established for the specified number of 4 years on the date  
1413 title passed to the department.

1414 (h) The department may enter into a long-term lease without  
1415 compensation with a public port listed in s. 403.021(9) (b) for  
1416 rail corridors used for the operation of a short-line railroad  
1417 to the port.

1418 (6) ~~Nothing in~~ This chapter does not prevent ~~prevents~~ the



376118

576-04081A-14

1419 joint use of right-of-way for alternative modes of  
1420 transportation ~~if, provided that~~ the joint use does not impair  
1421 the integrity and safety of the transportation facility.

1422       (7) The department shall prepare the estimate of value  
1423 provided under subsection (4) in accordance with department  
1424 procedures, guidelines, and rules for valuation of real  
1425 property. If the value of the property is greater than \$50,000,  
1426 as determined by the department estimate, the sale must be at a  
1427 negotiated price of at least the estimate of value as determined  
1428 by an appraisal prepared in accordance with department  
1429 procedures, guidelines, and rules for valuation of real  
1430 property, the cost of which shall be paid by the party seeking  
1431 the purchase of the property. If the estimated value is \$50,000  
1432 or less, the department may use a department staff appraiser or  
1433 obtain an independent appraisal ~~required by paragraphs (4) (c)~~  
1434 and ~~(d)~~ shall be prepared in accordance with department  
1435 guidelines and rules by an independent appraiser who has been  
1436 certified by the department. If federal funds were used in the  
1437 acquisition of the property, the appraisal shall also be subject  
1438 to the approval of the Federal Highway Administration.

1439       (8) As used in this section, the term A "due advertisement"  
1440 means ~~under this section is~~ an advertisement in a newspaper of  
1441 general circulation in the area of the improvements of at least  
1442 ~~not less than~~ 14 calendar days before ~~prior to~~ the date of the  
1443 receipt of bids or the date on which a public auction is to be  
1444 held.

1445       (9) The department, with the approval of the Chief  
1446 Financial Officer, may ~~is authorized to~~ disburse state funds for  
1447 real estate closings in a manner consistent with good business



376118

576-04081A-14

1448 practices and in a manner minimizing costs and risks to the  
1449 state.

1450 (10) The department may ~~is authorized to~~ purchase title  
1451 insurance if in those instances where it determines ~~is~~  
1452 ~~determined~~ that such insurance is necessary to protect the  
1453 public's investment in property being acquired for  
1454 transportation purposes. The department shall adopt procedures  
1455 to be followed in making the determination to purchase title  
1456 insurance for a particular parcel or group of parcels which, at  
1457 a minimum, shall specify ~~set forth~~ criteria that ~~which~~ the  
1458 parcels must meet.

1459 (11) This section does not modify the requirements of s.  
1460 73.013.

1461 Section 24. Subsection (2) of section 337.251, Florida  
1462 Statutes, is amended, present subsections (3) through (10) of  
1463 that section are redesignated as subsections (4) through (11),  
1464 respectively, and a new subsection (3) is added to that section,  
1465 to read:

1466 337.251 Lease of property for joint public-private  
1467 development and areas above or below department property.-

1468 (2) The department may request proposals for the lease of  
1469 such property or, if the department receives a proposal for ~~to~~  
1470 ~~negotiate~~ a lease of a particular department property which it  
1471 desires to consider, the department ~~it~~ shall publish a notice in  
1472 a newspaper of general circulation at least once a week for 2  
1473 weeks, ~~stating that it has received the proposal and will~~  
1474 ~~accept, for 60 days after the date of publication, other~~  
1475 proposals for lease of such property for 120 days after the date  
1476 of publication ~~use of the space~~. A copy of the notice must be



376118

576-04081A-14

1477 mailed to each local government in the affected area. The  
1478 department shall establish by rule an application fee for the  
1479 submission of proposals pursuant to this section. The fee must  
1480 be sufficient to pay the anticipated costs of evaluating the  
1481 proposals. The department may engage the services of private  
1482 consultants to assist in the evaluations. Before approval, the  
1483 department shall determine that the proposed lease:

1484 (a) Is in the public's best interest;

1485 (b) Does not require that state funds be used; and

1486 (c) Has adequate safeguards in place to ensure that  
1487 additional costs are not borne and service disruptions are not  
1488 experienced by the traveling public and residents of the state  
1489 in the event of default by the private lessee or upon  
1490 termination or expiration of the lease.

1491 (3) The department shall provide an independent analysis of  
1492 a proposed lease which demonstrates the cost-effectiveness and  
1493 overall public benefit at the following times:

1494 (a) Before moving forward with the procurement; and

1495 (b) Before awarding the contract if the procurement moves  
1496 forward.

1497 Section 25. Paragraphs (a) and (b) of subsection (3),  
1498 paragraph (a) of subsection (4), and paragraph (c) of subsection  
1499 (11) of section 339.175, Florida Statutes, are amended to read:

1500 339.175 Metropolitan planning organization.—

1501 (3) VOTING MEMBERSHIP.—

1502 (a) The voting membership of an M.P.O. shall consist of at  
1503 least not fewer than 5 but not ~~or~~ more than 25 19 apportioned  
1504 members, with the exact number ~~to be~~ determined on an equitable  
1505 geographic-population ratio basis ~~by the Governor~~, based on an



376118

576-04081A-14

1506 agreement among the affected units of general-purpose local  
1507 government and the Governor, as required by federal ~~rules and~~  
1508 regulations. ~~The Governor,~~ In accordance with 23 U.S.C. s. 134,  
1509 the Governor may also allow ~~provide for~~ M.P.O. members who  
1510 represent municipalities to alternate with representatives from  
1511 other municipalities within the metropolitan planning area which  
1512 ~~that~~ do not have members on the M.P.O. With the exception of  
1513 instances in which all of the county commissioners in a single-  
1514 county M.P.O. are members of the M.P.O. governing board, county  
1515 commissioners ~~commission members~~ shall compose at least ~~not less~~  
1516 ~~than~~ one-third of the M.P.O. governing board membership. A  
1517 multicounty M.P.O. may satisfy this requirement by any  
1518 combination of county commissioners from each of the counties  
1519 constituting the M.P.O., ~~except for an M.P.O. with more than 15~~  
1520 ~~members located in a county with a 5-member county commission or~~  
1521 ~~an M.P.O. with 19 members located in a county with no more than~~  
1522 ~~6 county commissioners, in which case county commission members~~  
1523 ~~may compose less than one-third percent of the M.P.O.~~  
1524 ~~membership, but all county commissioners must be members. All~~  
1525 Voting members shall be elected officials of general-purpose  
1526 local governments, one of whom may represent a group of general-  
1527 purpose local governments through an entity created by an M.P.O.  
1528 for that purpose. ~~except that~~ An M.P.O. may include, as part of  
1529 its apportioned voting members, a member of a statutorily  
1530 authorized planning board, an official of an agency that  
1531 operates or administers a major mode of transportation, or an  
1532 official of Space Florida. As used in this section, the term  
1533 "elected officials of a general-purpose local government"  
1534 excludes ~~shall exclude~~ constitutional officers, including



376118

576-04081A-14

1535 sheriffs, tax collectors, supervisors of elections, property  
1536 appraisers, clerks of the court, and similar types of officials.  
1537 County commissioners shall compose not less than 20 percent of  
1538 the M.P.O. membership if an official of an agency that operates  
1539 or administers a major mode of transportation has been appointed  
1540 to an M.P.O.

1541 (b) In metropolitan areas in which authorities or other  
1542 agencies have been or may be created by law to perform  
1543 transportation functions and are or will be performing  
1544 transportation functions that are not under the jurisdiction of  
1545 a general-purpose local government represented on the M.P.O.,  
1546 such authorities or other agencies may ~~they shall~~ be provided  
1547 voting membership on the M.P.O. In all other M.P.O.s in which  
1548 ~~M.P.O.'s where~~ transportation authorities or agencies are to be  
1549 represented by elected officials from general-purpose local  
1550 governments, the M.P.O. shall establish a process by which the  
1551 collective interests of such authorities or other agencies are  
1552 expressed and conveyed.

1553 (4) APPORTIONMENT.—

1554 (a) Each M.P.O. shall review the composition of its  
1555 membership in conjunction with the decennial census, as prepared  
1556 by the United States Department of Commerce, Bureau of the  
1557 Census, and with the agreement of the Governor and the affected  
1558 general-purpose local government units that constitute the  
1559 existing M.P.O., reapportion the membership as necessary to  
1560 comply with subsection (3) ~~The Governor shall, with the~~  
1561 ~~agreement of the affected units of general-purpose local~~  
1562 ~~government as required by federal rules and regulations,~~  
1563 ~~apportion the membership on the applicable M.P.O. among the~~



376118

576-04081A-14

1564 ~~various governmental entities within the area.~~ At the request of  
1565 a majority of the affected units of general-purpose local  
1566 government comprising an M.P.O., the Governor and a majority of  
1567 units of general-purpose local government serving on an M.P.O.  
1568 shall cooperatively agree upon and prescribe who may serve as an  
1569 alternate member and a method for appointing alternate members,  
1570 who may vote at any M.P.O. meeting that he or she ~~an alternate~~  
1571 ~~member~~ attends in place of a regular member. The method must  
1572 ~~shall~~ be set forth as a part of the interlocal agreement  
1573 describing the M.P.O. ~~M.P.O.'s~~ membership or in the ~~M.P.O.'s~~  
1574 operating procedures and bylaws of the M.P.O. The governmental  
1575 entity so designated shall appoint the appropriate number of  
1576 members to the M.P.O. from eligible officials. Representatives  
1577 of the department shall serve as nonvoting advisers to the  
1578 M.P.O. governing board. Additional nonvoting advisers may be  
1579 appointed by the M.P.O. as deemed necessary; however, to the  
1580 maximum extent feasible, each M.P.O. shall seek to appoint  
1581 nonvoting representatives of various multimodal forms of  
1582 transportation not otherwise represented by voting members of  
1583 the M.P.O. An M.P.O. shall appoint nonvoting advisers  
1584 representing major military installations located within the  
1585 jurisdictional boundaries of the M.P.O. upon the request of the  
1586 aforesaid major military installations and subject to the  
1587 agreement of the M.P.O. All nonvoting advisers may attend and  
1588 participate fully in governing board meetings but may not vote  
1589 or be members of the governing board. ~~The Governor shall review~~  
1590 ~~the composition of the M.P.O. membership in conjunction with the~~  
1591 ~~decennial census as prepared by the United States Department of~~  
1592 ~~Commerce, Bureau of the Census, and reapportion it as necessary~~



376118

576-04081A-14

1593 ~~to comply with subsection (3).~~

1594 (11) METROPOLITAN PLANNING ORGANIZATION ADVISORY COUNCIL.—

1595 (c) The powers and duties of the Metropolitan Planning  
1596 Organization Advisory Council are to:

1597 1. Enter into contracts with individuals, private  
1598 corporations, and public agencies.

1599 2. Acquire, own, operate, maintain, sell, or lease personal  
1600 property essential for the conduct of business.

1601 3. Accept funds, grants, assistance, gifts, or bequests  
1602 from private, local, state, or federal sources.

1603 4. Establish bylaws by action of its governing board  
1604 providing procedural rules to guide its proceedings and  
1605 consideration of matters before the council, or, alternatively,  
1606 ~~and~~ adopt rules pursuant to ss. 120.536(1) and 120.54 to  
1607 implement provisions of law conferring powers or duties upon it.

1608 5. Assist M.P.O.s ~~M.P.O.'s~~ in carrying out the urbanized  
1609 area transportation planning process by serving as the principal  
1610 forum for collective policy discussion pursuant to law.

1611 6. Serve as a clearinghouse for review and comment by  
1612 M.P.O.s ~~M.P.O.'s~~ on the Florida Transportation Plan and on other  
1613 issues required to comply with federal or state law in carrying  
1614 out the urbanized area transportation and systematic planning  
1615 processes instituted pursuant to s. 339.155.

1616 7. Employ an executive director and such other staff as  
1617 necessary to perform adequately the functions of the council,  
1618 within budgetary limitations. The executive director and staff  
1619 are exempt from part II of chapter 110 and serve at the  
1620 direction and control of the council. The council is assigned to  
1621 the Office of the Secretary of the Department of Transportation





376118

576-04081A-14

1622 for fiscal and accountability purposes, but it shall otherwise  
1623 function independently of the control and direction of the  
1624 department.

1625 8. Adopt an agency strategic plan that prioritizes steps  
1626 ~~provides the priority directions~~ the agency will take to carry  
1627 out its mission within the context of the state comprehensive  
1628 plan and any other statutory mandates and directives ~~directions~~  
1629 ~~given to the agency.~~

1630 Section 26. Paragraph (a) of subsection (1) and subsections  
1631 (4) and (5) of section 339.2821, Florida Statutes, are amended  
1632 to read:

1633 339.2821 Economic development transportation projects.—

1634 (1) (a) The department, in consultation with the Department  
1635 of Economic Opportunity and Enterprise Florida, Inc., may make  
1636 and approve expenditures and contract with the appropriate  
1637 governmental body for the direct costs of transportation  
1638 projects. The Department of Economic Opportunity and the  
1639 Department of Environmental Protection may formally review and  
1640 comment on recommended transportation projects, although the  
1641 department has final approval authority for any project  
1642 authorized under this section.

1643 (4) A contract between the department and a governmental  
1644 body for a transportation project must:

1645 (a) Specify that the transportation project is for the  
1646 construction of a new or expanding business and specify the  
1647 number of full-time permanent jobs that will result from the  
1648 project.

1649 (b) Identify the governmental body and require that the  
1650 governmental body award the construction of the particular



376118

576-04081A-14

1651 transportation project to the lowest and best bidder in  
1652 accordance with applicable state and federal statutes or rules  
1653 unless the transportation project can be constructed using  
1654 existing local governmental employees within the contract period  
1655 specified by the department.

1656 (c) Require that the governmental body provide the  
1657 department with ~~quarterly~~ progress reports. Each ~~quarterly~~  
1658 progress report must contain:

1659 1. A narrative description of the work completed and  
1660 whether the work is proceeding according to the transportation  
1661 project schedule;

1662 2. A description of each change order executed by the  
1663 governmental body;

1664 3. A budget summary detailing planned expenditures compared  
1665 to actual expenditures; and

1666 4. The identity of each small or minority business used as  
1667 a contractor or subcontractor.

1668 (d) Require that the governmental body make and maintain  
1669 records in accordance with accepted governmental accounting  
1670 principles and practices for each progress payment made for work  
1671 performed in connection with the transportation project, each  
1672 change order executed by the governmental body, and each payment  
1673 made pursuant to a change order. The records are subject to  
1674 financial audit as required by law.

1675 (e) Require that the governmental body, upon completion and  
1676 acceptance of the transportation project, certify to the  
1677 department that the transportation project has been completed in  
1678 compliance with the terms and conditions of the contract between  
1679 the department and the governmental body and meets the minimum



376118

576-04081A-14

1680 construction standards established in accordance with s.  
1681 336.045.

1682 (f) Specify that ~~the department transfer funds~~ will not be  
1683 transferred to the governmental body unless construction has  
1684 begun on the facility of the ~~not more often than quarterly, upon~~  
1685 ~~receipt of a request for funds from the governmental body and~~  
1686 ~~consistent with the needs of the transportation project. The~~  
1687 ~~governmental body shall expend funds received from the~~  
1688 ~~department in a timely manner. The department may not transfer~~  
1689 ~~funds unless construction has begun on the facility of a~~  
1690 business on whose behalf the award was made. The grant award  
1691 shall be terminated if construction of the transportation  
1692 project does not begin within 4 years after the date of the  
1693 initial grant award ~~A contract totaling less than \$200,000 is~~  
1694 ~~exempt from the transfer requirement.~~

1695 (g) Require that funds be used only on a transportation  
1696 project that has been properly reviewed and approved in  
1697 accordance with the criteria provided ~~set forth~~ in this section.

1698 (h) Require that the governing board of the governmental  
1699 body adopt a resolution accepting future maintenance and other  
1700 attendant costs occurring after completion of the transportation  
1701 project if the transportation project is constructed on a county  
1702 or municipal system.

1703 (5) For purposes of this section, Space Florida may serve  
1704 as the governmental body or as the contracting agency for a  
1705 ~~transportation~~ project within a spaceport territory as defined  
1706 by s. 331.304.

1707 Section 27. Subsection (5) of section 526.141, Florida  
1708 Statutes, is amended to read:



376118

576-04081A-14

1709           526.141 Self-service gasoline stations; attendants;  
1710 regulations.—

1711           (5) (a) Every full-service gasoline station offering self-  
1712 service at a lesser cost shall require an attendant employed by  
1713 the station to dispense gasoline from the self-service portion  
1714 of the station to any motor vehicle properly displaying an  
1715 exemption parking permit as provided in s. 316.1958 or s.  
1716 320.0848 or a license plate issued pursuant to s. 320.084, s.  
1717 320.0842, s. 320.0843, or s. 320.0845 when the person to whom  
1718 such permit has been issued is the operator of the vehicle and  
1719 such service is requested. Such stations shall prominently  
1720 display a decal no larger than 8 square inches on the front of  
1721 all self-service pumps clearly stating the requirements of this  
1722 subsection and the penalties applicable to violations of this  
1723 subsection. The Department of Agriculture and Consumer Services  
1724 shall enforce this requirement.

1725           (b) By July 1, 2016, a full-service gasoline station  
1726 offering self-service at a lesser cost shall prominently  
1727 display, in addition to the decal required under paragraph (a),  
1728 a decal that is blue, is at least 15 square inches in size, and  
1729 clearly displays the international symbol of accessibility shown  
1730 in s. 320.0842, the telephone number of the station, and the  
1731 words "Call for Assistance." The Department of Agriculture and  
1732 Consumer Services shall adopt rules to implement and enforce  
1733 this paragraph. This paragraph preempts and supersedes local  
1734 government laws and regulations pertaining to the provision of  
1735 fueling assistance by a self-service gasoline station to a motor  
1736 vehicle operator described in paragraph (a).

1737           (c) ~~(b)~~ Violation of paragraph (a) is a misdemeanor of the



376118

576-04081A-14

1738 second degree, punishable as provided in s. 775.082 or s.  
1739 775.083.

1740 Section 28. Paragraph (a) of subsection (1) of section  
1741 562.11, Florida Statutes, is amended to read:

1742 562.11 Selling, giving, or serving alcoholic beverages to  
1743 person under age 21; providing a proper name; misrepresenting or  
1744 misstating age or age of another to induce licensee to serve  
1745 alcoholic beverages to person under 21; penalties.—

1746 (1) (a) 1. A ~~It is unlawful for any person~~ may not ~~to~~ sell,  
1747 give, serve, or permit to be served alcoholic beverages to a  
1748 person under 21 years of age or to permit a person under 21  
1749 years of age to consume such beverages on the licensed premises.  
1750 A person who violates this subparagraph commits a misdemeanor of  
1751 the second degree, punishable as provided in s. 775.082 or s.  
1752 775.083. A person who violates this subparagraph a second or  
1753 subsequent time within 1 year after a prior conviction commits a  
1754 misdemeanor of the first degree, punishable as provided in s.  
1755 775.082 or s. 775.083.

1756 2. In addition to any other penalty imposed for a violation  
1757 of subparagraph 1., the court may order the Department of  
1758 Highway Safety and Motor Vehicles to withhold the issuance of,  
1759 or suspend or revoke, the driver ~~driver's~~ license or driving  
1760 privilege, as provided in s. 322.057, of any person who violates  
1761 subparagraph 1. This subparagraph does not apply to a licensee,  
1762 as defined in s. 561.01, who violates subparagraph 1. while  
1763 acting within the scope of his or her license or an employee or  
1764 agent of a licensee, as defined in s. 561.01, who violates  
1765 subparagraph 1. while engaged within the scope of his or her  
1766 employment or agency.



376118

576-04081A-14

1767           3. A court that withholds the issuance of, or suspends or  
1768 revokes, the driver license or driving privilege of a person  
1769 pursuant to subparagraph 2. may direct the Department of Highway  
1770 Safety and Motor Vehicles to issue the person a license for  
1771 driving privilege restricted to business purposes only, as  
1772 defined in s. 322.271, if he or she is otherwise qualified.

1773           Section 29. Section 812.0155, Florida Statutes, is amended  
1774 to read:

1775           812.0155 Suspension of driver ~~driver's~~ license following an  
1776 adjudication of guilt for theft.-

1777           (1) Except as provided in subsections (2) and (3), the  
1778 court may order the suspension of the driver ~~driver's~~ license of  
1779 each person adjudicated guilty of any misdemeanor violation of  
1780 s. 812.014 or s. 812.015, regardless of the value of the  
1781 property stolen. ~~The court shall order the suspension of the~~  
1782 ~~driver's license of each person adjudicated guilty of any~~  
1783 ~~misdemeanor violation of s. 812.014 or s. 812.015 who has~~  
1784 ~~previously been convicted of such an offense.~~ Upon ordering the  
1785 suspension of the driver ~~driver's~~ license of the person  
1786 adjudicated guilty, the court shall forward the driver ~~driver's~~  
1787 license of the person adjudicated guilty to the Department of  
1788 Highway Safety and Motor Vehicles in accordance with s. 322.25.

1789           (a) The first suspension of a driver ~~driver's~~ license under  
1790 this subsection shall be for a period of up to 6 months.

1791           (b) A second or subsequent suspension of a driver ~~driver's~~  
1792 license under this subsection shall be for 1 year.

1793           (2) The court may revoke, suspend, or withhold issuance of  
1794 a driver ~~driver's~~ license of a person less than 18 years of age  
1795 who violates s. 812.014 or s. 812.015 as an alternative to



376118

576-04081A-14

1796 sentencing the person to:

1797 (a) Probation as defined in s. 985.03 or commitment to the  
1798 Department of Juvenile Justice, if the person is adjudicated  
1799 delinquent for such violation and has not previously been  
1800 convicted of or adjudicated delinquent for any criminal offense,  
1801 regardless of whether adjudication was withheld.

1802 (b) Probation as defined in s. 985.03, commitment to the  
1803 Department of Juvenile Justice, probation as defined in chapter  
1804 948, community control, or incarceration, if the person is  
1805 convicted as an adult of such violation and has not previously  
1806 been convicted of or adjudicated delinquent for any criminal  
1807 offense, regardless of whether adjudication was withheld.

1808 (3) As used in this subsection, the term "department" means  
1809 the Department of Highway Safety and Motor Vehicles. A court  
1810 that revokes, suspends, or withholds issuance of a driver  
1811 ~~driver's~~ license under subsection (2) shall:

1812 (a) If the person is eligible by reason of age for a driver  
1813 ~~driver's~~ license or driving privilege, direct the department to  
1814 revoke or withhold issuance of the person's driver ~~driver's~~  
1815 license or driving privilege for not less than 6 months and not  
1816 more than 1 year;

1817 (b) If the person's driver ~~driver's~~ license is under  
1818 suspension or revocation for any reason, direct the department  
1819 to extend the period of suspension or revocation by not less  
1820 than 6 months and not more than 1 year; or

1821 (c) If the person is ineligible by reason of age for a  
1822 driver ~~driver's~~ license or driving privilege, direct the  
1823 department to withhold issuance of the person's driver ~~driver's~~  
1824 license or driving privilege for not less than 6 months and not



376118

576-04081A-14

1825 more than 1 year after the date on which the person would  
1826 otherwise become eligible.

1827 (4) Subsections (2) and (3) do not preclude the court from  
1828 imposing any sanction specified or not specified in subsection  
1829 (2) or subsection (3).

1830 (5) A court that suspends the driver license of a person  
1831 pursuant to subsection (1) may direct the Department of Highway  
1832 Safety and Motor Vehicles to issue the person a license for  
1833 driving privilege restricted to business purposes only, as  
1834 defined in s. 322.271, if he or she is otherwise qualified.

1835 Section 30. Section 832.09, Florida Statutes, is amended to  
1836 read:

1837 832.09 Suspension of driver license after warrant or capias  
1838 is issued in worthless check case.—

1839 (1) The court may order the suspension or revocation of the  
1840 driver license of a ~~Any~~ person who is being prosecuted for  
1841 passing a worthless check in violation of s. 832.05, who fails  
1842 to appear before the court and against whom a warrant or capias  
1843 for failure to appear is issued by the court if the person has  
1844 previously been adjudicated guilty of a violation of s. 832.05  
1845 ~~shall have his or her driver's license suspended or revoked~~  
1846 ~~pursuant to s. 322.251.~~

1847 (2) Within 5 working days after the court orders the  
1848 suspension of a driver license pursuant to subsection (1)  
1849 ~~issuance of a warrant or capias for failure to appear~~, the clerk  
1850 of the court in the county where the warrant or capias is issued  
1851 shall notify the Department of Highway Safety and Motor Vehicles  
1852 by the most efficient method available of the action of the  
1853 court.





376118

576-04081A-14

1854           Section 31. Section 2 of chapter 85-364, Laws of Florida,  
1855 as amended by section 2 of chapter 95-382, Laws of Florida, is  
1856 amended to read:

1857           Section 2. All tolls collected shall ~~first~~ be used first  
1858 for the payment of annual operating and maintenance costs and  
1859 second to discharge the current bond indebtedness related to the  
1860 Pinellas Bayway. Thereafter, tolls collected shall be used to  
1861 establish a reserve construction account to be used, together  
1862 with interest earned thereon, by the department ~~for the~~  
1863 ~~construction of Blind Pass Road, State Road 699 improvements,~~  
1864 ~~and for Phase II of the Pinellas Bayway improvements. A portion~~  
1865 ~~of the tolls collected shall first be used specifically for the~~  
1866 ~~construction of the Blind Pass Road improvements, which~~  
1867 ~~improvements consist of widening to four lanes the Blind Pass~~  
1868 ~~Road, State Road 699, from 75th Avenue north to the approach of~~  
1869 ~~the Blind Pass Bridge, including necessary right-of-way~~  
1870 ~~acquisition along said portion of Blind Pass Road, and~~  
1871 ~~intersection improvements at 75th Avenue and Blind Pass Road in~~  
1872 ~~Pinellas County. Said improvements shall be included in the~~  
1873 ~~department's current 5-year work program. Upon completion of the~~  
1874 ~~Blind Pass Road improvements, the tolls collected shall be used,~~  
1875 ~~together with interest earned thereon, by the department for~~  
1876 Phase II of the Pinellas Bayway improvements consists, ~~which~~  
1877 ~~improvements consist~~ of widening to four lanes the Pinellas  
1878 Bayway from State Road 679 west to Gulf Boulevard, including  
1879 necessary approaches, bridges, and avenues of access. Upon  
1880 completion of the Phase II improvements, the department shall  
1881 continue to collect tolls on the Pinellas Bayway for purposes of  
1882 reimbursing the department for all accrued maintenance costs for



376118

576-04081A-14

1883 the Pinellas Bayway.

1884       Section 32. The Department of Highway Safety and Motor  
1885 Vehicles is directed to develop a plan of action that addresses  
1886 motor vehicle registration holds placed pursuant to ss.  
1887 316.1001, 316.1967, and 318.15, Florida Statutes, for  
1888 presentation to the Legislature by February 1, 2015. The plan  
1889 must, at a minimum, include a methodology for applicants whose  
1890 names have been placed on the list of persons who may not be  
1891 issued a license plate or revalidation sticker under s.  
1892 320.03(8), Florida Statutes, to rectify the cause of the hold  
1893 through the payment of any outstanding toll, parking ticket,  
1894 fine, and any other fee at the point of collection of the  
1895 registration fee.

1896       Section 33. This act shall take effect July 1, 2014.