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LEGISLATIVE ACTION

Senate	.	House
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	.	
Floor: 2/AD/2R	.	Floor: SENA2/C
05/01/2014 03:08 PM	.	05/02/2014 03:26 PM
	.	

Senator Detert moved the following:

Senate Amendment (with title amendment)

Delete lines 13 - 50

and insert:

Section 1. Section 743.047, Florida Statutes, is created to read:

743.047 Removal of disabilities of minors; executing agreements for motor vehicle insurance.—For the purpose of ensuring that a child in foster care will be able to secure motor vehicle insurance, the disability of nonage of minors shall be removed provided that the child has reached 16 years of



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12 age, has been adjudicated dependent, is residing in an out-of-
13 home placement as defined in s. 39.01, and has completed a
14 driver education program. Upon issuance of an order by a court
15 of competent jurisdiction, such child is authorized to make and
16 execute all documents, contracts, or agreements necessary for
17 obtaining motor vehicle insurance as if the child is otherwise
18 competent to make and execute contracts. Execution of any such
19 contract or agreement for motor vehicle insurance has the same
20 effect as if it were the act of a person who is not a minor. A
21 child seeking to enter into such contract or agreement or
22 execute other necessary instrument incidental to obtaining motor
23 vehicle insurance must present an order from a court of
24 competent jurisdiction removing the disabilities of nonage of
25 the minor pursuant to this section.

26 Section 2. Section 1003.48, Florida Statutes, is amended to
27 read:

28 1003.48 Instruction in operation of motor vehicles.—

29 (1) A course of study and instruction in the safe and
30 lawful operation of a motor vehicle shall be made available by
31 each district school board to students in the secondary schools
32 in the state. The secondary school shall provide preferential
33 enrollment to a student who is in the custody of the Department
34 of Children and Families if the student maintains appropriate
35 progress as required by the school. As used in this section, the
36 term "motor vehicle" has ~~shall have~~ the same meaning as in s.
37 320.01(1)(a) and includes ~~shall include~~ motorcycles and mopeds.
38 Instruction in motorcycle or moped operation may be limited to
39 classroom instruction. The course may ~~shall~~ not be made a part
40 of, or a substitute for, any of the minimum requirements for



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41 graduation.

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

45 (a) ~~Use~~ Utilize instructional personnel employed by the
46 district school board.

47 (b) Contract with a commercial driving school licensed
48 under ~~the provisions of~~ chapter 488.

49 (c) Contract with an instructor certified under ~~the~~
50 ~~provisions of~~ chapter 488.

51 (3) ~~(a)~~ District school boards shall earn funds on full-time
52 equivalent students at the appropriate basic program cost
53 factor, regardless of the method by which such courses are
54 offered.

55 ~~(4)~~ ~~(b)~~ For the purpose of financing the Driver Education
56 Program in the secondary schools, there shall be levied an
57 additional 50 cents per year to the driver ~~driver's~~ license fee
58 required by s. 322.21. The additional fee shall be promptly
59 remitted to the Department of Highway Safety and Motor Vehicles,
60 which shall transmit the fee to the Chief Financial Officer to
61 be deposited in the General Revenue Fund.

62 ~~(5)~~ ~~(4)~~ The district school board shall prescribe standards
63 for the course required by this section and for instructional
64 personnel directly employed by the district school board. ~~A~~ ~~Any~~
65 certified instructor or licensed commercial driving school is
66 ~~shall be deemed~~ sufficiently qualified and is ~~shall not be~~
67 required to meet any standards in lieu of or in addition to
68 those prescribed under chapter 488.

69 Section 3. The sum of \$800,000 in recurring funds is



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70 appropriated from the General Revenue Fund to the Department of
71 Children and Families for the purpose of implementing this act
72 during the 2014-2015 fiscal year.

73 Section 4. This act shall take effect July 1, 2014.

74

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

76 And the title is amended as follows:

77 Delete lines 4 - 9

78 and insert:

79 743.047, F.S.; removing the disability of nonage of
80 minors for purposes of obtaining motor vehicle
81 insurance; requiring an order by the court for the
82 disability of nonage to be removed; amending s.
83 1003.48, F.S.; providing for preferential enrollment
84 in driver education for specified children in care;
85 providing an appropriation; providing an effective
86 date.