

By the Committee on Transportation; and Senators Brandes and Gaetz

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1 A bill to be entitled
2 An act relating to driver licenses and identification
3 cards; amending ss. 322.051 and 322.08, F.S.;
4 providing for the Department of Highway Safety and
5 Motor Vehicles to accept a military identification
6 card to meet certain requirements for issuance of an
7 identification card or a driver license, respectively;
8 providing an effective date.

9
10 Be It Enacted by the Legislature of the State of Florida:

11
12 Section 1. Paragraph (a) of subsection (1) of section
13 322.051, Florida Statutes, is amended to read:

14 322.051 Identification cards.—

15 (1) Any person who is 5 years of age or older, or any
16 person who has a disability, regardless of age, who applies for
17 a disabled parking permit under s. 320.0848, may be issued an
18 identification card by the department upon completion of an
19 application and payment of an application fee.

20 (a) The application must include the following information
21 regarding the applicant:

22 1. Full name (first, middle or maiden, and last), gender,
23 proof of social security card number satisfactory to the
24 department, which may include a military identification card,
25 county of residence, mailing address, proof of residential
26 address satisfactory to the department, country of birth, and a
27 brief description.

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

29 3. Proof of identity satisfactory to the department. Such

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30 proof must include one of the following documents issued to the
31 applicant:

32 a. A driver license record or identification card record
33 from another jurisdiction that required the applicant to submit
34 a document for identification which is substantially similar to
35 a document required under sub-subparagraph b., sub-subparagraph
36 c., sub-subparagraph d., sub-subparagraph e., sub-subparagraph
37 f., sub-subparagraph g., or sub-subparagraph h.;

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

39 c. A valid, unexpired United States passport;

40 d. A naturalization certificate issued by the United States
41 Department of Homeland Security;

42 e. A valid, unexpired alien registration receipt card
43 (green card);

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

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

48 h. Proof of nonimmigrant classification provided by the
49 United States Department of Homeland Security, for an original
50 identification card. In order to prove nonimmigrant
51 classification, an applicant must provide at least one of the
52 following documents. In addition, the department may require
53 applicants to produce United States Department of Homeland
54 Security documents for the sole purpose of establishing the
55 maintenance of, or efforts to maintain, continuous lawful
56 presence:

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

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

61 (III) A notice of the approval of an application for
62 adjustment of status issued by the United States ~~Bureau of~~
63 Citizenship and Immigration Services.

64 (IV) An official documentation confirming the filing of a
65 petition for asylum or refugee status or any other relief issued
66 by the United States ~~Bureau of~~ Citizenship and Immigration
67 Services.

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

71 (VI) An order of an immigration judge or immigration
72 officer granting relief that authorizes the alien to live and
73 work in the United States, including, but not limited to,
74 asylum.

75 (VII) Evidence that an application is pending for
76 adjustment of status to that of an alien lawfully admitted for
77 permanent residence in the United States or conditional
78 permanent resident status in the United States, if a visa number
79 is available having a current priority date for processing by
80 the United States ~~Bureau of~~ Citizenship and Immigration
81 Services.

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

86
87 An identification card issued based on documents required in

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88 sub-subparagraph g. or sub-subparagraph h. is valid for a period
89 not to exceed the expiration date of the document presented or 1
90 year, whichever occurs first.

91 Section 2. Subsection (2) of section 322.08, Florida
92 Statutes, is amended to read:

93 322.08 Application for license; requirements for license
94 and identification card forms.—

95 (2) Each such application shall include the following
96 information regarding the applicant:

97 (a) Full name (first, middle or maiden, and last), gender,
98 proof of social security card number satisfactory to the
99 department, which may include a military identification card,
100 county of residence, mailing address, proof of residential
101 address satisfactory to the department, country of birth, and a
102 brief description.

103 (b) Proof of birth date satisfactory to the department.

104 (c) Proof of identity satisfactory to the department. Such
105 proof must include one of the following documents issued to the
106 applicant:

107 1. A driver license record or identification card record
108 from another jurisdiction that required the applicant to submit
109 a document for identification which is substantially similar to
110 a document required under subparagraph 2., subparagraph 3.,
111 subparagraph 4., subparagraph 5., subparagraph 6., subparagraph
112 7., or subparagraph 8.;

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

114 3. A valid, unexpired United States passport;

115 4. A naturalization certificate issued by the United States
116 Department of Homeland Security;

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- 117 5. A valid, unexpired alien registration receipt card
118 (green card);
- 119 6. A Consular Report of Birth Abroad provided by the United
120 States Department of State;
- 121 7. An unexpired employment authorization card issued by the
122 United States Department of Homeland Security; or
- 123 8. Proof of nonimmigrant classification provided by the
124 United States Department of Homeland Security, for an original
125 driver license. In order to prove nonimmigrant classification,
126 an applicant must provide at least one of the following
127 documents. In addition, the department may require applicants to
128 produce United States Department of Homeland Security documents
129 for the sole purpose of establishing the maintenance of, or
130 efforts to maintain, continuous lawful presence:
- 131 a. A notice of hearing from an immigration court scheduling
132 a hearing on any proceeding.
- 133 b. A notice from the Board of Immigration Appeals
134 acknowledging pendency of an appeal.
- 135 c. A notice of the approval of an application for
136 adjustment of status issued by the United States ~~Bureau of~~
137 Citizenship and Immigration Services.
- 138 d. An official documentation confirming the filing of a
139 petition for asylum or refugee status or any other relief issued
140 by the United States ~~Bureau of~~ Citizenship and Immigration
141 Services.
- 142 e. A notice of action transferring any pending matter from
143 another jurisdiction to this state issued by the United States
144 ~~Bureau of~~ Citizenship and Immigration Services.
- 145 f. An order of an immigration judge or immigration officer

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146 granting relief that authorizes the alien to live and work in
147 the United States, including, but not limited to, asylum.

148 g. Evidence that an application is pending for adjustment
149 of status to that of an alien lawfully admitted for permanent
150 residence in the United States or conditional permanent resident
151 status in the United States, if a visa number is available
152 having a current priority date for processing by the United
153 States ~~Bureau of~~ Citizenship and Immigration Services.

154 h. On or after January 1, 2010, an unexpired foreign
155 passport with an unexpired United States Visa affixed,
156 accompanied by an approved I-94, documenting the most recent
157 admittance into the United States.

158
159 A driver license or temporary permit issued based on documents
160 required in subparagraph 7. or subparagraph 8. is valid for a
161 period not to exceed the expiration date of the document
162 presented or 1 year.

163 (d) Whether the applicant has previously been licensed to
164 drive, and, if so, when and by what state, and whether any such
165 license or driving privilege has ever been disqualified,
166 revoked, or suspended, or whether an application has ever been
167 refused, and, if so, the date of and reason for such
168 disqualification, suspension, revocation, or refusal.

169 (e) Each such application may include fingerprints and
170 other unique biometric means of identity.

171 Section 3. This act shall take effect July 1, 2015.

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