

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Rodríguez, J. offered the following:

2
3 **Amendment (with title amendment)**

4 Remove lines 112-206 and insert:

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

7 322.08 Application for license; requirements for license
8 and identification card forms.-

9 (2) Each such application shall include the following
10 information regarding the applicant:

11 (a) Full name (first, middle or maiden, and last), gender,
12 proof of social security ~~card~~ number satisfactory to the
13 department, which may include a military identification card,
14 county of residence, mailing address, proof of residential

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15 address satisfactory to the department, country of birth, and a
16 brief description. An applicant who is ineligible for a social
17 security number must provide proof of a taxpayer identification
18 number or proof of a number associated with the document
19 establishing identity under paragraph (c).

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

21 (c) Proof of identity satisfactory to the department. Such
22 proof must include one of the following documents issued to the
23 applicant:

24 1. A driver license record or identification card record
25 from another jurisdiction that required the applicant to submit
26 a document for identification which is substantially similar to
27 a document required under subparagraph 2., subparagraph 3.,
28 subparagraph 4., subparagraph 5., subparagraph 6., subparagraph
29 7., or subparagraph 8.†

30 2. A certified copy of a United States birth certificate.†

31 3. A valid, unexpired United States passport.†

32 4. A naturalization certificate issued by the United
33 States Department of Homeland Security.†

34 5. A valid, unexpired alien registration receipt card
35 (green card).†

36 6. A Consular Report of Birth Abroad provided by the
37 United States Department of State.†

38 7. An unexpired employment authorization card issued by
39 the United States Department of Homeland Security.†~~†~~

40 8. Proof of nonimmigrant classification provided by the

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41 United States Department of Homeland Security, for an original
42 driver license. In order to prove nonimmigrant classification,
43 an applicant must provide at least one of the following
44 documents. ~~In addition, the department may require applicants to~~
45 ~~produce United States Department of Homeland Security documents~~
46 ~~for the sole purpose of establishing the maintenance of, or~~
47 ~~efforts to maintain, continuous lawful presence:~~

48 a. A notice of hearing from an immigration court
49 scheduling a hearing on any proceeding.

50 b. A notice from the Board of Immigration Appeals
51 acknowledging pendency of an appeal.

52 c. A notice of the approval of an application for
53 adjustment of status issued by the United States ~~Bureau of~~
54 Citizenship and Immigration Services.

55 d. An official documentation confirming the filing of a
56 petition for asylum or refugee status or any other relief issued
57 by the United States ~~Bureau of~~ Citizenship and Immigration
58 Services.

59 e. A notice of action transferring any pending matter from
60 another jurisdiction to this state issued by the United States
61 ~~Bureau of~~ Citizenship and Immigration Services.

62 f. An order of an immigration judge or immigration officer
63 granting relief which ~~that~~ authorizes the alien to live and work
64 in the United States, including, but not limited to, asylum.

65 g. Evidence that an application is pending for adjustment
66 of status to that of an alien lawfully admitted for permanent

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67 residence in the United States or conditional permanent resident
68 status in the United States, if a visa number is available
69 having a current priority date for processing by the United
70 States ~~Bureau of~~ Citizenship and Immigration Services.

71 h. On or after January 1, 2010, an unexpired foreign
72 passport with an unexpired United States Visa affixed,
73 accompanied by an approved I-94, documenting the most recent
74 admittance into the United States.

75 9. A passport or birth certificate issued by a foreign
76 government.

77 10. A consular identification document issued by the
78 government of Mexico, or a document issued by another government
79 which the department determines is substantially similar.

80
81 A driver license or temporary permit issued based on documents
82 required in subparagraph 7., ~~or~~ subparagraph 8., subparagraph
83 9., or subparagraph 10. is valid for a period not to exceed the
84 expiration date of the document presented or 1 year.

85 (d) In addition to the documents required under
86 subparagraph (c)8., the department may require applicants to
87 produce United States Department of Homeland Security documents
88 for the sole purpose of establishing the maintenance of, or
89 efforts to maintain, continuous lawful presence.

90 (e)(d) Whether the applicant has previously been licensed
91 to drive, and, if so, when and by what state, and whether any
92 such license or driving privilege has ever been disqualified,

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93 revoked, or suspended, or whether an application has ever been
94 refused, and, if so, the date of and reason for such
95 disqualification, suspension, revocation, or refusal.

96 ~~(f)(e)~~ Each such application may include fingerprints and
97 other unique biometric means of identity.

98 Section 3. Subsection (1) of section 322.12, Florida
99 Statutes, is amended to read:

100 322.12 Examination of applicants.—

101 (1) It is the intent of the Legislature that every
102 applicant for an original driver license in this state be
103 required to pass an examination pursuant to this section.
104 However, the department may waive the knowledge, endorsement,
105 and skills tests for an applicant who is otherwise qualified,
106 except for an applicant who provides proof of identity under s.
107 322.08(2)(c)9. or s. 322.08(2)(c)10., and who surrenders a valid
108 driver license from another state or a province of Canada, or a
109 valid driver license issued by the United States Armed Forces,
110 if the driver applies for a Florida license of an equal or
111 lesser classification. Any applicant who fails to pass the
112 initial knowledge test incurs a \$10 fee for each subsequent
113 test, to be deposited into the Highway Safety Operating Trust
114 Fund. Any applicant who fails to pass the initial skills test
115 incurs a \$20 fee for each subsequent test, to be deposited into
116 the Highway Safety Operating Trust Fund. A person who seeks to
117 retain a hazardous-materials endorsement, pursuant to s.
118 322.57(1)(e), must pass the hazardous-materials test, upon

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119 surrendering his or her commercial driver license, if the person
120 has not taken and passed the hazardous-materials test within 2
121 years before applying for a commercial driver license in this
122 state.

123 Section 4. Paragraph (c) of subsection (1) of section
124 322.14, Florida Statutes, is amended, and subsection (3) is
125 added to that section, to read:

126 322.14 Licenses issued to drivers.—

127 (1)

128 (c) The word "Veteran" ~~A capital "V"~~ shall be exhibited on
129 the driver license of a veteran upon the payment of an
130 additional \$1 fee for the license and the presentation of a copy
131 of the person's DD Form 214, issued by the United States
132 Department of Defense, or another acceptable form specified by
133 the Department of Veterans' Affairs. Until a veteran's license
134 is next renewed, the veteran may have the word "Veteran" ~~capital~~
135 ~~"V" designation~~ added to his or her license upon surrender of
136 his or her current license, payment of a \$2 fee to be deposited
137 into the Highway Safety Operating Trust Fund, and presentation
138 of a copy of his or her DD Form 214 or another acceptable form
139 specified by the Department of Veterans' Affairs. If the
140 applicant is not conducting any other transaction affecting the
141 driver license, a replacement license may be issued with the
142 word "Veteran" ~~capital "V" designation~~ without payment of the
143 fee required in s. 322.21(1)(e).

144 (3) If the United States Department of Homeland Security

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145 notifies the department of a final deadline by which this state
146 must fully comply with the REAL ID Act of 2005, Pub. L. No. 109-
147 13, ss. 201-202, and determines that the state is otherwise in
148 full compliance with the act, the department shall mark all
149 licenses issued after the date of full compliance to indicate
150 compliance with the act.

151 Section 5. The amendments made by this act to ss.
152 322.051(8)(b) and 322.14(1)(c), Florida Statutes, shall apply
153 upon implementation of new designs for the driver license and
154 identification card by the Department of Highway Safety and
155 Motor Vehicles.

157 -----

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

159 Remove lines 3-9 and insert:
160 cards; amending s. 322.051, F.S.; providing for the
161 Department of Highway Safety and Motor Vehicles to
162 accept a military identification card to meet certain
163 requirements for the issuance of a state
164 identification card; providing for the word "Veteran"
165 to be exhibited on the identification card of a
166 veteran upon payment of a fee; amending s. 322.08,
167 F.S.; providing for the department to accept a
168 military identification card to meet certain
169 requirements for the issuance of a driver license;
170 requiring proof of a taxpayer identification number or

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171 other specified identification number for certain
172 applicants for a driver license; authorizing
173 additional specified documents that are issued by
174 foreign governments to satisfy proof of identity
175 requirements; amending s. 322.12, F.S.; prohibiting
176 the department from waiving certain tests for
177 applicants who provide specified proof of identity
178 documents; amending s. 322.14, F.S.; providing for the
179 word "Veteran" to be exhibited on the driver license
180 of a veteran upon payment of a fee; requiring the
181 department to mark licenses to indicate compliance
182 with the REAL ID Act of 2005 under specified
183 circumstances; providing

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