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CS/HB 27

2015 Legislature

1
2 An act relating to driver licenses and identification
3 cards; amending ss. 322.051, 322.08, and 322.14, 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 the issuance of
7 a driver license or identification card; authorizing
8 the word "Veteran" to be exhibited on the driver
9 license or identification card of a veteran; providing
10 applicability; providing an effective date.

11
12 Be It Enacted by the Legislature of the State of Florida:

13
14 Section 1. Paragraph (a) of subsection (1) and paragraph
15 (b) of subsection (8) of section 322.051, Florida Statutes, are
16 amended to read:

17 322.051 Identification cards.—

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

23 (a) The application must include the following information
24 regarding the applicant:

25 1. Full name (first, middle or maiden, and last), gender,
26 proof of social security card number satisfactory to the

ENROLLED

CS/HB 27

2015 Legislature

27 | department, which may include a military identification card,
28 | county of residence, mailing address, proof of residential
29 | address satisfactory to the department, country of birth, and a
30 | brief description.

31 | 2. Proof of birth date satisfactory to the department.

32 | 3. Proof of identity satisfactory to the department. Such
33 | proof must include one of the following documents issued to the
34 | applicant:

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

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

42 | c. A valid, unexpired United States passport;

43 | d. A naturalization certificate issued by the United
44 | States Department of Homeland Security;

45 | e. A valid, unexpired alien registration receipt card
46 | (green card);

47 | f. A Consular Report of Birth Abroad provided by the
48 | United States Department of State;

49 | g. An unexpired employment authorization card issued by
50 | the United States Department of Homeland Security; or

51 | h. Proof of nonimmigrant classification provided by the
52 | United States Department of Homeland Security, for an original

ENROLLED

CS/HB 27

2015 Legislature

53 identification card. In order to prove nonimmigrant
54 classification, an applicant must provide at least one of the
55 following documents. In addition, the department may require
56 applicants to produce United States Department of Homeland
57 Security documents for the sole purpose of establishing the
58 maintenance of, or efforts to maintain, continuous lawful
59 presence:

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

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

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

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

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

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

78 (VII) Evidence that an application is pending for

ENROLLED

CS/HB 27

2015 Legislature

79 adjustment of status to that of an alien lawfully admitted for
80 permanent residence in the United States or conditional
81 permanent resident status in the United States, if a visa number
82 is available having a current priority date for processing by
83 the United States ~~Bureau of~~ Citizenship and Immigration
84 Services.

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

89
90 An identification card issued based on documents required in
91 sub-subparagraph g. or sub-subparagraph h. is valid for a period
92 not to exceed the expiration date of the document presented or 1
93 year, whichever occurs first.

94 (8)

95 (b) The word "Veteran" ~~A capital "V"~~ shall be exhibited on
96 the identification card of a veteran upon the payment of an
97 additional \$1 fee for the identification card ~~license~~ and the
98 presentation of a copy of the person's DD Form 214, issued by
99 the United States Department of Defense, or another acceptable
100 form specified by the Department of Veterans' Affairs. Until a
101 veteran's identification card is next renewed, the veteran may
102 have the word "Veteran" ~~capital "V" designation~~ added to his or
103 her identification card upon surrender of his or her current
104 identification card, payment of a \$2 fee to be deposited into

ENROLLED

CS/HB 27

2015 Legislature

105 the Highway Safety Operating Trust Fund, and presentation of a
 106 copy of his or her DD Form 214 or another acceptable form
 107 specified by the Department of Veterans' Affairs. If the
 108 applicant is not conducting any other transaction affecting the
 109 identification card, a replacement identification card may be
 110 issued with the word "Veteran" ~~capital "V" designation~~ without
 111 payment of the fee required in s. 322.21(1)(f)3.

112 Section 2. Paragraphs (a) and (c) of subsection (2) of
 113 section 322.08, Florida Statutes, are amended to read:

114 322.08 Application for license; requirements for license
 115 and identification card forms.—

116 (2) Each such application shall include the following
 117 information regarding the applicant:

118 (a) Full name (first, middle or maiden, and last), gender,
 119 proof of social security card number satisfactory to the
 120 department, which may include a military identification card,
 121 county of residence, mailing address, proof of residential
 122 address satisfactory to the department, country of birth, and a
 123 brief description.

124 (c) Proof of identity satisfactory to the department. Such
 125 proof must include one of the following documents issued to the
 126 applicant:

127 1. A driver license record or identification card record
 128 from another jurisdiction that required the applicant to submit
 129 a document for identification which is substantially similar to
 130 a document required under subparagraph 2., subparagraph 3.,

ENROLLED

CS/HB 27

2015 Legislature

131 subparagraph 4., subparagraph 5., subparagraph 6., subparagraph
 132 7., or subparagraph 8.;

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

134 3. A valid, unexpired United States passport;

135 4. A naturalization certificate issued by the United
 136 States Department of Homeland Security;

137 5. A valid, unexpired alien registration receipt card
 138 (green card);

139 6. A Consular Report of Birth Abroad provided by the
 140 United States Department of State;

141 7. An unexpired employment authorization card issued by
 142 the United States Department of Homeland Security; or

143 8. Proof of nonimmigrant classification provided by the
 144 United States Department of Homeland Security, for an original
 145 driver license. In order to prove nonimmigrant classification,
 146 an applicant must provide at least one of the following
 147 documents. In addition, the department may require applicants to
 148 produce United States Department of Homeland Security documents
 149 for the sole purpose of establishing the maintenance of, or
 150 efforts to maintain, continuous lawful presence:

151 a. A notice of hearing from an immigration court
 152 scheduling a hearing on any proceeding.

153 b. A notice from the Board of Immigration Appeals
 154 acknowledging pendency of an appeal.

155 c. A notice of the approval of an application for
 156 adjustment of status issued by the United States ~~Bureau of~~

ENROLLED

CS/HB 27

2015 Legislature

157 Citizenship and Immigration Services.

158 d. An official documentation confirming the filing of a
 159 petition for asylum or refugee status or any other relief issued
 160 by the United States ~~Bureau of~~ Citizenship and Immigration
 161 Services.

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

165 f. An order of an immigration judge or immigration officer
 166 granting relief that authorizes the alien to live and work in
 167 the United States, including, but not limited to, asylum.

168 g. Evidence that an application is pending for adjustment
 169 of status to that of an alien lawfully admitted for permanent
 170 residence in the United States or conditional permanent resident
 171 status in the United States, if a visa number is available
 172 having a current priority date for processing by the United
 173 States ~~Bureau of~~ Citizenship and Immigration Services.

174 h. On or after January 1, 2010, an unexpired foreign
 175 passport with an unexpired United States Visa affixed,
 176 accompanied by an approved I-94, documenting the most recent
 177 admittance into the United States.

178
 179 A driver license or temporary permit issued based on documents
 180 required in subparagraph 7. or subparagraph 8. is valid for a
 181 period not to exceed the expiration date of the document
 182 presented or 1 year.

ENROLLED

CS/HB 27

2015 Legislature

183 Section 3. Paragraph (c) of subsection (1) of section
 184 322.14, Florida Statutes, is amended to read:

185 322.14 Licenses issued to drivers.—

186 (1)

187 (c) The word "Veteran" ~~A capital "V"~~ shall be exhibited on
 188 the driver license of a veteran upon the payment of an
 189 additional \$1 fee for the license and the presentation of a copy
 190 of the person's DD Form 214, issued by the United States
 191 Department of Defense, or another acceptable form specified by
 192 the Department of Veterans' Affairs. Until a veteran's license
 193 is next renewed, the veteran may have the word "Veteran" ~~capital~~
 194 ~~"V" designation~~ added to his or her license upon surrender of
 195 his or her current license, payment of a \$2 fee to be deposited
 196 into the Highway Safety Operating Trust Fund, and presentation
 197 of a copy of his or her DD Form 214 or another acceptable form
 198 specified by the Department of Veterans' Affairs. If the
 199 applicant is not conducting any other transaction affecting the
 200 driver license, a replacement license may be issued with the
 201 word "Veteran" ~~capital "V" designation~~ without payment of the
 202 fee required in s. 322.21(1)(e).

203 Section 4. The amendments made by this act to ss. 322.051
 204 and 322.14, Florida Statutes, shall apply upon implementation of
 205 new designs for the driver license and identification card by
 206 the Department of Highway Safety and Motor Vehicles.

207 Section 5. This act shall take effect July 1, 2015.