

By Senator Smith

31-01608-16

20161584\_\_

1                   A bill to be entitled  
2           An act relating to suspended driver licenses;  
3           establishing a Driver License Reinstatement Days pilot  
4           program in certain counties to facilitate  
5           reinstatement of suspended driver licenses; specifying  
6           participants; providing duties of the clerks of court  
7           and the Department of Highway Safety and Motor  
8           Vehicles; authorizing the clerk of court to compromise  
9           certain fees and costs; providing for program  
10          eligibility; directing the department to make a report  
11          to the Governor and Legislature; providing for future  
12          repeal; providing an effective date.

13  
14 Be It Enacted by the Legislature of the State of Florida:

15  
16           Section 1. Driver License Reinstatement Days.—

17           (1) There is established a Driver License Reinstatement  
18 Days pilot program in Broward, Duval, Hillsborough, Miami-Dade,  
19 Orange, and Pinellas Counties for the purpose of reinstating  
20 suspended driver licenses. Participants within each county shall  
21 include the Department of Highway Safety and Motor Vehicles, the  
22 state attorney, the public defender's office, the circuit and  
23 county courts, the clerk of court, and interested community  
24 organizations.

25           (2) The clerk of court, in consultation with the other  
26 participants, shall select 1 or more days for an event at which  
27 persons with suspended driver licenses may have their licenses  
28 reinstated pursuant to this section. A person must pay the full  
29 reinstatement fee; however, the clerk may compromise or waive  
30 other fees and costs to facilitate the reinstatement.

31           (3) (a) A person is eligible for reinstatement under the  
32 pilot program if the person's driver license was suspended

31-01608-16

20161584\_\_

33 because the person:

34 1. Was driving without a valid driver license;

35 2. Was driving with a suspended license;

36 3. Failed to make payments on penalties in collection;

37 4. Failed to appear in court for a traffic violation; or

38 5. Failed to comply with provisions of chapter 318, Florida  
39 Statutes, relating to disposition of a traffic citation, or  
40 chapter 322, Florida Statutes, relating to driver licenses.

41 (b) Notwithstanding paragraphs (4) (a)-(c), a person is  
42 eligible for reinstatement under the pilot program if the period  
43 of suspension or revocation has elapsed, the person has  
44 completed any required course or program as described in  
45 paragraph (4) (c), and the person is otherwise eligible for  
46 reinstatement of his or her driver license.

47 (4) A person is not eligible for reinstatement under the  
48 pilot program if:

49 (a) The person's driver license is under suspension because  
50 the person failed to fulfill court-ordered child support  
51 obligations;

52 (b) The person's driver license is under suspension for a  
53 violation under s. 316.193, Florida Statutes, involving driving  
54 under the influence of alcohol or drugs;

55 (c) The person's driver license is under suspension because  
56 the person has not completed a driver training program, driver  
57 improvement course, or alcohol or substance abuse education or  
58 evaluation program required under s. 316.192, s. 316.193, s.  
59 322.2616, s. 322.271, or s. 322.291, Florida Statutes;

60 (d) The person's driver license is under suspension for  
61 commission of a traffic-related felony;

31-01608-16

20161584\_\_

62       (e) The person's driver license was revoked because the  
63 person is a habitual traffic offender under s. 322.264, Florida  
64 Statutes; or

65       (f) The person's driver license is under suspension for an  
66 offense committed outside a county in which the pilot program is  
67 being implemented.

68       (5) The clerk of court and the Department of Highway Safety  
69 and Motor Vehicles shall verify any information necessary for  
70 reinstatement of a driver license under the pilot program.

71       (6) By October 1, 2017, the Department of Highway Safety  
72 and Motor Vehicles shall report the results of the pilot program  
73 to the Governor, the President of the Senate, and the Speaker of  
74 the House of Representatives. The report shall include any  
75 recommendation by the department to continue, discontinue, or  
76 expand the pilot program and any necessary legislative action to  
77 facilitate a continuation or expansion of the pilot program.

78       (7) This section is repealed October 1, 2017.

79       Section 2. This act shall take effect July 1, 2016.