

1                   A bill to be entitled  
2           An act relating to the Department of Highway Safety  
3           and Motor Vehicles; amending ss. 316.2397 and  
4           316.2398, F.S.; authorizing firefighters to use or  
5           display red and white lights under certain  
6           circumstances; amending s. 316.302, F.S.; revising  
7           provisions relating to federal regulations to which  
8           owners and drivers of commercial motor vehicles are  
9           subject; deleting a limitation on a civil penalty for  
10          falsification of certain time records; deleting a  
11          requirement that a motor carrier maintain certain  
12          documentation of driving times; amending s. 316.3025,  
13          F.S.; conforming provisions to changes made by the  
14          act; amending s. 320.01, F.S.; revising the definition  
15          of the term "apportionable vehicle"; amending s.  
16          320.06, F.S.; providing for future repeal of issuance  
17          of a certain annual license plate and cab card to a  
18          vehicle that has an apportioned registration;  
19          providing requirements for license plates, cab cards,  
20          and validation stickers for vehicles registered in  
21          accordance with the International Registration Plan  
22          beginning on a specified date; amending s. 320.0605,  
23          F.S.; authorizing presentation of electronic  
24          documentation of certain information to a law  
25          enforcement officer or agent of the department;

26 providing construction; providing for liability;  
27 revising information required in such documentation;  
28 amending s. 320.0607, F.S.; conforming provisions to  
29 changes made by the act; amending s. 320.08058, F.S.;  
30 deleting obsolete provisions relating to the Hispanic  
31 Achievers license plate; creating s. 320.0875, F.S.;  
32 providing for a special motorcycle license plate to be  
33 issued to a recipient of the Purple Heart; providing  
34 requirements for the plate; amending s. 320.089, F.S.;  
35 providing for a special license plate to be issued to  
36 a recipient of the Bronze Star; amending s. 320.133,  
37 F.S.; defining the term "transporter license plate  
38 eligible business"; revising requirements for the  
39 issuance, use, and display of a transporter license  
40 plate; providing criminal penalties; providing for  
41 disqualification from issuance; providing  
42 recordkeeping requirements; providing conditions for  
43 cancellation and removal of such plates; amending s.  
44 321.25, F.S.; providing for reimbursement to the  
45 department of tuition and other course expenses for  
46 certain training under certain circumstances;  
47 authorizing the department to institute a civil  
48 action; providing an exception; amending s. 322.01,  
49 F.S.; conforming provisions to changes made by the  
50 act; amending s. 322.051, F.S.; revising eligibility

51 for a "D" designation on an identification card;  
 52 amending s. 322.091, F.S.; revising reporting  
 53 requirements relating to students whose driving  
 54 privileges have been suspended; amending s. 322.17,  
 55 F.S.; providing for replacement of a stolen  
 56 identification card at no charge; amending s. 322.21,  
 57 F.S.; deleting obsolete provisions; deleting a fee for  
 58 certain specialty driver licenses or identification  
 59 cards; providing for expedited service of a renewal or  
 60 replacement driver license or identification card;  
 61 providing for fee disposition; amending s. 322.61,  
 62 F.S.; providing penalties for texting or using a  
 63 handheld mobile telephone while operating a commercial  
 64 motor vehicle; providing an effective date.

65

66 Be It Enacted by the Legislature of the State of Florida:

67

68 Section 1. Subsections (1) and (3) of section 316.2397,  
 69 Florida Statutes, are amended to read:

70 316.2397 Certain lights prohibited; exceptions.—

71 (1) A ~~No~~ person may not ~~shall~~ drive or move or cause to be  
 72 moved any vehicle or equipment upon any highway within this  
 73 state with a ~~any~~ lamp or device thereon showing or displaying a  
 74 red, red and white, or blue light visible from directly in front  
 75 thereof except for certain vehicles ~~hereinafter~~ provided in this

76 | section.

77 |       (3) Vehicles of the fire department and fire patrol,  
78 | including vehicles of volunteer firefighters as permitted under  
79 | s. 316.2398, may show or display red or red and white lights.  
80 | Vehicles of medical staff physicians or technicians of medical  
81 | facilities licensed by the state as authorized under s.  
82 | 316.2398, ambulances as authorized under this chapter, and buses  
83 | and taxicabs as authorized under s. 316.2399 may show or display  
84 | red lights. Vehicles of the fire department, fire patrol, police  
85 | vehicles, and such ambulances and emergency vehicles of  
86 | municipal and county departments, public service corporations  
87 | operated by private corporations, the Fish and Wildlife  
88 | Conservation Commission, the Department of Environmental  
89 | Protection, the Department of Transportation, the Department of  
90 | Agriculture and Consumer Services, and the Department of  
91 | Corrections as are designated or authorized by their respective  
92 | department or the chief of police of an incorporated city or any  
93 | sheriff of any county may operate emergency lights and sirens in  
94 | an emergency. Wreckers, mosquito control fog and spray vehicles,  
95 | and emergency vehicles of governmental departments or public  
96 | service corporations may show or display amber lights when in  
97 | actual operation or when a hazard exists provided they are not  
98 | used going to and from the scene of operation or hazard without  
99 | specific authorization of a law enforcement officer or law  
100 | enforcement agency. Wreckers must use amber rotating or flashing

101 lights while performing recoveries and loading on the roadside  
102 day or night, and may use such lights while towing a vehicle on  
103 wheel lifts, slings, or under reach if the operator of the  
104 wrecker deems such lights necessary. A flatbed, car carrier, or  
105 rollback may not use amber rotating or flashing lights when  
106 hauling a vehicle on the bed unless it creates a hazard to other  
107 motorists because of protruding objects. Further, escort  
108 vehicles may show or display amber lights when in the actual  
109 process of escorting overdimensioned equipment, material, or  
110 buildings as authorized by law. Vehicles owned or leased by  
111 private security agencies may show or display green and amber  
112 lights, with either color being no greater than 50 percent of  
113 the lights displayed, while the security personnel are engaged  
114 in security duties on private or public property.

115 Section 2. Section 316.2398, Florida Statutes, is amended  
116 to read:

117 316.2398 Display or use of red or red and white warning  
118 signals; motor vehicles of volunteer firefighters or medical  
119 staff.—

120 (1) A privately owned vehicle belonging to an active  
121 firefighter member of a regularly organized volunteer  
122 firefighting company or association, while en route to the fire  
123 station for the purpose of proceeding to the scene of a fire or  
124 other emergency or while en route to the scene of a fire or  
125 other emergency in the line of duty as an active firefighter

126 member of a regularly organized firefighting company or  
127 association, may display or use red or red and white warning  
128 signals. ~~or~~ A privately owned vehicle belonging to a medical  
129 staff physician or technician of a medical facility licensed by  
130 the state, while responding to an emergency in the line of duty,  
131 may display or use red warning signals. Warning signals must be  
132 visible from the front and from the rear of such vehicle,  
133 subject to the following restrictions and conditions:

134 (a) No more than two red or red and white warning signals  
135 may be displayed.

136 (b) No inscription of any kind may appear across the face  
137 of the lens of the red or red and white warning signal.

138 (c) In order for an active volunteer firefighter to  
139 display such red or red and white warning signals on his or her  
140 vehicle, the volunteer firefighter must first secure a written  
141 permit from the chief executive officers of the firefighting  
142 organization to use the red or red and white warning signals,  
143 and this permit must be carried by the volunteer firefighter at  
144 all times while the red or red and white warning signals are  
145 displayed.

146 (2) ~~A It is unlawful for any~~ person who is not an active  
147 firefighter member of a regularly organized volunteer  
148 firefighting company or association or a physician or technician  
149 of the medical staff of a medical facility licensed by the state  
150 may not ~~to~~ display on any motor vehicle owned by him or her, at

151 any time, any red or red and white warning signals as described  
152 in subsection (1).

153 (3) ~~It is unlawful for~~ An active volunteer firefighter may  
154 not ~~to~~ operate any red or red and white warning signals as  
155 authorized in subsection (1), except while en route to the fire  
156 station for the purpose of proceeding to the scene of a fire or  
157 other emergency, or while at or en route to the scene of a fire  
158 or other emergency, in the line of duty.

159 (4) ~~It is unlawful for~~ A physician or technician of the  
160 medical staff of a medical facility may not ~~to~~ operate any red  
161 warning signals as authorized in subsection (1), except when  
162 responding to an emergency in the line of duty.

163 (5) A violation of this section is a nonmoving violation,  
164 punishable as provided in chapter 318. In addition, a any  
165 volunteer firefighter who violates this section shall be  
166 dismissed from membership in the firefighting organization by  
167 the chief executive officers thereof.

168 Section 3. Subsection (1) and paragraphs (a), (c), (d),  
169 and (f) of subsection (2) of section 316.302, Florida Statutes,  
170 are amended to read:

171 316.302 Commercial motor vehicles; safety regulations;  
172 transporters and shippers of hazardous materials; enforcement.—

173 (1) Except as otherwise provided in subsection (3):

174 (a) All owners and drivers of commercial motor vehicles  
175 that are operated on the public highways of this state while

176 engaged in interstate commerce are subject to the rules and  
177 regulations contained in 49 C.F.R. parts 382, 385, and 390-397.

178 (b) Except as otherwise provided in this section, all  
179 owners or drivers of commercial motor vehicles that are engaged  
180 in intrastate commerce are subject to the rules and regulations  
181 contained in 49 C.F.R. parts 382, 383, 385, and 390-397, ~~with~~  
182 ~~the exception of 49 C.F.R. s. 390.5 as it relates to the~~  
183 ~~definition of bus,~~ as such rules and regulations existed on  
184 December 31, 2016 ~~2012~~.

185 (c) The emergency exceptions provided by 49 C.F.R. s.  
186 392.82 also apply to communications by utility drivers and  
187 utility contractor drivers during a Level 1 activation of the  
188 State Emergency Operations Center, as provided in the Florida  
189 Comprehensive Emergency Management plan, or during a state of  
190 emergency declared by executive order or proclamation of the  
191 Governor.

192 (d) Except as provided in ~~s. 316.215(5), and except as~~  
193 ~~provided in~~ s. 316.228 for rear overhang lighting and flagging  
194 requirements for intrastate operations, the requirements of this  
195 section supersede all other safety requirements of this chapter  
196 for commercial motor vehicles.

197 (2) (a) A person who operates a commercial motor vehicle  
198 solely in intrastate commerce not transporting any hazardous  
199 material in amounts that require placarding pursuant to 49  
200 C.F.R. part 172 need not comply with 49 C.F.R. ss. 391.11(b)(1)



201 and 395.3 ~~395.3(a) and (b)~~.

202 (c) Except as provided in 49 C.F.R. s. 395.1, a person who  
203 operates a commercial motor vehicle solely in intrastate  
204 commerce not transporting any hazardous material in amounts that  
205 require placarding pursuant to 49 C.F.R. part 172 may not drive  
206 after having been on duty more than 70 hours in any period of 7  
207 consecutive days or more than 80 hours in any period of 8  
208 consecutive days if the motor carrier operates every day of the  
209 week. Thirty-four consecutive hours off duty shall constitute  
210 the end of any such period of 7 or 8 consecutive days. This  
211 weekly limit does not apply to a person who operates a  
212 commercial motor vehicle solely within this state while  
213 transporting, during harvest periods, any unprocessed  
214 agricultural products or unprocessed food or fiber that is  
215 subject to seasonal harvesting from place of harvest to the  
216 first place of processing or storage or from place of harvest  
217 directly to market or while transporting livestock, livestock  
218 feed, or farm supplies directly related to growing or harvesting  
219 agricultural products. Upon request of the Department of Highway  
220 Safety and Motor Vehicles, motor carriers shall furnish time  
221 records or other written verification to that department so that  
222 the Department of Highway Safety and Motor Vehicles can  
223 determine compliance with this subsection. These time records  
224 must be furnished to the Department of Highway Safety and Motor  
225 Vehicles within 2 days after receipt of that department's

226 request. Falsification of such information is subject to a civil  
227 penalty ~~not to exceed \$100. The provisions of~~ This paragraph  
228 does ~~de~~ not apply to operators of farm labor vehicles operated  
229 during a state of emergency declared by the Governor or operated  
230 pursuant to s. 570.07(21)~~,~~ and does ~~de~~ not apply to drivers of  
231 utility service vehicles as defined in 49 C.F.R. s. 395.2.

232 (d) A person who operates a commercial motor vehicle  
233 solely in intrastate commerce not transporting any hazardous  
234 material in amounts that require placarding pursuant to 49  
235 C.F.R. part 172 within a 150 air-mile radius of the location  
236 where the vehicle is based need not comply with 49 C.F.R. s.  
237 395.8~~,~~ if the requirements of 49 C.F.R. s. 395.1(e)(1)(ii),  
238 (iii), ~~395.1(e)(1)(iii)~~ and (v) are met. ~~If a driver is not~~  
239 ~~released from duty within 12 hours after the driver arrives for~~  
240 ~~duty, the motor carrier must maintain documentation of the~~  
241 ~~driver's driving times throughout the duty period.~~

242 (f) A person who operates a commercial motor vehicle  
243 having a ~~declared~~ gross vehicle weight, gross vehicle weight  
244 rating, or gross combined weight rating of less than 26,001  
245 pounds solely in intrastate commerce and who is not transporting  
246 hazardous materials in amounts that require placarding pursuant  
247 to 49 C.F.R. part 172~~,~~ ~~or who is transporting petroleum products~~  
248 ~~as defined in s. 376.301,~~ is exempt from subsection (1).  
249 However, such person must comply with 49 C.F.R. parts 382, 392,  
250 and 393~~,~~ and with 49 C.F.R. ss. 396.3(a)(1) and 396.9.

251 Section 4. Paragraph (a) of subsection (6) of section  
 252 316.3025, Florida Statutes, is amended to read:

253 316.3025 Penalties.—

254 (6) (a) A driver who violates 49 C.F.R. s. 392.80, which  
 255 prohibits texting while operating a commercial motor vehicle, or  
 256 49 C.F.R. s. 392.82, which prohibits using a handheld mobile  
 257 telephone while operating a commercial motor vehicle, may be  
 258 assessed a civil penalty ~~and commercial driver license~~  
 259 ~~disqualification~~ as follows:

260 1. First violation: \$500.

261 2. Second violation: \$1,000 ~~and a 60-day commercial driver~~  
 262 ~~license disqualification pursuant to 49 C.F.R. part 383.~~

263 3. Third and subsequent violations: \$2,750 ~~and a 120-day~~  
 264 ~~commercial driver license disqualification pursuant to 49 C.F.R.~~  
 265 ~~part 383.~~

266 Section 5. Subsection (24) of section 320.01, Florida  
 267 Statutes, is amended to read:

268 320.01 Definitions, general.—As used in the Florida  
 269 Statutes, except as otherwise provided, the term:

270 (24) "Apportionable vehicle" means any vehicle, except  
 271 recreational vehicles, vehicles displaying restricted plates,  
 272 city pickup and delivery vehicles, ~~buses used in transportation~~  
 273 ~~of chartered parties,~~ and government-owned vehicles, which is  
 274 used or intended for use in two or more member jurisdictions  
 275 that allocate or proportionally register vehicles and which is

276 used for the transportation of persons for hire or is designed,  
 277 used, or maintained primarily for the transportation of property  
 278 and:

279 (a) Is a power unit having a gross vehicle weight in  
 280 excess of 26,000 pounds;

281 (b) Is a power unit having three or more axles, regardless  
 282 of weight; or

283 (c) Is used in combination, when the weight of such  
 284 combination exceeds 26,000 pounds gross vehicle weight.

285

286 Vehicles, or combinations thereof, having a gross vehicle weight  
 287 of 26,000 pounds or less and two-axle vehicles may be  
 288 proportionally registered.

289 Section 6. Paragraph (b) of subsection (1) of section  
 290 320.06, Florida Statutes, is amended to read:

291 320.06 Registration certificates, license plates, and  
 292 validation stickers generally.—

293 (1)

294 (b)1. Registration license plates bearing a graphic symbol  
 295 and the alphanumeric system of identification shall be issued  
 296 for a 10-year period. At the end of the 10-year period, upon  
 297 renewal, the plate shall be replaced. The department shall  
 298 extend the scheduled license plate replacement date from a 6-  
 299 year period to a 10-year period. The fee for such replacement is  
 300 \$28, \$2.80 of which shall be paid each year before the plate is

301 replaced, to be credited toward the next \$28 replacement fee.  
302 The fees shall be deposited into the Highway Safety Operating  
303 Trust Fund. A credit or refund may not be given for any prior  
304 years' payments of the prorated replacement fee if the plate is  
305 replaced or surrendered before the end of the 10-year period,  
306 except that a credit may be given if a registrant is required by  
307 the department to replace a license plate under s.  
308 320.08056(8)(a). With each license plate, a validation sticker  
309 shall be issued showing the owner's birth month, license plate  
310 number, and the year of expiration or the appropriate renewal  
311 period if the owner is not a natural person. The validation  
312 sticker shall be placed on the upper right corner of the license  
313 plate. The license plate and validation sticker shall be issued  
314 based on the applicant's appropriate renewal period. The  
315 registration period is 12 months, the extended registration  
316 period is 24 months, and all expirations occur based on the  
317 applicant's appropriate registration period.

318 2. A vehicle that has an apportioned registration shall be  
319 issued an annual license plate and a cab card that denote the  
320 declared gross vehicle weight for each apportioned jurisdiction  
321 in which the vehicle is authorized to operate. This subparagraph  
322 expires October 1, 2018.

323 3. Beginning October 1, 2018, a vehicle registered in  
324 accordance with the International Registration Plan shall be  
325 issued a license plate for a 5-year period, an annual cab card

326 denoting the declared gross vehicle weight, and an annual  
327 validation sticker showing the month and year of expiration. The  
328 validation sticker shall be placed in the center of the license  
329 plate. The license plate and validation sticker shall be issued  
330 based on the applicant's appropriate renewal period. The  
331 registration period is 12 months. The fee for an original and a  
332 renewed cab card is \$28. This fee shall be deposited into the  
333 Highway Safety Operating Trust Fund. If the license plate is  
334 damaged or worn, it may be replaced at no charge by applying to  
335 the department and surrendering the current license plate.

336 4.2. In order to retain the efficient administration of  
337 the taxes and fees imposed by this chapter, the 80-cent fee  
338 increase in the replacement fee imposed by chapter 2009-71, Laws  
339 of Florida, is negated as provided in s. 320.0804.

340 Section 7. Section 320.0605, Florida Statutes, is amended  
341 to read:

342 320.0605 Certificate of registration; possession required;  
343 exception.—

344 (1) (a) The registration certificate or an official copy  
345 thereof, a true copy or electronic copy of rental or lease  
346 documentation issued for a motor vehicle or issued for a  
347 replacement vehicle in the same registration period, a temporary  
348 receipt printed upon self-initiated electronic renewal of a  
349 registration via the Internet, or a cab card issued for a  
350 vehicle registered under the International Registration Plan

351 shall, at all times while the vehicle is being used or operated  
352 on the roads of this state, be in the possession of the operator  
353 thereof or be carried in the vehicle for which issued and shall  
354 be exhibited upon demand of any authorized law enforcement  
355 officer or any agent of the department, except for a vehicle  
356 registered under s. 320.0657. ~~The provisions of~~ This section  
357 does ~~de~~ not apply during the first 30 days after purchase of a  
358 replacement vehicle. A violation of this section is a  
359 noncriminal traffic infraction, punishable as a nonmoving  
360 violation as provided in chapter 318.

361 (b)1. The act of presenting to a law enforcement officer  
362 or agent of the department an electronic device displaying an  
363 electronic copy of rental or lease documentation does not  
364 constitute consent for the officer or agent to access any  
365 information on the device other than the displayed rental or  
366 lease documentation.

367 2. The person who presents the device to the officer or  
368 agent assumes the liability for any resulting damage to the  
369 device.

370 (2) Rental or lease documentation that is sufficient to  
371 satisfy the requirement in subsection (1) includes the  
372 following:

- 373 (a) ~~Date of rental~~ and time of ~~exit from~~ rental facility;  
374 (b) Rental station identification;  
375 (c) Rental agreement number;

- 376 (d) Rental vehicle identification number;  
377 (e) Rental vehicle license plate number and state of  
378 registration;  
379 (f) Vehicle's make, model, and color;  
380 (g) Vehicle's mileage; and  
381 (h) Authorized renter's name.

382 Section 8. Subsection (5) of section 320.0607, Florida  
383 Statutes, is amended to read:

384 320.0607 Replacement license plates, validation decal, or  
385 mobile home sticker.—

386 (5) Upon the issuance of an original license plate, the  
387 applicant shall pay a fee of \$28 to be deposited in the Highway  
388 Safety Operating Trust Fund. Beginning October 1, 2018, this  
389 subsection does not apply to a vehicle registered under the  
390 International Registration Plan.

391 Section 9. Paragraph (d) of subsection (70) of section  
392 320.08058, Florida Statutes, is amended to read:

393 320.08058 Specialty license plates.—

394 (70) HISPANIC ACHIEVERS LICENSE PLATES.—

395 ~~(d) Effective July 1, 2014, the Hispanic Achievers license~~  
396 ~~plate will shift into the presale voucher phase, as provided in~~  
397 ~~s. 320.08053(2)(b). National Hispanic Corporate Achievers, Inc.,~~  
398 ~~shall have 24 months to record a minimum of 1,000 sales. Sales~~  
399 ~~include existing active plates and vouchers sold subsequent to~~  
400 ~~July 1, 2014. During the voucher period, new plates may not be~~



401 ~~issued, but existing plates may be renewed. If, at the~~  
402 ~~conclusion of the 24-month presale period, the requirement of a~~  
403 ~~minimum of 1,000 sales has been met, the department shall resume~~  
404 ~~normal distribution of the Hispanic Achievers license plate. If,~~  
405 ~~after 24 months, the minimum of 1,000 sales has not been met,~~  
406 ~~the department shall discontinue the Hispanic Achievers license~~  
407 ~~plate. This subsection is repealed June 30, 2016.~~

408 Section 10. Section 320.0875, Florida Statutes, is created  
409 to read:

410 320.0875 Purple Heart special motorcycle license plate.-

411 (1) Upon application to the department and payment of the  
412 license tax for the motorcycle as provided in s. 320.08, a  
413 resident of the state who owns or leases a motorcycle that is  
414 not used for hire or commercial use shall be issued a Purple  
415 Heart special motorcycle license plate if he or she provides  
416 documentation acceptable to the department that he or she is a  
417 recipient of the Purple Heart medal.

418 (2) The Purple Heart special motorcycle license plate  
419 shall be stamped with the term "Combat-wounded Veteran" followed  
420 by the serial number of the license plate. The Purple Heart  
421 special motorcycle license plate may have the term "Purple  
422 Heart" stamped on the plate and the likeness of the Purple Heart  
423 medal appearing on the plate.

424 Section 11. Paragraph (a) of subsection (1) of section  
425 320.089, Florida Statutes, is amended to read:

426           320.089 ~~Veterans of the United States Armed Forces;~~  
 427 ~~members of National Guard; survivors of Pearl Harbor; Purple~~  
 428 ~~Heart medal recipients; active or retired United States Armed~~  
 429 ~~Forces reservists; Combat Infantry Badge, Combat Medical Badge,~~  
 430 ~~or Combat Action Badge recipients; Combat Action Ribbon~~  
 431 ~~recipients; Air Force Combat Action Medal recipients;~~  
 432 ~~Distinguished Flying Cross recipients; former prisoners of war;~~  
 433 ~~Korean War Veterans; Vietnam War Veterans; Operation Desert~~  
 434 ~~Shield Veterans; Operation Desert Storm Veterans; Operation~~  
 435 ~~Enduring Freedom Veterans; Operation Iraqi Freedom Veterans;~~  
 436 ~~Women Veterans; World War II Veterans; and Navy Submariners;~~  
 437 Special license plates for military servicemembers, veterans,  
 438 and Pearl Harbor Survivors; ~~fee.-~~

439           (1) (a) Upon application to the department and payment of  
 440 the license tax for the vehicle as provided in s. 320.08, a  
 441 resident of the state who owns or leases ~~Each owner or lessee of~~  
 442 an automobile or truck for private use or recreational vehicle  
 443 as specified in s. 320.08(9)(c) or (d), which is not used for  
 444 hire or commercial use, shall be issued a license plate pursuant  
 445 to the following if the applicant provides the department with  
 446 proof he or she meets the qualifications listed in this section  
 447 for the applicable license plate:

448           1. A person released or discharged from any branch ~~who is~~  
 449 ~~a resident of the state and a veteran~~ of the United States Armed  
 450 Forces shall be issued a license plate stamped with the term

451 "Veteran" or ~~a~~ "Woman Veteran" followed by the serial number of  
452 the license plate.

453 2. A World War II Veteran shall be issued a license plate  
454 stamped with the term "WWII Veteran" followed by the serial  
455 number of the license plate.

456 3. A Navy Submariner shall be issued a license plate  
457 stamped with the term "Navy Submariner" followed by the serial  
458 number of the license plate.

459 4. An active or retired member of the Florida National  
460 Guard shall be issued a license plate stamped with the term  
461 "National Guard" followed by the serial number of the license  
462 plate.

463 5. A member of the Pearl Harbor Survivors Association or  
464 other person on active military duty in Pearl Harbor on December  
465 7, 1941, shall be issued a license plate stamped with the term  
466 "Pearl Harbor Survivor" followed by the serial number of the  
467 license plate. ~~a survivor of the attack on Pearl Harbor,~~

468 6. A recipient of the Purple Heart medal shall be issued a  
469 license plate stamped with the term "Combat-wounded Veteran"  
470 followed by the serial number of the license plate. The Purple  
471 Heart plate may have the term "Purple Heart" stamped on the  
472 plate and the likeness of the Purple Heart medal appearing on  
473 the plate.

474 7. An active or retired member of any branch of the United  
475 States Armed Forces Reserve shall be issued a license plate

476 stamped with the term "U.S. Reserve" followed by the serial  
477 number of the license plate.

478 8. A member of the Combat Infantrymen's Association, Inc.,  
479 or a recipient of the Combat Infantry Badge, Combat Medical  
480 Badge, Combat Action Badge, Combat Action Ribbon, or Air Force  
481 Combat Action Medal shall be issued a license plate stamped with  
482 the term "Combat Infantry Badge," "Combat Medical Badge,"  
483 "Combat Action Badge," "Combat Action Ribbon," or "Air Force  
484 Combat Action Medal," as appropriate, and a likeness of the  
485 related campaign medal or badge, followed by the serial number  
486 of the license plate.

487 9. A recipient of the, ~~or~~ Distinguished Flying Cross shall  
488 be issued a license plate stamped with the term "Distinguished  
489 Flying Cross" and a likeness of the Distinguished Flying Cross  
490 followed by the serial number of the license plate.

491 10. A recipient of the Bronze Star shall be issued a  
492 license plate stamped with the term "Bronze Star" and a likeness  
493 of the Bronze Star followed by the serial number of the license  
494 plate, ~~upon application to the department, accompanied by proof~~  
495 ~~of release or discharge from any branch of the United States~~  
496 ~~Armed Forces, proof of active membership or retired status in~~  
497 ~~the Florida National Guard, proof of membership in the Pearl~~  
498 ~~Harbor Survivors Association or proof of active military duty in~~  
499 ~~Pearl Harbor on December 7, 1941, proof of being a Purple Heart~~  
500 ~~medal recipient, proof of active or retired membership in any~~

501 ~~branch of the United States Armed Forces Reserve, or proof of~~  
502 ~~membership in the Combat Infantrymen's Association, Inc., proof~~  
503 ~~of being a recipient of the Combat Infantry Badge, Combat~~  
504 ~~Medical Badge, Combat Action Badge, Combat Action Ribbon, Air~~  
505 ~~Force Combat Action Medal, or Distinguished Flying Cross, and~~  
506 ~~upon payment of the license tax for the vehicle as provided in~~  
507 ~~s. 320.08, shall be issued a license plate as provided by s.~~  
508 ~~320.06 which, in lieu of the serial numbers prescribed by s.~~  
509 ~~320.06, is stamped with the words "Veteran," "Woman Veteran,"~~  
510 ~~"WWII Veteran," "Navy Submariner," "National Guard," "Pearl~~  
511 ~~Harbor Survivor," "Combat wounded veteran," "U.S. Reserve,"~~  
512 ~~"Combat Infantry Badge," "Combat Medical Badge," "Combat Action~~  
513 ~~Badge," "Combat Action Ribbon," "Air Force Combat Action Medal,"~~  
514 ~~or "Distinguished Flying Cross," as appropriate, and a likeness~~  
515 ~~of the related campaign medal or badge, followed by the serial~~  
516 ~~number of the license plate. Additionally, the Purple Heart~~  
517 ~~plate may have the words "Purple Heart" stamped on the plate and~~  
518 ~~the likeness of the Purple Heart medal appearing on the plate.~~

519 Section 12. Section 320.133, Florida Statutes, is amended  
520 to read:

521 320.133 Transporter license plates.-

522 (1) As used in this section, the term "transporter license  
523 plate eligible business" means a business engaged in the limited  
524 operation of an unregistered motor vehicle or a reposessor who  
525 contracts with lending institutions to repossess or recover

526 motor vehicles or mobile homes.

527 (2) A person is not eligible to purchase or renew a  
528 transporter license plate unless he or she provides proof  
529 satisfactory to the department that his or her business is a  
530 transporter license plate eligible business.

531 (3) The application for qualification as a transporter  
532 license plate eligible business must be on a form prescribed by  
533 the department and must contain the legal name of the person or  
534 persons applying for the license plate, the name of the  
535 business, and the principal or principals of the business. The  
536 application must describe the exact physical location of the  
537 place of business within the state. This location must be  
538 available at all reasonable hours for transporter license plate  
539 records inspection by the department or any law enforcement  
540 agency. The application must contain proof of a garage liability  
541 insurance policy or a business automobile policy in the amount  
542 of at least \$100,000, and the certificate of insurance must  
543 indicate the number of transporter license plates reported to  
544 the insurance company. Such coverage shall be maintained for the  
545 entire registration period. Upon seeking initial qualification,  
546 the applicant must provide documentation proving that the  
547 business is registered with the Division of Corporations of the  
548 Department of State to conduct business in the state. The  
549 business must indicate how it meets the qualification as a  
550 transporter license plate eligible business by describing in

551 detail the business processes that require the use of a  
552 transporter license plate.

553 (4) (a) ~~(1)~~ The department may ~~is authorized to~~ issue a  
554 transporter license plate to an ~~any~~ applicant who is not a  
555 licensed dealer and is qualified as a transporter license plate  
556 eligible business, ~~incidental to the conduct of his or her~~  
557 business, ~~engages in the transporting of motor vehicles which~~  
558 are not currently registered to any owner and which do not have  
559 license plates, upon payment of the license tax imposed by s.  
560 320.08(15) for each transporter ~~such~~ license plate and upon  
561 proof of ~~liability~~ insurance as described in subsection (3)  
562 coverage ~~in the amount of \$100,000 or more.~~ The proof of  
563 insurance must indicate the number of transporter license plates  
564 reported to the insurance company, which shall be the maximum  
565 number of transporter license plates issued to the applicant.

566 ~~Such~~ A transporter license plate is only valid for use on an  
567 unregistered ~~any~~ motor vehicle in the possession of the  
568 transporter while the motor vehicle is being transported in the  
569 course of the transporter's business and must not be attached to  
570 any vehicle owned by the transporter or his or her business for  
571 which registration would otherwise be required. A person who  
572 sells or unlawfully possesses, distributes, or brokers a  
573 transporter license plate to be attached to any vehicle commits  
574 a misdemeanor of the second degree, punishable as provided in s.  
575 775.082 or s. 775.083. Any and all transporter license plates

576 issued are subject to cancellation by the department.

577 (b) A person who knowingly and willfully sells or  
578 unlawfully possesses, distributes, or brokers a transporter  
579 license plate to avoid registering a vehicle requiring  
580 registration pursuant to this chapter or chapter 319 commits a  
581 misdemeanor of the first degree, punishable as provided in s.  
582 775.082 or s. 775.083, and is disqualified from transporter  
583 license plate usage. All transporter license plates issued to  
584 the person's business shall be canceled and must be returned to  
585 the department immediately upon disqualification. The  
586 transporter license plate is subject to removal as provided in  
587 subsection (9), and any and all transporter plates issued are  
588 subject to cancellation by the department.

589 (5) A transporter license plate eligible business issued a  
590 transporter license plate must maintain for 2 years, at its  
591 location, records of each use of each transporter license plate  
592 and evidence that the plate was used as required by this  
593 chapter. Such records must be open to inspection by the  
594 department or its agents or any law enforcement officer during  
595 reasonable business hours. A person who fails to maintain true  
596 and accurate records of any transporter license plate usage or  
597 comply with this subsection commits a misdemeanor of the second  
598 degree, punishable as provided in s. 775.082 or s. 775.083, may  
599 be subject to cancellation of any and all transporter license  
600 plates issued, and is automatically disqualified from future



601 transporter license plate issuance.

602 (6) When attached to a motor vehicle, a transporter  
603 license plate issued under this section must be accompanied by  
604 the registration issued for the license plate by the department  
605 and proof of insurance as described in subsection (3). A person  
606 who operates a motor vehicle with a transporter license plate  
607 attached who fails to provide the documentation listed in this  
608 subsection commits a misdemeanor of the second degree,  
609 punishable as provided in s. 775.082 or s. 775.083, and the  
610 license plate is subject to removal as provided in subsection  
611 (9). This subsection does not apply to a person who contracts  
612 with dealers and auctions to transport motor vehicles.

613 (7)~~(2)~~ A license plate issued pursuant to subsection (4)  
614 ~~(1)~~ must be in a distinctive color approved by the department,  
615 and the word "transporter" must appear on the face of the  
616 license plate in place of the county name.

617 (8)~~(3)~~ An initial registration or renewal ~~A license plate~~  
618 ~~issued under this section is valid for a period of 12 months,~~  
619 ~~beginning January 1 and ending December 31. A~~ No refund of the  
620 license tax imposed may not be provided for any unexpired  
621 portion of a license period.

622 (9) A license plate attached to a motor vehicle in  
623 violation of subsection (4) or subsection (6) must be  
624 immediately removed by law enforcement from the motor vehicle to  
625 which it was attached and surrendered to the department by the

626 law enforcement agency for cancellation.

627 Section 13. Section 321.25, Florida Statutes, is amended  
628 to read:

629 321.25 Training provided at patrol schools; reimbursement  
630 of tuition and other course expenses.-

631 (1) The Department of Highway Safety and Motor Vehicles  
632 may is authorized to provide for the training of law enforcement  
633 officials and individuals in matters relating to the duties,  
634 functions, and powers of the Florida Highway Patrol in the  
635 schools established by the department for the training of  
636 highway patrol candidates and officers. The Department of  
637 Highway Safety and Motor Vehicles may is authorized to charge a  
638 fee for providing the training authorized by this section. The  
639 fee shall be charged to persons attending the training. The fee  
640 shall be based on the Department of Highway Safety and Motor  
641 Vehicles' costs for providing the training, and such costs may  
642 include, but are not limited to, tuition, lodging, and meals.  
643 Revenues from the fees shall be used to offset the Department of  
644 Highway Safety and Motor Vehicles' costs for providing the  
645 training. The cost of training local enforcement officers shall  
646 be paid for by their respective offices, counties, or  
647 municipalities, as the case may be. Such cost shall be deemed a  
648 proper county or municipal expense or a proper expenditure of  
649 the office of sheriff.

650 (2) Notwithstanding s. 943.16, a person who attends

651 training under subsection (1) at the expense of the Department  
652 of Highway Safety and Motor Vehicles must remain in the  
653 employment or appointment of the Florida Highway Patrol for at  
654 least 3 years. Once employed, if the person fails to remain  
655 employed by the Florida Highway Patrol for at least 3 years from  
656 the first date of employment, the person must pay the cost of  
657 tuition and other course expenses to the Department of Highway  
658 Safety and Motor Vehicles. For purposes of this section, the  
659 term "other course expenses" may include the cost of meals and  
660 lodging.

661 (3) The Department of Highway Safety and Motor Vehicles  
662 may institute a civil action to collect the cost of tuition and  
663 other course expenses if it is not reimbursed pursuant to  
664 subsection (2), provided that the Florida Highway Patrol gave  
665 written notification to the person of the 3-year employment  
666 commitment during the employment screening process and the  
667 person returned signed acknowledgment of receipt of such  
668 notification.

669 (4) Notwithstanding any other provision of this section,  
670 the Department of Highway Safety and Motor Vehicles may waive a  
671 person's requirement of reimbursement in part or in full when  
672 the person terminates employment due to hardship or extenuating  
673 circumstances.

674 Section 14. Subsection (4) of section 322.01, Florida  
675 Statutes, is amended to read:

676 322.01 Definitions.—As used in this chapter:

677 (4) "Authorized emergency vehicle" means a vehicle that is  
 678 equipped with extraordinary audible and visual warning devices,  
 679 that is authorized by s. 316.2397 to display red, red and white,  
 680 or blue lights, and that is on call to respond to emergencies.  
 681 The term includes, but is not limited to, ambulances, law  
 682 enforcement vehicles, fire trucks, and other rescue vehicles.  
 683 The term does not include wreckers, utility trucks, or other  
 684 vehicles that are used only incidentally for emergency purposes.

685 Section 15. Paragraph (e) of subsection (8) of section  
 686 322.051, Florida Statutes, is amended to read:

687 322.051 Identification cards.—

688 (8)

689 (e)1. Upon request by a person who has posttraumatic  
 690 stress disorder, traumatic brain injury, or a developmental  
 691 disability, or by a parent or guardian of a child or ward who  
 692 has posttraumatic stress disorder, traumatic brain injury, or a  
 693 developmental disability, the department shall issue an  
 694 identification card exhibiting a capital "D" for the person,  
 695 child, or ward if the person or the parent or guardian of the  
 696 child or ward submits:

697 a. Payment of an additional \$1 fee; and

698 b. Proof acceptable to the department of a diagnosis by a  
 699 licensed physician of a developmental disability as defined in  
 700 s. 393.063, posttraumatic stress disorder, or traumatic brain

701 injury.

702 2. The department shall deposit the additional \$1 fee into  
703 the Agency for Persons with Disabilities Operations and  
704 Maintenance Trust Fund under s. 20.1971(2).

705 3. A replacement identification card that includes the  
706 designation may be issued without payment of the fee required  
707 under s. 322.21(1)(f).

708 4. The department shall develop rules to facilitate the  
709 issuance, requirements, and oversight of developmental  
710 disability identification cards under this section.

711 Section 16. Subsection (5) of section 322.091, Florida  
712 Statutes, is amended to read:

713 322.091 Attendance requirements.—

714 (5) REPORTING AND ACCOUNTABILITY.—The department shall  
715 make available, upon request, a report ~~quarterly~~ to each school  
716 district of the legal name, sex, date of birth, and social  
717 security number of each student whose driving privileges have  
718 been suspended under this section.

719 Section 17. Paragraph (b) of subsection (1) of section  
720 322.17, Florida Statutes, is amended to read:

721 322.17 Replacement licenses, identification cards, and  
722 permits.—

723 (1)

724 (b) In the event that an instruction permit, ~~or~~ driver  
725 license, or identification card issued under ~~the provisions of~~

726 | this chapter is stolen, the person to whom the same was issued  
 727 | may, at no charge, obtain a replacement upon furnishing proof  
 728 | satisfactory to the department that such permit, ~~or~~ license, or  
 729 | identification card was stolen and further furnishing the  
 730 | person's full name, date of birth, sex, residence and mailing  
 731 | address, proof of birth satisfactory to the department, and  
 732 | proof of identity satisfactory to the department.

733 | Section 18. Paragraphs (e) and (i) of subsection (1) of  
 734 | section 322.21, Florida Statutes, are amended, and subsection  
 735 | (10) is added to that section, to read:

736 | 322.21 License fees; procedure for handling and collecting  
 737 | fees.—

738 | (1) Except as otherwise provided herein, the fee for:

739 | (e) A replacement driver license issued pursuant to s.  
 740 | 322.17 is \$25. Of this amount, \$7 shall be deposited into the  
 741 | Highway Safety Operating Trust Fund and \$18 shall be deposited  
 742 | into the General Revenue Fund. ~~Beginning July 1, 2015, or upon~~  
 743 | ~~completion of the transition of driver license issuance~~  
 744 | ~~services,~~ If the replacement driver license is issued by the tax  
 745 | collector, the tax collector shall retain the \$7 that would  
 746 | otherwise be deposited into the Highway Safety Operating Trust  
 747 | Fund and the remaining revenues shall be deposited into the  
 748 | General Revenue Fund.

749 | ~~(i) The specialty driver license or identification card~~  
 750 | ~~issued pursuant to s. 322.1415 is \$25, which is in addition to~~

751 ~~other fees required in this section. The fee shall be~~  
752 ~~distributed as follows:~~

753 ~~1. Fifty percent shall be distributed as provided in s.~~  
754 ~~320.08058 to the appropriate state or independent university,~~  
755 ~~professional sports team, or branch of the United States Armed~~  
756 ~~Forces.~~

757 ~~2. Fifty percent shall be distributed to the department~~  
758 ~~for costs directly related to the specialty driver license and~~  
759 ~~identification card program and to defray the costs associated~~  
760 ~~with production enhancements and distribution.~~

761 (10) An applicant who submits an application for a renewal  
762 or replacement driver license or identification card to the  
763 department using a convenience service shall be provided with an  
764 option for expedited shipping whereby the department, at the  
765 applicant's request, shall issue the license or identification  
766 card within 5 working days after receipt of the application and  
767 ship the license or identification card using an expedited mail  
768 service. A fee shall be charged for the expedited shipping  
769 option, not to exceed the cost of the expedited mail service,  
770 which is in addition to fees imposed by s. 322.051 or this  
771 section, or for the convenience service. Fees collected for the  
772 expedited shipping option shall be deposited into the Highway  
773 Safety Operating Trust Fund.

774 Section 19. Subsection (1) of section 322.61, Florida  
775 Statutes, is amended, and subsection (2) of that section is

776 reenacted, to read:

777 322.61 Disqualification from operating a commercial motor  
778 vehicle.—

779 (1) A person who, for offenses occurring within a 3-year  
780 period, is convicted of two of the following serious traffic  
781 violations, or any combination thereof, arising in separate  
782 incidents committed in a commercial motor vehicle shall, in  
783 addition to any other applicable penalties, be disqualified from  
784 operating a commercial motor vehicle for a period of 60 days. A  
785 holder of a commercial driver license or commercial learner's  
786 permit who, for offenses occurring within a 3-year period, is  
787 convicted of two of the following serious traffic violations, or  
788 any combination thereof, arising in separate incidents committed  
789 in a noncommercial motor vehicle shall, in addition to any other  
790 applicable penalties, be disqualified from operating a  
791 commercial motor vehicle for a period of 60 days if such  
792 convictions result in the suspension, revocation, or  
793 cancellation of the licenseholder's driving privilege:

794 (a) A violation of any state or local law relating to  
795 motor vehicle traffic control, other than a parking violation,  
796 arising in connection with a crash resulting in death;

797 (b) Reckless driving, as defined in s. 316.192;

798 (c) Unlawful speed of 15 miles per hour or more above the  
799 posted speed limit;

800 (d) Improper lane change, as defined in s. 316.085;



801 (e) Following too closely, as defined in s. 316.0895;  
 802 (f) Texting while driving a commercial motor vehicle, as  
 803 prohibited by 49 C.F.R. s. 392.80;  
 804 (g) Using a handheld mobile telephone while driving a  
 805 commercial motor vehicle, as prohibited by 49 C.F.R. s. 392.82;  
 806 (h)~~(f)~~ Driving a commercial vehicle without obtaining a  
 807 commercial driver license;  
 808 (i)~~(g)~~ Driving a commercial vehicle without the proper  
 809 class of commercial driver license or commercial learner's  
 810 permit or without the proper endorsement; or  
 811 (j)~~(h)~~ Driving a commercial vehicle without a commercial  
 812 driver license or commercial learner's permit in possession, as  
 813 required by s. 322.03.  
 814 (2) (a) Any person who, for offenses occurring within a 3-  
 815 year period, is convicted of three serious traffic violations  
 816 specified in subsection (1) or any combination thereof, arising  
 817 in separate incidents committed in a commercial motor vehicle  
 818 shall, in addition to any other applicable penalties, including  
 819 but not limited to the penalty provided in subsection (1), be  
 820 disqualified from operating a commercial motor vehicle for a  
 821 period of 120 days.  
 822 (b) A holder of a commercial driver license or commercial  
 823 learner's permit who, for offenses occurring within a 3-year  
 824 period, is convicted of three serious traffic violations  
 825 specified in subsection (1) or any combination thereof arising

826 | in separate incidents committed in a noncommercial motor vehicle  
827 | shall, in addition to any other applicable penalties, including,  
828 | but not limited to, the penalty provided in subsection (1), be  
829 | disqualified from operating a commercial motor vehicle for a  
830 | period of 120 days if such convictions result in the suspension,  
831 | revocation, or cancellation of the licenseholder's driving  
832 | privilege.

833 |       Section 20. This act shall take effect October 1, 2017.