

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Brodeur offered the following:

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3 **Amendment to Amendment (945880) (with title amendment)**

4 Between lines 1499 and 1500 of the amendment, insert:

5 Section 39. Subsection (1) of section 322.12, Florida  
6 Statutes, is amended to read:

7 322.12 Examination of applicants.—

8 (1) It is the intent of the Legislature that every  
9 applicant for an original driver license in this state be  
10 required to pass an examination pursuant to this section.  
11 However, the department may waive the knowledge, endorsement,  
12 and skills tests for an applicant who is otherwise qualified and  
13 who surrenders a valid driver license from another state or a

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14 province of Canada, or a valid driver license issued by the  
15 United States Armed Forces, if the driver applies for a Florida  
16 license of an equal or lesser classification. An ~~Any~~ applicant  
17 who fails to pass the initial knowledge test incurs a \$10 fee  
18 for each subsequent test, to be deposited into the Highway  
19 Safety Operating Trust Fund; however, if a subsequent test is  
20 administered by the tax collector, the tax collector shall  
21 retain the \$10 fee, less the general revenue service charge set  
22 forth in s. 215.20(1). An ~~Any~~ applicant who fails to pass the  
23 initial skills test incurs a \$20 fee for each subsequent test,  
24 to be deposited into the Highway Safety Operating Trust Fund;  
25 however, if a subsequent test is administered by the tax  
26 collector, the tax collector shall retain the \$20 fee, less the  
27 general revenue service charge set forth in s. 215.20(1). A  
28 person who seeks to retain a hazardous-materials endorsement,  
29 pursuant to s. 322.57(1)(e), must pass the hazardous-materials  
30 test, upon surrendering his or her commercial driver license, if  
31 the person has not taken and passed the hazardous-materials test  
32 within 2 years before applying for a commercial driver license  
33 in this state.

34 Section 40. Subsection (8) of section 322.21, Florida  
35 Statutes, is amended to read:

36 322.21 License fees; procedure for handling and collecting  
37 fees.—

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38 (8) ~~A Any~~ person who applies for reinstatement following  
39 the suspension or revocation of the person's driver license must  
40 pay a service fee of \$45 following a suspension, and \$75  
41 following a revocation, which is in addition to the fee for a  
42 license. ~~A Any~~ person who applies for reinstatement of a  
43 commercial driver license following the disqualification of the  
44 person's privilege to operate a commercial motor vehicle shall  
45 pay a service fee of \$75, which is in addition to the fee for a  
46 license. The department shall collect all of these fees at the  
47 time of reinstatement. The department shall issue proper  
48 receipts for such fees and shall promptly transmit all funds  
49 received by it as follows:

50 (a) Of the \$45 fee received from a licensee for  
51 reinstatement following a suspension:

52 1. If the reinstatement is processed by the department,  
53 the department shall deposit \$15 in the General Revenue Fund and  
54 \$30 in the Highway Safety Operating Trust Fund.

55 2. If the reinstatement is processed by the tax collector,  
56 the tax collector shall retain \$15, less the general revenue  
57 service charge set forth in s. 215.20(1), and deposit \$15 in the  
58 General Revenue Fund and \$15 in the Highway Safety Operating  
59 Trust Fund.

60 (b) Of the \$75 fee received from a licensee for  
61 reinstatement following a revocation or disqualification:

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62        1. If the reinstatement is processed by the department,  
63 the department shall deposit \$35 in the General Revenue Fund and  
64 \$40 in the Highway Safety Operating Trust Fund.

65        2. If the reinstatement is processed by the tax collector,  
66 the tax collector shall retain \$20, less the general revenue  
67 service charge set forth in s. 215.20(1), and deposit \$35 in the  
68 General Revenue Fund and \$20 in the Highway Safety Operating  
69 Trust Fund.

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71 If the revocation or suspension of the driver license was for a  
72 violation of s. 316.193, or for refusal to submit to a lawful  
73 breath, blood, or urine test, an additional fee of \$130 must be  
74 charged. However, only one \$130 fee may be collected from one  
75 person convicted of violations arising out of the same incident.  
76 The department shall collect the \$130 fee and deposit the fee  
77 into the Highway Safety Operating Trust Fund at the time of  
78 reinstatement of the person's driver license, but the fee may  
79 not be collected if the suspension or revocation is overturned.  
80 If the revocation or suspension of the driver license was for a  
81 conviction for a violation of s. 817.234(8) or (9) or s.  
82 817.505, an additional fee of \$180 is imposed for each offense.  
83 The department shall collect and deposit the additional fee into  
84 the Highway Safety Operating Trust Fund at the time of  
85 reinstatement of the person's driver license.  
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**T I T L E   A M E N D M E N T**

Between lines 2137 and 2138 of the amendment, insert:  
amending s. 322.12, F.S.; authorizing tax collectors  
to retain certain fees if they administer driver  
license knowledge tests; amending s. 322.21, F.S.;  
authorizing tax collectors to retain certain fees if  
they process the reinstatement of certain driver  
licenses;