

By Senator Brodeur

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1 A bill to be entitled
2 An act relating to driver history records; amending s.
3 322.20, F.S.; prohibiting the Department of Highway
4 Safety and Motor Vehicles from releasing driver
5 history records to third parties which include certain
6 notations or records; providing an effective date.

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

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10 Section 1. Subsection (3) of section 322.20, Florida
11 Statutes, is amended to read:

12 322.20 Records of the department; fees; destruction of
13 records.—

14 (3) The department shall maintain convenient records or
15 make suitable notations, in order that the individual driver
16 history record of each licensee is readily available for the
17 consideration of the department upon application for renewal of
18 a license and at other suitable times.

19 (a) The release by the department of the driver history
20 record, with respect to crashes involving a licensee, shall not
21 include any notation or record of the occurrence of a motor
22 vehicle crash unless the licensee received a traffic citation as
23 a direct result of the crash, and to this extent such notation
24 or record is exempt from the provisions of s. 119.07(1).

25 (b) The release by the department of the driver history
26 record to a third party shall not include any notation or record
27 of a uniform traffic citation or an election made under s.
28 318.14(9) for the citation if, pursuant to the department's
29 records retention schedule, the citation would otherwise have

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30 been excluded from the driver history record if the election
31 under s. 318.14(9) was not made.

32 Section 2. This act shall take effect July 1, 2022.