



660022

LEGISLATIVE ACTION

Senate

.
. .
. .
. .
. .

House

Senator Benacquisto moved the following:

1 **Senate Amendment to House Amendment (626167) (with title**
2 **amendment)**

3
4 Between lines 272 and 273
5 insert:

6 Section 3. Subsections (2) and (3) of section 322.056,
7 Florida Statutes, are amended to read:

8 322.056 Mandatory revocation or suspension of, or delay of
9 eligibility for, driver ~~driver's~~ license for persons under age
10 18 found guilty of certain alcohol, drug, or tobacco offenses;
11 prohibition.-



660022

12 (2) If a person under 18 years of age is found by the court
13 to have committed a noncriminal violation under s. 569.11 or s.
14 877.112(6) or (7) and that person has failed to comply with the
15 procedures established in that section by failing to fulfill
16 community service requirements, failing to pay the applicable
17 fine, or failing to attend a locally available school-approved
18 anti-tobacco program, and:

19 (a) The person is eligible by reason of age for a driver
20 ~~driver's~~ license or driving privilege, the court shall direct
21 the department to revoke or to withhold issuance of his or her
22 driver ~~driver's~~ license or driving privilege as follows:

- 23 1. For the first violation, for 30 days.
24 2. For the second violation within 12 weeks of the first
25 violation, for 45 days.

26 (b) The person's driver ~~driver's~~ license or driving
27 privilege is under suspension or revocation for any reason, the
28 court shall direct the department to extend the period of
29 suspension or revocation by an additional period as follows:

- 30 1. For the first violation, for 30 days.
31 2. For the second violation within 12 weeks of the first
32 violation, for 45 days.

33 (c) The person is ineligible by reason of age for a driver
34 ~~driver's~~ license or driving privilege, the court shall direct
35 the department to withhold issuance of his or her driver
36 ~~driver's~~ license or driving privilege as follows:

- 37 1. For the first violation, for 30 days.
38 2. For the second violation within 12 weeks of the first
39 violation, for 45 days.
40



660022

41 Any second violation of s. 569.11 or s. 877.112(6) or (7) not
42 within the 12-week period after the first violation will be
43 treated as a first violation and in the same manner as provided
44 in this subsection.

45 (3) If a person under 18 years of age is found by the court
46 to have committed a third violation of s. 569.11 or s.
47 877.112(6) or (7) within 12 weeks of the first violation, the
48 court must direct the Department of Highway Safety and Motor
49 Vehicles to suspend or withhold issuance of his or her driver
50 ~~driver's~~ license or driving privilege for 60 consecutive days.
51 Any third violation of s. 569.11 or s. 877.112(6) or (7) not
52 within the 12-week period after the first violation will be
53 treated as a first violation and in the same manner as provided
54 in subsection (2).

55
56 ===== T I T L E A M E N D M E N T =====

57 And the title is amended as follows:

58 Delete line 304

59 and insert:

60 with certain devices; amending s. 322.056, F.S.;
61 conforming provisions to changes made by the act;
62 providing an effective date.