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1                   A bill to be entitled  
2           An act relating to the Department of Highway Safety  
3           and Motor Vehicles; amending s. 61.13016, F.S.;  
4           revising notification requirements with respect to the  
5           suspension of the driver license of a child support  
6           obligor; requiring delinquent child support obligors  
7           to provide certain documentation within a specified  
8           period in order to prevent the suspension of his or  
9           her driver license; amending s. 316.003, F.S.;  
10          defining the terms "sanitation vehicle" and "utility  
11          service vehicle" for purposes of the Florida Uniform  
12          Traffic Control Law; creating s. 316.0778, F.S.;  
13          defining the term "automated license plate recognition  
14          system"; requiring the Department of State to consult  
15          with the Department of Law Enforcement in establishing  
16          a retention schedule for records generated by the use  
17          of an automated license plate recognition system;  
18          amending s. 316.126, F.S.; requiring a driver to  
19          change lanes when approaching a sanitation or utility  
20          service vehicle performing a service-related task on  
21          the roadside; amending s. 316.193, F.S.; authorizing  
22          the court to order the placement of an ignition  
23          interlock device for certain first-time offenders of  
24          driving under the influence; authorizing the court to  
25          dismiss an order of impoundment or immobilization as a



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26 result of driving under the influence if the defendant  
27 provides proof to the court of the installation of a  
28 functioning, certified ignition interlock device;  
29 authorizing the court to order sobriety and drug  
30 monitoring in addition to specified ignition interlock  
31 device requirements; defining terms; amending s.  
32 316.1937, F.S.; providing requirements for a person  
33 otherwise required to have an installed ignition  
34 interlock device to operate a leased motor vehicle in  
35 the course and scope of employment without  
36 installation of such device; amending s. 316.1938,  
37 F.S.; revising requirements for certification of  
38 ignition interlock devices; requiring contracts  
39 between the department and ignition interlock device  
40 service providers; providing contract requirements;  
41 requiring the provider to maintain confidentiality  
42 under specified provisions; providing for application  
43 of specified provisions; amending s. 316.1975, F.S.;  
44 providing that certain requirements for an unattended  
45 vehicle do not apply to a vehicle that is started by  
46 remote control under certain circumstances; amending  
47 s. 316.2126, F.S.; revising the timeframe for the  
48 authorized use of golf carts, low-speed vehicles, and  
49 utility vehicles related to seasonal delivery  
50 personnel; amending s. 316.2952, F.S.; revising a



51 provision exempting a global position system device or  
52 similar satellite receiver device from the prohibition  
53 of attachments on windshields; amending s. 316.86,  
54 F.S.; revising provisions relating to the operation of  
55 vehicles equipped with autonomous technology on state  
56 roads for testing purposes; authorizing certain  
57 research organizations to operate such vehicles;  
58 deleting an obsolete provision; amending s. 318.15,  
59 F.S.; prohibiting the department from accepting the  
60 resubmission of certain driver license suspensions;  
61 amending s. 318.18, F.S.; providing for a clerk of  
62 court to designate a local governmental entity for  
63 disposition of certain parking citations; authorizing  
64 such entity to retain the processing fee; amending s.  
65 320.02, F.S.; requiring the department to withhold the  
66 renewal of registration or replacement registration of  
67 a motor vehicle identified in a notice submitted by a  
68 lienor for failure to surrender the vehicle; providing  
69 conditions under which a revalidation sticker or  
70 replacement license plate may be issued; amending ss.  
71 320.08056 and 320.08058, F.S.; revising the names of  
72 certain specialty license plates; revising  
73 distribution of revenue received from the sale of a  
74 certain plate; revising requirements for the use of  
75 specialty license plate annual use fees; defining the



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76 term "administrative expenses"; amending s. 320.089,  
77 F.S.; creating a new military-related special use  
78 license plate that will be stamped with the word  
79 "Veteran"; amending s. 320.08062, F.S.; revising audit  
80 and attestation requirements for specialty license  
81 plate organizations and the department; revising  
82 procedures for discontinuance of revenue payments and  
83 deauthorization of a plate; directing the department  
84 to notify the Legislature within a certain timeframe  
85 if an organization has failed to use revenue in  
86 accordance with specified provisions; amending s.  
87 320.083, F.S.; revising the requirements for a special  
88 license plate for certain amateur radio operators;  
89 amending s. 320.1316, F.S.; prohibiting the department  
90 from issuing a license plate, revalidation sticker, or  
91 replacement license plate for a vehicle, or a vessel  
92 registration number or decal for a vessel, identified  
93 in a notice from a lienor; requiring that a notice to  
94 surrender a vehicle or vessel be signed under oath by  
95 the lienor; authorizing a registered owner of a  
96 vehicle or vessel to bring a civil action to dispute a  
97 notice to surrender a vehicle or vessel or his or her  
98 inclusion on the list of persons who may not be issued  
99 a license plate, revalidation sticker, replacement  
100 license plate, or vessel registration number or decal;



101 providing procedures for such a civil action;  
102 providing for the award of attorney fees and costs;  
103 amending s. 320.771, F.S.; requiring a licensed  
104 recreational vehicle dealer who applies for a  
105 supplemental license to hold certain off-premises  
106 sales to notify the local department office of the  
107 dates and location for such sales; specifying  
108 requirements for licensed recreational vehicle dealers  
109 to hold such sales; creating s. 322.032, F.S.;  
110 requiring the department to begin to review and  
111 prepare for the development of a system for issuing an  
112 optional digital proof of driver license; authorizing  
113 the department to contract with private entities to  
114 develop the system; providing requirements for digital  
115 proof of driver license; providing criminal penalties  
116 for manufacturing or possessing a false digital proof  
117 of driver license; amending s. 322.055, F.S.; reducing  
118 the mandatory period of revocation or suspension of,  
119 or delay in eligibility for, a driver license for  
120 persons convicted of certain drug offenses; requiring  
121 the court to make a determination as to whether a  
122 restricted license would be appropriate for persons  
123 convicted of certain drug offenses; amending s.  
124 322.058, F.S.; requiring the department to reinstate  
125 the driving privilege and allow registration of a



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126 motor vehicle of a child support obligor upon receipt  
127 of an affidavit containing specified information;  
128 amending s. 322.059, F.S.; requiring the department to  
129 invalidate the digital proof of driver license for a  
130 person whose license or registration has been  
131 suspended; amending s. 322.141, F.S.; revising  
132 requirements for special markings on driver licenses  
133 and state identification cards for persons designated  
134 as sexual predators or subject to registration as  
135 sexual offenders to include persons so designated or  
136 subject to registration under the laws of another  
137 jurisdiction; amending s. 322.143, F.S.; providing for  
138 a first responder, emergency medical technician, or  
139 other authorized health care practitioner to access  
140 medical information through use of a person's driver  
141 license or identification card under certain  
142 conditions; amending s. 322.15, F.S.; authorizing a  
143 digital proof of driver license to be accepted in lieu  
144 of a physical driver license; amending s. 322.27,  
145 F.S.; providing for a clerk of court to remove a  
146 habitual traffic offender designation if the offender  
147 meets certain conditions; amending s. 322.2715, F.S.;  
148 authorizing ignition interlock device installation for  
149 at least 6 continuous months for a first offense of  
150 driving under the influence; creating s. 322.276,



151 F.S.; authorizing the department to issue a driver  
152 license to a person whose license is suspended or  
153 revoked in another state under certain circumstances;  
154 amending s. 323.002, F.S.; providing that an  
155 unauthorized wrecker operator's wrecker, tow truck, or  
156 other motor vehicle used during certain offenses may  
157 be immediately removed and impounded; requiring an  
158 unauthorized wrecker operator to disclose in writing  
159 to the owner or operator of a motor vehicle certain  
160 information; requiring the unauthorized wrecker  
161 operator to provide a copy of the disclosure to the  
162 owner or operator in the presence of a law enforcement  
163 officer if such officer is at the scene of a motor  
164 vehicle accident; authorizing a law enforcement  
165 officer from a local governmental agency or state law  
166 enforcement agency to cause to be removed and  
167 impounded from the scene of a wrecked or disabled  
168 vehicle an unauthorized wrecker, tow truck, or other  
169 motor vehicle; authorizing the authority that caused  
170 the removal and impoundment to assess a cost recovery  
171 fine; requiring a release form; requiring the wrecker,  
172 tow truck, or other motor vehicle to remain impounded  
173 until the fine is paid; providing the amounts for the  
174 cost recovery fine for first and subsequent  
175 violations; requiring the unauthorized wrecker



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176 operator to pay the fees associated with the removal  
177 and storage of the wrecker, tow truck, or other motor  
178 vehicle; amending s. 526.141, F.S.; requiring self-  
179 service gasoline pumps to display an additional decal  
180 containing specified information; requiring the  
181 Department of Agriculture and Consumer Services to  
182 confirm compliance by a specified date; providing for  
183 preemption of local laws and regulations pertaining to  
184 fueling assistance for certain motor vehicle  
185 operators; amending s. 526.142, F.S.; providing for  
186 preemption of local laws and regulations pertaining to  
187 air and vacuum devices; amending s. 562.11, F.S.;  
188 authorizing the court to direct the department to  
189 issue a restricted driver license to certain persons;  
190 amending s. 812.0155, F.S.; deleting a provision  
191 requiring the suspension of the driver license of a  
192 person adjudicated guilty of certain offenses;  
193 authorizing the court to direct the department to  
194 issue a restricted driver license to certain persons;  
195 amending s. 832.09, F.S.; providing that the  
196 suspension of a driver license of a person being  
197 prosecuted for passing a worthless check is  
198 discretionary; amending section 45 of chapter 2008-  
199 176, Laws of Florida; extending the prohibition of the  
200 issuance of new specialty license plates; directing





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201 the department to develop and present to the Governor  
202 and the Legislature a plan that addresses certain  
203 vehicle registration holds; directing the department  
204 to conduct and submit to the Governor and the  
205 Legislature a study on the effectiveness of ignition  
206 interlock device use; providing for the use of revenue  
207 received from the sale of certain specialty license  
208 plates; providing an effective date.

209

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

211

212 Section 1. Subsection (1), paragraph (a) of subsection  
213 (2), and subsection (3) of section 61.13016, Florida Statutes,  
214 are amended to read:

215 61.13016 Suspension of driver ~~driver's~~ licenses and motor  
216 vehicle registrations.—

217 (1) The driver ~~driver's~~ license and motor vehicle  
218 registration of a support obligor who is delinquent in payment  
219 or who has failed to comply with subpoenas or a similar order to  
220 appear or show cause relating to paternity or support  
221 proceedings may be suspended. When an obligor is 15 days  
222 delinquent making a payment in support or failure to comply with  
223 a subpoena, order to appear, order to show cause, or similar  
224 order in IV-D cases, the Title IV-D agency may provide notice to  
225 the obligor of the delinquency or failure to comply with a



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226 subpoena, order to appear, order to show cause, or similar order  
227 and the intent to suspend by regular United States mail that is  
228 posted to the obligor's last address of record with the  
229 Department of Highway Safety and Motor Vehicles. When an obligor  
230 is 15 days delinquent in making a payment in support in non-IV-D  
231 cases, and upon the request of the obligee, the depository or  
232 the clerk of the court must provide notice to the obligor of the  
233 delinquency and the intent to suspend by regular United States  
234 mail that is posted to the obligor's last address of record with  
235 the Department of Highway Safety and Motor Vehicles. In either  
236 case, the notice must state:

237 (a) The terms of the order creating the support  
238 obligation;

239 (b) The period of the delinquency and the total amount of  
240 the delinquency as of the date of the notice or describe the  
241 subpoena, order to appear, order to show cause, or other similar  
242 order that ~~which~~ has not been complied with;

243 (c) That notification will be given to the Department of  
244 Highway Safety and Motor Vehicles to suspend the obligor's  
245 driver ~~driver's~~ license and motor vehicle registration unless,  
246 within 20 days after the date that the notice is mailed, the  
247 obligor:

248 1.a. Pays the delinquency in full and any other costs and  
249 fees accrued between the date of the notice and the date the  
250 delinquency is paid;



251           b. Enters into a written agreement for payment with the  
252 obligee in non-IV-D cases or with the Title IV-D agency in IV-D  
253 cases; or in IV-D cases, complies with a subpoena or order to  
254 appear, order to show cause, or a similar order; ~~or~~

255           c. Files a petition with the circuit court to contest the  
256 delinquency action; ~~and~~

257           d. Demonstrates that he or she receives reemployment  
258 assistance or unemployment compensation pursuant to chapter 443;

259           e. Demonstrates that he or she is disabled and incapable  
260 of self-support or that he or she receives benefits under the  
261 federal Supplemental Security Income or Social Security  
262 Disability Insurance programs;

263           f. Demonstrates that he or she receives temporary cash  
264 assistance pursuant to chapter 414; or

265           g. Demonstrates that he or she is making payments in  
266 accordance with a confirmed bankruptcy plan under chapter 11,  
267 chapter 12, or chapter 13 of the United States Bankruptcy Code,  
268 11 U.S.C. ss. 101 et seq.; and

269           2. Pays any applicable delinquency fees.

270

271 If an ~~the~~ obligor in a non-IV-D case ~~eases~~ enters into a written  
272 agreement for payment before the expiration of the 20-day  
273 period, the obligor must provide a copy of the signed written  
274 agreement to the depository or the clerk of the court. If an  
275 obligor seeks to satisfy sub-subparagraph 1.d., sub-subparagraph



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276 1.e., sub-subparagraph 1.f., or sub-subparagraph 1.g. before  
277 expiration of the 20-day period, the obligor must provide the  
278 applicable documentation or proof to the depository or the clerk  
279 of the court.

280 (2) (a) Upon petition filed by the obligor in the circuit  
281 court within 20 days after the mailing date of the notice, the  
282 court may, in its discretion, direct the department to issue a  
283 license for driving privilege ~~privileges~~ restricted to business  
284 purposes only, as defined by s. 322.271, if the person is  
285 otherwise qualified for such a license. As a condition for the  
286 court to exercise its discretion under this subsection, the  
287 obligor must agree to a schedule of payment on any child support  
288 arrearages and to maintain current child support obligations. If  
289 the obligor fails to comply with the schedule of payment, the  
290 court shall direct the Department of Highway Safety and Motor  
291 Vehicles to suspend the obligor's driver ~~driver's~~ license.

292 (3) If the obligor does not, within 20 days after the  
293 mailing date on the notice, pay the delinquency; ~~or~~ enter into a  
294 written ~~payment~~ agreement; ~~or~~ comply with the subpoena, order to  
295 appear, order to show cause, or other similar order; ~~or~~ file a  
296 motion to contest; or satisfy sub-subparagraph (1)(c)1.d., sub-  
297 subparagraph (1)(c)1.e., sub-subparagraph (1)(c)1.f., or sub-  
298 subparagraph (1)(c)1.g., the Title IV-D agency in IV-D cases, or  
299 the depository or clerk of the court in non-IV-D cases, may  
300 ~~shall~~ file the notice with the Department of Highway Safety and



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301 Motor Vehicles and request the suspension of the obligor's  
302 driver ~~driver's~~ license and motor vehicle registration in  
303 accordance with s. 322.058.

304 Section 2. Subsections (92) and (93) are added to section  
305 316.003, Florida Statutes, to read:

306 316.003 Definitions.—The following words and phrases, when  
307 used in this chapter, shall have the meanings respectively  
308 ascribed to them in this section, except where the context  
309 otherwise requires:

310 (92) SANITATION VEHICLE.—A motor vehicle that bears an  
311 emblem that is visible from the roadway and clearly identifies  
312 that the vehicle belongs to or is under contract with a person,  
313 entity, cooperative, board, commission, district, or unit of  
314 local government that provides garbage, trash, refuse, or  
315 recycling collection.

316 (93) UTILITY SERVICE VEHICLE.—A motor vehicle that bears  
317 an emblem that is visible from the roadway and clearly  
318 identifies that the vehicle belongs to or is under contract with  
319 a person, entity, cooperative, board, commission, district, or  
320 unit of local government that provides electric, natural gas,  
321 water, wastewater, cable, telephone, or communications services.

322 Section 3. Section 316.0778, Florida Statutes, is created  
323 to read:

324 316.0778 Automated license plate recognition systems;  
325 records retention.—



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326        (1) As used in this section, the term "automated license  
327 plate recognition system" means a system of one or more mobile  
328 or fixed high-speed cameras combined with computer algorithms to  
329 convert images of license plates into computer-readable data.

330        (2) In consultation with the Department of Law  
331 Enforcement, the Department of State shall establish a retention  
332 schedule for records containing images and data generated  
333 through the use of an automated license plate recognition  
334 system. The retention schedule must establish a maximum period  
335 that the records may be retained.

336        Section 4. Section 316.126, Florida Statutes, is amended  
337 to read:

338        316.126 Operation of vehicles and actions of pedestrians  
339 on approach of an authorized emergency, sanitation, or utility  
340 service vehicle.—

341        (1) (a) Upon the immediate approach of an authorized  
342 emergency vehicle, while en route to meet an existing emergency,  
343 the driver of every other vehicle shall, when such emergency  
344 vehicle is giving audible signals by siren, exhaust whistle, or  
345 other adequate device, or visible signals by the use of  
346 displayed blue or red lights, yield the right-of-way to the  
347 emergency vehicle and shall immediately proceed to a position  
348 parallel to, and as close as reasonable to the closest edge of  
349 the curb of the roadway, clear of any intersection and shall  
350 stop and remain in position until the authorized emergency



351 | vehicle has passed, unless otherwise directed by a ~~any~~ law  
352 | enforcement officer.

353 |       (b) If ~~When~~ an authorized emergency vehicle displaying  
354 | ~~making use of~~ any visual signals is parked on the roadside, a  
355 | sanitation vehicle is performing a task related to the provision  
356 | of sanitation services on the roadside, a utility service  
357 | vehicle is performing a task related to the provision of utility  
358 | services on the roadside, or a wrecker displaying amber rotating  
359 | or flashing lights is performing a recovery or loading on the  
360 | roadside, the driver of every other vehicle, as soon as it is  
361 | safe:

362 |       1. Shall vacate the lane closest to the emergency vehicle,  
363 | sanitation vehicle, utility service vehicle, or wrecker when  
364 | driving on an interstate highway or other highway with two or  
365 | more lanes traveling in the direction of the emergency vehicle,  
366 | sanitation vehicle, utility service vehicle, or wrecker, except  
367 | when otherwise directed by a law enforcement officer. If such  
368 | movement cannot be safely accomplished, the driver shall reduce  
369 | speed as provided in subparagraph 2.

370 |       2. Shall slow to a speed that is 20 miles per hour less  
371 | than the posted speed limit when the posted speed limit is 25  
372 | miles per hour or greater; or travel at 5 miles per hour when  
373 | the posted speed limit is 20 miles per hour or less, when  
374 | driving on a two-lane road, except when otherwise directed by a  
375 | law enforcement officer.



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376 (c) The Department of Highway Safety and Motor Vehicles  
377 shall provide an educational awareness campaign informing the  
378 motoring public about the Move Over Act. The department shall  
379 provide information about the Move Over Act in all newly printed  
380 driver ~~driver's~~ license educational materials ~~after July 1,~~  
381 ~~2002.~~

382  
383 ~~This section does not relieve the driver of an authorized~~  
384 ~~emergency vehicle from the duty to drive with due regard for the~~  
385 ~~safety of all persons using the highway.~~

386 (2) Every pedestrian using the road right-of-way shall  
387 yield the right-of-way until the authorized emergency vehicle  
388 has passed, unless otherwise directed by a law enforcement ~~any~~  
389 ~~police~~ officer.

390 (3) An ~~Any~~ authorized emergency vehicle, when en route to  
391 meet an existing emergency, shall warn all other vehicular  
392 traffic along the emergency route by an audible signal, siren,  
393 exhaust whistle, or other adequate device or by a visible signal  
394 by the use of displayed blue or red lights. While en route to  
395 such emergency, the emergency vehicle shall otherwise proceed in  
396 a manner consistent with the laws regulating vehicular traffic  
397 upon the highways of this state.

398 (4) This section does not ~~Nothing herein contained shall~~  
399 diminish or enlarge any rules of evidence or liability in any  
400 case involving the operation of an emergency vehicle.





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401 (5) This section does ~~shall~~ not ~~operate to~~ relieve the  
402 driver of an authorized emergency vehicle from the duty to drive  
403 with due regard for the safety of all persons using the highway.

404 (6) A violation of this section is a noncriminal traffic  
405 infraction, punishable pursuant to chapter 318 as either a  
406 moving violation for infractions of subsection (1) or subsection  
407 (3), or as a pedestrian violation for infractions of subsection  
408 (2).

409 Section 5. Paragraph (c) is added to subsection (2) of  
410 section 316.193, Florida Statutes, paragraphs (i), (j), and (k)  
411 of subsection (6) are redesignated as paragraphs (k), (l), and  
412 (m), respectively, and new paragraphs (i) and (j) are added to  
413 that subsection, to read:

414 316.193 Driving under the influence; penalties.—

415 (2)

416 (c) In addition to the penalties in paragraph (a), the  
417 court may order placement, at the convicted person's sole  
418 expense, of an ignition interlock device approved by the  
419 department in accordance with s. 316.1938 for at least 6  
420 continuous months upon all vehicles that are individually or  
421 jointly leased or owned and routinely operated by the convicted  
422 person if, at the time of the offense, the person had a blood-  
423 alcohol level or breath-alcohol level of .08 or higher.

424 (6) With respect to any person convicted of a violation of  
425 subsection (1), regardless of any penalty imposed pursuant to



426 subsection (2), subsection (3), or subsection (4):

427 (i) The court may also dismiss the order of impoundment or  
428 immobilization if the defendant provides proof to the  
429 satisfaction of the court that a functioning, certified ignition  
430 interlock device has been installed upon all vehicles that are  
431 individually or jointly leased or owned and routinely operated  
432 by the convicted person.

433 (j)1. Notwithstanding the provisions of this section, s.  
434 316.1937, and s. 322.2715 relating to ignition interlock devices  
435 required for second or subsequent offenders, in order to  
436 strengthen the pretrial and posttrial options available to  
437 prosecutors and judges, the court may order, if deemed  
438 appropriate, that a person participate in a qualified sobriety  
439 and drug monitoring program, as defined in subparagraph 2., in  
440 addition to the ignition interlock device requirement.  
441 Participation shall be at the person's sole expense.

442 2. As used in this paragraph, the term "qualified sobriety  
443 and drug monitoring program" means an evidence-based program,  
444 approved by the department, in which participants are regularly  
445 tested for alcohol and drug use. As the court deems appropriate,  
446 the program may monitor alcohol or drugs through one or more of  
447 the following modalities: breath testing twice a day; continuous  
448 transdermal alcohol monitoring in cases of hardship; or random  
449 blood, breath, urine, or oral fluid testing. Testing modalities  
450 that provide the best ability to sanction a violation as close



451 in time as reasonably feasible to the occurrence of the  
452 violation should be given preference. This paragraph does not  
453 preclude a court from ordering an ignition interlock device as a  
454 testing modality.

455 3. For purposes of this paragraph, the term "evidence-  
456 based program" means a program that satisfies the requirements  
457 of at least two of the following:

458 a. The program is included in the federal registry of  
459 evidence-based programs and practices.

460 b. The program has been reported in a peer-reviewed  
461 journal as having positive effects on the primary targeted  
462 outcome.

463 c. The program has been documented as effective by  
464 informed experts and other sources.

465

466 For the purposes of this section, any conviction for a violation  
467 of s. 327.35; a previous conviction for the violation of former  
468 s. 316.1931, former s. 860.01, or former s. 316.028; or a  
469 previous conviction outside this state for driving under the  
470 influence, driving while intoxicated, driving with an unlawful  
471 blood-alcohol level, driving with an unlawful breath-alcohol  
472 level, or any other similar alcohol-related or drug-related  
473 traffic offense, is also considered a previous conviction for  
474 violation of this section. However, in satisfaction of the fine  
475 imposed pursuant to this section, the court may, upon a finding



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476 | that the defendant is financially unable to pay either all or  
477 | part of the fine, order that the defendant participate for a  
478 | specified additional period of time in public service or a  
479 | community work project in lieu of payment of that portion of the  
480 | fine which the court determines the defendant is unable to pay.  
481 | In determining such additional sentence, the court shall  
482 | consider the amount of the unpaid portion of the fine and the  
483 | reasonable value of the services to be ordered; however, the  
484 | court may not compute the reasonable value of services at a rate  
485 | less than the federal minimum wage at the time of sentencing.

486 | Section 6. Subsection (7) of section 316.1937, Florida  
487 | Statutes, is amended to read:

488 | 316.1937 Ignition interlock devices, requiring; unlawful  
489 | acts.—

490 | (7) Notwithstanding the provisions of this section, if a  
491 | person is required to operate a motor vehicle in the course and  
492 | scope of his or her employment and if the vehicle is owned or  
493 | leased by the employer, the person may operate that vehicle  
494 | without installation of an approved ignition interlock device if  
495 | the employer has been notified of such driving privilege  
496 | restriction. ~~and if~~ Proof of that notification must be ~~is~~ with  
497 | the vehicle. This employment exemption does not apply, however,  
498 | if the business entity which owns the vehicle is owned or  
499 | controlled by the person whose driving privilege has been  
500 | restricted.



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501 Section 7. Section 316.1938, Florida Statutes, is amended  
502 to read:

503 316.1938 Ignition interlock devices, certification;  
504 warning label.—

505 (1) The department ~~of Highway Safety and Motor Vehicles~~  
506 shall certify or cause to be certified the accuracy and  
507 precision of the testing ~~breath-testing~~ component of the  
508 ignition interlock devices as required by s. 316.1937, and shall  
509 publish a list of approved devices, together with rules  
510 governing the accuracy and precision of the testing ~~breath-~~  
511 ~~testing~~ component of such devices as adopted by rule in  
512 compliance with s. 316.1937. The cost of certification shall be  
513 borne by the manufacturers of ignition interlock devices.

514 (2) No model of ignition interlock device shall be  
515 certified unless it meets or exceeds current National Highway  
516 Traffic Safety Administration standards ~~the accuracy~~  
517 ~~requirements specified by rule of the department.~~

518 (3) Providers of ignition interlock devices and services  
519 whose devices have been certified must contract with the  
520 department to become a service provider in the state. The  
521 department shall contract with any provider whose devices have  
522 been certified and who has made a request to be a provider in  
523 the state.



524        (4)-(3) The contract between the department and an ignition  
525 interlock device service provider must shall include the  
526 following: design and adopt by rule

527        (a) Provisions for the effective and efficient  
528 installation and removal of the ignition interlock device.

529        (b) Requirements for the provision of services,  
530 inspection, and monitoring of the ignition interlock device.

531        (c) A requirement for the provider to electronically  
532 transmit reports to the department regarding driver activity,  
533 bypass approval, compliance, client violations, and other  
534 reports in a format determined by the department.

535        (d) Requirements for a detailed implementation plan that  
536 outlines the steps and the timeframe necessary for the ignition  
537 interlock device provider to be fully operational.

538        (e) Provisions for the collection and remittance of all  
539 state revenues.

540        (f) Provisions for corrective action to be taken if the  
541 ignition interlock device provider is out of compliance,  
542 including penalty provisions and liquidated damages.

543        (g) Requirements for security protection for ignition  
544 interlock devices, including, but not limited to, each device  
545 being capable of recording each event and providing visual  
546 evidence of any actual or attempted tampering, alteration,  
547 bypass, or circumvention.



548        (h) A provision to ensure processing and continuous  
549 monitoring are achieved for all ignition interlock device  
550 clients who require transition of services.

551        (i) Provisions for training for service center  
552 technicians, clients, toll-free help line staff, the department,  
553 and DUI programs.

554        (j) A requirement for the ignition interlock device  
555 provider to maintain a readily accessible service center in each  
556 judicial circuit. The service center must be adequately staffed  
557 and equipped to provide all ignition interlock device support  
558 services.

559        (k) Requirements for a transition plan for the ignition  
560 interlock device provider before the provider leaves the state  
561 to ensure that continuous monitoring is achieved.

562        (l) A requirement for the ignition interlock device  
563 provider to have and maintain a surety bond or irrevocable  
564 letter of credit in the amount of \$200,000 executed by the  
565 applicant.

566        (m) A requirement that, before beginning work, the  
567 ignition interlock device provider have and maintain insurance  
568 as approved by the department, including workers' compensation  
569 insurance, vendor's public liability and property damage  
570 insurance, and subcontractors' public liability and property  
571 damage insurance.



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572        (n) Requirements for the ignition interlock device  
573 provider to maintain client information and financial records,  
574 including requirements for electronic storage media formats.  
575 Such records must be maintained in accordance with generally  
576 accepted accounting procedures and practices that sufficiently  
577 and properly reflect all revenues and expenditures of funds.  
578 Such records are subject to inspection, review, or audit by  
579 state personnel authorized by the department. Upon termination  
580 or expiration of the contract, all such client records shall be  
581 submitted to the department at no cost to the department.

582        (o) A requirement for a warning label to ~~which shall~~ be  
583 affixed to each ignition interlock device upon installation. The  
584 label must ~~shall~~ contain a warning that any person who tampers  
585 with, circumvents, tampering, circumventing, or otherwise  
586 misuses ~~misusing~~ the device commits is guilty of a violation of  
587 law and may be subject to civil liability.

588        (p) A provision requiring the provider to replace  
589 defective ignition interlock devices at no cost to the client.

590        (5) An ignition interlock device provider must maintain  
591 the confidentiality of all personal information received under  
592 its duties as an ignition interlock device provider in  
593 accordance with chapter 119 and the federal Driver's Privacy  
594 Protection Act of 1994, 18 U.S.C. ss. 2721 et seq.

595        (6) Notwithstanding any other provision of law, the  
596 contract shall be governed by chapter 287, except for the





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597 requirements of s. 287.057.

598 Section 8. Section 316.1975, Florida Statutes, is amended  
599 to read:

600 316.1975 Unattended motor vehicle.—

601 (1) A person driving or in charge of any motor vehicle may  
602 not permit it to stand unattended without first stopping the  
603 engine, locking the ignition, and removing the key. A vehicle  
604 may not be permitted to stand unattended upon any perceptible  
605 grade without stopping the engine and effectively setting the  
606 brake thereon and turning the front wheels to the curb or side  
607 of the street. A violation of this section is a noncriminal  
608 traffic infraction, punishable as a nonmoving violation as  
609 provided in chapter 318.

610 (2) This section does not apply to the operator of:

611 (a) An authorized emergency vehicle while in the  
612 performance of official duties and the vehicle is equipped with  
613 an activated antitheft device that prohibits the vehicle from  
614 being driven;

615 (b) A licensed delivery truck or other delivery vehicle  
616 while making deliveries; ~~or~~

617 (c) A solid waste or recovered materials collection  
618 vehicle while collecting such items; or

619 (d) A vehicle that is started by remote control while the  
620 ignition, transmission, and doors are locked.

621 Section 9. Paragraph (b) of subsection (3) of section



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622 316.2126, Florida Statutes, is amended to read:

623 316.2126 Authorized use of golf carts, low-speed vehicles,  
624 and utility vehicles.—

625 (3)

626 (b) Seasonal delivery personnel may use the following  
627 vehicles solely for the purpose of delivering express envelopes  
628 and packages having a maximum size of 130 inches for the  
629 combined length and girth and weighing not more than 150 pounds  
630 from midnight October 15 until midnight January ~~December~~ 31 of  
631 each year:

632 1. Low-speed vehicles and utility vehicles as defined in  
633 s. 320.01 upon any public road within a residential area that  
634 has a posted speed limit of 35 miles per hour or less.

635 2. Golf carts upon a public road within a residential area  
636 that has a posted speed limit of 30 miles per hour or less.

637 3. Golf carts upon a public road within a residential area  
638 that has a posted speed limit of 30 to 35 miles per hour, unless  
639 a municipality having jurisdiction over the public road has  
640 enacted an ordinance restricting personnel from driving on such  
641 roads.

642

643 Seasonal delivery personnel may pull a trailer from any of these  
644 vehicles.

645 Section 10. Paragraph (d) of subsection (2) of section  
646 316.2952, Florida Statutes, is amended to read:



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647 | 316.2952 Windshields; requirements; restrictions.—

648 | (2) A person shall not operate any motor vehicle on any  
649 | public highway, road, or street with any sign, sunscreening  
650 | material, product, or covering attached to, or located in or  
651 | upon, the windshield, except the following:

652 | (d) A global positioning system device or similar  
653 | satellite receiver device that ~~which~~ uses the global positioning  
654 | system operated pursuant to 10 U.S.C. s. 2281 to obtain for the  
655 | ~~purpose of obtaining~~ navigation, to improve driver safety as a  
656 | component of safety monitoring equipment capable of providing  
657 | driver feedback, or to otherwise route ~~routing~~ information while  
658 | the motor vehicle is being operated.

659 | Section 11. Subsections (1) and (3) of section 316.86,  
660 | Florida Statutes, are amended to read:

661 | 316.86 Operation of vehicles equipped with autonomous  
662 | technology on roads for testing purposes; financial  
663 | responsibility; exemption from liability for manufacturer when  
664 | third party converts vehicle; report.—

665 | (1) Vehicles equipped with autonomous technology may be  
666 | operated on roads in this state by employees, contractors, or  
667 | other persons designated by manufacturers of autonomous  
668 | technology, or by research organizations associated with  
669 | accredited educational institutions, for the purpose of testing  
670 | the technology. For testing purposes, a human operator shall be  
671 | present in the autonomous vehicle such that he or she has the



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672 ability to monitor the vehicle's performance and intervene, if  
673 necessary, unless the vehicle is being tested or demonstrated on  
674 a closed course. Before ~~Prior to~~ the start of testing in this  
675 state, the entity performing the testing must submit to the  
676 department ~~of Highway Safety and Motor Vehicles~~ an instrument of  
677 insurance, surety bond, or proof of self-insurance acceptable to  
678 the department in the amount of \$5 million.

679 ~~(3) By February 12, 2014, the Department of Highway Safety~~  
680 ~~and Motor Vehicles shall submit a report to the President of the~~  
681 ~~Senate and the Speaker of the House of Representatives~~  
682 ~~recommending additional legislative or regulatory action that~~  
683 ~~may be required for the safe testing and operation of motor~~  
684 ~~vehicles equipped with autonomous technology.~~

685 Section 12. Paragraph (a) of subsection (1) of section  
686 318.15, Florida Statutes, is amended to read:

687 318.15 Failure to comply with civil penalty or to appear;  
688 penalty.—

689 (1) (a) If a person fails to comply with the civil  
690 penalties provided in s. 318.18 within the time period specified  
691 in s. 318.14(4), fails to enter into or comply with the terms of  
692 a penalty payment plan with the clerk of the court in accordance  
693 with ss. 318.14 and 28.246, fails to attend driver improvement  
694 school, or fails to appear at a scheduled hearing, the clerk of  
695 the court shall notify the Department of Highway Safety and  
696 Motor Vehicles of such failure within 10 days after such



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697 failure. Upon receipt of such notice, the department shall  
698 immediately issue an order suspending the driver ~~driver's~~  
699 license and privilege to drive of such person effective 20 days  
700 after the date the order of suspension is mailed in accordance  
701 with s. 322.251(1), (2), and (6). Any such suspension of the  
702 driving privilege which has not been reinstated, including a  
703 similar suspension imposed outside Florida, shall remain on the  
704 records of the department for a period of 7 years from the date  
705 imposed and shall be removed from the records after the  
706 expiration of 7 years from the date it is imposed. The  
707 department may not accept the resubmission of such suspension.

708 Section 13. Subsection (6) of section 318.18, Florida  
709 Statutes, is amended to read:

710 318.18 Amount of penalties.—The penalties required for a  
711 noncriminal disposition pursuant to s. 318.14 or a criminal  
712 offense listed in s. 318.17 are as follows:

713 (6) One hundred dollars or the fine amount designated by  
714 county ordinance, plus court costs for illegally parking, under  
715 s. 316.1955, in a parking space provided for people who have  
716 disabilities. However, this fine shall be waived if a person  
717 provides to the law enforcement agency or parking enforcement  
718 specialist or agency that issued the citation for such a  
719 violation proof that the person committing the violation has a  
720 valid parking permit or license plate issued pursuant to s.  
721 316.1958, s. 320.0842, s. 320.0843, s. 320.0845, or s. 320.0848



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722 or a signed affidavit that the owner of the disabled parking  
723 permit or license plate was present at the time the violation  
724 occurred, and that such a parking permit or license plate was  
725 valid at the time the violation occurred. The law enforcement  
726 officer or agency or the parking enforcement specialist or  
727 agency, upon determining that all required documentation has  
728 been submitted verifying that the required parking permit or  
729 license plate was valid at the time of the violation, must sign  
730 an affidavit of compliance. Upon provision of the affidavit of  
731 compliance and payment of a dismissal fee of up to \$7.50 to the  
732 clerk of the circuit court, the clerk shall dismiss the  
733 citation. However, the clerk may designate a local governmental  
734 entity to receive the affidavit and dismissal fee, and the local  
735 governmental entity may keep the fee.

736 Section 14. Subsection (17) of section 320.02, Florida  
737 Statutes, is amended to read:

738 320.02 Registration required; application for  
739 registration; forms.—

740 (17) If an ~~any~~ applicant's name appears on a list of  
741 persons who may not be issued a license plate, revalidation  
742 sticker, or replacement license plate after a written notice to  
743 surrender a vehicle was submitted to the department by a lienor  
744 as provided in s. 320.1316, the department shall ~~may~~ withhold  
745 renewal of registration or replacement registration of the ~~any~~  
746 motor vehicle identified in ~~owned by the applicant at the time~~



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747 the notice ~~was~~ submitted by the lienor. The lienor must maintain  
748 proof that written notice to surrender the vehicle was sent to  
749 each registered owner pursuant to s. 320.1316(1). A revalidation  
750 sticker or replacement license plate may not be issued for the  
751 identified vehicle until the ~~that~~ person's name no longer  
752 appears on the list, ~~or until~~ the person presents documentation  
753 from the lienor that the vehicle has been surrendered to the  
754 lienor, or a court orders the person's name removed from the  
755 list as provided in s. 320.1316. The department may ~~shall~~ not  
756 withhold an initial registration in connection with an  
757 applicant's purchase or lease of a motor vehicle solely because  
758 the applicant's name is on the list created by s. 320.1316.

759 Section 15. Paragraphs (uu) and (xxx) of subsection (4)  
760 and subsection (10) of section 320.08056, Florida Statutes, are  
761 amended to read:

762 320.08056 Specialty license plates.—

763 (4) The following license plate annual use fees shall be  
764 collected for the appropriate specialty license plates:

765 (uu) Wildlife Foundation of Florida ~~Sportsmen's National~~  
766 ~~Land Trust~~ license plate, \$25.

767 (xxx) Protect Our Oceans ~~Catch Me, Release Me~~ license  
768 plate, \$25.

769 (10) (a) A specialty license plate annual use fee collected  
770 and distributed under this chapter, or any interest earned from  
771 those fees, may not be used for commercial or for-profit



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772 activities nor for general or administrative expenses, except as  
773 authorized by s. 320.08058 or to pay the cost of the audit or  
774 report required by s. 320.08062(1). The fees and any interest  
775 earned from the fees may be expended only for use in this state  
776 unless the annual use fee is derived from the sale of United  
777 States Armed Forces and veterans-related specialty license  
778 plates pursuant to paragraphs (4)(d), (bb), (ll), (lll), (uuu),  
779 and (bbbb) and s. 320.0891.

780 (b) As used in this subsection, the term "administrative  
781 expenses" means those expenditures which are considered as  
782 direct operating costs of the organization. Such costs include,  
783 but are not limited to, the following:

784 1. Administrative salaries of employees and officers of  
785 the organization who do not or cannot prove, via detailed daily  
786 time sheets, that they actively participate in program  
787 activities.

788 2. Bookkeeping and support services of the organization.

789 3. Office supplies and equipment not directly utilized for  
790 the specified program.

791 4. Travel time, per diem, mileage reimbursement, and  
792 lodging expenses not directly associated with a specified  
793 program purpose.

794 5. Paper, printing, envelopes, and postage not directly  
795 associated with a specified program purpose.

796 6. Miscellaneous expenses such as food, beverage,





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797 | entertainment, and conventions.

798 | Section 16. Paragraph (a) of subsection (1) of section  
799 | 320.089, Florida Statutes, is amended to read:

800 | 320.089 Veterans of the United States Armed Forces;  
801 | members of National Guard and active United States Armed Forces  
802 | reservists; former prisoners of war; survivors of Pearl Harbor;  
803 | Purple Heart medal recipients; Operation Desert Storm Veterans:  
804 | Operation Desert Shield Veterans; Operation Iraqi Freedom and  
805 | Operation Enduring Freedom Veterans; Combat Infantry Badge or  
806 | Combat Action Badge recipients; Vietnam War Veterans; Korean  
807 | Conflict Veterans; special license plates; fee.—

808 | (1) (a) Each owner or lessee of an automobile or truck for  
809 | private use or recreational vehicle as specified in s.  
810 | 320.08(9) (c) or (d), which is not used for hire or commercial  
811 | use, who is a resident of the state and a veteran of the United  
812 | States Armed Forces, an active or retired member of the Florida  
813 | National Guard, a survivor of the attack on Pearl Harbor, a  
814 | recipient of the Purple Heart medal, an active or retired member  
815 | of any branch of the United States Armed Forces Reserve, or a  
816 | recipient of the Combat Infantry Badge or Combat Action Badge  
817 | shall, upon application to the department, accompanied by proof  
818 | of release or discharge from any branch of the United States  
819 | Armed Forces, proof of active membership or retired status in  
820 | the Florida National Guard, proof of membership in the Pearl  
821 | Harbor Survivors Association or proof of active military duty in



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822 Pearl Harbor on December 7, 1941, proof of being a Purple Heart  
823 medal recipient, proof of active or retired membership in any  
824 branch of the Armed Forces Reserve, or proof of membership in  
825 the Combat Infantrymen's Association, Inc., or other proof of  
826 being a recipient of the Combat Infantry Badge or Combat Action  
827 Badge, and upon payment of the license tax for the vehicle as  
828 provided in s. 320.08, be issued a license plate as provided by  
829 s. 320.06, upon which, in lieu of the serial numbers prescribed  
830 by s. 320.06, shall be stamped the words "Veteran," "National  
831 Guard," "Pearl Harbor Survivor," "Combat-wounded veteran," "U.S.  
832 Reserve," "Combat Infantry Badge," or "Combat Action Badge" as  
833 appropriate, followed by the serial number of the license plate.  
834 Additionally, the Purple Heart plate may have the words "Purple  
835 Heart" stamped on the plate and the likeness of the Purple Heart  
836 medal appearing on the plate.

837 Section 17. Paragraphs (a) and (b) of subsection (47) and  
838 paragraph (a) of subsection (76) of section 320.08058, Florida  
839 Statutes, are amended to read:

840 320.08058 Specialty license plates.—

841 (47) WILDLIFE FOUNDATION OF FLORIDA ~~SPORTSMEN'S NATIONAL~~  
842 ~~LAND TRUST~~ LICENSE PLATES.—

843 (a) The department shall develop a Wildlife Foundation of  
844 Florida ~~Sportsmen's National Land Trust~~ license plate as  
845 provided in this section. The word "Florida" must appear at the  
846 top of the plate, and the words "Wildlife Foundation of Florida



847 ~~Sportsmen's National Land Trust~~" must appear at the bottom of  
848 the plate.

849 (b) The annual revenues from the sales of the license  
850 plate shall be distributed to the Wildlife Foundation of  
851 Florida, Inc., a citizen support organization created pursuant  
852 to s. 379.223 ~~Sportsmen's National Land Trust~~. Such annual  
853 revenues must be used ~~by the trust~~ in the following manner:

854 ~~1. Fifty percent may be retained until all startup costs~~  
855 ~~for developing and establishing the plate have been recovered.~~

856 ~~1.2.~~ Seventy-five ~~Twenty-five~~ percent must be used to fund  
857 programs and projects within the state that preserve open space  
858 and wildlife habitat, promote conservation, improve wildlife  
859 habitat, and establish open space for the perpetual use of the  
860 public.

861 ~~2.3.~~ Twenty-five percent may be used for promotion,  
862 marketing, and administrative costs directly associated with  
863 operation of the foundation ~~trust~~.

864 (76) PROTECT OUR OCEANS ~~CATCH ME, RELEASE ME~~ LICENSE  
865 PLATES.—

866 (a) The department shall develop a Protect Our Oceans  
867 ~~Catch Me, Release Me~~ license plate as provided in this section.  
868 Protect Our Oceans ~~Catch Me, Release Me~~ license plates must bear  
869 the colors and design approved by the department. The word  
870 "Florida" must appear at the top of the plate, and the words  
871 "Protect Our Oceans" ~~"Catch Me, Release Me"~~ must appear at the



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872 bottom of the plate.

873 Section 18. Section 320.08062, Florida Statutes, is  
874 amended to read:

875 320.08062 Audits and attestations required; annual use  
876 fees of specialty license plates.—

877 (1) (a) All organizations that receive annual use fee  
878 proceeds from the department are responsible for ensuring that  
879 proceeds are used in accordance with ss. 320.08056 and  
880 320.08058.

881 (b) Any organization not subject to audit pursuant to s.  
882 215.97 shall annually attest, under penalties of perjury, that  
883 such proceeds were used in compliance with ss. 320.08056 and  
884 320.08058. The attestation shall be made annually in a form and  
885 format determined by the department.

886 (c) Any organization subject to audit pursuant to s.  
887 215.97 shall submit an audit report in accordance with rules  
888 promulgated by the Auditor General. The annual attestation shall  
889 be submitted to the department for review within 9 months after  
890 the end of the organization's fiscal year.

891 (2) (a) Within 120 ~~90~~ days after receiving an  
892 organization's audit or attestation, the department shall  
893 determine which recipients of revenues from specialty license  
894 plate annual use fees have not complied with subsection (1). In  
895 determining compliance, the department may commission an  
896 independent actuarial consultant, or an independent certified



897 public accountant, who has expertise in nonprofit and charitable  
898 organizations.

899 (b) The department must discontinue the distribution of  
900 revenues to any organization failing to submit the required  
901 documentation as required in subsection (1), but may resume  
902 distribution of the revenues upon receipt of the required  
903 information.

904 (c) If the department or its designee determines that an  
905 organization has not complied or has failed to use the revenues  
906 in accordance with ss. 320.08056 and 320.08058, the department  
907 must discontinue the distribution of the revenues to the  
908 organization. The department shall notify the organization of  
909 its findings and direct the organization to make the changes  
910 necessary in order to comply with this chapter. If the officers  
911 of the organization sign an affidavit under penalties of perjury  
912 stating that they acknowledge the findings of the department and  
913 attest that they have taken corrective action and that the  
914 organization will submit to a followup review by the department,  
915 the department may resume the distribution of revenues until the  
916 department determines that the organization has complied.

917 (d) If an organization fails to comply with the  
918 department's recommendations and corrective actions as outlined  
919 in paragraph (c), the revenue distributions shall be  
920 discontinued until completion of the next regular session of the  
921 Legislature. The department shall notify the President of the



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922 Senate and the Speaker of the House of Representatives by the  
923 first day of the next regular session of any organization whose  
924 revenues have been withheld as a result of this paragraph. If  
925 the Legislature does not provide direction to the organization  
926 and the department regarding the status of the undistributed  
927 revenues, the department shall deauthorize the plate and the  
928 undistributed revenues shall ~~within 12 months after the annual~~  
929 ~~use fee proceeds are withheld by the department, the proceeds~~  
930 ~~shall be~~ immediately deposited into the Highway Safety Operating  
931 Trust Fund ~~to offset department costs related to the issuance of~~  
932 ~~specialty license plates.~~

933 ~~(b) In lieu of discontinuing revenue disbursement pursuant~~  
934 ~~to this subsection, upon determining that a recipient has not~~  
935 ~~complied or has failed to use the revenues in accordance with~~  
936 ~~ss. 320.08056 and 320.08058, and with the approval of the~~  
937 ~~Legislative Budget Commission, the department is authorized to~~  
938 ~~redirect previously collected and future revenues to an~~  
939 ~~organization that is able to perform the same or similar~~  
940 ~~purposes as the original recipient.~~

941 (3) The department or its designee has the authority to  
942 examine all records pertaining to the use of funds from the sale  
943 of specialty license plates.

944 Section 19. Subsection (1) of section 320.083, Florida  
945 Statutes, is amended to read:

946 320.083 Amateur radio operators; special license plates;



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947 fees.—

948 (1) A person who is the owner or lessee of an automobile  
949 or truck for private use, a truck weighing not more than 7,999  
950 pounds, or a recreational vehicle as specified in s.  
951 320.08(9)(c) or (d), which is not used for hire or commercial  
952 use; who is a resident of the state; and who holds a valid  
953 official amateur radio station license recognized ~~issued~~ by the  
954 Federal Communications Commission shall be issued a special  
955 license plate upon application, accompanied by proof of  
956 ownership of such radio station license, and payment of the  
957 following tax and fees:

958 (a) The license tax required for the vehicle, as  
959 prescribed by s. 320.08(2), (3)(a), (b), or (c), (4)(a), (b),  
960 (c), (d), (e), or (f), or (9); and

961 (b) An initial additional fee of \$5, and an additional fee  
962 of \$1.50 thereafter.

963 Section 20. Section 320.1316, Florida Statutes, is amended  
964 to read:

965 320.1316 Failure to surrender vehicle or vessel.—

966 (1) Upon receipt from a lienor who claims a lien on a  
967 vehicle pursuant to s. 319.27 by the Department of Highway  
968 Safety and Motor Vehicles of written notice to surrender a  
969 vehicle or vessel that has been disposed of, concealed, removed,  
970 or destroyed by the lienee, the department shall place the name  
971 of the registered owner of that vehicle on the list of those



972 persons who may not be issued a license plate, revalidation  
973 sticker, or replacement license plate ~~for any motor vehicle~~  
974 ~~under s. 320.03(8) owned by the lience at the time the notice~~  
975 ~~was given by the lienor.~~ Pursuant to s. 320.03(8), the  
976 department may not issue a license plate, revalidation sticker,  
977 or replacement license plate for the vehicle, or a vessel  
978 registration number or decal for the vessel, owned by the lienee  
979 which is identified in the claim by the lienor. If the vehicle  
980 is owned jointly ~~by more than one person~~, the name of each  
981 registered owner shall be placed on the list.

982 (2) The notice to surrender the vehicle or vessel shall be  
983 signed under oath by the lienor and submitted on forms developed  
984 by the department, which must include:

985 (a) The name, address, and telephone number of the lienor.

986 (b) The name of the registered owner of the vehicle or  
987 vessel and the address to which the lienor provided notice to  
988 surrender the vehicle or vessel to the registered owner.

989 (c) A general description of the vehicle, including its  
990 color, make, model, body style, and year.

991 (d) The vehicle identification number, registration  
992 license plate number, if known, or other identification number,  
993 as applicable.

994 (3) The registered owner of the vehicle or vessel may  
995 dispute a notice to surrender the vehicle or vessel or his or  
996 her inclusion on the list of those persons who may not be issued





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997 a license plate, revalidation sticker, or replacement license  
998 plate under s. 320.03(8), or a vessel registration number or  
999 decal, by bringing a civil action in the county in which he or  
1000 she resides by notifying the department of the dispute in  
1001 writing on forms provided by the department and presenting proof  
1002 that the vehicle was sold to a motor vehicle dealer licensed  
1003 under s. 320.27, a mobile home dealer licensed under s. 320.77,  
1004 or a recreational vehicle dealer licensed under s. 320.771.

1005 (4) In an action brought pursuant to subsection (3), the  
1006 petitioner is entitled to the summary procedure specified in s.  
1007 51.011, and the court shall advance the cause on its calendar if  
1008 requested by the petitioner.

1009 (5) At a hearing challenging the refusal to issue a  
1010 license plate, revalidation sticker, or replacement license  
1011 plate under s. 320.03(8), or a vessel registration number or  
1012 decal, the court shall first determine whether the lienor has a  
1013 recorded lien on the vehicle or vessel and whether the lienor  
1014 properly made a demand for the surrender of the vehicle or  
1015 vessel in accordance with this section. If the court determines  
1016 that the lien was recorded and that such a demand was properly  
1017 made, the court shall determine whether good cause exists for  
1018 the lienee's failure to surrender the vehicle or vessel. As used  
1019 in this section, the term "good cause" is limited to proof that:

1020 (a) The vehicle that was the subject of the demand for  
1021 surrender was traded in to a licensed motor vehicle dealer



1022 before the date of the demand for surrender;

1023 (b) The lien giving rise to the inclusion on the list has  
1024 been paid in full or otherwise satisfied;

1025 (c) There is ongoing litigation relating to the validity  
1026 or enforceability of the lien;

1027 (d) The petitioner was in compliance with all of his or  
1028 her contractual obligations with the lienholder at the time of  
1029 the demand for surrender;

1030 (e) The vehicle or vessel was reported to law enforcement  
1031 as stolen by the registered owner of the vehicle or vessel  
1032 before the demand for surrender; or

1033 (f) The petitioner no longer has possession of the vehicle  
1034 or vessel, and the loss of possession occurred pursuant to  
1035 operation of law. If the petitioner's loss of possession did not  
1036 occur pursuant to operation of law, the fact that a third party  
1037 has physical possession of the vehicle or vessel does not  
1038 constitute good cause for the failure to surrender the vehicle  
1039 or vessel.

1040 (6) If the petitioner establishes good cause for his or  
1041 her failure to surrender the vehicle or vessel, the court shall  
1042 enter an order removing the petitioner's name from the list of  
1043 those persons who may not be issued a license plate,  
1044 revalidation sticker, or replacement license plate under s.  
1045 320.03(8), or a vessel registration number or decal, and shall  
1046 award the petitioner reasonable attorney fees and costs actually



1047 incurred for the proceeding.

1048 (7) If the court finds that the demand for surrender was  
 1049 properly made by the lienor and the petitioner fails to  
 1050 establish good cause for the failure to surrender the vehicle or  
 1051 vessel, the court shall award the lienor reasonable attorney  
 1052 fees and costs actually incurred for the proceeding.

1053 Section 21. Subsection (7) of section 320.771, Florida  
 1054 Statutes, is amended to read:

1055 320.771 License required of recreational vehicle dealers.—

1056 (7) SUPPLEMENTAL LICENSE.—A ~~Any~~ person licensed under  
 1057 ~~pursuant to~~ this section shall be entitled to operate one or  
 1058 more additional places of business under a supplemental license  
 1059 for each such business if the ownership of each business is  
 1060 identical to that of the principal business for which the  
 1061 original license is issued. Each supplemental license shall run  
 1062 concurrently with the original license and shall be issued upon  
 1063 application by the licensee on a form to be furnished by the  
 1064 department and payment of a fee of \$50 for each such license.  
 1065 Only one licensed dealer shall operate at the same place of  
 1066 business. A supplemental license authorizing off-premises sales  
 1067 shall be issued, at no charge to the dealer, for a period not to  
 1068 exceed 10 consecutive ~~calendar~~ days. A licensed dealer who  
 1069 conducts an off-premises sale not in conjunction with a public  
 1070 vehicle show, as defined in s. 320.3203(5)(c), shall:

1071 (a) Notify the applicable local department office of the



1072 specific dates and location for which such license is requested.

1073 (b) Provide staff to work at the temporary location for  
1074 the duration of the off-premises sale.

1075 (c) Meet all local government permit requirements.

1076 (d) Have the permission of the property owner to operate  
1077 at that location.

1078 (e) Conspicuously display a sign at the licensed location  
1079 which clearly identifies the dealer's name and business address  
1080 as listed on the dealer's original license.

1081 (f) Prominently include the dealer's name and business  
1082 address, as listed on the dealer's original license, in all  
1083 advertisements associated with such sale.

1084 Section 22. Section 322.032, Florida Statutes, is created  
1085 to read:

1086 322.032 Digital proof of driver license.—

1087 (1) The department shall begin to review and prepare for  
1088 the development of a secure and uniform system for issuing an  
1089 optional digital proof of driver license. The department may  
1090 contract with one or more private entities to develop a digital  
1091 proof of driver license system.

1092 (2) The digital proof of driver license developed by the  
1093 department or by an entity contracted by the department must be  
1094 in such a format as to allow law enforcement to verify the  
1095 authenticity of the digital proof of driver license. The  
1096 department may adopt rules to ensure valid authentication of



1097 digital driver licenses by law enforcement.

1098 (3) A person may not be issued a digital proof of driver  
1099 license until he or she has satisfied all of the requirements of  
1100 this chapter for issuance of a physical driver license as  
1101 provided in this chapter.

1102 (4) A person who:

1103 (a) Manufactures a false digital proof of driver license  
1104 commits a felony of the third degree, punishable as provided in  
1105 s. 775.082, s. 775.083, or s. 775.084.

1106 (b) Possesses a false digital proof of driver license  
1107 commits a misdemeanor of the second degree, punishable as  
1108 provided in s. 775.082.

1109 Section 23. Section 322.055, Florida Statutes, is amended  
1110 to read:

1111 322.055 Revocation or suspension of, or delay of  
1112 eligibility for, driver ~~driver's~~ license for persons 18 years of  
1113 age or older convicted of certain drug offenses.—

1114 (1) Notwithstanding ~~the provisions of~~ s. 322.28, upon the  
1115 conviction of a person 18 years of age or older for possession  
1116 or sale of, trafficking in, or conspiracy to possess, sell, or  
1117 traffic in a controlled substance, the court shall direct the  
1118 department to revoke the driver ~~driver's~~ license or driving  
1119 privilege of the person. The period of such revocation shall be  
1120 1 year ~~2 years~~ or until the person is evaluated for and, if  
1121 deemed necessary by the evaluating agency, completes a drug



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1122 treatment and rehabilitation program approved or regulated by  
1123 the Department of Children and Family Services. However, the  
1124 court may, in its sound discretion, direct the department to  
1125 issue a license for driving privilege ~~privileges~~ restricted to  
1126 business or employment purposes only, as defined by s. 322.271,  
1127 if the person is otherwise qualified for such a license. A  
1128 driver whose license or driving privilege has been suspended or  
1129 revoked under this section or s. 322.056 may, upon the  
1130 expiration of 6 months, petition the department for restoration  
1131 of the driving privilege on a restricted or unrestricted basis  
1132 depending on length of suspension or revocation. In no case  
1133 shall a restricted license be available until 6 months of the  
1134 suspension or revocation period has expired.

1135 (2) If a person 18 years of age or older is convicted for  
1136 the possession or sale of, trafficking in, or conspiracy to  
1137 possess, sell, or traffic in a controlled substance and such  
1138 person is eligible by reason of age for a driver ~~driver's~~  
1139 license or privilege, the court shall direct the department to  
1140 withhold issuance of such person's driver ~~driver's~~ license or  
1141 driving privilege for a period of 1 year ~~2 years~~ after the date  
1142 the person was convicted or until the person is evaluated for  
1143 and, if deemed necessary by the evaluating agency, completes a  
1144 drug treatment and rehabilitation program approved or regulated  
1145 by the Department of Children and Family Services. However, the  
1146 court may, in its sound discretion, direct the department to



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1147 | issue a license for driving privilege ~~privileges~~ restricted to  
1148 | business or employment purposes only, as defined by s. 322.271,  
1149 | if the person is otherwise qualified for such a license. A  
1150 | driver whose license or driving privilege has been suspended or  
1151 | revoked under this section or s. 322.056 may, upon the  
1152 | expiration of 6 months, petition the department for restoration  
1153 | of the driving privilege on a restricted or unrestricted basis  
1154 | depending on the length of suspension or revocation. In no case  
1155 | shall a restricted license be available until 6 months of the  
1156 | suspension or revocation period has expired.

1157 |       (3) If a person 18 years of age or older is convicted for  
1158 | the possession or sale of, trafficking in, or conspiracy to  
1159 | possess, sell, or traffic in a controlled substance and such  
1160 | person's driver ~~driver's~~ license or driving privilege is already  
1161 | under suspension or revocation for any reason, the court shall  
1162 | direct the department to extend the period of such suspension or  
1163 | revocation by an additional period of 1 year ~~2 years~~ or until  
1164 | the person is evaluated for and, if deemed necessary by the  
1165 | evaluating agency, completes a drug treatment and rehabilitation  
1166 | program approved or regulated by the Department of Children and  
1167 | Family Services. However, the court may, in its sound  
1168 | discretion, direct the department to issue a license for driving  
1169 | privilege ~~privileges~~ restricted to business or employment  
1170 | purposes only, as defined by s. 322.271, if the person is  
1171 | otherwise qualified for such a license. A driver whose license



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1172 or driving privilege has been suspended or revoked under this  
1173 section or s. 322.056 may, upon the expiration of 6 months,  
1174 petition the department for restoration of the driving privilege  
1175 on a restricted or unrestricted basis depending on the length of  
1176 suspension or revocation. In no case shall a restricted license  
1177 be available until 6 months of the suspension or revocation  
1178 period has expired.

1179 (4) If a person 18 years of age or older is convicted for  
1180 the possession or sale of, trafficking in, or conspiracy to  
1181 possess, sell, or traffic in a controlled substance and such  
1182 person is ineligible by reason of age for a driver ~~driver's~~  
1183 license or driving privilege, the court shall direct the  
1184 department to withhold issuance of such person's driver ~~driver's~~  
1185 license or driving privilege for a period of 1 year ~~2 years~~  
1186 after the date that he or she would otherwise have become  
1187 eligible or until he or she becomes eligible by reason of age  
1188 for a driver ~~driver's~~ license and is evaluated for and, if  
1189 deemed necessary by the evaluating agency, completes a drug  
1190 treatment and rehabilitation program approved or regulated by  
1191 the Department of Children and Family Services. However, the  
1192 court may, in its sound discretion, direct the department to  
1193 issue a license for driving privilege ~~privileges~~ restricted to  
1194 business or employment purposes only, as defined by s. 322.271,  
1195 if the person is otherwise qualified for such a license. A  
1196 driver whose license or driving privilege has been suspended or





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1197 | revoked under this section or s. 322.056 may, upon the  
1198 | expiration of 6 months, petition the department for restoration  
1199 | of the driving privilege on a restricted or unrestricted basis  
1200 | depending on the length of suspension or revocation. In no case  
1201 | shall a restricted license be available until 6 months of the  
1202 | suspension or revocation period has expired.

1203 |       (5) A court that orders the revocation or suspension of,  
1204 | or delay in eligibility for, a driver license pursuant to this  
1205 | section shall make a specific, articulated determination as to  
1206 | whether the issuance of a license for driving privilege  
1207 | restricted to business purposes only, as defined in s. 322.271,  
1208 | is appropriate in each case.

1209 |       (6)~~(5)~~ Each clerk of court shall promptly report to the  
1210 | department each conviction for the possession or sale of,  
1211 | trafficking in, or conspiracy to possess, sell, or traffic in a  
1212 | controlled substance.

1213 |       Section 24. Subsections (1) and (2) of section 322.058,  
1214 | Florida Statutes, are amended to read:

1215 |       322.058 Suspension of driving privilege ~~privileges~~ due to  
1216 | support delinquency; reinstatement.—

1217 |       (1) When the department receives notice from the Title IV-  
1218 | D agency or depository or the clerk of the court that any person  
1219 | licensed to operate a motor vehicle in the State of Florida  
1220 | under the provisions of this chapter has a delinquent support  
1221 | obligation or has failed to comply with a subpoena, order to



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1222 appear, order to show cause, or similar order, the department  
1223 shall suspend the driver ~~driver's~~ license of the person named in  
1224 the notice and the registration of all motor vehicles owned by  
1225 that person.

1226 (2) The department must reinstate the driving privilege  
1227 and allow registration of a motor vehicle when the Title IV-D  
1228 agency in IV-D cases or the depository or the clerk of the court  
1229 in non-IV-D cases provides to the department an affidavit  
1230 stating that:

1231 (a) The person has paid the delinquency;

1232 (b) The person has reached a written agreement for payment  
1233 with the Title IV-D agency or the obligee in non-IV-D cases;

1234 (c) A court has entered an order granting relief to the  
1235 obligor ordering the reinstatement of the license and motor  
1236 vehicle registration; ~~or~~

1237 (d) The person has complied with the subpoena, order to  
1238 appear, order to show cause, or similar order;

1239 (e) The person receives reemployment assistance or  
1240 unemployment compensation pursuant to chapter 443;

1241 (f) The person is disabled and incapable of self-support  
1242 or receives benefits under the federal Supplemental Security  
1243 Income or Social Security Disability Insurance programs;

1244 (g) The person receives temporary cash assistance pursuant  
1245 to chapter 414; or

1246 (h) The person is making payments in accordance with a



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1247 confirmed bankruptcy plan under chapter 11, chapter 12, or  
1248 chapter 13 of the United States Bankruptcy Code, 11 U.S.C. ss.  
1249 101 et seq.

1250 Section 25. Section 322.059, Florida Statutes, is amended  
1251 to read:

1252 322.059 Mandatory surrender of suspended driver ~~driver's~~  
1253 license and registration.—A ~~Any~~ person whose driver ~~driver's~~  
1254 license or registration has been suspended as provided in s.  
1255 322.058 must immediately return his or her driver ~~driver's~~  
1256 license and registration to the Department of Highway Safety and  
1257 Motor Vehicles. The department shall invalidate the digital  
1258 proof of driver license issued pursuant to s. 322.032 for such  
1259 person. If such person fails to return his or her driver  
1260 ~~driver's~~ license or registration, a ~~any~~ law enforcement agent  
1261 may seize the license or registration while the driver ~~driver's~~  
1262 license or registration is suspended.

1263 Section 26. Subsection (3) of section 322.141, Florida  
1264 Statutes, is amended to read:

1265 322.141 Color or markings of certain licenses or  
1266 identification cards.—

1267 (3) All licenses for the operation of motor vehicles or  
1268 identification cards originally issued or reissued by the  
1269 department to persons who are designated as sexual predators  
1270 under s. 775.21 or subject to registration as sexual offenders  
1271 under s. 943.0435 or s. 944.607, or who have a similar



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1272 designation or are subject to a similar registration under the  
1273 laws of another jurisdiction, shall have on the front of the  
1274 license or identification card the following:

1275 (a) For a person designated as a sexual predator under s.  
1276 775.21 or who has a similar designation under the laws of  
1277 another jurisdiction, the marking "SEXUAL PREDATOR." ~~"775.21,~~  
1278 ~~F.S."~~

1279 (b) For a person subject to registration as a sexual  
1280 offender under s. 943.0435 or s. 944.607, or subject to a  
1281 similar registration under the laws of another jurisdiction, the  
1282 marking "943.0435, F.S."

1283 Section 27. Subsection (9) of section 322.143, Florida  
1284 Statutes, is renumbered as subsection (10), and a new subsection  
1285 (9) is added to that section to read:

1286 322.143 Use of a driver license or identification card.—

1287 (9) A first responder, emergency medical technician, or  
1288 other authorized health care practitioner engaged in immediate  
1289 emergency or other medical treatment may swipe an individual's  
1290 driver license or identification card to access medical  
1291 information held by a third party when available and authorized  
1292 through a previously arranged consent agreement.

1293 Section 28. Subsection (1) of section 322.15, Florida  
1294 Statutes, is amended to read:

1295 322.15 License to be carried and exhibited on demand;  
1296 fingerprint to be imprinted upon a citation.—



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1297 (1) Every licensee shall have his or her driver ~~driver's~~  
1298 license, which must be fully legible with no portion of such  
1299 license faded, altered, mutilated, or defaced, in his or her  
1300 immediate possession at all times when operating a motor vehicle  
1301 and shall present or submit ~~display~~ the same upon the demand of  
1302 a law enforcement officer or an authorized representative of the  
1303 department. A licensee may present or submit a digital proof of  
1304 driver license as provided in s. 322.032 in lieu of a physical  
1305 driver license.

1306 Section 29. Subsection (5) of section 322.27, Florida  
1307 Statutes, is amended to read:

1308 322.27 Authority of department to suspend or revoke driver  
1309 license or identification card.—

1310 (5) (a) The department shall revoke the license of any  
1311 person designated a habitual offender, as set forth in s.  
1312 322.264, and such person is not eligible to be relicensed for a  
1313 minimum of 5 years from the date of revocation, except as  
1314 provided for in s. 322.271. Any person whose license is revoked  
1315 may, by petition to the department, show cause why his or her  
1316 license should not be revoked.

1317 (b) If a person whose driver license has been revoked  
1318 under paragraph (a) as a result of a third violation of driving  
1319 a motor vehicle while his or her license is suspended or revoked  
1320 provides proof of compliance for an offense listed in s.  
1321 318.14(10)(a)1.-5., the clerk of court shall submit an amended



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1322 disposition to remove the habitual traffic offender designation.

1323 Section 30. Paragraphs (a) through (e) of subsection (3)  
1324 of section 322.2715, Florida Statutes, are redesignated as  
1325 paragraphs (b) through (f), respectively, and a new paragraph  
1326 (a) is added to that subsection to read:

1327 322.2715 Ignition interlock device.—

1328 (3) If the person is convicted of:

1329 (a) A first offense of driving under the influence under  
1330 s. 316.193 and has an unlawful blood-alcohol level or breath-  
1331 alcohol level as specified in s. 316.193(1), the ignition  
1332 interlock device may be installed for at least 6 continuous  
1333 months.

1334 Section 31. Section 322.276, Florida Statutes, is created  
1335 to read:

1336 322.276 Out-of-state sanctions; issuance of license.—The  
1337 department may, in its discretion, issue a driver license, with  
1338 any required restrictions, if the applicant's driving privilege  
1339 or driver license is suspended or revoked in another state for  
1340 an offense committed in that state which would not have been  
1341 grounds for suspension or revocation of the person's driving  
1342 privilege or driver license in this state.

1343 Section 32. Section 323.002, Florida Statutes, is amended  
1344 to read:

1345 323.002 County and municipal wrecker operator systems;  
1346 penalties for operation outside of system.—



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1347 (1) As used in this section, the term:

1348 (a) "Authorized wrecker operator" means any wrecker  
1349 operator who has been designated as part of the wrecker operator  
1350 system established by the governmental unit having jurisdiction  
1351 over the scene of a wrecked or disabled vehicle.

1352 (b) "Unauthorized wrecker operator" means any wrecker  
1353 operator who has not been designated as part of the wrecker  
1354 operator system established by the governmental unit having  
1355 jurisdiction over the scene of a wrecked or disabled vehicle.

1356 (c) "Wrecker operator system" means a system for the  
1357 towing or removal of wrecked, disabled, or abandoned vehicles,  
1358 similar to the Florida Highway Patrol wrecker operator system  
1359 described in s. 321.051(2), under which a county or municipality  
1360 contracts with one or more wrecker operators for the towing or  
1361 removal of wrecked, disabled, or abandoned vehicles from  
1362 accident scenes, streets, or highways. A wrecker operator system  
1363 shall include using a method for apportioning the towing  
1364 assignments among the eligible wrecker operators through the  
1365 creation of geographic zones, a rotation schedule, or a  
1366 combination of these methods.

1367 (2) In any county or municipality that operates a wrecker  
1368 operator system:

1369 (a) It is unlawful for an unauthorized wrecker operator or  
1370 its employees or agents to monitor police radio for  
1371 communications between patrol field units and the dispatcher in



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1372 order to determine the location of a wrecked or disabled vehicle  
1373 for the purpose of driving by the scene of such vehicle in a  
1374 manner described in paragraph (b) or paragraph (c). Any person  
1375 who violates this paragraph commits a noncriminal violation,  
1376 punishable as provided in s. 775.083, and the person's wrecker,  
1377 tow truck, or other motor vehicle that was used during the  
1378 offense may be immediately removed and impounded pursuant to  
1379 subsection (3).

1380 (b) It is unlawful for an unauthorized wrecker operator to  
1381 drive by the scene of a wrecked or disabled vehicle before the  
1382 arrival of an authorized wrecker operator, initiate contact with  
1383 the owner or operator of such vehicle by soliciting or offering  
1384 towing services, and tow such vehicle. Any person who violates  
1385 this paragraph commits a misdemeanor of the second degree,  
1386 punishable as provided in s. 775.082 or s. 775.083, and the  
1387 person's wrecker, tow truck, or other motor vehicle that was  
1388 used during the offense may be immediately removed and impounded  
1389 pursuant to subsection (3).

1390 (c) When an unauthorized wrecker operator drives by the  
1391 scene of a wrecked or disabled vehicle and the owner or operator  
1392 initiates contact by signaling the wrecker operator to stop and  
1393 provide towing services, the unauthorized wrecker operator must  
1394 disclose in writing to the owner or operator of the vehicle his  
1395 or her full name and driver license number, that he or she is  
1396 not the authorized wrecker operator who has been designated as





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1397 part of the wrecker operator system, that the motor vehicle is  
1398 not being towed for the owner's or operator's insurance company  
1399 or lienholder, whether he or she has in effect an insurance  
1400 policy providing at least \$300,000 of liability insurance and at  
1401 least \$50,000 of on-hook cargo insurance, and the maximum  
1402 charges for towing and storage which will apply before the  
1403 vehicle is connected to the towing apparatus. The unauthorized  
1404 wrecker operator must also provide a copy of the disclosure to  
1405 the owner or operator in the presence of a law enforcement  
1406 officer if such officer is at the scene of a motor vehicle  
1407 accident. Any person who violates this paragraph commits a  
1408 misdemeanor of the second degree, punishable as provided in s.  
1409 775.082 or s. 775.083, and the person's wrecker, tow truck, or  
1410 other motor vehicle that was used during the offense may be  
1411 immediately removed and impounded pursuant to subsection (3).

1412 (d) At the scene of a wrecked or disabled vehicle, it is  
1413 unlawful for a wrecker operator to falsely identify himself or  
1414 herself as being part of the wrecker operator system. Any person  
1415 who violates this paragraph commits ~~is guilty of~~ a misdemeanor  
1416 of the first degree, punishable as provided in s. 775.082 or s.  
1417 775.083, and the person's wrecker, tow truck, or other motor  
1418 vehicle that was used during the offense may be immediately  
1419 removed and impounded pursuant to subsection (3).

1420 (3) (a) A law enforcement officer from any local  
1421 governmental agency or state law enforcement agency may cause to



1422 be immediately removed and impounded from the scene of a wrecked  
1423 or disabled vehicle, at the unauthorized wrecker operator's  
1424 expense, any wrecker, tow truck, or other motor vehicle that is  
1425 used in violation of any provision of subsection (2). The  
1426 impounded wrecker, tow truck, or other motor vehicle must be  
1427 stored at an authorized law enforcement impound yard. The  
1428 unauthorized wrecker operator shall be assessed a cost recovery  
1429 fine as provided in paragraph (b) by the authority that ordered  
1430 the immediate removal and impoundment of the wrecker, tow truck,  
1431 or other motor vehicle. A wrecker, tow truck, or other motor  
1432 vehicle that is removed and impounded pursuant to this section  
1433 may not be released from an impound or towing and storage  
1434 facility before a release form is completed by the authority  
1435 that ordered the immediate removal and impoundment of the  
1436 wrecker, tow truck, or other motor vehicle which verifies that  
1437 the cost recovery fine has been paid to the authority. The  
1438 vehicle must remain impounded until the fine is paid or until  
1439 the vehicle is sold at public sale pursuant to s. 713.78.

1440 (b) Notwithstanding any other provision of law, the  
1441 unauthorized wrecker operator, upon retrieval of the wrecker,  
1442 tow truck, or other motor vehicle removed or impounded pursuant  
1443 to this section, and in addition to any other penalties that may  
1444 be imposed for noncriminal violations, shall pay a cost recovery  
1445 fine of \$500 for a first violation of subsection (2), or a fine  
1446 of \$1,000 for each subsequent violation of subsection (2), to



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1447 the authority that ordered the immediate removal and impoundment  
1448 of the wrecker, tow truck, or other motor vehicle. Cost recovery  
1449 funds collected under this subsection shall be retained by the  
1450 authority that ordered the removal and impoundment of the  
1451 wrecker, tow truck, or other motor vehicle and may be used only  
1452 for the enforcement, investigation, prosecution, and training  
1453 related to towing violations and crimes involving motor  
1454 vehicles.

1455 (c) Notwithstanding any other provision of law and in  
1456 addition to the cost recovery fine required by this subsection,  
1457 a person who violates any provision of subsection (2) shall pay  
1458 the fees associated with the removal and storage of the  
1459 unauthorized wrecker, tow truck, or other motor vehicle.

1460 (4)~~(3)~~ This section does not prohibit, or in any way  
1461 prevent, the owner or operator of a vehicle involved in an  
1462 accident or otherwise disabled from contacting any wrecker  
1463 operator for the provision of towing services, whether the  
1464 wrecker operator is an authorized wrecker operator or not.

1465 Section 33. Subsection (5) of section 526.141, Florida  
1466 Statutes, is amended to read:

1467 526.141 Self-service gasoline stations; attendants;  
1468 regulations.—

1469 (5) (a) Every full-service gasoline station offering self-  
1470 service at a lesser cost shall require an attendant employed by  
1471 the station to dispense gasoline from the self-service portion



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1472 of the station to any motor vehicle properly displaying an  
1473 exemption parking permit as provided in s. 316.1958 or s.  
1474 320.0848 or a license plate issued pursuant to s. 320.084, s.  
1475 320.0842, s. 320.0843, or s. 320.0845 when the person to whom  
1476 such permit has been issued is the operator of the vehicle and  
1477 such service is requested. Such stations shall prominently  
1478 display a decal no larger than 8 square inches on the front of  
1479 all self-service pumps clearly stating the requirements of this  
1480 subsection and the penalties applicable to violations of this  
1481 subsection. The Department of Agriculture and Consumer Services  
1482 shall enforce this requirement.

1483 (b)1. By July 1, 2016, a full-service gasoline station  
1484 offering self-service at a lesser cost shall prominently  
1485 display, in addition to the decal required under paragraph (a),  
1486 a decal that is blue, is at least 15 square inches in size, and  
1487 clearly displays the international symbol of accessibility shown  
1488 in s. 320.0842, the telephone number of the station, and the  
1489 words "Call for Assistance." The Department of Agriculture and  
1490 Consumer Services shall adopt rules to implement and enforce  
1491 this paragraph.

1492 2. This paragraph preempts and supersedes all local  
1493 government laws and regulations pertaining to the provision of  
1494 fueling assistance to the motor vehicle operators described in  
1495 paragraph (a) by self-service gasoline stations.



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1496        ~~(c)(b)~~ Violation of paragraph (a) is a misdemeanor of the  
1497 second degree, punishable as provided in s. 775.082 or s.  
1498 775.083.

1499        Section 34. Section 526.142, Florida Statutes, is created  
1500 to read:

1501        526.142 Air and vacuum devices.—A retail outlet as defined  
1502 in s. 526.303 is not required to provide air or vacuum supply  
1503 without charge. A political subdivision of this state may not  
1504 adopt any ordinance regarding the pricing of such commodities.  
1505 All such ordinances, whether existing or proposed, are preempted  
1506 and superseded by general law.

1507        Section 35. Paragraph (a) of subsection (1) of section  
1508 562.11, Florida Statutes, is amended to read:

1509        562.11 Selling, giving, or serving alcoholic beverages to  
1510 person under age 21; providing a proper name; misrepresenting or  
1511 misstating age or age of another to induce licensee to serve  
1512 alcoholic beverages to person under 21; penalties.—

1513        (1) (a) 1. A ~~It is unlawful for any person~~ may not ~~to~~ sell,  
1514 give, serve, or permit to be served alcoholic beverages to a  
1515 person under 21 years of age or ~~to~~ permit a person under 21  
1516 years of age to consume such beverages on the licensed premises.  
1517 A person who violates this subparagraph commits a misdemeanor of  
1518 the second degree, punishable as provided in s. 775.082 or s.  
1519 775.083. A person who violates this subparagraph a second or  
1520 subsequent time within 1 year after a prior conviction commits a



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1521 | misdemeanor of the first degree, punishable as provided in s.  
1522 | 775.082 or s. 775.083.

1523 |       2. In addition to any other penalty imposed for a  
1524 | violation of subparagraph 1., the court may order the Department  
1525 | of Highway Safety and Motor Vehicles to withhold the issuance  
1526 | of, or suspend or revoke, the driver ~~driver's~~ license or driving  
1527 | privilege, as provided in s. 322.057, of any person who violates  
1528 | subparagraph 1. This subparagraph does not apply to a licensee,  
1529 | as defined in s. 561.01, who violates subparagraph 1. while  
1530 | acting within the scope of his or her license or an employee or  
1531 | agent of a licensee, as defined in s. 561.01, who violates  
1532 | subparagraph 1. while engaged within the scope of his or her  
1533 | employment or agency.

1534 |       3. A court that withholds the issuance of, or suspends or  
1535 | revokes, the driver license or driving privilege of a person  
1536 | pursuant to subparagraph 2. may direct the Department of Highway  
1537 | Safety and Motor Vehicles to issue the person a license for  
1538 | driving privilege restricted to business purposes only, as  
1539 | defined in s. 322.271, if he or she is otherwise qualified.

1540 |       Section 36. Subsection (1) of section 812.0155, Florida  
1541 | Statutes, is amended, and subsection (5) is added to that  
1542 | section, to read:

1543 |       812.0155 Suspension of driver ~~driver's~~ license following  
1544 | an adjudication of guilt for theft.—

1545 |       (1) Except as provided in subsections (2) and (3), the



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1546 | court may order the suspension of the driver ~~driver's~~ license of  
1547 | each person adjudicated guilty of any misdemeanor violation of  
1548 | s. 812.014 or s. 812.015, regardless of the value of the  
1549 | property stolen. ~~The court shall order the suspension of the~~  
1550 | ~~driver's license of each person adjudicated guilty of any~~  
1551 | ~~misdemeanor violation of s. 812.014 or s. 812.015 who has~~  
1552 | ~~previously been convicted of such an offense.~~ Upon ordering the  
1553 | suspension of the driver ~~driver's~~ license of the person  
1554 | adjudicated guilty, the court shall forward the driver ~~driver's~~  
1555 | license of the person adjudicated guilty to the Department of  
1556 | Highway Safety and Motor Vehicles in accordance with s. 322.25.

1557 |       (a) The first suspension of a driver ~~driver's~~ license  
1558 | under this subsection shall be for a period of up to 6 months.

1559 |       (b) A second or subsequent suspension of a driver ~~driver's~~  
1560 | license under this subsection shall be for 1 year.

1561 |       (5) A court that suspends the driver license of a person  
1562 | pursuant to subsection (1) may direct the Department of Highway  
1563 | Safety and Motor Vehicles to issue the person a license for  
1564 | driving privilege restricted to business purposes only, as  
1565 | defined in s. 322.271, if he or she is otherwise qualified.

1566 |       Section 37. Section 832.09, Florida Statutes, is amended  
1567 | to read:

1568 |       832.09 Suspension of driver license after warrant or  
1569 | capias is issued in worthless check case.—

1570 |       (1) The court may order the suspension or revocation of



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1571 | the driver license of a ~~Any~~ person who is being prosecuted for  
1572 | passing a worthless check in violation of s. 832.05, who fails  
1573 | to appear before the court and against whom a warrant or capias  
1574 | for failure to appear is issued by the court if the person has  
1575 | previously been adjudicated guilty of a violation of s. 832.05  
1576 | ~~shall have his or her driver's license suspended or revoked~~  
1577 | ~~pursuant to s. 322.251.~~

1578 |       (2) Within 5 working days after the court orders the  
1579 | suspension of a driver license pursuant to subsection (1)  
1580 | ~~issuance of a warrant or capias for failure to appear~~, the clerk  
1581 | of the court in the county where the warrant or capias is issued  
1582 | shall notify the Department of Highway Safety and Motor Vehicles  
1583 | by the most efficient method available of the action of the  
1584 | court.

1585 |       Section 38. Section 45 of chapter 2008-176, Laws of  
1586 | Florida, as amended by section 21 of chapter 2010-223, Laws of  
1587 | Florida, is amended to read:

1588 |       Section 45. Except for a specialty license plate proposal  
1589 | which has submitted a letter of intent to the Department of  
1590 | Highway Safety and Motor Vehicles before ~~prior to~~ May 2, 2008,  
1591 | and which has submitted a valid survey, marketing strategy, and  
1592 | application fee as required by s. 320.08053, Florida Statutes,  
1593 | before ~~prior to~~ October 1, 2008, or which was included in a bill  
1594 | filed during the 2008 Legislative Session, the Department of  
1595 | Highway Safety and Motor Vehicles may not issue any new





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1596 specialty license plates pursuant to ss. 320.08056 and  
1597 320.08058, Florida Statutes, between July 1, 2008, and July 1,  
1598 2016 ~~2014~~.

1599 Section 39. The Department of Highway Safety and Motor  
1600 Vehicles is directed to develop a plan of action that addresses  
1601 motor vehicle registration holds placed pursuant to ss.  
1602 316.1001, 316.1967, and 318.15, Florida Statutes, for  
1603 presentation to the Governor, the President of the Senate, and  
1604 the Speaker of the House of Representatives by February 1, 2015.  
1605 The plan must, at a minimum, include a methodology for  
1606 applicants whose names have been placed on the list of persons  
1607 who may not be issued a license plate or revalidation sticker  
1608 under s. 320.03(8), Florida Statutes, to rectify the cause of  
1609 the hold through the payment of any outstanding toll, parking  
1610 ticket, fine, or other fee at the point of collection of the  
1611 registration fee.

1612 Section 40. By January 1, 2015, the Department of Highway  
1613 Safety and Motor Vehicles shall conduct and submit a study on  
1614 the effectiveness of ignition interlock device use as an  
1615 alternative to driver license suspension. The study shall be  
1616 submitted to the Governor, the President of the Senate, and the  
1617 Speaker of the House of Representatives and shall address the  
1618 following:

1619 (1) The effect ignition interlock device use as an  
1620 alternative to a driver license suspension will have on the DUI



1621 recidivism rate while the driver is using the ignition interlock  
1622 device.

1623 (2) The cost of ignition interlock device use compared to  
1624 the cost associated with a subsequent violation, or suspected  
1625 violation, of s. 316.193, Florida Statutes, including, but not  
1626 limited to, a violation involving property damage, bodily  
1627 injury, and death.

1628 (3) In addition to existing penalties, a provision that  
1629 provides for credit on a day-for-day basis for ignition  
1630 interlock device use, as an alternative to a driver license  
1631 suspension, toward any mandatory ignition interlock device use  
1632 ordered by the court.

1633 (4) The effectiveness of mandatory ignition interlock  
1634 device use for all violations of s. 316.193, Florida Statutes.

1635 Section 41. Any annual revenues distributed to the  
1636 Sportsmen's National Land Trust pursuant to former s.  
1637 320.08058(47), Florida Statutes, shall be expended in accordance  
1638 with the uses authorized under s. 320.08058(47)(b), Florida  
1639 Statutes, as amended by this act and as approved by the Wildlife  
1640 Foundation of Florida, Inc.

1641 Section 42. This act shall take effect July 1, 2014.