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

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5 Section 1. Effective January 1, 2009, subsection (2)
6 of section 318.15, Florida Statutes, is amended to read:

7 318.15 Failure to comply with civil penalty or to
8 appear; penalty.--

9 (2) After suspension of the driver's license and
10 privilege to drive of a person under subsection (1), the
11 license and privilege may not be reinstated until the person
12 complies with all obligations and penalties imposed on him or
13 her under s. 318.18 and presents to a driver license office a
14 certificate of compliance issued by the court, together with a
15 nonrefundable reinstatement ~~service~~ charge of up to \$47.50
16 imposed under s. 322.29, or presents a certificate of
17 compliance and pays the aforementioned reinstatement ~~service~~
18 charge of up to \$47.50 to the clerk of the court ~~or tax~~
19 ~~collector~~ clearing such suspension. Of the charge collected by
20 the clerk of the court ~~or the tax collector~~, \$10 shall be
21 remitted to the Department of Revenue to be deposited into the
22 Highway Safety Operating Trust Fund. Such person shall also be
23 in compliance with requirements of chapter 322 prior to
24 reinstatement.

25 Section 2. Effective January 1, 2009, section 322.02,
26 Florida Statutes, is amended to read:

27 322.02 ~~Legislative intent~~, Administration.--

28 ~~(1) The Legislature finds that over the past several~~
29 ~~years the department and individual county tax collectors have~~
30 ~~entered into contracts for the delivery of full and limited~~
31 ~~driver license services where such contractual relationships~~

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1 ~~best served the public interest through state administration~~
2 ~~and enforcement and local government implementation. It is~~
3 ~~the intent of the Legislature that future interests and~~
4 ~~processes for developing and expanding the department's~~
5 ~~relationship with tax collectors through contractual~~
6 ~~relationships for the delivery of driver license services be~~
7 ~~achieved through the provisions of this chapter, thereby~~
8 ~~serving best the public interest considering accountability,~~
9 ~~cost-effectiveness, efficiency, responsiveness, and~~
10 ~~high-quality service to the drivers in Florida.~~

11 (1)~~(2)~~ The Department of Highway Safety and Motor
12 Vehicles is charged with the administration and function of
13 enforcement of the provisions of this chapter.

14 (2)~~(3)~~ The department shall employ a director, who is
15 charged with the duty of serving as the executive officer of
16 the Division of Driver Licenses of the department insofar as
17 the administration of this chapter is concerned. He or she
18 shall be subject to the supervision and direction of the
19 department, and his or her official actions and decisions as
20 executive officer shall be conclusive unless the same are
21 superseded or reversed by the department or by a court of
22 competent jurisdiction.

23 (3)~~(4)~~ The department shall have the authority to
24 enter into reciprocal driver's license agreements with other
25 jurisdictions within the United States and its territories and
26 possessions and with foreign countries or political entities
27 equivalent to Florida state government within a foreign
28 country.

29 ~~(5)~~ The tax collector in and for his or her county may
30 be designated the exclusive agent of the department to
31 implement and administer the provisions of this chapter as

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1 ~~provided by s. 322.135(5).~~

2 ~~(4)(6)~~ The department shall ~~make and~~ adopt rules and
3 ~~regulations~~ for the orderly administration of this chapter.

4 Section 3. Effective January 1, 2009, section 322.135,
5 Florida Statutes, is repealed.

6 Section 4. Section 322.136, Florida Statutes, is
7 created to read:

8 322.136 Driver license agents.--

9 (1) The department shall contract by January 1, 2007,
10 with any person or entity, subject to the requirements of law
11 and in accordance with rules of the department, to serve as
12 its agents for the provision of driver license services as
13 specified by the department. The department may contract with
14 no more than five agents, including, but not limited to, tax
15 collectors, as necessary to provide the most comprehensive and
16 reliable driver license services statewide. In determining the
17 agents to provide the most comprehensive and reliable driver
18 license services statewide, the department shall give
19 preference to agents that are an association or group of tax
20 collectors.

21 (a) Services to be provided by authorized agents may
22 include, but are not limited to, all those required by this
23 chapter, as well as chapters 97, 119, 324, 627, 765, 775, 812,
24 832, 893, and 943. Services to be provided by authorized
25 agents under the provisions of 49 C.F.R. s. 1572.11 are
26 limited to those authorized by federal regulation.

27 (b) Each person or entity that is authorized by the
28 department to provide a service shall bear all costs
29 associated with providing that service.

30 (c) A service fee, not to exceed \$25, may be charged
31 to any person completing a transaction with an authorized

1 agent. However, a service fee may not be charged:

2 1. For multiple transactions arising from a single
3 visit to an agent's location.

4 2. When a driver has been referred for reexamination
5 by the medical advisory board established in s. 322.125 or by
6 a law enforcement agency.

7 3. For a duplicate driver's license or identification
8 card when a police report is presented as documentation that
9 the license or identification was stolen.

10 4. For a replacement driver's license or
11 identification card when the address of the customer was
12 changed by the state, county, or federal government.

13 (2) All employees of authorized agents must maintain
14 the confidentiality of all personal information collected by
15 the agent as required in s. 119.07(6)(aa).

16 (3) Each person or entity serving as the department's
17 agent under this section shall give a good and sufficient
18 surety bond, payable to the department and conditioned upon
19 his or her faithfully and truly performing the duties imposed
20 upon him or her according to the requirements of law and the
21 rules of the department and upon his or her accounting for all
22 materials, records, and other property and money that come
23 into his or her possession or control by reason of performing
24 these duties. The amount of the bond shall be determined by
25 the department.

26 (4) The department shall establish a quality assurance
27 unit to monitor and provide oversight of all agents. The
28 quality assurance unit shall submit a report each year by
29 February 1 to the Governor, the Cabinet, the President of the
30 Senate, and the Speaker of the House of Representatives. The
31 report must include, but need not be limited to, a report of

1 average customer wait times, customer survey responses, and
2 revenue collections and distributions made by the agents.

3 Section 5. Effective January 1, 2009, subsection (2)
4 of section 322.29, Florida Statutes, is amended to read:

5 322.29 Surrender and return of license.--

6 (2) The provisions of subsection (1) to the contrary
7 notwithstanding, no examination is required for the return of
8 a license suspended under s. 318.15 or s. 322.245 unless an
9 examination is otherwise required by this chapter. Every
10 person applying for the return of a license suspended under s.
11 318.15 or s. 322.245 shall present to the department
12 certification from the court that he or she has complied with
13 all obligations and penalties imposed on him or her pursuant
14 to s. 318.15 or, in the case of a suspension pursuant to s.
15 322.245, that he or she has complied with all directives of
16 the court and the requirements of s. 322.245 and shall pay to
17 the department a nonrefundable reinstatement ~~service~~ fee of
18 \$35, of which \$25 shall be deposited into the General Revenue
19 Fund and \$10 shall be deposited into the Highway Safety
20 Operating Trust Fund. If reinstated by the clerk of the court
21 ~~or tax collector~~, \$25 shall be retained and \$10 shall be
22 remitted to the Department of Revenue for deposit into the
23 Highway Safety Operating Trust Fund. However, the
24 reinstatement ~~service~~ fee is not required if the person is
25 required to pay a \$35 fee or \$60 fee under the provisions of
26 s. 322.21.

27 Section 6. Except as otherwise expressly provided in
28 this act, this act shall take effect upon becoming a law.

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