

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Plakon offered the following:

2
3 **Substitute Amendment for Amendment (615987) (with title**
4 **amendment)**

5 Between lines 1765 and 1766, insert:

6 Section 46. Paragraph (a) of subsection (10) of section
7 322.2615, Florida Statutes, is amended, and paragraph (c) is
8 added to that subsection, to read:

9 322.2615 Suspension of license; right to review.—

10 (10) A person whose driver license is suspended under
11 subsection (1) or subsection (3) may apply for issuance of a
12 license for business or employment purposes only if the person

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13 is otherwise eligible for the driving privilege pursuant to s.
14 322.271.

15 (a) If the suspension of the driver license of the person
16 for failure to submit to a breath, urine, or blood test is
17 sustained, the person is not eligible to receive a license for
18 business or employment purposes only, pursuant to s. 322.271,
19 until 90 days have elapsed after the expiration of the last
20 temporary permit issued. If the driver is not issued a 10-day
21 permit pursuant to this section or s. 322.64 because he or she
22 is ineligible for the permit and the suspension for failure to
23 submit to a breath, urine, or blood test is not invalidated by
24 the department, the driver is not eligible to receive a business
25 or employment license pursuant to s. 322.271 until 90 days have
26 elapsed from the date of the suspension. Issuance of the license
27 for business or employment purposes after 90 days have elapsed
28 under this paragraph is conditioned upon installation at the
29 person's sole expense of an ignition interlock device approved
30 by the department for a period of 90 days in accordance with ss.
31 316.1937 and 316.1938 upon all vehicles that are individually or
32 jointly leased or owned and routinely operated by the person.

33 1. If the person claims inability to pay for an ignition
34 interlock device under this paragraph, an ignition interlock
35 provider shall provide the following discounts on the monthly
36 leasing fee:

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37 a. If the person's family income is at or below 100
38 percent of the federal poverty level as documented by written
39 order of the court, the regular monthly leasing fee charged to
40 all customers by the interlock provider shall be discounted for
41 that person by 50 percent.

42 b. If the person's family income is greater than 100
43 percent but at or below 149 percent of the federal poverty level
44 as documented by written order of the court, the regular monthly
45 leasing fee charged to all customers by the interlock provider
46 shall be discounted for that person by 25 percent.

47 2. A person who qualifies for a reduced fee pursuant to
48 subparagraph 1. is not required to pay the costs for
49 installation or deinstallation of the device.

50 (c)1. Notwithstanding paragraph (b), a person whose driver
51 license has been suspended under subsection (1) or subsection
52 (3) and who is charged with a first offense of driving under the
53 influence under s. 316.193 may retain his or her driving
54 privilege and receive a driver license without restriction
55 during the 30-day period specified in paragraph (b), if he or
56 she elects, for the duration of such time period, to have an
57 ignition interlock device installed on his or her motor vehicle
58 as provided in s. 316.1937.

59 2. If the person claims inability to pay for an ignition
60 interlock device under this paragraph, an ignition interlock

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61 provider shall provide the following discounts on the monthly
62 leasing fee:

63 a. If a person's family income is at or below 100 percent
64 of the federal poverty level as documented by written order of
65 the court, the regular monthly leasing fee charged to all
66 customers by the interlock provider shall be discounted for that
67 person by 50 percent.

68 b. If the person's family income is greater than 100
69 percent but at or below 149 percent of the federal poverty level
70 as documented by written order of the court, the regular monthly
71 leasing fee charged to all customers by the interlock provider
72 shall be discounted for that person by 25 percent.

73 3. A person who qualifies for a reduced fee pursuant to
74 subparagraph 2. is not required to pay the costs for
75 installation or deinstallation of the device.

76 4. Each person, regardless of income level, must have the
77 option of establishing a twelve-month payment plan with a
78 department-approved ignition interlock device provider.

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T I T L E A M E N D M E N T

81 Remove line 163 and insert:
82 certain circumstances; amending s. 322.2615, F.S.;
83 revising requirements for issuance of a license for
84 business or employment purposes only for a person who
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86 fails to submit to a breath, urine, or blood test;
87 requiring installation of an ignition interlock device
88 for a specified time period on the person's vehicle at
89 the person's sole expense; requiring an ignition
90 interlock provider to discount the monthly leasing fee
91 for an ignition interlock device by a certain
92 percentage for certain persons; exempting such a
93 person from paying costs of installation or
94 deinstallation of the device; authorizing a person
95 whose driver license has been suspended and who is
96 charged with a first offense of driving under the
97 influence to retain his or her driving privilege and
98 receive a driver license without restriction for
99 certain time periods under certain circumstances;
100 requiring an ignition interlock provider to discount
101 the monthly leasing fee for an ignition interlock
102 device by a certain percentage for certain persons;
103 exempting such a person from paying costs of
104 installation of the device; amending s. 322.36, F.S.;

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