

HB 1107

2018

1 A bill to be entitled
2 An act relating to disabled parking permits; amending
3 s. 320.0848, F.S.; requiring a disabled parking permit
4 to display the applicant's driver license or
5 identification card photograph; providing an
6 exemption; revising and providing penalties for
7 certain unlawful uses of a permit; amending s. 318.14,
8 F.S.; conforming provisions to changes made by the
9 act; amending s. 318.18, F.S.; specifying the amount
10 of a civil penalty for certain violations; providing
11 an effective date.

12
13 Be It Enacted by the Legislature of the State of Florida:
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15 Section 1. Paragraph (a) of subsection (2), paragraph (a)
16 of subsection (3), and subsection (7) of section 320.0848,
17 Florida Statutes, are amended to read:

18 320.0848 Persons who have disabilities; issuance of
19 disabled parking permits; temporary permits; permits for certain
20 providers of transportation services to persons who have
21 disabilities.—

22 (2) DISABLED PARKING PERMIT; PERSONS WITH LONG-TERM
23 MOBILITY PROBLEMS.—

24 (a) The disabled parking permit is a placard that can be
25 placed in a motor vehicle so as to be visible from the front and

26 rear of the vehicle.

27 1. Each side of the placard must display ~~have~~ the
28 international symbol of accessibility in a contrasting color in
29 the center so as to be visible.

30 2. One side of the placard must display:

31 a. The applicant's driver license number or state
32 identification card number along with a warning that the
33 applicant must have such identification at all times while using
34 the parking permit.

35 b. For a parking permit issued on or after July 1, 2018, a
36 copy of the applicant's photograph that appears on his or her
37 driver license or identification card. The photograph must be
38 concealed by a movable flap or cover in order to protect the
39 identity of the applicant while the placard is displayed in the
40 vehicle.

41 3. In those cases where the severity of the disability
42 prevents a disabled person from physically visiting or being
43 transported to a driver license or tax collector office to
44 obtain a driver license or identification card, a certifying
45 physician may sign the exemption section of the department's
46 parking permit application to exempt the disabled person from
47 being issued a driver license or identification card for the
48 number and photograph to be displayed on the parking permit.

49 4. A validation sticker must also be issued with each
50 disabled parking permit, showing the month and year of

51 expiration on each side of the placard. Validation stickers must
52 be of the size specified by the Department of Highway Safety and
53 Motor Vehicles and must be affixed to the disabled parking
54 permits. The disabled parking permits must use the same colors
55 as license plate validations.

56 (3) DISABLED PARKING PERMIT; TEMPORARY.—

57 (a) The temporary disabled parking permit is a placard of
58 a different color from the color of the long-term disabled
59 parking permit placard, and must clearly display the date of
60 expiration in large print and with color coding, but is
61 identical to the long-term disabled parking permit placard in
62 all other respects, including, but not limited to, the inclusion
63 of a state identification card number or driver license number
64 and photograph on one side of the temporary permit. The
65 temporary disabled parking permit placard must be designed to
66 conspicuously display the expiration date of the permit on the
67 front and back of the placard.

68 (7) (a) ~~A~~ Any person who fraudulently obtains or unlawfully
69 displays a disabled parking permit that belongs to another
70 person while occupying a disabled parking space or an access
71 aisle as defined in s. 553.5041 while the owner of the permit is
72 not being transported in the vehicle or who uses an unauthorized
73 replica of such a disabled parking permit with the intent to
74 deceive commits ~~is guilty of~~ a misdemeanor of the second degree,
75 punishable as provided in s. 775.082 or s. 775.083 and by a

76 | mandatory civil fine of \$250.

77 | (b) A person who knowingly provides a disabled parking
 78 | permit to another person for the purpose of the other person's
 79 | unlawful use as provided in paragraph (a) commits a noncriminal
 80 | traffic infraction, punishable as a nonmoving violation as
 81 | provided in chapter 318.

82 | (c) A person who displays a disabled parking permit that
 83 | is expired commits a noncriminal traffic infraction, punishable
 84 | as a nonmoving violation as provided in chapter 318.

85 | Section 2. Subsection (1) of section 318.14, Florida
 86 | Statutes, is amended to read:

87 | 318.14 Noncriminal traffic infractions; exception;
 88 | procedures.—

89 | (1) Except as provided in ss. 318.17 and 320.07(3)(c), any
 90 | person cited for a violation of chapter 316, s. 320.0605, s.
 91 | 320.07(3)(a) or (b), s. 320.0848(7)(b) or (c), s. 322.065, s.
 92 | 322.15(1), s. 322.16(2) or (3), s. 322.1615, s. 322.19, or s.
 93 | 1006.66(3) is charged with a noncriminal infraction and must be
 94 | cited for such an infraction and cited to appear before an
 95 | official. If another person dies as a result of the noncriminal
 96 | infraction, the person cited may be required to perform 120
 97 | community service hours under s. 316.027(4), in addition to any
 98 | other penalties.

99 | Section 3. Subsection (23) is added to section 318.18,
 100 | Florida Statutes, to read:

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101 318.18 Amount of penalties.—The penalties required for a
102 noncriminal disposition pursuant to s. 318.14 or a criminal
103 offense listed in s. 318.17 are as follows:

104 (23) Two hundred and fifty dollars for a violation of s.
105 320.0848(7) (b) or (c).

106 Section 4. This act shall take effect July 1, 2018.