

By Senator Book

32-00511-18

2018322\_\_

1                   A bill to be entitled  
2       An act relating to fees charged by tax collectors;  
3       amending s. 322.12, F.S.; providing for allocation of  
4       fees from certain driver license examinations  
5       administered by tax collectors; amending s. 322.21,  
6       F.S.; providing for allocation of fees from certain  
7       driver license reinstatement services performed by tax  
8       collectors; providing an effective date.

9  
10   Be It Enacted by the Legislature of the State of Florida:

11  
12       Section 1. Subsection (1) of section 322.12, Florida  
13       Statutes, is amended to read:

14       322.12 Examination of applicants.-

15       (1) It is the intent of the Legislature that every  
16       applicant for an original driver license in this state be  
17       required to pass an examination pursuant to this section.  
18       However, the department may waive the knowledge, endorsement,  
19       and skills tests for an applicant who is otherwise qualified and  
20       who surrenders a valid driver license from another state or a  
21       province of Canada, or a valid driver license issued by the  
22       United States Armed Forces, if the driver applies for a Florida  
23       license of an equal or lesser classification. An ~~Any~~ applicant  
24       who fails to pass the initial knowledge test incurs a \$10 fee  
25       for each subsequent test, to be deposited into the Highway  
26       Safety Operating Trust Fund, except that if a subsequent test is  
27       administered by the tax collector, the tax collector shall  
28       retain such \$10 fee, less the general revenue service charge set  
29       forth in s. 215.20(1). An ~~Any~~ applicant who fails to pass the

32-00511-18

2018322\_\_

30 initial skills test incurs a \$20 fee for each subsequent test,  
31 to be deposited into the Highway Safety Operating Trust Fund,  
32 except that if a subsequent test is administered by the tax  
33 collector, the tax collector shall retain such \$20 fee, less the  
34 general revenue service charge set forth in s. 215.20(1). A  
35 person who seeks to retain a hazardous-materials endorsement,  
36 pursuant to s. 322.57(1)(e), must pass the hazardous-materials  
37 test, upon surrendering his or her commercial driver license, if  
38 the person has not taken and passed the hazardous-materials test  
39 within 2 years before applying for a commercial driver license  
40 in this state.

41 Section 2. Subsection (8) of section 322.21, Florida  
42 Statutes, is amended to read:

43 322.21 License fees; procedure for handling and collecting  
44 fees.—

45 (8) A ~~Any~~ person who applies for reinstatement following  
46 the suspension or revocation of the person's driver license must  
47 pay a service fee of \$45 following a suspension, and \$75  
48 following a revocation, which is in addition to the fee for a  
49 license. A ~~Any~~ person who applies for reinstatement of a  
50 commercial driver license following the disqualification of the  
51 person's privilege to operate a commercial motor vehicle shall  
52 pay a service fee of \$75, which is in addition to the fee for a  
53 license. The department shall collect all of these fees at the  
54 time of reinstatement. The department shall issue proper  
55 receipts for such fees and shall promptly transmit all funds  
56 received by it as follows:

57 (a) Of the \$45 fee received from a licensee for  
58 reinstatement following a suspension:

32-00511-18

2018322\_\_

59 1. If the reinstatement is processed by the department, the  
60 department shall deposit \$15 in the General Revenue Fund and \$30  
61 in the Highway Safety Operating Trust Fund.

62 2. If the reinstatement is processed by the tax collector,  
63 \$15, less the general revenue service charge set forth in s.  
64 215.20(1), shall be retained by the tax collector, \$15 shall be  
65 deposited into the Highway Safety Operating Trust Fund, and \$15  
66 shall be deposited into the General Revenue Fund.

67 (b) Of the \$75 fee received from a licensee for  
68 reinstatement following a revocation or disqualification:

69 1. If the reinstatement is processed by the department, the  
70 department shall deposit \$35 in the General Revenue Fund and \$40  
71 in the Highway Safety Operating Trust Fund.

72 2. If the reinstatement is processed by the tax collector,  
73 \$20, less the general revenue service charge set forth in s.  
74 215.20(1), shall be retained by the tax collector, \$20 shall be  
75 deposited into the Highway Safety Operating Trust Fund, and \$35  
76 shall be deposited into the General Revenue Fund.

77  
78 If the revocation or suspension of the driver license was for a  
79 violation of s. 316.193, or for refusal to submit to a lawful  
80 breath, blood, or urine test, an additional fee of \$130 must be  
81 charged. However, only one \$130 fee may be collected from one  
82 person convicted of violations arising out of the same incident.  
83 The department shall collect the \$130 fee and deposit the fee  
84 into the Highway Safety Operating Trust Fund at the time of  
85 reinstatement of the person's driver license, but the fee may  
86 not be collected if the suspension or revocation is overturned.  
87 If the revocation or suspension of the driver license was for a

32-00511-18

2018322\_\_

88 conviction for a violation of s. 817.234(8) or (9) or s.  
89 817.505, an additional fee of \$180 is imposed for each offense.  
90 The department shall collect and deposit the additional fee into  
91 the Highway Safety Operating Trust Fund at the time of  
92 reinstatement of the person's driver license.

93 Section 3. This act shall take effect July 1, 2018.