

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Government Operations
2 Subcommittee

3 Representative Maney offered the following:

Amendment (with title amendment)

6 Remove everything after the enacting clause and insert:

7 **Section 1. Section 316.88, Florida Statutes, is created to**
8 **read:**

9 316.88 Sale of appointments prohibited.—Unless authorized
10 in writing by the department or a tax collector acting as an
11 authorized agent of the department, a person may not sell, or
12 offer to sell a service appointment with a department office, or
13 the office of a tax collector acting as an authorized agent of
14 the department, for any service authorized by chapters 319, 320,
15 322, or 328. A person who violates this section commits a

Amendment No.

16 misdemeanor of the first degree, punishable as provided in s.
17 775.082 or s. 775.083.

18 **Section 2. Subsection (2) of section 319.24, Florida**
19 **Statutes, is amended to read:**

20 319.24 Issuance in duplicate; delivery; liens and
21 encumbrances.—

22 (2) A duly authorized person shall sign the original
23 certificate of title and each corrected certificate and, if
24 there are no liens or encumbrances on the motor vehicle or
25 mobile home, as shown in the records of the department or as
26 shown in the application, must ~~shall~~ deliver the certificate to
27 the applicant or to another person as directed by the applicant
28 or person, agent, or attorney submitting such application. Tax
29 collectors, as authorized agents of the department, may deliver
30 original certificates of title and corrected certificates by
31 mail or make such certificates available to applicants at tax
32 collectors' offices. The motor vehicle dealer license number
33 must be submitted to the department when a dealer applies for or
34 receives a duplicate title. The current odometer reading must be
35 submitted on an application for a duplicate title. If there are
36 one or more liens or encumbrances on the motor vehicle or mobile
37 home, the certificate must ~~shall~~ be delivered by the department
38 to the first lienholder as shown by department records or to the
39 owner as indicated in the notice of lien filed by the first
40 lienholder pursuant to s. 319.27. If the notice of lien filed by

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Amendment No.

41 the first lienholder indicates that the certificate should be
42 delivered to the first lienholder, the department must ~~shall~~
43 deliver to the first lienholder, along with the certificate, a
44 form to be subsequently used by the lienholder as a
45 satisfaction. If the notice of lien filed by the first
46 lienholder directs the certificate of title to be delivered to
47 the owner, then, upon delivery of the certificate of title by
48 the department to the owner, the department must ~~shall~~ deliver
49 to the first lienholder confirmation of the receipt of the
50 notice of lien and the date the certificate of title was issued
51 to the owner at the owner's address shown on the notice of lien
52 and a form to be subsequently used by the lienholder as a
53 satisfaction. If the application for certificate shows the name
54 of a first lienholder different from the name of the first
55 lienholder as shown by the records of the department or if the
56 application does not show the name of a judgment lienholder as
57 shown by the records of the department, the certificate may
58 ~~shall~~ not be issued to any person until after all parties who
59 appear to hold a lien and the applicant for the certificate have
60 been notified of the conflict in writing by the department by
61 certified mail. If the parties do not amicably resolve the
62 conflict within 10 days from the date such notice was mailed,
63 ~~then~~ the department must ~~shall~~ serve notice in writing by
64 certified mail on all persons appearing to hold liens on that
65 particular vehicle, including the applicant for the certificate,

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Published On: 4/9/2025 4:36:46 PM

Amendment No.

66 to show cause within 15 days from the date the notice is mailed
67 why it should not issue and deliver the certificate to the
68 person indicated in the notice of lien filed by the lienholder
69 whose name appears in the application as the first lienholder
70 without showing any lien or liens as outstanding other than
71 those appearing in the application or those which may have been
72 filed subsequent to the filing of the application for the
73 certificate. If, within the 15-day period, any person other than
74 the lienholder shown in the application or a party filing a
75 subsequent lien, in answer to such notice to show cause, appears
76 in person or by a representative, or responds in writing, and
77 files a written statement under oath that his or her lien on
78 that particular vehicle is still outstanding, the department may
79 ~~shall~~ not issue the certificate to anyone until after such
80 conflict has been settled by the lien claimants involved or by a
81 court of competent jurisdiction. If the conflict is not settled
82 amicably within 10 days of the final date for filing an answer
83 to the notice to show cause, the complaining party must ~~shall~~
84 have 10 days to obtain a ruling, or a stay order, from a court
85 of competent jurisdiction; if no ruling or stay order is issued
86 and served on the department within the 10-day period, it must
87 ~~shall~~ issue the certificate showing no liens except those shown
88 in the application or thereafter filed to the original applicant
89 if there are no liens shown in the application and none are
90 thereafter filed, or to the person indicated in the notice of

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Published On: 4/9/2025 4:36:46 PM

Amendment No.

91 lien filed by the lienholder whose name appears in the
92 application as the first lienholder if there are liens shown in
93 the application or thereafter filed. A duplicate certificate or
94 corrected certificate may ~~shall~~ only show such lien or liens as
95 were shown in the application and subsequently filed liens that
96 may be outstanding.

97 **Section 3. Present subsection (4) of section 319.29,**
98 **Florida Statutes, is redesignated as subsection (5), and a new**
99 **subsection (4) is added to that section, to read:**

100 319.29 Lost or destroyed certificates.—

101 (4) An application for a duplicate copy of a certificate
102 of title may be fulfilled by the tax collector acting as an
103 authorized agent of the department. Upon the applicant's
104 request, the duplicate copy may be issued by the tax collector
105 and provided to the applicant at the tax collector's office or
106 mailed by the tax collector to the applicant's address.

107 **Section 4. Subsection (1) of section 320.031, Florida**
108 **Statutes, is amended to read:**

109 320.031 Mailing or delivery of registration certificates,
110 license plates, and validation stickers.—

111 (1) The department and the tax collectors of the several
112 counties of the state, as agents of the department, may at the
113 request of the applicant deliver in person or use United States
114 mail service to deliver registration certificates and renewals

Amendment No.

115 thereof, duplicate registration certificates, license plates,
116 mobile home stickers, and validation stickers to applicants.

117 **Section 5. Paragraph (d) of subsection (1) of section**
118 **320.0848, Florida Statutes, is amended to read:**

119 320.0848 Persons who have disabilities; issuance of
120 disabled parking permits; temporary permits; permits for certain
121 providers of transportation services to persons who have
122 disabilities.-

123 (1)

124 (d) The department shall renew the disabled parking permit
125 of a ~~any~~ person certified as permanently disabled on the
126 previous application for a subsequent 4-year period without
127 requiring the person to provide another certificate of
128 disability or United States Department of Veterans Affairs Form
129 Letter 27-333, or its equivalent, as applicable. After such 4-
130 year period, the department shall renew the disabled parking
131 permit if the person provides a certificate of disability issued
132 within the last 12 months pursuant to this subsection. A veteran
133 who has been previously evaluated and certified by the United
134 States Department of Veterans Affairs or any branch of the
135 United States Armed Forces as permanently and totally disabled
136 from a service-connected disability may provide a United States
137 Department of Veterans Affairs Form Letter 27-333, or its
138 equivalent, issued within the last 12 months in lieu of a
139 certificate of disability.

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Published On: 4/9/2025 4:36:46 PM

Amendment No.

140 **Section 6. Subsections (1) and (5) of section 322.02,**
141 **Florida Statutes, are amended to read:**

142 322.02 Legislative intent; administration.—

143 (1) The Legislature finds that over the past several years
144 the department and individual county tax collectors have entered
145 into contracts for the delivery of full and limited driver
146 license services where such contractual relationships best
147 served the public interest through state administration and
148 enforcement and local government implementation. It is the
149 intent of the Legislature that the complete transition of all
150 driver license issuance services to tax collectors who are
151 constitutional officers under s. 1(d), Art. VIII of the State
152 Constitution be completed no later than June 30, 2027 ~~2015~~. ~~The~~
153 ~~transition of services to appointed charter county tax~~
154 ~~collectors may occur on a limited basis as directed by the~~
155 ~~department.~~

156 (5) The tax collector in and for his or her county is ~~may~~
157 ~~be~~ designated the exclusive agent of the department to implement
158 and administer ~~the provisions of~~ this chapter as provided by s.
159 322.135.

160 **Section 7. Subsections (3) and (4) of section 322.12,**
161 **Florida Statutes, are amended to read:**

162 322.12 Examination of applicants.—

163 (3) (a) For an applicant for a Class E driver license, such
164 examination must ~~shall~~ include all of the following:

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Published On: 4/9/2025 4:36:46 PM

Amendment No.

165 1.(a) A test of the applicant's eyesight given by the
166 driver license examiner designated by the department or by a
167 licensed ophthalmologist, optometrist, or physician.

168 2.(b) A test of the applicant's hearing given by a driver
169 license examiner or a licensed physician.

170 3.(c) A test of the applicant's ability to read and
171 understand highway signs regulating, warning, and directing
172 traffic; his or her knowledge of the traffic laws of this state,
173 including laws regulating driving under the influence of alcohol
174 or controlled substances, driving with an unlawful blood-alcohol
175 level, and driving while intoxicated; and his or her knowledge
176 of the effects of alcohol and controlled substances upon persons
177 and the dangers of driving a motor vehicle while under the
178 influence of alcohol or controlled substances. At least 25
179 questions within the bank of test questions must address bicycle
180 and pedestrian safety.

181 4.(d) An actual demonstration of ability to exercise
182 ordinary and reasonable control in the operation of a motor
183 vehicle.

184 (b) An applicant who is found to have cheated during, or
185 to have otherwise circumvented, any portion of the examination
186 must retake the examination.

187 (4) (a) The examination for an applicant for a commercial
188 driver license must ~~shall~~ include all of the following:

189 1. A test of the applicant's eyesight given by a driver

Amendment No.

190 license examiner designated by the department or by a licensed
191 ophthalmologist, optometrist, or physician. ~~and~~

192 2. A test of the applicant's hearing given by a driver
193 license examiner or a licensed physician.

194 3. ~~The examination shall also include~~ A test of the
195 applicant's ability to read and understand highway signs
196 regulating, warning, and directing traffic; his or her knowledge
197 of the traffic laws of this state pertaining to the class of
198 motor vehicle which he or she is applying to be licensed to
199 operate, including laws regulating driving under the influence
200 of alcohol or controlled substances, driving with an unlawful
201 blood-alcohol level, and driving while intoxicated; his or her
202 knowledge of the effects of alcohol and controlled substances
203 and the dangers of driving a motor vehicle after having consumed
204 alcohol or controlled substances; and his or her knowledge of
205 any special skills, requirements, or precautions necessary for
206 the safe operation of the class of vehicle which he or she is
207 applying to be licensed to operate.

208 4. ~~In addition, the examination shall include~~ An actual
209 demonstration of the applicant's ability to exercise ordinary
210 and reasonable control in the safe operation of a motor vehicle
211 or combination of vehicles of the type covered by the license
212 classification which the applicant is seeking, including an
213 examination of the applicant's ability to perform an inspection
214 of his or her vehicle.

836289 - h0961-strike.docx

Published On: 4/9/2025 4:36:46 PM

Amendment No.

215 (b)-(a) The portion of the examination required under
216 subparagraph (a)4. which tests an applicant's safe driving
217 ability shall be administered by the department or by an entity
218 authorized by the department to administer such examination,
219 pursuant to s. 322.56. Such examination shall be administered at
220 a location approved by the department.

221 (c)-(b) A person who seeks to retain a hazardous-materials
222 endorsement must, upon renewal, pass the test for such
223 endorsement as specified in s. 322.57(1)(e), if the person has
224 not taken and passed the hazardous-materials test within 2 years
225 preceding his or her application for a commercial driver license
226 in this state.

227 (d) An applicant who is found to have cheated during, or
228 to have otherwise circumvented, any portion of the examination
229 must retake the examination.

230 **Section 8. Subsections (1) and (5) of section 322.135,**
231 **Florida Statutes, are amended, and present subsections (6) and**
232 **(7) are renumbered as (5) and (6), respectively, to read:**

233 322.135 Driver license agents.—

234 (1) The department shall, upon application, authorize by
235 interagency agreement any or all of the tax collectors who are
236 constitutional officers under s. 1(d), Art. VIII of the State
237 Constitution in the several counties of the state, subject to
238 the requirements of law, in accordance with rules of the
239 department, to serve as its agent for the provision of specified

Amendment No.

240 driver license services.

241 (a) These services shall be limited to the issuance of
242 driver licenses and identification cards as authorized by this
243 chapter, transactions for which may be processed by the tax
244 collector using the department's online license and registration
245 portal.

246 (d) A tax collector may offer a licensee or prospective
247 licensee the option to increase the amount of his or her
248 transaction to the next whole dollar amount in order to donate
249 the amount of the increase to a charity registered with the
250 Department of Agriculture and Consumer Services.

251 ~~(5) All driver license issuance services shall be assumed~~
252 ~~by the tax collectors who are constitutional officers under s.~~
253 ~~1(d), Art. VIII of the State Constitution by June 30, 2015. The~~
254 ~~implementation shall follow the schedule outlined in the~~
255 ~~transition report of February 1, 2011, which was required~~
256 ~~pursuant to chapter 2010-163, Laws of Florida.~~

257 **Section 9. Subsection (4) of section 322.251, Florida**
258 **Statutes, is amended to read:**

259 322.251 Notice of cancellation, suspension, revocation, or
260 disqualification of license.-

261 (4) A person whose privilege to operate a commercial motor
262 vehicle is temporarily disqualified may, upon surrendering his
263 or her commercial driver license, be issued a Class E driver
264 license, valid for the length of his or her unexpired commercial

836289 - h0961-strike.docx

Published On: 4/9/2025 4:36:46 PM

Amendment No.

265 driver license, if eligible, at no cost. Such person may, upon
266 the completion of his or her disqualification, be issued a
267 commercial driver license, of the type disqualified, for the
268 remainder of his or her unexpired license period. Any such
269 person must ~~shall~~ pay the reinstatement fee provided in s.
270 322.21 before being issued a commercial driver license.

271 **Section 10. Paragraph (b) of subsection (1) of section**
272 **322.271, Florida Statutes, is amended to read:**

273 322.271 Authority to modify revocation, cancellation, or
274 suspension order.—

275 (1)

276 (b) A person whose driving privilege has been revoked
277 under s. 322.27(5) may, upon expiration of 12 months from the
278 date of such revocation, petition the department for
279 reinstatement of his or her driving privilege. Upon such
280 petition and after investigation of the person's qualification,
281 fitness, and need to drive, the department shall hold a hearing
282 pursuant to chapter 120 to determine whether the driving
283 privilege shall be reinstated on a restricted basis solely for
284 business or employment purposes. If such person is granted a
285 limited driving privilege and subsequently violates the
286 conditions of the restricted driving privilege, the restricted
287 driving privilege must be revoked and the person is not eligible
288 for any driving privilege for the remaining duration of the 5-
289 year period after his or her initial license revocation.

836289 - h0961-strike.docx

Published On: 4/9/2025 4:36:46 PM

Amendment No.

290 **Section 11. Section 322.66, Florida Statutes, is amended**
291 **to read:**

292 322.66 Vehicles permitted to be driven during driving
293 skills tests.—A person who does not possess a valid driver
294 license may drive a noncommercial or commercial motor vehicle
295 during a driving skills test conducted in accordance with s.
296 322.12(3) and (4)(b) ~~s. 322.12(3) and (4)(a)~~, if the person has
297 passed the vision, hearing, road rules, and road signs tests
298 ordinarily administered to applicants for a Class E license,
299 and, if required, has passed the commercial driver license
300 knowledge and appropriate endorsement tests.

301 **Section 12.** This act shall take effect July 1, 2026.

302
303 -----
304 **T I T L E A M E N D M E N T**

305 Remove everything before the enacting clause and insert:
306 An act relating to the Department of Highway Safety
307 and Motor Vehicles; creating s. 316.88, F.S.;
308 prohibiting the sale of certain appointments; amending
309 s. 319.24, F.S.; authorizing tax collectors to deliver
310 by mail or make available at the tax collector's
311 office certificates of title; amending s. 319.29,
312 F.S.; providing that certain applications may be
313 fulfilled by the tax collector acting as an authorized
314 agent of the department; amending s. 320.031, F.S.;

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Published On: 4/9/2025 4:36:46 PM

Amendment No.

315 authorizing the department and tax collectors, as
316 agents of the department, to deliver certain
317 documents, including duplicate registration
318 certificates, in person or by mail; amending s.
319 320.0848, F.S.; requiring the department to renew
320 certain disabled parking permits for a specified
321 period without requiring certain documentation;
322 amending s. 322.02, F.S.; revising the year by which
323 the Legislature intends that the transition of certain
324 services to certain tax collectors be completed;
325 deleting a provision authorizing such transition of
326 services to appointed charter county tax collectors on
327 a limited basis; providing that the tax collector is,
328 rather than may be, designated the exclusive agent of
329 the department for a specified purpose; amending s.
330 322.12, F.S.; requiring certain driver license
331 applicants to retake certain examinations; amending s.
332 322.135, F.S.; authorizing a tax collector to process
333 certain transactions using the department's online
334 license and registration portal; authorizing a tax
335 collector to offer to a licensee or prospective
336 licensee a certain donation option; removing a
337 provision concerning driver license issuance being
338 assumed by tax collectors by a certain date; amending
339 s. 322.251, F.S.; authorizing the issuance of a Class

836289 - h0961-strike.docx

Published On: 4/9/2025 4:36:46 PM

Amendment No.

340 E driver license to certain persons, if eligible;
341 amending s. 322.271, F.S.; requiring the revocation of
342 a restricted driving privilege for a specified period
343 in certain circumstances; amending s. 322.66, F.S.;
344 conforming a cross-reference; providing an effective
345 date.