



122336

CHAMBER ACTION

Senate

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House

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1 The Conference Committee on CS for SB 1988 recommended the  
2 following **amendment**:

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4 **Conference Committee Amendment (with title amendment)**

5 Delete everything after the enacting clause  
6 and insert:

7 Section 1. Subsection (10) is added to section 322.34,  
8 Florida Statutes, to read:

9 322.34 Driving while license suspended, revoked, canceled,  
10 or disqualified.--

11 (10) (a) Notwithstanding any other provision of this  
12 section, if a person does not have a prior forcible felony  
13 conviction as defined in s. 776.08, the penalties provided in  
14 paragraph (b) apply if a person's driver's license or driving  
15 privilege is canceled, suspended, or revoked for:

16 1. Failing to pay child support as provided in s. 322.245  
17 or s. 61.13016;



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18           2. Failing to pay any other financial obligation as  
19 provided in s. 322.245 other than those specified in s.  
20 322.245(1);

21           3. Failing to comply with a civil penalty required in s.  
22 318.15;

23           4. Failing to maintain vehicular financial responsibility  
24 as required by chapter 324;

25           5. Failing to comply with attendance or other requirements  
26 for minors as set forth in s. 322.091; or

27           6. Having been designated a habitual traffic offender under  
28 s. 322.264(1)(d) as a result of suspensions of his or her  
29 driver's license or driver privilege for any underlying violation  
30 listed in subparagraphs 1.-5.

31           (b)1. Upon a first conviction for knowingly driving while  
32 his or her license is suspended, revoked, or canceled for any of  
33 the underlying violations listed in subparagraphs (a)1.-6., a  
34 person commits a misdemeanor of the second degree, punishable as  
35 provided in s. 775.082 or s. 775.083.

36           2. Upon a second or subsequent conviction for the same  
37 offense of knowingly driving while his or her license is  
38 suspended, revoked, or canceled for any of the underlying  
39 violations listed in subparagraphs (a)1.-6., a person commits a  
40 misdemeanor of the first degree, punishable as provided in s.  
41 775.082 or s. 775.083.

42           Section 2. The Department of Highway Safety and Motor  
43 Vehicles shall conduct a study of the effectiveness of suspending  
44 a person's driver's license for any of the underlying violations  
45 as provided in section 1 of this act. The department, in  
46 consultation with the Office of Program Policy Analysis and  
47 Government Accountability and other affected entities, shall



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48 prepare a report that includes recommendations and describes the  
49 success of using alternative methods that are designed to  
50 increase compliance with these types of underlying violations.  
51 The department shall submit its findings and recommendations to  
52 the Governor and the Legislature by January 2, 2009.

53 Section 3. This act shall take effect July 1, 2008.

54

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

56 And the title is amended as follows:

57 Delete everything before the enacting clause  
58 and insert:

59 A bill to be entitled

60 An act relating to driving with a license that is  
61 suspended, revoked, or canceled; amending s. 322.34, F.S.;  
62 providing that a person commits a second-degree  
63 misdemeanor upon a first conviction and a first-degree  
64 misdemeanor upon a second or subsequent conviction of the  
65 same offense if the person commits certain specified  
66 violations of law; requiring the Department of Highway  
67 Safety and Motor Vehicles to study the effectiveness of  
68 suspending a person's driver's license for certain  
69 specified violations of law; requiring that the  
70 department, in consultation with the Office of Program  
71 Policy Analysis and Government Accountability and other  
72 affected entities, prepare a report and submit its  
73 findings and recommendations to the Governor and the  
74 Legislature by a specified date; providing an effective  
75 date.