



TECHNICAL ADVISORY

DIVISION OF MOTORIST SERVICES

DATE: 06/19/2017

Technical Advisory (TA) Number

DL17-021 and RS/TL17-015

SUBJECT: Legislative Changes for Driver Licenses, Motor Vehicle Titles/Registrations, and Vessels Effective July 1, 2017

Overview:

The 2017 Legislature passed various bills resulting in changes to driver license, motor vehicle and vessel laws, which become effective on July 1, 2017. Please note that some of the bills listed below have not been acted upon the Governor or become law as of the distribution of the Technical Advisory. The department is programming systems and revising procedures to implement the changes.

Driver Licenses:

SB 60:

Amended section 322.09(4), F.S., to include a guardian ad litem specifically authorized by the minor's caregiver to sign for a learner's driver license. This change became effective May 1, 2017, Technical Advisory DL17-019 was posted on June 2, 2017.

This change does not require programming. LR15 in the Driver License Operations Manual is being revised to include this information.

HB 243:

Amended section 119.071, F.S. (an act relating to public records) to include an exemption from public records requirements for the personal identifying and location information of certain current or former nonsworn investigative personnel of the Office of Financial Regulation's Bureau of Financial Investigation and their spouses and children.

This change does not require programming. LR01.4 in the Driver License Operations Manual is being revised to include this information.

HB 1121:

Amended section 743.067, F.S., to allow certified unaccompanied homeless youth to use a completed form to be created by the Department of Children and Families to apply at no charge for an identification card issued by DHSMV pursuant to section 322.051(9), F.S.

This change does not require programming. IC05 in the Driver License Operations Manual is being revised to include this information.

Presented to the Governor, must act by 06/29/2017.

HB 1239:

This act is known as the “Cameron Mayhew Act.”

Amended section 316.027, F.S. requiring additional mandatory noncriminal penalties for certain violations resulting in serious bodily injury or death to another person.

Amended section 318.18, F.S., requiring a fine and driver license suspension for such violation.

Amended section 322.27, F.S., requiring imposition of points against a driver license for such a violation.

These changes require programming. S01 in the Driver License Operations Manual is being revised to include this information.

Presented to the Governor, must act by 06/29/2017.

Motor Vehicles:

HB 277:

Amended section 731.201, F.S., revising the definition of the term “will” to include electronic wills.

This change does not require programming. TL-18 in the Motor Vehicle Title Procedures will be revised to include this information.

Presented to the Governor, must act by 06/29/2017.

HB 357:

Amended section 83.806, F.S., to allow a lien sale for self-service storage facilities to be conducted on certain websites and provides that the facility or unit owner does not have to hold a license to post the property for public sale; limits the maximum value of certain property under certain circumstances; and provides option for the disposition of motor vehicles or watercraft claimed to be subject of a lien.

Amended section 83.808, F.S., authorizing a facility or unit owner to charge a tenant certain fees under certain conditions.

These changes do not require programming. TL-28 in the Motor Vehicle Procedures Manual will be revised to include this information.

Approved by the Governor, becomes effective 07/01/2017.

SB 164:

Amended section 319.32, F.S., prohibiting the DHSMV and tax collector from charging any fee or service charge, except for the expedited title fee, if applicable, for a certificate of title issued for a motor vehicle solely to remove a deceased co-owner from a title registered in the name of two persons if the other co-owner is the surviving spouse.

This change requires programming. TL-18 in the Motor Vehicle Procedures Manual is being revised to include this information.

Approved by the Governor, becomes effective 07/01/2017.

SB 504:

Deleting provisions which have become inoperative by noncurrent repeal or expiration, St. Johns River license plate and specialty driver license.

Information only - St. Johns River specialty license plate has been removed from procedure and process.

Approved by the Governor, becomes law 60 days following session.

SB 890:

Amended section 20.058, F.S., requiring a contract between an agency and a citizen support organization or direct-support organization to include a provision for the orderly cessation of operations and reversion of state funds within a specified timeframe.

Amended section 318.21, F.S., requiring that certain proceeds be deposited into the Grants and Donations Trust Fund of the Division of Vocational Rehabilitation, instead of the Florida Endowment Foundation for Vocational Rehabilitation.

Amended section 320.08068, F.S., requiring a specified percentage of certain revenues to be deposited into the Florida Association of Centers for Independent Living special reserve account to administer specified programs.

Extended the date for future review and repeal of provisions relating to the Florida Endowment for Vocational Rehabilitation Act; requiring the foundation to transfer funds to specified entities for certain purposes.

These changes require programming. RS-22 in the Motor Vehicle Procedures Manual is being revised.

Approved by the Governor, becomes effective 07/01/2017.

HB 7109:

Amended sections 320.08 and 320.102, F.S., exempting certain marine boat trailers from license tax and other specified fees, charges, taxes, and surcharges. Certain marine boat trailers will be registered and renewed with no fees collected.

This change requires programming. RS-04 and RS-63 in the Motor Vehicle Procedures Manual is being revised.

Approved by the Governor, becomes effective 07/01/2017.

HB 5205: Motor Vehicles and Driver Licenses

An act relating to the Department of Veterans' Affairs (DVA) terminates the State Homes for Veterans Trust Fund within DVA; provides for the disposition of balances, revenues, and outstanding appropriations; and prescribes termination procedures.

Amended section 20.375, F.S., revising provisions for use and administration of funds in the department's Operations and Maintenance Trust Fund.

Amended section 296.11, F.S., revising purposes for the expenditure of moneys in the trust fund.

Amended section 296.37, F.S., revising income requirements for certain contributions by residents of a veterans' nursing home.

Amended sections 296.38, 320.02, 320.8058, 320.089, 320.0891, and 322.08, F.S., conforming provisions to changes made by the act, and providing effective date.

These changes require programming. RS-15, RS-22 and RS-59 in the Motor Vehicle Procedures Manual will be revised. LR03 in the Driver License Operations Manual will be revised.

Presented to the Governor, must act by 06/29/2017.

Vessels

HB 711:

Amended section 328.72, F.S., revising the reduction of vessel registration fees for recreational vessels equipped with certain position indicating and locating beacons (EPIRB and PLB), deleting a registration date limitation and deleting an expiration date.

This change requires programming. VSRS-15 in the Vessel Registration Procedures Manual is being revised.

Approved by the Governor, becomes effective 07/01/2017.

HB 7043:

Amended section 328.09, F.S., to include that the department may not issue a certificate of title to any applicant for any vessel that has been deemed derelict by a law enforcement officer. The law enforcement officer must inform the department in writing, which maybe by facsimile, electronic mail, or other electronic means of the vessel's derelict status and supply the department with the vessel title number or vessel identification number. The department may issue a certificate of title once a law enforcement officer has verified in writing, which may be provided by facsimile, electronic mail, or other electronic means, that the vessel is no longer a derelict vessel.

This new process requires programming. We are creating a vessel title procedure.

Presented to the Governor, must act by 06/29/2017.

HB1027:

An act relating to unmanned devices.

Amended section 316.003, F.S., to include a definition for a personal delivery device and a definition of a personal delivery device operator. Exempting personal delivery devices from the definition of a vehicle.

Amended sections 320.01 and 324.022, F. S., to exempt personal delivery devices as defined in s. 316.003, from the definition of a motor vehicle.

Amended section 320.02, F.S., to exempt a personal delivery device from the requirement of registration and insurance of this section.

Amended section 324.021, F.S., to exempt personal delivery devices from the minimum insurance requirements.

These changes do not require programming. No procedure changes will be made.

Presented to the Governor, must act by 06/29/2017.

Conclusion:

We are scheduled to deploy the programming changes on Friday, June 30, 2017. We will provide a detailed Technical Advisory with the programming changes prior to the deployment.

If you have any questions or need additional information, please contact your next level of management, or the Field Support Center.