

MEETING OF THE GOVERNOR AND CABINET  
AS HEAD OF THE DEPARTMENT OF HIGHWAY SAFETY  
AND MOTOR VEHICLES

April 24, 2012  
AGENDA

Agency Contact: Jennifer Langston, 850-617-3195

<http://www.flhsmv.gov/agenda/2012/042412Agenda.pdf>

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1. Respectfully submit the Minutes for February 9, 2012 Cabinet Meeting.

Attachment #1.  
Recommend Approval.

2. Law Enforcement Driving Task Force Update presented by Colonel David Brierton

3. Respectfully submit the Notice of Proposed Rules for Repeal of various subsections in 15A, 15B, and 15C for final adoption in Chapter 15 of the Florida Administrative Code (F.A.C) which contain obsolete or unnecessary provisions in the areas of Driver Licenses, Financial Responsibility, Medical Advisory Board, Florida Highway Patrol, Motor Vehicles, Mobile Home & RV Construction, Illegal parking, Taxes on Commercial Motor Vehicles, Apportioned Licenses of Commercial Motor Vehicles, Vessel Registrations, and Vessel titling.

Attachment #2.  
Recommend Approval.

4. Respectfully request approval and authority to publish a Notice of Proposed Rule (15C-20) to establish an electronic notification system for salvage motor vehicle dealers and secondary metals recyclers on salvage and derelict motor vehicles as provided in s. 319.30, F.S.

Attachment #3.  
Recommend Approval.

5. Respectfully submit the Department's 3<sup>rd</sup> Quarter Performance Report for fiscal year 2011-12.

Attachment #4  
Recommend Approval.

T H E C A B I N E T  
S T A T E O F F L O R I D A

REPRESENTING:

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLE  
STATE BOARD OF ADMINISTRATION  
BOARD OF TRUSTEES, INTERNAL IMPROVEMENT TRUST FUND

The above agencies came to be heard before the THE FLORIDA CABINET, Honorable Governor Scott presiding, in the Robert Thomas Equestrian Center at the Florida State Fairgrounds, 4800 U.S. Highway 301 North, Tampa, Florida, on Thursday, February 9, 2012, commencing at 9:07 a.m.

REPORTED BY:  
Selina Glisson  
Digital Court Reporter  
Notary Public

*Record Transcripts Incorporated*  
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A P P E A R A N C E S

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REPRESENTING THE FLORIDA CABINET

RICK SCOTT  
Governor

ADAM H. PUTNAM  
Commissioner of Agriculture

PAM BONDI,  
Attorney General

JEFF ATWATER  
Chief Financial Officer

SPEAKERS:

Julie Jones, Highway Safety and Motor Vehicle  
Ash Williams, State Board of Administration  
Herschel Vinyard, Board of Trustees

## I N D E X

HIGHWAY SAFETY AND MOTOR VEHICLE  
Presented by Julie Jones

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
1 Minutes	Approved	5
2 Quarterly Reports	Approved	10

STATE BOARD OF ADMINISTRATION  
Presented by Ash Williams

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
1 Pension Plan: Investment policy statement amendment	Approved	13
2 Investment Plan: Investment policy statement amendment	Approved	13
3 Lawton Chiles Endowment: Investment policy statement amendment	Approved	13
4 Joint Legislative Auditing Committee: Approval of draft letter	Approved	14
5 Investment Advisory Council Appointment of William H. Harrell, Jr	Approved	15

BOARD OF TRUSTEE  
Presented by Herchel Vinyard

<u>ITEM</u>	<u>ACTION</u>	<u>PAGE</u>
1 Minutes	Approved	16
2 Rule Repeals	Approved	17
3 Nativity Lutheran Church Land Exchange	Approved	19
4 Oldcastle Limerock Mining Lease	Approved	20
<u>CERTIFICATE OF COURT REPORTER</u>		21

P R O C E E D I N G S

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(The following excerpt of the meeting commencing at 9:53 a.m. is as follows:)

GOVERNOR SCOTT: Now I'd like to recognize Julie Jones with the Department of Highway Safety and Motor Vehicles. Julie Jones, good morning.

MS. JONES: Just let me make room for the bureaucrat here.

GOVERNOR SCOTT: That cares about the safety of her citizens.

MS. JONES: Yes, sir. That's right. Governor, Cabinet members, thank you very much for having me here. I have two items for your consideration, but I would also like to comment if I could quickly. CFO, I know you and the Governor are working with the Allstate Foundation to do an event and -- I think on the 16th, outside of Tallahassee. The Patrol is sponsoring crash -- simulated crashes to highlight the PIP fraud problem. We're going to have media there. And again, we're continuing to work through the law enforcement side, working with the Sheriff's Association and Police Chief's Association to do a better job of documenting and my agency is in charge of the actual form where we collect information to tweak it, to get around the back side collecting the information, again, to get at fraud. So we're all working together and that's going to be a really

1 good event. I think our partners here in Tampa, it would be  
2 good for them to know that we're continuing on this fight  
3 that supports the legislation.

4 CHIEF FINANCIAL OFFICER ATWATER: Yeah, thank you.

5 GOVERNOR SCOTT: Just remember the numbers; it's a  
6 billion dollars of fraud. So if you think about it, if  
7 any -- all of us up here, if we could reduce taxes or the  
8 legislature could reduce taxes by a billion dollars that  
9 would be pretty significant. This is them doing the exact  
10 same thing, it's putting back -- money back in citizens  
11 hand. It's -- and think about it, this adversely impacts  
12 the poorest families in our state the most because they have  
13 to have auto insurance. This is a mandated coverage and so  
14 we -- if we don't do this it impacts them the most because  
15 it's a higher portion of their income than anybody else.

16 MS. JONES: Outstanding, and I look forward to seeing  
17 the two of you next week. My first agenda item: We  
18 respectfully request approval of the minutes from the  
19 September 20th and October 18 Cabinet meetings.

20 GOVERNOR SCOTT: Is there a motion to approve Item One?

21 ATTORNEY GENERAL BONDI: So moved.

22 GOVERNOR SCOTT: Is there a second?

23 CHIEF FINANCIAL OFFICER ATWATER: Second.

24 GOVERNOR SCOTT: Moved and seconded, Item One is  
25 approved without objection.

1 MS. JONES: Thank you. Item Two: We respectfully  
2 request approval of the Department's second quarter  
3 performance report for fiscal year 2011-12. We had an  
4 outstanding second quarter. Education and enforcement are  
5 highlighted in our dashboard as key elements to  
6 accomplishing our mission, as stated earlier by the  
7 Governor, highway safety through excellence in service  
8 education and enforcement.

9 We had three big success areas. If you remember at the  
10 fall Cabinet meeting at the Space Coast, you graciously wore  
11 white for our Teen White Out event. We had those all over  
12 the state; very well received as we continue to focus on  
13 educating teens, and making Florida safer for teens and  
14 keeping Florida safe from teens as drivers.

15 GOVERNOR SCOTT: And, Julie, all this is online;  
16 anybody can look at it; right? Your dashboards are online?

17 MS. JONES: Yes, sir

18 GOVERNOR SCOTT: All this information's online?

19 MS. JONES: Yes, sir. We had another media event in  
20 December. And thank you for your -- Governor Scott, for you  
21 sponsoring our 3-D Prevention Month. This is preventing  
22 drunk, drugged driving; very important. Again, very good  
23 outreach to the public prior to holiday season to remind  
24 people to use designated drivers, be careful with your  
25 family, and how you drive.

1           Then our third issue, this quarter we celebrated our  
2           Emergency Contact Information Week. And our program is now  
3           five years old and we have five million participants. We  
4           have the highest number of registered car holders in the  
5           country at thirty-two and a half percent. The next closest  
6           state to us is Colorado with 28 and it goes down from there.  
7           Indiana has 14, Ohio 1.7.

8           We were the leader in this initiative in the country  
9           and we continue to be so. And I think we have a video  
10          presentation on our website that explains why this is  
11          important -- why it's important for families to have  
12          emergency contact information. We had a young man  
13          highlighted in the video. He was in a very terrible  
14          accident, almost died, and we used emergency contact  
15          information in the database to notify his family to get them  
16          to the hospital. Fortunately, he survived but had he not,  
17          it's timely to get relatives and family, friends notified.  
18          Very, very important and we are the leader in the country.

19          We saw continued improvement in our 34 performance  
20          measures. Thirty-one are in green. And if I could remind  
21          you, this means they are within 95 percent of the standard  
22          that you approved back in July. Two are in yellow which  
23          just means they're between 80 and 95 percent, and I have one  
24          that is still stuck in the red and that means it's below  
25          that 80 percent mark.

1           The first yellow item, and it's at 65.9 percent of a 70  
2 percent goal, so it's creeping up. It's getting better, but  
3 resolution including investigation's within 90 days. We  
4 have a back log of legacy cases that are in the system that  
5 were not properly closed that are pulling this number down.  
6 By the end of this performance planning time period in June,  
7 we'll have those cleared and this issue will be in the  
8 green. Current cases are actively being cleared to that  
9 standard at 70 percent.

10           The second yellow item is customer satisfaction rating.  
11 The biggest reason for this indicator to be -- it's at 79.6  
12 where 85 -- was 85 percent was the goal. We have a lot of  
13 people that want to call in and talk to a body and ask for  
14 information. And we've got to do a better job of the  
15 mailings that we do, sending information out to prevent the  
16 call to begin with. This isn't a staffing problem so much  
17 as it's a process problem. The biggest reason the people  
18 call us is because we've sent them a notice that we're going  
19 to suspended their driver's license, and it could be any  
20 number of reasons. So cleaning our database up and getting  
21 the proper information to them so they can react and not  
22 have to call us is the goal. And I believe that we are  
23 going to get this in the green shortly. And interestingly,  
24 this particular needle has been moved by at least 10 percent  
25 since the last quarter, but we're going to get it there.

1           Driver's license wait times, that's the one that's in  
2 the red. The standard is to have 95 percent of our  
3 customers who walk into the door at one of our offices to  
4 wait 30 minutes or less for service. Right now it's at 73.4  
5 percent and we've actually increased this performance  
6 measure by 10.3 percent since last quarter. We've done this  
7 by increasing staffing, they're doing a better education,  
8 mentoring front desk performance measures and reorganizing  
9 our offices so our office managers are responsible for  
10 specific measures in that office. And that's the message  
11 that I've gotten from the Governor and Cabinet several  
12 times, push this down, have local supervisors be more  
13 accountable and so we are pushing this needle.

14           I honestly don't think this one will be in the green  
15 before we finish transitioning all of the driver's license  
16 offices except for Dade, Broward, and Volusia County, to tax  
17 collectors. And the problem there is when it's getting  
18 close to shifting -- closing our office and the Tax  
19 Collector taking over, our employees bail and we have three-  
20 to-six month period where our staffing is low and we have to  
21 rely on the Tax Collector and back and forth. But we are  
22 doing a much better job on this particular measure and,  
23 again, it's because we're paying attention to organization  
24 and process improvement. So with that, that is my report.

25           GOVERNOR SCOTT: All right. Thank you. Is there a

1 motion to approve Item Two?

2 ATTORNEY GENERAL BONDI: So moved.

3 CHIEF FINANCIAL OFFICER ATWATER: So moved.

4 GOVERNOR SCOTT: Is there a second? Moved and  
5 seconded. Item Two is approved without objection.

6 Thank you very much, Julie.

7 MS. JONES: Thank you all. I appreciate your support.

8 GOVERNOR SCOTT: Enjoy the fair.

9 (Applause.)

10 (The following excerpt of the meeting commencing at 10:04 a.m. is  
11 as follows:)

12 GOVERNOR SCOTT: Next, I'd like to recognize Ash  
13 Williams with the State Board of Administration. Good  
14 morning, Ash. You can't have -- you cannot wear a bow tie  
15 at the fair.

16 (Laughter.)

17 MR. WILLIAMS: Well, I thought I might apply for a job  
18 as a barker.

19 GOVERNOR SCOTT: Oh.

20 MR. WILLIAMS: Get a cane and a hat perhaps.

21 GOVERNOR SCOTT: I don't think you'll sell as much of  
22 this with the bow tie.

23 CHIEF FINANCIAL OFFICER ATWATER: If I can add, though,  
24 Ash was watching the agenda and when Julie was sitting down  
25 you said, "I'd next like to introduce," and he stood up, "a

Rule	Title	Comments
15A-1.001	Applications	Duplicative in s. 322.02,F.S., s.322.08,F.S.
15A-1.0011	Definitions	Duplicative in s. 322.02,F.S.
15A-1.0012	Identification and Proof of Date of Birth Required for Driver License or Identification Card	Duplicative in s. 322.051,322.08 (2),322.09(1)(b),F.S.
15A-1.002	Restricted Licenses	Duplicative in s. 322.05, 322.16,F.S.
15A-1.005	Current Licenses; Relinquishment	Duplicative in s. 322.03 (1),F.S.;Repealing (1) ONLY
15A-1.006	Identification Cards	Duplicative in s. 322.051, F.S.
15A-1.007	Suspended, Disqualified, or Revoked Licenses; Approval	Duplicative in s. 322.05(3), F.S.
15A-1.011	Service Fee	Duplicative. in s. 322.12,F.S.
15A-1.018	Point Determination; Suspensions	Duplicative in s. 240.265, 322.27, 338.239,F.S.
15A-1.020	Duplicate and Replacement Licenses	Duplicative in s. 322.17, & 322.239,F.S.
15A-1.025	Motorcycle Examinations; Written Knowledge Test; Pre-Test Motorcycle Inspection; On-Cycle Skill Test and Applicant Requirements; Scoring Criteria	Duplicative in s.322.12,F.S.
15A-1.029	Distribution of Organ Donor Registration Forms	Duplicative; current law allows for electronic online registry, and deck cards in 765.5155 (3)(a) F.S.
15A-1.0291	Organ Donor Registration Form	Duplicative in s. 765.514,F.S.
15A-1.0292	Funding of an Organ Donor Program	Authorizing statute repealed;s. 732.915, 732.921,F.S.
15A-1.0293	Donor Registry	Authorizing statute repealed;s. 732.915, 732.921,F.S.
15A-1.0294	Donor Identification	Authorizing statute repealed;s. 732.915, 732.921,F.S.
15A-1.0295	Donor Withdrawal	Unnecessary;Authorizing statute repealed.
15A-1.0297	School Attendance Required for Licensed Drivers Between 15 - 18 Years of Age	Duplicative in ss. 322.09 and 322.0601,F.S.
15A-1.0298	Insulin Dependent Diabetics License Issuance	Duplicative in s.322.141,F.S.
15A-1.0299	Examination,Temporary Driving Permit & Driver's license Denial	Duplicative in ss. 322.05, 322.12, 322.121, 322.25,F.S.
15A-3.009	Insurance Binders for Purpose of Vehicle Registration	Duplicative in s. 324.021,324.031,320.02(5),F.S.
15A-5.0011	Functions and Responsibilities	Duplicative in s. 322.125,F.S.
15A-5.003	Seizure Disorders	Duplicative in Rule 15A-5.002

15B-1.001	Safety Glazing Material; Specifications	Authorizing statute repealed;s.320.062,F.S.
15B-1.006	Motorcycle Safety Helmets	Duplicative in s. 316.211,F.S.
15B-4.001	Specifications and Regulations for All Nonpublic School Buses in Operation on, or Purchased Before, July 1, 1969, Twenty-four (24) Passenger Capacity and Up	Duplicative in s. 316.615,F.S.
15B-5.001	Warranty on Sale and Titling of Motor Vehicles Absorption System; Certificate Filed with Department	Authorizing statute repealed;s. 325.26,F.S.
15B-6.001	Charges for Accident Photographs	Duplicative in s. 321.23,F.S.
15C-1.002	Goat Tags, Requirement for	Duplicative in s. 320.08(3)(d),F.S.
15C-1.009	Automobiles for Private Use; Definitions	Duplicative in ss. 320.01(1)(a) and 320.08(2) F.S.
15C-1.0110	Rule Review	Duplicative of the requirements of Chapter 120, F.S.
15C-2.001	Manufacturer and Dealer Licensing	Duplicative in ss. 320.77 and 320.771, F.S.; 320.8225, F.S.
15C-2.0041	Van Conversions	Duplicative in s. 320.01(1)(b)6., F.S.
15C-2.009	General	Duplicative in ss. 320.822(2) and 320.823, F.S.
15C-2.010	Forms	Unnecessary;Due to DOS form incorporation requirements.
15C-8.001	Purpose and Scope	Authorizing statute amended to exclude need for rule in s. 316.1951,F.S.
15C-8.002	Written Notice, Content	Authorizing statute amended to exclude need for rule in s. 316.1951,F.S.
15C-8.003	Copy of Written Notice	Authorizing statute amended to exclude need for rule in s. 316.1951,F.S.
15C-12.001	Scope of Rules	Authority provided in Chapter 207, F.S., related to the International Fuel Tax Agreement.
15C-12.002	Definitions	Duplicative in s. 207.011 (2),F.S.; administered under International Fuel Tax Agreement
15C-12.003	Privilege Tax Imposed	Duplicative in s. 207.004, F.S.
15C-12.004	Procedures for Registration	Duplicative in s. 207.011 (2), F.S.
15C-12.005	Payment of Tax; Delinquencies; Discontinuance, Transfer or Sale of Business; Calculation of Fuel Used; Credits or Refunds; Forfeitures; Bonding Requirements	Duplicative of ss. 207.001,F.S. scheme delineated in the statutes titled, "Florida Diesel Fuel and Motor Fuel Use Tax Act"
15C-12.006	Reports to be Filed Regardless of Tax or Registration	Duplicative in s. 207.006, F.S.
15C-12.007	Penalties and Interest for Untimely Filing; References to Amounts in Rules; When Assessments Final; Maintenance of Records; Other Penalties	Duplicative in s. 207.007, F.S.
15C-12.009	Estimate of Tax Due and Unpaid	Duplicative in s. 207.005,F.S.
15C-12.010	Change of Address	Duplicative in s. 207.019(4),F.S.
15C-12.011	Seizure of Vehicle, Other Equipment	Duplicative in s. 207.023,F.S.
15C-13.001	Scope and Authority	Duplicative in s. 320.03(7), F.S.
15C-13.002	Definitions	Duplicative in s.320.01,F.S.

15C-13.003	Vehicles Covered	Duplicative; Apportioned vehicles now authorized in Federal International Registration Plan in s.320.0715,F.S.
15C-13.004	Plates and Cab Card Required	Duplicative; Apportioned vehicles now authorized in Federal International Registration Plan in s.320.0715,F.S.
15C-13.005	Florida Apportioned Plates	Duplicative in s. 320.06(3) F.S.
15C-13.006	Application	Duplicative in s. 320, F.S.
15C-13.007	License Tax	Duplicative in ss. 320.03, F.S. and 320.08(4), F.S.
15C-13.008	Renewal Applications; Late Fee	Duplicative in s. 320.07 (3) and 320.07(4),F.S.
15C-13.009	Supplemental Applications	Duplicative; Apportioned vehicles now authorized in Federal International Registration Plan in s.320.0715,F.S.
15C-13.010	Replacement	Duplicative in s. 320.0607,F.S.
15C-13.011	Temporary Operational Permits	Duplicative in s. 320.0715(3),F.S.
15C-13.012	Trip Permits; Hunter Permits	Duplicative in s. 320.0715(2),F.S.
15C-13.014	Refunds and Credits; Construction	Duplicative; Apportioned vehicles now authorized in Federal International Registration Plan in s.320.0715,F.S.
15C-13.015	Records; Audits	Duplicative in s. 320.0715(4),F.S.
15C-14.001	Vessel Data Computer Products	Duplicative in s. 119.07, F.S.
15C-14.003	Recordation of Antique Vessel Status	Authorizing statute repealed; s.327.04,F.S.
15C-14.004	Vessel Registration by Counties	Authorizing statute repealed; s.327.04,F.S.
15C-14.005	Application of Definitions	Authorizing statute repealed; s.327.04,F.S.
15C-15.002	Inspection of Homemade Vessels	Duplicative in s. 328.01(2)(c), F.S.;

Notice of Proposed Rule

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Driver Licenses

Rule No.: RULE TITLE:

15A-1.001: Applications

15A-1.0011: Definitions

15A-1.0012: Identification and Proof of Date of Birth Required for Driver License of Identification Card

15A-1.002: Restricted Licenses

15A-1.005: Current Licenses; Relinquishment

15A-1.006: Identification Cards

15A-1.007: Suspended, Disqualified, or Revoked Licenses; Approval

15A-1.011: Service Fee

15A-1.018: Point Determination; Suspensions

15A-1.020: Duplicate and Replacement Licenses

15A-1.025: Motorcycle Examinations; Written Knowledge Test; Pre-Test Motorcycle Inspection; On-Cycle Skill Test and Applicant Requirements; Scoring Criteria

15A-1.029: Distribution of Organ Donor Registration Forms

15A-1.0291: Organ Donor Registration Form

15A-1.0292: Funding of an Organ Donor Program

15A-1.0293: Donor Registry

15A-1.0294: Donor Identification

15A-1.0295: Donor Withdrawal

15A-1.0297: School Attendance Required for Licensed Drivers Between 15 - 18 Years of Age

15A-1.0298: Insulin Dependent Diabetics License Issuance

15A-1.0299: Examination, Temporary Driving Permit and Drivers License Denial

PURPOSE AND EFFECT: The purpose and effect of this proposed rulemaking is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: These rules were identified during the comprehensive rule review as containing provisions that are no longer applicable, are antiquated, or are duplicative, and, thus, are appropriate for repeal.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE

RATIFICATION: The Agency has determined that these will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The Agency has determined that these proposed rules are not expected to require legislative ratification because they are being repealed to reduce unnecessary regulation.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 20.05(6), 20.24, 322.02, 322.02(3), 732.921, 732.921(2) FS

LAW IMPLEMENTED: 240.265, 316.211, 322.01, 322.03, 322.05(3), 322.05, 322.051, 322.0601, 322.08, 322.08(2), 322.09, 322.09(1)(b), 322.12, 322.121, 322.141, 322.16, 322.17, 322.25, 322.27, 322.29, 338.239, 732.915, 732.916, 732.921, 732.921(1) FS

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: May 29, 2012, 2:00 p.m.

PLACE: Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A432, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Stan Kirkland, 2900 Apalachee Parkway, Tallahassee, Florida 32399, [stankirkland@fhsmv.gov](mailto:stankirkland@fhsmv.gov) (850) 617-2902.

THE FULL TEXT OF THE PROPOSED RULE IS:

15A-1.001: Applications.

Rulemaking Specific Authority 322.02 FS. Law Implemented 322.08 FS. History–New 11-20-75, Formerly 15A-1.01, Amended 12-22-92, Repealed.

15A-1.0011: Definitions.

Rulemaking Specific Authority 322.02, 20.24 FS. Law Implemented 322.01 FS. History-New 12-22-92, Repealed.

15A-1.0012: Identification and Proof of Date of Birth Required for Driver License or Identification Card.

Rulemaking Specific Authority 322.02(3) FS. Law Implemented 322.051, 322.08(2), 322.09(1)(b) FS. History-New 12-22-92, Repealed.

15A-1.002: Restricted Licenses.

Rulemaking Specific Authority 322.02 FS. Law Implemented 322.05, 322.16 FS. History-New 11-20-75, Formerly 15A-1.02, Amended 12-22-92, Repealed.

15A-1.005: ~~Current Licenses~~; Relinquishment.

~~(1) An applicant for a driver license examination is required to relinquish all current driver licenses to the Department with the application prior to being permitted to take an examination; provided, however, that a nonresident who is not applying for a commercial driver license commuting to this state to work, or part time resident from any other state or country license jurisdiction, shall upon affidavit of such facts be allowed to keep the license, but in such case any Florida driver's license issued shall be valid in this state only. Applicants for driver licenses, who do not have current driver's license at the time of the application, shall so state by affidavit.~~

~~(1)(2) A notice of clearance from the issuing state may be required if the applicant has previously been licensed in another state, if necessary to establish eligibility.~~

~~(2)(3) Out-of-state applicants who do not initially qualify on the examination when applying for a Florida driver's license can retain their out-of-state license until they again apply for a Florida license, unless the applicant's vision does not meet the Department's minimum vision standards, whereupon the out-of-state license would be revoked for inadequate vision.~~

Rulemaking Specific Authority 322.02 FS. Law Implemented 322.05, 322.16 FS. History-New 11-20-75, Formerly 15A-1.02, Amended 12-22-92, Repealed.

15A-1.006: Identification Cards.

Rulemaking Specific Authority 322.02 FS. Law Implemented 322.051 FS. History-New 11-20-75, Formerly 15A-1.06, Amended 12-22-92, Repealed.

15A-1.007: Suspended, Disqualified, or Revoked Licenses; Approval.

Rulemaking Specific Authority 322.02 FS. Law Implemented 322.05(3) FS. History-New 11-20-75, Formerly 15A-1.07, Amended 12-22-92, Repealed.

15A-1.011: Service Fee.

Rulemaking Specific Authority 322.02 FS. Law Implemented 322.12 FS. History-New 11-20-75, Formerly 15A-1.11, Amended 12-22-92, Repealed.

15A-1.018: Point Determination; Suspensions.

Rulemaking Specific Authority 322.02 FS. Law Implemented 240.265, 322.27, 338.239 FS. History-New 11-20-75, Formerly 15A-1.18, Amended 12-22-92, Repealed.

15A-1.020: Duplicate and Replacement Licenses.

Rulemaking Specific Authority 322.02 FS. Law Implemented 322.17, 322.29 FS. History-New 11-20-75, Formerly 15A-1.20, Amended 12-22-92, Repealed.

15A-1.025: Motorcycle Examinations; Written Knowledge Test; Pre-Test Motorcycle Inspection; On-Cycle Skill Test and Applicant Requirements; Scoring Criteria.

Rulemaking Specific Authority 322.02 FS. Law Implemented 316.211, 322.03, 322.12 FS. History-New 12-22-92, Repealed.

15A-1.029: Distribution of Organ Donor Registration Forms.

Rulemaking Specific Authority 322.02, 732.921(2) FS. Law Implemented 732.915, 732.921 FS. History-New 12-22-92, Repealed.

15A-1.0291: Organ Donor Registration Form.

Rulemaking Specific Authority 322.02, 732.921(2) FS. Law Implemented 732.921(1) FS. History-New 12-22-92, Repealed.

15A-1.0292: Funding of an Organ Donor Program.

Rulemaking Specific Authority 322.02, 732.921, 20.05(6) FS. Law Implemented 732.915, 732.921 FS. History-New 12-22-92, Repealed.

15A-1.0293: Donor Registry.

Rulemaking Specific Authority 322.02, 732.921 FS. Law Implemented 732.915, 732.921 FS. History-New 12-22-92, Repealed.

15A-1.0294: Donor Identification.

Rulemaking Specific Authority 732.921 FS. Law Implemented 732.916, 732.921 FS. History-New 12-22-92, Repealed.

15A-1.0295: Donor Withdrawal.

Rulemaking Specific Authority 322.02, 732.921 FS. Law Implemented 732.916, 732.921 FS. History-New 12-22-92, Repealed.

15A-1.0297: School Attendance Required for Licensed Drivers Between 15 – 18 Years of Age.

Rulemaking Specific Authority 322.02 FS. Law Implemented 322.09, 322.0601 FS. History-New 12-22-92, Repealed.

15A-1.0298: Insulin Dependent Diabetics License Issuance.

Rulemaking Specific Authority 322.02 FS. Law Implemented 322.141 FS. History-New 12-22-92, Repealed.

15A-1.0299: Examination, Temporary Driving Permit and Driver's License Denial.

Rulemaking Specific Authority 322.02 FS. Law Implemented 322.05, 322.12, 322.121, 322.25 FS. History-New 12-22-92, Repealed.

NAME OF THE PERSON ORIGINATING PROPOSED RULE: Stan Kirkland, Division of Motorist Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 24, 2012

Notice of Proposed Rule

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Driver Licenses

Rule No.: RULE TITLE:

15A-3.009: Insurance Binders for the Purpose of Vehicle Registration

**PURPOSE AND EFFECT:** The purpose and effect of this proposed rulemaking is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

**SUMMARY:** These rules were identified during the comprehensive rule review as containing provisions that are no longer applicable, are antiquated, or are duplicative, and, thus, are appropriate for repeal.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE**

**RATIFICATION:** The Agency has determined that these will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The Agency has determined that these proposed rules are not expected to require legislative ratification because they are being repealed to reduce unnecessary regulation.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**RULEMAKING AUTHORITY:** 324.042 FS

**LAW IMPLEMENTED:** 324.031, 627.733, 320.02(5), 324.151, 324.021 FS

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**

**DATE AND TIME:** May 29, 2012, 2:00 p.m.

**PLACE:** Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A432, Tallahassee, Florida 32399

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Stan Kirkland, 2900 Apalachee Parkway, Tallahassee, Florida 32399, [stankirkland@flhsmv.gov](mailto:stankirkland@flhsmv.gov) (850) 617-2902.

**THE FULL TEXT OF THE PROPOSED RULE IS:**

15A-3.009: Insurance Binders for the Purpose of Vehicle Registration.

Rulemaking Specific Authority 324.042 FS. Law Implemented 324.021, 324.031, 320.02(5) FS. History-New 5-23-78, Formerly 15A-3.09, Amended 12-11-89, 3-25-93, Repealed.

**NAME OF THE PERSON ORIGINATING PROPOSED RULE:** Stan Kirkland, Division of Motorist Services

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Governor and Cabinet

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** April 24, 2012

Notice of Proposed Rule

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Driver Licenses

Rule No.: RULE TITLE:

15A-5.0011: Functions and Responsibilities

15A-5.003: Seizure Disorders

**PURPOSE AND EFFECT:** The purpose and effect of this proposed rulemaking is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

**SUMMARY:** These rules were identified during the comprehensive rule review as containing provisions that are no longer applicable, are antiquated, or are duplicative, and, thus, are appropriate for repeal.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE**

**RATIFICATION:** The Agency has determined that these will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The Agency has determined that these proposed rules are not expected to require legislative ratification because they are being repealed to reduce unnecessary regulation.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**RULEMAKING AUTHORITY:** 322.02(3), 322.126(1) FS

**LAW IMPLEMENTED:** 322.05(7), 322.125, 322.125(1), (2), 322.126, 322.126(1), 322.221(2)(c), 120.62 FS

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**

**DATE AND TIME:** May 29, 2012, 2:00 p.m.

**PLACE:** Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A432, Tallahassee, Florida 32399

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Stan Kirkland, 2900 Apalachee Parkway, Tallahassee, Florida 32399, [stankirkland@flhsmv.gov](mailto:stankirkland@flhsmv.gov) (850) 617-2902.

**THE FULL TEXT OF THE PROPOSED RULE IS:**

15A-5.0011: Functions and Responsibilities.

Rulemaking Specific Authority 322.02(3), 322.126(1) FS. Law Implemented 322.05(7), 322.125, 322.126, 322.221(2)(c), 120.62 FS. History–New 6-27-82, Amended 7-29-84, 1-28-85, Formerly 15A-5.011, Repealed.

15A-5.003: Seizure Disorders.

Rulemaking Specific Authority 322.20(3), 322.126(1) FS. Law Implemented 322.05(7), 322.125(1), (2), 322.126(1), 120.62 FS. History–New 7-5-81, Amended 6-27-82, Formerly 15A-5.03, Repealed.

**NAME OF THE PERSON ORIGINATING PROPOSED RULE:** Stan Kirkland, Division of Motorist Services

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Governor and Cabinet

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** April 24, 2012

Notice of Proposed Rule

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Florida Highway Patrol

Rule No.: RULE TITLE:

15B-4.001: Specifications and Regulations for All Nonpublic School Buses in Operation on, or Purchased Before, July 1, 1969, Twenty-four (24) Passenger Capacity and Up.

PURPOSE AND EFFECT: The purpose and effect of this proposed rulemaking is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: This rule was identified during the comprehensive rule review as containing provisions that are no longer applicable, are antiquated, or are duplicative, and, thus, are appropriate for repeal.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE

RATIFICATION: The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The Agency has determined that the proposed rule is not expected to require legislative ratification because the rule is being repealed to reduce unnecessary regulation.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 316.288 FS

LAW IMPLEMENTED: 316.288 FS

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: May 29, 2012, 2:00 p.m.

PLACE: Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A432, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Major Richard Mechlin, 2900 Apalachee Parkway, Tallahassee, Florida 32399, [richardmechlin@flhsmv.gov](mailto:richardmechlin@flhsmv.gov) (850) 617-2377.

THE FULL TEXT OF THE PROPOSED RULE IS:

15B-4.001: Specifications and Regulations for All Nonpublic School Buses in Operation on, or Purchased Before, July 1, 1969, Twenty-four (24) Passenger Capacity and Up.

Rulemaking Specific Authority 316.288 FS. Law Implemented 316.288 FS. History—New 11-20-75, Transferred to 15C-6.01, 4-17-81, Transferred back to 15B-4.01, 11-6-81, Formerly 15B-4.01, Repealed.

NAME OF THE PERSON ORIGINATING PROPOSED RULE: Major Richard Mechlin, Division of Florida Highway Patrol

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 24, 2012

Notice of Proposed Rule

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Florida Highway Patrol

Rule No.: RULE TITLE:

15B-5.001: Warranty on Sale and Titling of Motor Vehicles Absorption System; Certificate Filed with Department.

**PURPOSE AND EFFECT:** The purpose and effect of this proposed rulemaking is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

**SUMMARY:** These rules were identified during the comprehensive rule review as containing provisions that are no longer applicable, are antiquated, or are duplicative, and, thus, are appropriate for repeal.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE**

**RATIFICATION:** The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The Agency has determined that the proposed rule is not expected to require legislative ratification because the rule is being repealed to reduce unnecessary regulation.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**RULEMAKING AUTHORITY:** 325.26 FS

**LAW IMPLEMENTED:** 501.125 FS

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**

**DATE AND TIME:** May 29, 2012, 2:00 p.m.

**PLACE:** Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A432, Tallahassee, Florida 32399

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Major Richard Mechlin, 2900 Apalachee Parkway, Tallahassee, Florida 32399, [richardmechlin@flhsmv.gov](mailto:richardmechlin@flhsmv.gov) (850) 617-2377.

**THE FULL TEXT OF THE PROPOSED RULE IS:**

15B-5.001: Warranty on Sale and Titling of Motor Vehicles Absorption System; Certificate Filed with Department.

Rulemaking Specific Authority 325.26 FS. Law Implemented 501.125 FS. History–New 11-20-75, Formerly 15B-5.01, Repealed.

**NAME OF THE PERSON ORIGINATING PROPOSED RULE:** Major Richard Mechlin, Division of Florida Highway Patrol

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Governor and Cabinet

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** April 24, 2012

Notice of Proposed Rule

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Florida Highway Patrol

Rule No.: RULE TITLE:

15B-6.001: Charges for Accident Photographs

**PURPOSE AND EFFECT:** The purpose and effect of this proposed rulemaking is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

**SUMMARY:** This rule was identified during the comprehensive rule review as containing provisions that are no longer applicable, are antiquated, or are duplicative, and, thus, are appropriate for repeal.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE**

**RATIFICATION:** The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The Agency has determined that the proposed rule is not expected to require legislative ratification because the rule is being repealed to reduce unnecessary regulation.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**RULEMAKING AUTHORITY:** 119.07(1), 120.53(1)(a) FS

**LAW IMPLEMENTED:** 119.07, 120.53, 320.05(1) FS

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**

**DATE AND TIME:** May 29, 2012, 2:00 p.m.

**PLACE:** Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A432, Tallahassee, Florida 32399

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Major Richard Mechlin, 2900 Apalachee Parkway, Tallahassee, Florida 32399, [richardmechlin@flhsmv.gov](mailto:richardmechlin@flhsmv.gov) (850) 617-2377.

**THE FULL TEXT OF THE PROPOSED RULE IS:**

15B-6.001: Charges for Accident Photographs

Rulemaking Specific Authority 119.07(1), 120.53(1)(a) FS. Law Implemented 119.07, 120.53, 320.05(1) FS. History—New 4-29-79, Formerly 15B-6.01, Repealed.

**NAME OF THE PERSON ORIGINATING PROPOSED RULE:** Major Richard Mechlin, Division of Florida Highway Patrol

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Governor and Cabinet

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** April 24, 2012

Notice of Proposed Rule

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Rule No.: RULE TITLE:

15C-1.002: “Goat” Tags, Requirement for.

15C-1.009: Automobiles for Private Use; Definitions.

15C-1.0110: Rule Review.

**PURPOSE AND EFFECT:** The purpose and effect of this proposed rulemaking is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

**SUMMARY:** These rules were identified during the comprehensive rule review as containing provisions that are no longer applicable, are antiquated, or are duplicative, and, thus, are appropriate for repeal.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE**

**RATIFICATION:** The Agency has determined that these will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The Agency has determined that these proposed rules are not expected to require legislative ratification because they are being repealed to reduce unnecessary regulation.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**RULEMAKING AUTHORITY:** 322.02(3), 322.126(1) FS

**LAW IMPLEMENTED:** 322.05(7), 322.125, 322.125(1), (2), 322.126, 322.126(1), 322.221(2)(c), 120.62 FS

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**

**DATE AND TIME:** May 29, 2012, 2:00 p.m.

**PLACE:** Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A432, Tallahassee, Florida 32399

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Stan Kirkland, 2900 Apalachee Parkway, Tallahassee, Florida 32399, [stankirkland@flhsmv.gov](mailto:stankirkland@flhsmv.gov) (850) 617-2902.

**THE FULL TEXT OF THE PROPOSED RULE IS:**

15C-1.002: “Goat” Tags, Requirement for.

Rulemaking Specific Authority 320.011, 320.17 FS. Law Implemented 320.17, 320.08(3)(e) FS. History–New 6-22-76, Formerly 15C-1.02, Repealed.

15C-1.009: Automobiles for Private Use; Definitions.

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.01(1)(a), 320.08(2) FS. History–New 6-22-76, Formerly 15C-1.09, Repealed.

15C-1.0110: Rule Review.

Rulemaking Specific Authority 320.011, 320.824(1), 320.8325(2) FS. Law Implemented 320.77(10), 320.822(12), 320.8285, 320.8325, 320.835(2) FS. History–New 1-10-94, Repealed.

**NAME OF THE PERSON ORIGINATING PROPOSED RULE:** Stan Kirkland, Division of Motorist Services

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Governor and Cabinet

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** April 24, 2012

Notice of Proposed Rule

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Rule No.: RULE TITLE:

15C-2.001: Manufacturer and Dealer Licensing.

15C-2.0041: Van Conversions.

15C-2.009: General.

15C-2.010: Forms.

PURPOSE AND EFFECT: The purpose and effect of this proposed rulemaking is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: These rules were identified during the comprehensive rule review as containing provisions that are no longer applicable, are antiquated, or are duplicative, and, thus, are appropriate for repeal.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE

RATIFICATION: The Agency has determined that these will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The Agency has determined that these proposed rules are not expected to require legislative ratification because they are being repealed to reduce unnecessary regulation.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 320.011, 320.824, 320.822, 120.53(1)(b) FS

LAW IMPLEMENTED: 320.8225, 320.827, 320.77, 320.822(2), 320.8256, 320.822, 320.823, 320.824, 120.53(1)(b) FS

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: May 29, 2012, 2:00 p.m.

PLACE: Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A432, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Stan Kirkland, 2900 Apalachee Parkway, Tallahassee, Florida 32399, [stankirkland@flhsmv.gov](mailto:stankirkland@flhsmv.gov) (850) 617-2902.

THE FULL TEXT OF THE PROPOSED RULE IS:

15C-2.001 Manufacturer and Dealer Licensing.

Rulemaking Specific Authority 320.011, 320.824 FS. Law Implemented 320.8225, 320.827, 320.77 FS. History–New 1-25-75, Amended 9-11-78, Formerly 15C-2.01, Amended 12-10-92, 4-8-99, Repealed.

15C-2.0041 Van Conversions.

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.822(2), 320.8256, 320.827, 320.8225 FS. History–New 12-10-92, 4-8-99, Repealed.

15C-2.009 General.

Rulemaking Specific Authority 320.011, 320.822, 320.824 FS. Law Implemented 320.822, 320.823, 320.824 FS. History–New 1-25-75, Amended 9-11-78, Formerly 15C-2.09, Repealed.

15C-2.010 Forms.

Rulemaking Specific Authority 120.53(1)(b) FS. Law Implemented 120.53(1)(b) FS. History–New 9-11-78, Formerly 15C-2.10, Amended 12-10-92, Repealed.

NAME OF THE PERSON ORIGINATING PROPOSED RULE: Stan Kirkland, Division of Motorist Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 24, 2012

Notice of Proposed Rule

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Rule No.: RULE TITLE:

15C-8.001: Purpose and Scope.

15C-8.002: Written Notice, Content.

15C-8.003: Copy of Written Notice.

**PURPOSE AND EFFECT:** The purpose and effect of this proposed rulemaking is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

**SUMMARY:** These rules were identified during the comprehensive rule review as containing provisions that are no longer applicable, are antiquated, or are duplicative, and, thus, are appropriate for repeal.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE**

**RATIFICATION:** The Agency has determined that these will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The Agency has determined that these proposed rules are not expected to require legislative ratification because they are being repealed to reduce unnecessary regulation.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**RULEMAKING AUTHORITY:** 316.1951(3) FS

**LAW IMPLEMENTED:** 316.1951 FS

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**

**DATE AND TIME:** May 29, 2012, 2:00 p.m.

**PLACE:** Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A432, Tallahassee, Florida 32399

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Stan Kirkland, 2900 Apalachee Parkway, Tallahassee, Florida 32399, [stankirkland@flhsmv.gov](mailto:stankirkland@flhsmv.gov) (850) 617-2902.

**THE FULL TEXT OF THE PROPOSED RULE IS:**

15C-8.001 Purpose and Scope.

Rulemaking Specific Authority 316.1951(3) FS. Law Implemented 316.1951 FS. History–New 2-22-89, Repealed \_\_\_\_\_.

15C-8.002 Written Notice, Content.

Rulemaking Specific Authority 316.1951(3) FS. Law Implemented 316.1951 FS. History–New 2-22-89, Repealed \_\_\_\_\_.

15C-8.003 Copy of Written Notice.

Rulemaking Specific Authority 316.1951(3) FS. Law Implemented 316.1951 FS. History–New 2-22-89, Repealed \_\_\_\_\_.

**NAME OF THE PERSON ORIGINATING PROPOSED RULE:** Stan Kirkland, Division of Motorist Services

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Governor and Cabinet

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** April 24, 2012

Notice of Proposed Rule

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Rule No.: RULE TITLE:

15C-12.001: Scope of Rules.

15C-12.002: Definitions.

15C-12.003: Privilege Tax Imposed.

15C-12.004: Procedures for Registration.

15C-12.005: Payment of Tax; Delinquencies; Discontinuance, Transfer or Sale of Business; Calculation of Fuel Used; Credits or Refunds; Forfeitures; Bonding Requirements.

15C-12.006: Reports to be Filed Regardless of Tax or Registration.

15C-12.007: Penalties and Interest for Untimely Filing; References to Amounts in Rules; When Assessments Final; Maintenance of Records; Other Penalties.

15C-12.009: Estimate of Tax Due and Unpaid.

15C-12.010: Change of Address.

15C-12.011: Seizure of Vehicle, Other Equipment.

PURPOSE AND EFFECT: The purpose and effect of this proposed rulemaking is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: These rules were identified during the comprehensive rule review as containing provisions that are no longer applicable, are antiquated, or are duplicative, and, thus, are appropriate for repeal.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE

RATIFICATION: The Agency has determined that these will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The Agency has determined that these proposed rules are not expected to require legislative ratification because they are being repealed to reduce unnecessary regulation.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 207.011(2), 207.005, 207.011(2), 213.06 FS., Ch. 87-198, Laws of Florida

LAW IMPLEMENTED: 207.002, 207.003, 207.004, 207.005, 207.006, 207.007, 207.008, 207.011(4), 207.012,

207.013, 207.014, 207.015, 207.019(4), 207.023, 207.023(3) FS., Ch. 88-306, Ch. 87-198, Laws of Florida

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: May 29, 2012, 2:00 p.m.

PLACE: Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A432, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Stan Kirkland, 2900 Apalachee Parkway, Tallahassee, Florida 32399, [stankirkland@flhsmv.gov](mailto:stankirkland@flhsmv.gov) (850) 617-2902.

THE FULL TEXT OF THE PROPOSED RULE IS:

**15C-12.001 Scope of Rules.**

Rulemaking Specific Authority 207.011(2) FS., Ch. 87-198, Laws of Florida. Law Implemented 207.011(4) FS. History–New 10-14-82, Formerly 12B-9.01, Transferred from 12B-9.001, Amended 1-1-90, Repealed.

**15C-12.002 Definitions.**

Rulemaking Specific Authority 207.011(2) FS. Law Implemented 207.002, 207.003, 207.004 FS. History–New 10-14-82, Formerly 12B-9.02, Transferred from 12B-9.002, Amended 1-1-90, Repealed.

**15C-12.003 Privilege Tax Imposed.**

Rulemaking Specific Authority 207.011(2) FS. Law Implemented 207.002, 207.003, 207.004 FS. History–New 10-14-82, Formerly 12B-9.03, Transferred from 12B-9.003, Amended 1-1-90, Repealed.

**15C-12.004 Procedures for Registration.**

Rulemaking Specific Authority 207.011(2) FS. Law Implemented 207.003, 207.004, 207.005, 207.023 FS., Ch. 88-306, Laws of Florida. History–New 10-14-82, Amended 12-26-83, Formerly 12B-9.04, Transferred from 12B-9.004, Amended 1-1-90, Repealed.

**15C-12.005 Payment of Tax; Delinquencies; Discontinuance, Transfer or Sale of Business; Calculation of Fuel Used; Credits or Refunds; Forfeitures; Bonding Requirements.**

Rulemaking Specific Authority 207.005, 207.011(2) FS. Law Implemented 207.003, 207.004, 207.005, 207.007, 207.015 FS., Ch. 87-198, Laws of Florida. History–New 10-14-82, Amended 10-13-83, Formerly 12B-9.05, Transferred from 12B-9.005, Amended 1-1-90, Repealed.

**15C-12.006 Reports to be Filed Regardless of Tax or Registration.**

Rulemaking Specific Authority 207.011(2) FS. Law Implemented 207.003, 207.004, 207.005, 207.006, 207.015 FS. History–New 10-14-82, Formerly 12B-9.06, Transferred from 12B-9.006, Amended 1-1-90, Repealed.

**15C-12.007 Penalties and Interest for Untimely Filing; References to Amounts in Rules; When Assessments Final; Maintenance of Records; Other Penalties.**

Rulemaking Specific Authority 207.011(2) FS. Law Implemented 207.003, 207.005, 207.006, 207.007, 207.008, 207.012, 207.013, 207.014 FS. History–New 10-14-82, Amended 4-28-83, Formerly 12B-9.07, Transferred from 12B-9.007, Amended 1-1-90, Repealed.

**15C-12.009 Estimate of Tax Due and Unpaid.**

Rulemaking Specific Authority 207.011(2), 213.06 FS. Law Implemented 207.012, 207.014 FS. History–New 10-14-82, Amended 4-28-83, Formerly 12B-9.09, Transferred from 12B-9.009, Repealed.

**15C-12.010 Change of Address.**

Rulemaking Specific Authority 207.011(2) FS. Law Implemented 207.019(4) FS. History–New 10-14-82, Formerly 12B-9.10, Transferred from 12B-9.010, Amended 1-1-90, Repealed.

**15C-12.011 Seizure of Vehicle, Other Equipment.**

Rulemaking Specific Authority 207.011(2), 213.06 FS. Law Implemented 207.023(3) FS. History–New 10-14-82, Formerly 12B-9.11, Transferred from 12B-9.011, Repealed.

NAME OF THE PERSON ORIGINATING PROPOSED RULE: Stan Kirkland, Division of Motorist Services  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 24, 2012

Notice of Proposed Rule

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Rule No.: RULE TITLE:

15C-13.001: Scope and Authority

15C-13.002: Definitions

15C-13.003: Vehicles Covered

15C-13.004: Plates and Cab Card Required

15C-13.005: Florida Apportioned Plates

15C-13.006: Application

15C-13.007: License Tax

15C-13.008: Renewal Applications; Late Fee

15C-13.009: Supplemental Applications

15C-13.010: Replacement

15C-13.011: Temporary Operational Permits

15C-13.012: Trip Permits; Hunter Permits

15C-13.014: Refunds and Credits; Construction

15C-13.015: Records; Audits

PURPOSE AND EFFECT: The purpose and effect of this proposed rulemaking is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: These rules were identified during the comprehensive rule review as containing provisions that are no longer applicable, are antiquated, or are duplicative, and, thus, are appropriate for repeal.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE

RATIFICATION: The Agency has determined that these will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The Agency has determined that these proposed rules are not expected to require legislative ratification because they are being repealed to reduce unnecessary regulation.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 320.011 FS

LAW IMPLEMENTED: 320.0104, 320.0715 FS

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: May 29, 2012, 2:00 p.m.

PLACE: Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A432, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Stan Kirkland, 2900 Apalachee Parkway, Tallahassee, Florida 32399, [stankirkland@flhsmv.gov](mailto:stankirkland@flhsmv.gov) (850) 617-2902.

THE FULL TEXT OF THE PROPOSED RULE IS:

**15C-13.001 Scope and Authority.**

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.0104, 320.0715 FS. History–New 1-1-90, Repealed.

**15C-13.002 Definitions.**

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.0104, 320.0715 FS. History–New 1-1-90, Repealed.

**15C-13.003 Vehicles Covered.**

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.0104, 320.0715 FS. History–New 1-1-90,  
Repealed.

**15C-13.004 Plates and Cab Card Required.**

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.0104, 320.0715 FS. History–New 1-1-90,  
Repealed.

**15C-13.005 Florida Apportioned Plates.**

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.0104, 320.0715 FS. History–New 1-1-90,  
Repealed.

**15C-13.006 Application.**

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.0104, 320.0715 FS. History–New 1-1-90,  
Repealed.

**15C-13.007 License Tax.**

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.0104, 320.0715 FS. History–New 1-1-90,  
Repealed.

**15C-13.008 Renewal Applications; Late Fee.**

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.0104, 320.0715 FS. History–New 1-1-90,  
Repealed.

**15C-13.009 Supplemental Applications.**

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.0104, 320.0715 FS. History–New 1-1-90,  
Repealed.

**15C-13.010 Replacement.**

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.0104, 320.0715 FS. History–New 1-1-90,  
Repealed.

**15C-13.011 Temporary Operational Permits.**

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.0104, 320.0715 FS. History–New 1-1-90,  
Repealed.

**15C-13.012 Trip Permits; Hunter Permits.**

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.0104, 320.0715 FS. History–New 1-1-90,  
Repealed.

**15C-13.014 Refunds and Credits; Construction.**

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.0104, 320.0715 FS. History–New 1-1-90,  
Repealed.

**15C-13.015 Records; Audits.**

Rulemaking Specific Authority 320.011 FS. Law Implemented 320.0104, 320.0715 FS. History–New 1-1-90,  
Repealed.

NAME OF THE PERSON ORIGINATING PROPOSED RULE: Stan Kirkland, Division of Motorist Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 24, 2012

Notice of Proposed Rule

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Rule No.: RULE TITLE:

15C-14.001: Vessel Data Computer Products

15C-14.003: Recordation of Antique Vessel Status

15C-14.004: Vessel Registration by Counties

15C-14.005: Application of Definitions

PURPOSE AND EFFECT: The purpose and effect of this proposed rulemaking is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: These rules were identified during the comprehensive rule review as containing provisions that are no longer applicable, are antiquated, or are duplicative, and, thus, are appropriate for repeal.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE

RATIFICATION: The Agency has determined that these will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The Agency has determined that these proposed rules are not expected to require legislative ratification because they are being repealed to reduce unnecessary regulation.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 327.04 FS

LAW IMPLEMENTED: 119.07, 327.25(10), 327.22(2), 327.02 FS

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: May 29, 2012, 2:00 p.m.

PLACE: Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A432, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Stan Kirkland, 2900 Apalachee Parkway, Tallahassee, Florida 32399, [stankirkland@flhsmv.gov](mailto:stankirkland@flhsmv.gov) (850) 617-2902.

THE FULL TEXT OF THE PROPOSED RULE IS:

**15C-14.001 Vessel Data Computer Products.**

Rulemaking Specific Authority 327.04 FS. Law Implemented 119.07 FS. History–New 2-10-81, Amended 10-16-84, Formerly 16N-33.01, 16N-33.001, 62N-33.001, Repealed.

**15C-14.003 Recordation of Antique Vessel Status.**

Rulemaking Specific Authority 327.04 FS. Law Implemented 327.25(10) FS. History–New 10-16-84, Formerly 16N-33.03, 16N-33.003, 62N-33.003, Repealed.

**15C-14.004 Vessel Registration by Counties.**

Rulemaking Specific Authority 327.04 FS. Law Implemented 327.22(2) FS. History–New 10-16-84, Formerly 16N-33.04, 16N-33.004, 62N-33.004, Repealed.

**15C-14.005 Application of Definitions.**

Rulemaking Specific Authority 327.04 FS. Law Implemented 327.02 FS. History–New 10-16-84, Formerly 16N-33.05, 16N-33.005, 62N-33.005, Repealed.

NAME OF THE PERSON ORIGINATING PROPOSED RULE: Stan Kirkland, Division of Motorist Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 24, 2012

Notice of Proposed Rule

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Rule No.: RULE TITLE:

15C-15.002: Inspection of Homemade Vessels

**PURPOSE AND EFFECT:** The purpose and effect of this proposed rulemaking is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

**SUMMARY:** These rules were identified during the comprehensive rule review as containing provisions that are no longer applicable, are antiquated, or are duplicative, and, thus, are appropriate for repeal.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE**

**RATIFICATION:** The Agency has determined that these will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The Agency has determined that these proposed rules are not expected to require legislative ratification because they are being repealed to reduce unnecessary regulation.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**RULEMAKING AUTHORITY:** 327.04 FS

**LAW IMPLEMENTED:** 328.01(6) FS

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:**

**DATE AND TIME:** May 29, 2012, 2:00 p.m.

**PLACE:** Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A432, Tallahassee, Florida 32399

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Stan Kirkland, 2900 Apalachee Parkway, Tallahassee, Florida 32399, [stankirkland@flhsmv.gov](mailto:stankirkland@flhsmv.gov) (850) 617-2902.

THE FULL TEXT OF THE PROPOSED RULE IS:

**15C-15.002 Inspection of Homemade Vessels.**

Rulemaking Specific Authority 327.04 FS. Law Implemented 328.01(6) FS. History—New 10-16-84, Formerly 16N-34.02, 16N-34.002, 62N-34.002, Repealed.

NAME OF THE PERSON ORIGINATING PROPOSED RULE: Stan Kirkland, Division of Motorist Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 24, 2012

Notice of Proposed Rule

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motorist Services

Rule Chapter No.: Rule Chapter:

15C-20 Electronic Notification and Derelict Motor Vehicle Application System

Rule No.: Rule Title:

15C-20.001 Secondary Metals Recyclers or Salvage Motor Vehicle Dealers

15C-20.002 Secondary Metals Recycler and Salvage Motor Vehicle Dealer Participation Requirements

15C-20.003 Electronic Notification System Vendors; Certification; Requirements

15C-20.004 Electronic System Procedure Requirements

15C-20.005 Derelict Motor Vehicles

15C-20.006 Derelict Motor Vehicle Certificates

15C-20.007 Electronic Application for Derelict Motor Vehicle Certificates

15C-20.008 Enforcement/Compliance

PURPOSE AND EFFECT: To establish electronic notification systems for salvage motor vehicle dealers and secondary metals recyclers on salvage and derelict motor vehicles; establish fees for such system.

SUMMARY: These rules will allow the Agency to establish and provide an electronic notification system to secondary metals recyclers and salvage motor vehicle dealers, for "end of life" vehicles (vehicles that are to be destroyed or dismantled).

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that these rules will \_\_\_ or will not X have an impact on small business. A SERC has X or has not \_\_\_ been prepared by the agency and is available by contacting Selma Sauls at the address, telephone number or email listed below. The following is a summary of the SERC: No adverse impact on economic growth, private sector job creating or employment, or private sector investment. No adverse impact on business competitiveness or innovation. No increase in regulatory costs. No increased spending of the Agency anticipated. No cost to other states, local governmental entities, small counties or small cities. No impact on state or local revenues.

Any person who wishes to provide information regarding the statement of estimated regulatory costs or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 319.30(8)(a)&(h), FS

LAW IMPLEMENTED: 319.30, FS

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: May 30, 2012, at 2:00 p.m.

PLACE: 2900 Apalachee Parkway, Room A427, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Selma Sauls, Government Operations Consultant I, 2900 Apalachee Parkway, Tallahassee Florida 32399, selmasauls@flhsmv.gov (850) 617-3001.

THE FULL TEXT OF THE PROPOSED RULE IS:

15C-20.001 Secondary Metals Recyclers or Salvage Motor Vehicle Dealers.

(1) Purpose and Scope. This rule prescribes and defines the procedures for secondary metals recyclers and salvage motor vehicle dealers to return certificates of title and salvage certificates of title to the Department for motor vehicles or mobile homes they receive and dismantle, destroy or change in such manner that it is not the motor vehicle or mobile home described in the certificate of title. This rule also prescribes and defines application procedures for derelict motor vehicle certificates. This includes procedures for secondary metals recyclers and salvage motor vehicle dealers to electronically submit information and apply for the derelict motor vehicle certificate.

(2) Definitions. The words or terms as used in this rule shall have the statutory meanings set forth in s. 319.30,

F.S. and as follows:

(a) "Department" means the Department of Highway Safety and Motor Vehicles.

(b) "Electronic Notification System" means the system owned by the Department which allows authorized secondary metals recyclers and salvage motor vehicle dealers to notify the Department of receipt of a vehicle which has been or is to be dismantled or destroyed and allows a secondary metals recycler or salvage motor vehicle dealer to apply for a derelict motor vehicle certificate.

(c) "Electronic Notification Vendor" means a Department-approved entity who hosts an approved system for interface between secondary metals recyclers or salvage motor vehicle dealers and the Department.

(d) "National Motor Vehicle Titling Information System" (NMVTIS) means the nationwide electronic system that provides information about a vehicle's condition and history to include a vehicle's title, most recent odometer reading, brand history and historical theft data.

(3) Secondary metals recyclers and salvage motor vehicle dealers shall submit all certificates of title and salvage certificates of title within 30 days of dismantling, destroying or changing the motor vehicle or motor home.

(4) Secondary metals recyclers and salvage motor vehicle dealers may use the Department's Electronic Notification System to submit title cancellation information in lieu of sending the titles to the Department. Electronic notification shall be made through a vendor approved by the Department and as prescribed in these rules.

(5) In the case of electronic titles (e-titles), secondary metals recyclers and salvage motor vehicle dealers may receive vehicles with e-titles. The secondary metals recyclers and salvage motor vehicle dealers will use the Electronic Notification System to verify the owner and that there are no liens on the vehicle. Notification to the Department on vehicles with e-titles must be done via the Electronic Notification System.

Rulemaking Authority 319.30(8)(a)&(h)FS Law Implemented 319.30(8)(a)FS History – New

15C-20.002 Secondary Metals Recycler and Salvage Motor Vehicle Dealer Participation Requirements.

(1) Secondary metals recyclers and salvage motor vehicle dealers requesting authorization to use the Electronic Notification System must meet the following requirements:

(a) Have a valid registration as a secondary metals recycler with the Department of Revenue or a valid license with the Department of Highway Safety and Motor Vehicles as a salvage motor vehicle dealer.

(b) Enter into a contract with a Department-approved electronic notification vendor.

(c) Ensure only those users authorized by the vendor shall have access to the system.

(d) Ensure they have a method for secure storage of required documentation to meet retention timeframes.

(e) Submit notification of intent to participate to the Department which includes:

1. License or registration number

2. Licensed or registered business name

3. Doing Business As (DBA) business name(s)

4. Valid physical address for the business

5. Valid mailing address for the business

6. Valid email and telephone number for the business

7. Valid EIN number if applicable

(2) Dealers with a "VF", "VI", "RU" or "RV" license which meet the requirements set forth in this rule may also request authorization to use the Electronic Notification System.

(3) The Department will notify the secondary metals recycler or salvage motor vehicle dealer of approval to use the Electronic Notification System.

(4) The secondary metals recycler and salvage motor vehicle dealers must keep their valid contact information up to date with the Department. Changes to contact information must be submitted within 10 days of the change.

Rulemaking Authority 319.30(8)(a)&(h)FS Law Implemented 319.30(8)(a)FS History – New

15C-20.003 Electronic Notification System Vendors; Certification; Requirements.

(1) The Department shall certify electronic notification vendors who meet the minimum requirements set forth in this rule.

(2) Entities requesting approval to become an Electronic Notification System vendor must meet the following requirements prior to being approved by the Department:

(a) Enter into a contract with the Department.

(b) Demonstrate to the Department that the vendor's system at a minimum can successfully process title cancellations/junk titles.

(c) Provide a performance bond or irrevocable letter of credit for \$50,000 to the Department.

(d) Attest that they have a method for secure storage of required documentation to meet retention schedules.

(3) The electronic notification vendor shall:

(a) Provide all support, assistance and training to any secondary metals recycler or salvage motor vehicle dealer using their system.

(b) Follow the installation procedures as set forth by the Department.

(c) Maintain all records of electronic transfers for a period of three years.

(d) Provide a verification of cancellation receipt to the secondary metals recycler or salvage motor vehicle dealer for each title record cancelled electronically.

(e) Maintain all contractual agreements for a period of three fiscal years after completion or termination of the contract.

(f) Make all records available for inspection or audit at any time during normal business hours by the Department or its agent.

(g) Make records available to any Law Enforcement Officer conducting an investigation who submits an official written request.

(h) Provide at its own expense all equipment necessary to provide an interface between the electronic notification vendor and the Department's server.

(i) Ensure that only authorized users have access to the Electronic Notification System with access limited to business purposes only.

(j) Ensure that all user accounts are unique and can be traced back to individuals and transactions processed.

(k) Electronic Notification System users whose access has been revoked, suspended or denied by the Department or an approved vendor for any reason noted in section 15C-20.008 will be prevented from and shall not access the system until all issues have been resolved to the satisfaction of the Department.

(4) Electronic notification vendors may charge a fee to secondary metals recyclers or salvage motor vehicle dealers for use of the system.

Rulemaking Authority 319.30(8)(a)&(h)FS Law Implemented 319.30(8)(a)FS History – New

15C-20.004 Electronic System Procedure Requirements.

(1) The secondary metals recycler or salvage motor vehicle dealer shall submit the following information to the Department through the electronic notification vendor:

(a) Name, address, and contact information of the reporting secondary metals recycler or salvage motor vehicle dealer;

(b) Vehicle Identification Number (VIN);

(c) Florida Title Number;

(d) Previous State and Title Number (if no Florida title);

(e) Date of receipt of the motor vehicle or mobile home;

(f) Name of the individual and entity from whom the motor vehicle or mobile home was obtained.

(2) The vendor shall forward the information, including the secondary metals recycler registration or motor vehicle dealer license information, to the Department.

(3) The Department's database shall verify the record as a valid title which can be dismantled, destroyed or changed. If the Department's database indicates the vehicle has been stolen, the title is not valid or the Florida title information provided does not reflect a current Florida title, notification will be provided back to the vendor. If the motor vehicle or mobile home has not been dismantled or destroyed it may not be dismantled or destroyed until this is resolved.

(4) After the Department's database verifies the record as a valid Florida title, the system will check NMVTIS. If NMVTIS indicates that the vehicle is stolen or otherwise should not be dismantled, destroyed or changed, a stop shall be placed on the record and notification provided back to the vendor of the problem.

(5) If both the Department's database and NMVTIS verify the title as valid for dismantling, destroying or changing, the Department shall cancel the title. Confirmation of the title cancellation shall be sent to the vendor.

(6) The secondary metals recycler or salvage motor vehicle dealer must keep the original certificate of title or salvage certificate of title for a period of 3 years after the date of purchase of the motor vehicle or motor home. These records must be maintained in chronological order. After 3 years, the secondary metals recycler or salvage motor vehicle dealer must destroy the titles by shredding or otherwise securely disposing of the paper records so that no further use of the paper can be made. Secondary metals recyclers and salvage motor vehicle dealers may retain copies of the destroyed titles. The secondary metal recycler or salvage motor vehicle dealer shall maintain a log or record of the destruction of each original certificate of title which shall include the vehicle information, the name of company representative who destroyed the certificate of title and the date of destruction.

Rulemaking Authority 319.30(8) (a) & (h) FS Law Implemented 319.30(8) (a) FS History – New

15C- 20.005 Derelict Motor Vehicles.

(1) If a secondary metals recycler or salvage motor vehicle dealer obtains a derelict motor vehicle for dismantling or destruction and the certificate of title, salvage certificate of title, or certificate of destruction is not available, the secondary metals recycler or salvage motor vehicle dealer must, within 24 hours of receiving the derelict motor vehicle, apply for a derelict motor vehicle certificate with a tax collector's office, license plate agency or via the Department's Electronic Notification System.

(2) For purposes of application and securing derelict motor vehicles, weekends are defined as between 5:00 PM Friday and 8:00 AM Monday. Holidays begin at 5:00 PM the day before the holiday and end at 8:00 AM the day following the holiday. The 10 model years for the derelict motor vehicle begins with the model year of the vehicle as year one.

Rulemaking Authority 319.30(8) (a) & (h) FS Law Implemented 319.30(8)(a)FS History – New

15C-20.006 Derelict Motor Vehicle Certificates.

(1) If applying for a derelict motor vehicle certificate at a tax collector's office or license plate agency, application must be made on Form HSMV 82137 S (Rev 04/12), incorporated herein by reference. The secondary metals recycler or salvage motor vehicle dealer must apply within 24 hours of receiving the derelict motor vehicle. If application is made at a tax collector's office or license plate agency, the 24 hour notice excludes weekends and holidays. The derelict motor vehicle certificate application must be completed by the seller or owner, transporter and purchaser prior to the purchaser taking possession of the derelict motor vehicle.

(2) The derelict motor vehicle certificate application must be accompanied by:

(a) A legible copy of the seller's or owners valid Florida driver license or Florida identification card, or a valid driver license or identification card issued by another state.

(b) If the seller is not the owner of record of the vehicle being sold, the secondary metals recycler or salvage motor vehicle dealer shall, at the time of sale, ensure that a smudge-free right thumbprint, or other digit if the seller has no right thumb, of the seller is imprinted upon the derelict motor vehicle certificate application.

(3) Secondary metals recyclers and salvage motor vehicle dealers must pay a fee to the Department of \$3 per derelict motor vehicle.

(4) The Department shall approve and issue a derelict motor vehicle certificate if the derelict motor vehicle is free of any stops or brands that would restrict dismantling, destroying or changing of the vehicle.

(5) If there are no active liens or a lien of 3 years or more on the derelict motor vehicle, the secondary metals recycler or salvage motor vehicle dealer must secure the vehicle for 3 full business days from the issuance date of the derelict motor vehicle certificate. The destruction date shall be included on the derelict motor vehicle certificate.

(6) If there is an active lien of less than 3 years on the derelict motor vehicle, the secondary metals recycler or salvage motor vehicle dealer must secure the derelict motor vehicle for 10 calendar days from the issuance date of the derelict motor vehicle certificate. If an out of state title with an active lien of less than 3 years is on the derelict motor vehicle, the secondary metals recycler or salvage motor vehicle dealer must secure the derelict motor vehicle for 30 calendar days from the date of the Department lienholder notification.

(a) The Department shall issue a derelict motor vehicle certificate without an authorized destruction date.

(b) Upon issuance of the derelict motor vehicle certificate, the Department shall notify the lienholder that the derelict motor vehicle certificate has been issued and the Department's intent to remove the lien from the record.

(c) The lienholder shall have 10 calendar days to protest removal of the lien.

1. If there is no written statement protesting removal of the lien received by the Department within the 10 calendar day period described above, the Department may remove the lien and update the title record with an authorized destruction date.

2. If the lienholder files a written statement to the Department that the lien is still outstanding within the 10 calendar day period described above, the Department will not remove the lien and shall place an administrative hold on the record for 30 calendar days from the date of the lienholder response notification.

a. During the 30 calendar day period:

(I) The lienholder must satisfy the lien or:

(A) Contact the secondary metals recycler or salvage motor vehicle dealer and/or owner to resolve the issue;

(B) Obtain the derelict motor vehicle along with a statement from the secondary metals recycler or salvage motor vehicle dealer stating the possession change and that they have no interest in the derelict motor vehicle;

(C) Apply for the title to the derelict motor vehicle or a repossession certificate with the local tax collector's office. The tax collector's office shall scan and send the paperwork to the Department as backup documentation for the cancellation of the derelict motor vehicle title action. The 30 day administrative stop shall be removed by the Department to allow the tax collector's office to process the certificate of repossession once the cancellation is completed.

b. If after this 30 calendar day period there is no transfer of title or issuance of a repossession certificate, the secondary metals recycler or salvage motor vehicle dealer shall be authorized to destroy the vehicle.

c. The secondary metals recycler or salvage motor vehicle dealer must secure the derelict motor vehicle until the Department issues an authorized destruction date.

d. The secondary metals recycler or salvage motor vehicle dealer must print the Department's issuance of a destruction date and store this along with the derelict motor vehicle certificate before destroying or dismantling the derelict motor vehicle.

(7) The secondary metals recycler or salvage motor vehicle dealer shall not dismantle or destroy a derelict motor vehicle without an authorized destruction date.

Rulemaking Authority 319.30(8)(a)&(h)FS Law Implemented 319.30(8)(a)FS History – New

15C-20.007 Electronic Application for Derelict Motor Vehicle Certificates.

(1) A secondary metals recycler or salvage motor vehicle dealer may apply electronically for a derelict motor vehicle certificate.

(2) Secondary metals recyclers and salvage motor vehicle dealers must first enter into a contract with a Department approved electronic notification vendor as set forth in Rule 15C-20.003, F.A.C., prior to participating in the electronic application process.

(3) The secondary metals recycler or salvage motor vehicle dealer must complete Form HSMV 82137 S (Rev. 04/12) obtaining the signatures of the seller or owner, transporter and purchaser and meeting all other derelict motor vehicle certificate application criteria. The secondary metals recycler or salvage motor vehicle dealer shall then enter the information required via the vendor's Electronic Notification System.

(4) The electronic application for a derelict motor vehicle certificate must be made within 24 hours of receiving the derelict motor vehicle.

(5) Electronic notification vendors must ensure the following is included in the electronic application process:

(a) The name of the owner/seller disposing of the derelict motor vehicle

(b) The address of the owner/seller disposing of the derelict motor vehicle

(c) The Personal ID number of the owner/seller disposing of the derelict motor vehicle

1. This shall be a Florida driver license or Florida identification card; or

2. Out of state driver license or out of state identification card listing the state name

(d) Purchase Price

(e) The Make, Year, Body and Color of the derelict motor vehicle

(f) The VIN and title number, with the state name if not Florida, of the derelict motor vehicle received

(g) The date, time, and location of pickup of the derelict motor vehicle by transporter

(h) Name and address of transporter business transporting the derelict motor vehicle

(i) Name and Florida driver license number of driver transporting the derelict motor vehicle

(j) Registered or licensed business name of the secondary metals recycler or salvage motor vehicle dealer acquiring the derelict motor vehicle

(k) Valid physical and mailing address of the secondary metals recycler or salvage motor vehicle dealer acquiring the derelict motor vehicle

(l) Valid email address and telephone number for the secondary metals recycler or salvage motor vehicle dealer acquiring the derelict motor vehicle

(m) License or registration number of the secondary metals recycler or salvage motor vehicle dealer acquiring the derelict motor vehicle

(n) Date and time of the acquisition of the derelict motor vehicle by the secondary metals recycler or salvage motor vehicle dealer

(6) Secondary metals recycler and salvage motor vehicle dealers must pay a fee to the department of \$3 per derelict motor vehicle for electronic notification. Department-approved vendors are authorized to charge additional fees to administer the Electronic Notification System.

(7) The Department shall approve and issue an electronic derelict motor vehicle certificate if the vehicle is free of any stops or brands that would not allow the derelict motor vehicle to be dismantled, destroyed or changed.

(8) If there are no active liens or a lien of 3 years or more on the derelict motor vehicle, the secondary metals recycler or salvage motor vehicle dealer must secure the vehicle for 3 full business days from the issuance date of the derelict motor vehicle certificate. The destruction date shall be included on the derelict motor vehicle certificate.

(9) If there is an active lien of less than 3 years on the derelict motor vehicle, the secondary metals recycler or salvage motor vehicle dealer must secure the derelict motor vehicle for 10 calendar days from the issuance date of the derelict motor vehicle certificate. If an out of state title with an active lien of less than 3 years is on the derelict

motor vehicle, the secondary metals recycler or salvage motor vehicle dealer must secure the derelict motor vehicle for 30 calendar days from the date of the Department lienholder notification.

(a) The Department shall electronically issue the derelict motor vehicle certificate and notify the secondary metals recycler or salvage motor vehicle dealer that there is a lien of less than 3 years along with information on the lienholder. There will be no authorized destruction date on the certificate.

(b) The Department shall notify the lienholder that the derelict motor vehicle certificate has been issued and the Department's intent to remove the lien from the record.

(c) The lienholder shall have 10 calendar days to protest removal of the lien.

1. If there is no written statement protesting removal of the lien received by the Department within the 10 calendar day period, the Department may remove the lien and update the title record with an authorized destruction date. Electronic notification and an updated derelict motor vehicle certificate with an authorized destruction date will be sent to the secondary metals recycler or salvage motor vehicle dealer.

2. If the lienholder files a written statement to the Department that the lien is still outstanding within the 10 calendar day period, the Department will not remove the lien and shall place an administrative hold on the record for 30 calendar days. Electronic notification shall be sent to the secondary metals recycler or salvage motor vehicle dealer holding the derelict motor vehicle certificate.

a. During the 30 calendar day period:

(I) The lienholder must satisfy the lien or:

(A) Contact the secondary metals recycler or salvage motor vehicle dealer and/or owner to resolve the issue;

(B) Obtain the derelict motor vehicle along with a statement from the secondary metals recycler or salvage motor vehicle dealer stating the possession change and that they have no interest in the derelict motor vehicle;

(C) Apply for the title to the derelict motor vehicle or a repossession certificate with the local tax collector's office. The tax collector's office shall scan and send the paperwork to the Department as backup documentation for the cancellation of the derelict motor vehicle title action. The 30 day administrative stop shall be removed by the Department to allow the tax collector's office to process the certificate of repossession once the cancellation is completed.

b. If after this 30 calendar day period there is no transfer of title or issuance of a repossession certificate, the secondary metals recycler or salvage motor vehicle dealer shall be authorized to destroy the vehicle.

c. The secondary metals recycler or salvage motor vehicle dealer must secure the derelict motor vehicle until the Department issues a derelict motor vehicle certificate with an authorized destruction date.

d. The secondary metals recycler or salvage motor vehicle dealer must print and retain the Department's derelict motor vehicle certificate with an authorized destruction date before destroying or dismantling the derelict motor vehicle.

e. The secondary metals recyclers and salvage motor vehicle dealers who use the Electronic Notification System shall not dismantle or destroy a derelict motor vehicle without a derelict motor vehicle certificate with an authorized destruction date.

Rulemaking Authority 319.30(8)(a)&(h)FS Law Implemented 319.30(8)(a)FS History – New

15C-20.008 Enforcement/Compliance.

(1) The Department shall enforce compliance with the requirements of the Electronic Notification System. The following are prohibited and may result in the termination of certification as an electronic notification vendor:

(a) Providing access to the Electronic Notification System to a client or person not authorized by the Department.

(b) Willful misrepresentation of electronic notification policies, procedures, contractual terms or other titling procedures.

(c) Using Department information for reasons other than authorized electronic notification services.

(d) Failure to correct errors as required by the Department.

(2) The Department shall enforce compliance with the requirements of the Electronic Notification System with regard to secondary metals recyclers and salvage motor vehicles dealers using the Electronic Notification System. The Department will revoke a secondary metals recycler or salvage motor vehicle dealer's ability to use the system for any violation of these rules or for any action that jeopardizes the integrity of the system. This rule shall not prevent the Department from imposing any additional sanctions or fines as allowed by other applicable laws or rules including, but not limited to s. 320.27 F.S. Additionally, the following are prohibited:

(a) Failure to comply with Department procedures and rules

(b) Unauthorized access of data by users

(c) Failure to remain in good standing with the State

(d) Failure to correct errors or clear pending transactions as required by the Department

(e) Entering any false information into the electronic notification service

(f) Applying for a derelict motor vehicle certificate for any derelict motor vehicle not authorized by statute for such certificate

(g) Any violation of sections 319.30 or 319.33, F.S.

Rulemaking Authority 319.30(8)(a)&(h)FS Law Implemented 319.30(8)(a)FS History – New

NAME OF PERSON ORIGINATING PROPOSED RULE: Julie Baker, Bureau Chief, Department of Highway Safety and Motor Vehicles

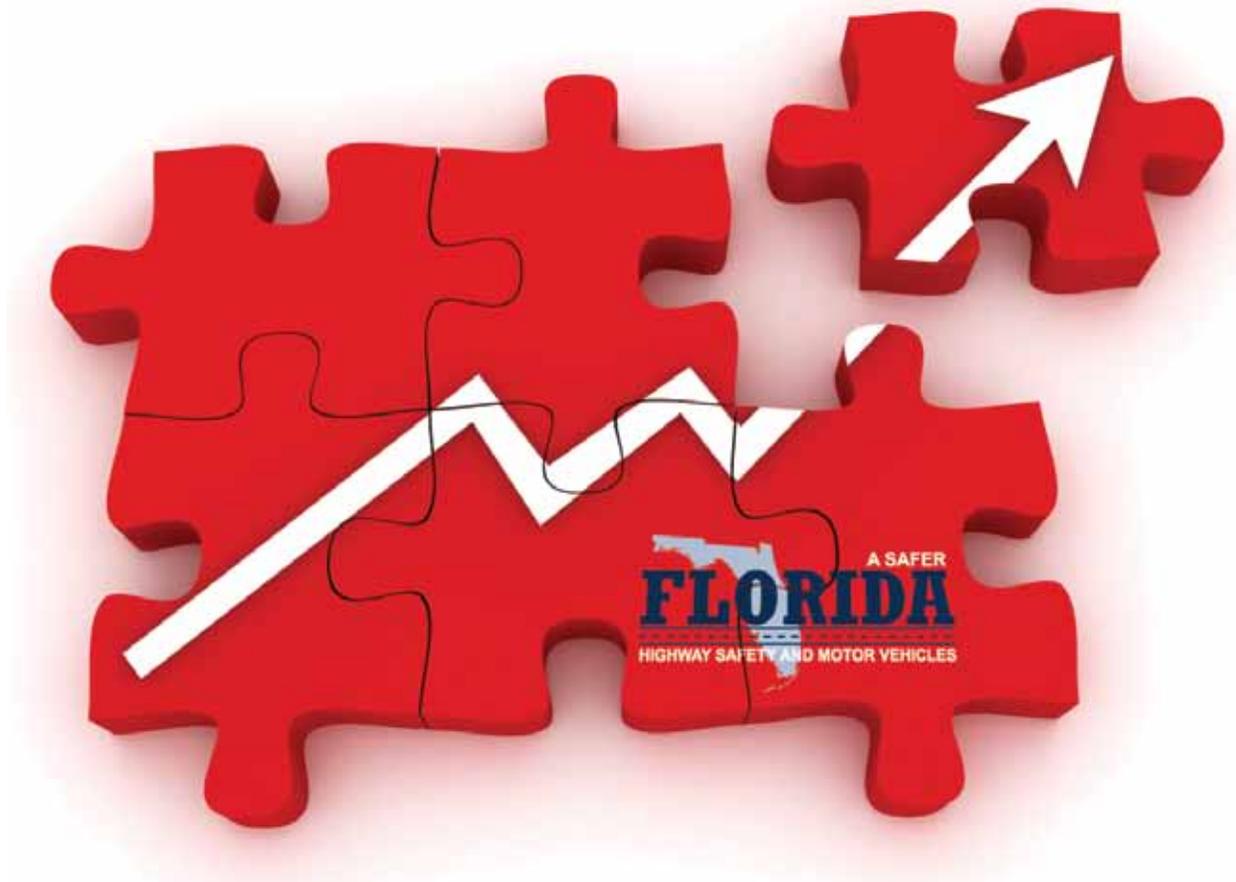
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:

DATE PROPOSED RULE APPROVED BY AGENCY HEAD:

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 10, 2011



# Third Quarter Performance Report: Fiscal Year 2011 — 2012



Providing Highway Safety and Security  
Through Excellence In Service, Education, and Enforcement

Julie Jones, Executive Director

## News

### Public Safety

**Preliminary Figures Show Crash Fatalities Fall for Sixth Year Straight:** The Department published a statewide news release Jan. 11 to announce preliminary data showing 2,373 people died in Florida crashes last year. The number of crash fatalities in 2011 is the lowest the state has reported since 1978 even though the Sunshine State's population has doubled since that time. The Department will publish the final count for 2011 later this year in its annual *Traffic Crash Statistics Report 2011*. Reports from previous years are available [online](#).

**Southeastern States Join Forces for Move Over Campaign:** FHP teamed up with the Georgia State Patrol and the Alabama Department of Public Safety in February to focus public awareness and enforcement on the Move Over Law. Following news conferences held Feb. 3 in five locations throughout Florida, 42 media outlets reported on the Move Over Law. Print news alone reached a potential of more than 1.6 million readers.

During the 29-day period, FHP placed heavy emphasis on getting drivers to move over for stopped emergency vehicles and cited 1,266 motorists for failure to observe the Move Over Law. The campaign was particularly timely as three FHP troopers were struck by vehicles while working roadside in the past two months.

**FHP Launches Campaign to Ticket Aggressive Cars and Trucks:** To reduce commercial motor vehicle-related crashes, FHP is conducting an enforcement and awareness campaign called *Ticketing Aggressive Cars and Trucks*. FHP held news conferences in Daytona and Miami in February and March to promote the campaign that combines outreach and education with targeted enforcement activities. The news conferences sparked 62 news reports around the state. Print news alone reached a potential of more than 2 million readers.

Between Feb. 27 - 29, troopers statewide were on the lookout for violations attributed to aggressive driving. Troopers are conducting another enforcement effort March 30 - April 4. The campaign also uses billboard and radio messaging, as well as safety presentations at schools and community centers by troopers and the Florida Trucking Association, funded by a federal grant.

**FHP Cracks Down on Impaired Driving during St. Patrick's Day Holiday:** FHP participated in the nationwide *Drive Sober or Get Pulled Over* drunk driving education and enforcement campaign. The campaign ran March 10 - 17 and focused on detecting and apprehending impaired drivers. Preliminary enforcement reports show 190 drunk drivers were apprehended during the enforcement period.



### Ticketing Aggressive Cars and Trucks

### Reliable Service Delivery

**Online Crash Report Sales Show Promising Numbers:** The Department launched a new service through [BuyCrash.com](#) that makes crash reports available for purchase online. Before Feb. 1, customers had to request crash reports by mail or in person at a Florida Highway Patrol station. Those options remain available, but the Department is promoting the new service provided through a no-cost contract with Appriss Inc., which profits from the online sale of crash reports. Savings across the state could amount to hundreds of thousands of dollars annually in processing, postage, storage and retrieval costs. To date, customers have purchased 4,570 crash reports online.



### Leverage Technology

**Technology Solution Helps Agency Improve Customer Service:** DHSMV launched new technology on [www.flhsmv.gov](#) in August 2011 to make it easier for customers to find the answers to their questions online without ever having to pick up a telephone. Right Now is the name of a customer need-driven technology that directs the most frequently asked questions to the top of the page and helps customers navigate to the information they seek. If customers are unable to find the answers to their questions, the website guides them to a page where they can choose to email a customer service representative or find the telephone number to the Customer Service Center and to other useful contacts. Between Jan. 1, 2012 and March 29, 2012 the CSC saw a 50-percent reduction in the number of emails received and a 39-percent reduction in the average customer wait-time on the telephone, which is now 11 minutes.

## Talent Creation and Development

**FHP Puts 59 New Troopers on the Road:** The Florida Highway Patrol's 121st Basic Recruit Class reported to the FHP Training Academy to begin training July 31, 2011. Eight certified law enforcement officers joined the recruit class Dec. 14. A total of 59 recruits graduated Feb. 9. The new troopers report to their assignments for 10 weeks of field training before they take on solo patrol duties.

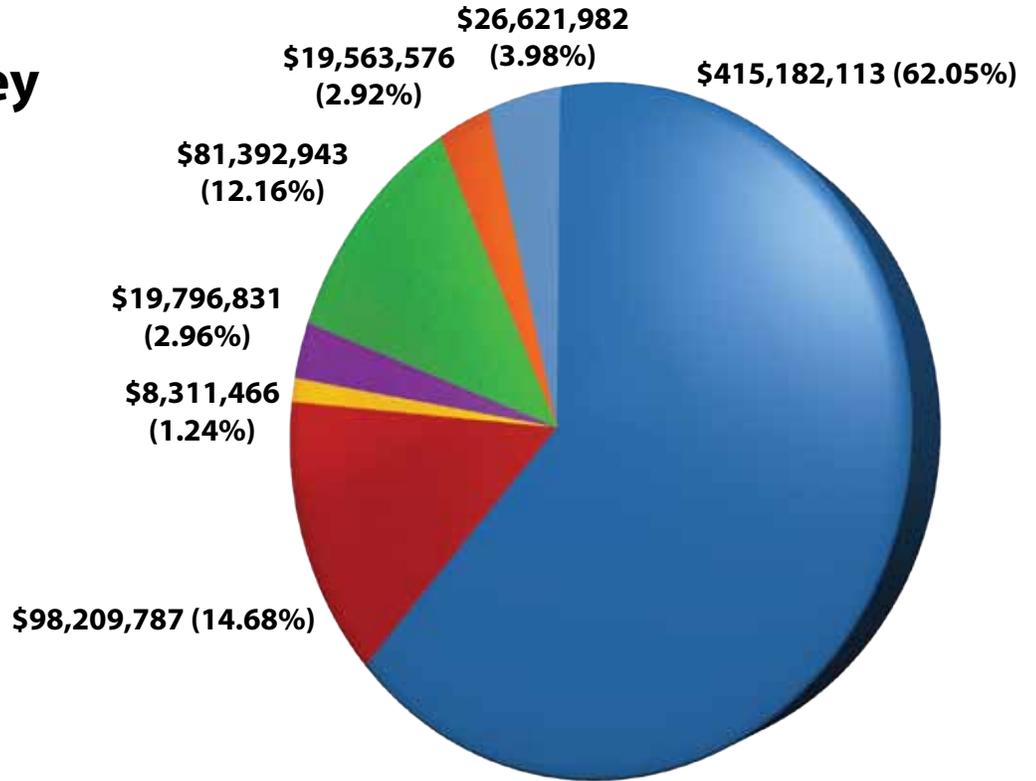
**Troopers – Inside the Florida Highway Patrol:** The Center for Faith and Freedom Inc., doing business as Salt & Light Productions, released a 92-minute production that follows FHP's 118th Recruit Class through the training academy and highlights the many duties performed by the Patrol on an everyday basis. The documentary includes touching footage of a law enforcement funeral and demonstrates the breadth and depth of the statewide law enforcement agency's role in achieving the vision of a safer Florida. It also includes historical footage.

## Revenue Information

<b>3rd Quarter</b>	<b>Trust Fund</b> \$395,684,631	<b>General Revenue</b> \$273,394,067	<b>Total</b> \$669,078,698
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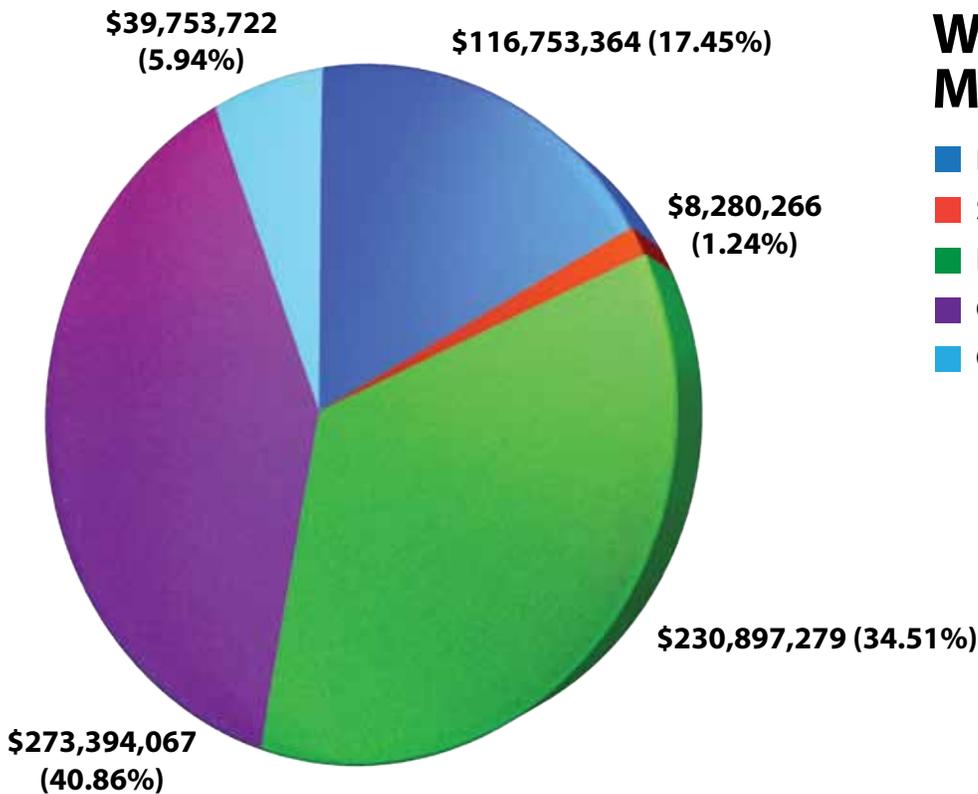
### Where The Money Comes From

- Licenses Plates and Decals
- Motor Vehicles Titles
- Motor Fuel Use Tax
- Fines and Forfeitures
- Driver Licenses
- Driving Records/Transcript
- Other

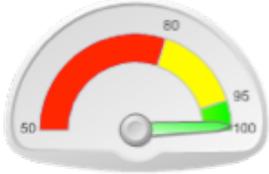


### Where The Money Goes

- HSMV Agency Funding
- Specialty Plate Organizations
- Dept of Transportation
- General Revenue Funded Programs
- Other



## Performance Measures and Standards



99.3%

**PUBLIC SAFETY – Protect the lives and personal security of our residents and visitors through enforcement, service and education.**

### A. Highway crashes

1. % change in highway fatalities to previous year
2. % change in highway crashes to previous year
3. % change in highway injuries to previous year
4. % change in teen drivers involved in fatal crashes to previous year
5. % change in alcohol-related fatalities to previous year
6. % change in commercial vehicle crashes to previous year

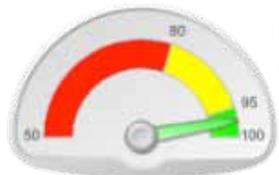
### B. Highway safety education and enforcement

7. % of duty hours spent on patrol and investigation activities
8. Number of highway safety education hours provided
9. Number of commercial vehicle inspections performed

### C. Criminal Investigations

10. % of criminal investigation cases resolved within 90 days
11. % of field intelligence reports reviewed, analyzed and adjudicated within 30 days

Through 3rd Quarter Actual	Through 3rd Quarter Standard	
-2.6%	0% or reduction	●
-3.9%	0% or reduction	●
-8.8%	0% or reduction	●
-4.6%	0% or reduction	●
0.8%	0% or reduction	●
-16.6%	2% or greater reduction	●
73.8%	72%	●
5,569	5,625	●
82,136	56,700	●
65.6%	70%	●
100.0%	75%	●



97.1%

**RELIABLE SERVICE DELIVERY – Provide efficient and effective services that exceed the expectations of our customers and stakeholders.**

### A. Motorist transactions successfully completed

12. % of registration transactions successfully completed
13. % of title transactions successfully completed
14. % of driver license and identification card transactions successfully completed
15. % of disabled parking permit transactions successfully completed
16. % of temporary operating permit transactions for heavy commercial vehicles successfully completed

### B. Customer services completed timely

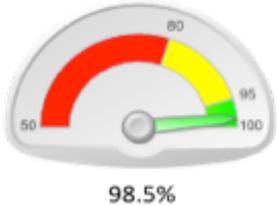
17. % of calls for service responded to by FHP within 30 minutes
18. % of driver license office customers waiting 30 minutes or less for service (1)
19. % of titles issued within 3 workdays of request

Through 3rd Quarter Actual	Through 3rd Quarter Standard	
97.6%	95%	●
95.2%	90%	●
98.2%	98%	●
98.1%	98%	●
91.7%	90%	●
66.1%	65%	●
72.4%	95%	●
98.9%	98%	●

- Indicates actual  $\geq 95\%$  of standard.
- Indicates actual  $< 95\%$  and  $\geq 80\%$  of standard.
- Indicates actual  $< 80\%$  of standard.

## Performance Measures and Standards

20. % change in average wait time for Customer Service Center calls to previous year	-33.3%	5% or greater reduction	●
21. % of business licenses issued timely	99.8%	98%	●
<b>C. Customer Satisfaction</b>			
22. % of customers that rate services as satisfactory or better	78.2%	85%	●



### LEVERAGE TECHNOLOGY – Build upon the department’s successful integration of technology into the way we do business.

#### A. Customer Technology Use

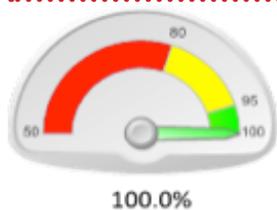
	Through 3rd Quarter Actual	Through 3rd Quarter Standard	
23. % of customers being served via internet	21.1%	20%	●
24. % of motor vehicle and vessel titles issued electronically	27.8%	20%	●
25. % of driver license and identification card holders registered for Emergency Contact Information	14.5%	10% or greater increase	●

#### B. New Technology Projects

26. % of new projects developed and implemented timely	83.3%	95%	●
27. % of time dedicated to research and development	19.7%	20%	●

#### C. Computer support uptime available to our partners

28. % of Mainframe system uptime	100.00000%	99.9%	●
29. % of Oracle uptime	99.97589%	99.9%	●
30. % of SQL server uptime	99.96776%	99.9%	●
31. % of Customer Information Control System (CICS) uptime	99.87533%	99.9%	●



### TALENT CREATION AND DEVELOPMENT – Build a business environment that regards our members as our most valuable resource.

	Through 3rd Quarter Actual	Through 3rd Quarter Standard	
32. % of members who rate job satisfaction as satisfactory or better	77.0%	75%	●
33. Increase participation in leadership training programs	365.8%	1% or greater increase	●
34. Increase % of positions filled by internal promotion	8.4%	1% or greater increase	●

- Indicates actual ≥95% of standard.
- Indicates actual <95% and ≥80% of standard.
- Indicates actual <80% of standard.

## Performance Measures

The Department of Highway Safety and Motor Vehicles' *Performance Dashboard* can be viewed at [www.flhsmv.gov](http://www.flhsmv.gov).

### Performance Explanation

**(1) Percent of driver license office customers waiting 30 minutes or less for service** – There has been a 10.1 percent improvement in this measure when compared to prior years. The Department continues to experience a high vacancy rate as we transition driver license services to tax collectors statewide. Resources will continue to be reallocated to respond to the high vacancy rate.

## Purchases

### Purchases Made In Excess Of \$100,000 And Not In Conjunction With State Contracts January Through March 2012

Item Purchased	Vendor	Amount
This contract provides job task analyses for 40 job classifications in order to ensure that positions are properly classified based upon the scope and level of the job assignments. The contract also provides training to Department members to complete such analyses for all job classifications within the Department. RFP 013-12, Order No. A52DDD.	Monster Government Solutions, LLC McLean, VA	\$247,291.00
This contract provides parts to properly install necessary equipment in newly acquired Florida Highway Patrol standard police vehicles. ITB# 018-12, Ordered No. A53ED4.	Dana Safety Supply Jacksonville, FL	\$103,115.50