

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

May 10, 2016  
AGENDA

<http://www.flhsmv.gov/agenda/2016/05102016Agenda.pdf>

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1. Respectfully submit the Minutes for the December 8, 2015 Cabinet Meeting.

**Attachment #1.**

Recommend Approval.

2. Respectfully submit approval of the Department's 2<sup>nd</sup> and 3<sup>rd</sup> Quarter Performance Reports for fiscal year 2015-2016.

**Attachments #2 and #3.**

Recommend Approval.

3. Respectfully request approval to publish a Notice of Proposed Rulemaking to Amend Rule Chapter 15A-5.011, relating to Vision Standards to be consistent with existing rules. The Department requests approval to file for final adoption if no requests for rule hearings are received as a result of the notice, or if a hearing is requested, no changes need to be made.

**Attachment #4.**

Recommend Approval.

4. Respectfully request approval to publish a Notice of Proposed Rulemaking to Amend Rule Chapter 15A-7.012, relating to Commercial Driver's License Skills Tests, to adhere to 49 CFR Part 383, Commercial Driver's License Standards, Requirements, and Penalties, issued by the Federal Motor Carrier Safety Administration. The Department requests approval to file for final adoption if no requests for rule hearings are received as a result of the notice, or if a hearing is requested, no changes need to be made.

**Attachment #5.**

Recommend Approval.

# **ATTACHMENT #1**

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STATE OF FLORIDA

IN RE: MEETING OF THE GOVERNOR AND  
CABINET

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CABINET MEMBERS: GOVERNOR RICK SCOTT  
ATTORNEY GENERAL PAM BONDI  
CHIEF FINANCIAL OFFICER  
JEFF ATWATER  
COMMISSIONER OF AGRICULTURE  
ADAM PUTNAM

DATE: TUESDAY, DECEMBER 8, 2015

LOCATION: CABINET MEETING ROOM  
LOWER LEVEL, THE CAPITOL  
TALLAHASSEE, FLORIDA

REPORTED BY: NANCY S. METZKE, RPR, FPR  
COURT REPORTER

C & N REPORTERS  
POST OFFICE BOX 3093  
TALLAHASSEE, FLORIDA 32315-3093  
(850) 697-8314 / FAX (850) 697-8715  
nancy@metzke.com  
candnreporters.com

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**HIGHWAY SAFETY AND MOTOR VEHICLES**

GOVERNOR SCOTT: Next I'd like to recognize Terry Rhodes with the Department of Highway Safety and Motor Vehicles.

Good morning, Terry.

EXECUTIVE DIRECTOR RHODES: Good morning, Governor, General, CFO, Commissioner.

We just have two agenda items for your consideration this morning. The first one, we request approval of the September 29th meeting minutes.

GOVERNOR SCOTT: Is there a motion on the item?

ATTORNEY GENERAL BONDI: So moved.

GOVERNOR SCOTT: Is there a second?

CFO ATWATER: Second.

GOVERNOR SCOTT: Any comments or objections?

(NO RESPONSE).

GOVERNOR SCOTT: Hearing none, the motion carries.

EXECUTIVE DIRECTOR RHODES: Thank you.

The second item is just to present the quarterly report, and we request approval for this quarterly report. I'll be glad to answer any

1 questions that y'all may have.

2 GOVERNOR SCOTT: Are there any questions?

3 (NO RESPONSE).

4 GOVERNOR SCOTT: Is there a motion to accept?

5 ATTORNEY GENERAL BONDI: So moved.

6 GOVERNOR SCOTT: Is there a second?

7 COMMISSIONER PUTNAM: Second.

8 GOVERNOR SCOTT: Any comments or objections?

9 (NO RESPONSE).

10 GOVERNOR SCOTT: Hearing none, the motion  
11 carries.

12 EXECUTIVE DIRECTOR RHODES: Thank you,  
13 Governor. That concludes --

14 GOVERNOR SCOTT: Thanks for your hard work.

15 EXECUTIVE DIRECTOR RHODES: I appreciate it.

16 ATTORNEY GENERAL BONDI: Governor, may I?

17 GOVERNOR SCOTT: Oh, sure.

18 ATTORNEY GENERAL BONDI: Terry.

19 EXECUTIVE DIRECTOR RHODES: Yes, ma'am.

20 ATTORNEY GENERAL BONDI: You're a joy to work  
21 with. Thank you so much for everything you do and  
22 all of the Highway Patrol. Thank you.

23 EXECUTIVE DIRECTOR RHODES: Thank you,  
24 General.

25 GOVERNOR SCOTT: Terry and her team do a great

1           job.

2           EXECUTIVE DIRECTOR RHODES: Thank you.

3           COMMISSIONER PUTNAM: I just want to  
4           congratulate Terry on having had a wonderful  
5           birthday this weekend.

6           ATTORNEY GENERAL BONDI: Aw.

7           COMMISSIONER PUTNAM: Twenty-eight.

8           ATTORNEY GENERAL BONDI: Happy birthday.

9           COMMISSIONER PUTNAM: And I like your  
10          dashboard metrics also, these are outstanding. And  
11          I think this whole process is working very well.

12          Judge Cohen, you're -- I mean this is a great  
13          quarterly snapshot of where things stand. And I  
14          want to echo what the General said, it's a pleasure  
15          to work with you and the Colonel.

16          EXECUTIVE DIRECTOR RHODES: Thank you all very  
17          much. Happy holidays.

18          GOVERNOR SCOTT: Thank you, Terry.

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**ITEM #2**

**ATTACHMENTS #2 AND #3**





# Second Quarter Performance Report

*Providing Highway Safety and Security through Excellence in Service, Education, and Enforcement*

Fiscal Year 2015–2016

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FEBRUARY, 2016



## News

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### LEADERS IN SERVICE

#### DHSMV offers two new specialty license plates:

- The Fallen Law Enforcement Officers and the Florida Sheriffs Association license plates are now available for sale at tax collector offices statewide. Fallen Law Enforcement Officers specialty plate fees are distributed through Police and Kids Foundation, Inc. Florida Sheriffs Association specialty plate fees are distributed through Florida Sheriffs Association.

#### Veterans join the ranks at DHSMV:

- DHSMV hired 24 veterans this quarter. These veterans were hired as regional duty officers, systems programmer II & III, telecommunications specialist II & III, administrative secretary, senior clerk, a driver license examiner and FHP troopers.
- Eight DHSMV veterans received the Governor's Veterans Service Award.
- The department participated in the "Greenlight a Vet" program, installing green lightbulbs in the front of DHSMV headquarters.

#### FLOW (Florida Licensing On Wheels) events across the state:

- FLOW mobiles continued to go across the state in support of Florida's inmate re-entry program, reaching out to homeless populations, senior and minority communities and other outreach facilities to issue driver licenses, ID cards, registrations and handle other credentialing inquiries. Of note, FLOW participated in a reinstatement event sponsored by Representative Kionne L. McGhee, Representative Cynthia A. Stafford and the 11th Judicial Courts; partnered with the office of Commissioner Francis Suarez (District 4) to visit senior condominium communities in Miami-Dade; attended a planning meeting for Operation Fresh Start, a joint effort between the Palm Beach County's Clerk of Courts, Sheriff's Office, Florida State Attorneys and Division of Motorist Services to address the public safety concern presented by residents in Palm Beach County who do not possess valid driver licenses; and participated in a coordinated event at the Miami Field Office with the Department of Homeland Security Citizenship and Immigration Services field offices.

#### Motor vehicle records system issues:

- The Department of Highway Safety and Motor Vehicles pulled the motor vehicle system down in early October 2015 to troubleshoot some transactions that did not fully process after two legislative changes went into effect on October 1. The two changes were related to signing up for the Emergency Contact Information System and signing up to receive information about state and federal veteran benefits, both while doing a vehicle registration transaction. The Department worked with our stakeholders, and issues were resolved quickly. Additional internal controls were put in place to prevent future issues.

#### Department provides uniform traffic citation training:

- DHSMV members facilitated a uniform traffic citation procedures presentation with the Department of Veterans Affairs Police Services Bay Pines in Pinellas County.

#### Real ID compliance:

- As of December 31 2015, 74.21 percent of all driver licenses and identification cards issued are Real ID compliant.

#### Department trains Miami-Dade Public Defender's Office on reading a driver record:

- The department presented "How to Read a Driver Record" training to the Miami-Dade Public Defender's Office in Miami on Friday, October 23. Topics included customers with multiple driver records, cancellations of driver licenses to obtain an identification card, notices sent to customers, self-authenticating driver records and connectors on the record linking revocations and suspensions.

#### DHSMV participates in Florida Independent Automobile Dealer Association's 75th annual convention:

- DHSMV staff attended the Florida Independent Automobile Dealer Association's (FIADA) 75th Annual Convention and presented information on avoiding the most common dealer violations.

**Department participates in Florida Trucking Association educational event:**

- DHSMV presented an overview of commercial vehicle and driver services assistance offered by the agency at the 2015 Florida Trucking Association (FTA) Fall Roundup and Educational Institute in Daytona Beach.

**AGENTS OF PROGRESS**

**DHSMV makes a change in financial responsibility sanction:**

- On December 14, 2015, the department implemented new procedures regarding financial responsibility registration sanctions for customers whose proof of insurance provided at the time of registration is not verified or is denied by the insurance company. The new procedures extend the amount of time given to the customer to show insurance compliance before their driver license, tag and registration are suspended from five days to 20 days. The notice will allow the customer additional time to contest the denial of coverage, obtain insurance coverage, surrender the tag or provide proof of non-ownership.

**Florida Highway Patrol promoted three new majors:**

- Colonel Gene Spaulding held promotional ceremonies to promote three well deserving Captains to the rank of Major: Majors John Gourley, Brannon Snead and Jeff Dixon. Major Gourley will lead field operations for Troop C in the Tampa area. Major Snead will lead FHP's Bureau of Criminal Investigations and Intelligence. Major Dixon will head up FHP's commercial vehicle enforcement operations as Troop I commander.

**FHP graduates 12 new auxiliary members:**

- The Florida Highway Patrol welcomed 12 members to FHP Auxiliary. The new auxiliary troopers have successfully completed a rigorous testing, background investigation and a new remote learning program. Presently consisting of about 250 men and women, the Florida Highway Patrol Auxiliary is an armed, professionally trained, volunteer law enforcement organization dedicated to providing direct assistance and operational support to the Florida Highway Patrol and the citizens of Florida.

**DHSMV attends International Forum on Traffic Record and Highway Information Systems:**

- Staff attended the 41st International Forum on Traffic Records and Highway Information Systems. The forum centered on traffic safety information systems and the impact of advanced vehicle technologies, including panel discussions on autonomous driving as well as technical breakout sessions regarding crash, EMS and injury surveillance, and the sharing of driver, vehicle, citations and roadway data. DHSMV presented the Florida Integrated Reporting Exchange System (FIRES) as part of the data quality and sharing session.

**New regional communications center opens:**

- FHP partnered with FDOT and the North Florida Transportation Planning Organization to open the state-of-the-art facility with the latest technology for monitoring and responding to incidents on Florida roadways for a coordinated effort to keep Florida safe.

**DHSMV hosts Florida Department of Veterans Affairs Executive Director:**

- Florida Department of Veterans Affairs Executive Director Colonel Mike Prendergast attended a lunch and learn event at the department to provide an overview of the Department of Veterans Affairs and answer questions for DHSMV veterans.

**Customers received driver licenses with incorrect addresses:**

- As a result of a synchronization error between the agency's driver license and motor vehicle registration database on October 8-9, 1,402 customers who updated their address online received the new license printed with the old address. The department issued and mailed replacement licenses for the affected customers one business day after receiving notification of the issue. Additional quality controls have been put in place to prevent the issue from happening again.

**Motorist Services participated in Florida Department of Law Enforcement workshop:**

- DHSMV staff presented at the Florida Department of Law Enforcement Regional Working Group to approximately 40 representatives from 25 area law enforcement agencies. The presentation included Driver and Vehicle Information Database (DAVID) audits, common compliance issues and how to effectively monitor for misuse.

**Motorist Services participates in Miami-Dade traffic workshop:**

- DHSMV staff participated in the Miami-Dade traffic workshop to discuss driver history issues, future enhancements of the Comprehensive Court Information System (CCIS), D-6 suspension issuances and commercial driver license/commercial motor vehicle program changes.

**CHAMPIONS FOR SAFETY**

**FHP Troopers injured :**

- Trooper Mac Mickens (Troop K – Palm Beach) was struck by a passing vehicle who failed to move over on Florida's Turnpike as he walked back to his patrol car during a traffic stop. He sustained serious injuries and is in recovery.
- Trooper Joshua Davenport (Troop C – Brooksville) fell and hit his head during a struggle with a violator during a traffic stop. He has recovered and is back at work.
- Troopers Wesley Kelley and Chris Nottingham (Troop C – Brooksville) helped a motorist try to extinguish a burning car on I-75. As they tried to move to a safe location, the fire increased and Trooper Kelly and Trooper Nottingham attempted to stop northbound traffic. As Kelly was stopping traffic, he inhaled some smoke. Trooper Kelly was transported to the hospital for smoke inhalation, but has since recovered and is back at work.

**Trooper of the Year honored by Cabinet:**

- The Florida Cabinet honored Trooper Bradford Wagner as the Florida Highway Patrol (FHP) 2015 Trooper of the Year. Trooper Wagner is assigned to FHP Troop K in Land O'Lakes. He has been with the Patrol for more than 25 years. On two separate occasions in 2014, Trooper Wagner's instincts and training saved lives. The Trooper of the Year award was created in 1965 by the Florida Petroleum Council to recognize FHP Troopers for the work they do each day to ensure a Safer Florida.

**Trooper Jim Covert saves a life:**

- On September 29th, FHP Corporal Jim Covert was traveling northbound on the Sunshine Skyway Bridge when he observed a subject attempting to commit suicide by jumping from the bridge. Corporal Covert acted quickly and was able to save the person's life by preventing them from jumping.

**FHP teamwork saves a Life:**

- FHP Trooper Christopher Rowley and Trooper Daniel Cruz rescued a man from a burning car after a crash on I-75 left the driver unresponsive. Trooper Cruz put the fire out while Trooper Rowley broke the car window and pulled the driver to safety. The man was transported to the hospital and has several pending criminal charges for DUI and driving a stolen vehicle.

**DHSMV participated in the 2015 White Cane Safety Day Awareness event:**

- FHP Chief of Public Affairs spoke at the White Cane Day event at the Old Florida Capitol, discussing the importance of the education, awareness, partnerships and training as they relate to the safety of the visually impaired.

**DHSMV promotes teen driving safety:**

- DHSMV marked its annual Delete Teen Crashes day with events throughout the state to remind teens to keep their hands on the wheel, eyes on the road and mind on driving. In 2014, there were more than 38,000 crashes involving teenagers in Florida. These crashes resulted in more than 9,945 injuries and, tragically, 71 deaths of young adults who had their lives ahead of them.

**FHP participates in "Operation Safe Driver":**

- The Florida Highway Patrol partnered with the Commercial Vehicle Safety Alliance (CVSA) to highlight "Operation Safe Driver." The campaign is designed to increase awareness among motorists of safe driving behaviors around large trucks.

**FHP looks for dangerous driving behavior:**

- Florida Highway Patrol's commercial vehicle enforcement troopers began another phase of Ticketing Aggressive Cars and Trucks (TACT), a safety campaign aimed at educating motorists about the dangers of aggressive driving around large trucks. During the campaign, troopers look for car and truck drivers who display aggressive driving behavior such as following too closely, speeding and unsafe lane changes.



**DHSMV promotes Halloween safety:**

- On Saturday October 31, the Florida Highway Patrol reminded motorists and pedestrians to use extreme caution and safely share the road during the Halloween weekend while trick-or-treaters were out haunting Florida neighborhoods.

**FHP participates in “Drive Sober or Get Pulled Over” campaign:**

- FHP and other Florida law enforcement agencies participated in the national “Drive Sober or Get Pulled Over” enforcement campaign.

**Driver Education Licensing Assistance Program (DELAP) for Class E license:**

- DELAP Automated Driver License Testing System (ADLTS), integration information and instructional correspondence has been received by all high school administrators. DHSMV field staff trainers are continuing to follow up with the school district administrators to plan and schedule assistance with the ADLTS software installation process in their respective districts.

**FHP participates in the 2015 First Responder’s Olympics:**

- Florida Highway Patrol Troopers from across the state teamed-up to form the FHP Soccer Team which participated in the 2015 First Responder’s Olympics. There were 12 teams from all over the state that participated in the games. The FHP Soccer Team placed 3rd overall.



**Department members provide Safety Data Improvement Program (SaDIP) presentation:**

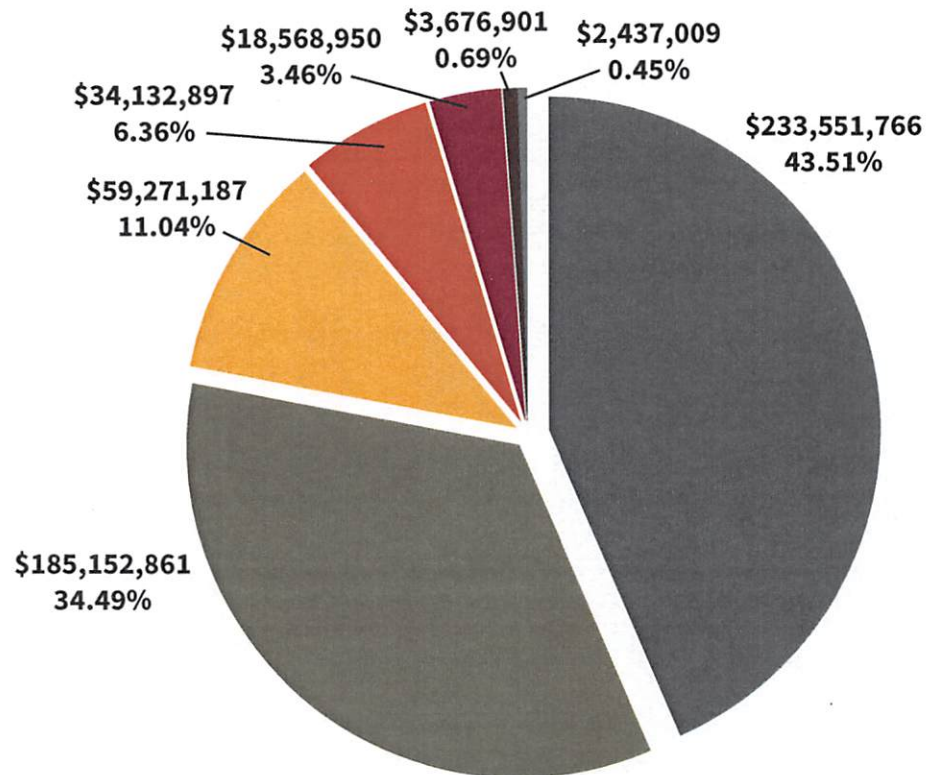
- DHSMV conducted the final Safety Data Improvement Program (SaDIP) presentation on commercial motor vehicle crash reporting from a grant by the Federal Motor Carrier Safety Administration (FMCSA). The training assists the department and FMCSA in tracking the number and severity of large truck, bus and crashes involving hazardous materials in the state of Florida; improving the data transfer process, collection and storage of crash data; and increasing electronic submission of crash reports.

## Revenue Information

2nd Quarter	Trust Funds	General Revenue	Total
	\$449,303,909	\$87,487,752	\$536,791,661

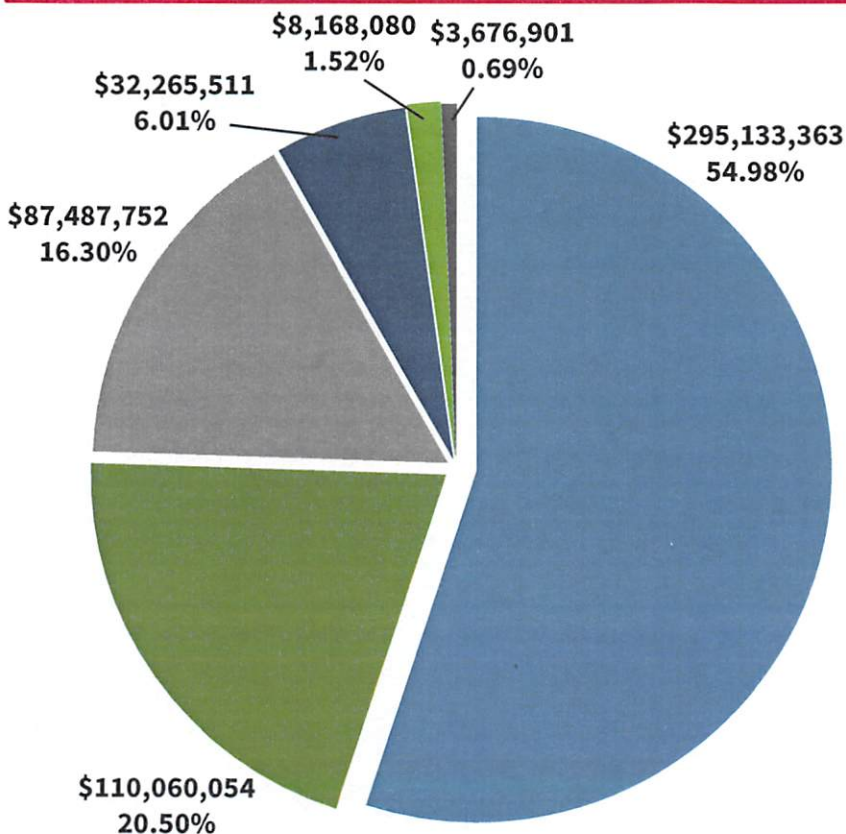
### Where The Money Comes From

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



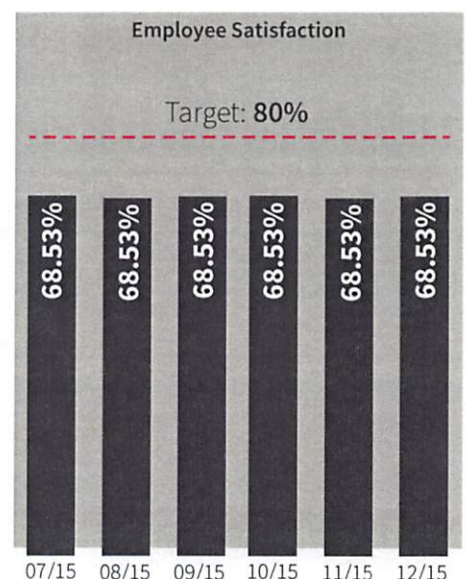
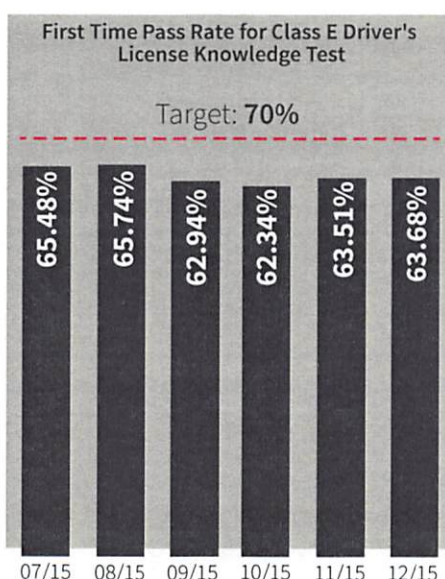
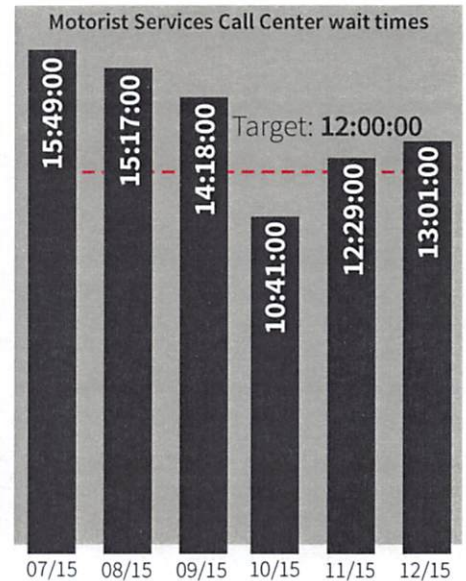
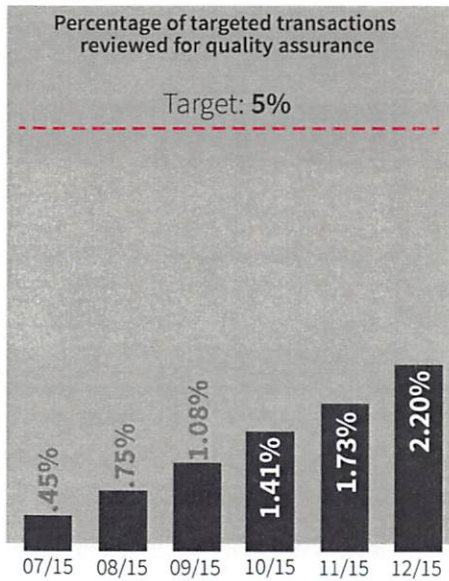
### Where The Money Goes

- Dept of Transportation
- HSMV Agency Funding
- General Revenue Funded Programs
- Other
- Specialty Plate Organizations
- Motor Fuel Use Tax





## Performance Measures





## Purchases

### Purchases Made In Excess Of \$100,000 And Not In Conjunction With State Contracts October through December 2015

Month	Vendor	Description	Procurement Method	*Term	**Total Contract Price	Purchase Order/ Contract Number
Aug. 2015†	Morphotrust	Equipment purchase for cameras, scanners and signature pads in support of the department's Capture software. The software is used for capturing documents when a customer is applying for a driver license or ID card.	RFP 030-15	4 years 4 optional renewal years	\$5,527,101.80	HSMV-0778-15
Oct. 2015	Enforcement Electronic Services	Speedometer, Radar, Laser Calibration Certification and Radar Repair	ITB 005-16	3 years with 3 optional renewal years	\$1,950,000.00	Multiple
	American Association of Motor Vehicle Administrators	Verification of Lawful Status	Single Source PR8955322	1 year	\$171,727.20	AD9282
	American Association of Motor Vehicle Administrators	National Motor Vehicle Title Information System	Single Source PR8931784	1 year	\$229,205.00	PO956611
Nov. 2015	Colonial Press	Printing of Florida Class E Driver License Handbook	ITB 008-16	5 years with 5 optional renewal yrs	\$830,000.00	HSMV-0311-16
Dec. 2015	The Winvale Group	The Daptiv Project Portfolio Management (PPM) solution is a performance tracking tool that allows DHSMV to better allocate resources in order to efficiently manage the Department's Information Services Administration (ISA) projects	Single Source PR9070900	3 years	\$187,441.20	ADE23E
	Flir Detection, Inc.	IdentiFinder-2, Gamma Neutron Radiological Isotope Identification Device	ITB 011-16	2 years with 3 optional renewal years	***\$104,349.00	AE250C

\*Does not include optional renewal periods.

\*\*Does not include optional renewal year costs.

\*\*\*Original cost - \$124,075 (Units Only), minus Trade In Credit - \$29,246 (7 Units Only), plus 1- Year Warranty - \$9,520, equal Grand Total - \$104,349

† Purchased in August 2015





# Third Quarter Performance Report

*Providing Highway Safety and Security through Excellence in Service, Education, and Enforcement*

Fiscal Year 2015–2016

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April, 2016



## News

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### LEADERS IN SERVICE

#### DHSMV Releases New Woman Veteran License Plate

- DHSMV issued the first Woman Veteran specialty license plate to Colleen Krepsiekies, the Director of Legislative and Cabinet Affairs for the Department of Veterans Affairs. The Woman Veteran specialty plate is now available in local DHSMV and tax collector offices.

#### Veterans Join the Ranks at DHSMV

- DHSMV hired 19 veterans this quarter. These veterans were hired as a senior highway safety specialist, two regional duty officers, two senior clerks, two system programmers, three customer service analysts, one training manager, one driver license examiner, one field hearing officer, one operations service manager, one administrative secretary, one custodial worker, two OPS clerks and one FHP Trooper.

#### FLOW (Florida Licensing On Wheels) Events Across the State

- FLOW mobiles continued to go across the state in support of Florida's inmate re-entry program, reaching out to homeless populations, senior and minority communities and other outreach facilities to issue driver licenses, ID cards, registrations and handle other credentialing inquiries. Of note, FLOW teams participated in an ID and voter registration initiative with local high schools where they received over 200 voter registration applications. FLOW teams participated in a special reinstatement event for the office of County Commissioner Sally Heyman in Miami-Dade and an Orlando reinstatement event, sponsored by Senator Geraldine Thompson, issuing 70 driver licenses, three ID cards, two two-year tag renewals and 31 receipt only, collecting a total of \$14,816 in fees and reinstatements. A FLOW mobile unit also worked the Capitol Rotunda on February 22 – 26, providing replacement license plates, driver licenses, ID cards and registration renewals to members of the Senate, staff members at the Capitol and the visiting public.

#### DHSMV Partners with American Immigration Lawyers Association (AILA)

- DHSMV provides regular assistance and support to AILA and at the South Florida AILA membership meeting January 20, staff provided information and answered questions regarding documentation requirements for non-immigrant customers to obtain driver licenses and identification cards as well as tips to help prepare clients for their visits to driver license offices.

#### DHSMV Participates in Florida Automobile Theft Intelligence Unit (FATIU) Meeting

- DHSMV staff attended the Florida Automobile Theft Intelligence Unit (FATIU) meeting and participated in the DMV Advisory Board. FATIU Board members were provided an overview of department goals and objectives concerning motor vehicle field operations and initiatives to mitigate potential fraud.

#### Southwest Florida Tax Collector Coalition Meeting

- DHSMV staff participated in the Tax Collector's Southwest Florida Coalition meeting held in Tampa on February 11, 2016. Participation in the coalition meeting provided the department an opportunity to respond to specific questions and concerns from Tax Collectors and provide information and clarification regarding department policies and procedures and Florida law. The department's relationship with Tax Collectors is vital to ensure uniformity and compliance in the credentialing processes.

#### DHSMV Participates in Tax Collector Continuing Education Training

- DHSMV staff conducted continuing education training at the Tax Collector training hosted by the Department of Revenue in Orlando on February 1. There were approximately 100 Tax Collectors and staff in attendance.

#### Two new FLOW mobiles hit the road

- DHSMV's newest FLOW mobiles hit the road this February and will be serving the Tampa and Miami areas. These FLOWs join the ranks of 11 other mobile issuance units across the state, assisting customers with limited access and mobility. The newest RV units were completely refurbished by PRIDE and are equipped with all of the technology to issue driver licenses, ID cards, registrations, tags and other services.



## News

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### **Florida Association of International Educators (FAIE) State Conference**

- DHSMV staff presented at the FAIE State Conference on February 26. Representatives from the Division of Motorist Services are invited annually to participate in the FAIE Conference, which is held on the Florida State University campus. Staff answered questions and provided information to a select government panel that assists non-immigrant visa holders in obtaining Florida driver licenses and ID cards.

### **Customs and Border Protection Training**

- DHSMV partnered with Customs and Border Protection on February 25 to conduct training on identifying and preventing fraudulent activities in the area of credentialing. The training took place at the Lauderdale Lakes office with 17 members. This training will be conducted on a monthly basis throughout 2016.

### **American Association of Motor Vehicle Administrators (AAMVA) 2016 Workshop and Law Institute**

- DHSMV staff attended the AAMVA 2016 Workshop and Law Institute in Cincinnati. Workshop sessions focused on various topics such as salvaged and junk vehicles, automated and connected vehicles, impaired driving, verification services and lawful presence, mobile driver licenses, CDL compliance, fraud investigations and how to recruit and retain staff.

### **Focus Group Session Enhances Motorist Service Customer Service**

- DHSMV management held four two-hour focus groups with the top members of the customer service division to discuss process improvement and training to enhance the department's interaction with customers. Members provided constructive feedback, and DHSMV will use the insight to train current and future staff who interact with Florida residents and visitors.

## **AGENTS OF PROGRESS**

### **DHSMV releases updated official Florida Driver License Handbook**

- DHSMV released an updated edition of the official Florida Driver License Handbook with enhanced safety information for existing and potential Florida drivers. DHSMV updated the handbook with clear and easy-to-understand content and graphics to help readers effectively comprehend Florida traffic laws and regulations regarding the operation of a motor vehicle on Florida roads. The handbook is available in English, Spanish and Haitian-Creole by download on the department's website and is available for download on iTunes. The department also disseminated the handbook to Tax Collectors and school districts statewide.

### **FHP Promotes New Chief of Patrol Operations**

- Col. Spaulding promoted Mark Brown as the new Chief of Patrol Operations for the northern region. Chief Brown graduated from the 97th Basic Recruit Class and began his career in Charlotte County. Chief Brown is the lead instructor of the Leadership in Police Organizations program for the FHP and is a graduate of the Florida Criminal Justice Executive Institute's Executive Future Studies Program and the Chief Executive Seminar. He graduated from Florida Southern College and holds a Bachelor of Science degree in both business administration and criminology.

### **Colonel Spaulding appoints first female Major of the FHP Training Academy**

- Col. Spaulding promoted Nancy Rasmussen to the position of Major of the Florida Highway Patrol Academy, effective March 11, 2016. Rasmussen has served 24 years with the patrol, and spent the last four years as Chief of Public Affairs for FHP. She is the first female to serve as Major of the FHP Training Academy.

### **Motorist Services Member Accepted to the American Association of Motor Vehicle Administrators (AAMVA) Leadership Academy**

- Bureau Chief of Customer Services, Twanna Smith was accepted to the AAMVA Leadership Academy that will take place May 9 – 12, 2016 in Arlington, VA. The Leadership Academy was created to provide professional development opportunities for future leaders in the AAMVA community. This week-long program will include modules on defining leadership, team work and collaboration and organizational performance management. It is an intense training opportunity focused on the unique characteristics of leading and managing a motor vehicle or law enforcement agency.



## News

### **Update on Driver Education Licensing Assistance Program (DELAP) Integration to the Automated Driver License Testing System (ADLTS)**

- Alachua, Duval and Hillsborough County School Administrations are now fully integrated with the automated driver license testing system (ADLTS) and are actively conducting Class E knowledge exams. Fourteen additional counties are finalizing the installation and DHSMV field members are conducting training for administrators requesting assistance with the process. The department is working with the remaining Florida county school districts to develop plans for a full integration of ADLTS.

### **Driver License and Motor Vehicle Computer Systems Program Modifications**

- Motorist Services deployed driver license and motor vehicle computer systems program modifications statewide in Tax Collector and DHSMV field offices. These modifications included name changes; CDL adjudication withheld validation process changes; sexual predator and sexual offender designation and document changes; title audit report changes; de-authorized plate updates; dealer license email for regional offices; and National Motor Vehicle Titling and Insurance System reinstated title changes.

### **International Fuel Tax Agreement (IFTA) Renewal**

- The IFTA is an agreement between the 48 contiguous United States and 10 Canadian provinces, which allows a motor carrier to be licensed in a "base" jurisdiction for fuel use tax reporting purposes. The department issued 6,949 sets of IFTA decals for licensees in January 2016 and a total of 47,565 for FY 2015/16.

## **CHAMPIONS FOR SAFETY**

### **Cabinet Passes Resolution to make January Move Over Month**

- On January 21, 2016, the Florida Cabinet resolved to make January Move Over Month. All month long the department promoted Florida's Move Over Act in a statewide effort to educate drivers about the importance of moving over a lane or slowing down 20 miles per hour below the posted speed limit for law enforcement, first responders and service vehicles stopped along the roadside. The campaign paid media reached just under 27.5 million people and earned media efforts reached at least 14.4 million people and grew the department's social media an average of five percent per platform.

### **DHSMV recognizes Hit and Run Awareness Week**

- DHSMV and FHP hosted press conferences across the state, highlighting the victims of hit and run crashes and their families in recognition of Hit and Run Awareness Week. In 2015, there were more than 92,000 hit and run crashes in Florida. FHP worked 23,333 of these crashes alone. Last year, hit and run crashes resulted in more than 19,000 injuries and 186 fatalities. Throughout the week, there were 34 unique Hit and Run stories in newspapers and on local news channels statewide. The overall paid media garnered 590,879 impressions and the overall earned media efforts reached at least 14.8 million people.

### **DHSMV attended the Dori Slosberg safety event at the Capitol**

- Executive Director Terry L. Rhodes and FHP's Chief of Public Affairs attended the Dori Slosberg safety event at the Capitol on Wednesday, February 17. The event highlighted teen driving safety initiatives and the FHP roll-over simulator was there to showcase the importance of buckling up.

### **Spring Break Driving Safety Campaign**

- DHSMV partnered with the Florida Department of Business and Professional Regulation, Florida Department of Transportation, Florida Sheriffs Association, Florida Police Chiefs Association, Visit Florida and the Florida Restaurant and Lodging Association to spread the message during March, that as people celebrate Spring Break in Florida, not to drive drunk. Throughout the month, law enforcement agencies paid special attention to enforcing the state's drinking age laws and working to keep impaired drivers off the roads. The overall paid media garnered just under eight million impressions and earned media reach was at least seven million people.



## News

### **FHP Participates in Click it or Ticket National Campaign**

- FHP, along with law enforcement agencies around the country, participated in the national “Click It or Ticket” campaign March 1 through March 14 to bring awareness and education about the importance of buckling up.

### **Aggressive Drivers Think Twice**

- March 11 through March 24, FHP’s commercial vehicle enforcement troopers conducted another phase of Ticketing Aggressive Cars and Trucks (TACT), a safety campaign aimed at educating motorists about the dangers of aggressive driving around large trucks with the goal of reducing commercial motor vehicle related crashes.

### **FHP Graduates 44 New Troopers**

- Members of the FHP 132nd Basic Recruit Class graduated on February 12, 2016, putting 44 new recruits on the road to help promote a safer Florida. The 132nd Basic Recruit Class went through 29 weeks of extensive training, including topics such as firearms, vehicle operations, defensive tactics, first aid and law enforcement academics. During their time at the Academy, recruits volunteered at Pyramid, an organization serving individuals with developmental disabilities, donated blood and participated in several community service activities. Each new trooper graduated with the knowledge and training on how to best serve the people of Florida.

### **Lt. Channing Taylor receives FHP Medal of Valor and Purple Heart award**

- Lt. Channing Taylor received FHP’s Medal of Valor and Purple Heart award in recognition of his outstanding bravery, gallantry and courage in the line of duty. On June 14, 2015 at approximately 9:15 pm, Lt. Taylor observed a red pickup truck entering the parking lot of the Pilot Gas Station on State Road 520 in Brevard County without headlights on. Lt. Taylor conducted a traffic stop. After the initial contact with the driver, the passenger of the vehicle produced a revolver and fired at Lt. Taylor striking him in the shoulder. Lt. Taylor found cover and with a clear line of sight, Taylor engaged the subject with his service weapon, fatally wounding him. The driver of the truck was taken into custody immediately after the incident. It was later learned the suspect had a suicide pact with the driver and his actions showed he wanted to harm others as well.

### **FHP Assists in Cargo Theft Ring Arrests**

- The FHP Commercial Vehicle and Cargo Theft Task Force assisted with the arrests of five Miami-Dade County residents in connection with an organized cargo theft ring. The suspects are accused of travelling from Miami-Dade County in a rental vehicle to search for tractor trailers they could easily steal, and then return and sell the property on the black market.

### **FHP Trooper catches robbery suspect in Orlando**

- Trooper Phillip McNab, while investigating a traffic crash, apprehended three armed robbery suspects. They were part of an ongoing investigation by the Orange County Sheriff’s Office as part of a series of armed robberies in the area.

### **National Media Highlights FHP’s Efforts during Sweeps**

- On March 3, Inside Edition aired a story based on a ride-along with the FHP. The focus was on avoiding tolls. The ride-along was successful as a result of the hard work and dedication of Sgt. Luis Tereja (Troop K Turnpike – Miami) and Public Affairs Officer Trooper Joe Sanchez (Troop E – Miami).

### **FHP Participates in AirFest at MacDill Air Force Base**

- Members of FHP attended the annual AirFest at MacDill Air Force Base. FHP brought numerous vehicles and equipment to highlight the patrol and to focus on recruitment.

### **Colonel Spaulding attended the Governor’s Base Commander meeting**

- Colonel Spaulding attended Governor Rick Scott’s Base Commander Meeting held at Naval Air Station Pensacola National Flight Academy. Colonel Spaulding discussed the department’s successes in veteran recruitment and our pledge to the Employer Support of the Guard and Reserve (ESGR). Members of FHP will be attending ten Paychecks for Patriots and Hero 2 Hired (H2H) Career Fairs as part of the FHP’s recruiting efforts. In 2015, the department hired 52 veterans who entered the FHP Academy.

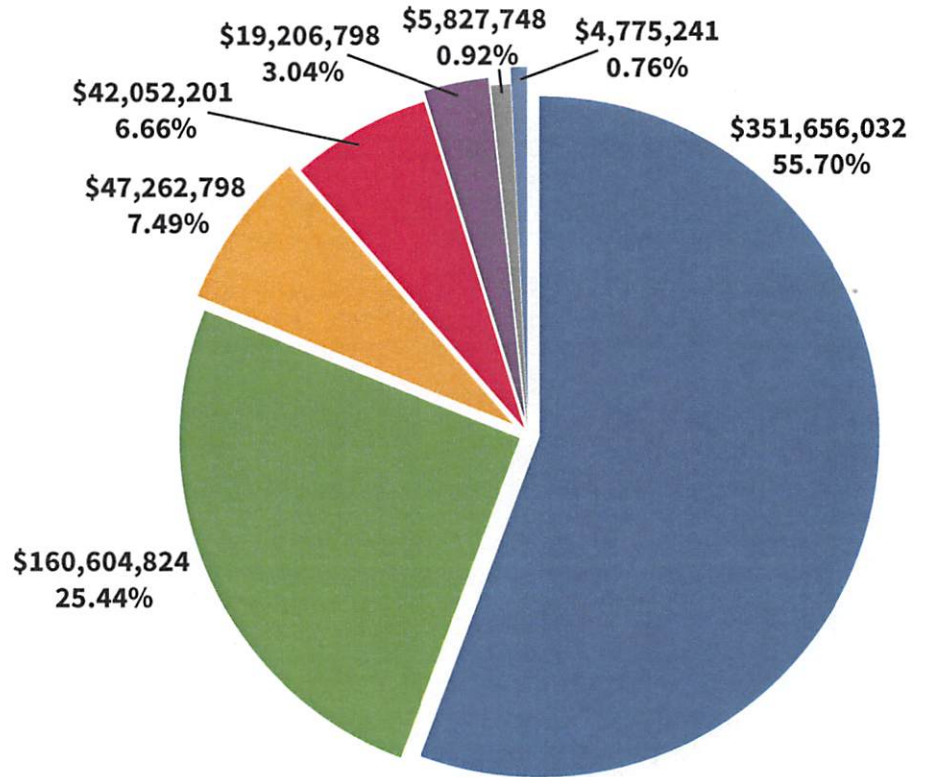


## Revenue Information

3rd Quarter	Trust Funds	General Revenue	Total
	\$537,428,771	\$95,956,871	\$631,385,642

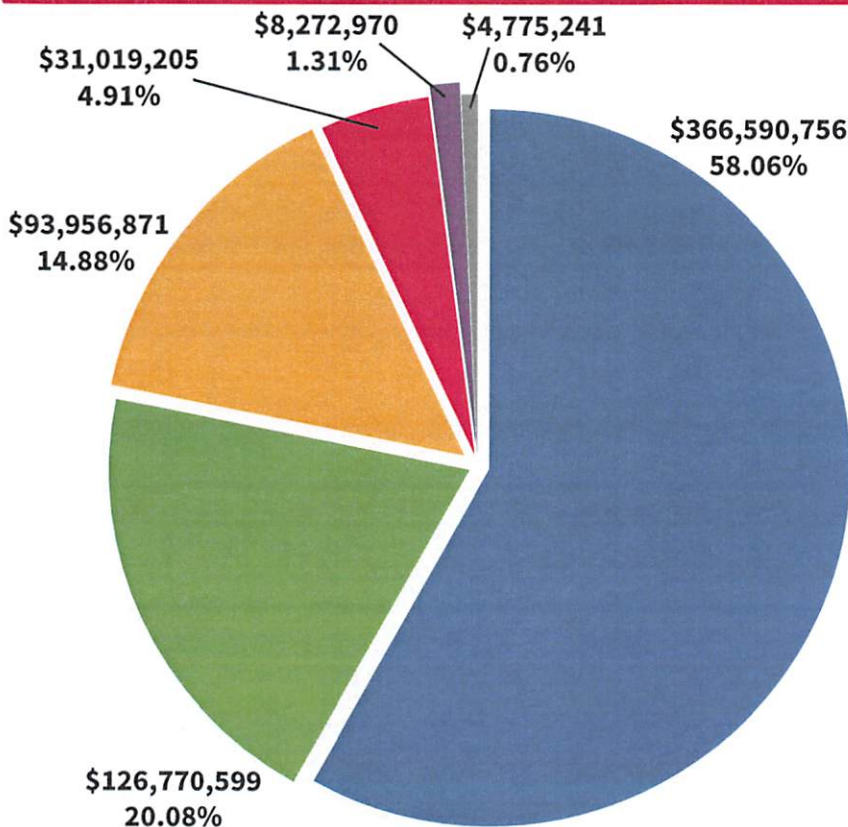
### Where The Money Comes From

- License Plates and Decals
- Motor Vehicle Titles
- Driver Licenses
- Other
- Driving Records/Transcripts
- Fines and Forfeitures
- Motor Fuel Use Tax



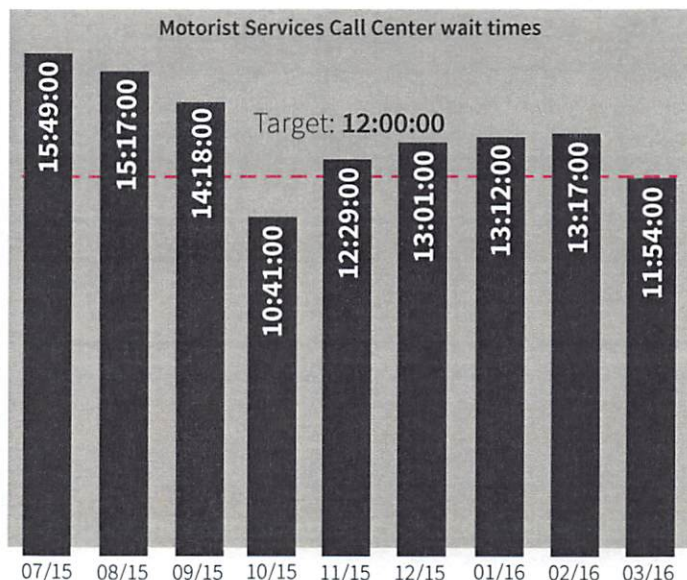
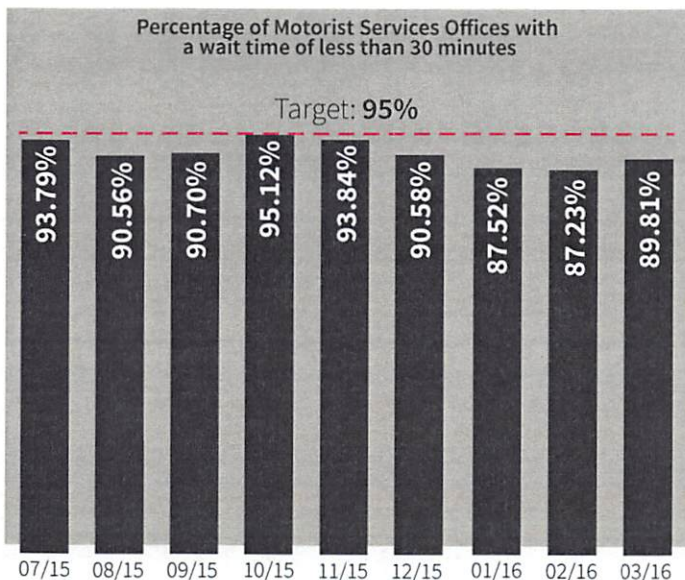
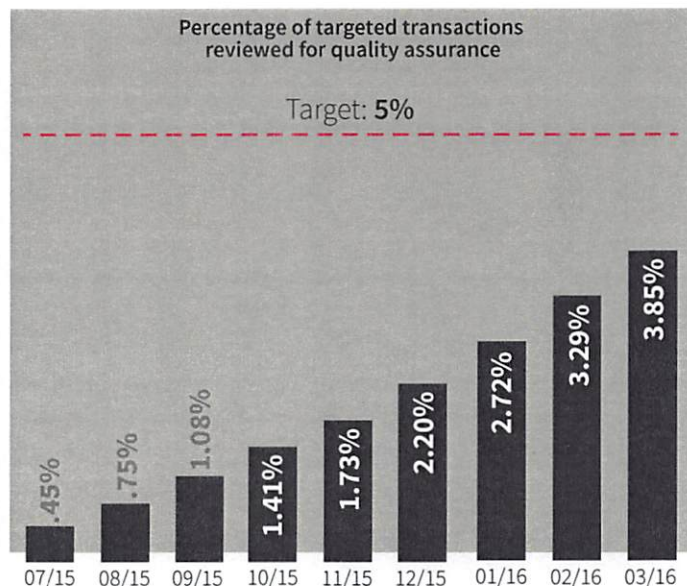
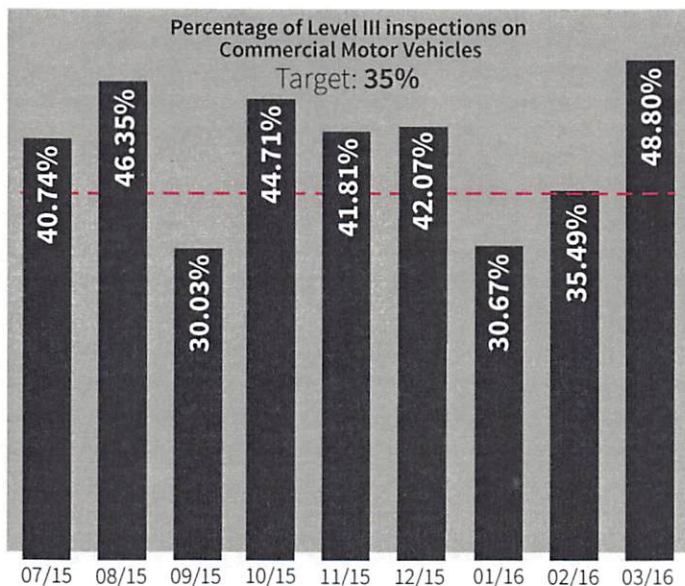
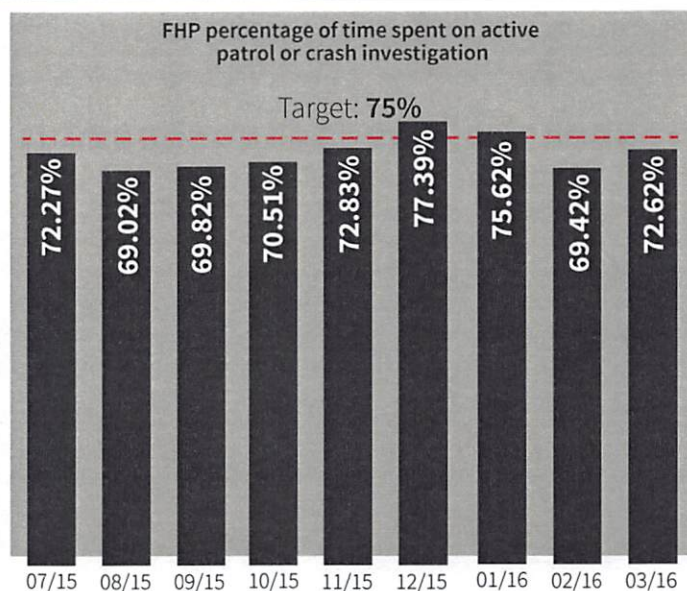
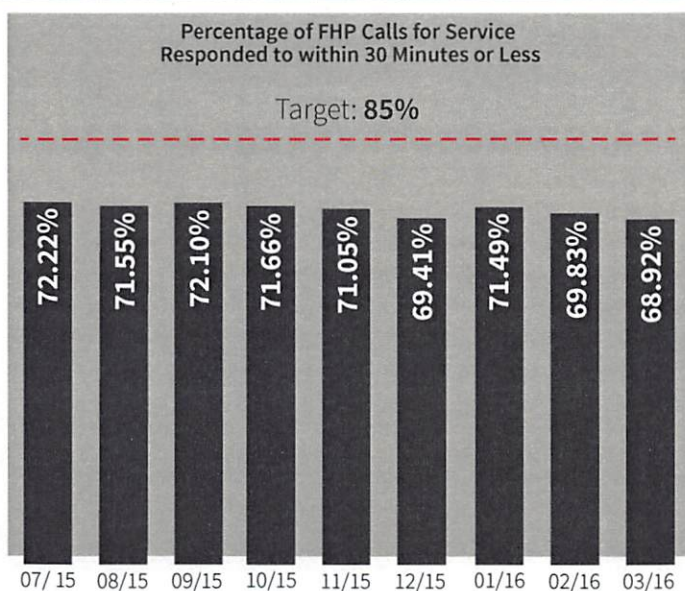
### Where The Money Goes

- Department of Transportation
- HSMV Agency Funding
- General Revenue Funded Programs
- Other
- Speciality Plate Organizations
- Motor Fuel Use Tax



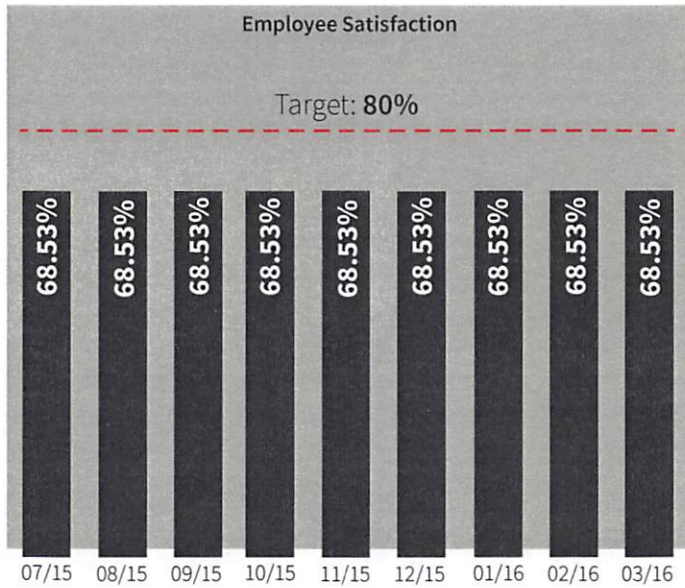
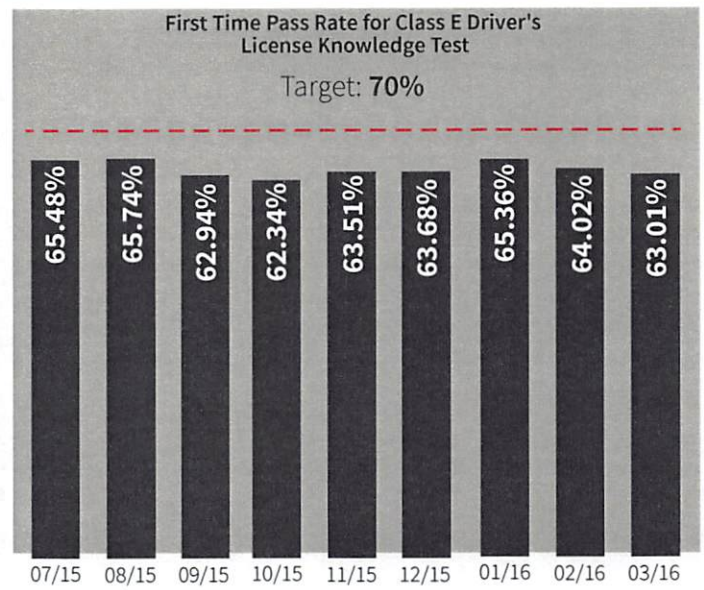
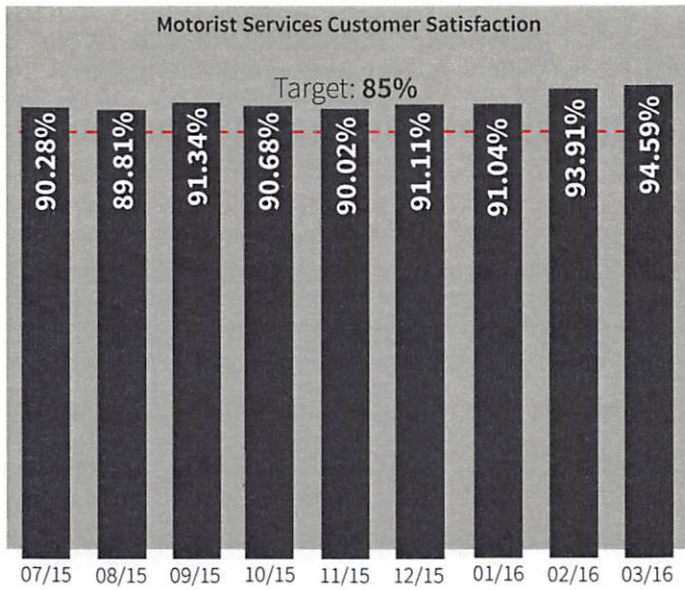


## Performance Measures





## Performance Measures





## Purchases

### Purchases Made In Excess Of \$100,000 And Not In Conjunction With State Contracts January through March 2016

Month	Vendor	Description	Procurement Method	Term	Total Contract Price	Purchase Order/ Contract Number
Jan. 2016	FLIR Detection, Inc.	IdentiFinder -2, Gamma Neutron Radiological Isotope Identification Device	011-16-ITB	2 years with 3 optional renewal years	\$104,349.00 (one time purchase)	AE250C
Jan. 2016	Cornerstone On Demand	Learning Management System	004-16-RFP	5 years with 5 optional renewal years	\$1,299,582.00 (10 year period)	HSMV-0385-16
Feb. 2016	Law Enforcement Supply	Uniform Accessories	010-16-ITB	5 years with 5 optional renewal years	Per item cost established No max cap	Multiple - from each Troop
March 2016	Collision Forensic Solutions	Leica Robotic Total Station Mapping	019-16-ITB	1 year (no renewals)	\$464,624.00 (1 year)	PR9367941 (Routing)

## **ATTACHMENT #4**

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

**CHAPTER 15A-5.011**

**DRIVER LICENSES**

**RULE NUMBERS:**

**RULE TITLE:**

15A-5.011:

Vision Standards

**Summary of Rule**

This rule sets out the vision standards for driver license applicants, and the minimum requirements that applicants must meet in order to receive a driver license.

**Statement of Facts and Circumstances Justifying the Rule**

The Department proposes amending ch. 15A-5.011, F.A.C., to update the minimum vision standards and to be consistent with Rule 15A-1, F.A.C..

**Federal Standards Statement**

There are no federal standards related to vision standards.

**Summary of Hearing**

The Notice of Proposed Rule Development was noticed in the April 15, 2016, Florida Administrative Register, Volume 42, Number 74, setting out a public workshop for April 29, 2016. If a timely request for a workshop is received by the agency, a workshop will be held.

The Notice of Proposed Rule will be published in the May 12, 2016, Florida Administrative Register, Volume 42, Number 93, setting out a Public Hearing for June 3, 2016. If a timely request for a hearing is received by the agency, a hearing will be held.

**15A-5.011 Vision Standards.**

(1) No change.

(2) No change.

(3) No change.

(4) No change.

(5) 130 ~~140~~ degrees is the minimum acceptable field of vision, for an applicant with 5mm white target.

(6) No change.

*Rulemaking Authority 322.02(~~6~~)(3), 322.~~125(7)~~~~126(1)~~ FS. Law Implemented 322.05(~~8~~)(7), 322.125(1), (2), 322.126(1), 322.221(2)(c), 120.62 FS.  
History—New 7-5-81, Formerly 15A-5.11, Amended.*

## NOTICE OF PROPOSED RULE

### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motorist Services

RULE NO.: RULE TITLE:

15A-5.011 Vision Standards

PURPOSE AND EFFECT: The purpose of this amendment is to update the minimum vision standards and to be consistent with 15A-1.

SUMMARY: This rule sets out the vision standards for driver license applicants, and the minimum requirements that applicants must meet in order to receive a driver license.

#### 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 based on the information expressly relied upon and described herein: The nature of the rule, input from the affected industry, and the preliminary analysis conducted to determine whether a SERC was required.

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

RULEMAKING AUTHORITY: 322.02(6), 322.125(7), FS.

LAW IMPLEMENTED: 120.62, 322.05(8), 322.125(1), 322.125(2), 322.126(1), 322.221(2)(c), 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: June 3, 2016, 10:30 a.m.

PLACE: Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room B130, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Ray Graves, Program Manager, 2900 Apalachee Parkway, Tallahassee, FL. 32399-0500, Room A201, [raygraves@flhsmv.gov](mailto:raygraves@flhsmv.gov), (850) 617-2529.

If you are hearing impaired or speech impaired, please contact the agency using the Florida Relay Service, 1 (800) 955-8771 (TDD) or 1 (800) 955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ray Graves, Program Manager, 2900 Apalachee Parkway, Tallahassee, FL. 32399-0500, Room A201, [raygraves@flhsmv.gov](mailto:raygraves@flhsmv.gov), (850) 617-2529.

THE FULL TEXT OF THE PROPOSED RULE IS:

#### **15A-5.011 Vision Standards.**

- (1) No change.
- (2) No change.
- (3) No change.
- (4) No change.
- (5) 130 ~~440~~ degrees is the minimum acceptable field of vision, for an applicant with 5mm white target.
- (6) No change.

*Rulemaking Authority 322.02(6)(3), 322.125(7)(26)(4) FS. Law Implemented 322.05(8)(7), 322.125(1), (2), 322.126(1), 322.221(2)(c), 120.62 FS. History—New 7-5-81, Formerly 15A-5.11, Amended \_\_\_\_\_.*

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

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 10, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 15, 2016

CERTIFICATION OF THE  
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES  
ADMINISTRATIVE RULES FILED WITH THE  
DEPARTMENT OF STATE

I do hereby certify:

- ☒ (1) That all statutory rulemaking requirements of Chapter 120, F.S., and all rulemaking requirements of the Department of State have been complied with; and
- ☒ (2) That there is no administrative determination under subsection 120.56(2), F.S., pending on any rule covered by this certification; and
- ☒ (3) All rules covered by this certification are filed within the prescribed time limitations of paragraph 120.54(3)(e), F.S. They are filed not less than 28 days after the notice required by paragraph 120.54(3)(a), F.S., and
- ☒ (a) Are filed not more than 90 days after the notice; or
- ☐ (b) Are filed not more than 90 days after the notice not including days an administrative determination was pending; or
- ☐ (c) Are filed more than 90 days after the notice, but not less than 21 days nor more than 45 days from the date of publication of the notice of change; or
- ☐ (d) Are filed more than 90 days after the notice, but not less than 14 days nor more than 45 days after the adjournment of the final public hearing on the rule; or
- ☐ (e) Are filed more than 90 days after the notice, but within 21 days after the date of receipt of all material authorized to be submitted at the hearing; or
- ☐ (f) Are filed more than 90 days after the notice, but within 21 days after the date the transcript was received by this agency; or
- ☐ (g) Are filed not more than 90 days after the notice, not including days the adoption of the rule was postponed following notification from the Joint Administrative Procedures Committee that an objection to the rule was considered; or

[ ] (h) Are filed more than 90 days after the notice, but within 21 days after a good faith written proposal for a lower cost regulatory alternative to a proposed rule is submitted which substantially accomplishes the objectives of the law being implemented; or

[ ] (i) Are filed more than 90 days after the notice, but within 21 days after a regulatory alternative is offered by the small business ombudsman.

Attached are the original and two copies of each rule covered by this certification. The rules are hereby adopted by the undersigned agency by and upon their filing with the Department of State.

Rule Number:

15A-5.011

Under the provisions of subparagraph 120.54(3)(e)6., F.S., the rules take effect 20 days from the date filed with the Department of State or a later date as set out below:

Effective: \_\_\_\_\_.

\_\_\_\_\_  
Terry Rhodes

Executive Director

Title

Department of Highway Safety and Motor Vehicles  
Agency

1  
Number of Pages Certified

## **ATTACHMENT #5**



**15A-7.012 Commercial Driver's License Skills Tests.**

(1) The commercial driver's license skills test is a three-part test established by the department to certify the driving skills necessary for operation of a commercial motor vehicle. The test consists of:

- (a) Pretrip inspection; and
- (b) Basic vehicle control skills test; and
- (c) Road test.

(2) A driver applicant shall demonstrate skills with respect to inspection and operation of air brakes, if the vehicle is equipped with air brakes.

~~(3) A driver applicant is required to take the pretrip inspection, before any other part of the test is taken. An applicant must pass the basic control test before the road test. The following are exempt from this requirement:~~

~~(a) An applicant for a class "C" commercial driver's license that will not be endorsed for school bus operation and that will be restricted to vehicles not equipped with air brakes will not be required to pass the pretrip inspection or the basic control skills test.~~

~~(b) An applicant for a class "C" commercial driver's license that will not have an air brake restriction must pass, at a minimum, the tests specified in subsection 15A 7.004(1), F.A.C., for removing CDL air brake restrictions in addition to the CDL road test specified in paragraph 15A 7.012(1)(c), F.A.C.~~

(4) A skills test applicant shall provide an appropriate vehicle for the skills test.

(a) The vehicle used for the skills test must be unloaded, except tow trucks may have a vehicle in tow and the towed vehicle must be unloaded.

(b) The vehicle used for the skills test must have a valid registration and proof of insurance, unless exempt from providing proof under current law.

(c) The vehicle cannot be laden with placarded hazardous materials.

(d) Motor vehicles provided must have a stationary seat to the right of the driver for use by the examiner who administers the test.

(45) An appointment is required for the CDL skills test.

(56) To achieve a passing score on the skills test, the driver applicant must demonstrate that he/she can successfully perform all of the skills listed in Title 49 Code of Federal Regulations 383.113.

(67) If the driver applicant does not obey traffic laws, commits a dangerous act, or causes a traffic crash during the test, he or she shall automatically fail the test.

(78) The required tests in this rule shall be conducted in on-street conditions or under a combination of on-street and off-street conditions.

*Rulemaking Authority 322.02(6) FS. Law Implemented 322.12(4), 322.57 FS. History—New 4-7-91, Amended 2-26-09.*

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

**CHAPTER 15A-7**

**DRIVER LICENSES**

**RULE NUMBERS:**

**RULE TITLE:**

**15A-7.012:**

**Commercial Driver's License Skills Tests**

**Summary of Rule**

The rule allows the Department to administer its program for licensing commercial driver license applicants.

**Statement of Facts and Circumstances Justifying the Rule**

The purpose of these amendments is to correct deficits identified during an Annual Review of Florida's Commercial Driver License (CDL) program by the Federal Motor Carrier Safety Administration and to align the rule with the requirements of the Federal Motor Carrier Safety Administration on CDL testing.

**Federal Standards Statement**

The federal standards related to this rule are 49 CFR Part 383.

**Summary of Hearing**

The Notice of Proposed Rule Development was noticed in the April 15, 2016, Florida Administrative Register, Volume 42, Number 74, setting out a public workshop for April 29, 2016. If a timely request for a workshop is received by the agency, a workshop will be held.

The Notice of Proposed Rule will be published in the May 12, 2016, Florida Administrative Register, Volume 42, Number 93, setting out a Public Hearing for June 3, 2016. If a timely request for a hearing is received by the agency, a hearing will be held.

## NOTICE OF PROPOSED RULE

### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motorist Services

RULE NO.: RULE TITLE:

15A-7.012 Commercial Driver's License Skills Tests

**PURPOSE AND EFFECT:** The purpose of these amendments is to correct deficits identified during an Annual Review of Florida's Commercial Driver License (CDL) program by the Federal Motor Carrier Safety Administration and to align the rule with the requirements of the Federal Motor Carrier Safety Administration on CDL testing.

**SUMMARY:** This rule sets out the definition of and the requirements for the commercial driver's license skills test and the minimum requirements that applicants must meet in order to pass.

#### 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 based on the information expressly relied upon and described herein: The nature of the rule, input from the affected industry, and the preliminary analysis conducted to determine whether a SERC was required.

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

**RULEMAKING AUTHORITY:** 322.02(6) FS.

**LAW IMPLEMENTED:** 322.12(4), 322.57 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:** June 3, 2016, 11:30 a.m.

**PLACE:** Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room B130, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: David Helton, Bureau Chief, 2900 Apalachee Parkway, Room A108B, Tallahassee, FL 32399, davidhelton@flhsmv.gov, (850)617-2909.

If you are hearing impaired or speech impaired, please contact the agency using the Florida Relay Service, 1 (800) 955-8771 (TDD) or 1 (800) 955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** David Helton, Bureau Chief, 2900 Apalachee Parkway, Room A108B, Tallahassee, FL 32399, davidhelton@flhsmv.gov, (850)617-2909.

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

#### **15A-7.012 Commercial Driver's License Skills Tests.**

(1) The commercial driver's license skills test is a three-part test established by the department to certify the driving skills necessary for operation of a commercial motor vehicle. The test consists of:

- (a) Pretrip inspection; and
- (b) Basic vehicle control skills test; and
- (c) Road test.

(2) A driver applicant shall demonstrate skills with respect to inspection and operation of air brakes, if the vehicle is equipped with air brakes.

~~(3) A driver applicant is required to take the pretrip inspection, before any other part of the test is taken. An applicant must pass the basic control test before the road test. The following are exempt from this requirement:~~

~~(a) An applicant for a class "C" commercial driver's license that will not be endorsed for school bus operation and that will be restricted to vehicles not equipped with air brakes will not be required to pass the pretrip inspection or the basic control skills test.~~

~~(b) An applicant for a class "C" commercial driver's license that will not have an air brake restriction must pass, at a minimum, the tests specified in subsection 15A 7.004(1), F.A.C., for removing CDL air brake restrictions in addition to the CDL road test specified in paragraph 15A 7.012(1)(c), F.A.C.~~

(4) A skills test applicant shall provide an appropriate vehicle for the skills test.

(a) The vehicle used for the skills test must be unloaded, except tow trucks may have a vehicle in tow and the towed vehicle must be unloaded.

(b) The vehicle used for the skills test must have a valid registration and proof of insurance, unless exempt from providing proof under current law.

(c) The vehicle cannot be laden with placarded hazardous materials.

(d) Motor vehicles provided must have a stationary seat to the right of the driver for use by the examiner who administers the test.

(45) An appointment is required for the CDL skills test.

(56) To achieve a passing score on the skills test, the driver applicant must demonstrate that he/she can successfully perform all of the skills listed in Title 49 Code of Federal Regulations 383.113.

(67) If the driver applicant does not obey traffic laws, commits a dangerous act, or causes a traffic crash during the test, he or she shall automatically fail the test.

(78) The required tests in this rule shall be conducted in on-street conditions or under a combination of on-street and off-street conditions.

*Rulemaking Authority 322.02(6) FS. Law Implemented 322.12(4), 322.57 FS. History—New 4-7-91, Amended 2-26-09.*

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

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 10, 2016

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 15, 2016

**CERTIFICATION OF THE  
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES  
ADMINISTRATIVE RULES FILED WITH THE  
DEPARTMENT OF STATE  
PURSUANT TO SECTION 120.54(6),  
FLORIDA STATUTES  
(ADOPTION OF FEDERAL STANDARDS)**

I do hereby certify:

- ☒ (1) That time limitations prescribed by Section 120.54(6), and all applicable rulemaking requirements of the Department of State have been complied with; and
- ☒ (2) That there is no non-frivolous objection, under Section 120.54(6)(c), F.S., pending on those portions of any rule covered by this certification; and
- ☒ (3) All rules covered by this certification are filed not less than 21 days after the notice required by section 120.54(6)(a), F.S. Attached are the original and two copies of each rule covered by this certification. The rules are hereby adopted by the undersigned agency by and upon their filing with the Department of State.

Rule Number:

15A-7.012

Under the provisions of 120.54(6)(b), F.S., the rule(s) take effect upon the date designated below (but not earlier than the date of filing):

Effective Date: \_\_\_\_\_  
(month)(day)(year)

\_\_\_\_\_  
Terry Rhodes

\_\_\_\_\_  
Executive Director  
Title

\_\_\_\_\_  
Department of Highway Safety and Motor Vehicles  
Agency

1  
Number of Pages Certified

**CERTIFICATION OF THE  
DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES  
ADMINISTRATIVE RULES FILED WITH THE  
DEPARTMENT OF STATE**

I do hereby certify:

☒ (1) That all statutory rulemaking requirements of Chapter 120, F.S., and all rulemaking requirements of the Department of State have been complied with; and

☒ (2) That there is no administrative determination under subsection 120.56(2), F.S., pending on any rule covered by this certification; and

☒ (3) All rules covered by this certification are filed within the prescribed time limitations of paragraph 120.54(3)(e), F.S. They are filed not less than 28 days after the notice required by paragraph 120.54(3)(a), F.S., and

☒ (a) Are filed not more than 90 days after the notice; or

☐ (b) Are filed not more than 90 days after the notice not including days an administrative determination was pending; or

☐ (c) Are filed more than 90 days after the notice, but not less than 21 days nor more than 45 days from the date of publication of the notice of change; or

☐ (d) Are filed more than 90 days after the notice, but not less than 14 days nor more than 45 days after the adjournment of the final public hearing on the rule; or

☐ (e) Are filed more than 90 days after the notice, but within 21 days after the date of receipt of all material authorized to be submitted at the hearing; or

☐ (f) Are filed more than 90 days after the notice, but within 21 days after the date the transcript was received by this agency; or

☐ (g) Are filed not more than 90 days after the notice, not including days the adoption of the rule was postponed following notification from the Joint Administrative Procedures Committee that an objection to the rule was considered; or

[ ] (h) Are filed more than 90 days after the notice, but within 21 days after a good faith written proposal for a lower cost regulatory alternative to a proposed rule is submitted which substantially accomplishes the objectives of the law being implemented; or

[ ] (i) Are filed more than 90 days after the notice, but within 21 days after a regulatory alternative is offered by the small business ombudsman.

Attached are the original and two copies of each rule covered by this certification. The rules are hereby adopted by the undersigned agency by and upon their filing with the Department of State.

Rule Number:

15A-7.012

Under the provisions of subparagraph 120.54(3)(e)6., F.S., the rules take effect 20 days from the date filed with the Department of State or a later date as set out below:

Effective: \_\_\_\_\_.

\_\_\_\_\_  
Terry Rhodes

\_\_\_\_\_  
Executive Director  
Title

\_\_\_\_\_  
Department of Highway Safety and Motor Vehicles  
Agency

\_\_\_\_\_  
1  
Number of Pages Certified