

Council Substitute for House Bill No. 1225

An act relating to Hillsborough County; amending chapter 2001-299, Laws of Florida, relating to the Public Transportation Commission; providing for certain national criminal history background checks; authorizing the issuance of temporary public vehicle driver's licenses; providing for an exception to a public driver's license requirement; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Paragraphs (ee) and (kk) of subsection (2) of section 5 and paragraph (b) of subsection (5) of section 8 of chapter 2001-299, Laws of Florida, are amended to read:

Section 5. Commission powers, mandatory and discretionary.—

(2) The commission has the power to:

(ee) Request and receive criminal history record information for the purpose of screening applicants for certificates and public vehicle driver's licenses and pay a fee for any such record. Such record information may include a national criminal history records check with the Federal Bureau of Investigation. The fingerprints may be submitted by the commission to the Florida Department of Law Enforcement (FDLE) for state processing, and the department shall forward them to the Federal Bureau of Investigation for a national criminal history records check. All costs associated with transmittal and processing shall be borne by the commission, the employer, or the person subject to the background check. The FDLE shall invoice the commission for the fingerprints submitted each month. The commission shall screen background results to determine if an applicant meets licensure requirements.

(kk) Issue, or authorize its director, or any interim director, to issue and reissue, for good cause and without the necessity of notice or public hearing, temporary permits to existing certificate holders and temporary public vehicle driver's licenses provided that such temporary permits and temporary public vehicle driver's licenses shall be issued for a period of time not to exceed 7 days. Upon showing of good cause, temporary permits or temporary public vehicle driver's licenses may be reissued, but shall not be reissued more than four 4 successive 7-day ~~seven-day~~ periods without commission approval. Issuance of a temporary permit or a temporary public vehicle driver's license pursuant to the provisions of this section shall not in any way be construed as a commitment to issue a permanent permit or annual public vehicle driver's license. No action taken by the commission, or by the director or any interim director if so authorized, shall be construed to estop the commission from subsequently denying an application for a permanent permit or annual public vehicle driver's license.

Section 8. Public vehicle driver's license.—

(5) Each public vehicle driver's license:

(b) Shall be valid for 1 year and may be renewed annually for 1 additional year when the commission finds no criminal or traffic violations during the period of the expiring license. If the investigation reveals such violations, the license shall not be valid for more than 60 days, providing further, however, that temporary public vehicle driver's licenses are exempt from this paragraph.

Section 2. This act shall take effect upon becoming a law.

Approved by the Governor June 17, 2008.

Filed in Office Secretary of State June 17, 2008.