

1989

Session Law 89-284

Florida Senate & House of Representatives

Follow this and additional works at: <https://ir.law.fsu.edu/staff-analysis>



Part of the Legislation Commons

Recommended Citation

House of Representatives, Florida Senate &, "Session Law 89-284" (1989). *Staff Analysis*. 1077.
<https://ir.law.fsu.edu/staff-analysis/1077>

This Article is brought to you for free and open access by the Florida Legislative Documents at Scholarship Repository. It has been accepted for inclusion in Staff Analysis by an authorized administrator of Scholarship Repository. For more information, please contact efarrell@law.fsu.edu.

B
I
L
L

H
I
S
T
O
R
Y

S 681 GENERAL BILL/2ND ENG by Ros-Lehtinen (Similar CS/H 1181)

Drivers' Licenses/Diabetes; provides for issuance of separately color-coded driver's license for persons who have insulin-dependent diabetes; directs H.S.M.V. Dept. to require appropriate proof. Amends 322.141. Effective Date: 07/05/89.

03/28/89 SENATE Prefiled

04/07/89 SENATE Introduced, referred to Transportation; Appropriations -SJ 103

04/14/89 SENATE Extension of time granted Committee Transportation

04/28/89 SENATE Extension of time granted Committee Transportation

05/12/89 SENATE Extension of time granted Committee Transportation

05/18/89 SENATE On Committee agenda—Transportation, 05/22/89, 11:00 am, Room-C-(LL-32)

05/22/89 SENATE Comm. Report: Favorable with 2 amendment(s) by Transportation -SJ 402

05/23/89 SENATE Now in Appropriations -SJ 402

05/29/89 SENATE Withdrawn from Appropriations -SJ 557; Placed on Calendar

05/31/89 SENATE Placed on Special Order Calendar -SJ 618; Passed as amended; YEAS 35 NAYS 0 -SJ 673

05/31/89 HOUSE In Messages

06/02/89 HOUSE Received, placed on Calendar; Read second time; Amendments adopted; Read third time; Passed as amended; YEAS 117 NAYS 0 -HJ 1134

06/02/89 SENATE In Messages; Concurred; Passed as amended; YEAS 36 NAYS 0 -SJ 967

06/02/89 Ordered engrossed, then enrolled -SJ 967

06/20/89 Signed by Officers and presented to Governor

07/05/89 Approved by Governor; Chapter No. 89-284

NOTES: Above bill history from Division of Legislative Information's *FINAL LEGISLATIVE BILL INFORMATION, 1989 SESSIONS*. Staff Analyses for bills amended beyond final committee action may not be in accordance with the enacted law. Journal page numbers (HJ & SJ) refer to daily Journals and may not be the same as final bound Journals.

REVISED: May 22, 1989

BILL NO. SB 681

DATE: May 19, 1989

Page 1

SENATE STAFF ANALYSIS AND ECONOMIC IMPACT STATEMENT

<u>ANALYST</u>	<u>STAFF DIRECTOR</u>	<u>REFERENCE</u>	<u>ACTION</u>
1. <u>Mohler</u>	<u>Gargiulo</u>	1. <u>TR</u>	<u>FAV/2 AMENDS.</u>
2. _____	_____	2. <u>AP</u>	<u>Withdrawn</u>
3. _____	_____	3. _____	_____
4. _____	_____	4. _____	_____

SUBJECT:

Driver Licenses/Diabetics

BILL NO. AND SPONSOR:

SB 681 by Senator Ros-Lehtinen

I. SUMMARY:

A. Present Situation:

Section 322.142, F.S., provides for the issuance of color photographic driver licenses to the drivers of this state.

Section 322.141, F.S., provides that driver licenses that are issued to persons under the age of 21 years must have a separate and distinct color backdrop from licenses issued to person who are 21 years of age or older.

B. Effect of Proposed Changes:

The bill amends s. 322.141, F.S., to provide that, effective January 1, 1990, driver licenses that are issued to persons who suffer from insulin-dependent diabetes would be required to have color backdrops that are obviously separate and distinct from licenses issued to person who are not insulin-dependent diabetics.

The bill also amends the section to provide that the department would be required to require proof of a person's diabetes at the time of application for a driver license.

II. ECONOMIC IMPACT AND FISCAL NOTE:

A. Public:

None.

B. Government:

The Department of Highway Safety and Motor Vehicles estimates that the provisions of this bill would require start-up costs of \$156,750 in fiscal year 1989-90.

III. COMMENTS:

Requiring insulin-dependent diabetics' driver licenses to have separate and distinct color backdrops could conflict with the requirement that persons under the age of 21 years have driver licenses with separate and distinct color backdrops. For insulin-dependent diabetics who are under the age of 21 years, the department would have to choose which color backdrop to use on the license.

The more colors that are used for identification purposes, the harder it will be for persons, including law enforcement officers, to remember what each distinct color represents.

IV. AMENDMENTS:

#1 by Transportation:

Makes the provisions of the bill permissive instead of mandatory.

#2 by Transportation:

Title Amendment.

STORAGE NAME: s0681-f.hsc
DATE: July 14, 1989

HOUSE OF REPRESENTATIVES
COMMITTEE ON HIGHWAY SAFETY & CONSTRUCTION
FINAL STAFF ANALYSIS & ECONOMIC IMPACT STATEMENT

BILL #: SB 681
RELATING TO: Driver's License / Diabetics
SPONSOR(S): Senator Ros-Lehtinen
EFFECTIVE DATE: Upon becoming law
DATE BECAME LAW: July 5, 1989
CHAPTER #: 89-284, Laws of Florida
COMPANION BILL(S): CS/HB 1181
OTHER COMMITTEES OF REFERENCE: (1) Appropriations
(2)

I. SUMMARY:

This bill provides that effective January 1, 1990, the Department of Highway Safety and Motor Vehicles may, at the request of the applicant, issue to persons who have insulin-dependent diabetes, driver's licenses that have distinctive markings separate and distinct from all other licenses issued by the department. At the time of application for original license or reissue, the department shall require such proof as it deems appropriate that a person has insulin-dependent diabetes.

A. PRESENT SITUATION:

Section 322.141, F.S., provides that an obviously separate and distinct color backdrop from all other licenses shall be provided for persons under the age of 21 years.

Currently, there are no provisions in the Florida statutes that require distinguishing color-coded licenses for insulin-dependant diabetics. However, s. 322.16, F.S., provides that the department shall have authority to impose a restriction upon the use of the license requiring that the licensee wear a medical identification bracelet when operating a motor vehicle. Section 322.16, F.S., further provides that medical identification bracelet restrictions shall be coded on the license of the restricted operator.

B. EFFECT OF PROPOSED CHANGES:

This bill amends s. 322.141, F.S., to provide that effective January 1, 1990, all licenses originally issued or reissued by the department to persons who have insulin-dependent diabetes may at the request of the applicant have distinctive markings separate and distinct from all other licenses issued by the department.

This bill further provides that at the time of application for original license or reissue, the department shall require such proof as it deems appropriate that a person has insulin-dependent diabetes.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT:

A. FISCAL IMPACT ON STATE AGENCIES/STATE FUNDS:

1. Non-recurring or First Year Start-Up Effects:

None.

2. Recurring or Annualized Continuation Effects:

None.

3. Long Run Effects Other Than Normal Growth:

None.

4. Appropriations Consequences:

None.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS AS A WHOLE:

1. Non-recurring or First Year Start-Up Effects:

None.

2. Recurring or Annualized Continuation Effects:

None.

3. Long Run Effects Other Than Normal Growth:

None.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

1. Direct Private Sector Costs:

None.

2. Direct Private Sector Benefits:

None.

3. Effects on Competition, Private Enterprise, and Employment Markets:

None.

D. FISCAL COMMENTS:

None.

III. LONG RANGE CONSEQUENCES:

None.

IV. COMMENTS:

Legislative History:

A. Enacted Bill:

Senate Transportation Committee: Reported SB 681 favorably with 2 amendments which provided that persons who have insulin-dependent diabetes for the operation of motor vehicles may at the request of the applicant have markings or color, including photographic backdrop, which shall be an obviously separate and distinct color backdrop from all other licenses issued by the department for the operation of motor vehicles.

Senate Appropriations Committee: Withdrawn.

Senate Chamber: Passed as amended.

House Chamber: Passed and further amended to eliminate the photographic backdrop portion of the bill.

Senate Chamber: Concurred in House amendments.

B. Companion Bill:

House Highway Safety and Construction Committee: A committee substitute was adopted for HB 1181 which changed "shall" to "may at the request of the applicant" as it pertains to licenses having markings or color which is separate and distinct from all other licenses.

House Appropriations Committee: Withdrawn.

House Chamber: CS/HB 1181 died on the House Calendar.

STORAGE NAME: s0681-f.hsc

DATE: July 14, 1989

PAGE: 4

V. SIGNATURES:

SUBSTANTIVE COMMITTEE:

Prepared by:



Lois Watson

Staff Director:



Bill Ham