

1 A bill to be entitled
2 An act relating to state technology; amending s.
3 322.032, F.S.; directing the Department of Highway
4 Safety and Motor Vehicles, in collaboration with the
5 Agency for State Technology, to implement protocols
6 and standards for issuing an optional digital proof of
7 driver license and procure certain interfaces
8 necessary for a private entity to manufacture a
9 digital proof of driver license; requiring the agency,
10 in collaboration with the department, to publish and
11 maintain such protocols and standards; requiring the
12 agency to review and approve or reject a private
13 entity's request for authorized access to certain
14 interfaces; providing for the designation of an
15 authorized manufacturer of digital proofs of driver
16 licenses; providing for revenue sharing between such
17 authorized manufacturer and the Highway Safety
18 Operating Trust Fund; requiring the agency, in
19 collaboration with the Department of Management
20 Services, to enter into a specified agreement with
21 such authorized manufacturer; providing that
22 presenting an electronic device displaying a digital
23 proof of driver license does not constitute consent
24 for a law enforcement officer to access any other
25 information; providing for the assumption of

26 liability; providing an effective date.

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

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30 Section 1. Subsections (1) and (2) of section 322.032,
 31 Florida Statutes, are amended to read:

32 322.032 Digital proof of driver license.—

33 (1) (a) The department, in collaboration with the Agency
 34 for State Technology, shall establish and implement ~~begin to~~
 35 ~~review and prepare for the development of a secure and uniform~~
 36 protocols and standards system for issuing an optional digital
 37 proof of driver license, and procure any application programming
 38 interface necessary for enabling a private entity to securely
 39 manufacture a digital proof of driver license. The department
 40 ~~may contract with one or more private entities to develop a~~
 41 ~~digital proof of driver license system.~~

42 (b) The Agency for State Technology, in collaboration with
 43 the department, shall maintain and publish on its website the
 44 protocols and standards necessary for a private entity to
 45 request authorized access to an application programming
 46 interface necessary for the private entity to manufacture a
 47 digital proof of driver license. The agency shall timely review
 48 and approve or reject such request. Upon approval, the agency
 49 shall designate a private entity as an authorized manufacturer
 50 of digital proofs of driver licenses.

51 (c) Revenue generated from the sale or renewal of a
52 digital proof of driver license must be collected at the point
53 of sale or renewal by an authorized manufacturer of digital
54 proofs of driver licenses and such revenue must be shared with
55 the state on a revenue-sharing basis. Such authorized
56 manufacturer is responsible for remitting 50 percent of all
57 revenue collected when a digital proof of driver license is sold
58 or renewed for deposit into the Highway Safety Operating Trust
59 Fund. The Agency for State Technology, in collaboration with the
60 Department of Management Services, shall enter into an agreement
61 with such authorized manufacturer that sets forth the permitted
62 uses, terms and conditions, privacy policy, and uniform
63 remittance terms relating to the manufacture of a digital proof
64 of driver license.

65 (2)(a) A ~~The digital proof of driver license developed by~~
66 ~~the department or by an entity contracted by the department~~ must
67 be in such a format as to allow law enforcement to verify the
68 authenticity of the digital proof of driver license. The
69 department may adopt rules to ensure valid authentication of a
70 digital proof of driver license ~~licenses~~ by law enforcement.

71 (b) The act of presenting to a law enforcement officer an
72 electronic device displaying a digital proof of driver license
73 does not constitute consent for the officer to access any
74 information on the device other than the digital proof of driver
75 license.

76 (c) The person who presents the device to the officer
77 assumes liability for any resulting damage to the device.

78 Section 2. This act shall take effect October 1, 2017.