

MEMORANDUM

Agenda Item No. 11(A)(7)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: September 1, 2021

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Resolution urging the Florida
Department of Highway Safety
and Motor Vehicles to reopen its
facilities and maintain driver
license services in counties that
have appointed tax collectors

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Raquel A. Regalado.



Geri Bonzon-Keenan
County Attorney

GBK/uw



MEMORANDUM

(Revised)

TO: Honorable Chairman Jose "Pepe" Diaz
and Members, Board of County Commissioners

DATE: September 1, 2021

FROM: 
Gen Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 11(A)(7)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☒ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____ to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(7)
9-1-21

RESOLUTION NO. _____

RESOLUTION URGING THE FLORIDA DEPARTMENT OF
HIGHWAY SAFETY AND MOTOR VEHICLES TO REOPEN
ITS FACILITIES AND MAINTAIN DRIVER LICENSE
SERVICES IN COUNTIES THAT HAVE APPOINTED TAX
COLLECTORS

WHEREAS, under Florida law, county tax collectors are the Department of Highway Safety and Motor Vehicles' (the "Department's") authorized agents to title and register motor vehicles, motor homes, and vessels, and to provide driver license services; and

WHEREAS, however, appointed tax collectors in some charter counties are not authorized to provide driver license services; and

WHEREAS, currently, 65 counties have elected tax collectors who are constitutional officers, while Broward and Miami-Dade Counties have appointed tax collectors under each county's charter government; and

WHEREAS, pursuant to section 1(d), Article III of the State Constitution, Broward and Miami-Dade Counties will not have elected tax collectors until January 7, 2025; and

WHEREAS, 16 counties have, or until recently had, contracts with privately owned license plate agents ("LPAs") to operate 57 offices to perform title and registration services for motor vehicles, mobile homes, and vessels; and

WHEREAS, however, LPAs currently do not provide driver license services anywhere in Florida; and

WHEREAS, as required by Florida law, the Department has transitioned, or is in the process of transitioning, its driver license services from Department-owned facilities to elected county tax collectors; and

WHEREAS, accordingly, the Department has closed many of its facilities; and

WHEREAS, as a result, residents of counties that still have appointed tax collectors, such as Broward and Miami-Dade Counties, are now receiving a significantly reduced level of service from the Department; and

WHEREAS, this Board wishes to urge the Department to reopen its facilities in counties with appointed tax collectors, and maintain the same level of driver license services it was providing to those counties prior to the Department's transition of services to elected county tax collectors,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges the Florida Department of Highway Safety and Motor Vehicles to reopen Department-owned facilities in counties that have yet to make the transition to elected tax collector, and, in cooperation with those counties, maintain a certain level of driver license services for the residents.

Section 2. Directs the Clerk of the Board to transmit a certified copy of this resolution to the Executive Director of the Department of Highway Safety and Motor Vehicles.

Section 3. Directs the County's state lobbyists to advocate for the action set forth in section 1 above, and authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2022 State Legislative Package when it is presented to the Board.

The Prime Sponsor of the foregoing resolution is Commissioner Raquel A. Regalado. It was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Jose "Pepe" Diaz, Chairman	
Oliver G. Gilbert, III, Vice-Chairman	
Sen. René García	Keon Hardemon
Sally A. Heyman	Danielle Cohen Higgins
Eileen Higgins	Joe A. Martinez
Kionne L. McGhee	Jean Monestime
Raquel A. Regalado	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared this resolution duly passed and adopted this 1st day of September, 2021. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

RC

Ryan Carlin