

Florida

Department of Highway Safety and Motor Vehicles

Division of Motor Vehicles

PROCEDURE RS-38	SUBJECT: DISABLED PERSON PARKING PERMIT		
DESCRIPTION AND USE: THIS PROCEDURE PROVIDES INFORMATION AND INSTRUCTIONS TO ASSIST TAX COLLECTOR EMPLOYEES, LICENSE PLATE AGENCY EMPLOYEES, AND THE DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES <u>WHEN ISSUING</u> DISABLED PERSON PARKING PERMITS.			
<p>I. PROVISIONS OF LAW:</p> <p>Section 316.1955, Florida Statutes, authorizes vehicles displaying Disabled Veteran, Disabled Veteran Wheelchair, Paralyzed Veterans of America, International Wheelchair Suffix, and Motorcycle Wheelchair Emblem license plates to park in spaces designated for handicapped parking.</p> <p>NOTE: A law enforcement officer or parking enforcement specialist may not ticket a vehicle for a violation of section 316.1955, Florida Statutes, without first determining whether the vehicle is transporting a resident of another state who is the owner of the out-of-state parking permit.</p> <p>Section 316.1958, Florida Statutes, states when an individual is required by law to have a Florida driver license or Florida vehicle registration, a special license plate or parking permit issued by another state, district, or country to persons who have disabilities is not valid. The individual whose vehicle displays such an invalid license plate or permit is subject to the same penalty as an individual whose vehicle does not display a valid license plate or permit.</p> <p>Section 316.1964, Florida Statutes, authorizes all individuals who have been issued a parking permit to park on the street at a turnstile meter parking space free <u>of charge</u>. However, there are restrictions on the duration of time a person can park free on the street. If the on-street meter is restricted by a time limit, the law requires the facility to provide no less than four hours maximum to vehicles with a permit. The law also allows local municipalities to exceed the <u>four-</u>hour maximum by local ordinance.</p> <p>Section 320.0848, Florida Statutes, provides for parking permit placards to be issued for use by certified disabled persons who have long-term, permanent, or temporary mobility impairment or who are certified <u>as</u> legally blind or temporarily sight-impaired.</p>			
<p><i>Revision(s) to this procedure: Arranged statutes in numeric order in Section I, added new statute information to page 2, and added a note to page 3 with new form revision date and waiving the requirement of a Florida driver's license or ID card to obtain a parking placard if applicant is severely disabled.</i></p>			
DIVISION DIRECTOR	EFFECTIVE DATE 11/01/09	REVISION DATE 09/25/09	PAGE # RS-38-01

STATE OF FLORIDA
Florida Motor Vehicles

PROCEDURE # RS-38	SUBJECT: DISABLED PERSON PARKING PERMIT
<p>Section 320.0848(1)(b)(2), Florida Statutes, states: “The certification of disability which is required under subparagraph 1 must be provided by a physician licensed under chapter 458, chapter 459, or chapter 460, by a podiatric physician licensed under chapter 461, by an optometrist licensed under chapter 463, by an advanced registered nurse practitioner licensed under chapter 464 under the protocol of a licensed physician as stated in this subparagraph, by a physician assistant licensed under chapter 458 or chapter 459 or by a similarly licensed physician from another state if the application is accompanied by documentation of the physician’s licensure in the other state and a form signed by the out-of-state physician verifying his or her knowledge of this state’s eligibility guidelines.”</p> <p><u>Section 320.0848(2)(a), Florida Statutes, provides for cases where the severity of the disability prevents a disabled person from physically visiting or being transported to a driver license or tax collector office to obtain a driver’s license or identification card. A certifying physician must sign the exemption section of the department’s parking permit application to exempt the disabled person from having a driver’s license or identification card and number for display on the parking permit.</u></p> <p>Section 322.051(1), Florida Statutes, provides that any person who is 5 years of age or older, or any person who has a disability, regardless of age, who applies for a disabled parking permit under 320.0848, may be issued an identification card by the department upon completion of an application and payment of an application fee.</p> <p>Section 458.347(2)(e), Florida Statutes, defines Physician Assistant as a person who is a graduate of an approved program or its equivalent or meets standards approved by the boards and is licensed to perform medical services delegated by the supervising physician.</p> <p>Section 458.347(5), Florida Statutes, authorizes a Physician Assistant to perform medical services when such services are rendered within the scope of an approved program.</p> <p>II. GENERAL INFORMATION:</p> <p>A. A permanent or long-term disabled person parking permit may be issued to:</p> <ol style="list-style-type: none">1. A person certified as being unable to walk 200 feet without stopping to rest due to specific disabilities or certified as legally blind.2. An organization which can adequately demonstrate a bona fide need for such permit because the organization provides regular transportation services to persons who are certified as having specific disabilities that limit or impair the ability to walk or are certified as legally blind. <p>B. A temporary disabled person parking permit may be issued to a person certified as temporarily disabled in such a way that limits or impairs the ability to walk due to specific disabilities or is temporarily sight impaired.</p> <p>C. A law enforcement officer may confiscate a disabled parking permit from any person who fraudulently obtains or unlawfully uses a parking permit.</p>	
PAGE # RS-38-02	REVISION DATE 09/25/09

STATE OF FLORIDA
Florida Motor Vehicles

PROCEDURE # RS-38	SUBJECT: DISABLED PERSON PARKING PERMIT
<p>D. Disabled persons applying for the permanent or long-term parking permit must have a valid Florida driver license or Florida identification card. The permanent or long-term parking permit will be issued for a period of up to four years and will expire on the disabled person's birthday. All organizations applying for the permanent or long-term parking permit must have a FEID number and be issued a placard for a period of four years with an expiration of June 30. If the organization is an individual, use the SS# in lieu of an FEID number. <u>(examples: taxi cab driver that is self employed or an individual that is self employed)</u></p> <p><u>NOTE: This requirement may be waived if the certifying physician indicates on form HSMV 83039, Application For Disabled Person Parking Permit (Revised 10/09 or later), by checking the appropriate boxes that the severity of the disability prevents the applicant from obtaining a driver license or identification card. Form 83039 with a revision date prior to 10/09 may still be used for applicants not applying or qualifying for the severely disabled special exception.</u></p> <p>E. Disabled persons applying for the temporary parking permit must have a valid Florida driver license or a Florida identification card. The parking permit will only be issued for the period indicated by a physician, an advanced registered nurse practitioner, or physician's assistant, but it may not exceed 6 months from the date of issuance. If the person is still disabled when the temporary parking permit expires, a new application with certification is required.</p> <p><u>NOTE: Computer generated, laser printed, or original stamped signatures are acceptable on applications; however, faxed or photocopied signatures are NOT acceptable.</u></p> <p><u>NOTE: When a certifying authority determines a permanent parking permit is needed before the temporary permit expires, the temporary parking permit must be cancelled prior to the issuance of the permanent parking permit.</u></p> <p>F. Advance registration is allowed on the issuance of a permanent or long-term parking permit anytime during the three months proceeding the expiration date.</p> <p>G. Only one permanent or long-term disabled person parking permit may be issued for an individual unless the individual qualifies for one of the following:</p> <ol style="list-style-type: none">1. If the applicant is a quadriplegic, the space on form HSMV 83039 must be checked by the applicant.2. If the applicant is a frequent traveler, the space on form HSMV 83039 must be checked by the applicant. <p><u>NOTE: Frequent travelers must check the frequent traveler block on the application form if they frequently travel by plane, train, bus, or boat and need one permit to park their vehicle at the place of departure and another one to use at their destination. There are other situations when a second permit may be issued.</u></p>	
PAGE # RS-38-03	REVISION DATE 09/25/09

STATE OF FLORIDA
Florida Motor Vehicles

PROCEDURE # RS-38	SUBJECT: DISABLED PERSON PARKING PERMIT
<p>EXAMPLE: When an individual must leave a permit in a motor-home that is parked in a handicapped parking space in the park and needs the second permit to use in another vehicle.</p> <p>H. An organization can be issued as many <u>permanent or long-term</u> disabled parking permits as it has vehicles that are used to transport disabled persons.</p> <p>I. An additional <u>permanent or long-term</u> disabled parking permit issued to an individual or an organization must have the same expiration date as the primary permit, regardless of when it is issued.</p> <p>J. A motorcycle wheelchair license plate can be issued as personalized on FRVIS; therefore, taglets are no longer issued for use on motorcycles with personalized license plates.</p> <p>K. A wheelchair symbol suffix license plate may be issued to a disabled person who owns or co-owns a vehicle and qualifies for a disabled person parking permit. <u>Additionally</u>, a Disabled Veteran who has a Disabled Veteran license plate and qualifies for a <u>permanent or long-term</u> disabled parking permit may be issued a Disabled Veteran Wheelchair license plate. (Refer to RS-18 and RS-19 for additional information).</p> <p>III. APPLICATION REQUIREMENTS TO OBTAIN THE PERMANENT OR LONG-TERM PARKING PERMIT BY THE DISABLED PERSON:</p> <p>A. An Application for Disabled Person Parking Permit, form HSMV 83039, must be completed by the disabled person or the applicant's parent or guardian. Proof of parenthood or guardianship is not required.</p> <p>1. The physician's statement of certification section on the form HSMV 83039 must be completed by one of the authorities listed below. These authorities may be licensed in Florida or by another state. In either case, the certifying authority's license number and the state where the certifying authority's license was issued <u>must be entered on the application</u>. The following is a list of the certifying authorities and the applicable FRVIS codes:</p> <ul style="list-style-type: none">a. (PL) Physicians licensed to practice under Chapters 458, 459, or 460, Florida Statutes or similarly licensed by another state. (Documentation of the physician's licensure in the other state must also be submitted.)b. (ME) Osteopathic Physiciansc. (ME) Podiatric Physiciansd. (ME) Chiropractorse. (OP) Optometrists (for sight only)	
PAGE # RS-38-04	REVISION DATE 09/25/09

STATE OF FLORIDA
Florida Motor Vehicles

PROCEDURE # RS-38	SUBJECT: DISABLED PERSON PARKING PERMIT
<p>f. (ME) Physicians who practice medicine in a military medical facility, state hospital, or federal prison must complete in detail the “Physician’s Statement of Certification” section on form HSMV 83039, indicating the facility and the address.</p> <p>NOTE: When the application is accurately completed and the name of the certifying authority is not readable, the following is a link to check the pertinent information for the physician:</p> <p style="text-align:center">http://ww2.doh.state.fl.us/IRM00profiling/searchform.asp</p> <p>g. (NP) An advanced registered nurse practitioner licensed under Chapter 464, under the protocol of a licensed physician.</p> <p>h. (PA) Physician assistants licensed to practice under Chapter 458 or Chapter 459.</p> <p>2. The inability to walk 200 feet without stopping to rest due to one or more of the following specific disabilities must be identified.</p> <p>a. Inability to walk without the use of or assistance from a brace, cane, crutch, prosthetic device, or other assistive device, or without the assistance of another person. If the assistive device significantly restores the person’s ability to walk to the extent that the person can walk without severe limitation, the person is not eligible for the exemption parking permit.</p> <p>b. The need to permanently use a wheelchair.</p> <p>c. Restriction by lung disease to the extent that the person’s forced (respiratory) expiratory volume for one second, when measured by spirometry, is less than one liter, or the person’s arterial oxygen is less than 60 mm/hg on room air at rest.</p> <p>d. Use of portable oxygen.</p> <p>e. Restriction by cardiac condition to the extent that the person’s functional limitations are classified in severity as Class III or Class IV according to standards set by the American Heart Association.</p> <p>f. Severe limitation in the person’s ability to walk due to an arthritic, neurological, or orthopedic condition.</p> <p>3. One of the following proofs of identification:</p> <p>a. A Florida driver license <u>(unless severely disabled exception)</u>.</p> <p>b. A Florida identification card <u>(unless severely disabled exception)</u>.</p>	
PAGE # RS-38-05	REVISION DATE 09/25/09

STATE OF FLORIDA
Florida Motor Vehicles

PROCEDURE # RS-38	SUBJECT: DISABLED PERSON PARKING PERMIT
<p>NOTE: A Florida Identification Card may be issued by the department to a child of any age who is applying for a disabled parking permit.</p> <p>4. The tax collector employee who verifies that the application is accurate must complete and sign the bottom of form HSMV 83039 in the space for “Tax Collector Use Only.”</p> <p><u>NOTE: The tax collector office or tag agency should keep the signed form 83039 with its report copies of that day’s work.</u></p> <p>5. There is no fee for a permanent or long-term parking permit.</p> <p>IV. APPLICATION REQUIREMENTS TO OBTAIN A PERMANENT OR LONG TERM PARKING PERMIT BY AN ORGANIZATION:</p> <p>A. Form HSMV 83039 must be completed and signed by an authorized representative of the organization, certifying that the organization provides regular transportation service to disabled persons having disabilities that limit or impair their ability to walk or are certified to be legally blind.</p> <p>B. Each organization must have a FEID number and be issued a placard for a period of four years with an expiration date of June 30. If the organization is an individual, use the SS# in lieu of an FEID number. (examples: taxi cab driver that is self employed or an individual that is self employed)</p> <p>C. There is no fee for a permanent or long-term parking permit.</p> <p>V. APPLICATION REQUIREMENTS TO OBTAIN A TEMPORARY PARKING PERMIT:</p> <p>A. Form HSMV 83039, must be completed by the disabled person or the applicant’s parent or guardian. Written proof of parenthood or guardianship is not required.</p> <p>B. The Physician’s Statement of Certification on form HSMV 83039, must be completed by a qualified authority as provided in section III, <u>A</u>, of this procedure. The specific type of disability must also be indicated.</p> <p>C. Fee in the amount of \$15.</p> <p>NOTE: If the person is still disabled when the temporary parking permit expires, additional parking permits may be issued for no fee, if within a 12-month period from the date of the prior fee payment. If a subsequent temporary parking permit needs to be issued prior to the initial temporary parking permit expiring, the initial temporary parking permit should be cancelled. A comment should be entered into the comment field explaining why the initial permit was cancelled.</p> <p>NOTE: When a certifying authority determines a permanent parking permit is needed before the temporary permit expires, the temporary parking permit must be cancelled prior to the issuance of the permanent parking permit.</p> <p><u>D. Only one temporary parking permit may be issued.</u></p>	
PAGE # RS-38-06	REVISION DATE 09/25/09

STATE OF FLORIDA
Florida Motor Vehicles

PROCEDURE # RS-38	SUBJECT: DISABLED PERSON PARKING PERMIT
<p>VI. APPLICATION REQUIREMENTS TO OBTAIN A TEMPORARY PARKING PERMIT BY A CITIZEN OF ANOTHER COUNTRY:</p> <p>Administratively, a temporary disabled parking permit may be issued to a citizen of another country who is here in a visitor status. The following must be verified:</p> <p>A. A copy of the out-of-country parking permit. If the permit has two sides, copy both sides.</p> <p>B. Visually see a passport or comparable identification to verify ownership of the out-of-country parking permit. A Florida driver license or ID card is not required.</p> <p>NOTE: A valid temporary parking permit may be issued for up to 6 months. The fee is \$15.</p> <p>NOTE: <u>For this type of</u> transaction, enter “NONUS” in the certification authority number field. You will be prompted to enter an expiration date not to exceed 6 months.</p> <p>VII. RENEWAL:</p> <p><u>Any county tax collector’s office or license plate agency may process renewals of permanent parking permits. Temporary parking permits are not renewable. If an individual requests another temporary parking permit to replace an expired temporary parking permit, the individual must complete and submit a new form HSMV 83039 signed by the certifying physician.</u></p> <p>VIII. REPLACEMENT PARKING PERMITS:</p> <p><u>Any county tax collector’s office or license plate agency may process replacements by</u> submitting the following:</p> <p>A. Form HSMV 83146, Application For Replacement License Plate, Validation Decal, or Parking Permit, accurately completed.</p> <p>B. There is no fee for replacement of a permanent or long-term parking permit or a temporary placard.</p> <p>C. When an applicant reports a parking permit as stolen to a law enforcement agency and attests that the parking permit has been reported as stolen on form HSMV 83146, no fee should be charged for the replacement parking permit. The expiration date will remain the same as the parking permit that was lost, stolen, or damaged.</p> <p>IX. LOST-IN-TRANSIT PARKING PERMITS:</p> <p>Parking permits lost-in-transit may be processed upon receipt of form HSMV 83146.</p> <p>X. CORRECTIONS:</p> <p>A corrected registration certificate may be processed at no charge. A correction transaction is the only transaction where the sex and date of birth can be changed.</p>	
PAGE # RS-38-07	REVISION DATE 09/25/09

STATE OF FLORIDA
Florida Motor Vehicles

PROCEDURE # RS-38	SUBJECT: DISABLED PERSON PARKING PERMIT
<p>XI. DUPLICATE REGISTRATION CERTIFICATE:</p> <p>A duplicate registration certificate may be processed upon request for either a permanent or temporary parking permit.</p> <p>XII. DISPLAY OF PARKING PERMIT:</p> <p>The permanent, long-term, or temporary parking permit must be hung on the rearview mirror of the vehicle, when the vehicle used to transport the disabled person(s) is parked in a designated disabled person parking space.</p> <p>Both sides of the permanent, long-term, or temporary parking permit have a decal indicating the month and year of expiration and a Florida driver license number, Florida identification card number, or FEID Number. On the permanent, long-term, and temporary parking permit, the parking permit number is printed near the top on one side. Instruct customers to hang the parking permit with the printed number towards the front windshield so the number is visible from outside the vehicle.</p> <p>XIII. ENFORCEMENT ISSUE:</p> <p>Anyone who obtains or uses a permit that does not belong to them can be charged with a second-degree misdemeanor, <u>punishable with a</u> \$1,000 fine, <u>jail time</u> up to 1 year or both.</p> <p>A law enforcement officer may confiscate a disabled parking permit from any person who fraudulently obtains or unlawfully uses a parking permit.</p> <p>A confiscated parking permit placard may not, under any circumstances, be returned to its registered owner. The parking permit placard number must be reported to the department and the county tax collectors office must cancel the parking permit in FRVIS.</p> <p>NOTE: When a parking permit is confiscated (or seized) by law enforcement and subsequently cancelled in FRVIS, the reason code "Privilege Revoked" (PP) should be used. FRVIS will allow another parking permit to be issued to the same person within the same time frame via a "Replacement Parking Permit" transaction, not an "Original Parking Permit" transaction. When this happens, the customer must complete form HSMV 83146 (instead of HSMV 83039).</p> <p>XIV. MISCELLANEOUS:</p> <p>A. The certifying authority's statement of certification section on the form HSMV 83039 is not acceptable from out of the country authorities.</p> <p>B. Applications from another state are not acceptable.</p> <p>C. When renewing a <u>permanent or long-term</u> parking permit, no <u>new information is</u> required. (example: certifying authority's information or additional disabilities)</p>	
PAGE # RS-38-08	REVISION DATE 09/25/09

EXHIBIT A**RECIPROCITY CONTROL LOG
HANDICAPPED PARKING RECIPROCITY AGREEMENT**

<u>STATE</u>	<u>RECIPROCITY</u>	<u>EFFECTIVE DATE</u>
Alabama	Yes	01/28/86
Alaska	Yes	01/01/88
Arizona	Yes	03/01/86
Arkansas	Yes	02/01/86
California	Yes	05/01/86
Colorado	Yes	02/01/86
Connecticut	Yes	04/17/86
Delaware	Yes	04/15/86
D.C. (Washington)	Yes	03/01/86
Georgia	Yes	03/04/86
Hawaii	Yes	N/A (Statutory Authority)
Idaho	Yes	02/01/86
Illinois	Yes	04/03/86
Indiana	Yes	11/20/86
Iowa	Yes	02/06/86
Kansas	Yes	07/01/86
Kentucky	Yes	05/13/86
Louisiana	Yes	12/01/86
Maine	Yes	04/09/86
Maryland	Yes	02/13/86
Massachusetts	Yes	03/23/86
Michigan	Yes	06/02/86
Minnesota	Yes	01/23/86
Mississippi	Yes	07/01/87
Missouri	Yes	03/25/86
Montana	Yes	04/07/86
Nebraska	Yes	06/01/86
Nevada	Yes	10/13/89
New Hampshire	Yes	01/01/86
New Jersey	Yes	04/01/86
New Mexico	Yes	08/03/87
New York	Yes	05/07/86

EXHIBIT A (page 2, con't.)

**RECIPROCITY CONTROL LOG
HANDICAPPED PARKING RECIPROCITY AGREEMENT**

<u>STATE</u>	<u>RECIPROCITY</u>	<u>EFFECTIVE DATE</u>
North Carolina	Yes	01/27/86
North Dakota	Yes	03/01/86
Ohio	Yes	04/27/88
Oklahoma	Yes	03/01/86
Oregon	Yes	05/01/86
Pennsylvania	Yes	07/01/86
Rhode Island	Yes	12/23/86
South Carolina	Yes	02/01/86
South Dakota	Yes	N/A (Statutory Authority)
Tennessee	Yes	04/15/86
Texas	Yes	04/02/86
Utah	Yes	06/01/86
Vermont	Yes	07/20/87
Virginia	Yes	02/18/86
Washington	Yes	01/20/86
West Virginia	Yes	04/07/86
Wisconsin	Yes	01/28/86
Wyoming	Yes	05/05/86

<u>PROVINCE</u>	<u>RECIPROCITY</u>	<u>EFFECTIVE DATE</u>
Alberta	Yes	09/02/87
British Columbia	Yes	10/13/89
Manitoba	Yes	05/13/87
New Brunswick	Yes	10/13/89
Newfoundland	Yes	10/13/89
Nova Scotia	Yes	09/01/87
Ontario	Yes	01/15/90
Prince Edward Island	Yes	11/08/89
Quebec	Yes	01/15/90
Saskatchewan	Yes	10/13/89
Yukon	Yes	10/13/89