

Your Two DHSMV Administrative Suspension Options

DHSMV has suspended your license:

- For 6 months if you blew above a .08
- For 12 months if you blew above .08 and previously blew above .08
- For 12 months if your refused to take the breath test
- For 18 months for your second or subsequent suspension for refusal to take a breath test

An entry has been entered on your Florida Driving History for “Driving With an Unlawful Blood Alcohol Level” or “Refusal to Submit to Breath Test.” The entry will remain on your Driving History unless you elect Option B below and win your formal review hearing. You face mandatory “hard time” (a period of no driving whatsoever) if you lose your formal review hearing. Selecting Option A below allows you to immediately reinstate your license for business purposes only.

Option A – Elect to Waive the Formal Review Hearing

- If eligible, you will receive a hardship license for the full length of your suspension and you will not have the threat of going 30-90 days without any driving privileges
- Must have no prior DUI convictions and no prior DUI administrative suspensions
 - Under 21 suspensions, BUIs, and drug suspensions do not count
- Must enroll in DUI school at <http://www.floridasafetycouncil.org/Category/dui-courses>
- Must take DUI school enrollment form, DUI citation, and \$25 eligibility review hearing fee to a Bureau of Administrative Review (BAR) office. The BAR office locations are written on the back of your DUI citation. All office locations are found here at <http://www.flhsmv.gov/offices>
- Must then pay approximately \$175 for an administrative reinstatement fee and \$25 for the issuance of your business purposes only license.
- **ALL STEPS MUST BE COMPLETED WITHIN FIRST 10 CALENDAR DAYS AFTER RECEIVING DUI CITATION. FAILURE TO DO SO WILL RESULT IN A PERIOD OF NO DRIVING PRIVILEGES (“hard time”).**

Option B – Elect to Have a Formal Review Hearing

- Must be within first 10 calendar days after receiving DUI Citation
- Pay \$25 formal review hearing fee
- If eligible, you will receive 42-day temporary driving permit for business purposes only
- A Formal Review Hearing will be set within 30 days, where at your expense we can subpoena and question the witnesses and law enforcement officers against you under oath
 - If we win the hearing, the administrative suspension will be removed and your license will be reinstated
 - If we lose the hearing, you will face “hard time” and go a period of time with no driving whatsoever:
 - 30 days with no driving if you blew .08 or above, may apply for hardship license after 30 days
 - 90 days with no driving if you refused the breath test for the first time, may apply for a hardship license after 90 days
 - 18 months with no driving whatsoever for a second or subsequent refusal, not eligible for a hardship license so 18 months suspension is all “hard time”

I have read this form in its entirety and understand both options. After reviewing my options, I have decided to elect (circle one):

- Option A (Eligibility Waiver)
- Option B (Formal Review Hearing)

Signature

Date