

INSTRUCTIONS FOR COMPLETING PETITION TO REINSTATE DRIVER'S LICENSE AND/OR VEHICLE REGISTRATION

For Child Support Enforcement (Department of Revenue) Proceedings
§ 322.058, Florida Statutes

Important: Use this petition ONLY if your driver's license and/or vehicle registration HAVE ALREADY BEEN SUSPENDED for failure to pay child support.

Please Read all instruction carefully before completing the form.

1. **Section 1.** This petition is to be used when a person who is obligated to pay child support (the obligor) has had his/her driver's license and/or vehicle registration suspended **for failure to pay child support**.
2. **Section 2.** You **MUST** state why you know your driver's license and/or vehicle registration have been suspended.

If you received a notice of delinquency and intent to suspend driver's license and/or registration, you **MUST** enter the mailing date of that notice on the petition.

You will need to make **three copies of the notice**. **One copy of the notice MUST be attached to the original petition** for filing with the Clerk of the Court in the county in which your case is located. **The other copies MUST be attached to copies of the petition that you must provide to the other party in this case and the Department of Revenue.** Section 4 of these instructions will give you more information about how to deliver (serve) the copies of the notice and petition. Keep the **original notice** for your records.

3. **Section 3.** You may contest the suspension of your driver's license and/or vehicle registration by filing this petition based on one or more of the following grounds:
 - a. You have paid the delinquency in full.
 - b. There is a mistake and you are not delinquent.
 - c. There is a mistake and the amount of the delinquency is more than you owe.
 - d. There is a mistake and you are not the person who owes support.
 - e. You have reached a written agreement for payment of the delinquency.
 - f. You are delinquent however you cannot afford to pay the whole amount of the delinquency at one time.

You **MUST** date and sign the petition **AND** provide your street address or post office box number, and telephone number.

4. **Section 4.** Select which type of service you will use to deliver copies of the petition and copies of the notice to the other party and to the Department of Revenue. To deliver (serve) these documents, you may mail them, or fax and mail them, or hand deliver them.

You **MUST** provide the name and address of the other party in the case . You also **MUST** provide the address of the local Department of Revenue Child Support Enforcement Office. **See the Instructions for Service on Department of Revenue below for the address and location of the correct Child Support Enforcement Office.**

You **MUST** date and sign the Certificate of Service **AND** provide your street address or post office box number, and telephone number.

Next you **MUST attach a copy of the notice to a copy of the petition and serve both documents on the other party in this case using the type of service you have selected.**

You also **MUST attach a copy of the notice to a copy of the petition and serve both documents on the Department of Revenue Child Support Enforcement Office at the address/location of the local office using the type of service you have selected.**

5. Section 5. A person who is not a lawyer is called a nonlawyer. If a nonlawyer helped you fill out this petition, that person must give you a copy of **Disclosure from Nonlawyer**, Florida Family Law Rules of Procedure Form 12.900(a) before he or she helps you. A nonlawyer helping you fill out this form **must** put his or her name, address, and telephone number on the bottom of the last page of every form he or she helps you complete.

INSTRUCTIONS FOR SERVICE ON DEPARTMENT OF REVENUE

If your case is located in:

The mailing address is:

INDIAN RIVER COUNTY

Department of Revenue
Child Support Enforcement
1860 82nd Avenue, Suite 105
Vero Beach, FL 32966-6997

OKEECHOBEE COUNTY

Department of Revenue
Child Support Enforcement
502 NW 2nd Street
Okeechobee, FL 34972-4101

MARTIN & ST. LUCIE COUNTIES

Department of Revenue
Child Support Enforcement
337 North US Highway 1, Suite C
Ft. Pierce, FL 34950-4255

IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT
IN AND FOR _____ COUNTY, FLORIDA

_____,
Petitioner,

CASE NO.

v.
_____,
Respondent.

_____ /

PETITION TO REINSTATE DRIVER'S LICENSE AND/OR VEHICLE REGISTRATION

Comes now the obligor _____ (*name*) and hereby petitions this court to reinstate his/her driver's license and/or vehicle registration and as grounds states:

Section 1. Because I failed to pay child support, my driver's license and/or vehicle registration have been suspended.

Section 2. I know that my driver's license and/or vehicle registration have been suspended for failure to pay child support (*check all that apply*):

1. ___ Because I received a written notice of delinquency and intent to suspend driver's license and/or vehicle registration and I did not pay the amount of the delinquency in full, or enter into a written agreement for payment of the delinquency, or file a petition contesting the notice of delinquency within 20 days of the mailing date that appears on the notice. **A copy of the notice of delinquency is attached to this petition** and the mailing date that appears on the notice is _____ (*date*).

2. ___ Other: _____

Section 3. I request that my driver's license and/or vehicle registration be reinstated because: **(Check all that apply.)**

- ___ I have paid the delinquency in full.
- ___ There is a mistake and I am not the person who owes support.
- ___ There is a mistake and the amount of the delinquency is more than I owe.
- ___ I have reached a written agreement for the payment of the delinquency.
- ___ I am delinquent in the amount stated however I cannot afford to pay the whole amount of the delinquency at one time.

Wherefore , I request that the court order that my driver's license and/or vehicle registration be reinstated.

Dated _____

Signature of Petitioner
Printed Name _____
Address: _____

Telephone Number (____)_____

CERTIFICATE OF SERVICE

Section 3. I HEREBY CERTIFY that a copy of this petition along with the attachment was (check only one of the following) () mailed; () faxed and mailed; () hand delivered to the persons or entity listed below on this _____ day of _____, 201_____.

Other Party
Name _____
Address _____

City/State/Zip

Florida Department of Revenue Child Enforcement
Address: _____

City/State/Zip

Dated _____

Signature of Petitioner
Printed name _____
Address _____

City/State/Zip
Telephone Number (____)_____

Section 4. If someone who is a nonlawyer helped you to complete this petition, he/she **must** provide the information below:

I, _____ (*full legal name or trade name of nonlawyer who helped complete this form*), located at _____ (street) in _____ (City), _____ (State and Zip) and having the telephone number of (____)_____, helped _____ (name of obligor) who is the obligor, complete this form.