

By the Committee on Appropriations; and Senators Negron, Benacquisto, Clemens, Evers, Brandes, Hukill, Abruzzo, Bradley, and Bean

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1 A bill to be entitled
2 An act relating to motor vehicle and mobile home
3 taxes, fees, and surcharges; amending s. 320.03, F.S.;
4 reducing the amount of the additional registration fee
5 used to fund the Florida Real Time Vehicle Information
6 System; amending s. 320.04, F.S.; reducing the service
7 charge imposed on an application for an original or
8 duplicate license plate, or specified registration
9 stickers or certificates; amending s. 320.06, F.S.;
10 providing a cross-reference to changes made by the
11 act; reducing the fee for treating license plates and
12 validation stickers with retroreflection material;
13 amending s. 320.072, F.S.; redistributing the
14 additional fee collected on certain motor vehicle
15 registration transactions; amending s. 320.08, F.S.;
16 reducing license taxes for motorcycles and mopeds,
17 automobiles or tri-vehicles for private use, and
18 trucks; amending ss. 320.0804 and 320.08046, F.S.;
19 reducing surcharges imposed on a license tax;
20 reenacting and amending s. 320.0807(4), F.S., relating
21 to special vehicle license plates for the Governor and
22 federal and state legislators, to incorporate the
23 amendment made to s. 320.06, F.S., in a reference
24 thereto; providing for the disposition of certain
25 taxes, fees and surcharges collected; prohibiting a
26 refund of any taxes, fees, or surcharges collected
27 before the effective date of the act; providing an
28 effective date.
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30 Be It Enacted by the Legislature of the State of Florida:

31
32 Section 1. Subsection (5) of section 320.03, Florida
33 Statutes, is amended to read:

34 320.03 Registration; duties of tax collectors;
35 International Registration Plan.—

36 (5) ~~A fee of \$1.25 shall be charged,~~ In addition to the
37 fees required under s. 320.08, a fee of 50 cents shall be
38 charged on every license registration sold to cover the costs of
39 the Florida Real Time Vehicle Information System. The fees
40 collected shall be deposited ~~distributed as follows: 75 cents~~
41 ~~into the Highway Safety Operating Trust Fund, which shall be~~
42 ~~used to fund the Florida Real Time Vehicle Information system~~
43 ~~and may be used to fund the general operations of the~~
44 ~~department, and 50 cents~~ into the Highway Safety Operating Trust
45 Fund to be used exclusively to fund the system. ~~The only use of~~
46 ~~this latter portion of the fee~~ may only be used ~~is~~ to fund the
47 system equipment, software, personnel associated with the
48 maintenance and programming of the system, and networks used in
49 the offices of the county tax collectors as agents of the
50 department and the ancillary technology necessary to integrate
51 the system with other tax collection systems. The department
52 shall administer this program upon consultation with the Florida
53 Tax Collectors, Inc., to ensure that each county tax collector's
54 office is technologically equipped and functional for the
55 operation of the Florida Real Time Vehicle Information System.
56 Any ~~of the~~ designated revenue collected to support functions of
57 the county tax collectors and not used in a given year must
58 remain exclusively in the trust fund as a carryover to the

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59 following year.

60 Section 2. Subsection (1) of section 320.04, Florida
61 Statutes, is amended to read:

62 320.04 Registration service charge.—

63 (1) (a) ~~There shall be~~ A service charge of \$2.50 shall be
64 imposed on \$5 for each application that ~~which~~ is handled in
65 connection with original issuance, duplicate issuance, or
66 transfer of a any license plate, mobile home sticker, or
67 validation sticker or with transfer or duplicate issuance of a
68 any registration certificate. This service charge ~~Of that~~
69 ~~amount, \$2.50 shall be deposited into the General Revenue Fund,~~
70 ~~and the remainder~~ shall be retained by the department or by the
71 tax collector, as the case may be, as other fees accruing to
72 those offices.

73 (b) ~~There shall also be~~ A service charge of \$1 shall also
74 be imposed \$3 for the issuance of each license plate validation
75 sticker, vessel decal, and mobile home sticker issued from an
76 automated vending facility or printer dispenser machine. This
77 service charge, ~~which~~ is payable to the department and. ~~Of that~~
78 ~~amount, \$1 shall be used to provide for automated vending~~
79 ~~facilities or printer dispenser machines that are used to~~
80 ~~dispense such stickers and decals by each tax collector's or~~
81 ~~license tag agent's employee. The remaining \$2 shall be~~
82 ~~deposited into the General Revenue Fund.~~

83 (c) The tax collector may impose an additional service
84 charge of up to ~~not more than~~ 50 cents on any transaction
85 specified in paragraph (a) or paragraph (b), or on any
86 transaction specified in s. 319.32(2) (a) or s. 328.48 if such
87 transaction occurs at a any tax collector's branch office.

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88 Section 3. Paragraph (b) of subsection (1) and paragraph
89 (b) of subsection (3) of section 320.06, Florida Statutes, are
90 amended to read:

91 320.06 Registration certificates, license plates, and
92 validation stickers generally.—

93 (1)

94 (b)1. Registration license plates bearing a graphic symbol
95 and the alphanumeric system of identification shall be issued
96 for a 10-year period. At the end of the ~~that~~ 10-year period,
97 upon renewal, the plate shall be replaced. The department shall
98 extend the scheduled license plate replacement date from a 6-
99 year period to a 10-year period. The fee for such replacement is
100 \$28, \$2.80 of which shall be paid each year before the plate is
101 replaced, to be credited toward ~~towards~~ the next \$28 replacement
102 fee. The fees shall be deposited into the Highway Safety
103 Operating Trust Fund. A credit or refund may not be given for
104 any prior years' payments of the ~~such~~ prorated replacement fee
105 if the plate is replaced or surrendered before the end of the
106 10-year period, except that a credit may be given if a
107 registrant is required by the department to replace a license
108 plate under s. 320.08056(8)(a). With each license plate, a
109 validation sticker shall be issued showing the owner's birth
110 month, license plate number, and the year of expiration or the
111 appropriate renewal period if the owner is not a natural person.
112 The validation sticker shall be placed on the upper right corner
113 of the license plate. The ~~Such~~ license plate and validation
114 sticker shall be issued based on the applicant's appropriate
115 renewal period. The registration period is 12 months, the
116 extended registration period is 24 months, and all expirations

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117 occur based on the applicant's appropriate registration period.
118 A vehicle that has ~~with~~ an apportioned registration shall be
119 issued an annual license plate and a cab card that denote the
120 declared gross vehicle weight for each apportioned jurisdiction
121 in which the vehicle is authorized to operate.

122 2. In order to retain the efficient administration of the
123 taxes and fees imposed by this chapter, the 80 cent fee increase
124 in the replacement fee imposed by chapter 2009-71, Laws of
125 Florida, is negated as provided in s. 320.0804.

126 (3)

127 (b) An additional fee of 50 cents ~~\$1.50~~ shall be collected
128 on each motor vehicle registration or motor vehicle renewal
129 registration issued in this state in order for all license
130 plates and validation stickers to be fully treated with
131 retroreflection material. The fee ~~Of that amount, \$1 shall be~~
132 ~~deposited into the General Revenue Fund and 50 cents shall be~~
133 deposited into the Highway Safety Operating Trust Fund.

134 Section 4. Subsection (4) of section 320.072, Florida
135 Statutes, is amended to read:

136 320.072 Additional fee imposed on certain motor vehicle
137 registration transactions.—

138 (4) A tax collector or other authorized agent of the
139 department shall promptly remit ~~44.5 percent of~~ all moneys
140 collected pursuant to this section, less any refunds granted
141 pursuant to subsection (3), to the department. The department
142 shall deposit 44.5 percent of such moneys ~~to be deposited~~ into
143 the State Transportation Trust Fund, 14.3 percent. ~~the remaining~~
144 ~~55.5 percent shall be deposited~~ into the Highway Safety
145 Operating Trust Fund, and 41.2 percent into the General Revenue

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146 Fund.

147 Section 5. Subsections (1), (2), and (3) of section 320.08,
148 Florida Statutes, are amended to read:

149 320.08 License taxes.—Except as otherwise provided herein,
150 there are hereby levied and imposed annual license taxes for the
151 operation of motor vehicles, mopeds, motorized bicycles as
152 defined in s. 316.003(2), tri-vehicles as defined in s. 316.003,
153 and mobile homes, as defined in s. 320.01, which shall be paid
154 to and collected by the department or its agent upon the
155 registration or renewal of registration of the following:

156 (1) MOTORCYCLES AND MOPEDS.—

157 (a) Any motorcycle: \$10 ~~\$13.50~~ flat, ~~of which \$3.50 shall~~
158 ~~be deposited into the General Revenue Fund.~~

159 (b) Any moped: \$5 ~~\$6.75~~ flat, ~~of which \$1.75 shall be~~
160 ~~deposited into the General Revenue Fund.~~

161 (c) Upon registration of a ~~any~~ motorcycle, motor-driven
162 cycle, or moped, ~~there shall be paid~~ in addition to the license
163 taxes specified in this subsection, a nonrefundable motorcycle
164 safety education fee in the amount of \$2.50 shall be paid. The
165 proceeds of such additional fee shall be deposited in the
166 Highway Safety Operating Trust Fund to fund a motorcycle driver
167 improvement program implemented pursuant to s. 322.025, the
168 Florida Motorcycle Safety Education Program established in s.
169 322.0255, or the general operations of the department.

170 (d) An ancient or antique motorcycle: \$7.50 ~~\$8.50~~ flat, of
171 which \$2.50 ~~\$3.50~~ shall be deposited into the General Revenue
172 Fund.

173 (2) AUTOMOBILES OR TRI-VEHICLES FOR PRIVATE USE.—

174 (a) An ancient or antique automobile, as defined in s.

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175 320.086, or a street rod, as defined in s. 320.0863: \$7.50
176 ~~\$10.25 flat, of which \$2.75 shall be deposited into the General~~
177 ~~Revenue Fund.~~

178 (b) Net weight of less than 2,500 pounds: \$14.50 ~~\$19.50~~
179 ~~flat, of which \$5 shall be deposited into the General Revenue~~
180 ~~Fund.~~

181 (c) Net weight of 2,500 pounds or more, but less than 3,500
182 pounds: \$22.50 ~~\$30.50~~ flat, of which ~~\$8~~ shall be deposited into
183 the General Revenue Fund.

184 (d) Net weight of 3,500 pounds or more: \$32.50 ~~\$44~~ flat, of
185 which ~~\$11.50~~ shall be deposited into the General Revenue Fund.

186 (3) TRUCKS.—

187 (a) Net weight of less than 2,000 pounds: \$14.50 ~~\$19.50~~
188 ~~flat, of which \$5 shall be deposited into the General Revenue~~
189 ~~Fund.~~

190 (b) Net weight of 2,000 pounds or more, but not more than
191 3,000 pounds: \$22.50 ~~\$30.50~~ flat, of which ~~\$8~~ shall be deposited
192 ~~into the General Revenue Fund.~~

193 (c) Net weight more than 3,000 pounds, but not more than
194 5,000 pounds: \$32.50 ~~\$44~~ flat, of which ~~\$11.50~~ shall be
195 ~~deposited into the General Revenue Fund.~~

196 (d) A truck defined as a "goat," or ~~any~~ other vehicle if
197 used in the field by a farmer or in the woods for the purpose of
198 harvesting a crop, including naval stores, during such
199 harvesting operations, and which is not principally operated
200 upon the roads of the state: \$7.50 ~~\$10.25~~ flat, of which ~~\$2.75~~
201 ~~shall be deposited into the General Revenue Fund. The term A~~
202 "goat" means ~~is~~ a motor vehicle designed, constructed, and used
203 principally for the transportation of citrus fruit within citrus

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204 groves or for the transportation of crops on farms, and which
205 can also be used for the hauling of associated equipment or
206 supplies, including required sanitary equipment, and the towing
207 of farm trailers.

208 (e) An ancient or antique truck, as defined in s. 320.086:
209 \$7.50 ~~\$10.25~~ flat, ~~of which \$2.75 shall be deposited into the~~
210 ~~General Revenue Fund.~~

211 Section 6. Section 320.0804, Florida Statutes, is amended
212 to read:

213 320.0804 Surcharge on license tax; ~~trust funds.~~ A surcharge
214 of \$2, shall be ~~There is hereby levied and imposed~~ on each
215 license tax imposed under s. 320.08, except those set forth in
216 s. 320.08(11), ~~a surcharge in the amount of \$4,~~ which shall be
217 collected in the same manner as the license tax. This surcharge
218 shall be further reduced to \$1.20 on September 1, 2014, in order
219 to negate the license plate increase of 80 cents imposed by
220 chapter 2009-71, Laws of Florida. Of this amount, \$1 shall be
221 deposited into the State Transportation Trust Fund, and 20 cents
222 ~~\$1~~ shall be deposited into the Highway Safety Operating Trust
223 Fund, ~~and \$2 shall be deposited into the General Revenue Fund.~~

224 Section 7. Section 320.08046, Florida Statutes, is amended
225 to read:

226 320.08046 Juvenile programs surcharge on license tax. A
227 surcharge of \$1 shall be imposed ~~There is levied~~ on each license
228 tax imposed under s. 320.08, except those set forth in s.
229 320.08(11), ~~a surcharge in the amount of \$5.50,~~ which shall be
230 collected in the same manner as the license tax and. ~~Of the~~
231 ~~proceeds of each license tax surcharge, \$4.50 shall be deposited~~
232 ~~into the General Revenue Fund and \$1 shall be deposited into the~~

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233 Grants and Donations Trust Fund in the Department of Juvenile
234 Justice to fund the juvenile crime prevention programs and the
235 community juvenile justice partnership grants program.

236 Section 8. For the purpose of incorporating the amendment
237 made by this act to section 320.06, Florida Statutes, in a
238 reference thereto, subsection (4) of section 320.0807, Florida
239 Statutes, is reenacted and amended to read:

240 320.0807 Special license plates for Governor and federal
241 and state legislators.-

242 (4) License plates purchased under subsection (1),
243 subsection (2), or subsection (3) shall be replaced by the
244 department at no cost, other than the fees required under ~~by~~ ss.
245 320.04 and 320.06(3)(b), when the person to whom the plates have
246 been issued leaves the elective office with respect to which the
247 license plates were issued. Within 30 days after leaving office,
248 the person to whom the license plates have been issued must
249 apply ~~shall make application~~ to the department for a replacement
250 license plate. The person may return the prestige license plates
251 to the department or ~~may~~ retain the plates as souvenirs. Upon
252 receipt of the replacement license plate, the person may not
253 ~~continue to~~ display on any vehicle the prestige license plate or
254 plates issued with respect to his or her former office.

255 Section 9. (1) The disposition of the biennial license
256 taxes, fees, and surcharges collected pursuant to s. 320.07,
257 Florida Statutes, shall occur in accordance with the provisions
258 of chapter 320, Florida Statutes, in effect at the time the
259 taxes, fees, and surcharges are collected.

260 (2) The amendments made by this act do not create a right
261 to a refund of any taxes, fees, or surcharges collected before

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262 September 1, 2014, for a biennial registration pursuant to s.
263 320.07, Florida Statutes.

264 Section 10. This act shall take effect September 1, 2014.