



1                                   A bill to be entitled  
2           An act relating to the Department of Highway Safety  
3           and Motor Vehicles; amending s. 316.003, F.S.;  
4           defining the term "autocycle"; revising the definition  
5           of the term "motorcycle"; conforming a cross-  
6           reference; amending s. 316.2397, F.S.; prohibiting  
7           vehicles or equipment from showing or displaying red  
8           and white lights while being driven or moved;  
9           authorizing firefighters to use or display red and  
10          white lights under certain circumstances; revising  
11          requirements for use of amber lights; amending s.  
12          316.2398, F.S.; authorizing firefighters to use or  
13          display red and white lights under certain  
14          circumstances; amending s. 316.302, F.S.; revising  
15          provisions relating to federal regulations to which  
16          owners and drivers of commercial motor vehicles are  
17          subject; delaying the requirement for electronic  
18          logging devices for certain intrastate motor carriers;  
19          deleting a limitation on a civil penalty for  
20          falsification of certain time records; deleting a  
21          requirement that a motor carrier maintain certain  
22          documentation of driving times; providing an exemption  
23          from specified provisions for a person who operates a  
24          commercial motor vehicle with a gross vehicle weight,  
25          gross vehicle weight rating, and gross combined weight



26 rating of less than a specified amount; amending s.  
27 316.3025, F.S.; conforming provisions to changes made  
28 by the act; amending s. 316.614, F.S.; prohibiting a  
29 person from operating an autocycle unless certain  
30 safety belt or child restraint device requirements are  
31 met; amending s. 318.18, F.S.; changing the term  
32 "construction zone" to "work zone" as it relates to  
33 enhanced penalties for unlawful speed; amending s.  
34 320.01, F.S.; revising the definitions of the terms  
35 "apportionable vehicle" and "motorcycle"; amending s.  
36 320.02, F.S.; requiring an application form for motor  
37 vehicle registration to include language authorizing a  
38 voluntary contribution to be distributed to Preserve  
39 Vision Florida rather than Prevent Blindness Florida;  
40 amending s. 320.03, F.S.; authorizing electronic  
41 filing of certain documents; revising rulemaking  
42 authority; amending s. 320.06, F.S.; providing for  
43 future repeal of issuance of a certain annual license  
44 plate and cab card to a vehicle that has an  
45 apportioned registration; revising information  
46 required to appear on the cab card; providing  
47 requirements for license plates, cab cards, and  
48 validation stickers for vehicles registered in  
49 accordance with the International Registration Plan  
50 beginning on a specified date; authorizing a damaged



51 or worn license plate to be replaced at no charge  
52 under certain circumstances; providing an exception to  
53 the design of dealer license plates for specialty  
54 license plates; amending s. 320.0605, F.S.;  
55 authorizing presentation of electronic documentation  
56 of certain information to a law enforcement officer or  
57 agent of the department; providing construction;  
58 providing for liability; revising information required  
59 in such documentation; amending s. 320.0607, F.S.;  
60 providing an exemption, beginning on a specified date,  
61 from a certain fee for vehicles registered under the  
62 International Registration Plan; amending s. 320.0655,  
63 F.S.; requiring state-owned motor vehicles to be  
64 marked in a certain manner; providing an exception;  
65 amending s. 320.0657, F.S.; providing an exception to  
66 the design of fleet license plates for specialty  
67 license plates; authorizing fleet companies to  
68 purchase specialty license plates in lieu of the  
69 standard fleet license plates for additional specified  
70 fees; requiring fleet companies to be responsible for  
71 all costs associated with the specialty license plate;  
72 amending s. 320.08, F.S.; conforming a cross-  
73 reference; revising provisions regarding eligibility  
74 for certain agricultural license plates; authorizing  
75 dealers to purchase specialty license plates in lieu



76 | of the standard graphic dealer license plates for  
77 | additional specified fees; requiring dealers to be  
78 | responsible for all costs associated with the  
79 | specialty license plate; amending s. 320.08056, F.S.;  
80 | allowing the department to authorize dealer and fleet  
81 | specialty license plates; authorizing a dealer or  
82 | fleet company to purchase specialty license plates to  
83 | be used on dealer and fleet vehicles with the  
84 | permission of the sponsoring specialty license plate  
85 | organization; requiring a dealer or fleet specialty  
86 | license plate to include specified letters on the  
87 | right side of the license plate; requiring dealer and  
88 | fleet specialty license plates to be ordered directly  
89 | through the department; amending s. 320.08068, F.S.;  
90 | requiring distribution of a specified percentage of  
91 | motorcycle specialty license plate annual use fees to  
92 | Preserve Vision Florida rather than Prevent Blindness  
93 | Florida; creating s. 320.0875, F.S.; providing for a  
94 | special motorcycle license plate to be issued to a  
95 | recipient of the Purple Heart; providing requirements  
96 | for the plate; amending s. 320.089, F.S.; providing  
97 | for a special license plate to be issued to a  
98 | recipient of the Bronze Star; amending s. 320.133,  
99 | F.S.; defining the term "transporter license plate  
100 | eligible business"; revising requirements for the



101 issuance, use, and display of a transporter license  
102 plate; providing criminal penalties; providing for  
103 disqualification from issuance; providing  
104 recordkeeping requirements; providing conditions for  
105 cancellation and removal of such plates; amending s.  
106 320.27, F.S.; revising the definitions of the terms  
107 "motor vehicle dealer" and "motor vehicle broker";  
108 revising provisions relating to licensing  
109 requirements; amending s. 321.25, F.S.; providing for  
110 reimbursement to the department of tuition and other  
111 course expenses for certain training under certain  
112 circumstances; authorizing the department to institute  
113 a civil action; providing an exception; amending s.  
114 322.01, F.S.; conforming provisions to changes made by  
115 the act; amending s. 322.03, F.S.; authorizing  
116 operation of an autocycle without a motorcycle  
117 endorsement; amending s. 322.051, F.S.; revising  
118 eligibility for a "D" designation on an identification  
119 card; amending s. 322.08, F.S.; requiring an  
120 application form for an original, renewal, or  
121 replacement driver license or identification card to  
122 include language authorizing a voluntary contribution  
123 to Preserve Vision Florida rather than Prevent  
124 Blindness Florida; amending s. 322.091, F.S.; revising  
125 reporting requirements relating to students whose



126 driving privileges have been suspended; amending s.  
127 322.12, F.S.; revising the allocation of fees from  
128 certain driver license examinations; exempting the  
129 operation of an autocycle from certain examination  
130 requirements for licenses to operate motorcycles;  
131 amending s. 322.161, F.S.; providing a short title;  
132 revising the period of time in which certain licensees  
133 may accumulate points before being issued a restricted  
134 driver license by the department; requiring restricted  
135 licensees to attend a driver improvement course  
136 approved by the department; providing for extension of  
137 the restriction period under certain circumstances;  
138 amending s. 322.17, F.S.; providing for replacement of  
139 a stolen identification card at no charge; amending s.  
140 322.21, F.S.; deleting obsolete provisions; deleting a  
141 fee for certain specialty driver licenses or  
142 identification cards; revising fee distributions for  
143 certain driver license reinstatement services  
144 performed by tax collectors; providing for expedited  
145 service of a renewal or replacement driver license or  
146 identification card; providing for fee disposition;  
147 amending s. 322.61, F.S.; providing penalties for  
148 texting or using a handheld mobile telephone while  
149 operating a commercial motor vehicle; amending s.  
150 324.031, F.S.; revising requirements for an owner or



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151 operator of certain motor vehicles to prove financial  
152 responsibility for damages in the event of a crash  
153 arising out of the use of the motor vehicle; amending  
154 s. 715.07, F.S.; revising provisions for release of a  
155 towed vehicle or vessel; amending s. 812.014, F.S.;  
156 providing a criminal penalty for an offender  
157 committing grand theft who uses a device to interfere  
158 with a global positioning or similar system; amending  
159 ss. 212.05, 316.303, 316.545, 316.613, and 655.960,  
160 F.S.; conforming cross-references; providing  
161 applicability of certain changes made by the act;  
162 providing effective dates.

163

164 Be It Enacted by the Legislature of the State of Florida:

165

166 Section 1. Subsections (2) through (97) of section  
167 316.003, Florida Statutes, are renumbered as subsections (3)  
168 through (98), respectively, present subsections (41) and (55)  
169 are amended, and a new subsection (2) is added to that section,  
170 to read:

171 316.003 Definitions.—The following words and phrases, when  
172 used in this chapter, shall have the meanings respectively  
173 ascribed to them in this section, except where the context  
174 otherwise requires:

175 (2) AUTOCYCLE.—A three-wheeled motorcycle that has two



176 | wheels in the front and one wheel in the back; is equipped with  
177 | a roll cage or roll hoops, a seat belt for each occupant,  
178 | antilock brakes, a steering wheel, and seating that does not  
179 | require the operator to straddle or sit astride it; and is  
180 | manufactured in accordance with the applicable federal  
181 | motorcycle safety standards provided in 49 C.F.R. part 571 by a  
182 | manufacturer registered with the National Highway Traffic Safety  
183 | Administration.

184 | (42)-(41) MOTORCYCLE.—Any motor vehicle having a seat or  
185 | saddle for the use of the rider and designed to travel on not  
186 | more than three wheels in contact with the ground, including an  
187 | autocycle, and ~~but~~ excluding a vehicle in which the operator is  
188 | enclosed by a cabin unless it meets the requirements set forth  
189 | by the National Highway Traffic Safety Administration for a  
190 | motorcycle. The term "motorcycle" does not include a tractor or  
191 | a moped.

192 | (56)-(55) PRIVATE ROAD OR DRIVEWAY.—Except as otherwise  
193 | provided in paragraph (78) (b) ~~(77) (b)~~, any privately owned way  
194 | or place used for vehicular travel by the owner and those having  
195 | express or implied permission from the owner, but not by other  
196 | persons.

197 | Section 2. Subsections (1) and (3) of section 316.2397,  
198 | Florida Statutes, are amended to read:

199 | 316.2397 Certain lights prohibited; exceptions.—

200 | (1) A ~~No~~ person may not ~~shall~~ drive or move or cause to be





201 moved any vehicle or equipment upon any highway within this  
202 state with a ~~any~~ lamp or device thereon showing or displaying a  
203 red, red and white, or blue light visible from directly in front  
204 thereof except for certain vehicles ~~hereinafter~~ provided in this  
205 section.

206 (3) Vehicles of the fire department and fire patrol,  
207 including vehicles of volunteer firefighters as permitted under  
208 s. 316.2398, may show or display red or red and white lights.  
209 Vehicles of medical staff physicians or technicians of medical  
210 facilities licensed by the state as authorized under s.  
211 316.2398, ambulances as authorized under this chapter, and buses  
212 and taxicabs as authorized under s. 316.2399 may show or display  
213 red lights. Vehicles of the fire department, fire patrol, police  
214 vehicles, and such ambulances and emergency vehicles of  
215 municipal and county departments, public service corporations  
216 operated by private corporations, the Fish and Wildlife  
217 Conservation Commission, the Department of Environmental  
218 Protection, the Department of Transportation, the Department of  
219 Agriculture and Consumer Services, and the Department of  
220 Corrections as are designated or authorized by their respective  
221 department or the chief of police of an incorporated city or any  
222 sheriff of any county may operate emergency lights and sirens in  
223 an emergency. Wreckers, mosquito control fog and spray vehicles,  
224 and emergency vehicles of governmental departments or public  
225 service corporations may show or display amber lights when in



226 actual operation or when a hazard exists provided they are not  
227 used going to and from the scene of operation or hazard without  
228 specific authorization of a law enforcement officer or law  
229 enforcement agency. Wreckers, flatbeds, car carriers, or  
230 rollbacks registered as wreckers under s. 320.08(5)(d) or (e)  
231 must use amber rotating or flashing lights while performing  
232 recoveries and loading on the roadside day or night, and may use  
233 such lights while towing a vehicle on wheel lifts, slings,  
234 flatbeds, car carriers, or rollbacks or under reach if the  
235 operator of the wrecker deems such lights necessary. ~~A flatbed,~~  
236 ~~car carrier, or rollback may not use amber rotating or flashing~~  
237 ~~lights when hauling a vehicle on the bed unless it creates a~~  
238 ~~hazard to other motorists because of protruding objects.~~  
239 Further, escort vehicles may show or display amber lights when  
240 in the actual process of escorting overdimensioned equipment,  
241 material, or buildings as authorized by law. Vehicles owned or  
242 leased by private security agencies may show or display green  
243 and amber lights, with either color being no greater than 50  
244 percent of the lights displayed, while the security personnel  
245 are engaged in security duties on private or public property.  
246 Section 3. Section 316.2398, Florida Statutes, is amended  
247 to read:  
248 316.2398 Display or use of red or red and white warning  
249 signals; motor vehicles of volunteer firefighters or medical  
250 staff.—



251 (1) A privately owned vehicle belonging to an active  
252 firefighter member of a regularly organized volunteer  
253 firefighting company or association, while en route to the fire  
254 station for the purpose of proceeding to the scene of a fire or  
255 other emergency or while en route to the scene of a fire or  
256 other emergency in the line of duty as an active firefighter  
257 member of a regularly organized firefighting company or  
258 association, may display or use red or red and white warning  
259 signals. ~~or~~ A privately owned vehicle belonging to a medical  
260 staff physician or technician of a medical facility licensed by  
261 the state, while responding to an emergency in the line of duty,  
262 may display or use red warning signals. Warning signals must be  
263 visible from the front and from the rear of such vehicle,  
264 subject to the following restrictions and conditions:

265 (a) No more than two red or red and white warning signals  
266 may be displayed.

267 (b) No inscription of any kind may appear across the face  
268 of the lens of the red or red and white warning signal.

269 (c) In order for an active volunteer firefighter to  
270 display such red or red and white warning signals on his or her  
271 vehicle, the volunteer firefighter must first secure a written  
272 permit from the chief executive officers of the firefighting  
273 organization to use the red or red and white warning signals,  
274 and this permit must be carried by the volunteer firefighter at  
275 all times while the red or red and white warning signals are



276 displayed.

277 (2) ~~A~~ ~~It is unlawful for~~ any person who is not an active  
278 firefighter member of a regularly organized volunteer  
279 firefighting company or association or a physician or technician  
280 of the medical staff of a medical facility licensed by the state  
281 may not ~~to~~ display on any motor vehicle owned by him or her, at  
282 any time, any red or red and white warning signals as described  
283 in subsection (1).

284 (3) ~~It is unlawful for~~ An active volunteer firefighter may  
285 not ~~to~~ operate any red or red and white warning signals as  
286 authorized in subsection (1), except while en route to the fire  
287 station for the purpose of proceeding to the scene of a fire or  
288 other emergency, or while at or en route to the scene of a fire  
289 or other emergency, in the line of duty.

290 (4) ~~It is unlawful for~~ A physician or technician of the  
291 medical staff of a medical facility may not ~~to~~ operate any red  
292 warning signals as authorized in subsection (1), except when  
293 responding to an emergency in the line of duty.

294 (5) A violation of this section is a nonmoving violation,  
295 punishable as provided in chapter 318. In addition, a ~~any~~  
296 volunteer firefighter who violates this section shall be  
297 dismissed from membership in the firefighting organization by  
298 the chief executive officers thereof.

299 Section 4. Subsection (1) and paragraphs (a), (c), (d),  
300 and (f) of subsection (2) of section 316.302, Florida Statutes,



301 are amended to read:

302 316.302 Commercial motor vehicles; safety regulations;  
303 transporters and shippers of hazardous materials; enforcement.-

304 (1) Except as otherwise provided in subsection (3):

305 (a) All owners and drivers of commercial motor vehicles  
306 that are operated on the public highways of this state while  
307 engaged in interstate commerce are subject to the rules and  
308 regulations contained in 49 C.F.R. parts 382, 385, and 390-397.

309 (b) Except as otherwise provided in this section, all  
310 owners or drivers of commercial motor vehicles that are engaged  
311 in intrastate commerce are subject to the rules and regulations  
312 contained in 49 C.F.R. parts 382, 383, 385, and 390-397, ~~with~~  
313 ~~the exception of 49 C.F.R. s. 390.5 as it relates to the~~  
314 ~~definition of bus,~~ as such rules and regulations existed on  
315 December 31, 2016 ~~2012~~.

316 (c) The emergency exceptions provided by 49 C.F.R. s.  
317 392.82 also apply to communications by utility drivers and  
318 utility contractor drivers during a Level 1 activation of the  
319 State Emergency Operations Center, as provided in the Florida  
320 Comprehensive Emergency Management plan, or during a state of  
321 emergency declared by executive order or proclamation of the  
322 Governor.

323 (d) Except as provided in ~~s. 316.215(5), and except as~~  
324 ~~provided in~~ s. 316.228 for rear overhang lighting and flagging  
325 requirements for intrastate operations, the requirements of this



326 section supersede all other safety requirements of this chapter  
327 for commercial motor vehicles.

328 (e) For motor carriers engaged in intrastate commerce  
329 which are not carrying hazardous materials in amounts that  
330 require placards, the requirement for electronic logging devices  
331 and hours of service support documents will not go into effect  
332 until December 31, 2018.

333 (2) (a) A person who operates a commercial motor vehicle  
334 solely in intrastate commerce not transporting any hazardous  
335 material in amounts that require placarding pursuant to 49  
336 C.F.R. part 172 need not comply with 49 C.F.R. ss. 391.11(b) (1)  
337 and 395.3 ~~395.3(a) and (b)~~.

338 (c) Except as provided in 49 C.F.R. s. 395.1, a person who  
339 operates a commercial motor vehicle solely in intrastate  
340 commerce not transporting any hazardous material in amounts that  
341 require placarding pursuant to 49 C.F.R. part 172 may not drive  
342 after having been on duty more than 70 hours in any period of 7  
343 consecutive days or more than 80 hours in any period of 8  
344 consecutive days if the motor carrier operates every day of the  
345 week. Thirty-four consecutive hours off duty shall constitute  
346 the end of any such period of 7 or 8 consecutive days. This  
347 weekly limit does not apply to a person who operates a  
348 commercial motor vehicle solely within this state while  
349 transporting, during harvest periods, any unprocessed  
350 agricultural products or unprocessed food or fiber that is



351 subject to seasonal harvesting from place of harvest to the  
352 first place of processing or storage or from place of harvest  
353 directly to market or while transporting livestock, livestock  
354 feed, or farm supplies directly related to growing or harvesting  
355 agricultural products. Upon request of the Department of Highway  
356 Safety and Motor Vehicles, motor carriers shall furnish time  
357 records or other written verification to that department so that  
358 the Department of Highway Safety and Motor Vehicles can  
359 determine compliance with this subsection. These time records  
360 must be furnished to the Department of Highway Safety and Motor  
361 Vehicles within 2 days after receipt of that department's  
362 request. Falsification of such information is subject to a civil  
363 penalty ~~not to exceed \$100. The provisions of~~ This paragraph  
364 does ~~de~~ not apply to operators of farm labor vehicles operated  
365 during a state of emergency declared by the Governor or operated  
366 pursuant to s. 570.07(21)~~7~~ and does ~~de~~ not apply to drivers of  
367 utility service vehicles as defined in 49 C.F.R. s. 395.2.

368 (d) A person who operates a commercial motor vehicle  
369 solely in intrastate commerce not transporting any hazardous  
370 material in amounts that require placarding pursuant to 49  
371 C.F.R. part 172 within a 150 air-mile radius of the location  
372 where the vehicle is based need not comply with 49 C.F.R. s.  
373 395.8~~7~~ if the requirements of 49 C.F.R. s. 395.1(e)(1)(ii),  
374 (iii)(A) and (C), 395.1(e)(1)(iii) and (v) are met. ~~If a driver~~  
375 ~~is not released from duty within 12 hours after the driver~~



376 ~~arrives for duty, the motor carrier must maintain documentation~~  
377 ~~of the driver's driving times throughout the duty period.~~

378 (f) A person who operates a commercial motor vehicle  
379 having a ~~declared~~ gross vehicle weight, gross vehicle weight  
380 rating, and gross combined weight rating of less than 26,001  
381 pounds solely in intrastate commerce and who is not transporting  
382 hazardous materials in amounts that require placarding pursuant  
383 to 49 C.F.R. part 172, ~~or who is transporting petroleum products~~  
384 ~~as defined in s. 376.301,~~ is exempt from subsection (1).  
385 However, such person must comply with 49 C.F.R. parts 382, 392,  
386 and 393, ~~and with 49 C.F.R. ss. 396.3(a)(1) and 396.9.~~

387 Section 5. Paragraph (a) of subsection (6) of section  
388 316.3025, Florida Statutes, is amended to read:

389 316.3025 Penalties.—

390 (6) (a) A driver who violates 49 C.F.R. s. 392.80, which  
391 prohibits texting while operating a commercial motor vehicle, or  
392 49 C.F.R. s. 392.82, which prohibits using a handheld mobile  
393 telephone while operating a commercial motor vehicle, may be  
394 assessed a civil penalty ~~and commercial driver license~~  
395 ~~disqualification~~ as follows:

- 396 1. First violation: \$500.
- 397 2. Second violation: \$1,000 ~~and a 60-day commercial driver~~  
398 ~~license disqualification pursuant to 49 C.F.R. part 383.~~
- 399 3. Third and subsequent violations: \$2,750 ~~and a 120-day~~  
400 ~~commercial driver license disqualification pursuant to 49 C.F.R.~~





401 ~~part 383.~~

402 Section 6. Subsections (4) and (5) of section 316.614,  
403 Florida Statutes, are amended to read:

404 316.614 Safety belt usage.—

405 (4) It is unlawful for any person:

406 (a) To operate a motor vehicle or an autocycle in this  
407 state unless each passenger and the operator of the vehicle or  
408 autocycle under the age of 18 years are restrained by a safety  
409 belt or by a child restraint device pursuant to s. 316.613, if  
410 applicable; or

411 (b) To operate a motor vehicle or autocycle in this state  
412 unless the person is restrained by a safety belt.

413 (5) It is unlawful for any person 18 years of age or older  
414 to be a passenger in the front seat of a motor vehicle or an  
415 autocycle unless such person is restrained by a safety belt when  
416 the vehicle or autocycle is in motion.

417 Section 7. Paragraph (d) of subsection (3) of section  
418 318.18, Florida Statutes, is amended to read:

419 318.18 Amount of penalties.—The penalties required for a  
420 noncriminal disposition pursuant to s. 318.14 or a criminal  
421 offense listed in s. 318.17 are as follows:

422 (3)

423 (d) Notwithstanding paragraph (b), a person cited for  
424 exceeding the speed limit in a posted work ~~construction~~ zone,  
425 which posting must include notification of the speed limit and



426 the doubling of fines, shall pay a fine double the amount listed  
427 in paragraph (b). The fine shall be doubled for work  
428 ~~construction~~ zone violations only if work ~~construction~~ personnel  
429 are present or operating equipment on the road or immediately  
430 adjacent to the road ~~under construction~~.

431 Section 8. Subsections (24) and (26) of section 320.01,  
432 Florida Statutes, are amended to read:

433 320.01 Definitions, general.—As used in the Florida  
434 Statutes, except as otherwise provided, the term:

435 (24) "Apportionable vehicle" means any vehicle, except  
436 recreational vehicles, vehicles displaying restricted plates,  
437 city pickup and delivery vehicles, ~~buses used in transportation~~  
438 ~~of chartered parties~~, and government-owned vehicles, which is  
439 used or intended for use in two or more member jurisdictions  
440 that allocate or proportionally register vehicles and which is  
441 used for the transportation of persons for hire or is designed,  
442 used, or maintained primarily for the transportation of property  
443 and:

444 (a) Is a power unit having a gross vehicle weight in  
445 excess of 26,000 pounds;

446 (b) Is a power unit having three or more axles, regardless  
447 of weight; or

448 (c) Is used in combination, when the weight of such  
449 combination exceeds 26,000 pounds gross vehicle weight.

450



451 Vehicles, or combinations thereof, having a gross vehicle weight  
452 of 26,000 pounds or less and two-axle vehicles may be  
453 proportionally registered.

454 (26) "Motorcycle" means any motor vehicle having a seat or  
455 saddle for the use of the rider and designed to travel on not  
456 more than three wheels in contact with the ground, including an  
457 autocycle and excluding a vehicle in which the operator is  
458 enclosed by a cabin unless it meets the requirements set forth  
459 by the National Highway Traffic Safety Administration for a  
460 motorcycle. The term "motorcycle" does not include a tractor or  
461 a moped.

462 Section 9. Paragraph (a) of subsection (15) of section  
463 320.02, Florida Statutes, is amended to read:

464 320.02 Registration required; application for  
465 registration; forms.—

466 (15) (a) The application form for motor vehicle  
467 registration shall include language permitting the voluntary  
468 contribution of \$1 per applicant, to be quarterly distributed by  
469 the department to Preserve Vision ~~Prevent Blindness~~ Florida, a  
470 not-for-profit organization, to prevent blindness and preserve  
471 the sight of the residents of this state. A statement providing  
472 an explanation of the purpose of the funds shall be included  
473 with the application form. Prior to the department distributing  
474 the funds collected pursuant to this paragraph, Prevent  
475 Blindness Florida must submit a report to the department that



476 identifies how such funds were used during the preceding year.  
477

478 For the purpose of applying the service charge provided in s.  
479 215.20, contributions received under this subsection are not  
480 income of a revenue nature.

481 Section 10. Effective July 1, 2018, subsection (10) of  
482 section 320.03, Florida Statutes, is amended to read:

483 320.03 Registration; duties of tax collectors;  
484 International Registration Plan.—

485 (10) Jurisdiction over the electronic filing system for  
486 use by authorized electronic filing system agents to  
487 electronically title or register motor vehicles, vessels, mobile  
488 homes, or off-highway vehicles; process title transactions,  
489 derelict motor vehicle certificates, and certificates of  
490 destruction for derelict and salvage motor vehicles pursuant to  
491 s. 319.30(2), (3), (7), and (8); issue or transfer registration  
492 license plates or decals; electronically transfer fees due for  
493 the title and registration process; and perform inquiries for  
494 title, registration, and lienholder verification and  
495 certification of service providers is expressly preempted to the  
496 state, and the department shall have regulatory authority over  
497 the system. The electronic filing system shall be available for  
498 use statewide and applied uniformly throughout the state. An  
499 entity that, in the normal course of its business, sells  
500 products that must be titled or registered, provides title and



501 registration services on behalf of its consumers, or processes  
502 title transactions, derelict motor vehicle certificates, or  
503 certificates of destruction for derelict or salvage motor  
504 vehicles pursuant to s. 319.30(2), (3), (7), or (8), and meets  
505 all established requirements may be an authorized electronic  
506 filing system agent and shall not be precluded from  
507 participating in the electronic filing system in any county.  
508 Upon request from a qualified entity, the tax collector shall  
509 appoint the entity as an authorized electronic filing system  
510 agent for that county. ~~The department shall adopt rules in~~  
511 ~~accordance with chapter 120 to replace the December 10, 2009,~~  
512 ~~program standards and to administer the provisions of this~~  
513 ~~section, including, but not limited to, establishing~~  
514 ~~participation requirements, certification of service providers,~~  
515 ~~electronic filing system requirements, and enforcement authority~~  
516 ~~for noncompliance. The December 10, 2009, program standards,~~  
517 ~~excluding any standards which conflict with this subsection,~~  
518 ~~shall remain in effect until the rules are adopted. An~~  
519 authorized electronic filing agent may charge a fee to the  
520 customer for use of the electronic filing system. The department  
521 shall adopt rules to administer this subsection, including, but  
522 not limited to, establishing participation requirements,  
523 certification of service providers, electronic filing system  
524 requirements, disclosures, and enforcement authority for  
525 noncompliance.



526 Section 11. Paragraph (b) of subsection (1) and paragraph  
527 (a) of subsection (3) of section 320.06, Florida Statutes, are  
528 amended to read:

529 320.06 Registration certificates, license plates, and  
530 validation stickers generally.—

531 (1)

532 (b)1. Registration license plates bearing a graphic symbol  
533 and the alphanumeric system of identification shall be issued  
534 for a 10-year period. At the end of the 10-year period, upon  
535 renewal, the plate shall be replaced. The department shall  
536 extend the scheduled license plate replacement date from a 6-  
537 year period to a 10-year period. The fee for such replacement is  
538 \$28, \$2.80 of which shall be paid each year before the plate is  
539 replaced, to be credited toward the next \$28 replacement fee.  
540 The fees shall be deposited into the Highway Safety Operating  
541 Trust Fund. A credit or refund may not be given for any prior  
542 years' payments of the prorated replacement fee if the plate is  
543 replaced or surrendered before the end of the 10-year period,  
544 except that a credit may be given if a registrant is required by  
545 the department to replace a license plate under s.

546 320.08056(8) (a). With each license plate, a validation sticker  
547 shall be issued showing the owner's birth month, license plate  
548 number, and the year of expiration or the appropriate renewal  
549 period if the owner is not a natural person. The validation  
550 sticker shall be placed on the upper right corner of the license



551 | plate. The license plate and validation sticker shall be issued  
552 | based on the applicant's appropriate renewal period. The  
553 | registration period is 12 months, the extended registration  
554 | period is 24 months, and all expirations occur based on the  
555 | applicant's appropriate registration period.

556 | 2. Before October 1, 2018, a vehicle that has an  
557 | apportioned registration shall be issued an annual license plate  
558 | and a cab card denoting ~~that denote~~ the declared gross vehicle  
559 | weight ~~for each apportioned jurisdiction in which the vehicle is~~  
560 | ~~authorized to operate.~~

561 | 3. Beginning October 1, 2018, a vehicle registered in  
562 | accordance with the International Registration Plan shall be  
563 | issued a license plate for a 5-year period, an annual cab card  
564 | denoting the declared gross vehicle weight, and an annual  
565 | validation sticker showing the month and year of expiration. The  
566 | validation sticker shall be placed in the center of the license  
567 | plate. The license plate and validation sticker shall be issued  
568 | based on the applicant's appropriate renewal period. The fee for  
569 | the initial validation sticker and any renewed validation  
570 | sticker is \$28. This fee shall be deposited into the Highway  
571 | Safety Operating Trust Fund. If the license plate is damaged or  
572 | worn, it may be replaced at no charge by applying to the  
573 | department and surrendering the current license plate.

574 | 4.2. In order to retain the efficient administration of  
575 | the taxes and fees imposed by this chapter, the 80-cent fee



576 increase in the replacement fee imposed by chapter 2009-71, Laws  
577 of Florida, is negated as provided in s. 320.0804.

578 (3) (a) Registration license plates must be made of metal  
579 specially treated with a retroreflection material, as specified  
580 by the department. The registration license plate is designed to  
581 increase nighttime visibility and legibility and must be at  
582 least 6 inches wide and not less than 12 inches in length,  
583 unless a plate with reduced dimensions is deemed necessary by  
584 the department to accommodate motorcycles, mopeds, or similar  
585 smaller vehicles. Validation stickers must also be treated with  
586 a retroreflection material, must be of such size as specified by  
587 the department, and must adhere to the license plate. The  
588 registration license plate must be imprinted with a combination  
589 of bold letters and numerals or numerals, not to exceed seven  
590 digits, to identify the registration license plate number. The  
591 license plate must be imprinted with the word "Florida" at the  
592 top and the name of the county in which it is sold, the state  
593 motto, or the words "Sunshine State" at the bottom. Apportioned  
594 license plates must have the word "Apportioned" at the bottom  
595 and license plates issued for vehicles taxed under s.  
596 320.08(3)(d), (4)(m) or (n), (5)(b) or (c), or (14) must have  
597 the word "Restricted" at the bottom. License plates issued for  
598 vehicles taxed under s. 320.08(12) must be imprinted with the  
599 word "Florida" at the top and the word "Dealer" at the bottom  
600 unless the license plate is a specialty license plate as





601 authorized in s. 320.08056. Manufacturer license plates issued  
602 for vehicles taxed under s. 320.08(12) must be imprinted with  
603 the word "Florida" at the top and the word "Manufacturer" at the  
604 bottom. License plates issued for vehicles taxed under s.  
605 320.08(5)(d) or (e) must be imprinted with the word "Wrecker" at  
606 the bottom. Any county may, upon majority vote of the county  
607 commission, elect to have the county name removed from the  
608 license plates sold in that county. The state motto or the words  
609 "Sunshine State" shall be printed in lieu thereof. A license  
610 plate issued for a vehicle taxed under s. 320.08(6) may not be  
611 assigned a registration license number, or be issued with any  
612 other distinctive character or designation, that distinguishes  
613 the motor vehicle as a for-hire motor vehicle.

614 Section 12. Section 320.0605, Florida Statutes, is amended  
615 to read:

616 320.0605 Certificate of registration; possession required;  
617 exception.—

618 (1) (a) The registration certificate or an official copy  
619 thereof, a true copy or electronic copy of rental or lease  
620 documentation issued for a motor vehicle or issued for a  
621 replacement vehicle in the same registration period, a temporary  
622 receipt printed upon self-initiated electronic renewal of a  
623 registration via the Internet, or a cab card issued for a  
624 vehicle registered under the International Registration Plan  
625 shall, at all times while the vehicle is being used or operated



626 on the roads of this state, be in the possession of the operator  
627 thereof or be carried in the vehicle for which issued and shall  
628 be exhibited upon demand of any authorized law enforcement  
629 officer or any agent of the department, except for a vehicle  
630 registered under s. 320.0657. ~~The provisions of~~ This section  
631 does ~~de~~ not apply during the first 30 days after purchase of a  
632 replacement vehicle. A violation of this section is a  
633 noncriminal traffic infraction, punishable as a nonmoving  
634 violation as provided in chapter 318.

635 (b)1. The act of presenting to a law enforcement officer  
636 or agent of the department an electronic device displaying an  
637 electronic copy of rental or lease documentation does not  
638 constitute consent for the officer or agent to access any  
639 information on the device other than the displayed rental or  
640 lease documentation.

641 2. The person who presents the device to the officer or  
642 agent assumes the liability for any resulting damage to the  
643 device.

644 (2) Rental or lease documentation that is sufficient to  
645 satisfy the requirement in subsection (1) includes the  
646 following:

- 647 (a) ~~Date of rental and time of exit from rental facility;~~  
648 (b) Rental station identification;  
649 (c) Rental agreement number;  
650 (d) Rental vehicle identification number;



651 (e) Rental vehicle license plate number and state of  
652 registration;

653 (f) Vehicle's make, model, and color;

654 (g) Vehicle's mileage; and

655 (h) Authorized renter's name.

656 Section 13. Subsection (5) of section 320.0607, Florida  
657 Statutes, is amended to read:

658 320.0607 Replacement license plates, validation decal, or  
659 mobile home sticker.—

660 (5) Upon the issuance of an original license plate, the  
661 applicant shall pay a fee of \$28 to be deposited in the Highway  
662 Safety Operating Trust Fund. Beginning October 1, 2018, this  
663 subsection does not apply to a vehicle registered under the  
664 International Registration Plan.

665 Section 14. Subsection (4) is added to section 320.0655,  
666 Florida Statutes, to read:

667 320.0655 Permanent license plates for governmental  
668 entities and volunteer fire departments.—

669 (4) A motor vehicle owned by a governmental entity or  
670 otherwise purchased with state funds shall be clearly marked and  
671 numbered in a manner such that ownership of the vehicle can  
672 easily be determined. This subsection does not apply to a  
673 vehicle registered using a fictitious name pursuant to s.  
674 320.025.



675 Section 15. Paragraph (b) of subsection (2) of section  
676 320.0657, Florida Statutes, is amended to read:

677 320.0657 Permanent registration; fleet license plates.—  
678 (2)

679 (b) The plates, which shall be of a distinctive color,  
680 shall have the word "Fleet" appearing at the bottom and the word  
681 "Florida" appearing at the top unless the license plate is a  
682 specialty license plate as authorized in s. 320.08056. The  
683 plates shall conform in all respects to the provisions of this  
684 chapter, except as specified herein. For additional fees as set  
685 forth in s. 320.08056, fleet companies may purchase specialty  
686 license plates in lieu of the standard fleet license plates.  
687 Fleet companies shall be responsible for all costs associated  
688 with the specialty license plate, including all annual use fees,  
689 processing fees, fees associated with switching license plate  
690 types, and any other applicable fees.

691 Section 16. Section 320.08, Florida Statutes, is amended  
692 to read:

693 320.08 License taxes.—Except as otherwise provided herein,  
694 there are hereby levied and imposed annual license taxes for the  
695 operation of motor vehicles, mopeds, motorized bicycles as  
696 defined in s. 316.003(4) ~~316.003(2)~~, tri-vehicles as defined in  
697 s. 316.003, and mobile homes as defined in s. 320.01, which  
698 shall be paid to and collected by the department or its agent



699 upon the registration or renewal of registration of the  
700 following:

701 (1) MOTORCYCLES AND MOPEDS.—

702 (a) Any motorcycle: \$10 flat.

703 (b) Any moped: \$5 flat.

704 (c) Upon registration of a motorcycle, motor-driven cycle,  
705 or moped, in addition to the license taxes specified in this  
706 subsection, a nonrefundable motorcycle safety education fee in  
707 the amount of \$2.50 shall be paid. The proceeds of such  
708 additional fee shall be deposited in the Highway Safety  
709 Operating Trust Fund to fund a motorcycle driver improvement  
710 program implemented pursuant to s. 322.025, the Florida  
711 Motorcycle Safety Education Program established in s. 322.0255,  
712 or the general operations of the department.

713 (d) An ancient or antique motorcycle: \$7.50 flat, of which  
714 \$2.50 shall be deposited into the General Revenue Fund.

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

716 (a) An ancient or antique automobile, as defined in s.  
717 320.086, or a street rod, as defined in s. 320.0863: \$7.50 flat.

718 (b) Net weight of less than 2,500 pounds: \$14.50 flat.

719 (c) Net weight of 2,500 pounds or more, but less than  
720 3,500 pounds: \$22.50 flat.

721 (d) Net weight of 3,500 pounds or more: \$32.50 flat.

722 (3) TRUCKS.—

723 (a) Net weight of less than 2,000 pounds: \$14.50 flat.



724 (b) Net weight of 2,000 pounds or more, but not more than  
725 3,000 pounds: \$22.50 flat.

726 (c) Net weight more than 3,000 pounds, but not more than  
727 5,000 pounds: \$32.50 flat.

728 (d) A truck defined as a "goat," or other vehicle if used  
729 in the field by a farmer or in the woods for the purpose of  
730 harvesting a crop, including naval stores, during such  
731 harvesting operations, and which is not principally operated  
732 upon the roads of the state: \$7.50 flat. The term "goat" means a  
733 motor vehicle designed, constructed, and used principally for  
734 the transportation of citrus fruit within citrus groves or for  
735 the transportation of crops on farms, and which can also be used  
736 for hauling associated equipment or supplies, including required  
737 sanitary equipment, and the towing of farm trailers.

738 (e) An ancient or antique truck, as defined in s. 320.086:  
739 \$7.50 flat.

740 (4) HEAVY TRUCKS, TRUCK TRACTORS, FEES ACCORDING TO GROSS  
741 VEHICLE WEIGHT.—

742 (a) Gross vehicle weight of 5,001 pounds or more, but less  
743 than 6,000 pounds: \$60.75 flat, of which \$15.75 shall be  
744 deposited into the General Revenue Fund.

745 (b) Gross vehicle weight of 6,000 pounds or more, but less  
746 than 8,000 pounds: \$87.75 flat, of which \$22.75 shall be  
747 deposited into the General Revenue Fund.



748 (c) Gross vehicle weight of 8,000 pounds or more, but less  
 749 than 10,000 pounds: \$103 flat, of which \$27 shall be deposited  
 750 into the General Revenue Fund.

751 (d) Gross vehicle weight of 10,000 pounds or more, but  
 752 less than 15,000 pounds: \$118 flat, of which \$31 shall be  
 753 deposited into the General Revenue Fund.

754 (e) Gross vehicle weight of 15,000 pounds or more, but  
 755 less than 20,000 pounds: \$177 flat, of which \$46 shall be  
 756 deposited into the General Revenue Fund.

757 (f) Gross vehicle weight of 20,000 pounds or more, but  
 758 less than 26,001 pounds: \$251 flat, of which \$65 shall be  
 759 deposited into the General Revenue Fund.

760 (g) Gross vehicle weight of 26,001 pounds or more, but  
 761 less than 35,000: \$324 flat, of which \$84 shall be deposited  
 762 into the General Revenue Fund.

763 (h) Gross vehicle weight of 35,000 pounds or more, but  
 764 less than 44,000 pounds: \$405 flat, of which \$105 shall be  
 765 deposited into the General Revenue Fund.

766 (i) Gross vehicle weight of 44,000 pounds or more, but  
 767 less than 55,000 pounds: \$773 flat, of which \$201 shall be  
 768 deposited into the General Revenue Fund.

769 (j) Gross vehicle weight of 55,000 pounds or more, but  
 770 less than 62,000 pounds: \$916 flat, of which \$238 shall be  
 771 deposited into the General Revenue Fund.



772 (k) Gross vehicle weight of 62,000 pounds or more, but  
 773 less than 72,000 pounds: \$1,080 flat, of which \$280 shall be  
 774 deposited into the General Revenue Fund.

775 (l) Gross vehicle weight of 72,000 pounds or more: \$1,322  
 776 flat, of which \$343 shall be deposited into the General Revenue  
 777 Fund.

778 (m) Notwithstanding the declared gross vehicle weight, a  
 779 truck tractor used within this state ~~a 150-mile radius of its~~  
 780 ~~home address~~ is eligible for a license plate for a fee of \$324  
 781 flat if:

782 1. The truck tractor is used exclusively for hauling  
 783 forestry products; or

784 2. The truck tractor is used primarily for the hauling of  
 785 forestry products, and is also used for the hauling of  
 786 associated forestry harvesting equipment used by the owner of  
 787 the truck tractor.

788  
 789 Of the fee imposed by this paragraph, \$84 shall be deposited  
 790 into the General Revenue Fund.

791 (n) A truck tractor or heavy truck, not operated as a for-  
 792 hire vehicle, which is engaged exclusively in transporting raw,  
 793 unprocessed, and nonmanufactured agricultural or horticultural  
 794 products within this state ~~a 150-mile radius of its home~~  
 795 ~~address~~, is eligible for a restricted license plate for a fee  
 796 of:





797 1. If such vehicle's declared gross vehicle weight is less  
798 than 44,000 pounds, \$87.75 flat, of which \$22.75 shall be  
799 deposited into the General Revenue Fund.

800 2. If such vehicle's declared gross vehicle weight is  
801 44,000 pounds or more and such vehicle only transports from the  
802 point of production to the point of primary manufacture; to the  
803 point of assembling the same; or to a shipping point of a rail,  
804 water, or motor transportation company, \$324 flat, of which \$84  
805 shall be deposited into the General Revenue Fund.

806  
807 Such not-for-hire truck tractors and heavy trucks used  
808 exclusively in transporting raw, unprocessed, and  
809 nonmanufactured agricultural or horticultural products may be  
810 incidentally used to haul farm implements and fertilizers  
811 delivered direct to the growers. The department may require any  
812 documentation deemed necessary to determine eligibility prior to  
813 issuance of this license plate. For the purpose of this  
814 paragraph, "not-for-hire" means the owner of the motor vehicle  
815 must also be the owner of the raw, unprocessed, and  
816 nonmanufactured agricultural or horticultural product, or the  
817 user of the farm implements and fertilizer being delivered.

818 (5) SEMITRAILERS, FEES ACCORDING TO GROSS VEHICLE WEIGHT;  
819 SCHOOL BUSES; SPECIAL PURPOSE VEHICLES.—

820 (a)1. A semitrailer drawn by a GVW truck tractor by means  
821 of a fifth-wheel arrangement: \$13.50 flat per registration year



822 or any part thereof, of which \$3.50 shall be deposited into the  
823 General Revenue Fund.

824 2. A semitrailer drawn by a GVW truck tractor by means of  
825 a fifth-wheel arrangement: \$68 flat per permanent registration,  
826 of which \$18 shall be deposited into the General Revenue Fund.

827 (b) A motor vehicle equipped with machinery and designed  
828 for the exclusive purpose of well drilling, excavation,  
829 construction, spraying, or similar activity, and which is not  
830 designed or used to transport loads other than the machinery  
831 described above over public roads: \$44 flat, of which \$11.50  
832 shall be deposited into the General Revenue Fund.

833 (c) A school bus used exclusively to transport pupils to  
834 and from school or school or church activities or functions  
835 within their own county: \$41 flat, of which \$11 shall be  
836 deposited into the General Revenue Fund.

837 (d) A wrecker, as defined in s. 320.01, which is used to  
838 tow a vessel as defined in s. 327.02, a disabled, abandoned,  
839 stolen-recovered, or impounded motor vehicle as defined in s.  
840 320.01, or a replacement motor vehicle as defined in s. 320.01:  
841 \$41 flat, of which \$11 shall be deposited into the General  
842 Revenue Fund.

843 (e) A wrecker that is used to tow any nondisabled motor  
844 vehicle, a vessel, or any other cargo unless used as defined in  
845 paragraph (d), as follows:



846 1. Gross vehicle weight of 10,000 pounds or more, but less  
 847 than 15,000 pounds: \$118 flat, of which \$31 shall be deposited  
 848 into the General Revenue Fund.

849 2. Gross vehicle weight of 15,000 pounds or more, but less  
 850 than 20,000 pounds: \$177 flat, of which \$46 shall be deposited  
 851 into the General Revenue Fund.

852 3. Gross vehicle weight of 20,000 pounds or more, but less  
 853 than 26,000 pounds: \$251 flat, of which \$65 shall be deposited  
 854 into the General Revenue Fund.

855 4. Gross vehicle weight of 26,000 pounds or more, but less  
 856 than 35,000 pounds: \$324 flat, of which \$84 shall be deposited  
 857 into the General Revenue Fund.

858 5. Gross vehicle weight of 35,000 pounds or more, but less  
 859 than 44,000 pounds: \$405 flat, of which \$105 shall be deposited  
 860 into the General Revenue Fund.

861 6. Gross vehicle weight of 44,000 pounds or more, but less  
 862 than 55,000 pounds: \$772 flat, of which \$200 shall be deposited  
 863 into the General Revenue Fund.

864 7. Gross vehicle weight of 55,000 pounds or more, but less  
 865 than 62,000 pounds: \$915 flat, of which \$237 shall be deposited  
 866 into the General Revenue Fund.

867 8. Gross vehicle weight of 62,000 pounds or more, but less  
 868 than 72,000 pounds: \$1,080 flat, of which \$280 shall be  
 869 deposited into the General Revenue Fund.



870 9. Gross vehicle weight of 72,000 pounds or more: \$1,322  
871 flat, of which \$343 shall be deposited into the General Revenue  
872 Fund.

873 (f) A hearse or ambulance: \$40.50 flat, of which \$10.50  
874 shall be deposited into the General Revenue Fund.

875 (6) MOTOR VEHICLES FOR HIRE.—

876 (a) Under nine passengers: \$17 flat, of which \$4.50 shall  
877 be deposited into the General Revenue Fund; plus \$1.50 per cwt,  
878 of which 50 cents shall be deposited into the General Revenue  
879 Fund.

880 (b) Nine passengers and over: \$17 flat, of which \$4.50  
881 shall be deposited into the General Revenue Fund; plus \$2 per  
882 cwt, of which 50 cents shall be deposited into the General  
883 Revenue Fund.

884 (7) TRAILERS FOR PRIVATE USE.—

885 (a) Any trailer weighing 500 pounds or less: \$6.75 flat  
886 per year or any part thereof, of which \$1.75 shall be deposited  
887 into the General Revenue Fund.

888 (b) Net weight over 500 pounds: \$3.50 flat, of which \$1  
889 shall be deposited into the General Revenue Fund; plus \$1 per  
890 cwt, of which 25 cents shall be deposited into the General  
891 Revenue Fund.

892 (8) TRAILERS FOR HIRE.—

893 (a) Net weight under 2,000 pounds: \$3.50 flat, of which \$1  
894 shall be deposited into the General Revenue Fund; plus \$1.50 per



895 | cwt, of which 50 cents shall be deposited into the General  
896 | Revenue Fund.

897 |       (b) Net weight 2,000 pounds or more: \$13.50 flat, of which  
898 | \$3.50 shall be deposited into the General Revenue Fund; plus  
899 | \$1.50 per cwt, of which 50 cents shall be deposited into the  
900 | General Revenue Fund.

901 |       (9) RECREATIONAL VEHICLE-TYPE UNITS.—

902 |       (a) A travel trailer or fifth-wheel trailer, as defined by  
903 | s. 320.01(1)(b), that does not exceed 35 feet in length: \$27  
904 | flat, of which \$7 shall be deposited into the General Revenue  
905 | Fund.

906 |       (b) A camping trailer, as defined by s. 320.01(1)(b)2.:  
907 | \$13.50 flat, of which \$3.50 shall be deposited into the General  
908 | Revenue Fund.

909 |       (c) A motor home, as defined by s. 320.01(1)(b)4.:

910 |       1. Net weight of less than 4,500 pounds: \$27 flat, of  
911 | which \$7 shall be deposited into the General Revenue Fund.

912 |       2. Net weight of 4,500 pounds or more: \$47.25 flat, of  
913 | which \$12.25 shall be deposited into the General Revenue Fund.

914 |       (d) A truck camper as defined by s. 320.01(1)(b)3.:

915 |       1. Net weight of less than 4,500 pounds: \$27 flat, of  
916 | which \$7 shall be deposited into the General Revenue Fund.

917 |       2. Net weight of 4,500 pounds or more: \$47.25 flat, of  
918 | which \$12.25 shall be deposited into the General Revenue Fund.

919 |       (e) A private motor coach as defined by s. 320.01(1)(b)5.:



920 1. Net weight of less than 4,500 pounds: \$27 flat, of  
 921 which \$7 shall be deposited into the General Revenue Fund.

922 2. Net weight of 4,500 pounds or more: \$47.25 flat, of  
 923 which \$12.25 shall be deposited into the General Revenue Fund.

924 (10) PARK TRAILERS; TRAVEL TRAILERS; FIFTH-WHEEL TRAILERS;  
 925 35 FEET TO 40 FEET.—

926 (a) Park trailers.—Any park trailer, as defined in s.  
 927 320.01(1)(b)7.: \$25 flat.

928 (b) A travel trailer or fifth-wheel trailer, as defined in  
 929 s. 320.01(1)(b), that exceeds 35 feet: \$25 flat.

930 (11) MOBILE HOMES.—

931 (a) A mobile home not exceeding 35 feet in length: \$20  
 932 flat.

933 (b) A mobile home over 35 feet in length, but not  
 934 exceeding 40 feet: \$25 flat.

935 (c) A mobile home over 40 feet in length, but not  
 936 exceeding 45 feet: \$30 flat.

937 (d) A mobile home over 45 feet in length, but not  
 938 exceeding 50 feet: \$35 flat.

939 (e) A mobile home over 50 feet in length, but not  
 940 exceeding 55 feet: \$40 flat.

941 (f) A mobile home over 55 feet in length, but not  
 942 exceeding 60 feet: \$45 flat.

943 (g) A mobile home over 60 feet in length, but not  
 944 exceeding 65 feet: \$50 flat.



945 (h) A mobile home over 65 feet in length: \$80 flat.

946 (12) DEALER AND MANUFACTURER LICENSE PLATES.—A franchised  
947 motor vehicle dealer, independent motor vehicle dealer, marine  
948 boat trailer dealer, or mobile home dealer and manufacturer  
949 license plate: \$17 flat, of which \$4.50 shall be deposited into  
950 the General Revenue Fund. For additional fees as set forth in s.  
951 320.08056, dealers may purchase specialty license plates in lieu  
952 of the standard graphic dealer license plates. Dealers shall be  
953 responsible for all costs associated with the specialty license  
954 plate, including all annual use fees, processing fees, fees  
955 associated with switching license plate types, and any other  
956 applicable fees.

957 (13) EXEMPT OR OFFICIAL LICENSE PLATES.—Any exempt or  
958 official license plate: \$4 flat, of which \$1 shall be deposited  
959 into the General Revenue Fund.

960 (14) LOCALLY OPERATED MOTOR VEHICLES FOR HIRE.—A motor  
961 vehicle for hire operated wholly within a city or within 25  
962 miles thereof: \$17 flat, of which \$4.50 shall be deposited into  
963 the General Revenue Fund; plus \$2 per cwt, of which 50 cents  
964 shall be deposited into the General Revenue Fund.

965 (15) TRANSPORTER.—Any transporter license plate issued to  
966 a transporter pursuant to s. 320.133: \$101.25 flat, of which  
967 \$26.25 shall be deposited into the General Revenue Fund.

968 Section 17. Subsection (2) of section 320.08056, Florida  
969 Statutes, is amended to read:



970 320.08056 Specialty license plates.—

971 (2) (a) The department shall issue a specialty license  
972 plate to the owner or lessee of any motor vehicle, except a  
973 vehicle registered under the International Registration Plan, a  
974 commercial truck required to display two license plates pursuant  
975 to s. 320.0706, or a truck tractor, upon request and payment of  
976 the appropriate license tax and fees.

977 (b) The department may authorize dealer and fleet  
978 specialty license plates. With the permission of the sponsoring  
979 specialty license plate organization, a dealer or fleet company  
980 may purchase specialty license plates to be used on dealer and  
981 fleet vehicles.

982 (c) Notwithstanding s. 320.08058, a dealer or fleet  
983 specialty license plate shall include the letters "DLR" or "FLT"  
984 on the right side of the license plate. Dealer and fleet  
985 specialty license plates must be ordered directly through the  
986 department.

987 Section 18. Paragraph (b) of subsection (4) of section  
988 320.08068, Florida Statutes, is amended to read:

989 320.08068 Motorcycle specialty license plates.—

990 (4) A license plate annual use fee of \$20 shall be  
991 collected for each motorcycle specialty license plate. Annual  
992 use fees shall be distributed to The Able Trust as custodial  
993 agent. The Able Trust may retain a maximum of 10 percent of the  
994 proceeds from the sale of the license plate for administrative





995 costs. The Able Trust shall distribute the remaining funds as  
 996 follows:

997 (b) Twenty percent to Preserve Vision ~~Prevent Blindness~~  
 998 Florida.

999 Section 19. Section 320.0875, Florida Statutes, is created  
 1000 to read:

1001 320.0875 Purple Heart special motorcycle license plate.-

1002 (1) Upon application to the department and payment of the  
 1003 license tax for the motorcycle as provided in s. 320.08, a  
 1004 resident of the state who owns or leases a motorcycle that is  
 1005 not used for hire or commercial use shall be issued a Purple  
 1006 Heart special motorcycle license plate if he or she provides  
 1007 documentation acceptable to the department that he or she is a  
 1008 recipient of the Purple Heart medal.

1009 (2) The Purple Heart special motorcycle license plate  
 1010 shall be stamped with the term "Combat-wounded Veteran" followed  
 1011 by the serial number of the license plate. The Purple Heart  
 1012 special motorcycle license plate may have the term "Purple  
 1013 Heart" stamped on the plate and the likeness of the Purple Heart  
 1014 medal appearing on the plate.

1015 Section 20. Paragraph (a) of subsection (1) of section  
 1016 320.089, Florida Statutes, is amended to read:

1017 320.089 ~~Veterans of the United States Armed Forces;~~  
 1018 ~~members of National Guard; survivors of Pearl Harbor; Purple~~  
 1019 ~~Heart medal recipients; active or retired United States Armed~~



1020 ~~Forces reservists; Combat Infantry Badge, Combat Medical Badge,~~  
 1021 ~~or Combat Action Badge recipients; Combat Action Ribbon~~  
 1022 ~~recipients; Air Force Combat Action Medal recipients;~~  
 1023 ~~Distinguished Flying Cross recipients; former prisoners of war;~~  
 1024 ~~Korean War Veterans; Vietnam War Veterans; Operation Desert~~  
 1025 ~~Shield Veterans; Operation Desert Storm Veterans; Operation~~  
 1026 ~~Enduring Freedom Veterans; Operation Iraqi Freedom Veterans;~~  
 1027 ~~Women Veterans; World War II Veterans; and Navy Submariners;~~  
 1028 Special license plates for military servicemembers, veterans,  
 1029 and Pearl Harbor Survivors; fee.-

1030 (1) (a) Upon application to the department and payment of  
 1031 the license tax for the vehicle as provided in s. 320.08, a  
 1032 resident of the state who owns or leases ~~Each owner or lessee of~~  
 1033 ~~an automobile or truck for private use or recreational vehicle~~  
 1034 ~~as specified in s. 320.08(9)(c) or (d), which is not used for~~  
 1035 ~~hire or commercial use, shall be issued a license plate pursuant~~  
 1036 ~~to the following if the applicant provides the department with~~  
 1037 ~~proof he or she meets the qualifications listed in this section~~  
 1038 ~~for the applicable license plate:~~

1039 1. A person released or discharged from any branch ~~who is~~  
 1040 ~~a resident of the state and a veteran of the United States Armed~~  
 1041 ~~Forces shall be issued a license plate stamped with the term~~  
 1042 "Veteran" or, a "Woman Veteran" followed by the serial number of  
 1043 the license plate.

1044 2. A World War II Veteran shall be issued a license plate



1045 stamped with the term "WWII Veteran" followed by the serial  
1046 number of the license plate.

1047 3. A Navy Submariner shall be issued a license plate  
1048 stamped with the term "Navy Submariner" followed by the serial  
1049 number of the license plate.

1050 4. An active or retired member of the Florida National  
1051 Guard shall be issued a license plate stamped with the term  
1052 "National Guard" followed by the serial number of the license  
1053 plate.

1054 5. A member of the Pearl Harbor Survivors Association or  
1055 other person on active military duty in Pearl Harbor on December  
1056 7, 1941, shall be issued a license plate stamped with the term  
1057 "Pearl Harbor Survivor" followed by the serial number of the  
1058 license plate. ~~a survivor of the attack on Pearl Harbor,~~

1059 6. A recipient of the Purple Heart medal shall be issued a  
1060 license plate stamped with the term "Combat-wounded Veteran"  
1061 followed by the serial number of the license plate. The Purple  
1062 Heart plate may have the term "Purple Heart" stamped on the  
1063 plate and the likeness of the Purple Heart medal appearing on  
1064 the plate.

1065 7. An active or retired member of any branch of the United  
1066 States Armed Forces Reserve shall be issued a license plate  
1067 stamped with the term "U.S. Reserve" followed by the serial  
1068 number of the license plate.

1069 8. A member of the Combat Infantrymen's Association, Inc.,



1070 or a recipient of the Combat Infantry Badge, Combat Medical  
1071 Badge, Combat Action Badge, Combat Action Ribbon, or Air Force  
1072 Combat Action Medal shall be issued a license plate stamped with  
1073 the term "Combat Infantry Badge," "Combat Medical Badge,"  
1074 "Combat Action Badge," "Combat Action Ribbon," or "Air Force  
1075 Combat Action Medal," as appropriate, and a likeness of the  
1076 related campaign medal or badge, followed by the serial number  
1077 of the license plate.

1078 9. A recipient of the, ~~or~~ Distinguished Flying Cross shall  
1079 be issued a license plate stamped with the term "Distinguished  
1080 Flying Cross" and a likeness of the Distinguished Flying Cross  
1081 followed by the serial number of the license plate.

1082 10. A recipient of the Bronze Star shall be issued a  
1083 license plate stamped with the term "Bronze Star" and a likeness  
1084 of the Bronze Star followed by the serial number of the license  
1085 plate., ~~upon application to the department, accompanied by proof~~  
1086 ~~of release or discharge from any branch of the United States~~  
1087 ~~Armed Forces, proof of active membership or retired status in~~  
1088 ~~the Florida National Guard, proof of membership in the Pearl~~  
1089 ~~Harbor Survivors Association or proof of active military duty in~~  
1090 ~~Pearl Harbor on December 7, 1941, proof of being a Purple Heart~~  
1091 ~~medal recipient, proof of active or retired membership in any~~  
1092 ~~branch of the United States Armed Forces Reserve, or proof of~~  
1093 ~~membership in the Combat Infantrymen's Association, Inc., proof~~  
1094 ~~of being a recipient of the Combat Infantry Badge, Combat~~



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1095 ~~Medical Badge, Combat Action Badge, Combat Action Ribbon, Air~~  
1096 ~~Force Combat Action Medal, or Distinguished Flying Cross, and~~  
1097 ~~upon payment of the license tax for the vehicle as provided in~~  
1098 ~~s. 320.08, shall be issued a license plate as provided by s.~~  
1099 ~~320.06 which, in lieu of the serial numbers prescribed by s.~~  
1100 ~~320.06, is stamped with the words "Veteran," "Woman Veteran,"~~  
1101 ~~"WWII Veteran," "Navy Submariner," "National Guard," "Pearl~~  
1102 ~~Harbor Survivor," "Combat wounded veteran," "U.S. Reserve,"~~  
1103 ~~"Combat Infantry Badge," "Combat Medical Badge," "Combat Action~~  
1104 ~~Badge," "Combat Action Ribbon," "Air Force Combat Action Medal,"~~  
1105 ~~or "Distinguished Flying Cross," as appropriate, and a likeness~~  
1106 ~~of the related campaign medal or badge, followed by the serial~~  
1107 ~~number of the license plate. Additionally, the Purple Heart~~  
1108 ~~plate may have the words "Purple Heart" stamped on the plate and~~  
1109 ~~the likeness of the Purple Heart medal appearing on the plate.~~

1110 Section 21. Section 320.133, Florida Statutes, is amended  
1111 to read:

1112 320.133 Transporter license plates.—

1113 (1) As used in this section, the term "transporter license  
1114 plate eligible business" means a business engaged in the limited  
1115 operation of an unregistered motor vehicle or a reposessor who  
1116 contracts with lending institutions to repossess or recover  
1117 motor vehicles or mobile homes.

1118 (2) A person is not eligible to purchase or renew a  
1119 transporter license plate unless he or she provides proof



1120 satisfactory to the department that his or her business is a  
1121 transporter license plate eligible business.

1122 (3) The application for qualification as a transporter  
1123 license plate eligible business must be on a form prescribed by  
1124 the department and must contain the legal name of the person or  
1125 persons applying for the license plate, the name of the  
1126 business, and the principal or principals of the business. The  
1127 application must describe the exact physical location of the  
1128 place of business within the state. This location must be  
1129 available at all reasonable hours for transporter license plate  
1130 records inspection by the department or any law enforcement  
1131 agency. The application must contain proof of a garage liability  
1132 insurance policy or a business automobile policy in the amount  
1133 of at least \$100,000, and the certificate of insurance must  
1134 indicate the number of transporter license plates reported to  
1135 the insurance company. Such coverage shall be maintained for the  
1136 entire registration period. Upon seeking initial qualification,  
1137 the applicant must provide documentation proving that the  
1138 business is registered with the Division of Corporations of the  
1139 Department of State to conduct business in the state. The  
1140 business must indicate how it meets the qualification as a  
1141 transporter license plate eligible business by describing in  
1142 detail the business processes that require the use of a  
1143 transporter license plate.

1144 (4) (a) ~~(1)~~ The department may ~~is authorized to~~ issue a



1145 transporter license plate to an ~~any~~ applicant who is not a  
1146 licensed dealer and is qualified as a transporter license plate  
1147 eligible business, ~~incidental to the conduct of his or her~~  
1148 ~~business, engages in the transporting of motor vehicles which~~  
1149 ~~are not currently registered to any owner and which do not have~~  
1150 ~~license plates,~~ upon payment of the license tax imposed by s.  
1151 320.08(15) for each transporter ~~such~~ license plate and upon  
1152 proof of ~~liability~~ insurance as described in subsection (3)  
1153 ~~coverage in the amount of \$100,000 or more.~~ The proof of  
1154 insurance must indicate the number of transporter license plates  
1155 reported to the insurance company, which shall be the maximum  
1156 number of transporter license plates issued to the applicant.  
1157 ~~Such~~ A transporter license plate is only valid for use on an  
1158 unregistered ~~any~~ motor vehicle in the possession of the  
1159 transporter while the motor vehicle is being transported in the  
1160 course of the transporter's business and may not be attached to  
1161 any vehicle owned by the transporter or his or her business for  
1162 which registration would otherwise be required. A person who  
1163 sells or unlawfully possesses, distributes, or brokers a  
1164 transporter license plate to be attached to any vehicle commits  
1165 a misdemeanor of the second degree, punishable as provided in s.  
1166 775.082 or s. 775.083, and any and all transporter license  
1167 plates issued are subject to cancellation by the department.  
1168 (b) A person who knowingly and willfully sells or  
1169 unlawfully possesses, distributes, or brokers a transporter



1170 license plate to avoid registering a vehicle requiring  
1171 registration pursuant to this chapter or chapter 319 commits a  
1172 misdemeanor of the first degree, punishable as provided in s.  
1173 775.082 or s. 775.083, and is disqualified from transporter  
1174 license plate usage. All transporter license plates issued to  
1175 the person's business shall be canceled and must be returned to  
1176 the department immediately upon disqualification. The  
1177 transporter license plate is subject to removal as provided in  
1178 subsection (9), and any and all transporter plates issued are  
1179 subject to cancellation by the department.

1180 (5) A transporter license plate eligible business issued a  
1181 transporter license plate must maintain for 2 years, at its  
1182 location, records of each use of each transporter license plate  
1183 and evidence that the plate was used as required by this  
1184 chapter. Such records must be open to inspection by the  
1185 department or its agents or any law enforcement officer during  
1186 reasonable business hours. A person who fails to maintain true  
1187 and accurate records of any transporter license plate usage or  
1188 comply with this subsection commits a misdemeanor of the second  
1189 degree, punishable as provided in s. 775.082 or s. 775.083, may  
1190 be subject to cancellation of any and all transporter license  
1191 plates issued, and is automatically disqualified from future  
1192 transporter license plate issuance.

1193 (6) When attached to a motor vehicle, a transporter  
1194 license plate issued under this section must be accompanied by





1195 the registration issued for the license plate by the department  
1196 and proof of insurance as described in subsection (3). A person  
1197 who operates a motor vehicle with a transporter license plate  
1198 attached who fails to provide the documentation listed in this  
1199 subsection commits a misdemeanor of the second degree,  
1200 punishable as provided in s. 775.082 or s. 775.083, and the  
1201 license plate is subject to removal as provided in subsection  
1202 (9). This subsection does not apply to a person who contracts  
1203 with dealers and auctions to transport motor vehicles.

1204 (7)~~(2)~~ A license plate issued pursuant to subsection (4)  
1205 ~~(1)~~ must be in a distinctive color approved by the department,  
1206 and the word "transporter" must appear on the face of the  
1207 license plate in place of the county name.

1208 (8)~~(3)~~ An initial registration or renewal ~~A license plate~~  
1209 issued under this section is valid for a period of 12 months,  
1210 beginning January 1 and ending December 31. A ~~No~~ refund of the  
1211 license tax imposed may not be provided for any unexpired  
1212 portion of a license period.

1213 (9) A license plate attached to a motor vehicle in  
1214 violation of subsection (4) or subsection (6) must be  
1215 immediately removed by law enforcement from the motor vehicle to  
1216 which it is attached and surrendered to the department by the  
1217 law enforcement agency for cancellation.

1218 Section 22. Paragraphs (c) and (d) of subsection (1) and  
1219 subsection (2) of section 320.27, Florida Statutes, are amended



1220 to read:

1221 320.27 Motor vehicle dealers.—

1222 (1) DEFINITIONS.—The following words, terms, and phrases  
1223 when used in this section have the meanings respectively  
1224 ascribed to them in this subsection, except where the context  
1225 clearly indicates a different meaning:

1226 (c) "Motor vehicle dealer" means a ~~any~~ person engaged in  
1227 the business of buying, selling, or dealing in motor vehicles or  
1228 offering or displaying motor vehicles for sale at wholesale or  
1229 retail, or who may service and repair motor vehicles pursuant to  
1230 an agreement as defined in s. 320.60(1). A ~~Any~~ person who buys,  
1231 sells, or deals in three or more motor vehicles in any 12-month  
1232 period or who offers or displays for sale three or more motor  
1233 vehicles in any 12-month period shall be prima facie presumed to  
1234 be a motor vehicle dealer engaged in such business. A person who  
1235 engages in any of the following activities shall be deemed to be  
1236 dealing in motor vehicles: possessing, storing, or displaying  
1237 motor vehicles for retail sale; advertising motor vehicles for  
1238 retail sale; negotiating with consumers regarding the terms of  
1239 sale for a motor vehicle; providing test drives of motor  
1240 vehicles offered for sale; or delivering or arranging for the  
1241 delivery of a motor vehicle in conjunction with the sale of such  
1242 motor vehicle. The terms "selling" and "sale" include lease-  
1243 purchase transactions. A motor vehicle dealer may, at retail or  
1244 wholesale, sell a recreational vehicle as described in s.



1245 320.01(1)(b)1.-6. and 8., acquired in exchange for the sale of a  
1246 motor vehicle, provided such acquisition is incidental to the  
1247 principal business of being a motor vehicle dealer. However, a  
1248 motor vehicle dealer may not buy a recreational vehicle for the  
1249 purpose of resale unless licensed as a recreational vehicle  
1250 dealer pursuant to s. 320.771. A motor vehicle dealer may apply  
1251 for a certificate of title to a motor vehicle required to be  
1252 registered under s. 320.08(2)(b), (c), and (d), using a  
1253 manufacturer's statement of origin as permitted by s. 319.23(1),  
1254 only if such dealer is authorized by a franchised agreement as  
1255 defined in s. 320.60(1), to buy, sell, or deal in such vehicle  
1256 and is authorized by such agreement to perform delivery and  
1257 preparation obligations and warranty defect adjustments on the  
1258 motor vehicle; provided this limitation shall not apply to  
1259 recreational vehicles, van conversions, or any other motor  
1260 vehicle manufactured on a truck chassis. The transfer of a motor  
1261 vehicle by a dealer not meeting these qualifications shall be  
1262 titled as a used vehicle. The classifications of motor vehicle  
1263 dealers are defined as follows:

1264 1. "Franchised motor vehicle dealer" means any person who  
1265 engages in the business of repairing, servicing, buying,  
1266 selling, or dealing in motor vehicles pursuant to an agreement  
1267 as defined in s. 320.60(1).

1268 2. "Independent motor vehicle dealer" means any person  
1269 other than a franchised or wholesale motor vehicle dealer who



1270 engages in the business of buying, selling, or dealing in motor  
1271 vehicles, and who may service and repair motor vehicles.

1272 3. "Wholesale motor vehicle dealer" means any person who  
1273 engages exclusively in the business of buying, selling, or  
1274 dealing in motor vehicles at wholesale or with motor vehicle  
1275 auctions. Such person shall be licensed to do business in this  
1276 state, shall not sell or auction a vehicle to any person who is  
1277 not a licensed dealer, and shall not have the privilege of the  
1278 use of dealer license plates. Any person who buys, sells, or  
1279 deals in motor vehicles at wholesale or with motor vehicle  
1280 auctions on behalf of a licensed motor vehicle dealer and as a  
1281 bona fide employee of such licensed motor vehicle dealer is not  
1282 required to be licensed as a wholesale motor vehicle dealer. In  
1283 such cases it shall be prima facie presumed that a bona fide  
1284 employer-employee relationship exists. A wholesale motor vehicle  
1285 dealer shall be exempt from the display provisions of this  
1286 section but shall maintain an office wherein records are kept in  
1287 order that those records may be inspected.

1288 4. "Motor vehicle auction" means any person offering motor  
1289 vehicles or recreational vehicles for sale to the highest bidder  
1290 where buyers are licensed motor vehicle dealers. Such person  
1291 shall not sell a vehicle to anyone other than a licensed motor  
1292 vehicle dealer.

1293 5. "Salvage motor vehicle dealer" means any person who  
1294 engages in the business of acquiring salvaged or wrecked motor



1295 | vehicles for the purpose of reselling them and their parts.  
1296 |  
1297 | Notwithstanding any provision of this subsection to the  
1298 | contrary, the term "motor vehicle dealer" does not include  
1299 | persons not engaged in the purchase or sale of motor vehicles as  
1300 | a business who are disposing of vehicles acquired for their own  
1301 | use or for use in their business or acquired by foreclosure or  
1302 | by operation of law, provided such vehicles are acquired and  
1303 | sold in good faith and not for the purpose of avoiding the  
1304 | provisions of this law; persons engaged in the business of  
1305 | manufacturing, selling, or offering or displaying for sale at  
1306 | wholesale or retail no more than 25 trailers in a 12-month  
1307 | period; public officers while performing their official duties;  
1308 | receivers; trustees, administrators, executors, guardians, or  
1309 | other persons appointed by, or acting under the judgment or  
1310 | order of, any court; banks, finance companies, or other loan  
1311 | agencies that acquire motor vehicles as an incident to their  
1312 | regular business; motor vehicle brokers; persons whose sole  
1313 | dealing in motor vehicles is owning a publication in which, or  
1314 | hosting a website on which, licensed motor vehicle dealers  
1315 | display vehicles for sale; and motor vehicle rental and leasing  
1316 | companies that sell motor vehicles to motor vehicle dealers  
1317 | licensed under this section. Vehicles owned under circumstances  
1318 | described in this paragraph may be disposed of at retail,  
1319 | wholesale, or auction, unless otherwise restricted. A



1320 manufacturer of fire trucks, ambulances, or school buses may  
1321 sell such vehicles directly to governmental agencies or to  
1322 persons who contract to perform or provide firefighting,  
1323 ambulance, or school transportation services exclusively to  
1324 governmental agencies without processing such sales through  
1325 dealers if such fire trucks, ambulances, school buses, or  
1326 similar vehicles are not presently available through motor  
1327 vehicle dealers licensed by the department.

1328 (d) "Motor vehicle broker" means a ~~any~~ person engaged in  
1329 the business of ~~offering to procure or procuring motor vehicles~~  
1330 ~~for the general public~~, or who holds himself or herself out  
1331 through solicitation, advertisement, or otherwise as being in  
1332 the business of, assisting one who offers to procure or procures  
1333 motor vehicles for the general public in purchasing or leasing a  
1334 motor vehicle from a licensed motor vehicle dealer, and who does  
1335 not deal in motor vehicles as provided in paragraph (c) store,  
1336 display, or take ownership of any vehicles for the purpose of  
1337 selling such vehicles. An advertisement or solicitation by a  
1338 motor vehicle broker must specify that the broker is receiving a  
1339 fee and must clearly state that the broker is not a licensed  
1340 motor vehicle dealer.

1341 (2) LICENSE REQUIRED.—A ~~No~~ person may not ~~shall~~ engage in  
1342 business as, serve in the capacity of, or act as a motor vehicle  
1343 dealer in this state without first obtaining a license therefor  
1344 in the appropriate classification as provided in this section.



1345 With the exception of transactions with motor vehicle auctions,  
1346 a ~~no~~ person other than a licensed motor vehicle dealer may not  
1347 advertise for sale any motor vehicle belonging to another party  
1348 unless as a direct result of a bona fide legal proceeding, court  
1349 order, settlement of an estate, or by operation of law. However,  
1350 owners of motor vehicles titled in their names may advertise and  
1351 offer vehicles for sale on their own behalf. ~~It shall be~~  
1352 ~~unlawful for~~ A licensed motor vehicle dealer may not ~~to~~ allow a  
1353 ~~any~~ person other than a bona fide employee to use the motor  
1354 vehicle dealer license for the purpose of acting in the capacity  
1355 of or conducting motor vehicle sales transactions as a motor  
1356 vehicle dealer. A ~~Any person who violates selling or offering a~~  
1357 ~~motor vehicle for sale in violation of~~ the licensing  
1358 requirements of this subsection, or who misrepresents to any  
1359 person its relationship with any manufacturer, importer, or  
1360 distributor, in addition to the penalties provided herein,  
1361 commits ~~shall be deemed guilty of~~ an unfair and deceptive trade  
1362 practice as defined in part II of chapter 501 and shall be  
1363 subject to ~~the provisions of~~ subsections (8) and (9).

1364 Section 23. Section 321.25, Florida Statutes, is amended  
1365 to read:

1366 321.25 Training provided at patrol schools; reimbursement  
1367 of tuition and other course expenses.-

1368 (1) The Department of Highway Safety and Motor Vehicles  
1369 may ~~is authorized to~~ provide for the training of law enforcement



1370 officials and individuals in matters relating to the duties,  
1371 functions, and powers of the Florida Highway Patrol in the  
1372 schools established by the department for the training of  
1373 highway patrol candidates and officers. The Department of  
1374 Highway Safety and Motor Vehicles may ~~is authorized to~~ charge a  
1375 fee for providing the training authorized by this section. The  
1376 fee shall be charged to persons attending the training. The fee  
1377 shall be based on the Department of Highway Safety and Motor  
1378 Vehicles' costs for providing the training, and such costs may  
1379 include, but are not limited to, tuition, lodging, and meals.  
1380 Revenues from the fees shall be used to offset the Department of  
1381 Highway Safety and Motor Vehicles' costs for providing the  
1382 training. The cost of training local enforcement officers shall  
1383 be paid for by their respective offices, counties, or  
1384 municipalities, as the case may be. Such cost shall be deemed a  
1385 proper county or municipal expense or a proper expenditure of  
1386 the office of sheriff.

1387 (2) Notwithstanding s. 943.16, a person who attends  
1388 training under subsection (1) at the expense of the Department  
1389 of Highway Safety and Motor Vehicles must remain in the  
1390 employment or appointment of the Florida Highway Patrol for at  
1391 least 3 years. Once employed, if the person fails to remain  
1392 employed by the Florida Highway Patrol for at least 3 years from  
1393 the first date of employment, the person must pay the cost of  
1394 tuition and other course expenses to the Department of Highway





1395 Safety and Motor Vehicles. For purposes of this section, the  
1396 term "other course expenses" may include the cost of meals and  
1397 lodging.

1398 (3) The Department of Highway Safety and Motor Vehicles  
1399 may institute a civil action to collect the cost of tuition and  
1400 other course expenses if it is not reimbursed pursuant to  
1401 subsection (2), provided that the Florida Highway Patrol gave  
1402 written notification to the person of the 3-year employment  
1403 commitment during the employment screening process and the  
1404 person returned signed acknowledgment of receipt of such  
1405 notification.

1406 (4) Notwithstanding any other provision of this section,  
1407 the Department of Highway Safety and Motor Vehicles may waive a  
1408 person's requirement of reimbursement in part or in full when  
1409 the person terminates employment due to hardship or extenuating  
1410 circumstances.

1411 Section 24. Subsection (4) of section 322.01, Florida  
1412 Statutes, is amended to read:

1413 322.01 Definitions.—As used in this chapter:

1414 (4) "Authorized emergency vehicle" means a vehicle that is  
1415 equipped with extraordinary audible and visual warning devices,  
1416 that is authorized by s. 316.2397 to display red, red and white,  
1417 or blue lights, and that is on call to respond to emergencies.  
1418 The term includes, but is not limited to, ambulances, law  
1419 enforcement vehicles, fire trucks, and other rescue vehicles.



1420 The term does not include wreckers, utility trucks, or other  
1421 vehicles that are used only incidentally for emergency purposes.

1422 Section 25. Subsection (4) of section 322.03, Florida  
1423 Statutes, is amended to read:

1424 322.03 Drivers must be licensed; penalties.—

1425 (4) A person may not operate a motorcycle unless he or she  
1426 holds a driver license that authorizes such operation, subject  
1427 to the appropriate restrictions and endorsements. A person may  
1428 operate an autocytle without a motorcycle endorsement.

1429 Section 26. Paragraph (e) of subsection (8) of section  
1430 322.051, Florida Statutes, is amended to read:

1431 322.051 Identification cards.—

1432 (8)

1433 (e)1. Upon request by a person who has posttraumatic  
1434 stress disorder, traumatic brain injury, or a developmental  
1435 disability, or by a parent or guardian of a child or ward who  
1436 has posttraumatic stress disorder, traumatic brain injury, or a  
1437 developmental disability, the department shall issue an  
1438 identification card exhibiting a capital "D" for the person,  
1439 child, or ward if the person or the parent or guardian of the  
1440 child or ward submits:

1441 a. Payment of an additional \$1 fee; and

1442 b. Proof acceptable to the department of a diagnosis by a  
1443 licensed physician of a developmental disability as defined in  
1444 s. 393.063, posttraumatic stress disorder, or traumatic brain



1445 injury.

1446         2. The department shall deposit the additional \$1 fee into  
 1447 the Agency for Persons with Disabilities Operations and  
 1448 Maintenance Trust Fund under s. 20.1971(2).

1449         3. A replacement identification card that includes the  
 1450 designation may be issued without payment of the fee required  
 1451 under s. 322.21(1)(f).

1452         4. The department shall develop rules to facilitate the  
 1453 issuance, requirements, and oversight of developmental  
 1454 disability identification cards under this section.

1455         Section 27. Paragraph (m) of subsection (8) of section  
 1456 322.08, Florida Statutes, is amended to read:

1457         322.08 Application for license; requirements for license  
 1458 and identification card forms.—

1459         (8) The application form for an original, renewal, or  
 1460 replacement driver license or identification card must include  
 1461 language permitting the following:

1462         (m) A voluntary contribution of \$1 per applicant, which  
 1463 shall be distributed to Preserve Vision ~~Prevent Blindness~~  
 1464 Florida, a not-for-profit organization, to prevent blindness and  
 1465 preserve the sight of the residents of this state.

1466  
 1467 A statement providing an explanation of the purpose of the trust  
 1468 funds shall also be included. For the purpose of applying the  
 1469 service charge provided under s. 215.20, contributions received



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1470 under paragraphs (b)-(t) are not income of a revenue nature.

1471 Section 28. Subsection (5) of section 322.091, Florida  
1472 Statutes, is amended to read:

1473 322.091 Attendance requirements.—

1474 (5) REPORTING AND ACCOUNTABILITY.—The department shall,  
1475 upon request, report ~~quarterly~~ to each school district the legal  
1476 name, sex, date of birth, and social security number of each  
1477 student whose driving privileges have been suspended under this  
1478 section.

1479 Section 29. Subsection (1) of section 322.12, Florida  
1480 Statutes, is amended, and paragraph (c) is added to subsection  
1481 (5) of that section, to read:

1482 322.12 Examination of applicants.—

1483 (1) It is the intent of the Legislature that every  
1484 applicant for an original driver license in this state be  
1485 required to pass an examination pursuant to this section.  
1486 However, the department may waive the knowledge, endorsement,  
1487 and skills tests for an applicant who is otherwise qualified and  
1488 who surrenders a valid driver license from another state or a  
1489 province of Canada, or a valid driver license issued by the  
1490 United States Armed Forces, if the driver applies for a Florida  
1491 license of an equal or lesser classification. An ~~Any~~ applicant  
1492 who fails to pass the initial knowledge test incurs a \$10 fee  
1493 for each subsequent test, to be deposited into the Highway  
1494 Safety Operating Trust Fund, except that if a subsequent test is



1495 administered by the tax collector, the tax collector shall  
 1496 retain such \$10 fee, less the general revenue service charge set  
 1497 forth in s. 215.20(1). An ~~Any~~ applicant who fails to pass the  
 1498 initial skills test incurs a \$20 fee for each subsequent test,  
 1499 to be deposited into the Highway Safety Operating Trust Fund,  
 1500 except that if a subsequent test is administered by the tax  
 1501 collector, the tax collector shall retain such \$20 fee, less the  
 1502 general revenue service charge set forth in s. 215.20(1). A  
 1503 person who seeks to retain a hazardous-materials endorsement,  
 1504 pursuant to s. 322.57(1)(e), must pass the hazardous-materials  
 1505 test, upon surrendering his or her commercial driver license, if  
 1506 the person has not taken and passed the hazardous-materials test  
 1507 within 2 years before applying for a commercial driver license  
 1508 in this state.

1509 (5)

1510 (c) This subsection does not apply to the operation of an  
 1511 autocycle.

1512 Section 30. Section 322.161, Florida Statutes, is amended  
 1513 to read:

1514 322.161 High-risk drivers; restricted licenses.—

1515 (1) This section may be cited as the "Brittany Baxter  
 1516 Act."

1517 (2)~~(1)~~(a) Notwithstanding any provision of law to the  
 1518 contrary, the department shall restrict the driving privilege of  
 1519 any Class E licensee who is age 15 through 17 and who has



1520 accumulated six or more points pursuant to s. 318.14, excluding  
1521 parking violations, within a 15-month ~~12-month~~ period.

1522 (b) Upon determination that any person has accumulated six  
1523 or more points, the department shall notify the licensee and  
1524 issue the licensee a restricted license for business purposes  
1525 only. The licensee must appear before the department within 10  
1526 days after notification to have this restriction applied. The  
1527 period of restriction shall be for at least ~~a period of no less~~  
1528 ~~than~~ 1 year beginning on the date it is applied by the  
1529 department. During the period of restriction, the licensee must  
1530 complete a 12-hour approved advanced driver improvement course  
1531 and receive 4 hours of behind-the-wheel training from a Florida  
1532 licensed commercial driving school. Successful completion of a  
1533 behind-the-wheel examination is required in order to receive  
1534 completion credit for the course.

1535 (c) The restriction shall be automatically withdrawn by  
1536 the department after 1 year if the licensee has completed such  
1537 driver improvement course approved by the department and does  
1538 not accumulate any additional points. If the licensee has not  
1539 completed the course requirement, the period of restriction  
1540 shall be extended until such time as the licensee completes the  
1541 course requirement. If the licensee accumulates any additional  
1542 points, then the period of restriction shall be extended 90 days  
1543 for each point. The restriction shall also be automatically  
1544 withdrawn upon the licensee's 18th birthday if no other grounds



1545 for restriction exist. The licensee must appear before the  
1546 department to have the restriction removed and a duplicate  
1547 license issued.

1548 (3)~~(2)~~ Any action taken by the department pursuant to this  
1549 section shall not be subject to any formal or informal  
1550 administrative hearing or similar administrative procedure.

1551 Section 31. Paragraph (b) of subsection (1) of section  
1552 322.17, Florida Statutes, is amended to read:

1553 322.17 Replacement licenses, identification cards, and  
1554 permits.—

1555 (1)

1556 (b) In the event that an instruction permit, ~~or~~ driver  
1557 license, or identification card issued under ~~the provisions of~~  
1558 this chapter is stolen, the person to whom the same was issued  
1559 may, at no charge, obtain a replacement upon furnishing proof  
1560 satisfactory to the department that such permit, ~~or~~ license, or  
1561 identification card was stolen and further furnishing the  
1562 person's full name, date of birth, sex, residence and mailing  
1563 address, proof of birth satisfactory to the department, and  
1564 proof of identity satisfactory to the department.

1565 Section 32. Paragraphs (e) and (i) of subsection (1) and  
1566 subsection (8) of section 322.21, Florida Statutes, are amended,  
1567 and subsection (10) is added to that section, to read:

1568 322.21 License fees; procedure for handling and collecting  
1569 fees.—



1570 (1) Except as otherwise provided herein, the fee for:  
1571 (e) A replacement driver license issued pursuant to s.  
1572 322.17 is \$25. Of this amount, \$7 shall be deposited into the  
1573 Highway Safety Operating Trust Fund and \$18 shall be deposited  
1574 into the General Revenue Fund. ~~Beginning July 1, 2015, or upon~~  
1575 ~~completion of the transition of driver license issuance~~  
1576 ~~services,~~ If the replacement driver license is issued by the tax  
1577 collector, the tax collector shall retain the \$7 that would  
1578 otherwise be deposited into the Highway Safety Operating Trust  
1579 Fund and the remaining revenues shall be deposited into the  
1580 General Revenue Fund.

1581 ~~(i) The specialty driver license or identification card~~  
1582 ~~issued pursuant to s. 322.1415 is \$25, which is in addition to~~  
1583 ~~other fees required in this section. The fee shall be~~  
1584 ~~distributed as follows:~~

1585 ~~1. Fifty percent shall be distributed as provided in s.~~  
1586 ~~320.08058 to the appropriate state or independent university,~~  
1587 ~~professional sports team, or branch of the United States Armed~~  
1588 ~~Forces.~~

1589 ~~2. Fifty percent shall be distributed to the department~~  
1590 ~~for costs directly related to the specialty driver license and~~  
1591 ~~identification card program and to defray the costs associated~~  
1592 ~~with production enhancements and distribution.~~

1593 (8) A ~~Any~~ person who applies for reinstatement following  
1594 the suspension or revocation of the person's driver license must





1595 | pay a service fee of \$45 following a suspension, and \$75  
1596 | following a revocation, which is in addition to the fee for a  
1597 | license. A ~~Any~~ person who applies for reinstatement of a  
1598 | commercial driver license following the disqualification of the  
1599 | person's privilege to operate a commercial motor vehicle shall  
1600 | pay a service fee of \$75, which is in addition to the fee for a  
1601 | license. The department shall collect all of these fees at the  
1602 | time of reinstatement. The department shall issue proper  
1603 | receipts for such fees and shall promptly transmit all funds  
1604 | received by it as follows:

1605 |       (a) Of the \$45 fee received from a licensee for  
1606 | reinstatement following a suspension:

1607 |       1. If the reinstatement is processed by the department,  
1608 | the department shall deposit \$15 in the General Revenue Fund and  
1609 | \$30 in the Highway Safety Operating Trust Fund.

1610 |       2. If the reinstatement is processed by the tax collector,  
1611 | \$15, less the general revenue service charge set forth in s.  
1612 | 215.20(1), shall be retained by the tax collector, \$15 shall be  
1613 | deposited into the Highway Safety Operating Trust Fund, and \$15  
1614 | shall be deposited into the General Revenue Fund.

1615 |       (b) Of the \$75 fee received from a licensee for  
1616 | reinstatement following a revocation or disqualification:

1617 |       1. If the reinstatement is processed by the department,  
1618 | the department shall deposit \$35 in the General Revenue Fund and  
1619 | \$40 in the Highway Safety Operating Trust Fund.



1620           2. If the reinstatement is processed by the tax collector,  
1621 \$20, less the general revenue service charge set forth in s.  
1622 215.20(1), shall be retained by the tax collector, \$20 shall be  
1623 deposited into the Highway Safety Operating Trust Fund, and \$35  
1624 shall be deposited into the General Revenue Fund.

1625  
1626 If the revocation or suspension of the driver license was for a  
1627 violation of s. 316.193, or for refusal to submit to a lawful  
1628 breath, blood, or urine test, an additional fee of \$130 must be  
1629 charged. However, only one \$130 fee may be collected from one  
1630 person convicted of violations arising out of the same incident.  
1631 The department shall collect the \$130 fee and deposit the fee  
1632 into the Highway Safety Operating Trust Fund at the time of  
1633 reinstatement of the person's driver license, but the fee may  
1634 not be collected if the suspension or revocation is overturned.  
1635 If the revocation or suspension of the driver license was for a  
1636 conviction for a violation of s. 817.234(8) or (9) or s.  
1637 817.505, an additional fee of \$180 is imposed for each offense.  
1638 The department shall collect and deposit the additional fee into  
1639 the Highway Safety Operating Trust Fund at the time of  
1640 reinstatement of the person's driver license.

1641           (10) An applicant who submits an application for a renewal  
1642 or replacement driver license or identification card to the  
1643 department using a convenience service shall be provided with an  
1644 option for expedited mailing whereby the department, at the



1645 applicant's request, shall issue the license or identification  
1646 card within 5 working days after receipt of the application and  
1647 send the license or identification card using an expedited mail  
1648 service. A fee shall be charged for the expedited mailing  
1649 option, not to exceed the cost of the expedited mail service,  
1650 which is in addition to fees imposed by s. 322.051 or this  
1651 section, or for the convenience service. Fees collected for the  
1652 expedited mailing option shall be deposited into the Highway  
1653 Safety Operating Trust Fund.

1654 Section 33. Subsection (1) of section 322.61, Florida  
1655 Statutes, is amended, and subsection (2) of that section is  
1656 reenacted, to read:

1657 322.61 Disqualification from operating a commercial motor  
1658 vehicle.—

1659 (1) A person who, for offenses occurring within a 3-year  
1660 period, is convicted of two of the following serious traffic  
1661 violations, or any combination thereof, arising in separate  
1662 incidents committed in a commercial motor vehicle shall, in  
1663 addition to any other applicable penalties, be disqualified from  
1664 operating a commercial motor vehicle for a period of 60 days. A  
1665 holder of a commercial driver license or commercial learner's  
1666 permit who, for offenses occurring within a 3-year period, is  
1667 convicted of two of the following serious traffic violations, or  
1668 any combination thereof, arising in separate incidents committed  
1669 in a noncommercial motor vehicle shall, in addition to any other



1670 applicable penalties, be disqualified from operating a  
1671 commercial motor vehicle for a period of 60 days if such  
1672 convictions result in the suspension, revocation, or  
1673 cancellation of the licenseholder's driving privilege:

1674 (a) A violation of any state or local law relating to  
1675 motor vehicle traffic control, other than a parking violation,  
1676 arising in connection with a crash resulting in death;

1677 (b) Reckless driving, as defined in s. 316.192;

1678 (c) Unlawful speed of 15 miles per hour or more above the  
1679 posted speed limit;

1680 (d) Improper lane change, as defined in s. 316.085;

1681 (e) Following too closely, as defined in s. 316.0895;

1682 (f) Texting while driving a commercial motor vehicle, as  
1683 prohibited by 49 C.F.R. s. 392.80;

1684 (g) Using a handheld mobile telephone while driving a  
1685 commercial motor vehicle, as prohibited by 49 C.F.R. s. 392.82;

1686 (h) ~~(f)~~ Driving a commercial vehicle without obtaining a  
1687 commercial driver license;

1688 (i) ~~(g)~~ Driving a commercial vehicle without the proper  
1689 class of commercial driver license or commercial learner's  
1690 permit or without the proper endorsement; or

1691 (j) ~~(h)~~ Driving a commercial vehicle without a commercial  
1692 driver license or commercial learner's permit in possession, as  
1693 required by s. 322.03.

1694 (2) (a) Any person who, for offenses occurring within a 3-



1695 year period, is convicted of three serious traffic violations  
1696 specified in subsection (1) or any combination thereof, arising  
1697 in separate incidents committed in a commercial motor vehicle  
1698 shall, in addition to any other applicable penalties, including  
1699 but not limited to the penalty provided in subsection (1), be  
1700 disqualified from operating a commercial motor vehicle for a  
1701 period of 120 days.

1702 (b) A holder of a commercial driver license or commercial  
1703 learner's permit who, for offenses occurring within a 3-year  
1704 period, is convicted of three serious traffic violations  
1705 specified in subsection (1) or any combination thereof arising  
1706 in separate incidents committed in a noncommercial motor vehicle  
1707 shall, in addition to any other applicable penalties, including,  
1708 but not limited to, the penalty provided in subsection (1), be  
1709 disqualified from operating a commercial motor vehicle for a  
1710 period of 120 days if such convictions result in the suspension,  
1711 revocation, or cancellation of the licenseholder's driving  
1712 privilege.

1713 Section 34. Section 324.031, Florida Statutes, is amended  
1714 to read:

1715 324.031 Manner of proving financial responsibility.—The  
1716 owner or operator of a taxicab, limousine, jitney, or any other  
1717 for-hire passenger transportation vehicle may prove financial  
1718 responsibility by providing satisfactory evidence of holding a  
1719 motor vehicle liability policy as defined in s. 324.021(8) or s.



1720 324.151, which policy is provided by an insurer authorized to do  
1721 business in this state ~~issued~~ by an insurance carrier which is a  
1722 member of the Florida Insurance Guaranty Association or an  
1723 eligible nonadmitted insurer that has a superior, excellent,  
1724 exceptional, or equivalent financial strength rating by a rating  
1725 agency acceptable to the Office of Insurance Regulation of the  
1726 Financial Services Commission. The operator or owner of any  
1727 other vehicle may prove his or her financial responsibility by:  
1728 (1) Furnishing satisfactory evidence of holding a motor  
1729 vehicle liability policy as defined in ss. 324.021(8) and  
1730 324.151;  
1731 (2) Furnishing a certificate of self-insurance showing a  
1732 deposit of cash in accordance with s. 324.161; or  
1733 (3) Furnishing a certificate of self-insurance issued by  
1734 the department in accordance with s. 324.171.  
1735  
1736 Any person, including any firm, partnership, association,  
1737 corporation, or other person, other than a natural person,  
1738 electing to use the method of proof specified in subsection (2)  
1739 shall furnish a certificate of deposit equal to the number of  
1740 vehicles owned times \$30,000, to a maximum of \$120,000; in  
1741 addition, any such person, other than a natural person, shall  
1742 maintain insurance providing coverage in excess of limits of  
1743 \$10,000/20,000/10,000 or \$30,000 combined single limits, and  
1744 such excess insurance shall provide minimum limits of



1745 \$125,000/250,000/50,000 or \$300,000 combined single limits.  
1746 These increased limits shall not affect the requirements for  
1747 proving financial responsibility under s. 324.032(1).

1748 Section 35. Paragraph (a) of subsection (2) of section  
1749 715.07, Florida Statutes, is amended, and paragraph (b) of  
1750 subsection (5) of that section is republished, to read:

1751 715.07 Vehicles or vessels parked on private property;  
1752 towing.—

1753 (2) The owner or lessee of real property, or any person  
1754 authorized by the owner or lessee, which person may be the  
1755 designated representative of the condominium association if the  
1756 real property is a condominium, may cause any vehicle or vessel  
1757 parked on such property without her or his permission to be  
1758 removed by a person regularly engaged in the business of towing  
1759 vehicles or vessels, without liability for the costs of removal,  
1760 transportation, or storage or damages caused by such removal,  
1761 transportation, or storage, under any of the following  
1762 circumstances:

1763 (a) The towing or removal of any vehicle or vessel from  
1764 private property without the consent of the registered owner or  
1765 other legally authorized person in control of that vehicle or  
1766 vessel is subject to strict compliance with the following  
1767 conditions and restrictions:

1768 1.a. Any towed or removed vehicle or vessel must be stored  
1769 at a site within a 10-mile radius of the point of removal in any



1770 county of 500,000 population or more, and within a 15-mile  
1771 radius of the point of removal in any county of less than  
1772 500,000 population. That site must be open for the purpose of  
1773 redemption of vehicles on any day that the person or firm towing  
1774 such vehicle or vessel is open for towing purposes, from 8:00  
1775 a.m. to 6:00 p.m., and, when closed, shall have prominently  
1776 posted a sign indicating a telephone number where the operator  
1777 of the site can be reached at all times. Upon receipt of a  
1778 telephoned request to open the site to redeem a vehicle or  
1779 vessel, the operator shall return to the site within 1 hour or  
1780 she or he will be in violation of this section.

1781 b. If no towing business providing such service is located  
1782 within the area of towing limitations set forth in sub-  
1783 subparagraph a., the following limitations apply: any towed or  
1784 removed vehicle or vessel must be stored at a site within a 20-  
1785 mile radius of the point of removal in any county of 500,000  
1786 population or more, and within a 30-mile radius of the point of  
1787 removal in any county of less than 500,000 population.

1788 2. The person or firm towing or removing the vehicle or  
1789 vessel shall, within 30 minutes after completion of such towing  
1790 or removal, notify the municipal police department or, in an  
1791 unincorporated area, the sheriff, of such towing or removal, the  
1792 storage site, the time the vehicle or vessel was towed or  
1793 removed, and the make, model, color, and license plate number of  
1794 the vehicle or description and registration number of the vessel





1795 and shall obtain the name of the person at that department to  
1796 whom such information was reported and note that name on the  
1797 trip record.

1798         3. A person in the process of towing or removing a vehicle  
1799 or vessel from the premises or parking lot in which the vehicle  
1800 or vessel is not lawfully parked must stop when a person seeks  
1801 the return of the vehicle or vessel. The vehicle or vessel must  
1802 be returned upon the payment of a reasonable service fee of not  
1803 more than one-half of the posted rate for the towing or removal  
1804 service as provided in subparagraph 6. The vehicle or vessel may  
1805 be towed or removed if, after a reasonable opportunity, the  
1806 owner or legally authorized person in control of the vehicle or  
1807 vessel is unable to pay the service fee. If the vehicle or  
1808 vessel is redeemed, a detailed signed receipt must be given to  
1809 the person redeeming the vehicle or vessel.

1810         4. A person may not pay or accept money or other valuable  
1811 consideration for the privilege of towing or removing vehicles  
1812 or vessels from a particular location.

1813         5. Except for property appurtenant to and obviously a part  
1814 of a single-family residence, and except for instances when  
1815 notice is personally given to the owner or other legally  
1816 authorized person in control of the vehicle or vessel that the  
1817 area in which that vehicle or vessel is parked is reserved or  
1818 otherwise unavailable for unauthorized vehicles or vessels and  
1819 that the vehicle or vessel is subject to being removed at the



1820 owner's or operator's expense, any property owner or lessee, or  
1821 person authorized by the property owner or lessee, prior to  
1822 towing or removing any vehicle or vessel from private property  
1823 without the consent of the owner or other legally authorized  
1824 person in control of that vehicle or vessel, must post a notice  
1825 meeting the following requirements:

1826 a. The notice must be prominently placed at each driveway  
1827 access or curb cut allowing vehicular access to the property,  
1828 within 5 feet from the public right-of-way line. If there are no  
1829 curbs or access barriers, the signs must be posted not less than  
1830 one sign for each 25 feet of lot frontage.

1831 b. The notice must clearly indicate, in not less than 2-  
1832 inch high, light-reflective letters on a contrasting background,  
1833 that unauthorized vehicles will be towed away at the owner's  
1834 expense. The words "tow-away zone" must be included on the sign  
1835 in not less than 4-inch high letters.

1836 c. The notice must also provide the name and current  
1837 telephone number of the person or firm towing or removing the  
1838 vehicles or vessels.

1839 d. The sign structure containing the required notices must  
1840 be permanently installed with the words "tow-away zone" not less  
1841 than 3 feet and not more than 6 feet above ground level and must  
1842 be continuously maintained on the property for not less than 24  
1843 hours prior to the towing or removal of any vehicles or vessels.

1844 e. The local government may require permitting and



1845 inspection of these signs prior to any towing or removal of  
1846 vehicles or vessels being authorized.

1847 f. A business with 20 or fewer parking spaces satisfies  
1848 the notice requirements of this subparagraph by prominently  
1849 displaying a sign stating "Reserved Parking for Customers Only  
1850 Unauthorized Vehicles or Vessels Will be Towed Away At the  
1851 Owner's Expense" in not less than 4-inch high, light-reflective  
1852 letters on a contrasting background.

1853 g. A property owner towing or removing vessels from real  
1854 property must post notice, consistent with the requirements in  
1855 sub-subparagraphs a.-f., which apply to vehicles, that  
1856 unauthorized vehicles or vessels will be towed away at the  
1857 owner's expense.

1858  
1859 A business owner or lessee may authorize the removal of a  
1860 vehicle or vessel by a towing company when the vehicle or vessel  
1861 is parked in such a manner that restricts the normal operation  
1862 of business; and if a vehicle or vessel parked on a public  
1863 right-of-way obstructs access to a private driveway the owner,  
1864 lessee, or agent may have the vehicle or vessel removed by a  
1865 towing company upon signing an order that the vehicle or vessel  
1866 be removed without a posted tow-away zone sign.

1867 6. Any person or firm that tows or removes vehicles or  
1868 vessels and proposes to require an owner, operator, or person in  
1869 control of a vehicle or vessel to pay the costs of towing and



1870 storage prior to redemption of the vehicle or vessel must file  
1871 and keep on record with the local law enforcement agency a  
1872 complete copy of the current rates to be charged for such  
1873 services and post at the storage site an identical rate schedule  
1874 and any written contracts with property owners, lessees, or  
1875 persons in control of property which authorize such person or  
1876 firm to remove vehicles or vessels as provided in this section.

1877 7. Any person or firm towing or removing any vehicles or  
1878 vessels from private property without the consent of the owner  
1879 or other legally authorized person in control of the vehicles or  
1880 vessels shall, on any trucks, wreckers as defined in s.

1881 713.78(1)(c), or other vehicles used in the towing or removal,  
1882 have the name, address, and telephone number of the company  
1883 performing such service clearly printed in contrasting colors on  
1884 the driver and passenger sides of the vehicle. The name shall be  
1885 in at least 3-inch permanently affixed letters, and the address  
1886 and telephone number shall be in at least 1-inch permanently  
1887 affixed letters.

1888 8. Vehicle entry for the purpose of removing the vehicle  
1889 or vessel shall be allowed with reasonable care on the part of  
1890 the person or firm towing the vehicle or vessel. Such person or  
1891 firm shall be liable for any damage occasioned to the vehicle or  
1892 vessel if such entry is not in accordance with the standard of  
1893 reasonable care.

1894 9. When a vehicle or vessel has been towed or removed



1895 | pursuant to this section, it must be released to its owner or a  
1896 | person in custody or control of the vehicle or vessel, which  
1897 | includes, but is not limited to, a person in possession of the  
1898 | keys to the vehicle or vessel or a person in possession of a  
1899 | signed letter from the owner, ~~eustodian~~ within 1 ~~one~~ hour after  
1900 | requested. ~~The release of the vehicle does not require an~~  
1901 | original signed letter. Facsimiles, e-mails, or other electronic  
1902 | transmissions must be accepted as forms of authorization to  
1903 | release a vehicle or vessel. Proof of ownership is not required  
1904 | as a means to release a vehicle or vessel. A ~~Any~~ vehicle or  
1905 | vessel owner or a person in custody or control of the vehicle or  
1906 | vessel ~~agent~~ shall have the right to inspect the vehicle or  
1907 | vessel before accepting its return, and no release or waiver of  
1908 | any kind which would release the person or firm towing the  
1909 | vehicle or vessel from liability for damages noted by the owner  
1910 | or other legally authorized person at the time of the redemption  
1911 | may be required from any vehicle or vessel owner, ~~eustodian,~~ or  
1912 | person in custody or control of the vehicle or vessel ~~agent~~ as a  
1913 | condition of release of the vehicle or vessel to its owner or  
1914 | person in custody or control of the vehicle or vessel. A  
1915 | detailed, signed receipt showing the legal name of the company  
1916 | or person towing or removing the vehicle or vessel must be given  
1917 | to the person paying towing or storage charges at the time of  
1918 | payment, whether requested or not.

1919 | (5)



1920 (b) Any person who violates subparagraph (2) (a)1.,  
 1921 subparagraph (2) (a)3., subparagraph (2) (a)4., subparagraph  
 1922 (2) (a)7., or subparagraph (2) (a)9. commits a felony of the third  
 1923 degree, punishable as provided in s. 775.082, s. 775.083, or s.  
 1924 775.084.

1925 Section 36. Paragraph (a) of subsection (2) of section  
 1926 812.014, Florida Statutes, is amended to read:

1927 812.014 Theft.—

1928 (2) (a)1. If the property stolen is valued at \$100,000 or  
 1929 more or is a semitrailer that was deployed by a law enforcement  
 1930 officer; or

1931 2. If the property stolen is cargo valued at \$50,000 or  
 1932 more that has entered the stream of interstate or intrastate  
 1933 commerce from the shipper's loading platform to the consignee's  
 1934 receiving dock; or

1935 3. If the offender commits any grand theft and:

1936 a. In the course of committing the offense the offender  
 1937 uses a motor vehicle as an instrumentality, other than merely as  
 1938 a getaway vehicle, to assist in committing the offense and  
 1939 thereby damages the real property of another; ~~or~~

1940 b. In the course of committing the offense the offender  
 1941 causes damage to the real or personal property of another in  
 1942 excess of \$1,000; or

1943 c. In the course of committing the offense the offender  
 1944 uses any type of device to defeat, block, disable, jam, or



1945 interfere with a global positioning system or similar system  
1946 designed to identify the location of the cargo or the vehicle or  
1947 trailer carrying the cargo,  
1948

1949 the offender commits grand theft in the first degree, punishable  
1950 as a felony of the first degree, as provided in s. 775.082, s.  
1951 775.083, or s. 775.084.

1952 Section 37. Paragraph (c) of subsection (1) of section  
1953 212.05, Florida Statutes, is amended to read:

1954 212.05 Sales, storage, use tax.—It is hereby declared to  
1955 be the legislative intent that every person is exercising a  
1956 taxable privilege who engages in the business of selling  
1957 tangible personal property at retail in this state, including  
1958 the business of making mail order sales, or who rents or  
1959 furnishes any of the things or services taxable under this  
1960 chapter, or who stores for use or consumption in this state any  
1961 item or article of tangible personal property as defined herein  
1962 and who leases or rents such property within the state.

1963 (1) For the exercise of such privilege, a tax is levied on  
1964 each taxable transaction or incident, which tax is due and  
1965 payable as follows:

1966 (c) At the rate of 6 percent of the gross proceeds derived  
1967 from the lease or rental of tangible personal property, as  
1968 defined herein; however, the following special provisions apply  
1969 to the lease or rental of motor vehicles:



1970           1. When a motor vehicle is leased or rented for a period  
 1971 of less than 12 months:

1972           a. If the motor vehicle is rented in Florida, the entire  
 1973 amount of such rental is taxable, even if the vehicle is dropped  
 1974 off in another state.

1975           b. If the motor vehicle is rented in another state and  
 1976 dropped off in Florida, the rental is exempt from Florida tax.

1977           2. Except as provided in subparagraph 3., for the lease or  
 1978 rental of a motor vehicle for a period of not less than 12  
 1979 months, sales tax is due on the lease or rental payments if the  
 1980 vehicle is registered in this state; provided, however, that no  
 1981 tax shall be due if the taxpayer documents use of the motor  
 1982 vehicle outside this state and tax is being paid on the lease or  
 1983 rental payments in another state.

1984           3. The tax imposed by this chapter does not apply to the  
 1985 lease or rental of a commercial motor vehicle as defined in s.  
 1986 316.003(13)(a) ~~316.003(12)(a)~~ to one lessee or rentee for a  
 1987 period of not less than 12 months when tax was paid on the  
 1988 purchase price of such vehicle by the lessor. To the extent tax  
 1989 was paid with respect to the purchase of such vehicle in another  
 1990 state, territory of the United States, or the District of  
 1991 Columbia, the Florida tax payable shall be reduced in accordance  
 1992 with the provisions of s. 212.06(7). This subparagraph shall  
 1993 only be available when the lease or rental of such property is  
 1994 an established business or part of an established business or





1995 | the same is incidental or germane to such business.

1996 |       Section 38. Subsections (1) and (3) of section 316.303,  
1997 | Florida Statutes, are amended to read:

1998 |       316.303 Television receivers.—

1999 |       (1) No motor vehicle may be operated on the highways of  
2000 | this state if the vehicle is actively displaying moving  
2001 | television broadcast or pre-recorded video entertainment content  
2002 | that is visible from the driver's seat while the vehicle is in  
2003 | motion, unless the vehicle is equipped with autonomous  
2004 | technology, as defined in s. 316.003(3) ~~316.003(2)~~, and is being  
2005 | operated in autonomous mode, as provided in s. 316.85(2).

2006 |       (3) This section does not prohibit the use of an  
2007 | electronic display used in conjunction with a vehicle navigation  
2008 | system; an electronic display used by an operator of a vehicle  
2009 | equipped with autonomous technology, as defined in s. 316.003(3)  
2010 | ~~316.003~~; or an electronic display used by an operator of a  
2011 | vehicle equipped and operating with driver-assistive truck  
2012 | platooning technology, as defined in s. 316.003.

2013 |       Section 39. Paragraph (b) of subsection (2) of section  
2014 | 316.545, Florida Statutes, is amended to read:

2015 |       316.545 Weight and load unlawful; special fuel and motor  
2016 | fuel tax enforcement; inspection; penalty; review.—

2017 |       (2)

2018 |       (b) The officer or inspector shall inspect the license  
2019 | plate or registration certificate of the commercial vehicle to



2020 determine whether its gross weight is in compliance with the  
2021 declared gross vehicle weight. If its gross weight exceeds the  
2022 declared weight, the penalty shall be 5 cents per pound on the  
2023 difference between such weights. In those cases when the  
2024 commercial vehicle is being operated over the highways of the  
2025 state with an expired registration or with no registration from  
2026 this or any other jurisdiction or is not registered under the  
2027 applicable provisions of chapter 320, the penalty herein shall  
2028 apply on the basis of 5 cents per pound on that scaled weight  
2029 which exceeds 35,000 pounds on laden truck tractor-semitrailer  
2030 combinations or tandem trailer truck combinations, 10,000 pounds  
2031 on laden straight trucks or straight truck-trailer combinations,  
2032 or 10,000 pounds on any unladen commercial motor vehicle. A  
2033 driver of a commercial motor vehicle entering the state at a  
2034 designated port-of-entry location, as defined in s. 316.003  
2035 ~~316.003(54)~~, or operating on designated routes to a port-of-  
2036 entry location, who obtains a temporary registration permit  
2037 shall be assessed a penalty limited to the difference between  
2038 its gross weight and the declared gross vehicle weight at 5  
2039 cents per pound. If the license plate or registration has not  
2040 been expired for more than 90 days, the penalty imposed under  
2041 this paragraph may not exceed \$1,000. In the case of special  
2042 mobile equipment, which qualifies for the license tax provided  
2043 for in s. 320.08(5)(b), being operated on the highways of the  
2044 state with an expired registration or otherwise not properly



2045 registered under the applicable provisions of chapter 320, a  
2046 penalty of \$75 shall apply in addition to any other penalty  
2047 which may apply in accordance with this chapter. A vehicle found  
2048 in violation of this section may be detained until the owner or  
2049 operator produces evidence that the vehicle has been properly  
2050 registered. Any costs incurred by the retention of the vehicle  
2051 shall be the sole responsibility of the owner. A person who has  
2052 been assessed a penalty pursuant to this paragraph for failure  
2053 to have a valid vehicle registration certificate pursuant to the  
2054 provisions of chapter 320 is not subject to the delinquent fee  
2055 authorized in s. 320.07 if such person obtains a valid  
2056 registration certificate within 10 working days after such  
2057 penalty was assessed.

2058 Section 40. Paragraph (a) of subsection (2) of section  
2059 316.613, Florida Statutes, is amended to read:

2060 316.613 Child restraint requirements.—

2061 (2) As used in this section, the term "motor vehicle"  
2062 means a motor vehicle as defined in s. 316.003 that is operated  
2063 on the roadways, streets, and highways of the state. The term  
2064 does not include:

2065 (a) A school bus as defined in s. 316.003 ~~316.003(68)~~.

2066 Section 41. Subsection (1) of section 655.960, Florida  
2067 Statutes, is amended to read:

2068 655.960 Definitions; ss. 655.960-655.965.—As used in this  
2069 section and ss. 655.961-655.965, unless the context otherwise



2070 requires:

2071 (1) "Access area" means any paved walkway or sidewalk  
 2072 which is within 50 feet of any automated teller machine. The  
 2073 term does not include any street or highway open to the use of  
 2074 the public, as defined in s. 316.003(78)(a) ~~316.003(77)(a)~~ or  
 2075 (b), including any adjacent sidewalk, as defined in s. 316.003.

2076 Section 42. The amendment made by this act to s. 318.18,  
 2077 Florida Statutes, shall apply upon the creation of a new  
 2078 inventory of uniform traffic citation forms.

2079 Section 43. Except as otherwise expressly provided in this  
 2080 act, this act shall take effect October 1, 2017.