

1 A bill to be entitled
2 An act relating to transportation; amending s.
3 316.003, F.S.; revising and providing definitions;
4 amending s. 316.008, F.S.; authorizing a mobile
5 carrier to be operated on sidewalks and crosswalks
6 within a county or municipality under certain
7 circumstances; providing construction; repealing s.
8 316.0896, F.S., relating to the assistive truck
9 platooning technology pilot project; creating s.
10 316.0897, F.S.; exempting the operator of a nonlead
11 vehicle in a platoon from provisions relating to
12 following too closely; authorizing a platoon to be
13 operated on a roadway in this state after an operator
14 provides notification to the Department of
15 Transportation and the Department of Highway Safety
16 and Motor Vehicles; amending s. 316.2071, F.S.;
17 authorizing a mobile carrier to operate on sidewalks
18 and crosswalks; providing rights, duties, and
19 requirements; amending s. 316.2397, F.S.; authorizing
20 certain vehicles to display red and white lights;
21 amending s. 316.2398, F.S.; authorizing certain
22 vehicles to display red and white warning signals
23 under certain circumstances; providing requirements
24 and penalties; amending s. 316.302, F.S.; revising
25 regulations to which owners and drivers of commercial

26 | motor vehicles are subject; delaying the requirement
27 | for electronic logging devices and support documents
28 | for certain intrastate motor carriers; deleting a
29 | limitation on a civil penalty for falsification of
30 | certain time records; deleting a requirement that a
31 | motor carrier maintain certain documentation of
32 | driving times; providing an exemption from specified
33 | provisions for a person who operates a commercial
34 | motor vehicle with a certain gross vehicle weight,
35 | gross vehicle weight rating, and gross combined weight
36 | rating; deleting the exemption from such provisions
37 | for a person transporting petroleum products; amending
38 | s. 316.303, F.S.; exempting an operator in a platoon
39 | from the prohibition against active display of
40 | television or video; amending s. 316.85, F.S.;
41 | authorizing the Florida Turnpike Enterprise to fund,
42 | construct, and operate test facilities for the
43 | advancement of autonomous and connected innovative
44 | transportation technology solutions for specified
45 | purposes; amending s. 318.14, F.S.; revising the
46 | number of times certain persons may elect to attend a
47 | basic driver improvement course; amending s. 319.141,
48 | F.S.; revising the definition of the term "rebuilt
49 | inspection services"; deleting obsolete language;
50 | requiring the Department of Highway Safety and Motor

51 Vehicles to ensure that an applicant of the pilot
52 rebuilt motor vehicle inspection program meets certain
53 criteria before the applicant is approved or renewed;
54 requiring the operator of a facility to annually make
55 certain attestations; prohibiting a program
56 participant from conducting an inspection of a vehicle
57 rebuilt before its purchase by the current applicant;
58 requiring that such vehicles be inspected by the
59 department; requiring any applicant that fails an
60 initial rebuilt inspection to have that vehicle
61 reinspected only by the department or the facility
62 that conducted the original inspection; prohibiting
63 any person or business authorized by the department to
64 train, certify, or recertify operators and inspectors
65 of private rebuilt motor vehicle inspection facilities
66 from certifying or recertifying itself or any of its
67 employees; requiring the department to conduct an
68 onsite facility inspection at least twice a year;
69 requiring a current operator to give the department
70 certain notice of a transfer before any transfer of a
71 rebuilt inspection facility; requiring a transferee to
72 meet certain eligibility requirements and execute a
73 new memorandum of understanding with the department
74 before operating the facility; revising the date of
75 repeal; requiring the department to submit a written

76 | report to the Governor and Legislature; amending s.
77 | 320.01, F.S.; revising definitions; amending s.
78 | 320.02, F.S.; requiring the application form for motor
79 | vehicle registration and renewal of registration to
80 | include an option to make a voluntary contribution to
81 | the Alzheimer's Association, Inc.; exempting a mobile
82 | carrier from certain registration and insurance
83 | requirements; amending s. 320.03, F.S.; authorizing
84 | certain entities to use an electronic filing system to
85 | process title transactions, derelict motor vehicle
86 | certificates, and certain certificates of destruction
87 | for derelict and salvage motor vehicles; preempting
88 | jurisdiction over such use of the filing system to the
89 | state; revising rulemaking requirements; amending s.
90 | 320.06, F.S.; providing for future repeal of issuance
91 | of a certain annual license plate and cab card to a
92 | vehicle that has an apportioned registration; revising
93 | information required to appear on the cab card;
94 | providing requirements for license plates, cab cards,
95 | and validation stickers for vehicles registered in
96 | accordance with the International Registration Plan;
97 | authorizing a damaged or worn license plate to be
98 | replaced at no charge under certain circumstances;
99 | providing an exception to the design of dealer license
100 | plates; amending s. 320.0605, F.S.; authorizing

101 presentation of electronic documentation of certain
102 information to a law enforcement officer or agent of
103 the department; providing construction; providing for
104 liability; revising information required in such
105 documentation; amending s. 320.0607, F.S.; providing
106 an exemption from a certain fee for vehicles
107 registered under the International Registration Plan;
108 amending s. 320.0657, F.S.; providing an exception to
109 the design of fleet license plates; authorizing fleet
110 companies to purchase specialty license plates in lieu
111 of standard fleet license plates; requiring fleet
112 companies to be responsible for certain costs;
113 amending s. 320.08, F.S.; authorizing dealers to
114 purchase specialty license plates in lieu of standard
115 graphic dealer license plates; requiring dealers to be
116 responsible for certain costs; amending s. 320.08056,
117 F.S.; allowing the department to authorize dealer and
118 fleet specialty license plates; providing requirements
119 for such plates; amending s. 320.131, F.S.;

120 authorizing the department to partner with a county
121 tax collector to conduct a Fleet Vehicle Temporary Tag
122 pilot program for certain purposes; providing program
123 requirements; providing for future repeal; amending s.
124 320.95, F.S.; allowing the department to authorize
125 issuance of an electronic certificate of registration;

126 | authorizing such certificate to be presented for
127 | inspection; providing construction; providing for
128 | liability; amending s. 322.01, F.S.; revising and
129 | providing definitions; amending s. 322.032, F.S.;
130 | directing the department to implement protocols for
131 | issuing an optional electronic credential and to
132 | procure certain technology; providing requirements for
133 | the electronic credential and verification solution;
134 | directing the department to procure one or more
135 | electronic credential providers through a competitive
136 | solicitation process to develop and implement a secure
137 | electronic credential system; requiring the department
138 | to maintain certain protocols and national standards;
139 | requiring the department to timely review and approve
140 | all electronic credential provider requests for
141 | authorized access to certain interfaces which meet the
142 | department's requirements; authorizing the department
143 | to assess a fee; requiring the department to provide
144 | access to a certain standardized digital transaction
145 | process for use by the approved electronic credential
146 | providers of compliant electronic credentials, subject
147 | to certain requirements; requiring any revenue
148 | generated from the electronic credential system to be
149 | collected by the department and distributed pursuant
150 | to a legislative appropriation and department

151 agreements with the electronic credential providers of
152 the electronic credential; providing that any revenues
153 shared between the state and electronic credential
154 providers are based solely on revenues derived from
155 the purchase of the optional electronic credential and
156 no other transaction; requiring the department to
157 enter into certain agreements with electronic
158 credential providers; providing requirements for the
159 format of an electronic credential; providing that
160 presenting an electronic device displaying an
161 electronic credential does not constitute consent for
162 a law enforcement officer to access any other
163 information on such device; providing that the person
164 who presents the device to the officer assumes
165 liability for any resulting damage to the device;
166 conforming provisions to changes made by the act;
167 amending s. 322.059, F.S.; conforming a provision to
168 changes made by the act; amending s. 322.143, F.S.;
169 revising the definition of the term "swipe"; amending
170 s. 322.15, F.S.; conforming a provision to changes
171 made by the act; amending s. 322.38, F.S.; revising
172 requirements for renting a motor vehicle to another
173 person; amending s. 322.61, F.S.; conforming a cross-
174 reference; amending s. 324.021, F.S.; conforming a
175 provision to changes made by the act; amending s.

176 655.960, F.S.; conforming a cross-reference; amending
 177 s. 812.014, F.S.; providing a criminal penalty for an
 178 offender committing grand theft who uses a device to
 179 interfere with a global positioning or similar system;
 180 requiring the department to review the registration
 181 period of certain heavy trucks; requiring a report to
 182 the Governor and Legislature; providing review
 183 requirements; providing effective dates.
 184

185 Be It Enacted by the Legislature of the State of Florida:
 186

187 Section 1. Subsections (38) through (52) and (53) through
 188 (99) of section 316.003, Florida Statutes, are renumbered as
 189 subsections (39) through (53) and (55) through (101),
 190 respectively, present subsections (40), (51), (57), and (97) are
 191 amended, and new subsections (38) and (54) are added to that
 192 section, to read:

193 316.003 Definitions.—The following words and phrases, when
 194 used in this chapter, shall have the meanings respectively
 195 ascribed to them in this section, except where the context
 196 otherwise requires:

197 (38) MOBILE CARRIER.—An electrically powered device that:

198 (a) Is operated on sidewalks and crosswalks and is
 199 intended primarily for transporting property;

200 (b) Weighs less than 80 pounds, excluding cargo;

201 (c) Has a maximum speed of 12.5 miles per hour; and
 202 (d) Is equipped with a technology to transport personal
 203 property with the active monitoring of a property owner, and
 204 primarily designed to remain within 25 feet of the property
 205 owner.

206
 207 A mobile carrier is not considered a vehicle or personal
 208 delivery device unless expressly defined by law as a vehicle or
 209 personal delivery device.

210 (41)-(40) MOTOR VEHICLE.—Except when used in s. 316.1001, a
 211 self-propelled vehicle not operated upon rails or guideway, but
 212 not including any bicycle, motorized scooter, electric personal
 213 assistive mobility device, mobile carrier, personal delivery
 214 device, swamp buggy, or moped. For purposes of s. 316.1001,
 215 "motor vehicle" has the same meaning as provided in s.
 216 320.01(1)(a).

217 (52)-(51) PERSONAL DELIVERY DEVICE.—An electrically powered
 218 device that:

219 (a) Is operated on sidewalks and crosswalks and intended
 220 primarily for transporting property;

221 (b) Weighs less than 100 ~~80~~ pounds, excluding cargo;

222 (c) Has a maximum speed of 10 miles per hour; and

223 (d) Is equipped with technology to allow for operation of
 224 the device with or without the active control or monitoring of a
 225 natural person.

226
227 A personal delivery device is not considered a vehicle unless
228 expressly defined by law as a vehicle. A mobile carrier is not
229 considered a personal delivery device.

230 (54) PLATOON.—A group of two individual truck tractor
231 semi-trailer combinations, transporting property in quantities
232 that do not require placards, traveling in a unified manner at
233 electronically coordinated speeds at following distances that
234 are closer than provided in s. 316.0895(2).

235 (59)~~(57)~~ PRIVATE ROAD OR DRIVEWAY.—Except as otherwise
236 provided in paragraph (81) (b) ~~(79) (b)~~, any privately owned way
237 or place used for vehicular travel by the owner and those having
238 express or implied permission from the owner, but not by other
239 persons.

240 (98)~~(97)~~ VEHICLE.—Every device in, upon, or by which any
241 person or property is or may be transported or drawn upon a
242 highway, except personal delivery devices, mobile carriers, and
243 devices used exclusively upon stationary rails or tracks.

244 Section 2. Paragraph (b) of subsection (7) of section
245 316.008, Florida Statutes, is amended to read:

246 316.008 Powers of local authorities.—

247 (7)

248 (b)1. Except as provided in subparagraph 2., a personal
249 delivery device and a mobile carrier may be operated on
250 sidewalks and crosswalks within a county or municipality when

251 such use is permissible under federal law. This paragraph does
252 not restrict a county or municipality from otherwise adopting
253 regulations for the safe operation of personal delivery devices
254 and mobile carriers.

255 2. A personal delivery device may not be operated on the
256 Florida Shared-Use Nonmotorized Trail Network created under s.
257 339.81 or components of the Florida Greenways and Trails System
258 created under chapter 260.

259 Section 3. Section 316.0896, Florida Statutes, is
260 repealed.

261 Section 4. Section 316.0897, Florida Statutes, is created
262 to read:

263 316.0897 Platoons.—

264 (1) Section 316.0895 does not apply to the operator of a
265 nonlead vehicle in a platoon as defined in s. 316.003.

266 (2) A platoon may be operated on a roadway in this state
267 after an operator provides notification to the Department of
268 Transportation and the Department of Highway Safety and Motor
269 Vehicles.

270 Section 5. Section 316.2071, Florida Statutes, is amended
271 to read:

272 316.2071 Personal delivery devices and mobile carriers.—

273 (1) Notwithstanding any provision of law to the contrary,
274 a personal delivery device or mobile carrier may operate on
275 sidewalks and crosswalks, subject to s. 316.008(7)(b). A

276 | personal delivery device or mobile carrier operating on a
277 | sidewalk or crosswalk has all the rights and duties applicable
278 | to a pedestrian under the same circumstances, except that the
279 | personal delivery device or mobile carrier must not unreasonably
280 | interfere with pedestrians or traffic and must yield the right-
281 | of-way to pedestrians on the sidewalk or crosswalk.

282 | (2) A personal delivery device and a mobile carrier must:

283 | (a) Obey all official traffic and pedestrian control
284 | signals and devices.

285 | (b) For personal delivery devices, include a plate or
286 | marker that has a unique identifying device number and
287 | identifies the name and contact information of the personal
288 | delivery device operator.

289 | (c) Be equipped with a braking system that, when active or
290 | engaged, enables the personal delivery device or mobile carrier
291 | to come to a controlled stop.

292 | (3) A personal delivery device and a mobile carrier may
293 | not:

294 | (a) Operate on a public highway except to the extent
295 | necessary to cross a crosswalk.

296 | (b) Operate on a sidewalk or crosswalk unless the personal
297 | delivery device operator is actively controlling or monitoring
298 | the navigation and operation of the personal delivery device or
299 | a property owner remains within 25 feet of the mobile carrier.

300 | (c) Transport hazardous materials as defined in s.

301 316.003.

302 (4) A person who owns and operates a personal delivery
 303 device in this state must maintain an insurance policy, on
 304 behalf of himself or herself and his or her agents, which
 305 provides general liability coverage of at least \$100,000 for
 306 damages arising from the combined operations of personal
 307 delivery devices under the entity's or agent's control.

308 Section 6. Subsections (1) and (3) of section 316.2397,
 309 Florida Statutes, are amended to read:

310 316.2397 Certain lights prohibited; exceptions.—

311 (1) A ~~No~~ person may not ~~shall~~ drive or move or cause to be
 312 moved any vehicle or equipment upon any highway within this
 313 state with any lamp or device thereon showing or displaying a
 314 red, red and white, or blue light visible from directly in front
 315 thereof except for certain vehicles ~~hereinafter~~ provided in this
 316 section.

317 (3) Vehicles of the fire department and fire patrol,
 318 including vehicles of volunteer firefighters as permitted under
 319 s. 316.2398, may show or display red or red and white lights.
 320 Vehicles of medical staff physicians or technicians of medical
 321 facilities licensed by the state as authorized under s.
 322 316.2398, ambulances as authorized under this chapter, and buses
 323 and taxicabs as authorized under s. 316.2399 may show or display
 324 red lights. Vehicles of the fire department, fire patrol, police
 325 vehicles, and such ambulances and emergency vehicles of

326 municipal and county departments, public service corporations
327 operated by private corporations, the Fish and Wildlife
328 Conservation Commission, the Department of Environmental
329 Protection, the Department of Transportation, the Department of
330 Agriculture and Consumer Services, and the Department of
331 Corrections as are designated or authorized by their respective
332 department or the chief of police of an incorporated city or any
333 sheriff of any county may operate emergency lights and sirens in
334 an emergency. Wreckers, mosquito control fog and spray vehicles,
335 and emergency vehicles of governmental departments or public
336 service corporations may show or display amber lights when in
337 actual operation or when a hazard exists provided they are not
338 used going to and from the scene of operation or hazard without
339 specific authorization of a law enforcement officer or law
340 enforcement agency. Wreckers must use amber rotating or flashing
341 lights while performing recoveries and loading on the roadside
342 day or night, and may use such lights while towing a vehicle on
343 wheel lifts, slings, or under reach if the operator of the
344 wrecker deems such lights necessary. A flatbed, car carrier, or
345 rollback may not use amber rotating or flashing lights when
346 hauling a vehicle on the bed unless it creates a hazard to other
347 motorists because of protruding objects. Further, escort
348 vehicles may show or display amber lights when in the actual
349 process of escorting oversized equipment, material, or
350 buildings as authorized by law. Vehicles owned or leased by

351 private security agencies may show or display green and amber
352 lights, with either color being no greater than 50 percent of
353 the lights displayed, while the security personnel are engaged
354 in security duties on private or public property.

355 Section 7. Section 316.2398, Florida Statutes, is amended
356 to read:

357 316.2398 Display or use of red or red and white warning
358 signals; motor vehicles of volunteer firefighters or medical
359 staff.—

360 (1) A privately owned vehicle belonging to an active
361 firefighter member of a regularly organized volunteer
362 firefighting company or association, while en route to the fire
363 station for the purpose of proceeding to the scene of a fire or
364 other emergency or while en route to the scene of a fire or
365 other emergency in the line of duty as an active firefighter
366 member of a regularly organized firefighting company or
367 association, may display or use red or red and white warning
368 signals. ~~or~~ A privately owned vehicle belonging to a medical
369 staff physician or technician of a medical facility licensed by
370 the state, while responding to an emergency in the line of duty,
371 may display or use red warning signals. Warning signals must be
372 visible from the front and from the rear of such vehicle,
373 subject to the following restrictions and conditions:

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

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

378 (c) In order for an active volunteer firefighter to
 379 display such red or red and white warning signals on his or her
 380 vehicle, the volunteer firefighter must first secure a written
 381 permit from the chief executive officers of the firefighting
 382 organization to use the red or red and white warning signals,
 383 and this permit must be carried by the volunteer firefighter at
 384 all times while the red or red and white warning signals are
 385 displayed.

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

393 (3) ~~It is unlawful for~~ An active volunteer firefighter may
 394 not ~~to~~ operate any red or red and white warning signals as
 395 authorized in subsection (1), except while en route to the fire
 396 station for the purpose of proceeding to the scene of a fire or
 397 other emergency, or while at or en route to the scene of a fire
 398 or other emergency, in the line of duty.

399 (4) ~~It is unlawful for~~ A physician or technician of the
 400 medical staff of a medical facility may not ~~to~~ operate any red

401 warning signals as authorized in subsection (1), except when
 402 responding to an emergency in the line of duty.

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

408 Section 8. Subsection (1) and paragraphs (a), (c), (d),
 409 and (f) of subsection (2) of section 316.302, Florida Statutes,
 410 are amended to read:

411 316.302 Commercial motor vehicles; safety regulations;
 412 transporters and shippers of hazardous materials; enforcement.—

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

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

418 (b) Except as otherwise provided in this section, all
 419 owners or drivers of commercial motor vehicles that are engaged
 420 in intrastate commerce are subject to the rules and regulations
 421 contained in 49 C.F.R. parts 382, 383, 385, and 390-397, ~~with~~
 422 ~~the exception of 49 C.F.R. s. 390.5 as it relates to the~~
 423 ~~definition of bus,~~ as such rules and regulations existed on
 424 December 31, 2017 ~~2012~~.

425 (c) The emergency exceptions provided by 49 C.F.R. s.

426 392.82 also apply to communications by utility drivers and
427 utility contractor drivers during a Level 1 activation of the
428 State Emergency Operations Center, as provided in the Florida
429 Comprehensive Emergency Management plan, or during a state of
430 emergency declared by executive order or proclamation of the
431 Governor.

432 (d) Except as provided in ~~s. 316.215(5)~~, and ~~except as~~
433 ~~provided in~~ s. 316.228 for rear overhang lighting and flagging
434 requirements for intrastate operations, the requirements of this
435 section supersede all other safety requirements of this chapter
436 for commercial motor vehicles.

437 (e) For motor carriers engaged in intrastate commerce who
438 are not carrying hazardous materials in amounts that require
439 placards, the requirement for electronic logging devices and
440 hours of service support documents shall take effect December
441 31, 2018.

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

447 (c) Except as provided in 49 C.F.R. s. 395.1, a person who
448 operates a commercial motor vehicle solely in intrastate
449 commerce not transporting any hazardous material in amounts that
450 require placarding pursuant to 49 C.F.R. part 172 may not drive

451 after having been on duty more than 70 hours in any period of 7
452 consecutive days or more than 80 hours in any period of 8
453 consecutive days if the motor carrier operates every day of the
454 week. Thirty-four consecutive hours off duty shall constitute
455 the end of any such period of 7 or 8 consecutive days. This
456 weekly limit does not apply to a person who operates a
457 commercial motor vehicle solely within this state while
458 transporting, during harvest periods, any unprocessed
459 agricultural products or unprocessed food or fiber that is
460 subject to seasonal harvesting from place of harvest to the
461 first place of processing or storage or from place of harvest
462 directly to market or while transporting livestock, livestock
463 feed, or farm supplies directly related to growing or harvesting
464 agricultural products. Upon request of the Department of Highway
465 Safety and Motor Vehicles, motor carriers shall furnish time
466 records or other written verification to that department so that
467 the Department of Highway Safety and Motor Vehicles can
468 determine compliance with this subsection. These time records
469 must be furnished to the Department of Highway Safety and Motor
470 Vehicles within 2 days after receipt of that department's
471 request. Falsification of such information is subject to a civil
472 penalty ~~not to exceed \$100. The provisions of~~ This paragraph
473 does ~~de~~ not apply to operators of farm labor vehicles operated
474 during a state of emergency declared by the Governor or operated
475 pursuant to s. 570.07(21), and does ~~de~~ not apply to drivers of

476 utility service vehicles as defined in 49 C.F.R. s. 395.2.

477 (d) A person who operates a commercial motor vehicle
478 solely in intrastate commerce not transporting any hazardous
479 material in amounts that require placarding pursuant to 49
480 C.F.R. part 172 within a 150 air-mile radius of the location
481 where the vehicle is based need not comply with 49 C.F.R. s.
482 395.8~~7~~ if the requirements of 49 C.F.R. s. 395.1(e)(1)(ii),
483 (iii)(A) and (C), ~~395.1(e)(1)(iii)~~ and (v) are met. ~~If a driver~~
484 ~~is not released from duty within 12 hours after the driver~~
485 ~~arrives for duty, the motor carrier must maintain documentation~~
486 ~~of the driver's driving times throughout the duty period.~~

487 (f) A person who operates a commercial motor vehicle
488 having a ~~declared~~ gross vehicle weight, gross vehicle weight
489 rating, and gross combined weight rating of less than 26,001
490 pounds solely in intrastate commerce and who is not transporting
491 hazardous materials in amounts that require placarding pursuant
492 to 49 C.F.R. part 172~~7~~, ~~or who is transporting petroleum products~~
493 ~~as defined in s. 376.301~~, is exempt from subsection (1).
494 However, such person must comply with 49 C.F.R. parts 382, 392,
495 and 393~~7~~ and with 49 C.F.R. ss. 396.3(a)(1) and 396.9.

496 Section 9. Subsection (3) of section 316.303, Florida
497 Statutes, is amended to read:

498 316.303 Television receivers.—

499 (3) This section does not prohibit the use of an
500 electronic display used in conjunction with a vehicle navigation

501 system; an electronic display used by an operator of a vehicle
502 equipped with autonomous technology, as defined in s. 316.003;
503 or an electronic display used by an operator of a platoon or a
504 vehicle equipped and operating with driver-assistive truck
505 platooning technology, as defined in s. 316.003.

506 Section 10. Subsection (3) is added to section 316.85,
507 Florida Statutes, to read:

508 316.85 Autonomous vehicles; operation.—

509 (3) The Florida Turnpike Enterprise may fund, construct,
510 and operate test facilities for the advancement of autonomous
511 and connected innovative transportation technology solutions for
512 the purposes of improving safety and decreasing congestion for
513 the traveling public and to otherwise advance the enterprise's
514 objectives as set forth under the Florida Transportation Code.

515 Section 11. Subsection (9) of section 318.14, Florida
516 Statutes, is amended to read:

517 318.14 Noncriminal traffic infractions; exception;
518 procedures.—

519 (9) Any person who does not hold a commercial driver
520 license or commercial learner's permit and who is cited while
521 driving a noncommercial motor vehicle for an infraction under
522 this section other than a violation of s. 316.183(2), s.
523 316.187, or s. 316.189 when the driver exceeds the posted limit
524 by 30 miles per hour or more, s. 320.0605, s. 320.07(3)(a) or
525 (b), s. 322.065, s. 322.15(1), s. 322.61, or s. 322.62 may, in

526 lieu of a court appearance, elect to attend in the location of
527 his or her choice within this state a basic driver improvement
528 course approved by the Department of Highway Safety and Motor
529 Vehicles. In such a case, adjudication must be withheld and
530 points, as provided by s. 322.27, may not be assessed. However,
531 a person may not make an election under this subsection if the
532 person has made an election under this subsection in the
533 preceding 12 months. A person may not make more than five
534 elections within his or her lifetime under this subsection,
535 except that a person who is 30 years of age or older who has
536 previously made five elections may make an election under this
537 subsection if the person has not made an election in the
538 preceding 36 months. The requirement for community service under
539 s. 318.18(8) is not waived by a plea of nolo contendere or by
540 the withholding of adjudication of guilt by a court. If a person
541 makes an election to attend a basic driver improvement course
542 under this subsection, 18 percent of the civil penalty imposed
543 under s. 318.18(3) shall be deposited in the State Courts
544 Revenue Trust Fund; however, that portion is not revenue for
545 purposes of s. 28.36 and may not be used in establishing the
546 budget of the clerk of the court under that section or s. 28.35.

547 Section 12. Section 319.141, Florida Statutes, is amended
548 to read:

549 319.141 Pilot rebuilt motor vehicle inspection program.—

550 (1) As used in this section, the term:

551 (a) "Facility" means a rebuilt motor vehicle inspection
552 facility authorized and operating under this section.

553 (b) "Rebuilt inspection services" means an examination of
554 a rebuilt vehicle and a properly endorsed certificate of title,
555 salvage certificate of title, or manufacturer's statement of
556 origin and an application for a rebuilt certificate of title, a
557 rebuilder's affidavit, a photograph of the junk or salvage
558 vehicle taken before repairs began, a photograph of the interior
559 driver and passenger sides of the vehicle if airbags were
560 previously deployed and replaced, receipts or invoices for all
561 major component parts, as defined in s. 319.30, and repairs
562 which were changed, and proof that notice of rebuilding of the
563 vehicle has been reported to the National Motor Vehicle Title
564 Information System.

565 (2) ~~By July 1, 2015,~~ The department shall oversee a pilot
566 program in Miami-Dade County to evaluate alternatives for
567 rebuilt inspection services offered by existing private sector
568 operators, including the continued use of private facilities,
569 the cost impact to consumers, and the potential savings to the
570 department.

571 (3) The department shall establish a memorandum of
572 understanding that allows private parties participating in the
573 pilot program to conduct rebuilt motor vehicle inspections and
574 specifies requirements for oversight, bonding and insurance,
575 procedures, and forms and requires the electronic transmission

576 of documents.

577 (4) Before an applicant is approved or renewed, the
578 department shall ensure that the applicant meets basic criteria
579 designed to protect the public. At a minimum, the applicant
580 shall meet all of the following requirements:

581 (a) Have and maintain a surety bond or irrevocable letter
582 of credit in the amount of \$100,000 executed by the applicant.

583 (b) Secure and maintain a facility at a permanent fixed
584 structure which has at an address identified by a county-issued
585 tax folio number and recognized by the United States Postal
586 Service where the only services provided on such property are
587 rebuilt inspection services. The operator of a facility shall
588 annually attest that:

589 1. He or she is not employed by or does not have an
590 ownership interest in or other financial arrangement with the
591 owner, operator, manager, or employee of a motor vehicle repair
592 shop as defined in s. 559.903, a motor vehicle dealer as defined
593 in s. 320.27(1)(c), a towing company, a vehicle storage company,
594 a vehicle auction, an insurance company, a salvage yard, a metal
595 retailer, or a metal rebuilder, from which he or she receives
596 remuneration, directly or indirectly, for the referral of
597 customers for rebuilt inspection services;

598 2. There have been no changes to the ownership structure
599 of the approved facility; and

600 3. The only services being provided by the operator of the

601 facility at the property are rebuilt vehicle inspection services
602 approved by the department.

603 (c) Have and maintain garage liability and other insurance
604 required by the department.

605 (d) Have completed criminal background checks of the
606 owners, partners, and corporate officers and the inspectors
607 employed by the facility.

608 (e) Have a designated office and customer waiting area
609 that is separate from and not within view of the vehicle
610 inspection area. The vehicle inspection area must be capable of
611 accommodating all vehicle types and must be equipped with
612 cameras allowing the department to view and monitor every
613 inspection.

614 (f)~~(e)~~ Meet any additional criteria the department
615 determines necessary to conduct proper inspections.

616 (5) A participant in the program shall access vehicle and
617 title information and enter inspection results through an
618 electronic filing system authorized by the department and shall
619 maintain records of each rebuilt vehicle inspection processed at
620 such facility for at least 5 years.

621 (6) A participant in the program may not conduct an
622 inspection of a vehicle rebuilt before its purchase by the
623 current applicant. Such vehicles must be inspected by the
624 department.

625 (7) Any applicant for a rebuilt title that fails an

626 initial rebuilt inspection may have that vehicle reinspected
627 only by the department or the facility that conducted the
628 original inspection.

629 (8) Any person or business authorized by the department to
630 train, certify, or recertify operators and inspectors of private
631 rebuilt motor vehicle inspection facilities may not certify or
632 recertify itself or any of its employees.

633 (9)~~(6)~~ The department shall conduct an onsite facility
634 inspection at least twice a year and shall immediately terminate
635 any operator from the program who fails to meet the minimum
636 eligibility requirements specified in subsection (4). Before any
637 a change in ownership or transfer of a rebuilt inspection
638 facility, the current operator must give the department 45 days'
639 written notice of the intended sale or transfer. The prospective
640 owner or transferee must meet the eligibility requirements of
641 this section and execute a new memorandum of understanding with
642 the department before operating the facility.

643 (10)~~(7)~~ This section is repealed on July 1, 2020~~2018~~,
644 unless saved from repeal through reenactment by the Legislature.
645 On or before January 1, 2019, the department shall submit a
646 written report to the Governor, the President of the Senate, and
647 the Speaker of the House of Representatives evaluating the
648 current program and the benefits to the consumer and the
649 department.

650 Section 13. Paragraph (a) of subsection (1) and subsection

651 (24) of section 320.01, Florida Statutes, are amended to read:

652 320.01 Definitions, general.—As used in the Florida
 653 Statutes, except as otherwise provided, the term:

654 (1) "Motor vehicle" means:

655 (a) An automobile, motorcycle, truck, trailer,
 656 semitrailer, truck tractor and semitrailer combination, or any
 657 other vehicle operated on the roads of this state, used to
 658 transport persons or property, and propelled by power other than
 659 muscular power, but the term does not include traction engines,
 660 road rollers, personal delivery devices and mobile carriers as
 661 defined in s. 316.003, special mobile equipment as defined in s.
 662 316.003, vehicles that run only upon a track, bicycles, swamp
 663 buggies, or mopeds.

664 (24) "Apportionable vehicle" means any vehicle, except
 665 recreational vehicles, vehicles displaying restricted plates,
 666 city pickup and delivery vehicles, ~~buses used in transportation~~
 667 ~~of chartered parties,~~ and government-owned vehicles, which is
 668 used or intended for use in two or more member jurisdictions
 669 that allocate or proportionally register vehicles and which is
 670 used for the transportation of persons for hire or is designed,
 671 used, or maintained primarily for the transportation of property
 672 and:

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

675 (b) Is a power unit having three or more axles, regardless

676 of weight; or

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

679

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

683 Section 14. Subsection (19) of section 320.02, Florida
684 Statutes, is amended, and paragraph (v) is added to subsection
685 (15) of that section, to read:

686 320.02 Registration required; application for
687 registration; forms.—

688 (15)

689 (v) Notwithstanding s. 320.023, the application form for
690 motor vehicle registration and renewal of registration must
691 include language permitting a voluntary contribution of \$1 per
692 applicant to aid research in Alzheimer's disease or related
693 forms of dementia. Contributions made pursuant to this paragraph
694 shall be distributed to the Alzheimer's Association, Inc., for
695 the purpose of such research conducted within the state.

696

697 For the purpose of applying the service charge provided in s.
698 215.20, contributions received under this subsection are not
699 income of a revenue nature.

700 (19) A personal delivery device and a mobile carrier as

701 defined in s. 316.003 are ~~is~~ not required to satisfy the
702 registration and insurance requirements of this section.

703 Section 15. Effective January 1, 2019, subsection (10) of
704 section 320.03, Florida Statutes, is amended to read:

705 320.03 Registration; duties of tax collectors;
706 International Registration Plan.—

707 (10) Jurisdiction over the electronic filing system for
708 use by authorized electronic filing system agents to
709 electronically title or register motor vehicles, vessels, mobile
710 homes, or off-highway vehicles; process title transactions,
711 derelict motor vehicle certificates, and certificates of
712 destruction for derelict and salvage motor vehicles pursuant to
713 s. 319.30(2), (3), (7), and (8); issue or transfer registration
714 license plates or decals; electronically transfer fees due for
715 the title and registration process; and perform inquiries for
716 title, registration, and lienholder verification and
717 certification of service providers is expressly preempted to the
718 state, and the department shall have regulatory authority over
719 the system. The electronic filing system shall be available for
720 use statewide and applied uniformly throughout the state. An
721 entity that, in the normal course of its business, sells
722 products that must be titled or registered; ~~provides title and~~
723 registration services on behalf of its consumers; or processes
724 title transactions, derelict motor vehicle certificates, or
725 certificates of destruction for derelict or salvage motor

726 vehicles pursuant to s. 319.30(2), (3), (7), or (8); and meets
727 all established requirements may be an authorized electronic
728 filing system agent and shall not be precluded from
729 participating in the electronic filing system in any county.
730 Upon request from a qualified entity, the tax collector shall
731 appoint the entity as an authorized electronic filing system
732 agent for that county. ~~The department shall adopt rules in~~
733 ~~accordance with chapter 120 to replace the December 10, 2009,~~
734 ~~program standards and to administer the provisions of this~~
735 ~~section, including, but not limited to, establishing~~
736 ~~participation requirements, certification of service providers,~~
737 ~~electronic filing system requirements, and enforcement authority~~
738 ~~for noncompliance. The December 10, 2009, program standards,~~
739 ~~excluding any standards which conflict with this subsection,~~
740 ~~shall remain in effect until the rules are adopted. An~~
741 authorized electronic filing system agent may charge a fee to
742 the customer for use of the electronic filing system. The
743 department shall adopt rules to administer this subsection,
744 including, but not limited to, rules establishing participation
745 requirements, requirements for certification of service
746 providers, electronic filing system requirements, disclosure
747 requirements, and enforcement authority for noncompliance.

748 Section 16. Paragraph (b) of subsection (1) and paragraph
749 (a) of subsection (3) of section 320.06, Florida Statutes, are
750 amended to read:

751 320.06 Registration certificates, license plates, and
 752 validation stickers generally.—

753 (1)

754 (b)1. Registration license plates bearing a graphic symbol
 755 and the alphanumeric system of identification shall be issued
 756 for a 10-year period. At the end of the 10-year period, upon
 757 renewal, the plate shall be replaced. The department shall
 758 extend the scheduled license plate replacement date from a 6-
 759 year period to a 10-year period. The fee for such replacement is
 760 \$28, \$2.80 of which shall be paid each year before the plate is
 761 replaced, to be credited toward the next \$28 replacement fee.
 762 The fees shall be deposited into the Highway Safety Operating
 763 Trust Fund. A credit or refund may not be given for any prior
 764 years' payments of the prorated replacement fee if the plate is
 765 replaced or surrendered before the end of the 10-year period,
 766 except that a credit may be given if a registrant is required by
 767 the department to replace a license plate under s.

768 320.08056(8) (a). With each license plate, a validation sticker
 769 shall be issued showing the owner's birth month, license plate
 770 number, and the year of expiration or the appropriate renewal
 771 period if the owner is not a natural person. The validation
 772 sticker shall be placed on the upper right corner of the license
 773 plate. The license plate and validation sticker shall be issued
 774 based on the applicant's appropriate renewal period. The
 775 registration period is 12 months, the extended registration

776 | period is 24 months, and all expirations occur based on the
777 | applicant's appropriate registration period.

778 | 2. Before October 1, 2019, a vehicle that has an
779 | apportioned registration shall be issued an annual license plate
780 | and a cab card denoting ~~that denote~~ the declared gross vehicle
781 | weight ~~for each apportioned jurisdiction in which the vehicle is~~
782 | ~~authorized to operate.~~

783 | 3. Beginning October 1, 2019, a vehicle registered in
784 | accordance with the International Registration Plan shall be
785 | issued a license plate for a 5-year period, an annual cab card
786 | denoting the declared gross vehicle weight, and an annual
787 | validation sticker showing the month and year of expiration. The
788 | validation sticker shall be placed in the center of the license
789 | plate. The license plate and validation sticker shall be issued
790 | based on the applicant's appropriate renewal period. The fee for
791 | the initial validation sticker and any renewed validation
792 | sticker is \$28. This fee shall be deposited into the Highway
793 | Safety Operating Trust Fund. A damaged or worn license plate may
794 | be replaced at no charge by applying to the department and
795 | surrendering the current license plate.

796 | 4.2. In order to retain the efficient administration of
797 | the taxes and fees imposed by this chapter, the 80-cent fee
798 | increase in the replacement fee imposed by chapter 2009-71, Laws
799 | of Florida, is negated as provided in s. 320.0804.

800 | (3) (a) Registration license plates must be made of metal

801 specially treated with a retroreflection material, as specified
802 by the department. The registration license plate is designed to
803 increase nighttime visibility and legibility and must be at
804 least 6 inches wide and not less than 12 inches in length,
805 unless a plate with reduced dimensions is deemed necessary by
806 the department to accommodate motorcycles, mopeds, or similar
807 smaller vehicles. Validation stickers must also be treated with
808 a retroreflection material, must be of such size as specified by
809 the department, and must adhere to the license plate. The
810 registration license plate must be imprinted with a combination
811 of bold letters and numerals or numerals, not to exceed seven
812 digits, to identify the registration license plate number. The
813 license plate must be imprinted with the word "Florida" at the
814 top and the name of the county in which it is sold, the state
815 motto, or the words "Sunshine State" at the bottom. Apportioned
816 license plates must have the word "Apportioned" at the bottom
817 and license plates issued for vehicles taxed under s.
818 320.08(3)(d), (4)(m) or (n), (5)(b) or (c), or (14) must have
819 the word "Restricted" at the bottom. License plates issued for
820 vehicles taxed under s. 320.08(12) must be imprinted with the
821 word "Florida" at the top and the word "Dealer" at the bottom
822 unless the license plate is a specialty license plate as
823 authorized in s. 320.08056. Manufacturer license plates issued
824 for vehicles taxed under s. 320.08(12) must be imprinted with
825 the word "Florida" at the top and the word "Manufacturer" at the

826 | bottom. License plates issued for vehicles taxed under s.
 827 | 320.08(5)(d) or (e) must be imprinted with the word "Wrecker" at
 828 | the bottom. Any county may, upon majority vote of the county
 829 | commission, elect to have the county name removed from the
 830 | license plates sold in that county. The state motto or the words
 831 | "Sunshine State" shall be printed in lieu thereof. A license
 832 | plate issued for a vehicle taxed under s. 320.08(6) may not be
 833 | assigned a registration license number, or be issued with any
 834 | other distinctive character or designation, that distinguishes
 835 | the motor vehicle as a for-hire motor vehicle.

836 | Section 17. Section 320.0605, Florida Statutes, is amended
 837 | to read:

838 | 320.0605 Certificate of registration; possession required;
 839 | exception.—

840 | (1) (a) The registration certificate or an official copy
 841 | thereof, including an electronic copy in a format authorized by
 842 | the department, a true copy or electronic copy of rental or
 843 | lease documentation issued for a motor vehicle or issued for a
 844 | replacement vehicle in the same registration period, a temporary
 845 | receipt printed upon self-initiated electronic renewal of a
 846 | registration via the Internet, or a cab card issued for a
 847 | vehicle registered under the International Registration Plan
 848 | shall, at all times while the vehicle is being used or operated
 849 | on the roads of this state, be in the possession of the operator
 850 | thereof or be carried in the vehicle for which issued and shall

851 be exhibited upon demand of any authorized law enforcement
852 officer or any agent of the department, except for a vehicle
853 registered under s. 320.0657. ~~The provisions of~~ This section
854 does ~~de~~ not apply during the first 30 days after purchase of a
855 replacement vehicle. A violation of this section is a
856 noncriminal traffic infraction, punishable as a nonmoving
857 violation as provided in chapter 318.

858 (b)1. The act of presenting to a law enforcement officer
859 or agent of the department an electronic device displaying a
860 department-authorized electronic copy of the registration
861 certificate or the rental or lease documentation does not
862 constitute consent for the officer or agent to access any
863 information on the device other than the displayed registration
864 certificate or rental or lease documentation.

865 2. The person who presents the device to the officer or
866 agent assumes the liability for any resulting damage to the
867 device.

868 (2) Rental or lease documentation that is sufficient to
869 satisfy the requirement in subsection (1) includes the
870 following:

- 871 (a) ~~Date of rental~~ and time of ~~exit from~~ rental facility;
872 (b) Rental station identification;
873 (c) Rental agreement number;
874 (d) Rental vehicle identification number;
875 (e) Rental vehicle license plate number and state of

876 registration;

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

878 (g) Vehicle's mileage; and

879 (h) Authorized renter's name.

880 Section 18. Subsection (5) of section 320.0607, Florida
881 Statutes, is amended to read:

882 320.0607 Replacement license plates, validation decal, or
883 mobile home sticker.—

884 (5) Upon the issuance of an original license plate, the
885 applicant shall pay a fee of \$28 to be deposited in the Highway
886 Safety Operating Trust Fund. Beginning October 1, 2019, this
887 subsection does not apply to a vehicle registered under the
888 International Registration Plan.

889 Section 19. Paragraph (b) of subsection (2) of section
890 320.0657, Florida Statutes, is amended to read:

891 320.0657 Permanent registration; fleet license plates.—

892 (2)

893 (b) The plates, which shall be of a distinctive color,
894 shall have the word "Fleet" appearing at the bottom and the word
895 "Florida" appearing at the top unless the license plate is a
896 specialty license plate as authorized in s. 320.08056. The
897 plates shall conform in all respects to the provisions of this
898 chapter, except as specified herein. For additional fees as set
899 forth in s. 320.08056, fleet companies may purchase specialty
900 license plates in lieu of the standard fleet license plates.

901 Fleet companies shall be responsible for all costs associated
 902 with the specialty license plate, including all annual use fees,
 903 processing fees, fees associated with switching license plate
 904 types, and any other applicable fees.

905 Section 20. Subsection (12) of section 320.08, Florida
 906 Statutes, is amended to read:

907 320.08 License taxes.—Except as otherwise provided herein,
 908 there are hereby levied and imposed annual license taxes for the
 909 operation of motor vehicles, mopeds, motorized bicycles as
 910 defined in s. 316.003(3), tri-vehicles as defined in s. 316.003,
 911 and mobile homes as defined in s. 320.01, which shall be paid to
 912 and collected by the department or its agent upon the
 913 registration or renewal of registration of the following:

914 (12) DEALER AND MANUFACTURER LICENSE PLATES.—A franchised
 915 motor vehicle dealer, independent motor vehicle dealer, marine
 916 boat trailer dealer, or mobile home dealer and manufacturer
 917 license plate: \$17 flat, of which \$4.50 shall be deposited into
 918 the General Revenue Fund. For additional fees as set forth in s.
 919 320.08056, dealers may purchase specialty license plates in lieu
 920 of the standard graphic dealer license plates. Dealers shall be
 921 responsible for all costs associated with the specialty license
 922 plate, including all annual use fees, processing fees, fees
 923 associated with switching license plate types, and any other
 924 applicable fees.

925 Section 21. Subsection (2) of section 320.08056, Florida

926 Statutes, is amended to read:

927 320.08056 Specialty license plates.—

928 (2) (a) The department shall issue a specialty license
929 plate to the owner or lessee of any motor vehicle, except a
930 vehicle registered under the International Registration Plan, a
931 commercial truck required to display two license plates pursuant
932 to s. 320.0706, or a truck tractor, upon request and payment of
933 the appropriate license tax and fees.

934 (b) The department may authorize dealer and fleet
935 specialty license plates. With the permission of the sponsoring
936 specialty license plate organization, a dealer or fleet company
937 may purchase specialty license plates to be used on dealer and
938 fleet vehicles.

939 (c) Notwithstanding s. 320.08058, a dealer or fleet
940 specialty license plate must include the letters "DLR" or "FLT"
941 on the right side of the license plate. Dealer and fleet
942 specialty license plates must be ordered directly through the
943 department.

944 Section 22. Subsection (10) is added to section 320.131,
945 Florida Statutes, to read:

946 320.131 Temporary tags.—

947 (10) The department may partner with a county tax
948 collector to conduct a Fleet Vehicle Temporary Tag pilot program
949 to provide temporary tags to fleet companies to allow them to
950 operate fleet vehicles awaiting a permanent registration and

951 title.

952 (a) The department shall establish a memorandum of
953 understanding that allows up to three companies to participate
954 in the pilot program and receive multiple temporary tags for
955 company fleet vehicles.

956 (b) To participate in the program, a fleet company must
957 have at least 3,500 fleet vehicles registered in this state
958 which qualify to be registered as fleet vehicles pursuant to s.
959 320.0657.

960 (c) The department may provide up to 50 temporary tags at
961 a time to an eligible fleet company if requested by such
962 company.

963 (d) A temporary tag issued pursuant to this subsection is
964 for exclusive use on a vehicle purchased for the company's fleet
965 and may not be used on any other vehicle.

966 (e) Each temporary tag may be used on only one vehicle,
967 and each vehicle may use only one temporary tag.

968 (f) Upon issuance of the vehicle's permanent license plate
969 and registration, the temporary tag becomes invalid and must be
970 removed from the vehicle and destroyed.

971 (g) Upon a finding by the department that a temporary tag
972 has been misused by a fleet company under this program, the
973 department may terminate the memorandum of understanding with
974 the company, invalidate all temporary tags issued to the company
975 under the program, and require such company to return any unused

976 temporary tags.

977 (h) The issuance of a tag using this method must be
978 reported to the department within 2 business days, not including
979 weekends or state holidays, after the issuance of the tag. The
980 county tax collector shall keep a record of each temporary tag
981 issued. The record must include the date of issuance, tag number
982 issued, vehicle identification number, and vehicle description.

983 (i) This subsection is repealed October 1, 2021, unless
984 saved from repeal through reenactment by the Legislature.

985 Section 23. Subsection (3) is added to section 320.95,
986 Florida Statutes, to read:

987 320.95 Transactions by electronic or telephonic means.—

988 (3) The department may authorize issuance of an electronic
989 certificate of registration in addition to printing a paper
990 registration certificate. A motor vehicle operator may present
991 for inspection an electronic device displaying an electronic
992 certificate of registration issued pursuant to this subsection
993 in lieu of a paper registration certificate. Such presentation
994 does not constitute consent for inspection of any information on
995 the device other than the displayed certificate of registration.
996 The person who presents the device for inspection assumes the
997 liability for any resulting damage to the device.

998 Section 24. Subsections (18) through (46) of section
999 322.01, Florida Statutes, are renumbered as subsections (24)
1000 through (52), respectively, subsection (4) is amended, and new

1001 subsections (18) through (23) are added to that section, to
 1002 read:

1003 322.01 Definitions.—As used in this chapter:

1004 (4) "Authorized emergency vehicle" means a vehicle that is
 1005 equipped with extraordinary audible and visual warning devices,
 1006 that is authorized by s. 316.2397 to display red, red and white,
 1007 or blue lights, and that is on call to respond to emergencies.
 1008 The term includes, but is not limited to, ambulances, law
 1009 enforcement vehicles, fire trucks, and other rescue vehicles.
 1010 The term does not include wreckers, utility trucks, or other
 1011 vehicles that are used only incidentally for emergency purposes.

1012 (18) "Electronic" means relating to technology having
 1013 electrical, digital, magnetic, wireless, optical,
 1014 electromagnetic, or similar capabilities.

1015 (19) "Electronic credential" means an electronic
 1016 representation of a physical driver license or identification
 1017 card which is viewable on an electronic credential system
 1018 capable of being verified and authenticated.

1019 (20) "Electronic credential holder" means a person to whom
 1020 an electronic credential has been issued.

1021 (21) "Electronic credential provider" means an entity
 1022 contracted with the department to provide the electronic
 1023 credential to the electronic credential holder.

1024 (22) "Electronic credential system" means a computer
 1025 system used to display or transmit electronic credentials to a

1026 person or verification system which can be accessed using an
 1027 electronic device.

1028 (23) "Electronic device" means a device or a portion of a
 1029 device that is designed for and capable of communicating across
 1030 a computer network with other computers or devices for the
 1031 purpose of transmitting, receiving, or storing data, including,
 1032 but not limited to, a cellular telephone, tablet, or other
 1033 portable device designed for and capable of communicating with
 1034 or across a computer network, and is used to render an
 1035 electronic credential.

1036 Section 25. Section 322.032, Florida Statutes, is amended
 1037 to read:

1038 322.032 Electronic credential ~~Digital proof of driver~~
 1039 ~~license.~~-

1040 (1)(a) The department shall develop and implement ~~begin to~~
 1041 ~~review and prepare for the development of a secure and uniform~~
 1042 protocols that comply with national standards ~~system~~ for issuing
 1043 an optional electronic credential. The department shall procure
 1044 the related technology solution that uses a revenue-sharing
 1045 model through a competitive solicitation process pursuant to s.
 1046 287.057 ~~digital proof of driver license~~. The department may
 1047 issue electronic credentials to persons who hold a Florida
 1048 driver license or identification card. The electronic credential
 1049 and verification solution must have the necessary technological
 1050 capabilities to execute the authentication of an electronic

1051 credential across all states, jurisdictions, federal and state
1052 agencies, and municipalities. The electronic credential and
1053 verification solution must provide the system integration
1054 necessary:

1055 1. For qualified and authorized entities to securely
1056 consume an electronic credential.

1057 2. For the production of a fully compliant electronic
1058 credential by qualified and authorized electronic credential
1059 providers.

1060 3. To successfully ensure secure authentication and
1061 validation of data from disparate sources.

1062 (b) The department shall procure ~~contract with~~ one or more
1063 electronic credential providers through the competitive
1064 solicitation process ~~private entities~~ to develop and implement a
1065 secure electronic credential ~~a digital proof of driver license~~
1066 system.

1067 (c) The department shall maintain the protocols and
1068 national standards necessary for an electronic credential
1069 provider to request authorized access to an application
1070 programming interface, or an appropriate technological tool of
1071 at least the same capabilities, necessary for such private
1072 entity to consume an electronic credential. The department shall
1073 timely review requests for authorized access and must approve
1074 all requests by electronic credential providers which meet the
1075 department's requirements. The department may assess a fee for

1076 use of the electronic credential and verification solution.

1077 (d) The department shall provide access to a standardized
1078 digital transaction process for use by the approved electronic
1079 credential providers of compliant electronic credentials to
1080 enable the financial transaction to be completed in such a
1081 manner that the proceeds are accepted by the department at the
1082 point of sale. The standardized digital transaction process must
1083 enable the providers of an electronic credential to direct
1084 through their electronic commerce workflow to a standardized
1085 checkout process and be able to document the providers involved.
1086 Any revenue generated from the electronic credential system must
1087 be collected by the department and distributed pursuant to a
1088 legislative appropriation and department agreements with the
1089 electronic credential providers of the electronic credential.
1090 Any revenues shared between the state and electronic credential
1091 providers are based solely on revenues derived from the purchase
1092 of the optional, electronic credential and no other transaction.
1093 The department shall enter into an agreement with the electronic
1094 credential providers which describes the permitted uses, terms
1095 and conditions, privacy policy, and uniform remittance terms
1096 relating to the consumption of an electronic credential.

1097 (2)(a) The ~~electronic credential~~ digital proof of driver
1098 ~~license~~ developed by the department or by an electronic
1099 credential provider ~~entity~~ contracted by the department must be
1100 in such a format as to allow law enforcement or an authorized

1101 consumer to verify the authenticity of the electronic credential
1102 and the identity of the credential holder and to validate the
1103 status of any driving privileges associated with the electronic
1104 credential ~~digital proof of driver license~~. The department shall
1105 adhere to protocols and national standards ~~may adopt rules~~ to
1106 ensure valid authentication of electronic credentials ~~digital~~
1107 ~~driver licenses~~ by law enforcement.

1108 (b) The act of presenting to a law enforcement officer an
1109 electronic device displaying an electronic credential does not
1110 constitute consent for the officer to access any information on
1111 the device other than the electronic credential.

1112 (c) The person who presents the device to the officer
1113 assumes liability for any resulting damage to the device.

1114 (3) A person may not be issued an electronic credential ~~a~~
1115 ~~digital proof of driver license~~ until he or she has satisfied
1116 all of the requirements of this chapter for issuance of a
1117 physical driver license or identification card as provided in
1118 this chapter.

1119 (4) A person who:

1120 (a) Manufactures a false electronic credential ~~digital~~
1121 ~~proof of driver license~~ commits a felony of the third degree,
1122 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

1123 (b) Possesses a false electronic credential ~~digital proof~~
1124 ~~of driver license~~ commits a misdemeanor of the second degree,
1125 punishable as provided in s. 775.082.

1126 Section 26. Section 322.059, Florida Statutes, is amended
1127 to read:

1128 322.059 Mandatory surrender of suspended driver license
1129 and registration.—A person whose driver license or registration
1130 has been suspended as provided in s. 322.058 must immediately
1131 return his or her driver license and registration to the
1132 Department of Highway Safety and Motor Vehicles. The department
1133 shall invalidate the electronic credential ~~digital proof of~~
1134 ~~driver license~~ issued pursuant to s. 322.032 for such person. If
1135 such person fails to return his or her driver license or
1136 registration, a law enforcement agent may seize the license or
1137 registration while the driver license or registration is
1138 suspended.

1139 Section 27. Paragraph (c) of subsection (1) of section
1140 322.143, Florida Statutes, is amended to read:

1141 322.143 Use of a driver license or identification card.—

1142 (1) As used in this section, the term:

1143 (c) "Swipe" means the act of passing a driver license or
1144 identification card through a device that is capable of
1145 deciphering, in an electronically readable format, the
1146 information electronically encoded in a magnetic strip or bar
1147 code on the driver license or identification card or consuming
1148 an electronic credential.

1149 Section 28. Subsection (1) of section 322.15, Florida
1150 Statutes, is amended to read:

1151 322.15 License to be carried and exhibited on demand;
 1152 fingerprint to be imprinted upon a citation.—

1153 (1) Every licensee shall have his or her driver license,
 1154 which must be fully legible with no portion of such license
 1155 faded, altered, mutilated, or defaced, in his or her immediate
 1156 possession at all times when operating a motor vehicle and shall
 1157 present or submit the same upon the demand of a law enforcement
 1158 officer or an authorized representative of the department. A
 1159 licensee may present or submit an electronic credential a
 1160 ~~digital proof of driver license~~ as provided in s. 322.032 in
 1161 lieu of a physical driver license.

1162 Section 29. Section 322.38, Florida Statutes, is amended
 1163 to read:

1164 322.38 Renting motor vehicle to another.—

1165 (1) A ~~No~~ person may not ~~shall~~ rent a motor vehicle to any
 1166 other person unless the other ~~latter~~ person is ~~then~~ duly
 1167 licensed, or, if a nonresident, he or she ~~shall be~~ licensed
 1168 under the laws of the state or country of his or her residence,
 1169 except a nonresident whose home state or country does not
 1170 require that an operator be licensed.

1171 (2) A ~~No~~ person may not ~~shall~~ rent a motor vehicle to
 1172 another until he or she has inspected the driver license of the
 1173 person to whom the vehicle is to be rented, and has ~~compared and~~
 1174 verified that the driver license is unexpired ~~signature thereon~~
 1175 ~~with the signature of such person written in his or her~~

1176 presence.

1177 (3) Every person renting a motor vehicle to another shall
1178 keep a record of the registration number of the motor vehicle so
1179 rented, the name, ~~and~~ address, and driver license number of the
1180 person to whom the vehicle is rented, ~~the number of the license~~
1181 ~~of said latter person,~~ and the ~~date and place when and~~ where the
1182 ~~said~~ license was issued. Such record shall be open to inspection
1183 by any police officer~~7~~, or officer or employee of the department.

1184 (4) If a rental car company rents a motor vehicle to a
1185 person through digital, electronic, or other means that allows
1186 the renter to obtain possession of the motor vehicle without
1187 direct contact with an agent or employee of the rental car
1188 company, or if through use of such means the renter does not
1189 execute a rental contract at the time he or she takes possession
1190 of the vehicle, the rental car company is deemed to have met the
1191 requirements of subsections (1) and (2) when the rental car
1192 company requires the renter to verify that he or she is duly
1193 licensed and that the license is unexpired. Such verification
1194 may occur at the time the renter enrolls in a membership
1195 program, master agreement, or other means of establishing use of
1196 the rental car company's services or at any time thereafter.

1197 Section 30. Subsection (4) of section 322.61, Florida
1198 Statutes, is amended to read:

1199 322.61 Disqualification from operating a commercial motor
1200 vehicle.-

1201 (4) Any person who is transporting hazardous materials as
 1202 defined in s. 322.01(30) ~~s. 322.01(24)~~ shall, upon conviction of
 1203 an offense specified in subsection (3), be disqualified from
 1204 operating a commercial motor vehicle for a period of 3 years.
 1205 The penalty provided in this subsection shall be in addition to
 1206 any other applicable penalty.

1207 Section 31. Subsection (1) of section 324.021, Florida
 1208 Statutes, is amended to read:

1209 324.021 Definitions; minimum insurance required.—The
 1210 following words and phrases when used in this chapter shall, for
 1211 the purpose of this chapter, have the meanings respectively
 1212 ascribed to them in this section, except in those instances
 1213 where the context clearly indicates a different meaning:

1214 (1) MOTOR VEHICLE.—Every self-propelled vehicle that is
 1215 designed and required to be licensed for use upon a highway,
 1216 including trailers and semitrailers designed for use with such
 1217 vehicles, except traction engines, road rollers, farm tractors,
 1218 power shovels, and well drillers, and every vehicle that is
 1219 propelled by electric power obtained from overhead wires but not
 1220 operated upon rails, but not including any personal delivery
 1221 device or mobile carrier as defined in s. 316.003, bicycle, or
 1222 moped. However, the term "motor vehicle" does not include a
 1223 motor vehicle as defined in s. 627.732(3) when the owner of such
 1224 vehicle has complied with the requirements of ss. 627.730-
 1225 627.7405, inclusive, unless the provisions of s. 324.051 apply;

1226 and, in such case, the applicable proof of insurance provisions
 1227 of s. 320.02 apply.

1228 Section 32. Subsection (1) of section 655.960, Florida
 1229 Statutes, is amended to read:

1230 655.960 Definitions; ss. 655.960-655.965.—As used in this
 1231 section and ss. 655.961-655.965, unless the context otherwise
 1232 requires:

1233 (1) "Access area" means any paved walkway or sidewalk
 1234 which is within 50 feet of any automated teller machine. The
 1235 term does not include any street or highway open to the use of
 1236 the public, as defined in s. 316.003(81)(a) ~~s. 316.003(79)(a)~~ or
 1237 (b), including any adjacent sidewalk, as defined in s. 316.003.

1238 Section 33. Paragraph (a) of subsection (2) of section
 1239 812.014, Florida Statutes, is amended to read:

1240 812.014 Theft.—

1241 (2)(a)1. If the property stolen is valued at \$100,000 or
 1242 more or is a semitrailer that was deployed by a law enforcement
 1243 officer; or

1244 2. If the property stolen is cargo valued at \$50,000 or
 1245 more that has entered the stream of interstate or intrastate
 1246 commerce from the shipper's loading platform to the consignee's
 1247 receiving dock; or

1248 3. If the offender commits any grand theft and:

1249 a. In the course of committing the offense the offender
 1250 uses a motor vehicle as an instrumentality, other than merely as

1251 a getaway vehicle, to assist in committing the offense and
1252 thereby damages the real property of another; ~~or~~

1253 b. In the course of committing the offense the offender
1254 causes damage to the real or personal property of another in
1255 excess of \$1,000; or

1256 4. If the property stolen is cargo and in the course of
1257 committing the offense the offender uses any type of device to
1258 defeat, block, disable, jam, or interfere with a global
1259 positioning system or similar system designed to identify the
1260 location of the cargo or the vehicle or trailer carrying the
1261 cargo,

1262
1263 the offender commits grand theft in the first degree, punishable
1264 as a felony of the first degree, as provided in s. 775.082, s.
1265 775.083, or s. 775.084.

1266 Section 34. The Department of Highway Safety and Motor
1267 Vehicles, in cooperation with the Florida Tax Collectors
1268 Association, shall undertake a review of the registration
1269 renewal period for heavy trucks weighing more than 5,000 pounds
1270 and less than 8,000 pounds. The department shall submit a report
1271 documenting the findings and recommendations of the review to
1272 the Governor, the President of the Senate, and the Speaker of
1273 the House of Representatives by December 31, 2018. As part of
1274 the review, the department shall include:

1275 (1) Options to allow owners of applicable heavy trucks to

1276 renew their registrations on their birth dates instead of
1277 December 31 of each year.

1278 (2) A plan for implementation of the revised renewal
1279 period, including the proration of registration renewal fees.

1280 (3) The estimated fiscal impact to state and local
1281 government associated with changes in the renewal period for
1282 applicable heavy trucks.

1283 (4) A plan to educate the motoring public about changes in
1284 the renewal period for applicable heavy trucks.

1285 Section 35. Except as otherwise expressly provided in this
1286 act, this act shall take effect October 1, 2018.