

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

A bill to be entitled  
An act relating to the rebuilt motor vehicle  
inspection program; reviving, reenacting, and amending  
s. 319.141, F.S.; requiring the Department of Highway  
Safety and Motor Vehicles to oversee a program in  
Miami-Dade County for rebuilt inspection services  
offered by private sector operators; conforming  
provisions to changes made by the act; deleting a  
provision providing for repeal of the program;  
providing an effective date.

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

Section 1. Notwithstanding the repeal of section 319.141,  
Florida Statutes, which occurred on July 1, 2018, that section  
is revived, reenacted, and amended to read:

319.141 ~~Pilot~~ Rebuilt motor vehicle inspection program.—

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

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

(b) "Rebuilt inspection services" means an examination of  
a rebuilt vehicle and a properly endorsed certificate of title,  
salvage certificate of title, or manufacturer's statement of  
origin and an application for a rebuilt certificate of title, a  
rebuilder's affidavit, a photograph of the junk or salvage

26 | vehicle taken before repairs began, receipts or invoices for all  
27 | major component parts, as defined in s. 319.30, and repairs  
28 | which were changed, and proof that notice of rebuilding of the  
29 | vehicle has been reported to the National Motor Vehicle Title  
30 | Information System.

31 |       (2) ~~By July 1, 2015,~~ The department shall oversee a pilot  
32 | program in Miami-Dade County ~~to evaluate alternatives~~ for  
33 | rebuilt inspection services offered by ~~existing~~ private sector  
34 | operators, ~~including the continued use of private facilities,~~  
35 | ~~the cost impact to consumers, and the potential savings to the~~  
36 | ~~department.~~

37 |       (3) The department shall establish a memorandum of  
38 | understanding that allows private parties participating in the  
39 | pilot program to conduct rebuilt motor vehicle inspections and  
40 | specifies requirements for oversight, bonding and insurance,  
41 | procedures, and forms and requires the electronic transmission  
42 | of documents.

43 |       (4) Before an applicant is approved, the department shall  
44 | ensure that the applicant meets basic criteria designed to  
45 | protect the public. At a minimum, the applicant shall meet all  
46 | of the following requirements:

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

49 |       (b) Secure and maintain a facility at a permanent  
50 | structure at an address recognized by the United States Postal

51 Service where the only services provided on such property are  
52 rebuilt inspection services. The operator of a facility shall  
53 annually attest that he or she is not employed by or does not  
54 have an ownership interest in or other financial arrangement  
55 with the owner, operator, manager, or employee of a motor  
56 vehicle repair shop as defined in s. 559.903, a motor vehicle  
57 dealer as defined in s. 320.27(1)(c), a towing company, a  
58 vehicle storage company, a vehicle auction, an insurance  
59 company, a salvage yard, a metal retailer, or a metal rebuilder,  
60 from which he or she receives remuneration, directly or  
61 indirectly, for the referral of customers for rebuilt inspection  
62 services.

63 (c) Have and maintain garage liability and other insurance  
64 required by the department.

65 (d) Have completed criminal background checks of the  
66 owners, partners, and corporate officers and the inspectors  
67 employed by the facility.

68 (e) Meet any additional criteria the department determines  
69 necessary to conduct proper inspections.

70 (5) A participant ~~in the program~~ shall access vehicle and  
71 title information and enter inspection results through an  
72 electronic filing system authorized by the department and shall  
73 maintain records of each rebuilt vehicle inspection processed at  
74 such facility for at least 5 years.

75 (6) The department shall immediately terminate any

76 operator from the program who fails to meet the minimum  
77 eligibility requirements specified in subsection (4). Before a  
78 change in ownership of a rebuilt inspection facility, the  
79 current operator must give the department 45 days' written  
80 notice of the intended sale. The prospective owner must meet the  
81 eligibility requirements of this section and execute a new  
82 memorandum of understanding with the department before operating  
83 the facility.

84 ~~(7) This section is repealed on July 1, 2018, unless saved~~  
85 ~~from repeal through reenactment by the Legislature.~~

86 Section 2. This act shall take effect July 1, 2019.