

26 registration certificate card; authorizing the
27 surviving spouse of a deceased registered owner of a
28 motor vehicle to request a registration certificate
29 card; amending s. 320.061, F.S.; prohibiting a person
30 from altering the original appearance of a
31 registration certificate card; providing penalties;
32 amending s. 320.07, F.S.; providing that a person who
33 has been assessed certain penalties is not subject to
34 a delinquent fee if the person obtains a valid
35 registration certificate card within a specified
36 timeframe; amending s. 320.0843, F.S.; requiring that
37 eligible applicants for permanent disabled parking
38 permits be noted on registration certificate cards
39 under certain circumstances; amending s. 320.086,
40 F.S.; requiring a registration certificate card to be
41 carried within former military vehicles under certain
42 circumstances; amending s. 320.1325, F.S.; requiring
43 the department to provide a registration certificate
44 card upon request to a person who owns or leases a
45 motor vehicle and who is temporarily employed in this
46 state; amending s. 320.58, F.S.; providing criminal
47 penalties; amending s. 320.27, F.S.; conforming a
48 cross-reference; amending s. 322.121, F.S.; conforming
49 a provision to changes made by the act; providing a
50 contingent effective date.

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

Section 1. Subsection (46) is added to section 320.01, Florida Statutes, to read:

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

(46) "Registration certificate card" means a card, the approximate size of a driver license, which contains all of the information provided on a motor vehicle certificate of registration.

Section 2. Subsections (15) through (20) of section 320.02, Florida Statutes, are renumbered as subsections (16) through (21), respectively, and a new subsection (15) is added to that section to read:

320.02 Registration required; application for registration; forms.—

(15) The application form for motor vehicle registration and renewal of registration must include language permitting an applicant to request a registration certificate card.

Section 3. Paragraph (c) of subsection (1) of section 320.055, Florida Statutes, is amended to read:

320.055 Registration periods; renewal periods.—The following registration periods and renewal periods are established:

76 (1)

77 (c) Notwithstanding the requirements of paragraph (a), the
 78 owner of a motor vehicle subject to paragraph (a) who has had
 79 his or her driver license suspended pursuant to a violation of
 80 s. 316.193 or pursuant to s. 322.26(2) for driving under the
 81 influence must obtain a 6-month registration as a condition of
 82 reinstating the license, subject to renewal during the 3-year
 83 period that financial responsibility requirements apply. The
 84 registration period begins the first day of the birth month of
 85 the owner and ends the last day of the fifth month immediately
 86 following the owner's birth month. For such vehicles, the
 87 department shall issue a vehicle registration certificate and,
 88 upon the request of the owner, a registration certificate card
 89 that are ~~that is~~ valid for 6 months and shall issue a validation
 90 sticker that displays an expiration date of 6 months after the
 91 date of issuance. The license tax required by s. 320.08 and all
 92 other applicable license taxes shall be one-half of the amount
 93 otherwise required, except the service charge required by s.
 94 320.04 shall be paid in full for each 6-month registration. A
 95 vehicle required to be registered under this paragraph is not
 96 eligible for the extended registration period under paragraph
 97 (b).

98 Section 4. Paragraph (a) of subsection (1) of section
 99 320.06, Florida Statutes, is amended to read:

100 320.06 Registration certificates, registration certificate

101 cards, license plates, and validation stickers generally.-

102 (1)(a) Upon the receipt of an initial application for
 103 registration and payment of the appropriate license tax and
 104 other fees required by law, the department shall assign to the
 105 motor vehicle a registration license number consisting of
 106 letters and numerals or numerals and issue to the owner or
 107 lessee a certificate of registration, a registration certificate
 108 card if requested by the owner or lessee, and one registration
 109 license plate, unless two plates are required for display by s.
 110 320.0706, for each vehicle so registered.

111 Section 5. Paragraph (a) of subsection (1) of section
 112 320.0605, Florida Statutes, is amended to read:

113 320.0605 Certificate of registration; possession required;
 114 exception.-

115 (1)(a) The registration certificate or an official copy
 116 thereof, a registration certificate card, a true copy or an
 117 electronic copy of rental or lease documentation issued for a
 118 motor vehicle or issued for a replacement vehicle in the same
 119 registration period, a temporary receipt printed upon self-
 120 initiated electronic renewal of a registration via the Internet,
 121 or a cab card issued for a vehicle registered under the
 122 International Registration Plan shall, at all times while the
 123 vehicle is being used or operated on the roads of this state, be
 124 in the possession of the operator thereof or be carried in the
 125 vehicle for which issued and shall be exhibited upon demand of

126 any authorized law enforcement officer or any agent of the
 127 department, except for a vehicle registered under s. 320.0657.
 128 This section does not apply during the first 30 days after
 129 purchase of a replacement vehicle. A violation of this section
 130 is a noncriminal traffic infraction, punishable as a nonmoving
 131 violation as provided in chapter 318.

132 Section 6. Paragraph (a) of subsection (1), subsection
 133 (4), and subsection (7) of section 320.0609, Florida Statutes,
 134 are amended to read:

135 320.0609 Transfer and exchange of registration license
 136 plates; transfer fee.—

137 (1)(a) The registration license plate, ~~and~~ and certificate of
 138 registration, and registration certificate card shall be issued
 139 to, and remain in the name of, the owner of the vehicle
 140 registered and may be transferred by the owner from the vehicle
 141 for which the registration license plate was issued to any
 142 vehicle which the owner may acquire within the same
 143 classification; or, subject to the procedures set forth in
 144 subsection (2), such plate may be surrendered to the department
 145 in exchange for a license plate of the appropriate
 146 classification, if the replacement vehicle is of a different
 147 classification.

148 (4) If the replacement vehicle and the original vehicle to
 149 be replaced meet the criteria in paragraph (2)(b), there shall
 150 be no additional tax required in order to transfer the

151 registration license plate to the replacement vehicle for the
 152 duration of a current registration period and to issue a new
 153 registration certificate or registration certificate card.

154 (7) A surviving spouse of a registered owner of any motor
 155 vehicle may, upon presenting the death certificate, request a
 156 registration certificate, a registration certificate card, and
 157 transfer of the registration license plate. If the surviving
 158 spouse does not present the death certificate, the department or
 159 its agent may verify the necessary information through the
 160 electronic file of death records maintained by the Department of
 161 Health.

162 Section 7. Section 320.061, Florida Statutes, is amended
 163 to read:

164 320.061 Unlawful to alter motor vehicle registration
 165 certificates, registration certificate cards, license plates,
 166 temporary license plates, mobile home stickers, or validation
 167 stickers or to obscure license plates; penalty.—A person may not
 168 alter the original appearance of a vehicle registration
 169 certificate, registration certificate card, license plate,
 170 temporary license plate, mobile home sticker, or validation
 171 sticker issued for and assigned to a motor vehicle or mobile
 172 home, whether by mutilation, alteration, defacement, or change
 173 of color or in any other manner. A person may not apply or
 174 attach a substance, reflective matter, illuminated device,
 175 spray, coating, covering, or other material onto or around any

176 license plate which interferes with the legibility, angular
177 visibility, or detectability of any feature or detail on the
178 license plate or interferes with the ability to record any
179 feature or detail on the license plate. A person who violates
180 this section commits a noncriminal traffic infraction,
181 punishable as a moving violation as provided in chapter 318.

182 Section 8. Paragraph (b) of subsection (4) of section
183 320.07, Florida Statutes, is amended to read:

184 320.07 Expiration of registration; renewal required;
185 penalties.—

186 (4)

187 (b) A person who has been assessed a penalty pursuant to
188 s. 316.545(2)(b) for failure to have a valid vehicle
189 registration certificate is not subject to the delinquent fee
190 authorized by this subsection if such person obtains a valid
191 registration certificate or registration certificate card within
192 10 working days after such penalty was assessed. The official
193 receipt authorized by s. 316.545(6) constitutes proof of payment
194 of the penalty authorized in s. 316.545(2)(b).

195 Section 9. Subsection (1) of section 320.0843, Florida
196 Statutes, is amended to read:

197 320.0843 License plates for persons with disabilities
198 eligible for permanent disabled parking permits.—

199 (1) Any owner or lessee of a motor vehicle who resides in
200 this state and qualifies for a disabled parking permit under s.

201 320.0848(2), upon application to the department and payment of
 202 the license tax for a motor vehicle registered under s.
 203 320.08(2), (3) (a), (b), (c), or (e), (4) (a) or (b), (6) (a), or
 204 (9) (c) or (d), shall be issued a license plate as provided by s.
 205 320.06 which, in lieu of the serial number prescribed by s.
 206 320.06, shall be stamped with the international wheelchair user
 207 symbol after the serial number of the license plate. The license
 208 plate entitles the person to all privileges afforded by a
 209 parking permit issued under s. 320.0848. When more than one
 210 registrant is listed on the registration issued under this
 211 section, the eligible applicant shall be noted on the
 212 registration certificate and registration certificate card.

213 Section 10. Subsection (5) of section 320.086, Florida
 214 Statutes, is amended to read:

215 320.086 Ancient or antique motor vehicles; horseless
 216 carriage, antique, or historical license plates; former military
 217 vehicles.—

218 (5) A former military vehicle that is used only in
 219 exhibitions, parades, or public display is exempt from the
 220 requirement to display a license plate or registration insignia
 221 if the exemption is necessary to maintain the vehicle's accurate
 222 military markings. However, the license plate and registration
 223 certificate or registration certificate card issued under this
 224 section must be carried within the vehicle and available for
 225 inspection by any law enforcement officer.

226 Section 11. Section 320.1325, Florida Statutes, is amended
227 to read:

228 320.1325 Registration required for the temporarily
229 employed.—Motor vehicles owned or leased by persons who are
230 temporarily employed within the state but are not residents are
231 required to be registered. Upon payment of the fees prescribed
232 in this section and proof of insurance coverage as required by
233 the applicant's resident state, the department shall provide a
234 temporary registration plate, ~~and~~ a registration certificate, and,
235 upon request, a registration certificate card valid for 90
236 days to an applicant who is temporarily employed in this state.
237 The temporary registration plate may be renewed one time for an
238 additional 90-day period. At the end of the 180-day period of
239 temporary registration, the applicant shall apply for a
240 permanent registration if there is a further need to remain in
241 this state. A temporary license registration plate may not be
242 issued for any commercial motor vehicle as defined in s. 320.01.
243 The fee for the 90-day temporary registration plate shall be \$40
244 plus the applicable service charge required by s. 320.04.
245 Subsequent permanent registration and titling of a vehicle
246 registered hereunder shall subject the applicant to providing
247 proof of Florida insurance coverage as specified in s. 320.02
248 and payment of the fees required by s. 320.072, in addition to
249 all other taxes and fees required.

250 Section 12. Subsection (2) of section 320.58, Florida

251 Statutes, is amended to read:

252 320.58 License inspectors; powers, appointment.—

253 (2) Any person who fails or refuses to surrender his or
 254 her driver license, registration certificate, registration
 255 certificate card, and license plate upon lawful demand of an
 256 inspector, supervisor, or authorized agent of the department
 257 commits ~~is guilty of~~ a misdemeanor of the second degree,
 258 punishable as provided in s. 775.082 or s. 775.083.

259 Section 13. Paragraph (b) of subsection (9) of section
 260 320.27, Florida Statutes, is amended to read:

261 320.27 Motor vehicle dealers.—

262 (9) DENIAL, SUSPENSION, OR REVOCATION.—

263 (b) The department may deny, suspend, or revoke any
 264 license issued hereunder or under the provisions of s. 320.77 or
 265 s. 320.771 upon proof that a licensee has committed, with
 266 sufficient frequency so as to establish a pattern of wrongdoing
 267 on the part of a licensee, violations of one or more of the
 268 following activities:

269 1. Representation that a demonstrator is a new motor
 270 vehicle, or the attempt to sell or the sale of a demonstrator as
 271 a new motor vehicle without written notice to the purchaser that
 272 the vehicle is a demonstrator. For the purposes of this section,
 273 a "demonstrator," a "new motor vehicle," and a "used motor
 274 vehicle" shall be defined as under s. 320.60.

275 2. Unjustifiable refusal to comply with a licensee's

276 responsibility under the terms of the new motor vehicle warranty
277 issued by its respective manufacturer, distributor, or importer.
278 However, if such refusal is at the direction of the
279 manufacturer, distributor, or importer, such refusal shall not
280 be a ground under this section.

281 3. Misrepresentation or false, deceptive, or misleading
282 statements with regard to the sale or financing of motor
283 vehicles which any motor vehicle dealer has, or causes to have,
284 advertised, printed, displayed, published, distributed,
285 broadcast, televised, or made in any manner with regard to the
286 sale or financing of motor vehicles.

287 4. Failure by any motor vehicle dealer to provide a
288 customer or purchaser with an odometer disclosure statement and
289 a copy of any bona fide written, executed sales contract or
290 agreement of purchase connected with the purchase of the motor
291 vehicle purchased by the customer or purchaser.

292 5. Failure of any motor vehicle dealer to comply with the
293 terms of any bona fide written, executed agreement, pursuant to
294 the sale of a motor vehicle.

295 6. Failure to apply for transfer of a title as prescribed
296 in s. 319.23(6).

297 7. Use of the dealer license identification number by any
298 person other than the licensed dealer or his or her designee.

299 8. Failure to continually meet the requirements of the
300 licensure law.

301 9. Representation to a customer or any advertisement to
302 the public representing or suggesting that a motor vehicle is a
303 new motor vehicle if such vehicle lawfully cannot be titled in
304 the name of the customer or other member of the public by the
305 seller using a manufacturer's statement of origin as permitted
306 in s. 319.23(1).

307 10. Requirement by any motor vehicle dealer that a
308 customer or purchaser accept equipment on his or her motor
309 vehicle which was not ordered by the customer or purchaser.

310 11. Requirement by any motor vehicle dealer that any
311 customer or purchaser finance a motor vehicle with a specific
312 financial institution or company.

313 12. Requirement by any motor vehicle dealer that the
314 purchaser of a motor vehicle contract with the dealer for
315 physical damage insurance.

316 13. Perpetration of a fraud upon any person as a result of
317 dealing in motor vehicles, including, without limitation, the
318 misrepresentation to any person by the licensee of the
319 licensee's relationship to any manufacturer, importer, or
320 distributor.

321 14. Violation of any of the provisions of s. 319.35 by any
322 motor vehicle dealer.

323 15. Sale by a motor vehicle dealer of a vehicle offered in
324 trade by a customer prior to consummation of the sale, exchange,
325 or transfer of a newly acquired vehicle to the customer, unless

326 the customer provides written authorization for the sale of the
 327 trade-in vehicle prior to delivery of the newly acquired
 328 vehicle.

329 16. Willful failure to comply with any administrative rule
 330 adopted by the department or the provisions of s. 320.131(8).

331 17. Violation of chapter 319, this chapter, or ss.
 332 559.901-559.9221, which has to do with dealing in or repairing
 333 motor vehicles or mobile homes. Additionally, in the case of
 334 used motor vehicles, the willful violation of the federal law
 335 and rule in 15 U.S.C. s. 2304, 16 C.F.R. part 455, pertaining to
 336 the consumer sales window form.

337 18. Failure to maintain evidence of notification to the
 338 owner or co-owner of a vehicle regarding registration or titling
 339 fees owed as required in s. 320.02(18) ~~s. 320.02(17)~~.

340 19. Failure to register a mobile home salesperson with the
 341 department as required by this section.

342 Section 14. Paragraph (a) of subsection (2) of section
 343 322.121, Florida Statutes, is amended to read:

344 322.121 Periodic reexamination of all drivers.—

345 (2) For each licensee whose driving record does not show
 346 any revocations, disqualifications, or suspensions for the
 347 preceding 7 years or any convictions for the preceding 3 years
 348 except for convictions of the following nonmoving violations:

349 (a) Failure to exhibit a vehicle registration certificate,
 350 vehicle registration certificate card, rental agreement, or cab

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351 | card pursuant to s. 320.0605;

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353 | the department shall cause such licensee's license to be
354 | prominently marked with the notation "Safe Driver."

355 | Section 15. This act shall take effect July 1, 2022, but
356 | only if HB 371 or similar legislation takes effect, if such
357 | legislation is adopted in the same legislative session or an
358 | extension thereof and becomes a law.