

By the Committee on General Appropriations and
 Representative Fuller

1 A bill to be entitled
 2 An act relating to motor vehicle registration;
 3 amending ss. 316.1951, 319.14, 320.02, and
 4 320.58, F.S.; deleting references to license
 5 inspectors; providing for appointment of
 6 compliance examiners; including reference to
 7 the agents of the Department of Highway Safety
 8 and Motor Vehicles with respect to application
 9 for a certificate of title under ch. 319, F.S.;
 10 providing an effective date.

11
 12 Be It Enacted by the Legislature of the State of Florida:

13
 14 Section 1. Subsection (4) of section 316.1951, Florida
 15 Statutes, is amended to read:

16 316.1951 Parking for certain purposes prohibited.--

17 (4) A law enforcement officer ~~or license inspector or~~
 18 ~~supervisor, as authorized in s. 320.58(1)(a),~~ may cause to be
 19 removed at the owner's expense any motor vehicle found upon a
 20 public street, public parking lot, other public property, or
 21 private property, where the public has the right to travel by
 22 motor vehicle, which is in violation of subsection (1). Every
 23 written notice issued pursuant to this section shall be
 24 affixed in a conspicuous place upon a vehicle by a law
 25 enforcement officer ~~or license inspector or supervisor~~. Any
 26 vehicle found in violation of subsection (1) within 10 days
 27 after a previous violation and written notice shall be subject
 28 to immediate removal without an additional waiting period.

29 Section 2. Paragraph (b) of subsection (1) of section
 30 319.14, Florida Statutes, is amended to read:

31

1 319.14 Sale of motor vehicles registered or used as
2 taxicabs, police vehicles, lease vehicles, or rebuilt vehicles
3 and nonconforming vehicles.--

4 (1)

5 (b) No person shall knowingly offer for sale, sell, or
6 exchange a rebuilt vehicle until the department has stamped in
7 a conspicuous place on the certificate of title for the
8 vehicle words stating that the vehicle has been rebuilt,
9 assembled from parts, or combined, or is a kit car, glider
10 kit, replica, or flood vehicle unless proper application for a
11 certificate of title for a vehicle that is rebuilt, assembled
12 from parts, or combined, or is a kit car, glider kit, replica,
13 or flood vehicle has been made to the department in accordance
14 with this chapter and the department or its agent has
15 conducted the physical examination of the vehicle to assure
16 the identity of the vehicle.

17 Section 3. Subsection (14) of section 320.02, Florida
18 Statutes, is amended to read:

19 320.02 Registration required; application for
20 registration; forms.--

21 ~~(14)(a) The license inspectors appointed by the~~
22 ~~department pursuant to s. 320.58 are empowered to issue a~~
23 ~~notice of violation on a form prescribed by the department to~~
24 ~~unattended motor vehicles that reasonably appear to such~~
25 ~~examiners to be required to be registered under this chapter~~
26 ~~and that are not so registered. The notice of violation shall~~
27 ~~include a summary of the provisions of this section and shall~~
28 ~~contain such other information as the department in its~~
29 ~~discretion shall determine.~~

30 ~~(b) The owner or person in charge of any vehicle that~~
31 ~~is issued a notice of violation pursuant to this section~~

1 ~~shall, within 30 days of the date of issuance shown on the~~
2 ~~notice, register the vehicle as required by this chapter or~~
3 ~~provide proof satisfactory to the department that the vehicle~~
4 ~~is exempt from such registration. If the vehicle is not~~
5 ~~registered or the proof is not provided on or after the 31st~~
6 ~~day following the date of issuance shown on the notice, the~~
7 ~~department is authorized to immobilize the vehicle by use of~~
8 ~~an immobilization device. Upon proof of registration of the~~
9 ~~vehicle or proof satisfactory to the department that the~~
10 ~~vehicle is exempt from such registration, the department shall~~
11 ~~remove the immobilization device. The department shall~~
12 ~~immediately remove, at no charge, any immobilization device~~
13 ~~that has been placed on any vehicle in error.~~

14 ~~(c) The license inspectors appointed by the department~~
15 ~~pursuant to s. 320.58 are empowered to enter upon both~~
16 ~~publicly owned and privately owned property in order to carry~~
17 ~~out the provisions of this section.~~

18 ~~(d) Any person who, without the authorization of the~~
19 ~~department, disables, removes, tampers with, damages, or~~
20 ~~unlocks an immobilization device placed on a vehicle pursuant~~
21 ~~to this section, or who attempts to do so, is guilty of a~~
22 ~~misdemeanor of the second degree, punishable as provided in s.~~
23 ~~775.082 or s. 775.083.~~

24 Section 4. Section 320.58, Florida Statutes, is
25 amended to read:

26 320.58 Compliance examiners ~~License inspectors~~;
27 powers, appointment.--

28 ~~(1)(a) The department shall appoint as many~~ compliance
29 examiners ~~license inspectors~~ and supervisors as it deems
30 necessary to enforce the provisions of this chapter ~~and~~
31 ~~chapters 319, 322, and 324. In order to enforce the~~

1 ~~provisions of these laws, the inspectors are empowered to~~
2 ~~enter on both publicly owned and privately owned property and~~
3 ~~to issue uniform traffic citations to persons found in~~
4 ~~violation thereof. The department is further empowered to~~
5 ~~delegate the power to issue uniform traffic citations to~~
6 ~~persons acting as its agents for the purpose of enforcing the~~
7 ~~registration provisions of this chapter, which may include,~~
8 ~~but not be limited to, personnel employed by district school~~
9 ~~boards as agreed to by the school board and the county tax~~
10 ~~collector.~~

11 ~~(b) License inspectors appointed pursuant to this~~
12 ~~section and agents delegated by the department are not to be~~
13 ~~considered for membership in the state high-risk retirement~~
14 ~~program.~~

15 ~~(2) Any person who fails or refuses to surrender his~~
16 ~~or her driver's license, registration certificate, and license~~
17 ~~plate upon lawful demand of an inspector, supervisor, or~~
18 ~~authorized agent of the department is guilty of a misdemeanor~~
19 ~~of the second degree, punishable as provided in s. 775.082 or~~
20 ~~s. 775.083.~~

21 Section 5. This act shall take effect July 1, 2000.

22 *****

23 HOUSE SUMMARY

24
25 Deletes reference to license inspectors and provides for
26 the appointment of compliance examiners by the Department
27 of Highway Safety and Motor Vehicles. Includes reference
28 to agents of the department with respect to application
29 for a certificate of title under chapter 319, F.S. See
30 bill for details.
31