

By Senator Sullivan

22-1513-00

1                                   A bill to be entitled  
2           An act relating to the motor vehicle industry;  
3           creating within the Department of Highway  
4           Safety and Motor Vehicles the Task Force  
5           Committee on the Motor Vehicle Industry to  
6           study the motor vehicle sales industry and  
7           problems associated with licensing  
8           requirements, foreign dealers, the sale of  
9           vehicles by unlicensed dealers, and the various  
10          ways vehicles are sold in today's market;  
11          providing for per diem and travel expenses;  
12          providing for a report; providing an effective  
13          date.

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

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17           Section 1. Study on the motor vehicle industry.--  
18           (1) TASK FORCE COMMITTEE ON MOTOR VEHICLE  
19 INDUSTRY.--There is created within the Department of Highway  
20 Safety and Motor Vehicles the Task Force Committee on the  
21 Motor Vehicle Industry. The committee shall examine and  
22 evaluate the motor vehicle industry, including the licensing  
23 of dealers, and the enforcement of dealer regulations, and the  
24 structure and manner in which the department carries out its  
25 regulatory purpose.  
26           (2) MEMBERSHIP; ORGANIZATION; MEETINGS.--  
27           (a) The committee shall be composed of 12 members. The  
28 members shall be appointed as follows:  
29           1. The Governor shall appoint one member representing  
30 the Division of Motor Vehicles, one member recommended by the  
31 Florida Independent Automobile Dealers Association, one member

1 recommended by the Florida Automobile Dealers Association, and  
2 one member from an auction chain that is recommended by a  
3 group affiliated with the National Auto Auction Association.

4 2. The President of the Senate shall appoint one  
5 member representing the Department of Revenue, one member  
6 recommended by the Florida Automobile Dealers Association, a  
7 Tax Collector member recommended by the Florida Tax Collectors  
8 Association, and one member recommended by the Better Business  
9 Bureau.

10 3. The Speaker of the House of Representatives shall  
11 appoint one member representing the Division of Consumer  
12 Services of the Department of Agriculture and Consumer  
13 Services, one member recommended by the Florida Independent  
14 Automobile Dealers Association, one member from an independent  
15 auction that is recommended by a group affiliated with the  
16 National Auto Auction Association, and one member representing  
17 the segment of the insurance industry which writes motor  
18 vehicle dealer surety bonds.

19 (b) The names of the recommended members shall be  
20 submitted to the Department of Highway Safety and Motor  
21 Vehicles. A person who desires to be considered to represent  
22 the insurance industry or a Better Business Bureau must submit  
23 a statement of the designated category to the department,  
24 which shall forward all recommended names to the appointing  
25 authority for the designated category.

26 (c) The Governor, the President of the Senate, and the  
27 Speaker of the House of Representatives shall each name a  
28 liaison that the committee may contact for assistance and  
29 information during the course of the committee's existence.  
30 The members shall be appointed by July 1, 2000.

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1           (d) Upon appointment of the members, the committee  
2 shall schedule an organizational meeting to be held no later  
3 than July 20, 2000. Thereafter, the committee shall meet at  
4 least once a month at various locations throughout the state.

5           (3) PER DIEM, TRAVEL, AND STAFFING.--Members from the  
6 private sector are not entitled to per diem or travel expense  
7 reimbursement. Members from the public sector shall obtain  
8 such reimbursement, if any, from the agency they represent.  
9 Members may request assistance from the Department of Highway  
10 Safety and Motor Vehicles as necessary.

11           (4) REVIEW AND ASSESSMENT OF THE MOTOR VEHICLE  
12 INDUSTRY IN THE STATE.--

13           (a) The committee shall conduct an in-depth review of  
14 the motor vehicle industry and the problems associated with  
15 licensing requirements, unlicensed persons, and the  
16 enforcement of laws and rules, and shall analyze provisions in  
17 chapter 320, Florida Statutes, and any other provisions of law  
18 relating to the motor vehicle industry and motor vehicle  
19 dealer licensing requirements and enforcement.

20           (b) The committee may:

21           1. Conduct meetings, hearings, and workshops at  
22 different locations around the state.

23           2. Examine the procedures and methods for approving  
24 dealer applicant and dealer locations, enforcement actions  
25 against unlicensed persons, and enforcement of laws and rules  
26 governing dealers.

27           3. Assess the roles of the Department of Highway  
28 Safety and Motor Vehicles and County Tax Collectors regarding  
29 the motor vehicle industry.

30           (5) INTERIM AND FINAL REPORT; TERMINATION OF  
31 COMMITTEE.--By January 31, 2001, the committee shall submit

1 interim findings and recommendations in a written report to  
2 the Governor, the President of the Senate, and the Speaker of  
3 the House of Representatives. The committee shall also make a  
4 final report of its findings and recommendations, which may  
5 include proposed legislation, to the Governor, the President  
6 of the Senate, and the Speaker of the House of Representatives  
7 by March 1, 2001, at which time the committee shall cease to  
8 exist.

9           Section 2. This act shall take effect upon becoming a  
10 law.

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13   SENATE SUMMARY

14           Creates the Task Force Committee on the Motor Vehicle  
15           Industry within the Department of Highway Safety and  
16           Motor Vehicles to study the motor vehicle sales industry  
17           and problems associated with licensing requirements,  
18           foreign dealers, the sale of vehicles by unlicensed  
19           dealers, and related issues. Provides for the  
20           composition, powers, and duties of the committee.