

By Senator Geller

31-298-03

1 A bill to be entitled
2 An act relating to dump trucks; creating s.
3 319.121, F.S.; requiring that certain modified
4 tractor trailers be titled and registered as
5 dump trucks; requiring proof of a safety
6 inspection by the Office of Motor Carrier
7 Compliance within the Department of
8 Transportation; requiring that the title and
9 registration indicate that the tractor trailer
10 is a dump truck; providing penalties; providing
11 an effective date.

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

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15 Section 1. Section 319.121, Florida Statutes, is
16 created to read:

17 319.121 Rebuilt, modified, or retrofitted dump trucks;
18 title and registration requirements.--

19 (1)(a) If a tractor trailer is rebuilt, modified, or
20 retrofitted into a dump truck, the rebuilt, modified, or
21 retrofitted tractor trailer must be titled and registered as a
22 dump truck. The rebuilt, modified, or retrofitted dump truck
23 may not be titled unless it is inspected by the Office of
24 Motor Carrier Compliance within the Department of
25 Transportation and certified as meeting federal and state
26 safety standards.

27 (b) Upon applying for the title, the owner must
28 present proof to the department or local tax collector that
29 the vehicle has passed the safety inspection by the Office of
30 Motor Carrier Compliance. The vehicle title and registration
31 must denote that the vehicle is a dump truck.

1 (2) A person who registers or titles a tractor trailer
2 by means of false or fraudulent representation made in any
3 application for titling or registration, as provided in this
4 section, commits a misdemeanor of the second degree,
5 punishable as provided in s. 775.082 or s. 775.083.

6 (3) If an owner of a tractor trailer that is rebuilt,
7 modified, or retrofitted into a dump truck fails to register
8 the tractor trailer as a dump truck, the owner commits a
9 misdemeanor of the first degree, punishable as provided in s.
10 775.082 or s. 775.083.

11 (4) If a driver operates a tractor trailer that is
12 rebuilt, modified, or retrofitted into a dump truck while
13 knowing that the tractor trailer is not registered as a dump
14 truck, the driver commits a misdemeanor of the first degree,
15 punishable as provided in s. 775.082 or s. 775.083.

16 Section 2. This act shall take effect October 1, 2003.

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19 SENATE SUMMARY

20 Requires a tractor trailer to be registered and titled as
21 a dump truck if that tractor trailer is rebuilt,
22 modified, or retrofitted into a dump truck. Requires a
23 safety inspection. Provides that it is a second-degree
24 misdemeanor to fraudulently register or title a tractor
trailer. Provides that it is a first-degree misdemeanor
to fail to register a modified tractor trailer or to
operate a modified tractor trailer while knowing that it
is not registered as a dump truck.