

By the Committee on Banking and Insurance; and Senators Wise and Fasano

311-1935-03

1 A bill to be entitled
2 An act relating to motor vehicle liability
3 insurance; amending s. 320.055, F.S.; providing
4 for a 6-month vehicle registration for persons
5 reinstating their driver's license that has
6 been suspended for driving under the influence;
7 requiring the Department of Highway Safety and
8 Motor Vehicles to issue 6-month vehicle
9 registration certificates and validation
10 stickers; specifying the amount of taxes and
11 fees which must be paid; amending s. 324.131,
12 F.S.; requiring persons whose license or
13 registration has been suspended or revoked due
14 to a violation of driving under the influence
15 to maintain, for 3 years, noncancelable
16 liability coverage as described in s.
17 627.7275(2), F.S.; authorizing the Department
18 of Highway Safety and Motor Vehicles to adopt a
19 form for proof of such coverage; amending s.
20 627.7275, F.S., requiring insurers to make
21 available bodily injury and property damage
22 liability coverage that is noncancelable for a
23 certain period; providing an effective date.

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

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27 Section 1. Subsection (1) of section 320.055, Florida
28 Statutes, is amended to read:

29 320.055 Registration periods; renewal periods.--The
30 following registration periods and renewal periods are
31 established:

1 (1)(a) For a motor vehicle subject to registration
2 under s. 320.08(1), (2), (3), (5)(b), (c), (d), or (f),
3 (6)(a), (7), (8), (9), or (10) and owned by a natural person,
4 the registration period begins the first day of the birth
5 month of the owner and ends the last day of the month
6 immediately preceding the owner's birth month in the
7 succeeding year. If such vehicle is registered in the name of
8 more than one person, the birth month of the person whose name
9 first appears on the registration shall be used to determine
10 the registration period. For a vehicle subject to this
11 registration period, the renewal period is the 30-day period
12 ending at midnight on the vehicle owner's date of birth.

13 **(b) Notwithstanding the requirements of paragraph (a),**
14 **the owner of a motor vehicle subject to paragraph (a), who has**
15 **had his or her driver's license suspended pursuant to a**
16 **violation of s. 316.193 or pursuant to s. 324.26(2) for**
17 **driving under the influence, must obtain a 6-month**
18 **registration as a condition of reinstating the license,**
19 **subject to renewal during the 3-year period that financial**
20 **responsibility requirements apply. The registration period**
21 **begins the first day of the birth month of the owner and ends**
22 **the last day of the fifth month immediately following the**
23 **owner's birth month. For such vehicles, the department shall**
24 **issue a vehicle registration certificate that is valid for 6**
25 **months and shall issue a validation sticker that displays an**
26 **expiration date of 6 months after the date of issuance. The**
27 **license tax required by s. 320.08 and all other applicable**
28 **license taxes shall be one-half of the amount otherwise**
29 **required, except that the service fee required by s. 320.04,**
30 **shall be paid in full for each 6-month registration.**

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1 Section 2. Section 324.131, Florida Statutes, is
2 amended to read:

3 324.131 Period of suspension.--Such license,
4 registration and nonresident's operating privilege shall
5 remain so suspended and shall not be renewed, nor shall any
6 such license or registration be thereafter issued in the name
7 of such person, including any such person not previously
8 licensed, unless and until every such judgment is stayed,
9 satisfied in full or to the extent of the limits stated in s.
10 324.021(7) and until the said person gives proof of financial
11 responsibility as provided in s. 324.031, such proof to be
12 maintained for 3 years. In addition, if the person's license
13 or registration has been suspended or revoked due to a
14 violation of s. 316.193, that person must maintain
15 noncancelable liability coverage for each motor vehicle
16 registered in his or her name, as described in s. 627.7275(2),
17 and must present proof that coverage is in force on a form
18 adopted by the Department of Highway Safety and Motor
19 Vehicles, such proof to be maintained for 3 years.

20 Section 3. Subsection (2) of section 627.7275, Florida
21 Statutes, is amended to read:

22 627.7275 Motor vehicle property damage liability.--

23 (2)(a) Insurers writing motor vehicle insurance in
24 this state shall make available, subject to the insurers'
25 usual underwriting restrictions:7

26 1. Coverage under policies as described in subsection
27 (1) of this section to any applicant for private passenger
28 motor vehicle insurance coverage who is seeking the coverage
29 in order to reinstate the applicant's driving privileges in
30 this state when the driving privileges were revoked or

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1 suspended pursuant to s. 316.646 or s. 627.733 due to the
2 failure of the applicant to maintain required security; and-

3 2. Coverage under policies as described in subsection
4 (1) and which also provide liability coverage for bodily
5 injury, death, and property damage arising out of the
6 ownership, maintenance, or use of the motor vehicle in an
7 amount not less than the limits described in s. 324.021(7) and
8 which conforms to the requirements of s. 324.151.

9 (b) The policies described in paragraph (a) policy
10 shall be issued for a period of at least 6 months and as to
11 the minimum coverages required under this section shall not be
12 cancelable by the insured for any reason or by the insurer
13 after a period not to exceed 30 days during which the insurer
14 must complete underwriting of the policy. After the insurer
15 has completed underwriting the policy within the 30-day
16 period, the insurer shall notify the Department of Highway
17 Safety and Motor Vehicles that the policy is in full force and
18 effect and the policy shall not be cancelable for the
19 remainder of the policy period. A premium shall be collected
20 and coverage shall be in effect for the 30-day period during
21 which the insurer is completing the underwriting of the policy
22 whether or not the person's driver license, motor vehicle tag,
23 and motor vehicle registration are in effect. Once the
24 noncancelable provisions of the policy become effective, the
25 coverage or risk shall not be changed during the policy period
26 and the premium shall be nonrefundable. If, during the
27 pendency of the 2-year proof of insurance period required
28 under s. 627.733(7) or during the 3-year proof of financial
29 responsibility required under s. 324.131, whichever is
30 applicable, the insured obtains additional coverage or
31 coverage for an additional risk or changes territories, the

1 insured must obtain a new 6-month noncancelable policy in
2 accordance with the provisions of this section. However, if
3 the insured must obtain a new 6-month policy and obtains the
4 policy from the same insurer, the policyholder shall receive
5 credit on the new policy for any premium paid on the
6 previously issued policy.

7 (c)(b) ~~The provisions of~~ This subsection controls
8 ~~shall control~~ to the extent of any conflict with any other
9 section.

10 Section 4. This act shall take effect October 1, 2003.

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12 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
13 COMMITTEE SUBSTITUTE FOR
14 Senate Bill 336

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15 The Committee Substitute:

16 Amends s. 320.055, F.S., to require an owner of a motor
17 vehicle whose driver's license has been suspended for driving
18 under the influence (DUI) to obtain a 6-month vehicle
19 registration as a condition of licensure reinstatement.
20 Requires the Department of Highway Safety and Motor Vehicles
to issue a 6-month vehicle registration certificate and
validation sticker. Prorates the annual license taxes but
requires the full service fee required by s. 320.04, F.S., for
each 6-month registration.

21 Amends s. 324.131, F.S., to require a person to obtain a
22 6-month noncancelable motor vehicle liability policy as a
23 condition of reinstating a driver's license and registration
that were suspended or revoked due to a violation of DUI, to
be maintained for 3 years.

24 Amends s. 627.7275, F.S., to require insurers to make
25 available 6-month, noncancelable liability policies, subject
to underwriting restrictions.

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