

By Senator Peadar

2-715-05

See HB

1                                    A bill to be entitled

2                    An act relating to motor vehicles and mobile

3                    homes; amending s. 319.32, F.S.; revising the

4                    service charge for applications in connection

5                    with the issuance, duplication, or transfer of

6                    a certificate of title; providing for the

7                    Department of Highway Safety and Motor Vehicles

8                    to revise the service charge by rule; amending

9                    s. 320.04, F.S.; revising the service charge

10                   for applications in connection with the

11                   issuance, duplication, or transfer of a

12                   registration certificate; providing for the

13                   department to revise the service charge by

14                   rule; providing an effective date.

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

18                    Section 1. Subsection (2) of section 319.32, Florida  
19 Statutes, is amended to read:

20                    319.32 Fees; service charges; disposition.--

21                    (2)(a) There shall be a service charge of ~~\$7.25~~\$4.25

22 for each application which is handled in connection with the

23 issuance, duplication, or transfer of any certificate of

24 title. There shall be a service charge of \$1.25 for each

25 application which is handled in connection with the

26 recordation or notation of a lien on a motor vehicle or mobile

27 home which is not in connection with the purchase of such

28 vehicle. The service charge imposed shall consist of the

29 statutory amount adjusted to reflect changes in the Consumer

30 Price Index every 3 years after July 1, 2005. The department

31 shall by rule set the service charge amount based on the

1 increase or decrease in the Consumer Price Index for all urban  
2 consumers published by the United States Department of Labor.  
3 The service charge shall be calculated July 1 of each third  
4 year after July 1, 2005, using the most recent month for which  
5 data are available at the time of the calculation. Any  
6 increase shall be rounded to the nearest 5 cents. When making  
7 the calculation every third year, the department shall set the  
8 service charge at no less than the statutory amount and no  
9 more than the current service charge plus the increase in the  
10 Consumer Price Index or 3 percent, whichever is less.

11 (b) The service charges specified in paragraph (a)  
12 shall be collected by the department on any application  
13 handled directly from its office. Otherwise, these service  
14 charges shall be collected and retained by the tax collector  
15 who handles the application.

16 Section 2. Subsection (1) of section 320.04, Florida  
17 Statutes, is amended to read:

18 320.04 Registration service charge.--

19 (1)(a) There shall be a service charge of ~~\$3~~\$2.50 for  
20 each application which is handled in connection with original  
21 issuance, duplicate issuance, or transfer of any license  
22 plate, mobile home sticker, or validation sticker or with  
23 transfer or duplicate issuance of any registration  
24 certificate. There may also be a service charge of up to \$1  
25 for the issuance of each license plate validation sticker,  
26 vessel decal, and mobile home sticker issued from an automated  
27 vending facility or printer dispenser machine which shall be  
28 payable to and retained by the department to provide for  
29 automated vending facilities or printer dispenser machines  
30 used to dispense such stickers and decals by each tax  
31 collector's or license tag agent's employee. The service

1 charge imposed shall consist of the statutory amount adjusted  
2 to reflect changes in the Consumer Price Index every 3 years  
3 after July 1, 2005. The department shall by rule set the  
4 service charge amount based on the increase or decrease in the  
5 Consumer Price Index for all urban consumers published by the  
6 United States Department of Labor. The service charge shall be  
7 calculated July 1 of each third year after July 1, 2005, using  
8 the most recent month for which data are available at the time  
9 of the calculation. Any increase shall be rounded to the  
10 nearest 5 cents. When making the calculation every third year,  
11 the department shall set the service charge at no less than  
12 the statutory amount and no more than the current service  
13 charge plus the increase in the Consumer Price Index or 3  
14 percent, whichever is less.

15 (b) In addition to the fees provided in paragraph (a),  
16 any tax collector may impose an additional service charge of  
17 not more than 50 cents on any transaction specified in  
18 paragraph (a) or on any transaction specified in s.  
19 319.32(2)(a) or s. 328.48 when such transaction occurs at any  
20 tax collector's branch office.

21 (c) The service charges prescribed by paragraphs (a)  
22 and (b) shall be collected from the applicant as compensation  
23 for all services rendered in connection with the handling of  
24 the application. Such fees shall be retained by the department  
25 or by the tax collector, as the case may be, as other fees  
26 accruing to those offices.

27 Section 3. This act shall take effect July 1, 2005.  
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