

By Senator Campbell

32-843-06

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31

A bill to be entitled

An act relating to motor fuel efficiency incentives; amending s. 212.08, F.S.; providing a partial tax exemption for certain motor vehicles; amending s. 316.0741, F.S.; providing for certain motor vehicles to be allowed to occupy the high occupancy vehicle lane regardless of the number of occupants; providing an effective date.

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

Section 1. Subsection (18) is added to section 212.08, Florida Statutes, to read:

212.08 Sales, rental, use, consumption, distribution, and storage tax; specified exemptions.--The sale at retail, the rental, the use, the consumption, the distribution, and the storage to be used or consumed in this state of the following are hereby specifically exempt from the tax imposed by this chapter.

(18) PARTIAL EXEMPTION; HYBRID MOTOR VEHICLES.--Hybrid motor vehicles eligible for tax credits under the federal Energy Policy Act of 2005 are exempt from the first \$500 of tax imposed by this chapter.

Section 2. Subsection (4) of section 316.0741, Florida Statutes, is amended to read:

316.0741 High occupancy vehicle lanes.--

(4) Notwithstanding any other provision of this section, an inherently low-emission vehicle (ILEV) that is certified and labeled in accordance with federal regulations may be driven in an HOV lane at any time, regardless of its

1 occupancy. In addition, upon the state's receipt of written
2 notice from the proper federal regulatory agency authorizing
3 such use, a vehicle defined as a hybrid vehicle under this
4 section may be driven in an HOV lane at any time, regardless
5 of its occupancy. The department shall issue a decal and
6 registration certificate, to be renewed annually, reflecting
7 the HOV lane designation on such vehicles authorizing such
8 use. The department may charge a fee for a decal, not to
9 exceed the costs of designing, producing, and distributing
10 each decal, or \$5, whichever is less. The proceeds from sale
11 of the decals shall be deposited in the Highway Safety
12 Operating Trust Fund. The department shall add to the list of
13 vehicles eligible to travel in HOV lanes any vehicle with a
14 federal Environmental Protection Agency highway rating of more
15 than 40 miles per gallon but may remove some or all of such
16 vehicles from the list if, in the department's discretion,
17 congestion results in defeating the goal of greater fuel
18 economy. Under such circumstances, the department shall remove
19 from the list the most fuel economical vehicles last.

20 Section 3. This act shall take effect upon becoming a
21 law.

22 *****

23
24 SENATE SUMMARY

25 Provides a sales-tax exemption of \$500 for the purchase
26 of a hybrid motor vehicle. Provides for a motor vehicle
27 having a fuel-efficiency rating of greater than 40 miles
28 per gallon to occupy the high occupancy vehicle lane
29 regardless of the number of occupants in the vehicle.
30
31