

By Senators Campbell and Miller

32-518A-06

See HB 277

1 A bill to be entitled

2 An act relating to motor fuel efficiency

3 incentives; amending s. 212.08, F.S.; providing

4 a partial tax exemption for certain motor

5 vehicles; amending s. 316.0741, F.S.; providing

6 for certain motor vehicles to be allowed to

7 occupy the high occupancy vehicle lane

8 regardless of the number of occupants;

9 providing an effective date.

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

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13 Section 1. Subsection (18) is added to section 212.08,

14 Florida Statutes, to read:

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16 212.08 Sales, rental, use, consumption, distribution,

17 and storage tax; specified exemptions.--The sale at retail,

18 the rental, the use, the consumption, the distribution, and

19 the storage to be used or consumed in this state of the

20 following are hereby specifically exempt from the tax imposed

21 by this chapter.

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23 (18) PARTIAL EXEMPTION; HYBRID MOTOR VEHICLES.--Hybrid

24 motor vehicles eligible for tax credits under the federal

25 Energy Policy Act of 2005 are exempt from the first \$500 of

26 tax imposed by this chapter.

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28 Section 2. Subsection (4) of section 316.0741, Florida

29 Statutes, is amended to read:

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31 316.0741 High occupancy vehicle lanes.--

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33 (4) Notwithstanding any other provision of this

34 section, an inherently low-emission vehicle (ILEV) that is

35 certified and labeled in accordance with federal regulations

36 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 July 1, 2006.
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