

Bill No. CS for CS for SB 612

Barcode 330126

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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3	Floor: WD/2R
4	04/26/2007 12:21 PM
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11 Senator Lynn moved the following amendment:

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13 **Senate Amendment (with title amendment)**

14 On page 22, between lines 5 and 6,

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16 insert:

17 Section 6. Paragraph (c) of subsection (1) of section

18 125.0103, Florida Statutes, is amended to read:

19 125.0103 Ordinances and rules imposing price controls;

20 findings required; procedures.--

21 (1)

22 (c) Counties must establish maximum rates which may be

23 charged on the towing of vehicles from or immobilization of

24 vehicles on private property, removal and storage of wrecked

25 or disabled vehicles from an accident scene or for the removal

26 and storage of vehicles, in the event the owner or operator is

27 incapacitated, unavailable, leaves the procurement of wrecker

28 service to the law enforcement officer at the scene, or

29 otherwise does not consent to the removal of the vehicle.

30 However, if a municipality chooses to enact an ordinance

31 establishing the maximum fees for the towing or immobilization

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1 of vehicles as described in paragraph (b), the county's  
 2 ordinance shall not apply within such municipality. Except as  
 3 provided by a municipality, the rates for a county that has  
 4 not established rates shall be the rates established for the  
 5 wrecker operator system of the Division of Florida Highway  
 6 Patrol of the Department of Highway Safety and Motor Vehicles  
 7 under s. 321.051.

8 Section 7. Paragraph (c) of subsection (1) of section  
 9 166.043, Florida Statutes, is amended to read:

10 166.043 Ordinances and rules imposing price controls;  
 11 findings required; procedures.--

12 (1)

13 (c) Counties must establish maximum rates which may be  
 14 charged on the towing of vehicles from or immobilization of  
 15 vehicles on private property, removal and storage of wrecked  
 16 or disabled vehicles from an accident scene or for the removal  
 17 and storage of vehicles, in the event the owner or operator is  
 18 incapacitated, unavailable, leaves the procurement of wrecker  
 19 service to the law enforcement officer at the scene, or  
 20 otherwise does not consent to the removal of the vehicle.

21 However, if a municipality chooses to enact an ordinance  
 22 establishing the maximum fees for the towing or immobilization  
 23 of vehicles as described in paragraph (b), the county's  
 24 ordinance established under s. 125.0103 shall not apply within  
 25 such municipality. Unless provided by the county, in a  
 26 municipality that has not established rates, the rates shall  
 27 be the rates established for the wrecker operator system of  
 28 the Division of Florida Highway Patrol of the Department of  
 29 Highway Safety and Motor Vehicles under s. 321.051.

30  
 31 (Redesignate subsequent sections.)

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1 ===== T I T L E   A M E N D M E N T =====

2 And the title is amended as follows:

3           On page 3, line 18, after the semicolon,

4

5 insert:

6           amending ss. 125.0103 and 166.043, F.S.;

7           prescribing the rates for towing and storage in

8           counties and municipalities that have not

9           established rates;

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