

ENROLLED  
 CS/HB 167, Engrossed 1

2008 Legislature

1                                   A bill to be entitled  
 2           An act relating to temporary motor vehicle license tags;  
 3           amending s. 320.131, F.S.; revising provisions for the  
 4           placement of temporary tags on vehicles; revising  
 5           provisions for implementation of an electronic, print-on  
 6           demand, temporary tag issuance system; authorizing certain  
 7           motor vehicle dealers to charge a fee in certain  
 8           circumstance; authorizing limited use of a backup manual  
 9           issuance method; authorizing the department to adopt  
 10          rules; repealing s. 320.96, F.S., relating to  
 11          implementation of an electronic, print-on-demand,  
 12          temporary license plate system; providing an effective  
 13          date.

14  
 15 Be It Enacted by the Legislature of the State of Florida:

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 17           Section 1. Subsections (4) and (8) of section 320.131,  
 18           Florida Statutes, are amended, and subsection (9) is added to  
 19           that section, to read:

20           320.131 Temporary tags.--

21           (4) (a) Temporary tags shall be conspicuously displayed in  
 22           the rear license plate bracket or, ~~attached to the inside of the~~  
 23           ~~rear window in an upright position so as to be clearly visible~~  
 24           ~~from the rear of the vehicle.~~ on vehicles requiring front  
 25           display of license plates, ~~temporary tags shall be displayed on~~  
 26           the front of the vehicle in the location where the metal license  
 27           plate would normally be displayed.

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28           (b) The department shall designate specifications for the  
 29 media upon which the temporary tag is printed. Such media shall  
 30 be either nonpermeable or subject to weatherproofing so that it  
 31 maintains its structural integrity, including graphic and data  
 32 adhesion, in all weather conditions after being placed on a  
 33 vehicle.

34           (8) The department shall ~~may~~ administer an electronic  
 35 system for licensed motor vehicle dealers to use for ~~in~~ issuing  
 36 temporary tags ~~license plates~~. ~~Upon issuing a temporary license~~  
 37 ~~plate, the dealer shall access the electronic system and enter~~  
 38 ~~the appropriate vehicle and owner information within the~~  
 39 ~~timeframe specified by department rule.~~ If a dealer fails to  
 40 comply with the department's requirements for issuing temporary  
 41 tags ~~license plates~~ using the electronic system, the department  
 42 may deny, suspend, or revoke a license under s. 320.27(9)(b)16.  
 43 upon proof that the licensee has failed to comply with the  
 44 department's requirements. The department may adopt rules to  
 45 administer this section.

46           (9)(a) The department shall implement a secure print-on-  
 47 demand electronic temporary tag registration, record retention,  
 48 and issue system required for use by every department-authorized  
 49 issuer of temporary tags by the end of the 2007-2008 fiscal  
 50 year. This system shall enable the department to issue, on  
 51 demand, a temporary tag number in response to a request from the  
 52 issuer by way of a secure electronic exchange of data and then  
 53 enable the issuer to print the temporary tag with all required  
 54 information. A motor vehicle dealer licensed under ch. 320 shall  
 55 be authorized to charge a fee to comply with this subsection.

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56           (b) To ensure the continuation of operations for issuers if  
57 a system outage occurs, the department shall allow limited use  
58 of a backup manual issuance method during an outage which  
59 requires the record keeping of information as determined by the  
60 department and which requires the timely electronic reporting of  
61 this information to the department.

62           (c) The department may adopt rules as necessary to  
63 implement this subsection. Such rules may include exemptions  
64 from the requirements of this subsection as feasibly required to  
65 implement the program, as well as for issuers who do not require  
66 a dealer license under this chapter because of the type or size  
67 of vehicle being sold.

68           Section 2. Section 320.96, Florida Statutes, is repealed.

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