

By Senator Crist

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1 A bill to be entitled
2 An act relating to motor vehicle transactions;
3 amending s. 316.1951, F.S.; directing the Department
4 of Highway Safety and Motor Vehicles to adopt a
5 uniform traffic citation to be used to enforce
6 provisions that prohibit parking a motor vehicle on
7 certain property for the purpose of displaying the
8 motor vehicle as being for sale, hire, or rental;
9 removing a requirement that each law enforcement
10 agency provide its own notice for such enforcement;
11 authorizing a code enforcement officer from any local
12 government agency to enforce such provisions;
13 providing that the owner of a vehicle parked in
14 violation of such provisions is subject to a fine in
15 addition to towing and storage fees; amending s.
16 318.18, F.S.; specifying a fine for a vehicle that is
17 displayed for sale, hire, or rental in violation of
18 such provisions; amending s. 319.225, F.S.;
19 prohibiting the department from requiring the
20 signature of the transferor to be notarized on certain
21 motor vehicle title transfer forms relating to mileage
22 of the vehicle; requiring the forms to include an
23 affidavit declaring facts in the document to be true;
24 amending s. 319.23, F.S.; providing that, under
25 certain circumstances, a motor vehicle dealer is not
26 required to apply for a certificate of title for a
27 motor vehicle sold to a general purchaser who resides
28 outside the state; amending s. 320.02, F.S.; directing
29 the department to place the name of the owner of a

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30 motor vehicle on the list of persons who may not be
31 issued a license plate or revalidation sticker if that
32 person is on a list submitted to the department by a
33 licensed dealer; amending s. 320.27, F.S.; clarifying
34 an exemption from certain dealer prelicensing
35 requirements; removing a requirement for evaluation of
36 privatized applicant training methods; limiting the
37 issuance to a licensed dealer of supplemental off-
38 premises sale licenses; authorizing dealer records to
39 be kept in either paper or electronic form; providing
40 procedures for transfer of documents to electronic
41 form; authorizing the department to deny, suspend, or
42 revoke a dealer's license for certain actions relating
43 to payments made to the department; authorizing a
44 dealer training school to cancel the training
45 certificate issued to a student for certain actions
46 relating to payments made to the school; providing an
47 effective date.

48
49 Be It Enacted by the Legislature of the State of Florida:

50
51 Section 1. Section 316.1951, Florida Statutes, is amended
52 to read:

53 316.1951 Parking for certain purposes prohibited; sale of
54 motor vehicles; prohibited acts.—

55 (1) It is unlawful for any person to park a motor vehicle,
56 as defined in s. 320.01, upon a public street or highway, ~~upon~~
57 public parking lot, or other public property, or upon private
58 property where the public has the right to travel by motor

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59 vehicle, for the principal purpose and intent of displaying the
60 motor vehicle thereon for sale, hire, or rental unless the sale,
61 hire, or rental of the motor vehicle is specifically authorized
62 on such property by municipal or county regulation and the
63 person is in compliance with all municipal or county licensing
64 regulations.

65 (2) The provisions of subsection (1) do not prohibit a
66 person from parking his or her own motor vehicle or his or her
67 other personal property on any private real property which the
68 person owns or leases or on private real property which the
69 person does not own or lease, but for which he or she obtains
70 the permission of the owner, or on the public street immediately
71 adjacent thereto, for the principal purpose and intent of sale,
72 hire, or rental.

73 (3) Subsection (1) does not prohibit a licensed motor
74 vehicle dealer from displaying for sale or offering for sale
75 motor vehicles at locations other than the dealer's licensed
76 location if the dealer has been issued a supplemental license
77 for off-premises sales, as provided in s. 320.27(5), and has
78 complied with the requirements in subsection (1). A vehicle
79 displayed for sale by a licensed dealer at any location other
80 than the dealer's licensed location is subject to immediate
81 removal without warning.

82 (4) The Department of Highway Safety and Motor Vehicles
83 shall adopt by rule a uniform written traffic citation ~~notice~~ to
84 be used to enforce this section. ~~Each law enforcement agency in~~
85 ~~this state shall provide, at each agency's expense, the notice~~
86 ~~forms necessary to enforce this section.~~

87 (5) A law enforcement officer, compliance officer, code

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88 enforcement officer from any local government agency, or
89 supervisor of the department may cause to be removed at the
90 owner's expense any motor vehicle found in violation of
91 subsection (1)~~7~~ which has been parked in one location for more
92 than 24 hours after a written traffic citation ~~notice~~ has been
93 issued. Every written traffic citation ~~notice~~ issued pursuant to
94 this section shall be affixed in a conspicuous place upon a
95 vehicle by a law enforcement officer, compliance officer, code
96 enforcement officer, or supervisor of the department. Any
97 vehicle found in violation of subsection (1) within 30 days
98 after a previous violation and written traffic citation ~~notice~~
99 is subject to immediate removal without an additional waiting
100 period.

101 (6) It is unlawful to offer a vehicle for sale if the
102 vehicle identification number has been destroyed, removed,
103 covered, altered, or defaced, as described in s. 319.33(1)(d). A
104 vehicle found in violation of this subsection is subject to
105 immediate removal without warning.

106 (7) It is unlawful to knowingly attach to any motor vehicle
107 a registration that was not assigned or lawfully transferred to
108 the vehicle pursuant to s. 320.261. A vehicle found in violation
109 of this subsection is subject to immediate removal without
110 warning.

111 (8) It is unlawful to display or offer for sale a vehicle
112 that does not have a valid registration as provided in s.
113 320.02. A vehicle found in violation of this subsection is
114 subject to immediate removal without warning. This subsection
115 does not apply to vehicles and recreational vehicles being
116 offered for sale through motor vehicle auctions as defined in s.

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117 320.27(1)(c)4.

118 (9) A vehicle is subject to immediate removal without
119 warning if it bears a telephone number that has been displayed
120 on three or more vehicles offered for sale within a 12-month
121 period.

122 (10) Any other provision of law to the contrary
123 notwithstanding, a violation of subsection (1) shall subject the
124 owner of such motor vehicle to towing fees reasonably
125 necessitated by removal and storage of the motor vehicle and a
126 fine as required by s. 318.18.

127 (11) This section does not prohibit the governing body of a
128 municipality or county, with respect to streets, highways, or
129 other property under its jurisdiction, from regulating the
130 parking of motor vehicles for any purpose.

131 (12) A violation of this section is a noncriminal traffic
132 infraction, punishable as a nonmoving violation as provided in
133 chapter 318, unless otherwise mandated by general law.

134 Section 2. Subsection (21) is added to section 318.18,
135 Florida Statutes, to read:

136 318.18 Amount of penalties.—The penalties required for a
137 noncriminal disposition pursuant to s. 318.14 or a criminal
138 offense listed in s. 318.17 are as follows:

139 (21) One hundred dollars for a violation of s. 316.1951 for
140 a vehicle that is unlawfully displayed for sale, hire, or
141 rental.

142 Section 3. Paragraphs (a) and (b) of subsection (6) of
143 section 319.225, Florida Statutes, are amended to read:

144 319.225 Transfer and reassignment forms; odometer
145 disclosure statements.—

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146 (6) (a) If the certificate of title is physically held by a
147 lienholder, the transferor may give a power of attorney to his
148 or her transferee for the purpose of odometer disclosure. The
149 power of attorney must be on a form issued or authorized by the
150 department, which form must be in compliance with 49 C.F.R. ss.
151 580.4 and 580.13. The department shall not require the signature
152 of the transferor to be notarized on the form; however, in lieu
153 of notarization, the form shall include an affidavit with the
154 following wording: UNDER PENALTY OF PERJURY, I DECLARE THAT I
155 HAVE READ THE FOREGOING DOCUMENT AND THAT THE FACTS STATED IN IT
156 ARE TRUE. The transferee shall sign the power of attorney form,
157 print his or her name, and return a copy of the power of
158 attorney form to the transferor. Upon receipt of a title
159 certificate, the transferee shall complete the space for mileage
160 disclosure on the title certificate exactly as the mileage was
161 disclosed by the transferor on the power of attorney form. If
162 the transferee is a licensed motor vehicle dealer who is
163 transferring the vehicle to a retail purchaser, the dealer shall
164 make application on behalf of the retail purchaser as provided
165 in s. 319.23(6) and shall submit the original power of attorney
166 form to the department with the application for title and the
167 transferor's title certificate; otherwise, a dealer may reassign
168 the title certificate by using the dealer reassignment form in
169 the manner prescribed in subsection (3), and, at the time of
170 physical transfer of the vehicle, the original power of attorney
171 shall be delivered to the person designated as the transferee of
172 the dealer on the dealer reassignment form. A copy of the
173 executed power of attorney shall be submitted to the department
174 with a copy of the executed dealer reassignment form within 5

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175 business days after the certificate of title and dealer
176 reassignment form are delivered by the dealer to its transferee.

177 (b) If the certificate of title is lost or otherwise
178 unavailable, the transferor may give a power of attorney to his
179 or her transferee for the purpose of odometer disclosure. The
180 power of attorney must be on a form issued or authorized by the
181 department, which form must be in compliance with 49 C.F.R. ss.
182 580.4 and 580.13. The department shall not require the signature
183 of the transferor to be notarized on the form; however, in lieu
184 of notarization, the form shall include an affidavit with the
185 following wording: UNDER PENALTY OF PERJURY, I DECLARE THAT I
186 HAVE READ THE FOREGOING DOCUMENT AND THAT THE FACTS STATED IN IT
187 ARE TRUE. The transferee shall sign the power of attorney form,
188 print his or her name, and return a copy of the power of
189 attorney form to the transferor. Upon receipt of the title
190 certificate or a duplicate title certificate, the transferee
191 shall complete the space for mileage disclosure on the title
192 certificate exactly as the mileage was disclosed by the
193 transferor on the power of attorney form. If the transferee is a
194 licensed motor vehicle dealer who is transferring the vehicle to
195 a retail purchaser, the dealer shall make application on behalf
196 of the retail purchaser as provided in s. 319.23(6) and shall
197 submit the original power of attorney form to the department
198 with the application for title and the transferor's title
199 certificate or duplicate title certificate; otherwise, a dealer
200 may reassign the title certificate by using the dealer
201 reassignment form in the manner prescribed in subsection (3),
202 and, at the time of physical transfer of the vehicle, the
203 original power of attorney shall be delivered to the person

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204 designated as the transferee of the dealer on the dealer
205 reassignment form. A copy of the executed power of attorney
206 shall be submitted to the department with a copy of the executed
207 dealer reassignment form within 5 business days after the
208 duplicate certificate of title and dealer reassignment form are
209 delivered by the dealer to its transferee.

210 Section 4. Subsection (6) of section 319.23, Florida
211 Statutes, is amended to read:

212 319.23 Application for, and issuance of, certificate of
213 title.—

214 (6) (a) In the case of the sale of a motor vehicle or mobile
215 home by a licensed dealer to a general purchaser, the
216 certificate of title must be obtained in the name of the
217 purchaser by the dealer upon application signed by the
218 purchaser, and in each other case such certificate must be
219 obtained by the purchaser. In each case of transfer of a motor
220 vehicle or mobile home, the application for a certificate of
221 title, a ~~or~~ corrected certificate, or an assignment or
222 reassignment, ~~must~~ be filed within 30 days after ~~from~~ the
223 delivery of the motor vehicle or mobile home to the purchaser.
224 An applicant must pay a fee of \$20, in addition to all other
225 fees and penalties required by law, for failing to file such
226 application within the specified time. In the case of the sale
227 of a motor vehicle by a licensed motor vehicle dealer to a
228 general purchaser who resides in another state or country, the
229 dealer is not required to apply for a certificate of title for
230 the motor vehicle; however, the dealer must transfer ownership
231 and reassign the certificate of title or manufacturer's
232 certificate of origin to the purchaser, and the purchaser must

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233 sign an affidavit, as approved by the department, that the
234 purchaser will title and register the motor vehicle in another
235 state or country.

236 (b) If a licensed dealer acquires a motor vehicle or mobile
237 home as a trade-in, the dealer must file with the department,
238 within 30 days, a notice of sale signed by the seller. The
239 department shall update its database for that title record to
240 indicate "sold." A licensed dealer need not apply for a
241 certificate of title for any motor vehicle or mobile home in
242 stock acquired for stock purposes except as provided in s.
243 319.225.

244 Section 5. Subsection (16) of section 320.02, Florida
245 Statutes, is amended to read:

246 320.02 Registration required; application for registration;
247 forms.-

248 (16) The department is authorized to withhold registration
249 or re-registration of a motor vehicle if the name of the owner
250 or of a coowner appears on a list submitted to the department by
251 a licensed motor vehicle dealer for a previous registration of
252 that vehicle. The department shall place the name of the
253 registered owner of that vehicle on the list of those persons
254 who may not be issued a license plate, revalidation sticker, or
255 replacement plate for the vehicle purchased from the licensed
256 motor vehicle dealer. The motor vehicle dealer must maintain
257 signed evidence that the owner or coowner acknowledged the
258 dealer's authority to submit the list to the department if he or
259 she failed to pay and must note the amount for which the owner
260 or coowner would be responsible for the vehicle registration.
261 The dealer must maintain the necessary documentation required in

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262 this subsection or face penalties as provided in s. 320.27. This
263 subsection does not affect the issuance of a title to a motor
264 vehicle.

265 (a) The motor vehicle owner or coowner may dispute the
266 claim that money is owed to a dealer for registration fees by
267 submitting a form to the department if the motor vehicle owner
268 or coowner has documentary proof that the registration fees have
269 been paid to the dealer for the disputed amount. Without clear
270 evidence of the amounts owed for the vehicle registration and
271 repayment, the department will assume initial payments are
272 applied to government-assessed fees first.

273 (b) If the registered owner's dispute complies with
274 paragraph (a), the department shall immediately remove the motor
275 vehicle owner or coowner's name from the list, thereby allowing
276 the issuance of a license plate or revalidation sticker.

277 Section 6. Subsections (4), (5), and (6) and paragraph (a)
278 of subsection (9) of section 320.27, Florida Statutes, are
279 amended to read:

280 320.27 Motor vehicle dealers.—

281 (4) LICENSE CERTIFICATE.—

282 (a) A license certificate shall be issued by the department
283 in accordance with such application when the application is
284 regular in form and in compliance with the provisions of this
285 section. The license certificate may be in the form of a
286 document or a computerized card as determined by the department.
287 The actual cost of each original, additional, or replacement
288 computerized card shall be borne by the licensee and is in
289 addition to the fee for licensure. Such license, when so issued,
290 entitles the licensee to carry on and conduct the business of a

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291 motor vehicle dealer. Each license issued to a franchise motor
292 vehicle dealer expires annually on December 31 unless revoked or
293 suspended prior to that date. Each license issued to an
294 independent or wholesale dealer or auction expires annually on
295 April 30 unless revoked or suspended prior to that date. Not
296 less than 60 days prior to the license expiration date, the
297 department shall deliver or mail to each licensee the necessary
298 renewal forms. Each independent dealer shall certify that the
299 dealer (owner, partner, officer, or director of the licensee, or
300 a full-time employee of the licensee that holds a responsible
301 management-level position) has completed 8 hours of continuing
302 education prior to filing the renewal forms with the department.
303 Such certification shall be filed once every 2 years ~~commencing~~
304 ~~with the 2006 renewal period~~. The continuing education shall
305 include at least 2 hours of legal or legislative issues, 1 hour
306 of department issues, and 5 hours of relevant motor vehicle
307 industry topics. Continuing education shall be provided by
308 dealer schools licensed under paragraph (b) either in a
309 classroom setting or by correspondence. Such schools shall
310 provide certificates of completion to the department and the
311 customer which shall be filed with the license renewal form, and
312 such schools may charge a fee for providing continuing
313 education. Any licensee who does not file his or her application
314 and fees and any other requisite documents, as required by law,
315 with the department at least 30 days prior to the license
316 expiration date shall cease to engage in business as a motor
317 vehicle dealer on the license expiration date. A renewal filed
318 with the department within 45 days after the expiration date
319 shall be accompanied by a delinquent fee of \$100. Thereafter, a

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320 new application is required, accompanied by the initial license
321 fee. A license certificate duly issued by the department may be
322 modified by endorsement to show a change in the name of the
323 licensee, provided, as shown by affidavit of the licensee, the
324 majority ownership interest of the licensee has not changed or
325 the name of the person appearing as franchisee on the sales and
326 service agreement has not changed. Modification of a license
327 certificate to show any name change as herein provided shall not
328 require initial licensure or reissuance of dealer tags; however,
329 any dealer obtaining a name change shall transact all business
330 in and be properly identified by that name. All documents
331 relative to licensure shall reflect the new name. In the case of
332 a franchise dealer, the name change shall be approved by the
333 manufacturer, distributor, or importer. A licensee applying for
334 a name change endorsement shall pay a fee of \$25 which fee shall
335 apply to the change in the name of a main location and all
336 additional locations licensed under the provisions of subsection
337 (5). Each initial license application received by the department
338 shall be accompanied by verification that, within the preceding
339 6 months, the applicant, or one or more of his or her designated
340 employees, has attended a training and information seminar
341 conducted by a licensed motor vehicle dealer training school.
342 Any applicant for a new franchised motor vehicle dealer license
343 who has held a valid franchised motor vehicle dealer license
344 continuously for the past 2 years and who remains in good
345 standing with the department is exempt from the prelicensing
346 training requirement. Such seminar shall include, but is not
347 limited to, statutory dealer requirements, which requirements
348 include required bookkeeping and recordkeeping procedures,

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349 requirements for the collection of sales and use taxes, and such
350 other information that in the opinion of the department will
351 promote good business practices. No seminar may exceed 8 hours
352 in length.

353 (b) Each initial license application received by the
354 department for licensure under subparagraph (1)(c)2. shall ~~must~~
355 be accompanied by verification that, within the preceding 6
356 months, the applicant (owner, partner, officer, or director of
357 the applicant, or a full-time employee of the applicant that
358 holds a responsible management-level position) has successfully
359 completed training conducted by a licensed motor vehicle dealer
360 training school. Such training must include training in titling
361 and registration of motor vehicles, laws relating to unfair and
362 deceptive trade practices, laws relating to financing with
363 regard to buy-here, pay-here operations, and such other
364 information that in the opinion of the department will promote
365 good business practices. Successful completion of this training
366 shall be determined by examination administered at the end of
367 the course and attendance of no less than 90 percent of the
368 total hours required by such school. Any applicant who had held
369 a valid motor vehicle dealer's license continuously within the
370 past 2 years and who remains in good standing with the
371 department is exempt from the prelicensing requirements of this
372 section ~~paragraph~~. The department shall have the authority to
373 adopt any rule necessary for establishing the training
374 curriculum; length of training, which shall not exceed 8 hours
375 for required department topics and shall not exceed an
376 additional 24 hours for topics related to other regulatory
377 agencies' instructor qualifications; and any other requirements

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378 under this section. The curriculum for other subjects shall be
379 approved by any and all other regulatory agencies having
380 jurisdiction over specific subject matters; however, the overall
381 administration of the licensing of these dealer schools and
382 their instructors shall remain with the department. Such schools
383 are authorized to charge a fee. ~~This privatized method for~~
384 ~~training applicants for dealer licensing pursuant to~~
385 ~~subparagraph (1)(c)2. is a pilot program that shall be evaluated~~
386 ~~by the department after it has been in operation for a period of~~
387 ~~2 years.~~

388 (5) SUPPLEMENTAL LICENSE.—Any person licensed hereunder
389 shall obtain a supplemental license for each permanent
390 additional place or places of business not contiguous to the
391 premises for which the original license is issued, on a form to
392 be furnished by the department, and upon payment of a fee of \$50
393 for each such additional location. Upon making renewal
394 applications for such supplemental licenses, such applicant
395 shall pay \$50 for each additional location. A supplemental
396 license authorizing off-premises sales shall be issued, at no
397 charge to the dealer, for a period not to exceed 10 consecutive
398 calendar days at the authorized location; however, an off-
399 premises sale supplemental license under this subsection shall
400 not be issued more often than once in any calendar month. To
401 obtain such a temporary supplemental license for off-premises
402 sales, the applicant must be a licensed dealer; must notify the
403 applicable local department office of the specific dates and
404 location for which such license is requested, display a sign at
405 the licensed location clearly identifying the dealer, and
406 provide staff to work at the temporary location for the duration

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407 of the off-premises sale; must meet any local government
408 permitting requirements; and must have permission of the
409 property owner to sell at that location. In the case of an off-
410 premises sale by a motor vehicle dealer licensed under
411 subparagraph (1)(c)1. for the sale of new motor vehicles, the
412 applicant must also include documentation notifying the
413 applicable licensee licensed under s. 320.61 of the intent to
414 engage in an off-premises sale 5 working days prior to the date
415 of the off-premises sale. The licensee shall either approve or
416 disapprove of the off-premises sale within 2 working days after
417 receiving notice; otherwise, it will be deemed approved. This
418 section does not apply to a nonselling motor vehicle show or
419 public display of new motor vehicles.

420 (6) RECORDS TO BE KEPT BY LICENSEE.—Every licensee shall
421 keep a book or record in either paper or electronic ~~such~~ form as
422 ~~shall be~~ prescribed or approved by the department for a period
423 of 5 years, in which the licensee shall keep a record of the
424 purchase, sale, or exchange, or receipt for the purpose of sale,
425 of any motor vehicle, the date upon which any temporary tag was
426 issued, the date of title transfer, and a description of such
427 motor vehicle together with the name and address of the seller,
428 the purchaser, and the alleged owner or other person from whom
429 such motor vehicle was purchased or received or to whom it was
430 sold or delivered, as the case may be. Such description shall
431 include the identification or engine number, maker's number, if
432 any, chassis number, if any, and such other numbers or
433 identification marks as may be thereon and shall also include a
434 statement that a number has been obliterated, defaced, or
435 changed, if such is the fact. When a licensee chooses to

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436 maintain electronic records, the original paper documents may be
437 destroyed after the licensee successfully transfers title and
438 registration to the purchaser as required by chapter 319 for any
439 purchaser who titles and registers the motor vehicle in this
440 state. In the case of a sale to a purchaser who will title and
441 register the motor vehicle in another state or country, the
442 licensee may destroy the original paper documents after
443 successfully delivering a lawfully reassigned title or
444 manufacturer's certificate or statement of origin to the
445 purchaser and after producing electronic images of all documents
446 related to the sale.

447 (9) DENIAL, SUSPENSION, OR REVOCATION.—

448 (a) The department may deny, suspend, or revoke any license
449 issued hereunder or under the provisions of s. 320.77 or s.
450 320.771, upon proof that an applicant or a licensee has
451 ~~committed any of the following activities:~~

452 1. Committed ~~Commission of~~ fraud or willful
453 misrepresentation in application for or in obtaining a license.

454 2. Been convicted ~~Conviction~~ of a felony.

455 3. Failed ~~Failure~~ to honor a bank draft or check given to a
456 motor vehicle dealer for the purchase of a motor vehicle by
457 another motor vehicle dealer within 10 days after notification
458 that the bank draft or check has been dishonored. If the
459 transaction is disputed, the maker of the bank draft or check
460 shall post a bond in accordance with the provisions of s.
461 559.917, and no proceeding for revocation or suspension shall be
462 commenced until the dispute is resolved.

463 4.a. Failed to provide payment within 10 business days to
464 the department for a check payable to the department that was

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465 dishonored due to insufficient funds in the amount due plus any
466 statutorily authorized fee for uttering a worthless check. The
467 department shall notify an applicant or licensee when the
468 applicant or licensee makes payment to the department by a check
469 that is subsequently dishonored by the bank due to insufficient
470 funds. The applicant or licensee shall, within 10 business days
471 after receiving the notice, provide payment to the department in
472 the form of cash in the amount due plus any statutorily
473 authorized fee. If the applicant or licensee fails to make such
474 payment within 10 business days, the department may deny,
475 suspend, or revoke the applicant's or licensee's motor vehicle
476 dealer license.

477 b. Stopped payment on a check payable to the department,
478 issued a check payable to the department from an account that
479 has been closed, or charged back a credit card transaction to
480 the department. If an applicant or licensee commits any such
481 act, the department may deny, suspend, or revoke the applicant's
482 or licensee's motor vehicle dealer license.

483 5.a. Failed to provide payment in the amount of tuition due
484 plus any statutorily authorized fee within 10 business days to a
485 licensed motor vehicle dealer training school for a check
486 payable to the school that was dishonored due to insufficient
487 funds in the amount of tuition due plus any statutorily
488 authorized fee for uttering a worthless check. A licensed motor
489 vehicle dealer training school shall notify a student when the
490 student makes payment to the school by a check that is
491 subsequently dishonored by the bank due to insufficient funds.
492 The student shall, within 10 business days after receiving the
493 notice, provide payment to the school in a manner designated by

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494 the school in the amount of tuition due plus any statutorily
495 authorized fee. If the student fails to make such payment within
496 10 business days, the motor vehicle dealer training school may
497 cancel the training certificate issued to the student and notify
498 the department of the cancellation of the training certificate.

499 b. Stopped payment on a check payable to a licensed motor
500 vehicle dealer training school, issued a check payable to a
501 licensed motor vehicle dealer training school from an account
502 that has been closed, or charged back a credit card transaction
503 to a licensed motor vehicle dealer training school. If a student
504 commits any such act, the motor vehicle dealer training school
505 may cancel the training certificate issued to the student and
506 notify the department of the cancellation of the training
507 certificate.

508 Section 7. This act shall take effect July 1, 2010.