



466182

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/17/2010	.	
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The Committee on Transportation (Constantine) recommended the following:

Senate Amendment (with title amendment)

Between lines 783 and 784
insert:

Section 17. Subsection (86) is added to section 316.003, Florida Statutes, to read:

316.003 Definitions.—The following words and phrases, when used in this chapter, shall have the meanings respectively ascribed to them in this section, except where the context otherwise requires:

(86) TRI-VEHICLE.—An enclosed three-wheeled passenger vehicle that:



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13 (a) Is designed to operate with three wheels in contact
14 with the ground;

15 (b) Has a minimum unladen weight of 900 lbs;

16 (c) Has a single, completely enclosed, occupant
17 compartment;

18 (d) Is produced in a minimum quantity of 300 in any
19 calendar year;

20 (e) Is capable of a speed greater than 60 miles per hour on
21 level ground; and

22 (f) Is equipped with:

23 1. Seats that are certified by the vehicle manufacturer to
24 meet the requirements of Federal Motor Vehicle Safety Standard
25 No. 207, "Seating systems" (49 C.F.R. s. 572.207);

26 2. A steering wheel used to maneuver the vehicle;

27 3. A propulsion unit located forward or aft of the enclosed
28 occupant compartment;

29 4. A seat belt for each vehicle occupant, certified to meet
30 the requirements of Federal Motor Vehicle Safety Standard No.
31 209, "Seat belt assemblies" (49. C.F.R. s. 572.209);

32 5. A windshield and appropriate windshield wipers that
33 comply with the requirements of Federal Motor Vehicle Safety
34 Standard No. 205, "Glazing Materials" (49 C.F.R. s. 572.205) and
35 Federal Motor Vehicle Safety Standard No. 212, "Windshield Wiper
36 assemblies" (49 C.F.R. s. 572.212); and

37 6. A vehicle structure certified by the vehicle
38 manufacturer to meet the requirements of Federal Motor Vehicle
39 Safety Standard No. 216, "Rollover crush resistance" (49 C.F.R.
40 s. 572.216).

41 Section 18. Paragraph (b) of subsection (1) of section



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42 316.0741, Florida Statutes, is amended to read:

43 316.0741 High-occupancy-vehicle lanes.—

44 (1) As used in this section, the term:

45 (b) "Hybrid vehicle" means a motor vehicle:

46 1. That draws propulsion energy from onboard sources of
47 stored energy which are both an internal combustion or heat
48 engine using combustible fuel and a rechargeable energy-storage
49 system; and

50 2. That, in the case of a passenger automobile or light
51 truck, has received a certificate of conformity under the Clean
52 Air Act, 42 U.S.C. ss. 7401 et seq., and meets or exceeds the
53 equivalent qualifying California standards for a low-emission
54 vehicle; or

55 3. That, in the case of a tri-vehicle, is an inherently
56 low-emission vehicle (ILEV), as provided in subsection (4).

57 Section 19. Section 320.08, Florida Statutes, is amended to
58 read:

59 320.08 License taxes.—Except as otherwise provided herein,
60 there are hereby levied and imposed annual license taxes for the
61 operation of motor vehicles, mopeds, motorized bicycles as
62 defined in s. 316.003(2), tri-vehicles, as defined in s.
63 316.003, and mobile homes, as defined in s. 320.01, which shall
64 be paid to and collected by the department or its agent upon the
65 registration or renewal of registration of the following:

66 (1) MOTORCYCLES AND MOPEDS.—

67 (a) Any motorcycle: \$13.50 flat, of which \$3.50 shall be
68 deposited into the General Revenue Fund.

69 (b) Any moped: \$6.75 flat, of which \$1.75 shall be
70 deposited into the General Revenue Fund.



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71 (c) Upon registration of any motorcycle, motor-driven
72 cycle, or moped there shall be paid in addition to the license
73 taxes specified in this subsection a nonrefundable motorcycle
74 safety education fee in the amount of \$2.50. The proceeds of
75 such additional fee shall be deposited in the Highway Safety
76 Operating Trust Fund to fund a motorcycle driver improvement
77 program implemented pursuant to s. 322.025, the Florida
78 Motorcycle Safety Education Program established in s. 322.0255,
79 or the general operations of the department.

80 (d) An ancient or antique motorcycle: \$13.50 flat, of which
81 \$3.50 shall be deposited into the General Revenue Fund.

82 (2) AUTOMOBILES OR TRI-VEHICLES FOR PRIVATE USE.—

83 (a) An ancient or antique automobile, as defined in s.
84 320.086, or a street rod, as defined in s. 320.0863: \$10.25
85 flat, of which \$2.75 shall be deposited into the General Revenue
86 Fund.

87 (b) Net weight of less than 2,500 pounds: \$19.50 flat, of
88 which \$5 shall be deposited into the General Revenue Fund.

89 (c) Net weight of 2,500 pounds or more, but less than 3,500
90 pounds: \$30.50 flat, of which \$8 shall be deposited into the
91 General Revenue Fund.

92 (d) Net weight of 3,500 pounds or more: \$44 flat, of which
93 \$11.50 shall be deposited into the General Revenue Fund.

94 (3) TRUCKS.—

95 (a) Net weight of less than 2,000 pounds: \$19.50 flat, of
96 which \$5 shall be deposited into the General Revenue Fund.

97 (b) Net weight of 2,000 pounds or more, but not more than
98 3,000 pounds: \$30.50 flat, of which \$8 shall be deposited into
99 the General Revenue Fund.



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100 (c) Net weight more than 3,000 pounds, but not more than
101 5,000 pounds: \$44 flat, of which \$11.50 shall be deposited into
102 the General Revenue Fund.

103 (d) A truck defined as a "goat," or any other vehicle if
104 used in the field by a farmer or in the woods for the purpose of
105 harvesting a crop, including naval stores, during such
106 harvesting operations, and which is not principally operated
107 upon the roads of the state: \$10.25 flat, of which \$2.75 shall
108 be deposited into the General Revenue Fund. A "goat" is a motor
109 vehicle designed, constructed, and used principally for the
110 transportation of citrus fruit within citrus groves or for the
111 transportation of crops on farms, and which can also be used for
112 the hauling of associated equipment or supplies, including
113 required sanitary equipment, and the towing of farm trailers.

114 (e) An ancient or antique truck, as defined in s. 320.086:
115 \$10.25 flat, of which \$2.75 shall be deposited into the General
116 Revenue Fund.

117 (4) HEAVY TRUCKS, TRUCK TRACTORS, FEES ACCORDING TO GROSS
118 VEHICLE WEIGHT.—

119 (a) Gross vehicle weight of 5,001 pounds or more, but less
120 than 6,000 pounds: \$60.75 flat, of which \$15.75 shall be
121 deposited into the General Revenue Fund.

122 (b) Gross vehicle weight of 6,000 pounds or more, but less
123 than 8,000 pounds: \$87.75 flat, of which \$22.75 shall be
124 deposited into the General Revenue Fund.

125 (c) Gross vehicle weight of 8,000 pounds or more, but less
126 than 10,000 pounds: \$103 flat, of which \$27 shall be deposited
127 into the General Revenue Fund.

128 (d) Gross vehicle weight of 10,000 pounds or more, but less



129 than 15,000 pounds: \$118 flat, of which \$31 shall be deposited
130 into the General Revenue Fund.

131 (e) Gross vehicle weight of 15,000 pounds or more, but less
132 than 20,000 pounds: \$177 flat, of which \$46 shall be deposited
133 into the General Revenue Fund.

134 (f) Gross vehicle weight of 20,000 pounds or more, but less
135 than 26,001 pounds: \$251 flat, of which \$65 shall be deposited
136 into the General Revenue Fund.

137 (g) Gross vehicle weight of 26,001 pounds or more, but less
138 than 35,000: \$324 flat, of which \$84 shall be deposited into the
139 General Revenue Fund.

140 (h) Gross vehicle weight of 35,000 pounds or more, but less
141 than 44,000 pounds: \$405 flat, of which \$105 shall be deposited
142 into the General Revenue Fund.

143 (i) Gross vehicle weight of 44,000 pounds or more, but less
144 than 55,000 pounds: \$773 flat, of which \$201 shall be deposited
145 into the General Revenue Fund.

146 (j) Gross vehicle weight of 55,000 pounds or more, but less
147 than 62,000 pounds: \$916 flat, of which \$238 shall be deposited
148 into the General Revenue Fund.

149 (k) Gross vehicle weight of 62,000 pounds or more, but less
150 than 72,000 pounds: \$1,080 flat, of which \$280 shall be
151 deposited into the General Revenue Fund.

152 (l) Gross vehicle weight of 72,000 pounds or more: \$1,322
153 flat, of which \$343 shall be deposited into the General Revenue
154 Fund.

155 (m) Notwithstanding the declared gross vehicle weight, a
156 truck tractor used within a 150-mile radius of its home address
157 is eligible for a license plate for a fee of \$324 flat if:



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- 158 1. The truck tractor is used exclusively for hauling
159 forestry products; or
- 160 2. The truck tractor is used primarily for the hauling of
161 forestry products, and is also used for the hauling of
162 associated forestry harvesting equipment used by the owner of
163 the truck tractor.

164

165 Of the fee imposed by this paragraph, \$84 shall be deposited
166 into the General Revenue Fund.

167 (n) A truck tractor or heavy truck, not operated as a for-
168 hire vehicle, which is engaged exclusively in transporting raw,
169 unprocessed, and nonmanufactured agricultural or horticultural
170 products within a 150-mile radius of its home address, is
171 eligible for a restricted license plate for a fee of:

172 1. If such vehicle's declared gross vehicle weight is less
173 than 44,000 pounds, \$87.75 flat, of which \$22.75 shall be
174 deposited into the General Revenue Fund.

175 2. If such vehicle's declared gross vehicle weight is
176 44,000 pounds or more and such vehicle only transports from the
177 point of production to the point of primary manufacture; to the
178 point of assembling the same; or to a shipping point of a rail,
179 water, or motor transportation company, \$324 flat, of which \$84
180 shall be deposited into the General Revenue Fund.

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182 Such not-for-hire truck tractors and heavy trucks used
183 exclusively in transporting raw, unprocessed, and
184 nonmanufactured agricultural or horticultural products may be
185 incidentally used to haul farm implements and fertilizers
186 delivered direct to the growers. The department may require any



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187 documentation deemed necessary to determine eligibility prior to
188 issuance of this license plate. For the purpose of this
189 paragraph, "not-for-hire" means the owner of the motor vehicle
190 must also be the owner of the raw, unprocessed, and
191 nonmanufactured agricultural or horticultural product, or the
192 user of the farm implements and fertilizer being delivered.

193 (5) SEMITRAILERS, FEES ACCORDING TO GROSS VEHICLE WEIGHT;
194 SCHOOL BUSES; SPECIAL PURPOSE VEHICLES.—

195 (a)1. A semitrailer drawn by a GVW truck tractor by means
196 of a fifth-wheel arrangement: \$13.50 flat per registration year
197 or any part thereof, of which \$3.50 shall be deposited into the
198 General Revenue Fund.

199 2. A semitrailer drawn by a GVW truck tractor by means of a
200 fifth-wheel arrangement: \$68 flat per permanent registration, of
201 which \$18 shall be deposited into the General Revenue Fund.

202 (b) A motor vehicle equipped with machinery and designed
203 for the exclusive purpose of well drilling, excavation,
204 construction, spraying, or similar activity, and which is not
205 designed or used to transport loads other than the machinery
206 described above over public roads: \$44 flat, of which \$11.50
207 shall be deposited into the General Revenue Fund.

208 (c) A school bus used exclusively to transport pupils to
209 and from school or school or church activities or functions
210 within their own county: \$41 flat, of which \$11 shall be
211 deposited into the General Revenue Fund.

212 (d) A wrecker, as defined in s. 320.01(40), which is used
213 to tow a vessel as defined in s. 327.02(39), a disabled,
214 abandoned, stolen-recovered, or impounded motor vehicle as
215 defined in s. 320.01(38), or a replacement motor vehicle as



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216 defined in s. 320.01(39): \$41 flat, of which \$11 shall be
217 deposited into the General Revenue Fund.

218 (e) A wrecker that is used to tow any motor vehicle,
219 regardless of whether such motor vehicle is a disabled motor
220 vehicle, a replacement motor vehicle, a vessel, or any other
221 cargo, as follows:

222 1. Gross vehicle weight of 10,000 pounds or more, but less
223 than 15,000 pounds: \$118 flat, of which \$31 shall be deposited
224 into the General Revenue Fund.

225 2. Gross vehicle weight of 15,000 pounds or more, but less
226 than 20,000 pounds: \$177 flat, of which \$46 shall be deposited
227 into the General Revenue Fund.

228 3. Gross vehicle weight of 20,000 pounds or more, but less
229 than 26,000 pounds: \$251 flat, of which \$65 shall be deposited
230 into the General Revenue Fund.

231 4. Gross vehicle weight of 26,000 pounds or more, but less
232 than 35,000 pounds: \$324 flat, of which \$84 shall be deposited
233 into the General Revenue Fund.

234 5. Gross vehicle weight of 35,000 pounds or more, but less
235 than 44,000 pounds: \$405 flat, of which \$105 shall be deposited
236 into the General Revenue Fund.

237 6. Gross vehicle weight of 44,000 pounds or more, but less
238 than 55,000 pounds: \$772 flat, of which \$200 shall be deposited
239 into the General Revenue Fund.

240 7. Gross vehicle weight of 55,000 pounds or more, but less
241 than 62,000 pounds: \$915 flat, of which \$237 shall be deposited
242 into the General Revenue Fund.

243 8. Gross vehicle weight of 62,000 pounds or more, but less
244 than 72,000 pounds: \$1,080 flat, of which \$280 shall be



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245 deposited into the General Revenue Fund.

246 9. Gross vehicle weight of 72,000 pounds or more: \$1,322
247 flat, of which \$343 shall be deposited into the General Revenue
248 Fund.

249 (f) A hearse or ambulance: \$40.50 flat, of which \$10.50
250 shall be deposited into the General Revenue Fund.

251 (6) MOTOR VEHICLES FOR HIRE.—

252 (a) Under nine passengers: \$17 flat, of which \$4.50 shall
253 be deposited into the General Revenue Fund; plus \$1.50 per cwt,
254 of which 50 cents shall be deposited into the General Revenue
255 Fund.

256 (b) Nine passengers and over: \$17 flat, of which \$4.50
257 shall be deposited into the General Revenue Fund; plus \$2 per
258 cwt, of which 50 cents shall be deposited into the General
259 Revenue Fund.

260 (7) TRAILERS FOR PRIVATE USE.—

261 (a) Any trailer weighing 500 pounds or less: \$6.75 flat per
262 year or any part thereof, of which \$1.75 shall be deposited into
263 the General Revenue Fund.

264 (b) Net weight over 500 pounds: \$3.50 flat, of which \$1
265 shall be deposited into the General Revenue Fund; plus \$1 per
266 cwt, of which 25 cents shall be deposited into the General
267 Revenue Fund.

268 (8) TRAILERS FOR HIRE.—

269 (a) Net weight under 2,000 pounds: \$3.50 flat, of which \$1
270 shall be deposited into the General Revenue Fund; plus \$1.50 per
271 cwt, of which 50 cents shall be deposited into the General
272 Revenue Fund.

273 (b) Net weight 2,000 pounds or more: \$13.50 flat, of which



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274 \$3.50 shall be deposited into the General Revenue Fund; plus
275 \$1.50 per cwt, of which 50 cents shall be deposited into the
276 General Revenue Fund.

277 (9) RECREATIONAL VEHICLE-TYPE UNITS.—

278 (a) A travel trailer or fifth-wheel trailer, as defined by
279 s. 320.01(1)(b), that does not exceed 35 feet in length: \$27
280 flat, of which \$7 shall be deposited into the General Revenue
281 Fund.

282 (b) A camping trailer, as defined by s. 320.01(1)(b)2.:
283 \$13.50 flat, of which \$3.50 shall be deposited into the General
284 Revenue Fund.

285 (c) A motor home, as defined by s. 320.01(1)(b)4.:

286 1. Net weight of less than 4,500 pounds: \$27 flat, of which
287 \$7 shall be deposited into the General Revenue Fund.

288 2. Net weight of 4,500 pounds or more: \$47.25 flat, of
289 which \$12.25 shall be deposited into the General Revenue Fund.

290 (d) A truck camper as defined by s. 320.01(1)(b)3.:

291 1. Net weight of less than 4,500 pounds: \$27 flat, of which
292 \$7 shall be deposited into the General Revenue Fund.

293 2. Net weight of 4,500 pounds or more: \$47.25 flat, of
294 which \$12.25 shall be deposited into the General Revenue Fund.

295 (e) A private motor coach as defined by s. 320.01(1)(b)5.:

296 1. Net weight of less than 4,500 pounds: \$27 flat, of which
297 \$7 shall be deposited into the General Revenue Fund.

298 2. Net weight of 4,500 pounds or more: \$47.25 flat, of
299 which \$12.25 shall be deposited into the General Revenue Fund.

300 (10) PARK TRAILERS; TRAVEL TRAILERS; FIFTH-WHEEL TRAILERS;
301 35 FEET TO 40 FEET.—

302 (a) Park trailers.—Any park trailer, as defined in s.



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303 320.01(1)(b)7.: \$25 flat.
304 (b) A travel trailer or fifth-wheel trailer, as defined in
305 s. 320.01(1)(b), that exceeds 35 feet: \$25 flat.
306 (11) MOBILE HOMES.—
307 (a) A mobile home not exceeding 35 feet in length: \$20
308 flat.
309 (b) A mobile home over 35 feet in length, but not exceeding
310 40 feet: \$25 flat.
311 (c) A mobile home over 40 feet in length, but not exceeding
312 45 feet: \$30 flat.
313 (d) A mobile home over 45 feet in length, but not exceeding
314 50 feet: \$35 flat.
315 (e) A mobile home over 50 feet in length, but not exceeding
316 55 feet: \$40 flat.
317 (f) A mobile home over 55 feet in length, but not exceeding
318 60 feet: \$45 flat.
319 (g) A mobile home over 60 feet in length, but not exceeding
320 65 feet: \$50 flat.
321 (h) A mobile home over 65 feet in length: \$80 flat.
322 (12) DEALER AND MANUFACTURER LICENSE PLATES.—A franchised
323 motor vehicle dealer, independent motor vehicle dealer, marine
324 boat trailer dealer, or mobile home dealer and manufacturer
325 license plate: \$17 flat, of which \$4.50 shall be deposited into
326 the General Revenue Fund.
327 (13) EXEMPT OR OFFICIAL LICENSE PLATES.—Any exempt or
328 official license plate: \$4 flat, of which \$1 shall be deposited
329 into the General Revenue Fund.
330 (14) LOCALLY OPERATED MOTOR VEHICLES FOR HIRE.—A motor
331 vehicle for hire operated wholly within a city or within 25



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332 miles thereof: \$17 flat, of which \$4.50 shall be deposited into
333 the General Revenue Fund; plus \$2 per cwt, of which 50 cents
334 shall be deposited into the General Revenue Fund.

335 (15) TRANSPORTER.—Any transporter license plate issued to a
336 transporter pursuant to s. 320.133: \$101.25 flat, of which
337 \$26.25 shall be deposited into the General Revenue Fund.

338 Section 20. Subsection (26) of section 322.01, Florida
339 Statutes, is amended, and subsection (46) is added to that
340 section, to read:

341 322.01 Definitions.—As used in this chapter:

342 (26) "Motorcycle" means a motor vehicle powered by a motor
343 with a displacement of more than 50 cubic centimeters, having a
344 seat or saddle for the use of the rider, and designed to travel
345 on not more than three wheels in contact with the ground, but
346 excluding a tractor, tri-vehicle, or moped.

347 (46) "Tri-vehicle" means an enclosed three-wheeled
348 passenger vehicle that:

349 (a) Is designed to operate with three wheels in contact
350 with the ground;

351 (b) Has a minimum unladen weight of 900 lbs;

352 (c) Has a single, completely enclosed, occupant
353 compartment;

354 (d) Is produced in a minimum quantity of 300 in any
355 calendar year;

356 (e) Is capable of a speed greater than 60 miles per hour on
357 level ground; and

358 (f) Is equipped with:

359 1. Seats that are certified by the vehicle manufacturer to
360 meet the requirements of Federal Motor Vehicle Safety Standard



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- 361 No. 207, "Seating systems" (49 C.F.R. s. 572.207);
362 2. A steering wheel used to maneuver the vehicle;
363 3. A propulsion unit located forward or aft of the enclosed
364 occupant compartment;
365 4. A seat belt for each vehicle occupant, certified to meet
366 the requirements of Federal Motor Vehicle Safety Standard No.
367 209, "Seat belt assemblies" (49. C.F.R. s. 572.209);
368 5. A windshield and appropriate windshield wipers that
369 comply with the requirements of Federal Motor Vehicle Safety
370 Standard No. 205, "Glazing Materials" (49 C.F.R. s. 572.205) and
371 Federal Motor Vehicle Safety Standard No. 212, "Windshield wiper
372 assemblies" (49 C.F.R. s. 572.212); and
373 6. A vehicle structure certified by the vehicle
374 manufacturer to meet the requirements of Federal Motor Vehicle
375 Safety Standard No. 216, "Rollover crush resistance," (49 C.F.R.
376 s. 572.216).

377
378 ===== T I T L E A M E N D M E N T =====

379 And the title is amended as follows:

380 Delete line 86

381 and insert:

382 school; amending s. 316.003, F.S.; defining the term
383 "tri-vehicle"; amending s. 316.0741, F.S.; providing
384 that certain tri-vehicles are hybrid vehicles;
385 amending s. 320.08, F.S.; establishing license taxes
386 for tri-vehicles; amending s. 322.01, F.S.; defining
387 the term "tri-vehicle" and excluding such vehicles
388 from the definition of "motorcycle"; providing an
389 effective date.