



189392

596-02847-10

Proposed Committee Substitute by the Committee on Transportation

A bill to be entitled

An act relating to motor vehicle dealers; amending s. 320.61, F.S.; providing clarification regarding licensure renewal requirements; amending s. 320.63, F.S.; requiring the submission of an affidavit along with a license renewal application acknowledging that the provisions of the licensee's franchise agreements are consistent with the requirements of laws and rules; providing an effective date.

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

Section 1. Subsection (2) of section 320.61, Florida Statutes, is amended to read:

320.61 Licenses required of motor vehicle manufacturers, distributors, importers, etc.—

(2) The department may prescribe an abbreviated application for renewal of a license if the licensee had previously filed an initial application pursuant to s. 320.63. The application for renewal shall include any information necessary to bring current the information required in the initial application. The department may not renew any license unless the licensee complies with the provisions of s. 320.63.

Section 2. Present subsection (7) of section 320.63, Florida Statutes, is renumbered as subsection (8), and a new subsection (7) is added to that section, to read:

320.63 Application for license; contents.—Any person desiring to be licensed pursuant to ss. 320.60-320.70 shall make



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29 application therefor to the department upon a form containing  
30 such information as the department requires. The department  
31 shall require, with such application or otherwise and from time  
32 to time, all of the following, which information may be  
33 considered by the department in determining the fitness of the  
34 applicant or licensee to engage in the business for which the  
35 applicant or licensee desires to be licensed:

36 (7) Upon annual renewal of its license, an affidavit  
37 acknowledging that the terms or provisions of the licensee's  
38 franchise agreements with motor vehicle dealers in this state  
39 are consistent with and not prohibited by ss. 320.60-320.70, and  
40 rules adopted thereunder, which are in effect. Any provision in  
41 such agreements which is inconsistent with or prohibited by such  
42 laws or rules is void.

43 Section 3. This act shall take effect July 1, 2010.