

1                                   A bill to be entitled  
 2           An act relating to motor vehicle licenses; amending s.  
 3           320.60, F.S.; redefining the term "line-make vehicles" to  
 4           clarify circumstances under which vehicles sold or leased  
 5           under multiple brand names or marks constitute a single  
 6           line-make; amending s. 320.6992, F.S.; revising the  
 7           application of provisions relating to franchise  
 8           agreements; providing an effective date.

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

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 12           Section 1. Subsection (14) of section 320.60, Florida  
 13   Statutes, is amended to read:

14           320.60 Definitions for ss. 320.61-320.70.—Whenever used in  
 15   ss. 320.61-320.70, unless the context otherwise requires, the  
 16   following words and terms have the following meanings:

17           (14) "Line-make vehicles" are those motor vehicles which  
 18   are offered for sale, lease, or distribution under a common  
 19   name, trademark, service mark, or brand name of the manufacturer  
 20   of same. However, motor vehicles sold or leased under multiple  
 21   brand names or marks shall constitute a single line-make when  
 22   they are included in a single franchise agreement and every  
 23   motor vehicle dealer in this state authorized to sell or lease  
 24   any such vehicles has been offered the right to sell or lease  
 25   all of the multiple brand names or marks covered by the single  
 26   franchise agreement. Except, such multiple brand names or marks  
 27   shall be considered individual franchises for purposes of s.  
 28   320.64(36).

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29 Section 2. Section 320.6992, Florida Statutes, is amended  
30 to read:

31 320.6992 Application.—Sections 320.60-320.70, including  
32 amendments to ss. 320.60-320.70, This act shall apply to all  
33 presently existing or hereafter established systems of  
34 distribution of motor vehicles in this state, except to the  
35 extent that such application would impair valid contractual  
36 agreements in violation of the State Constitution or Federal  
37 Constitution. Sections 320.60-320.70 do ~~The provisions of this~~  
38 ~~act shall~~ not apply to any judicial or administrative proceeding  
39 pending as of October 1, 1988. All agreements renewed, amended,  
40 or entered into subsequent to October 1, 1988, shall be governed  
41 by ss. 320.60-320.70, including any amendments to ss. 320.60-  
42 320.70 which have been or may be from time to time adopted,  
43 unless the amendment specifically provides otherwise, and except  
44 to the extent that such application would impair valid  
45 contractual agreements in violation of the State Constitution or  
46 Federal Constitution hereby.

47 Section 3. This act shall take effect July 1, 2011.