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LEGISLATIVE ACTION

Senate

House

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Floor: WD

04/25/2013 08:45 AM

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Senator Brandes moved the following:

**Senate Amendment (with title amendment)**

After line 1372

insert:

Section 1. Paragraph (a) of subsection (5) and Paragraph (s) of subsection (15) of section 320.02, Florida Statutes, is amended to read:

320.02 Registration required; application for registration; forms.—

(5) (a) Proof that personal injury protection benefits have been purchased when required under s. 627.733, that property damage liability coverage has been purchased as required under s. 324.022, that bodily injury or death coverage has been



975902

14 purchased if required under s. 324.023, and that combined bodily  
15 liability insurance and property damage liability insurance have  
16 been purchased when required under s. 627.7415 shall be provided  
17 in the manner prescribed by law by the applicant at the time of  
18 application for registration of any motor vehicle that is  
19 subject to such requirements. The issuing agent shall refuse to  
20 issue registration if such proof of purchase is not provided.  
21 Insurers shall furnish uniform proof-of-purchase cards in a  
22 paper or an electronic format in a form prescribed by the  
23 department and shall include the name of the insured's insurance  
24 company, the coverage identification number, and the make, year,  
25 and vehicle identification number of the vehicle insured. The  
26 card shall contain a statement notifying the applicant of the  
27 penalty specified in s. 316.646(4). The card or insurance  
28 policy, insurance policy binder, or certificate of insurance or  
29 a photocopy of any of these; an affidavit containing the name of  
30 the insured's insurance company, the insured's policy number,  
31 and the make and year of the vehicle insured; or such other  
32 proof as may be prescribed by the department shall constitute  
33 sufficient proof of purchase. If an affidavit is provided as  
34 proof, it shall be in substantially the following form:

35  
36 Under penalty of perjury, I ...(Name of insured)... do hereby  
37 certify that I have ...(Personal Injury Protection, Property  
38 Damage Liability, and, when required, Bodily Injury  
39 Liability)... Insurance currently in effect with ...(Name of  
40 insurance company)... under ...(policy number)... covering  
41 ...(make, year, and vehicle identification number of  
42 vehicle).... ...(Signature of Insured)...



975902

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Such affidavit shall include the following warning:

WARNING: GIVING FALSE INFORMATION IN ORDER TO OBTAIN A VEHICLE REGISTRATION CERTIFICATE IS A CRIMINAL OFFENSE UNDER FLORIDA LAW. ANYONE GIVING FALSE INFORMATION ON THIS AFFIDAVIT IS SUBJECT TO PROSECUTION.

When an application is made through a licensed motor vehicle dealer as required in s. 319.23, the original or a photostatic copy of such card, insurance policy, insurance policy binder, or certificate of insurance or the original affidavit from the insured shall be forwarded by the dealer to the tax collector of the county or the Department of Highway Safety and Motor Vehicles for processing. By executing the aforesaid affidavit, no licensed motor vehicle dealer will be liable in damages for any inadequacy, insufficiency, or falsification of any statement contained therein. A card shall also indicate the existence of any bodily injury liability insurance voluntarily purchased.

(15)

For the purpose of applying the service charge provided in s. 215.20, contributions received under this subsection are not income of a revenue nature.

(s) The application form for motor vehicle registration and renewal registration must include language permitting a voluntary contribution of \$1 or more per applicant, which contribution must be distribution to Auto Club Group Traffic Safety Foundation, Inc., a nonprofit organization. Funds



975902

72 received by the foundation must be used to improve traffic  
73 safety culture in communities through effective outreach,  
74 education, and activities in the state that will save lives,  
75 reduce injuries, and prevent crashes. The foundation must comply  
76 with s. 320.023.

77  
78 ===== T I T L E A M E N D M E N T =====

79 And the title is amended as follows:

80 Delete line 98

81 and insert:

82 vehicle registration; providing that insurers to  
83 furnish proof-of-purchase cards in a paper or an  
84 electronic format; requiring the application form for  
85 motor vehicle registration and renewal of registration  
86 to include language permitting the applicant to make a  
87 voluntary contribution to the Auto Club Group Traffic  
88 Safety Foundation, Inc.,; amending s. 320.03, F.S.,