

1                                   A bill to be entitled  
 2           An act relating to the rental car surcharge; amending  
 3           s. 212.0606, F.S.; providing an alternative rental car  
 4           surcharge rate for use of a motor vehicle pursuant to  
 5           an agreement with a car-sharing service for less than  
 6           a specified number of hours; defining the term "car-  
 7           sharing service"; providing for applicability;  
 8           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 (1) of section 212.0606, Florida  
 13           Statutes, is amended, and subsection (5) is added to that  
 14           section, to read:

15           212.0606 Rental car surcharge.—

16           (1) A surcharge of \$2 ~~\$2.00~~ per day or any part of a day  
 17           is imposed upon the lease or rental of a motor vehicle licensed  
 18           for hire and designed to carry less than nine passengers  
 19           regardless of whether such motor vehicle is licensed in Florida.  
 20           The surcharge applies to only the first 30 days of the term of  
 21           any lease or rental. The surcharge is subject to all applicable  
 22           taxes imposed by this chapter.

23           (5) Notwithstanding subsection (1), if a member of a car-  
 24           sharing service uses a motor vehicle pursuant to an agreement  
 25           with a car-sharing service for less than 24 hours, in lieu of  
 26           the surcharge imposed under subsection (1), a surcharge of 8

27 cents per hour of usage is imposed. Any fraction of an hour  
28 shall be rounded up to the nearest whole hour for purposes of  
29 calculating the surcharge. If a member of a car-sharing service  
30 uses the same motor vehicle for 24 consecutive hours or more,  
31 the surcharge of \$2 per day or any part of a day shall be  
32 imposed pursuant to subsection (1). For purposes of this  
33 subsection, the term "car-sharing service" means a membership-  
34 based organization or business or division thereof which  
35 requires the payment of an application or membership fee and  
36 provides member access to motor vehicles:

37 (a) Only at locations that are not staffed by car-sharing  
38 service personnel employed solely for the purpose of interacting  
39 with car-sharing service members;

40 (b) Twenty-four hours per day, 7 days per week;

41 (c) Only through automated means, which may include, but  
42 are not limited to, smartphone applications or electronic  
43 membership cards;

44 (d) On hourly or shorter increments;

45 (e) Without a separate fee for refueling the motor  
46 vehicle;

47 (f) Without a separate fee for minimum financial  
48 responsibility liability insurance; and

49 (g) Owned or controlled by the car-sharing service or its  
50 affiliates.

51  
52 The lease, rental, or usage of a motor vehicle from a location

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53 | owned, operated, or leased by or for the benefit of an airport  
54 | or airport authority is not eligible for imposition of the  
55 | surcharge under this subsection in lieu of the surcharge imposed  
56 | under subsection (1).

57 |       Section 2. This act shall take effect January 1, 2015.