



363562

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/16/2015	.	
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Appropriations Subcommittee on Transportation, Tourism, and  
Economic Development (Brandes) recommended the following:

**Senate Amendment (with title amendment)**

Between lines 312 and 313

insert:

Section 6. Section 319.141, Florida Statutes, is amended to  
read:

319.141 Pilot rebuilt motor vehicle inspection program.—

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

(a) "Facility" means a rebuilt motor vehicle inspection  
facility authorized and operating under this section.



363562

11 (b) "Rebuilt inspection services" means an examination of a  
12 rebuilt vehicle and a properly endorsed certificate of title,  
13 salvage certificate of title, or manufacturer's statement of  
14 origin and an application for a rebuilt certificate of title, a  
15 rebuilder's affidavit, a photograph of the junk or salvage  
16 vehicle taken before repairs began, receipts or invoices for all  
17 major component parts and repairs, as defined in s. 319.30,  
18 which were changed, and proof that notice of rebuilding of the  
19 vehicle has been reported to the National Motor Vehicle Title  
20 Information System.

21 (2) By July 1, 2015 ~~October 1, 2013~~, the department shall  
22 oversee ~~implement~~ a pilot program in Miami-Dade County and  
23 ~~Hillsborough Counties~~ to evaluate alternatives for rebuilt  
24 inspection services ~~to be~~ offered by existing ~~the~~ private sector  
25 operators, including the continued use ~~feasibility~~ of using  
26 private facilities, the cost impact to consumers, and the  
27 potential savings to the department.

28 (3) The department shall establish a memorandum of  
29 understanding that allows private parties participating in the  
30 pilot program to conduct rebuilt motor vehicle inspections and  
31 specifies requirements for oversight, bonding and insurance,  
32 procedures, and forms and requires the electronic transmission  
33 of documents.

34 (4) Before an applicant is approved, the department shall  
35 ensure that the applicant meets basic criteria designed to  
36 protect the public. At a minimum, the applicant shall meet all  
37 of the following requirements:

38 (a) Have and maintain a surety bond or irrevocable letter  
39 of credit in the amount of \$100,000 ~~\$50,000~~ executed by the



363562

40 applicant.

41 (b) Secure and maintain a facility at a permanent structure  
42 at an address recognized by the United States Postal Service  
43 where the only services provided on such property are rebuilt  
44 inspection services. The operator of a facility shall annually  
45 attest that he or she is not employed by or does not have an  
46 ownership interest in or other financial arrangement with the  
47 owner, operator, manager, or employee of a motor vehicle repair  
48 shop as defined in s. 559.903, a motor vehicle dealer as defined  
49 in s. 320.27(1)(c), a towing company, a vehicle storage company,  
50 a vehicle auction, an insurance company, a salvage yard, a metal  
51 retailer, or a metal rebuilder from which he or she receives  
52 remuneration, directly or indirectly, for the referral of  
53 customers for rebuilt inspection services.

54 (c) ~~(b)~~ Have and maintain garage liability and other  
55 insurance required by the department.

56 (d) ~~(c)~~ Have completed criminal background checks of the  
57 owners, partners, and corporate officers and the inspectors  
58 employed by the facility.

59 (e) ~~(d)~~ Meet any additional criteria the department  
60 determines necessary to conduct proper inspections.

61 (5) A participant in the program shall access vehicle and  
62 title information and enter inspection results through an  
63 electronic filing system authorized by the department and shall  
64 maintain records of each rebuilt vehicle examination processed  
65 at such facility for at least 5 years.

66 (6) The department shall immediately terminate any operator  
67 from the program who fails to meet the minimum eligibility  
68 requirements specified in subsection (4). Prior to a change in



363562

69 ownership of the rebuilt inspection facility, the current  
70 operator must give the department 45 days written notice of the  
71 intended sale. The prospective owner must meet the eligibility  
72 requirements of this section and execute a new memorandum of  
73 understanding with the department prior to operating the  
74 facility.

75 ~~(6) The department shall submit a report to the President~~  
76 ~~of the Senate and the Speaker of the House of Representatives~~  
77 ~~providing the results of the pilot program by February 1, 2015.~~

78 (7) This section shall stand repealed on July 1, 2018 ~~2015~~,  
79 unless saved from repeal through reenactment by the Legislature.

80  
81 ===== T I T L E A M E N D M E N T =====

82 And the title is amended as follows:

83 Delete line 47

84 and insert:

85 length under certain circumstances; amending s.  
86 319.141, F.S.; defining the term "rebuilt inspection  
87 services"; directing the Department of Highway Safety  
88 and Motor Vehicles to oversee a pilot program in  
89 Miami-Dade County to evaluate alternatives for certain  
90 rebuilt inspection services by a specified date;  
91 revising the minimum criteria an applicant must meet  
92 before he or she is approved; requiring that  
93 participants in the program maintain records of each  
94 rebuilt vehicle examination processed at such facility  
95 for a specified period of time; requiring the  
96 department to terminate any operator from the program  
97 under certain circumstances; requiring a current



363562

98 operator to give the department written notice of an  
99 intended sale within a specified period of time;  
100 requiring a prospective owner to meet specified  
101 requirements and execute a certain memorandum;  
102 deleting a provision requiring the department to  
103 submit a certain report to the Legislature; revising  
104 the date of repeal for this section; amending s.  
105