



177598

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/16/2015	.	
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Appropriations Subcommittee on Transportation, Tourism, and Economic Development (Diaz de la Portilla) recommended the following:

1           **Senate Amendment to Amendment (398410) (with directory and**  
2 **title amendments)**

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4           Between lines 12 and 13  
5 insert:

6           (5) A wholesaler or dealer may terminate, without cause,  
7 upon 30 days' written notice a franchise relationship with a  
8 refiner who, after the inception of the franchise relationship,  
9 commences the sale of motor fuel, including sales made through



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10 an affiliate or agent, at any retail outlet in the same county  
11 in which the wholesaler or dealer resells. Termination of the  
12 franchise relationship also terminates any restriction on the  
13 wholesaler's or dealer's motor fuel sales arising from the  
14 franchise relationship.

15 Section 58. Subsection (10) of section 526.303, Florida  
16 Statutes, is amended to read:

17 526.303 Definitions.—As used in this act:

18 (10) "Refiner" means any person engaged in the refining of  
19 crude oil to produce motor fuel and includes any affiliate of  
20 such person ~~who stores or exchanges motor fuel at a terminal~~  
21 ~~facility in this state and who sells or transfers motor fuel~~  
22 ~~through the loading rack at such terminal facility, and includes~~  
23 ~~an affiliate of such refiner with respect to such affiliate's~~  
24 ~~sale of motor fuel.~~

25  
26 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

27 And the directory clause is amended as follows:

28 Delete line 5

29 and insert:

30 Section 57. Subsections (4) and (5) are added to section  
31 526.304,

32  
33 ===== T I T L E A M E N D M E N T =====

34 And the title is amended as follows:

35 Delete line 22

36 and insert:

37 injunctive relief; authorizing a wholesaler or dealer  
38 to terminate a franchise relationship with certain



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39       refiners subject to specified requirements; providing  
40       that termination of the franchise relationship also  
41       results in termination of any restriction on the  
42       wholesaler's or dealer's motor fuel sales from the  
43       franchise relationship; amending s. 526.303, F.S.;  
44       redefining the term "refiner"; providing