



137954

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/23/2017	.	
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The Committee on Transportation (Gainer) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause and insert:

Section 1. Present subsections (2) through (97) of section 316.003, Florida Statutes, are redesignated as subsections (3) through (98), respectively, a new subsection (2) is added to that section, and present subsections (41) and (55) of that section are amended, to read:

316.003 Definitions.—The following words and phrases, when



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11 used in this chapter, shall have the meanings respectively
12 ascribed to them in this section, except where the context
13 otherwise requires:

14 (2) AUTOCYCLE.—A three-wheel motorcycle that has two wheels
15 in the front and one wheel in the back, is equipped with a roll
16 cage or roll hoops, safety belts for each occupant, antilock
17 brakes, a steering wheel, and seating that does not require the
18 operator to straddle or sit astride it and is manufactured by a
19 National Highway Traffic Safety Administration registered
20 manufacturer in accordance with the applicable federal
21 motorcycle safety standards under 49 C.F.R. part 571.

22 (42) ~~(41)~~ MOTORCYCLE.—Any motor vehicle that has ~~having~~ a
23 seat or saddle for the use of the rider which is ~~and~~ designed to
24 travel on not more than three wheels in contact with the ground,
25 including an autocycle. The term does not include a tractor, a
26 moped, or a vehicle in which the operator is enclosed by a cabin
27 unless the vehicle meets the requirements set forth by the
28 National Highway Traffic Safety Administration for a motorcycle
29 but ~~excluding a tractor or a moped.~~

30 (56) ~~(55)~~ PRIVATE ROAD OR DRIVEWAY.—Except as otherwise
31 provided in paragraph (78) (b) ~~(77) (b)~~, any privately owned way
32 or place used for vehicular travel by the owner and those having
33 express or implied permission from the owner, but not by other
34 persons.

35 Section 2. Subsections (1) and (3) of section 316.2397,
36 Florida Statutes, are amended to read:

37 316.2397 Certain lights prohibited; exceptions.—

38 (1) A ~~No~~ person may not ~~shall~~ drive or move or cause to be
39 moved any vehicle or equipment upon any highway within this



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40 state with a ~~any~~ lamp or device thereon showing or displaying a
41 red, red and white, or blue light visible from directly in front
42 thereof except for certain vehicles ~~hereinafter~~ provided in this
43 section.

44 (3) Vehicles of the fire department and fire patrol,
45 including vehicles of volunteer firefighters as permitted under
46 s. 316.2398, may show or display red, or red and white, lights.
47 Vehicles of medical staff physicians or technicians of medical
48 facilities licensed by the state as authorized under s.
49 316.2398, ambulances as authorized under this chapter, and buses
50 and taxicabs as authorized under s. 316.2399 may show or display
51 red lights. Vehicles of the fire department, fire patrol, police
52 vehicles, and such ambulances and emergency vehicles of
53 municipal and county departments, public service corporations
54 operated by private corporations, the Fish and Wildlife
55 Conservation Commission, the Department of Environmental
56 Protection, the Department of Transportation, the Department of
57 Agriculture and Consumer Services, and the Department of
58 Corrections as are designated or authorized by their respective
59 department or the chief of police of an incorporated city or any
60 sheriff of any county may operate emergency lights and sirens in
61 an emergency. Wreckers, mosquito control fog and spray vehicles,
62 and emergency vehicles of governmental departments or public
63 service corporations may show or display amber lights when in
64 actual operation or when a hazard exists provided they are not
65 used going to and from the scene of operation or hazard without
66 specific authorization of a law enforcement officer or law
67 enforcement agency. Wreckers must use amber rotating or flashing
68 lights while performing recoveries and loading on the roadside



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69 day or night, and may use such lights while towing a vehicle on
70 wheel lifts, slings, or under reach if the operator of the
71 wrecker deems such lights necessary. A flatbed, car carrier, or
72 rollback may not use amber rotating or flashing lights when
73 hauling a vehicle on the bed unless it creates a hazard to other
74 motorists because of protruding objects. Further, escort
75 vehicles may show or display amber lights when in the actual
76 process of escorting overdimensioned equipment, material, or
77 buildings as authorized by law. Vehicles owned or leased by
78 private security agencies may show or display green and amber
79 lights, with either color being no greater than 50 percent of
80 the lights displayed, while the security personnel are engaged
81 in security duties on private or public property.

82 Section 3. Section 316.2398, Florida Statutes, is amended
83 to read:

84 316.2398 Display or use of red, or red and white, warning
85 signals; motor vehicles of volunteer firefighters or medical
86 staff.-

87 (1) A privately owned vehicle belonging to an active
88 firefighter member of a regularly organized volunteer
89 firefighting company or association, while en route to the fire
90 station for the purpose of proceeding to the scene of a fire or
91 other emergency or while en route to the scene of a fire or
92 other emergency in the line of duty as an active firefighter
93 member of a regularly organized firefighting company or
94 association, may display or use red, or red and white, warning
95 signals. ~~or~~ A privately owned vehicle belonging to a medical
96 staff physician or technician of a medical facility licensed by
97 the state, while responding to an emergency in the line of duty,



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98 may display or use red warning signals. Warning signals must be
99 visible from the front and from the rear of such vehicle,
100 subject to the following restrictions and conditions:

101 (a) No more than two red, or red and white, warning signals
102 may be displayed.

103 (b) No inscription of any kind may appear across the face
104 of the lens of the red, or red and white, warning signal.

105 (c) In order for an active volunteer firefighter to display
106 such red, or red and white, warning signals on his or her
107 vehicle, the volunteer firefighter must first secure a written
108 permit from the chief executive officers of the firefighting
109 organization to use the red, or red and white, warning signals,
110 and this permit must be carried by the volunteer firefighter at
111 all times while the red, or red and white, warning signals are
112 displayed.

113 (2) ~~A It is unlawful for~~ any person who is not an active
114 firefighter member of a regularly organized volunteer
115 firefighting company or association or a physician or technician
116 of the medical staff of a medical facility licensed by the state
117 may not ~~to~~ display on any motor vehicle owned by him or her, at
118 any time, any red, or red and white, warning signals as
119 described in subsection (1).

120 (3) ~~It is unlawful for~~ An active volunteer firefighter may
121 not ~~to~~ operate any red, or red and white, warning signals as
122 authorized in subsection (1), except while en route to the fire
123 station for the purpose of proceeding to the scene of a fire or
124 other emergency, or while at or en route to the scene of a fire
125 or other emergency, in the line of duty.

126 (4) ~~It is unlawful for~~ A physician or technician of the



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127 medical staff of a medical facility may not ~~to~~ operate any red
128 warning signals as authorized in subsection (1), except when
129 responding to an emergency in the line of duty.

130 (5) A violation of this section is a nonmoving violation,
131 punishable as provided in chapter 318. In addition, a any
132 volunteer firefighter who violates this section shall be
133 dismissed from membership in the firefighting organization by
134 the chief executive officers thereof.

135 Section 4. Subsection (1) and paragraphs (a), (c), (d), and
136 (f) of subsection (2) of section 316.302, Florida Statutes, are
137 amended to read:

138 316.302 Commercial motor vehicles; safety regulations;
139 transporters and shippers of hazardous materials; enforcement.-

140 (1) Except as otherwise provided in subsection (3):

141 (a) All owners and drivers of commercial motor vehicles
142 that are operated on the public highways of this state while
143 engaged in interstate commerce are subject to the rules and
144 regulations contained in 49 C.F.R. parts 382, 385, and 390-397.

145 (b) Except as otherwise provided in this section, all
146 owners or drivers of commercial motor vehicles that are engaged
147 in intrastate commerce are subject to the rules and regulations
148 contained in 49 C.F.R. parts 382, 383, 385, and 390-397, ~~with~~
149 ~~the exception of 49 C.F.R. s. 390.5 as it relates to the~~
150 ~~definition of bus,~~ as such rules and regulations existed on
151 December 31, 2016 ~~2012~~.

152 (c) The emergency exceptions provided by 49 C.F.R. s.
153 392.82 also apply to communications by utility drivers and
154 utility contractor drivers during a Level 1 activation of the
155 State Emergency Operations Center, as provided in the Florida



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156 Comprehensive Emergency Management plan, or during a state of
157 emergency declared by executive order or proclamation of the
158 Governor.

159 (d) Except as provided in ~~s. 316.215(5)~~, and except as
160 ~~provided in~~ s. 316.228 for rear overhang lighting and flagging
161 requirements for intrastate operations, the requirements of this
162 section supersede all other safety requirements of this chapter
163 for commercial motor vehicles.

164 (2) (a) A person who operates a commercial motor vehicle
165 solely in intrastate commerce not transporting any hazardous
166 material in amounts that require placarding pursuant to 49
167 C.F.R. part 172 need not comply with 49 C.F.R. ss. 391.11(b) (1)
168 and 395.3 ~~395.3(a) and (b)~~.

169 (c) Except as provided in 49 C.F.R. s. 395.1, a person who
170 operates a commercial motor vehicle solely in intrastate
171 commerce not transporting any hazardous material in amounts that
172 require placarding pursuant to 49 C.F.R. part 172 may not drive
173 after having been on duty more than 70 hours in any period of 7
174 consecutive days or more than 80 hours in any period of 8
175 consecutive days if the motor carrier operates every day of the
176 week. Thirty-four consecutive hours off duty shall constitute
177 the end of any such period of 7 or 8 consecutive days. This
178 weekly limit does not apply to a person who operates a
179 commercial motor vehicle solely within this state while
180 transporting, during harvest periods, any unprocessed
181 agricultural products or unprocessed food or fiber that is
182 subject to seasonal harvesting from place of harvest to the
183 first place of processing or storage or from place of harvest
184 directly to market or while transporting livestock, livestock



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185 feed, or farm supplies directly related to growing or harvesting
186 agricultural products. Upon request of the Department of Highway
187 Safety and Motor Vehicles, motor carriers shall furnish time
188 records or other written verification to that department so that
189 the Department of Highway Safety and Motor Vehicles can
190 determine compliance with this subsection. These time records
191 must be furnished to the Department of Highway Safety and Motor
192 Vehicles within 2 days after receipt of that department's
193 request. Falsification of such information is subject to a civil
194 penalty ~~not to exceed \$100. The provisions of This paragraph~~
195 does ~~de~~ not apply to operators of farm labor vehicles operated
196 during a state of emergency declared by the Governor or operated
197 pursuant to s. 570.07(21)~~7~~ and does ~~de~~ not apply to drivers of
198 utility service vehicles as defined in 49 C.F.R. s. 395.2.

199 (d) A person who operates a commercial motor vehicle solely
200 in intrastate commerce not transporting any hazardous material
201 in amounts that require placarding pursuant to 49 C.F.R. part
202 172 within a 150 air-mile radius of the location where the
203 vehicle is based need not comply with 49 C.F.R. s. 395.8~~7~~ if the
204 requirements of 49 C.F.R. s. 395.1(e)(1)(ii), (e)(1)(iii)(A) and
205 (C), 395.1(e)(1)(iii) and (e)(1)(v) are met. ~~If a driver is not~~
206 ~~released from duty within 12 hours after the driver arrives for~~
207 ~~duty, the motor carrier must maintain documentation of the~~
208 ~~driver's driving times throughout the duty period.~~

209 (f) A person who operates a commercial motor vehicle having
210 a ~~declared~~ gross vehicle weight, gross vehicle weight rating,
211 and gross combined weight rating of less than 26,001 pounds
212 solely in intrastate commerce and who is not transporting
213 hazardous materials in amounts that require placarding pursuant



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214 to 49 C.F.R. part 172, ~~or who is transporting petroleum products~~
215 ~~as defined in s. 376.301,~~ is exempt from subsection (1).

216 However, such person must comply with 49 C.F.R. parts 382, 392,
217 and 393, and with 49 C.F.R. ss. 396.3(a)(1) and 396.9.

218 Section 5. Paragraph (a) of subsection (6) of section
219 316.3025, Florida Statutes, is amended to read:

220 316.3025 Penalties.—

221 (6) (a) A driver who violates 49 C.F.R. s. 392.80, which
222 prohibits texting while operating a commercial motor vehicle, or
223 49 C.F.R. s. 392.82, which prohibits using a handheld mobile
224 telephone while operating a commercial motor vehicle, may be
225 assessed a civil penalty ~~and commercial driver license~~
226 ~~disqualification~~ as follows:

227 1. First violation: \$500.

228 2. Second violation: \$1,000 ~~and a 60-day commercial driver~~
229 ~~license disqualification pursuant to 49 C.F.R. part 383.~~

230 3. Third and subsequent violations: \$2,750 ~~and a 120-day~~
231 ~~commercial driver license disqualification pursuant to 49 C.F.R.~~
232 ~~part 383.~~

233 Section 6. Paragraph (a) of subsection (3) and subsections
234 (4) and (5) of section 316.614, Florida Statutes, are amended to
235 read:

236 316.614 Safety belt usage.—

237 (3) As used in this section:

238 (a) "Motor vehicle" means a motor vehicle as defined in s.
239 316.003 which is operated on the roadways, streets, and highways
240 of this state. The term does not include:

241 1. A school bus.

242 2. A bus used for the transportation of persons for



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243 compensation.

244 3. A farm tractor or implement of husbandry.

245 4. A truck having a gross vehicle weight rating of more
246 than 26,000 pounds.

247 5. A motorcycle, excluding an autocycle for purposes of
248 subsections (4) and (5), moped, or bicycle.

249 (4) It is unlawful for any person:

250 (a) To operate a motor vehicle or an autocycle in this
251 state unless each passenger and the operator of the vehicle
252 under the age of 18 years are restrained by a safety belt or by
253 a child restraint device pursuant to s. 316.613, if applicable;
254 or

255 (b) To operate a motor vehicle or an autocycle in this
256 state unless the person is restrained by a safety belt.

257 (5) It is unlawful for any person 18 years of age or older
258 to be a passenger in the front seat of a motor vehicle or an
259 autocycle unless such person is restrained by a safety belt when
260 the vehicle is in motion.

261 Section 7. Subsections (24) and (26) of section 320.01,
262 Florida Statutes, are amended to read:

263 320.01 Definitions, general.—As used in the Florida
264 Statutes, except as otherwise provided, the term:

265 (24) "Apportionable vehicle" means any vehicle, except
266 recreational vehicles, vehicles displaying restricted plates,
267 city pickup and delivery vehicles, ~~buses used in transportation~~
268 ~~of chartered parties,~~ and government-owned vehicles, which is
269 used or intended for use in two or more member jurisdictions
270 that allocate or proportionally register vehicles and which is
271 used for the transportation of persons for hire or is designed,



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272 used, or maintained primarily for the transportation of property
273 and:

274 (a) Is a power unit having a gross vehicle weight in excess
275 of 26,000 pounds;

276 (b) Is a power unit having three or more axles, regardless
277 of weight; or

278 (c) Is used in combination, when the weight of such
279 combination exceeds 26,000 pounds gross vehicle weight.

280

281 Vehicles, or combinations thereof, having a gross vehicle weight
282 of 26,000 pounds or less and two-axle vehicles may be
283 proportionally registered.

284 (26) "Motorcycle" means any motor vehicle having a seat or
285 saddle for the use of the rider and designed to travel on not
286 more than three wheels in contact with the ground, including an
287 autocycle. The term does not include a tractor, a moped, or
288 ~~excluding~~ a vehicle in which the operator is enclosed by a cabin
289 unless the vehicle ~~it~~ meets the requirements set forth by the
290 National Highway Traffic Safety Administration for a motorcycle.
291 ~~The term "motorcycle" does not include a tractor or a moped.~~

292 Section 8. Paragraph (a) of subsection (15) of section
293 320.02, Florida Statutes, is amended to read:

294 320.02 Registration required; application for registration;
295 forms.-

296 (15) (a) The application form for motor vehicle registration
297 must ~~shall~~ include language permitting the voluntary
298 contribution of \$1 per applicant, to be quarterly distributed by
299 the department to Preserve Vision Prevent Blindness ~~Florida~~, a
300 not-for-profit organization, to prevent blindness and preserve



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301 the sight of the residents of this state. A statement providing
302 an explanation of the purpose of the funds shall be included
303 with the application form. Prior to the department distributing
304 the funds collected pursuant to this paragraph, Preserve Vision
305 ~~Prevent Blindness~~ Florida must submit a report to the department
306 that identifies how such funds were used during the preceding
307 year.

308

309 For the purpose of applying the service charge provided in s.
310 215.20, contributions received under this subsection are not
311 income of a revenue nature.

312 Section 9. Paragraph (b) of subsection (1) of section
313 320.06, Florida Statutes, is amended to read:

314 320.06 Registration certificates, license plates, and
315 validation stickers generally.—

316 (1)

317 (b)1. Registration license plates bearing a graphic symbol
318 and the alphanumeric system of identification shall be issued
319 for a 10-year period. At the end of the 10-year period, upon
320 renewal, the plate shall be replaced. The department shall
321 extend the scheduled license plate replacement date from a 6-
322 year period to a 10-year period. The fee for such replacement is
323 \$28, \$2.80 of which shall be paid each year before the plate is
324 replaced, to be credited toward the next \$28 replacement fee.
325 The fees shall be deposited into the Highway Safety Operating
326 Trust Fund. A credit or refund may not be given for any prior
327 years' payments of the prorated replacement fee if the plate is
328 replaced or surrendered before the end of the 10-year period,
329 except that a credit may be given if a registrant is required by



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330 the department to replace a license plate under s.
331 320.08056(8)(a). With each license plate, a validation sticker
332 shall be issued showing the owner's birth month, license plate
333 number, and the year of expiration or the appropriate renewal
334 period if the owner is not a natural person. The validation
335 sticker shall be placed on the upper right corner of the license
336 plate. The license plate and validation sticker shall be issued
337 based on the applicant's appropriate renewal period. The
338 registration period is 12 months, the extended registration
339 period is 24 months, and all expirations occur based on the
340 applicant's appropriate registration period.

341 2. A vehicle that has an apportioned registration shall be
342 issued a ~~an annual~~ license plate for a 5-year period and a cab
343 card denoting that ~~denote~~ the declared gross vehicle weight for
344 each apportioned jurisdiction in which the vehicle is authorized
345 to operate. This subparagraph expires October 1, 2018.

346 3. Beginning October 1, 2018, a vehicle registered in
347 accordance with the International Registration Plan which has an
348 apportioned registration shall be issued a license plate for a
349 5-year period, an annual cab card denoting the declared gross
350 vehicle weight, and an annual validation sticker showing the
351 month and year of expiration. The validation sticker shall be
352 placed in the center of the license plate. The license plate and
353 validation sticker shall be issued based on the applicant's
354 appropriate renewal period. The registration period is 12
355 months. The fee for an original and a renewed validation sticker
356 is \$28. This fee shall be deposited into the Highway Safety
357 Operating Trust Fund. If the license plate is damaged or worn,
358 it may be replaced at no charge by applying to the department



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359 and surrendering the current license plate.

360 4.2. In order to retain the efficient administration of the
361 taxes and fees imposed by this chapter, the 80-cent fee increase
362 in the replacement fee imposed by chapter 2009-71, Laws of
363 Florida, is negated as provided in s. 320.0804.

364 Section 10. Section 320.0605, Florida Statutes, is amended
365 to read:

366 320.0605 Certificate of registration; possession required;
367 exception.—

368 (1) (a) The registration certificate or an official copy
369 thereof, a true copy or electronic copy of rental or lease
370 documentation issued for a motor vehicle or issued for a
371 replacement vehicle in the same registration period, a temporary
372 receipt printed upon self-initiated electronic renewal of a
373 registration via the Internet, or a cab card issued for a
374 vehicle registered under the International Registration Plan
375 shall, at all times while the vehicle is being used or operated
376 on the roads of this state, be in the possession of the operator
377 thereof or be carried in the vehicle for which issued and shall
378 be exhibited upon demand of any authorized law enforcement
379 officer or any agent of the department, except for a vehicle
380 registered under s. 320.0657. ~~The provisions of~~ This section
381 does ~~de~~ not apply during the first 30 days after purchase of a
382 replacement vehicle. A violation of this section is a
383 noncriminal traffic infraction, punishable as a nonmoving
384 violation as provided in chapter 318.

385 (b)1. The act of presenting to a law enforcement officer or
386 agent of the department an electronic device displaying an
387 electronic copy of rental or lease documentation does not



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388 constitute consent for the officer or agent to access any
389 information on the device other than the displayed rental or
390 lease documentation.

391 2. The person who presents the device to the officer or
392 agent assumes the liability for any resulting damage to the
393 device.

394 (2) Rental or lease documentation that is sufficient to
395 satisfy the requirement in subsection (1) includes the
396 following:

- 397 (a) ~~Date of rental~~ and time of ~~exit from~~ rental facility;
- 398 (b) Rental station identification;
- 399 (c) Rental agreement number;
- 400 (d) Rental vehicle identification number;
- 401 (e) Rental vehicle license plate number and state of
402 registration;
- 403 (f) Vehicle's make, model, and color;
- 404 (g) Vehicle's mileage; and
- 405 (h) Authorized renter's name.

406 Section 11. Subsection (5) of section 320.0607, Florida
407 Statutes, is amended to read:

408 320.0607 Replacement license plates, validation decal, or
409 mobile home sticker.—

410 (5) Upon the issuance of an original license plate, the
411 applicant shall pay a fee of \$28 to be deposited in the Highway
412 Safety Operating Trust Fund. Beginning October 1, 2018, this
413 subsection does not apply to a vehicle registered under the
414 International Registration Plan.

415 Section 12. Paragraphs (ee), (eee), (qqq), and (rrr) of
416 subsection (4) and paragraph (a) of subsection (10) of section



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417 320.08056, Florida Statutes, are amended to read:

418 320.08056 Specialty license plates.—

419 (4) The following license plate annual use fees shall be
420 collected for the appropriate specialty license plates:

421 ~~(ee) American Red Cross license plate, \$25.~~

422 ~~(eee) Donate Organs Pass It On license plate, \$25.~~

423 ~~(qqq) St. Johns River license plate, \$25.~~

424 ~~(rrr) Hispanic Achievers license plate, \$25.~~

425 (10) (a) A specialty license plate annual use fee collected
426 and distributed under this chapter, or any interest earned from
427 those fees, may not be used for commercial or for-profit
428 activities nor for general or administrative expenses, except as
429 authorized by s. 320.08058 or to pay the cost of the audit or
430 report required by s. 320.08062(1). The fees and any interest
431 earned from the fees may be expended only for use in this state
432 unless the annual use fee is derived from the sale of United
433 States Armed Forces and veterans-related specialty license
434 plates pursuant to paragraphs (4) (d), (bb), (kk), (iii), and
435 (uuu) ~~(ll)~~, ~~(kkk)~~, and ~~(yyy)~~ and s. 320.0891.

436 Section 13. Subsections (31), (57), (69), and (70) of
437 section 320.08058, Florida Statutes, are repealed.

438 Section 14. Paragraph (b) of subsection (4) of section
439 320.08068, Florida Statutes, is amended to read:

440 320.08068 Motorcycle specialty license plates.—

441 (4) A license plate annual use fee of \$20 shall be
442 collected for each motorcycle specialty license plate. Annual
443 use fees shall be distributed to The Able Trust as custodial
444 agent. The Able Trust may retain a maximum of 10 percent of the
445 proceeds from the sale of the license plate for administrative



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446 costs. The Able Trust shall distribute the remaining funds as
447 follows:

448 (b) Twenty percent to Preserve Vision ~~Prevent Blindness~~
449 Florida.

450 Section 15. Section 320.0875, Florida Statutes, is created
451 to read:

452 320.0875 Purple Heart motorcycle special license plate.-

453 (1) Upon application to the department and payment of the
454 license tax for the motorcycle as provided in s. 320.08, a
455 resident of this state who owns or leases a motorcycle that is
456 not used for hire or commercial use shall be issued a Purple
457 Heart motorcycle special license plate if he or she provides
458 documentation acceptable to the department that he or she is a
459 recipient of the Purple Heart medal.

460 (2) The Purple Heart motorcycle special license plate shall
461 be stamped with the words "Combat-wounded Veteran" followed by
462 the serial number of the license plate. The Purple Heart
463 motorcycle special license plate may have the term "Purple
464 Heart" stamped on the plate and the likeness of the Purple Heart
465 medal appearing on the plate.

466 Section 16. Paragraph (a) of subsection (1) of section
467 320.089, Florida Statutes, is amended to read:

468 ~~320.089 Veterans of the United States Armed Forces; members~~
469 ~~of National Guard; survivors of Pearl Harbor; Purple Heart medal~~
470 ~~recipients; active or retired United States Armed Forces~~
471 ~~reservists; Combat Infantry Badge, Combat Medical Badge, or~~
472 ~~Combat Action Badge recipients; Combat Action Ribbon recipients;~~
473 ~~Air Force Combat Action Medal recipients; Distinguished Flying~~
474 ~~Cross recipients; former prisoners of war; Korean War Veterans;~~



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475 ~~Vietnam War Veterans; Operation Desert Shield Veterans;~~
476 ~~Operation Desert Storm Veterans; Operation Enduring Freedom~~
477 ~~Veterans; Operation Iraqi Freedom Veterans; Women Veterans;~~
478 ~~World War II Veterans; and Navy Submariners;~~ Special license
479 plates for military servicemembers, veterans, and Pearl Harbor
480 survivors; fee.-

481 (1) (a) Upon application to the department and payment of
482 the license tax for the vehicle as provided in s. 320.08, a
483 resident of this state who owns or leases ~~Each owner or lessee~~
484 ~~of~~ an automobile or truck for private use or recreational
485 vehicle as specified in s. 320.08(9)(c) or (d), which is not
486 used for hire or commercial use, shall be issued a license plate
487 pursuant to the following if the applicant provides the
488 department with proof he or she meets the qualifications listed
489 in this section for the applicable license plate:

490 1. A person released or discharged from any branch ~~who is a~~
491 ~~resident of the state and a veteran~~ of the United States Armed
492 Forces shall be issued a license plate stamped with the words
493 "Veteran" or "Woman Veteran" followed by the serial number of
494 the license plate. ~~a Woman Veteran.~~

495 2. A World War II Veteran shall be issued a license plate
496 stamped with the words "WWII Veteran" followed by the serial
497 number of the license plate.

498 3. A Navy Submariner shall be issued a license plate
499 stamped with the words "Navy Submariner" followed by the serial
500 number of the license plate.

501 4. An active or retired member of the Florida National
502 Guard shall be issued a license plate stamped with the words
503 "National Guard" followed by the serial number of the license



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504 plate.

505 5. A member of the Pearl Harbor Survivors Association or
506 other person on active military duty in Pearl Harbor on December
507 7, 1941, shall be issued a license plate stamped with the words
508 "Pearl Harbor Survivor" followed by the serial number of the
509 license plate., ~~a survivor of the attack on Pearl Harbor,~~

510 6. A recipient of the Purple Heart medal shall be issued a
511 license plate stamped with the words "Combat-wounded Veteran"
512 followed by the serial number of the license plate. The Purple
513 Heart plate may have the words "Purple Heart" stamped on the
514 plate and the likeness of the Purple Heart medal appearing on
515 the plate.

516 7. An active or retired member of any branch of the United
517 States Armed Forces Reserve shall be issued a license plate
518 stamped with the words "U.S. Reserve" followed by the serial
519 number of the license plate.

520 8. A member of the Combat Infantrymen's Association, Inc.,
521 or a recipient of the Combat Infantry Badge, Combat Medical
522 Badge, Combat Action Badge, Combat Action Ribbon, or Air Force
523 Combat Action Medal shall be issued a license plate stamped with
524 the words "Combat Infantry Badge," "Combat Medical Badge,"
525 "Combat Action Badge," "Combat Action Ribbon," or "Air Force
526 Combat Action Medal," as appropriate, and a likeness of the
527 related campaign badge, ribbon, or medal, followed by the serial
528 number of the license plate.

529 9. A recipient of the ~~or~~ Distinguished Flying Cross shall
530 be issued a license plate stamped with the words "Distinguished
531 Flying Cross" and a likeness of the Distinguished Flying Cross
532 followed by the serial number of the license plate.



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533 10. A recipient of the Bronze Star shall be issued a
534 license plate stamped with the words "Bronze Star" and a
535 likeness of the Bronze Star followed by the serial number of the
536 license plate, upon application to the department, accompanied
537 ~~by proof of release or discharge from any branch of the United~~
538 ~~States Armed Forces, proof of active membership or retired~~
539 ~~status in the Florida National Guard, proof of membership in the~~
540 ~~Pearl Harbor Survivors Association or proof of active military~~
541 ~~duty in Pearl Harbor on December 7, 1941, proof of being a~~
542 ~~Purple Heart medal recipient, proof of active or retired~~
543 ~~membership in any branch of the United States Armed Forces~~
544 ~~Reserve, or proof of membership in the Combat Infantrymen's~~
545 ~~Association, Inc., proof of being a recipient of the Combat~~
546 ~~Infantry Badge, Combat Medical Badge, Combat Action Badge,~~
547 ~~Combat Action Ribbon, Air Force Combat Action Medal, or~~
548 ~~Distinguished Flying Cross, and upon payment of the license tax~~
549 ~~for the vehicle as provided in s. 320.08, shall be issued a~~
550 ~~license plate as provided by s. 320.06 which, in lieu of the~~
551 ~~serial numbers prescribed by s. 320.06, is stamped with the~~
552 ~~words "Veteran," "Woman Veteran," "WWII Veteran," "Navy~~
553 ~~Submariner," "National Guard," "Pearl Harbor Survivor," "Combat-~~
554 ~~wounded veteran," "U.S. Reserve," "Combat Infantry Badge,"~~
555 ~~"Combat Medical Badge," "Combat Action Badge," "Combat Action~~
556 ~~Ribbon," "Air Force Combat Action Medal," or "Distinguished~~
557 ~~Flying Cross," as appropriate, and a likeness of the related~~
558 ~~campaign medal or badge, followed by the serial number of the~~
559 ~~license plate. Additionally, the Purple Heart plate may have the~~
560 ~~words "Purple Heart" stamped on the plate and the likeness of~~
561 ~~the Purple Heart medal appearing on the plate.~~



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562 Section 17. Section 320.133, Florida Statutes, is amended
563 to read:

564 320.133 Transporter license plates.—

565 (1) As used in this section, the term "transporter license
566 plate eligible business" means a business that is engaged in the
567 limited operation of an unregistered motor vehicle, or a
568 repossessor that contracts with lending institutions to
569 repossess or recover motor vehicles or mobile homes.

570 (2) A person is not eligible to purchase or renew a
571 transporter license plate unless he or she provides proof
572 satisfactory to the department that his or her business is a
573 transporter license plate eligible business.

574 (3) The application for qualification as a transporter
575 license plate eligible business must be in such form as is
576 prescribed by the department and must contain the legal name of
577 the person or persons applying for the license plate, the name
578 of the business, and the principal or principals of the
579 business. The application must describe the exact physical
580 location of the place of business within the state. This
581 location must be available at all reasonable hours for
582 inspection of the transporter license plate records by the
583 department or any law enforcement agency. The application must
584 contain proof of a garage liability insurance policy, or a
585 business automobile policy, in the amount of at least \$100,000.
586 The certificate of insurance must indicate the number of
587 transporter license plates reported to the insurance company.
588 Such coverage shall be maintained for the entire registration
589 period. Upon seeking initial qualification, the applicant must
590 provide documentation proving that the business is registered



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591 with the Division of Corporations of the Department of State to
592 conduct business in this state. The business must indicate how
593 it meets the qualification as a transporter license plate
594 eligible business by describing in detail the business processes
595 that require the use of a transporter license plate.

596 (4) (a) ~~(1)~~ The department ~~may~~ ~~is authorized to~~ issue a
597 transporter license plate to ~~an~~ any applicant who is not a
598 licensed dealer and who is qualified as a transporter license
599 plate eligible business, ~~incidental to the conduct of his or her~~
600 ~~business, engages in the transporting of motor vehicles which~~
601 ~~are not currently registered to any owner and which do not have~~
602 ~~license plates,~~ upon payment of the license tax imposed by s.
603 320.08(15) for each transporter ~~such~~ license plate and upon
604 proof of ~~liability~~ insurance as described in subsection (3)
605 ~~coverage in the amount of \$100,000 or more. The proof of~~
606 ~~insurance must indicate the number of transporter license plates~~
607 ~~reported to the insurance company, which shall be the maximum~~
608 ~~number of transporter license plates issued to the applicant.~~
609 ~~Such~~ A transporter license plate is valid only for use on an
610 ~~unregistered~~ ~~any~~ motor vehicle in the possession of the
611 transporter while the motor vehicle is being transported in the
612 course of the transporter's business and must not be attached to
613 ~~any vehicle owned by the transporter or his or her business for~~
614 ~~which registration would otherwise be required. A person who~~
615 ~~sells or unlawfully possesses, distributes, or brokers a~~
616 ~~transporter license plate to be attached to any vehicle commits~~
617 ~~a misdemeanor of the second degree, punishable as provided in s.~~
618 ~~775.082 or s. 775.083. Any and all transporter license plates~~
619 ~~issued are subject to cancellation by the department.~~



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620 (b) A person who knowingly and willfully sells or
621 unlawfully possesses, distributes, or brokers a transporter
622 license plate to avoid registering a vehicle requiring
623 registration pursuant to this chapter or chapter 319 commits a
624 misdemeanor of the first degree, punishable as provided in s.
625 775.082 or s. 775.083, and is disqualified from transporter
626 license plate usage. All transporter license plates issued to
627 the person's business shall be canceled and must be returned to
628 the department immediately upon disqualification. The
629 transporter license plate is subject to removal as provided in
630 subsection (9), and any and all transporter plates issued are
631 subject to cancellation by the department.

632 (5) A transporter license plate eligible business issued a
633 transporter license plate must maintain for 2 years, at its
634 location, records of each use of each transporter license plate
635 and evidence that the plate was used as required by this
636 chapter. Such records must be open to inspection by the
637 department or its agents or any law enforcement officer during
638 reasonable business hours. A person who fails to maintain true
639 and accurate records of any transporter license plate usage or
640 comply with this subsection commits a misdemeanor of the second
641 degree, punishable as provided in s. 775.082 or s. 775.083, may
642 be subject to cancellation of any and all transporter license
643 plates issued, and is automatically disqualified from future
644 transporter license plate issuance.

645 (6) When attached to a motor vehicle, a transporter license
646 plate issued under this section must be accompanied by the
647 registration issued for the transporter license plate by the
648 department and proof of insurance as described in subsection



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649 (3). A person who operates a motor vehicle with a transporter
650 license plate attached who fails to provide the documentation
651 listed in this subsection commits a misdemeanor of the second
652 degree, punishable as provided in s. 775.082 or s. 775.083, and
653 the transporter license plate is subject to removal as provided
654 in subsection (9). This subsection does not apply to a person
655 who contracts with dealers and auctions to transport motor
656 vehicles.

657 (7)(2) A transporter license plate issued pursuant to
658 subsection (4) (1) must be in a distinctive color approved by
659 the department, and the word "transporter" must appear on the
660 face of the license plate in place of the county name.

661 (8)(3) An initial registration or renewal A license plate
662 issued under this section is valid for a period of 12 months,
663 beginning January 1 and ending December 31. A No refund of the
664 license tax imposed may not be provided for any unexpired
665 portion of a license period.

666 (9) A transporter license plate attached to a motor vehicle
667 in violation of subsection (4) or subsection (6) must be
668 immediately removed by a law enforcement officer from the motor
669 vehicle to which it was attached and surrendered to the
670 department by the law enforcement agency for cancellation.

671 Section 18. Section 321.25, Florida Statutes, is amended to
672 read:

673 321.25 Training provided at patrol schools; reimbursement
674 of tuition and other course expenses.-

675 (1) The Department of Highway Safety and Motor Vehicles may
676 is authorized to provide for the training of law enforcement
677 officials and individuals in matters relating to the duties,



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678 functions, and powers of the Florida Highway Patrol in the
679 schools established by the department for the training of
680 highway patrol candidates and officers. The Department of
681 Highway Safety and Motor Vehicles may ~~is authorized to~~ charge a
682 fee for providing the training authorized by this section. The
683 fee shall be charged to persons attending the training. The fee
684 shall be based on the Department of Highway Safety and Motor
685 Vehicles' costs for providing the training, and such costs may
686 include, but are not limited to, tuition, lodging, and meals.
687 Revenues from the fees shall be used to offset the Department of
688 Highway Safety and Motor Vehicles' costs for providing the
689 training. The cost of training local enforcement officers shall
690 be paid for by their respective offices, counties, or
691 municipalities, as the case may be. Such cost shall be deemed a
692 proper county or municipal expense or a proper expenditure of
693 the office of sheriff.

694 (2) Notwithstanding s. 943.16, a person who attends
695 training under subsection (1) at the expense of the Department
696 of Highway Safety and Motor Vehicles must remain in the
697 employment or appointment of the Florida Highway Patrol for at
698 least 3 years. Once employed, if the person fails to remain
699 employed by the Florida Highway Patrol for at least 3 years from
700 the first date of employment, the person must pay the cost of
701 tuition and other course expenses to the Department of Highway
702 Safety and Motor Vehicles. As used in this section, the term
703 "other course expenses" may include the cost of meals and
704 lodging.

705 (3) The Department of Highway Safety and Motor Vehicles may
706 institute a civil action to collect the cost of tuition and



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707 other course expenses if it is not reimbursed pursuant to
708 subsection (2), provided that the Florida Highway Patrol gave
709 written notification to the person of the 3-year employment
710 commitment during the employment screening process and the
711 person returned signed acknowledgment of receipt of such
712 notification.

713 (4) Notwithstanding any other provision of this section,
714 the Department of Highway Safety and Motor Vehicles may waive a
715 person's requirement of reimbursement in part or in full when
716 the person terminates employment due to hardship or extenuating
717 circumstances.

718 Section 19. Subsection (4) of section 322.01, Florida
719 Statutes, is amended to read:

720 322.01 Definitions.—As used in this chapter:

721 (4) "Authorized emergency vehicle" means a vehicle that is
722 equipped with extraordinary audible and visual warning devices,
723 that is authorized by s. 316.2397 to display red, red and white,
724 or blue lights, and that is on call to respond to emergencies.
725 The term includes, but is not limited to, ambulances, law
726 enforcement vehicles, fire trucks, and other rescue vehicles.
727 The term does not include wreckers, utility trucks, or other
728 vehicles that are used only incidentally for emergency purposes.

729 Section 20. Subsection (4) of section 322.03, Florida
730 Statutes, is amended to read:

731 322.03 Drivers must be licensed; penalties.—

732 (4) A person may not operate a motorcycle unless he or she
733 holds a driver license that authorizes such operation, subject
734 to the appropriate restrictions and endorsements. A person may
735 operate an autocycle without a motorcycle endorsement.



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736 Section 21. Paragraph (e) of subsection (8) of section
737 322.051, Florida Statutes, is amended to read:

738 322.051 Identification cards.—

739 (8)

740 (e)1. Upon request by a person who has posttraumatic stress
741 disorder, a traumatic brain injury, or a developmental
742 disability, or by a parent or guardian of a child or ward who
743 has posttraumatic stress disorder, a traumatic brain injury, or
744 a developmental disability, the department shall issue an
745 identification card exhibiting a capital "D" for the person,
746 child, or ward if the person or the parent or guardian of the
747 child or ward submits:

748 a. Payment of an additional \$1 fee; and

749 b. Proof acceptable to the department of a diagnosis by a
750 licensed physician of a developmental disability as defined in
751 s. 393.063, posttraumatic stress disorder, or traumatic brain
752 injury.

753 2. The department shall deposit the additional \$1 fee into
754 the Agency for Persons with Disabilities Operations and
755 Maintenance Trust Fund under s. 20.1971(2).

756 3. A replacement identification card that includes the
757 designation may be issued without payment of the fee required
758 under s. 322.21(1)(f).

759 4. The department shall develop rules to facilitate the
760 issuance, requirements, and oversight of posttraumatic stress
761 disorder, traumatic brain injury, and developmental disability
762 identification cards under this section.

763 Section 22. Paragraph (m) of subsection (8) of section
764 322.08, Florida Statutes, is amended to read:



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765 322.08 Application for license; requirements for license
766 and identification card forms.—

767 (8) The application form for an original, renewal, or
768 replacement driver license or identification card must include
769 language permitting the following:

770 (m) A voluntary contribution of \$1 per applicant, which
771 shall be distributed to Preserve Vision ~~Prevent Blindness~~
772 Florida, a not-for-profit organization, to prevent blindness and
773 preserve the sight of the residents of this state.

774

775 A statement providing an explanation of the purpose of the trust
776 funds shall also be included. For the purpose of applying the
777 service charge provided under s. 215.20, contributions received
778 under paragraphs (b)-(t) are not income of a revenue nature.

779 Section 23. Subsection (5) of section 322.091, Florida
780 Statutes, is amended to read:

781 322.091 Attendance requirements.—

782 (5) REPORTING AND ACCOUNTABILITY.—The department shall make
783 available, upon request, a report ~~quarterly~~ to each school
784 district of the legal name, sex, date of birth, and social
785 security number of each student whose driving privileges have
786 been suspended under this section.

787 Section 24. Subsections (1) and (5) of section 322.12,
788 Florida Statutes, are amended to read:

789 322.12 Examination of applicants.—

790 (1) It is the intent of the Legislature that every
791 applicant for an original driver license in this state be
792 required to pass an examination pursuant to this section.
793 However, the department may waive the knowledge, endorsement,



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794 and skills tests for an applicant who is otherwise qualified and
795 who surrenders a valid driver license from another state or a
796 province of Canada, or a valid driver license issued by the
797 United States Armed Forces, if the driver applies for a Florida
798 license of an equal or lesser classification. An Any applicant
799 who fails to pass the initial knowledge test incurs a \$10 fee
800 for each subsequent test, to be deposited into the Highway
801 Safety Operating Trust Fund; however, if a subsequent test is
802 administered by the tax collector, the tax collector shall
803 retain the \$10 fee. An Any applicant who fails to pass the
804 initial skills test incurs a \$20 fee for each subsequent test,
805 to be deposited into the Highway Safety Operating Trust Fund;
806 however, if a subsequent test is administered by the tax
807 collector, the tax collector shall retain the \$20 fee. A person
808 who seeks to retain a hazardous-materials endorsement, pursuant
809 to s. 322.57(1)(e), must pass the hazardous-materials test, upon
810 surrendering his or her commercial driver license, if the person
811 has not taken and passed the hazardous-materials test within 2
812 years before applying for a commercial driver license in this
813 state.

814 (5)(a) The department shall formulate a separate
815 examination for applicants for licenses to operate motorcycles.
816 Any applicant for a driver license who wishes to operate a
817 motorcycle, and who is otherwise qualified, must successfully
818 complete such an examination, which is in addition to the
819 examination administered under subsection (3). The examination
820 must test the applicant's knowledge of the operation of a
821 motorcycle and of any traffic laws specifically relating thereto
822 and must include an actual demonstration of his or her ability



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823 to exercise ordinary and reasonable control in the operation of
824 a motorcycle. Any applicant who fails to pass the initial
825 knowledge examination will incur a \$5 fee for each subsequent
826 examination, to be deposited into the Highway Safety Operating
827 Trust Fund. Any applicant who fails to pass the initial skills
828 examination will incur a \$10 fee for each subsequent
829 examination, to be deposited into the Highway Safety Operating
830 Trust Fund. In the formulation of the examination, the
831 department shall consider the use of the Motorcycle Operator
832 Skills Test and the Motorcycle in Traffic Test offered by the
833 Motorcycle Safety Foundation. The department shall indicate on
834 the license of any person who successfully completes the
835 examination that the licensee is authorized to operate a
836 motorcycle. If the applicant wishes to be licensed to operate a
837 motorcycle only, he or she need not take the skill or road test
838 required under subsection (3) for the operation of a motor
839 vehicle, and the department shall indicate such a limitation on
840 his or her license as a restriction. Every first-time applicant
841 for licensure to operate a motorcycle must provide proof of
842 completion of a motorcycle safety course, as provided for in s.
843 322.0255, before the applicant may be licensed to operate a
844 motorcycle.

845 (b) The department may exempt any applicant from the
846 examination provided in this subsection if the applicant
847 presents a certificate showing successful completion of a course
848 approved by the department, which course includes a similar
849 examination of the knowledge and skill of the applicant in the
850 operation of a motorcycle.

851 (c) This subsection does not apply to the operation of an



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852 autocycle.

853 Section 25. Paragraph (b) of subsection (1) of section
854 322.17, Florida Statutes, is amended to read:

855 322.17 Replacement licenses, identification cards, and
856 permits.-

857 (1)

858 (b) In the event that an instruction permit, ~~or~~ driver
859 license, or identification card issued under ~~the provisions of~~
860 this chapter is stolen, the person to whom the same was issued
861 may, at no charge, obtain a replacement upon furnishing proof
862 satisfactory to the department that such permit, ~~or~~ license, or
863 identification card was stolen and further furnishing the
864 person's full name, date of birth, sex, residence and mailing
865 address, proof of birth satisfactory to the department, and
866 proof of identity satisfactory to the department.

867 Section 26. Paragraphs (e) and (i) of subsection (1) and
868 subsection (8) of section 322.21, Florida Statutes, are amended,
869 and subsection (10) is added to that section, to read:

870 322.21 License fees; procedure for handling and collecting
871 fees.-

872 (1) Except as otherwise provided herein, the fee for:

873 (e) A replacement driver license issued pursuant to s.
874 322.17 is \$25. Of this amount, \$7 shall be deposited into the
875 Highway Safety Operating Trust Fund and \$18 shall be deposited
876 into the General Revenue Fund. ~~Beginning July 1, 2015, or upon~~
877 ~~completion of the transition of driver license issuance~~
878 ~~services,~~ If the replacement driver license is issued by the tax
879 collector, the tax collector shall retain the \$7 that would
880 otherwise be deposited into the Highway Safety Operating Trust



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881 Fund and the remaining revenues shall be deposited into the
882 General Revenue Fund.

883 ~~(i) The specialty driver license or identification card~~
884 ~~issued pursuant to s. 322.1415 is \$25, which is in addition to~~
885 ~~other fees required in this section. The fee shall be~~
886 ~~distributed as follows:~~

887 ~~1. Fifty percent shall be distributed as provided in s.~~
888 ~~320.08058 to the appropriate state or independent university,~~
889 ~~professional sports team, or branch of the United States Armed~~
890 ~~Forces.~~

891 ~~2. Fifty percent shall be distributed to the department for~~
892 ~~costs directly related to the specialty driver license and~~
893 ~~identification card program and to defray the costs associated~~
894 ~~with production enhancements and distribution.~~

895 (8) A ~~Any~~ person who applies for reinstatement following
896 the suspension or revocation of the person's driver license must
897 pay a service fee of \$45 following a suspension, and \$75
898 following a revocation, which is in addition to the fee for a
899 license. A ~~Any~~ person who applies for reinstatement of a
900 commercial driver license following the disqualification of the
901 person's privilege to operate a commercial motor vehicle shall
902 pay a service fee of \$75, which is in addition to the fee for a
903 license. The department shall collect all of these fees at the
904 time of reinstatement. The department shall issue proper
905 receipts for such fees and shall promptly transmit all funds
906 received by it as follows:

907 (a) Of the \$45 fee received from a licensee for
908 reinstatement following a suspension:

909 1. If the reinstatement is processed by the department, the



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910 department shall deposit \$15 in the General Revenue Fund and \$30
911 in the Highway Safety Operating Trust Fund.

912 2. If the reinstatement is processed by the tax collector,
913 \$15 shall be retained by the tax collector, \$15 shall be
914 deposited into the Highway Safety Operating Trust Fund, and \$15
915 shall be deposited into the General Revenue Fund.

916 (b) Of the \$75 fee received from a licensee for
917 reinstatement following a revocation or disqualification:

918 1. If the reinstatement is processed by the department, the
919 department shall deposit \$35 in the General Revenue Fund and \$40
920 in the Highway Safety Operating Trust Fund.

921 2. If the reinstatement is processed by the tax collector,
922 \$20 shall be retained by the tax collector, \$20 shall be
923 deposited into the Highway Safety Operating Trust Fund, and \$35
924 shall be deposited into the General Revenue Fund.

925
926 If the revocation or suspension of the driver license was for a
927 violation of s. 316.193, or for refusal to submit to a lawful
928 breath, blood, or urine test, an additional fee of \$130 must be
929 charged. However, only one \$130 fee may be collected from one
930 person convicted of violations arising out of the same incident.
931 The department shall collect the \$130 fee and deposit the fee
932 into the Highway Safety Operating Trust Fund at the time of
933 reinstatement of the person's driver license, but the fee may
934 not be collected if the suspension or revocation is overturned.
935 If the revocation or suspension of the driver license was for a
936 conviction for a violation of s. 817.234(8) or (9) or s.
937 817.505, an additional fee of \$180 is imposed for each offense.
938 The department shall collect and deposit the additional fee into



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939 the Highway Safety Operating Trust Fund at the time of
940 reinstatement of the person's driver license.

941 (10) An applicant who submits an application for a renewal
942 or replacement driver license or identification card to the
943 department using a convenience service shall be provided with an
944 option for expedited shipping whereby the department, at the
945 applicant's request, shall issue the license or identification
946 card within 5 working days after receipt of the application and
947 ship the license or card using an expedited mail service. A fee
948 shall be charged for the expedited shipping option, not to
949 exceed the cost of the expedited mail service, which is in
950 addition to fees imposed by s. 322.051, this section, or the
951 convenience service. Fees collected for the expedited shipping
952 option shall be deposited into the Highway Safety Operating
953 Trust Fund.

954 Section 27. Subsection (1) of section 322.61, Florida
955 Statutes, is amended, and subsection (2) of that section is
956 reenacted, to read:

957 322.61 Disqualification from operating a commercial motor
958 vehicle.—

959 (1) A person who, for offenses occurring within a 3-year
960 period, is convicted of two of the following serious traffic
961 violations, or any combination thereof, arising in separate
962 incidents committed in a commercial motor vehicle shall, in
963 addition to any other applicable penalties, be disqualified from
964 operating a commercial motor vehicle for a period of 60 days. A
965 holder of a commercial driver license or commercial learner's
966 permit who, for offenses occurring within a 3-year period, is
967 convicted of two of the following serious traffic violations, or



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968 any combination thereof, arising in separate incidents committed
969 in a noncommercial motor vehicle shall, in addition to any other
970 applicable penalties, be disqualified from operating a
971 commercial motor vehicle for a period of 60 days if such
972 convictions result in the suspension, revocation, or
973 cancellation of the licenseholder's driving privilege:

974 (a) A violation of any state or local law relating to motor
975 vehicle traffic control, other than a parking violation, arising
976 in connection with a crash resulting in death;

977 (b) Reckless driving, as defined in s. 316.192;

978 (c) Unlawful speed of 15 miles per hour or more above the
979 posted speed limit;

980 (d) Improper lane change, as defined in s. 316.085;

981 (e) Following too closely, as defined in s. 316.0895;

982 (f) Texting while driving a commercial motor vehicle, as
983 prohibited by 49 C.F.R. 392.80;

984 (g) Using a handheld mobile telephone while driving a
985 commercial motor vehicle, as prohibited by 49 C.F.R. 392.82;

986 (h) ~~(f)~~ Driving a commercial vehicle without obtaining a
987 commercial driver license;

988 (i) ~~(g)~~ Driving a commercial vehicle without the proper
989 class of commercial driver license or commercial learner's
990 permit or without the proper endorsement; or

991 (j) ~~(h)~~ Driving a commercial vehicle without a commercial
992 driver license or commercial learner's permit in possession, as
993 required by s. 322.03.

994 (2) (a) Any person who, for offenses occurring within a 3-
995 year period, is convicted of three serious traffic violations
996 specified in subsection (1) or any combination thereof, arising



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997 in separate incidents committed in a commercial motor vehicle
998 shall, in addition to any other applicable penalties, including
999 but not limited to the penalty provided in subsection (1), be
1000 disqualified from operating a commercial motor vehicle for a
1001 period of 120 days.

1002 (b) A holder of a commercial driver license or commercial
1003 learner's permit who, for offenses occurring within a 3-year
1004 period, is convicted of three serious traffic violations
1005 specified in subsection (1) or any combination thereof arising
1006 in separate incidents committed in a noncommercial motor vehicle
1007 shall, in addition to any other applicable penalties, including,
1008 but not limited to, the penalty provided in subsection (1), be
1009 disqualified from operating a commercial motor vehicle for a
1010 period of 120 days if such convictions result in the suspension,
1011 revocation, or cancellation of the licenseholder's driving
1012 privilege.

1013 Section 28. Paragraph (c) of subsection (1) of section
1014 212.05, Florida Statutes, is amended to read:

1015 212.05 Sales, storage, use tax.—It is hereby declared to be
1016 the legislative intent that every person is exercising a taxable
1017 privilege who engages in the business of selling tangible
1018 personal property at retail in this state, including the
1019 business of making mail order sales, or who rents or furnishes
1020 any of the things or services taxable under this chapter, or who
1021 stores for use or consumption in this state any item or article
1022 of tangible personal property as defined herein and who leases
1023 or rents such property within the state.

1024 (1) For the exercise of such privilege, a tax is levied on
1025 each taxable transaction or incident, which tax is due and



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1026 payable as follows:

1027 (c) At the rate of 6 percent of the gross proceeds derived
1028 from the lease or rental of tangible personal property, as
1029 defined herein; however, the following special provisions apply
1030 to the lease or rental of motor vehicles:

1031 1. When a motor vehicle is leased or rented for a period of
1032 less than 12 months:

1033 a. If the motor vehicle is rented in Florida, the entire
1034 amount of such rental is taxable, even if the vehicle is dropped
1035 off in another state.

1036 b. If the motor vehicle is rented in another state and
1037 dropped off in Florida, the rental is exempt from Florida tax.

1038 2. Except as provided in subparagraph 3., for the lease or
1039 rental of a motor vehicle for a period of not less than 12
1040 months, sales tax is due on the lease or rental payments if the
1041 vehicle is registered in this state; provided, however, that no
1042 tax shall be due if the taxpayer documents use of the motor
1043 vehicle outside this state and tax is being paid on the lease or
1044 rental payments in another state.

1045 3. The tax imposed by this chapter does not apply to the
1046 lease or rental of a commercial motor vehicle as defined in s.
1047 316.003(13)(a) ~~316.003(12)(a)~~ to one lessee or rentee for a
1048 period of not less than 12 months when tax was paid on the
1049 purchase price of such vehicle by the lessor. To the extent tax
1050 was paid with respect to the purchase of such vehicle in another
1051 state, territory of the United States, or the District of
1052 Columbia, the Florida tax payable shall be reduced in accordance
1053 with the provisions of s. 212.06(7). This subparagraph shall
1054 only be available when the lease or rental of such property is



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1055 an established business or part of an established business or
1056 the same is incidental or germane to such business.

1057 Section 29. Subsection (1) of section 316.303, Florida
1058 Statutes, is amended to read:

1059 316.303 Television receivers.—

1060 (1) No motor vehicle may be operated on the highways of
1061 this state if the vehicle is actively displaying moving
1062 television broadcast or pre-recorded video entertainment content
1063 that is visible from the driver's seat while the vehicle is in
1064 motion, unless the vehicle is equipped with autonomous
1065 technology, as defined in s. 316.003(3) ~~316.003(2)~~, and is being
1066 operated in autonomous mode, as provided in s. 316.85(2).

1067 Section 30. Paragraph (b) of subsection (2) of section
1068 316.545, Florida Statutes, is amended to read:

1069 316.545 Weight and load unlawful; special fuel and motor
1070 fuel tax enforcement; inspection; penalty; review.—

1071 (2)

1072 (b) The officer or inspector shall inspect the license
1073 plate or registration certificate of the commercial vehicle to
1074 determine whether its gross weight is in compliance with the
1075 declared gross vehicle weight. If its gross weight exceeds the
1076 declared weight, the penalty shall be 5 cents per pound on the
1077 difference between such weights. In those cases when the
1078 commercial vehicle is being operated over the highways of the
1079 state with an expired registration or with no registration from
1080 this or any other jurisdiction or is not registered under the
1081 applicable provisions of chapter 320, the penalty herein shall
1082 apply on the basis of 5 cents per pound on that scaled weight
1083 which exceeds 35,000 pounds on laden truck tractor-semitrailer



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1084 combinations or tandem trailer truck combinations, 10,000 pounds
1085 on laden straight trucks or straight truck-trailer combinations,
1086 or 10,000 pounds on any unladen commercial motor vehicle. A
1087 driver of a commercial motor vehicle entering the state at a
1088 designated port-of-entry location, as defined in s. 316.003 ~~s.~~
1089 ~~316.003(54)~~, or operating on designated routes to a port-of-
1090 entry location, who obtains a temporary registration permit
1091 shall be assessed a penalty limited to the difference between
1092 its gross weight and the declared gross vehicle weight at 5
1093 cents per pound. If the license plate or registration has not
1094 been expired for more than 90 days, the penalty imposed under
1095 this paragraph may not exceed \$1,000. In the case of special
1096 mobile equipment, which qualifies for the license tax provided
1097 for in s. 320.08(5)(b), being operated on the highways of the
1098 state with an expired registration or otherwise not properly
1099 registered under the applicable provisions of chapter 320, a
1100 penalty of \$75 shall apply in addition to any other penalty
1101 which may apply in accordance with this chapter. A vehicle found
1102 in violation of this section may be detained until the owner or
1103 operator produces evidence that the vehicle has been properly
1104 registered. Any costs incurred by the retention of the vehicle
1105 shall be the sole responsibility of the owner. A person who has
1106 been assessed a penalty pursuant to this paragraph for failure
1107 to have a valid vehicle registration certificate pursuant to the
1108 provisions of chapter 320 is not subject to the delinquent fee
1109 authorized in s. 320.07 if such person obtains a valid
1110 registration certificate within 10 working days after such
1111 penalty was assessed.

1112 Section 31. Paragraph (a) of subsection (2) of section



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1113 316.613, Florida Statutes, is amended to read:

1114 316.613 Child restraint requirements.—

1115 (2) As used in this section, the term “motor vehicle” means
1116 a motor vehicle as defined in s. 316.003 that is operated on the
1117 roadways, streets, and highways of the state. The term does not
1118 include:

1119 (a) A school bus as defined in s. 316.003 ~~s. 316.003(68)~~.

1120 Section 32. Section 320.08, Florida Statutes, is amended to
1121 read:

1122 320.08 License taxes.—Except as otherwise provided herein,
1123 there are hereby levied and imposed annual license taxes for the
1124 operation of motor vehicles, mopeds, motorized bicycles as
1125 defined in s. 316.003(4) ~~s. 316.003(2)~~, tri-vehicles as defined
1126 in s. 316.003, and mobile homes as defined in s. 320.01, which
1127 shall be paid to and collected by the department or its agent
1128 upon the registration or renewal of registration of the
1129 following:

1130 (1) MOTORCYCLES AND MOPEDS.—

1131 (a) Any motorcycle: \$10 flat.

1132 (b) Any moped: \$5 flat.

1133 (c) Upon registration of a motorcycle, motor-driven cycle,
1134 or moped, in addition to the license taxes specified in this
1135 subsection, a nonrefundable motorcycle safety education fee in
1136 the amount of \$2.50 shall be paid. The proceeds of such
1137 additional fee shall be deposited in the Highway Safety
1138 Operating Trust Fund to fund a motorcycle driver improvement
1139 program implemented pursuant to s. 322.025, the Florida
1140 Motorcycle Safety Education Program established in s. 322.0255,
1141 or the general operations of the department.



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1142 (d) An ancient or antique motorcycle: \$7.50 flat, of which
1143 \$2.50 shall be deposited into the General Revenue Fund.
1144 (2) AUTOMOBILES OR TRI-VEHICLES FOR PRIVATE USE.—
1145 (a) An ancient or antique automobile, as defined in s.
1146 320.086, or a street rod, as defined in s. 320.0863: \$7.50 flat.
1147 (b) Net weight of less than 2,500 pounds: \$14.50 flat.
1148 (c) Net weight of 2,500 pounds or more, but less than 3,500
1149 pounds: \$22.50 flat.
1150 (d) Net weight of 3,500 pounds or more: \$32.50 flat.
1151 (3) TRUCKS.—
1152 (a) Net weight of less than 2,000 pounds: \$14.50 flat.
1153 (b) Net weight of 2,000 pounds or more, but not more than
1154 3,000 pounds: \$22.50 flat.
1155 (c) Net weight more than 3,000 pounds, but not more than
1156 5,000 pounds: \$32.50 flat.
1157 (d) A truck defined as a "goat," or other vehicle if used
1158 in the field by a farmer or in the woods for the purpose of
1159 harvesting a crop, including naval stores, during such
1160 harvesting operations, and which is not principally operated
1161 upon the roads of the state: \$7.50 flat. The term "goat" means a
1162 motor vehicle designed, constructed, and used principally for
1163 the transportation of citrus fruit within citrus groves or for
1164 the transportation of crops on farms, and which can also be used
1165 for hauling associated equipment or supplies, including required
1166 sanitary equipment, and the towing of farm trailers.
1167 (e) An ancient or antique truck, as defined in s. 320.086:
1168 \$7.50 flat.
1169 (4) HEAVY TRUCKS, TRUCK TRACTORS, FEES ACCORDING TO GROSS
1170 VEHICLE WEIGHT.—



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1171 (a) Gross vehicle weight of 5,001 pounds or more, but less
1172 than 6,000 pounds: \$60.75 flat, of which \$15.75 shall be
1173 deposited into the General Revenue Fund.

1174 (b) Gross vehicle weight of 6,000 pounds or more, but less
1175 than 8,000 pounds: \$87.75 flat, of which \$22.75 shall be
1176 deposited into the General Revenue Fund.

1177 (c) Gross vehicle weight of 8,000 pounds or more, but less
1178 than 10,000 pounds: \$103 flat, of which \$27 shall be deposited
1179 into the General Revenue Fund.

1180 (d) Gross vehicle weight of 10,000 pounds or more, but less
1181 than 15,000 pounds: \$118 flat, of which \$31 shall be deposited
1182 into the General Revenue Fund.

1183 (e) Gross vehicle weight of 15,000 pounds or more, but less
1184 than 20,000 pounds: \$177 flat, of which \$46 shall be deposited
1185 into the General Revenue Fund.

1186 (f) Gross vehicle weight of 20,000 pounds or more, but less
1187 than 26,001 pounds: \$251 flat, of which \$65 shall be deposited
1188 into the General Revenue Fund.

1189 (g) Gross vehicle weight of 26,001 pounds or more, but less
1190 than 35,000: \$324 flat, of which \$84 shall be deposited into the
1191 General Revenue Fund.

1192 (h) Gross vehicle weight of 35,000 pounds or more, but less
1193 than 44,000 pounds: \$405 flat, of which \$105 shall be deposited
1194 into the General Revenue Fund.

1195 (i) Gross vehicle weight of 44,000 pounds or more, but less
1196 than 55,000 pounds: \$773 flat, of which \$201 shall be deposited
1197 into the General Revenue Fund.

1198 (j) Gross vehicle weight of 55,000 pounds or more, but less
1199 than 62,000 pounds: \$916 flat, of which \$238 shall be deposited



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1200 into the General Revenue Fund.

1201 (k) Gross vehicle weight of 62,000 pounds or more, but less
1202 than 72,000 pounds: \$1,080 flat, of which \$280 shall be
1203 deposited into the General Revenue Fund.

1204 (l) Gross vehicle weight of 72,000 pounds or more: \$1,322
1205 flat, of which \$343 shall be deposited into the General Revenue
1206 Fund.

1207 (m) Notwithstanding the declared gross vehicle weight, a
1208 truck tractor used within a 150-mile radius of its home address
1209 is eligible for a license plate for a fee of \$324 flat if:

1210 1. The truck tractor is used exclusively for hauling
1211 forestry products; or

1212 2. The truck tractor is used primarily for the hauling of
1213 forestry products, and is also used for the hauling of
1214 associated forestry harvesting equipment used by the owner of
1215 the truck tractor.

1216

1217 Of the fee imposed by this paragraph, \$84 shall be deposited
1218 into the General Revenue Fund.

1219 (n) A truck tractor or heavy truck, not operated as a for-
1220 hire vehicle, which is engaged exclusively in transporting raw,
1221 unprocessed, and nonmanufactured agricultural or horticultural
1222 products within a 150-mile radius of its home address, is
1223 eligible for a restricted license plate for a fee of:

1224 1. If such vehicle's declared gross vehicle weight is less
1225 than 44,000 pounds, \$87.75 flat, of which \$22.75 shall be
1226 deposited into the General Revenue Fund.

1227 2. If such vehicle's declared gross vehicle weight is
1228 44,000 pounds or more and such vehicle only transports from the



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1229 point of production to the point of primary manufacture; to the
1230 point of assembling the same; or to a shipping point of a rail,
1231 water, or motor transportation company, \$324 flat, of which \$84
1232 shall be deposited into the General Revenue Fund.

1233

1234 Such not-for-hire truck tractors and heavy trucks used
1235 exclusively in transporting raw, unprocessed, and
1236 nonmanufactured agricultural or horticultural products may be
1237 incidentally used to haul farm implements and fertilizers
1238 delivered direct to the growers. The department may require any
1239 documentation deemed necessary to determine eligibility prior to
1240 issuance of this license plate. For the purpose of this
1241 paragraph, "not-for-hire" means the owner of the motor vehicle
1242 must also be the owner of the raw, unprocessed, and
1243 nonmanufactured agricultural or horticultural product, or the
1244 user of the farm implements and fertilizer being delivered.

1245 (5) SEMITRAILERS, FEES ACCORDING TO GROSS VEHICLE WEIGHT;
1246 SCHOOL BUSES; SPECIAL PURPOSE VEHICLES.—

1247 (a)1. A semitrailer drawn by a GVW truck tractor by means
1248 of a fifth-wheel arrangement: \$13.50 flat per registration year
1249 or any part thereof, of which \$3.50 shall be deposited into the
1250 General Revenue Fund.

1251 2. A semitrailer drawn by a GVW truck tractor by means of a
1252 fifth-wheel arrangement: \$68 flat per permanent registration, of
1253 which \$18 shall be deposited into the General Revenue Fund.

1254 (b) A motor vehicle equipped with machinery and designed
1255 for the exclusive purpose of well drilling, excavation,
1256 construction, spraying, or similar activity, and which is not
1257 designed or used to transport loads other than the machinery



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1258 described above over public roads: \$44 flat, of which \$11.50
1259 shall be deposited into the General Revenue Fund.

1260 (c) A school bus used exclusively to transport pupils to
1261 and from school or school or church activities or functions
1262 within their own county: \$41 flat, of which \$11 shall be
1263 deposited into the General Revenue Fund.

1264 (d) A wrecker, as defined in s. 320.01, which is used to
1265 tow a vessel as defined in s. 327.02, a disabled, abandoned,
1266 stolen-recovered, or impounded motor vehicle as defined in s.
1267 320.01, or a replacement motor vehicle as defined in s. 320.01:
1268 \$41 flat, of which \$11 shall be deposited into the General
1269 Revenue Fund.

1270 (e) A wrecker that is used to tow any nondisabled motor
1271 vehicle, a vessel, or any other cargo unless used as defined in
1272 paragraph (d), as follows:

1273 1. Gross vehicle weight of 10,000 pounds or more, but less
1274 than 15,000 pounds: \$118 flat, of which \$31 shall be deposited
1275 into the General Revenue Fund.

1276 2. Gross vehicle weight of 15,000 pounds or more, but less
1277 than 20,000 pounds: \$177 flat, of which \$46 shall be deposited
1278 into the General Revenue Fund.

1279 3. Gross vehicle weight of 20,000 pounds or more, but less
1280 than 26,000 pounds: \$251 flat, of which \$65 shall be deposited
1281 into the General Revenue Fund.

1282 4. Gross vehicle weight of 26,000 pounds or more, but less
1283 than 35,000 pounds: \$324 flat, of which \$84 shall be deposited
1284 into the General Revenue Fund.

1285 5. Gross vehicle weight of 35,000 pounds or more, but less
1286 than 44,000 pounds: \$405 flat, of which \$105 shall be deposited



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1287 into the General Revenue Fund.
1288 6. Gross vehicle weight of 44,000 pounds or more, but less
1289 than 55,000 pounds: \$772 flat, of which \$200 shall be deposited
1290 into the General Revenue Fund.
1291 7. Gross vehicle weight of 55,000 pounds or more, but less
1292 than 62,000 pounds: \$915 flat, of which \$237 shall be deposited
1293 into the General Revenue Fund.
1294 8. Gross vehicle weight of 62,000 pounds or more, but less
1295 than 72,000 pounds: \$1,080 flat, of which \$280 shall be
1296 deposited into the General Revenue Fund.
1297 9. Gross vehicle weight of 72,000 pounds or more: \$1,322
1298 flat, of which \$343 shall be deposited into the General Revenue
1299 Fund.
1300 (f) A hearse or ambulance: \$40.50 flat, of which \$10.50
1301 shall be deposited into the General Revenue Fund.
1302 (6) MOTOR VEHICLES FOR HIRE.—
1303 (a) Under nine passengers: \$17 flat, of which \$4.50 shall
1304 be deposited into the General Revenue Fund; plus \$1.50 per cwt,
1305 of which 50 cents shall be deposited into the General Revenue
1306 Fund.
1307 (b) Nine passengers and over: \$17 flat, of which \$4.50
1308 shall be deposited into the General Revenue Fund; plus \$2 per
1309 cwt, of which 50 cents shall be deposited into the General
1310 Revenue Fund.
1311 (7) TRAILERS FOR PRIVATE USE.—
1312 (a) Any trailer weighing 500 pounds or less: \$6.75 flat per
1313 year or any part thereof, of which \$1.75 shall be deposited into
1314 the General Revenue Fund.
1315 (b) Net weight over 500 pounds: \$3.50 flat, of which \$1



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1316 shall be deposited into the General Revenue Fund; plus \$1 per
1317 cwt, of which 25 cents shall be deposited into the General
1318 Revenue Fund.

1319 (8) TRAILERS FOR HIRE.—

1320 (a) Net weight under 2,000 pounds: \$3.50 flat, of which \$1
1321 shall be deposited into the General Revenue Fund; plus \$1.50 per
1322 cwt, of which 50 cents shall be deposited into the General
1323 Revenue Fund.

1324 (b) Net weight 2,000 pounds or more: \$13.50 flat, of which
1325 \$3.50 shall be deposited into the General Revenue Fund; plus
1326 \$1.50 per cwt, of which 50 cents shall be deposited into the
1327 General Revenue Fund.

1328 (9) RECREATIONAL VEHICLE-TYPE UNITS.—

1329 (a) A travel trailer or fifth-wheel trailer, as defined by
1330 s. 320.01(1)(b), that does not exceed 35 feet in length: \$27
1331 flat, of which \$7 shall be deposited into the General Revenue
1332 Fund.

1333 (b) A camping trailer, as defined by s. 320.01(1)(b)2.:
1334 \$13.50 flat, of which \$3.50 shall be deposited into the General
1335 Revenue Fund.

1336 (c) A motor home, as defined by s. 320.01(1)(b)4.:

1337 1. Net weight of less than 4,500 pounds: \$27 flat, of which
1338 \$7 shall be deposited into the General Revenue Fund.

1339 2. Net weight of 4,500 pounds or more: \$47.25 flat, of
1340 which \$12.25 shall be deposited into the General Revenue Fund.

1341 (d) A truck camper as defined by s. 320.01(1)(b)3.:

1342 1. Net weight of less than 4,500 pounds: \$27 flat, of which
1343 \$7 shall be deposited into the General Revenue Fund.

1344 2. Net weight of 4,500 pounds or more: \$47.25 flat, of



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1345 which \$12.25 shall be deposited into the General Revenue Fund.
1346 (e) A private motor coach as defined by s. 320.01(1)(b)5.:
1347 1. Net weight of less than 4,500 pounds: \$27 flat, of which
1348 \$7 shall be deposited into the General Revenue Fund.
1349 2. Net weight of 4,500 pounds or more: \$47.25 flat, of
1350 which \$12.25 shall be deposited into the General Revenue Fund.
1351 (10) PARK TRAILERS; TRAVEL TRAILERS; FIFTH-WHEEL TRAILERS;
1352 35 FEET TO 40 FEET.—
1353 (a) Park trailers.—Any park trailer, as defined in s.
1354 320.01(1)(b)7.: \$25 flat.
1355 (b) A travel trailer or fifth-wheel trailer, as defined in
1356 s. 320.01(1)(b), that exceeds 35 feet: \$25 flat.
1357 (11) MOBILE HOMES.—
1358 (a) A mobile home not exceeding 35 feet in length: \$20
1359 flat.
1360 (b) A mobile home over 35 feet in length, but not exceeding
1361 40 feet: \$25 flat.
1362 (c) A mobile home over 40 feet in length, but not exceeding
1363 45 feet: \$30 flat.
1364 (d) A mobile home over 45 feet in length, but not exceeding
1365 50 feet: \$35 flat.
1366 (e) A mobile home over 50 feet in length, but not exceeding
1367 55 feet: \$40 flat.
1368 (f) A mobile home over 55 feet in length, but not exceeding
1369 60 feet: \$45 flat.
1370 (g) A mobile home over 60 feet in length, but not exceeding
1371 65 feet: \$50 flat.
1372 (h) A mobile home over 65 feet in length: \$80 flat.
1373 (12) DEALER AND MANUFACTURER LICENSE PLATES.—A franchised



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1374 motor vehicle dealer, independent motor vehicle dealer, marine
1375 boat trailer dealer, or mobile home dealer and manufacturer
1376 license plate: \$17 flat, of which \$4.50 shall be deposited into
1377 the General Revenue Fund.

1378 (13) EXEMPT OR OFFICIAL LICENSE PLATES.—Any exempt or
1379 official license plate: \$4 flat, of which \$1 shall be deposited
1380 into the General Revenue Fund.

1381 (14) LOCALLY OPERATED MOTOR VEHICLES FOR HIRE.—A motor
1382 vehicle for hire operated wholly within a city or within 25
1383 miles thereof: \$17 flat, of which \$4.50 shall be deposited into
1384 the General Revenue Fund; plus \$2 per cwt, of which 50 cents
1385 shall be deposited into the General Revenue Fund.

1386 (15) TRANSPORTER.—Any transporter license plate issued to a
1387 transporter pursuant to s. 320.133: \$101.25 flat, of which
1388 \$26.25 shall be deposited into the General Revenue Fund.

1389 Section 33. Subsection (1) of section 655.960, Florida
1390 Statutes, is amended to read:

1391 655.960 Definitions; ss. 655.960-655.965.—As used in this
1392 section and ss. 655.961-655.965, unless the context otherwise
1393 requires:

1394 (1) "Access area" means any paved walkway or sidewalk which
1395 is within 50 feet of any automated teller machine. The term does
1396 not include any street or highway open to the use of the public,
1397 as defined in s. 316.003(78) (a) or (b) ~~s. 316.003(77) (a) or (b)~~,
1398 including any adjacent sidewalk, as defined in s. 316.003.

1399 Section 34. This act shall take effect October 1, 2017.

1400
1401 ===== T I T L E A M E N D M E N T =====

1402 And the title is amended as follows:



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1403 Delete everything before the enacting clause
1404 and insert:

1405 A bill to be entitled
1406 An act relating to the Department of Highway Safety
1407 and Motor Vehicles; amending s. 316.003, F.S.;
1408 defining the term "autocycle"; redefining the term
1409 "motorcycle"; conforming a cross-reference; amending
1410 ss. 316.2397 and 316.2398, F.S.; prohibiting vehicles
1411 or equipment from showing or displaying red and white
1412 lights while being driven or moved; authorizing
1413 firefighters to use or display red and white lights
1414 under certain circumstances; authorizing active
1415 volunteer firefighters to display red and white
1416 warning signals under certain circumstances; amending
1417 s. 316.302, F.S.; revising provisions relating to
1418 federal regulations to which owners and drivers of
1419 commercial motor vehicles are subject; terminating the
1420 maximum amount of a civil penalty for falsification of
1421 information on certain time records; deleting the
1422 requirement that a motor carrier maintain
1423 documentation of a driver's driving times throughout a
1424 duty period if the driver is not released from duty
1425 within a specified period; providing an exemption from
1426 specified rules and regulations for a person who
1427 operates a commercial motor vehicle with a declared
1428 gross vehicle weight, gross vehicle weight rating, and
1429 gross combined weight rating of less than a specified
1430 amount under certain circumstances; amending s.
1431 316.3025, F.S.; conforming provisions to changes made



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1432 by the act; amending s. 316.614, F.S.; redefining the
1433 term "motor vehicle"; prohibiting a person from
1434 operating an autocycle unless certain safety belt or
1435 child restraint device requirements are met; amending
1436 s. 320.01, F.S.; redefining the term "apportionable
1437 vehicle"; redefining the term "motorcycle"; amending
1438 s. 320.02, F.S.; requiring an application form for
1439 motor vehicle registration to include language
1440 authorizing a voluntary contribution to be distributed
1441 to Preserve Vision Florida, rather than to Prevent
1442 Blindness Florida; amending s. 320.06, F.S.; providing
1443 for future repeal of issuance of a certain license
1444 plate and cab card to a vehicle that has an
1445 apportioned registration; providing requirements,
1446 beginning on a specified date, for license plates, cab
1447 cards, and validation stickers for vehicles registered
1448 in accordance with the International Registration
1449 Plan; authorizing a worn or damaged license plate to
1450 be replaced at no charge under certain circumstances;
1451 amending s. 320.0605, F.S.; authorizing presentation
1452 of electronic documentation of certain information to
1453 a law enforcement officer or agent of the department;
1454 providing construction; providing liability; revising
1455 information required in such documentation; amending
1456 s. 320.0607, F.S.; providing an exemption, beginning
1457 on a specified date, of a certain fee for vehicles
1458 registered under the International Registration Plan;
1459 amending s. 320.08056, F.S.; deleting the American Red
1460 Cross, Donate Organs-Pass It On, St. Johns River, and



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1461 Hispanic Achievers license plates; conforming cross-
1462 references; repealing s. 320.08058(31), (57), (69),
1463 and (70), F.S., relating to the American Red Cross,
1464 Donate Organs-Pass It On, St. Johns River, and
1465 Hispanic Achievers license plates, respectively;
1466 amending s. 320.08068, F.S.; requiring The Able Trust
1467 to distribute a specified percentage of annual use
1468 fees from motorcycle specialty license plates to
1469 Preserve Vision Florida, rather than to Prevent
1470 Blindness Florida; creating s. 320.0875, F.S.;
1471 providing for a motorcycle special license plate to be
1472 issued to a recipient of the Purple Heart; providing
1473 requirements for the plate; amending s. 320.089, F.S.;
1474 providing for a special license plate to be issued to
1475 a recipient of the Bronze Star; making technical
1476 changes; amending s. 320.133, F.S.; defining the term
1477 "transporter license plate eligible business";
1478 providing that a person is not eligible to purchase or
1479 renew a transporter license plate unless he or she
1480 provides certain proof that his or her business is a
1481 transporter license plate eligible business; providing
1482 application and insurance requirements for
1483 qualification as a transporter license plate eligible
1484 business; authorizing the department to issue a
1485 transporter license plate to an applicant who is not a
1486 licensed dealer and is qualified as a transporter
1487 license plate eligible business, under certain
1488 circumstances; providing that a transporter license
1489 plate is valid only for use on an unregistered motor



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1490 vehicle in the possession of the transporter, subject
1491 to certain requirements; providing a criminal penalty
1492 for a person who sells or unlawfully possesses,
1493 distributes, or brokers a transporter license plate to
1494 be attached to any vehicle; providing that transporter
1495 license plates are subject to cancellation by the
1496 department; providing a criminal penalty and
1497 disqualification from transporter license plate usage
1498 for a person who knowingly and willfully sells or
1499 unlawfully possesses, distributes, or brokers a
1500 transporter license plate to avoid registering a
1501 vehicle requiring registration, subject to certain
1502 requirements; providing recordkeeping requirements for
1503 a transporter license plate eligible business;
1504 providing a criminal penalty, cancellation of
1505 transporter license plates, and disqualification from
1506 future issuance of the plates for a violation of such
1507 recordkeeping requirements; requiring a transporter
1508 license plate issued under this section to be
1509 accompanied by registration and proof of insurance
1510 when attached to a motor vehicle; providing a criminal
1511 penalty and removal of the license plate for a person
1512 who fails to provide such documentation; providing an
1513 exemption to persons who contract with dealers and
1514 auctions to transport motor vehicles; conforming
1515 provisions to changes made by the act; providing that
1516 an initial registration or renewal issued under this
1517 section is valid for a specified period; requiring a
1518 license plate attached to a motor vehicle in violation



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1519 of specified provision to be removed by a law
1520 enforcement officer and surrendered to the department
1521 by the law enforcement agency for cancellation;
1522 amending s. 321.25, F.S.; providing for reimbursement
1523 to the department of tuition and other course expenses
1524 for certain training under certain circumstances;
1525 defining the term "other course expenses"; authorizing
1526 the department to institute a civil action under
1527 certain circumstances; authorizing the department to
1528 waive a person's requirement of reimbursement when the
1529 person terminates employment due to hardship or
1530 extenuating circumstances; amending s. 322.01, F.S.;
1531 conforming provisions to changes made by the act;
1532 amending s. 322.03, F.S.; authorizing a person to
1533 operate an autocycle without a motorcycle endorsement;
1534 amending s. 322.051, F.S.; revising eligibility for a
1535 "D" designation on an identification card to include
1536 posttraumatic stress disorder or traumatic brain
1537 injury; amending s. 322.08, F.S.; requiring an
1538 application form for an original, renewal, or
1539 replacement driver license or identification card to
1540 include language authorizing a voluntary contribution
1541 to Preserve Vision Florida, rather than to Prevent
1542 Blindness Florida; amending s. 322.091, F.S.;
1543 requiring the department to make available, upon
1544 request, a report to each school district of certain
1545 information for each student whose driving privileges
1546 have been suspended under this section; amending s.
1547 322.12, F.S.; requiring the tax collector to retain



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1548 specified fees if a subsequent knowledge or skills
1549 test is administered by the tax collector; exempting
1550 the operation of an autocycle from certain examination
1551 requirements for licenses to operate motorcycles;
1552 amending s. 322.17, F.S.; providing for replacement of
1553 a stolen identification card at no charge, subject to
1554 certain requirements; amending s. 322.21, F.S.;
1555 deleting obsolete provisions; deleting a fee for
1556 certain specialty driver licenses or identification
1557 cards; providing disposition of specified fees for
1558 reinstatement of a driver license following a
1559 suspension, revocation, or disqualification when the
1560 reinstatement is processed by the department or the
1561 tax collector; requiring an applicant who submits an
1562 application for a renewal or replacement driver
1563 license or identification card to the department using
1564 a convenience service to be provided with an option
1565 for expedited shipping, subject to certain
1566 requirements; requiring a fee to be charged for the
1567 expedited shipping option, subject to certain
1568 requirements; providing for disposition of such fee;
1569 amending s. 322.61, F.S.; adding violations for
1570 texting or using a handheld mobile telephone while
1571 driving a commercial motor vehicle as specified
1572 offenses that, in certain circumstances, result in
1573 disqualification from operating a commercial motor
1574 vehicle for a specified period; amending ss. 212.05,
1575 316.303, 316.545, 316.613, 320.08, and 655.960, F.S.;
1576 conforming cross-references; providing an effective



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1577

date.