



375348

LEGISLATIVE ACTION

| Senate | . | House |
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| Comm: RCS | . | |
| 02/14/2018 | . | |
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Appropriations Subcommittee on Transportation, Tourism, and
Economic Development (Brandes) recommended the following:

Senate Amendment (with title amendment)

Delete line 449

and insert:

Section 14. Effective January 1, 2019, subsection (10) of
section 320.03, Florida Statutes, is amended to read:

320.03 Registration; duties of tax collectors;
International Registration Plan.-



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10 (10) Jurisdiction over the electronic filing system for use
11 by authorized electronic filing system agents to electronically
12 title or register motor vehicles, vessels, mobile homes, or off-
13 highway vehicles; process title transactions, derelict motor
14 vehicle certificates, and certificates of destruction for
15 derelict and salvage motor vehicles pursuant to s. 319.30(2),
16 (3), (7), and (8); issue or transfer registration license plates
17 or decals; electronically transfer fees due for the title and
18 registration process; and perform inquiries for title,
19 registration, and lienholder verification and certification of
20 service providers is expressly preempted to the state, and the
21 department shall have regulatory authority over the system. The
22 electronic filing system shall be available for use statewide
23 and applied uniformly throughout the state. An entity that, in
24 the normal course of its business, sells products that must be
25 titled or registered; ~~7~~ provides title and registration services
26 on behalf of its consumers; or processes title transactions,
27 derelict motor vehicle certificates, or certificates of
28 destruction for derelict or salvage motor vehicles pursuant to
29 s. 319.30(2), (3), (7), or (8); and meets all established
30 requirements may be an authorized electronic filing system agent
31 and shall not be precluded from participating in the electronic
32 filing system in any county. Upon request from a qualified
33 entity, the tax collector shall appoint the entity as an
34 authorized electronic filing system agent for that county. ~~The~~
35 ~~department shall adopt rules in accordance with chapter 120 to~~
36 ~~replace the December 10, 2009, program standards and to~~
37 ~~administer the provisions of this section, including, but not~~
38 ~~limited to, establishing participation requirements,~~



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39 ~~certification of service providers, electronic filing system~~
40 ~~requirements, and enforcement authority for noncompliance. The~~
41 ~~December 10, 2009, program standards, excluding any standards~~
42 ~~which conflict with this subsection, shall remain in effect~~
43 ~~until the rules are adopted. An authorized electronic filing~~
44 system agent may charge a fee to the customer for use of the
45 electronic filing system. The department shall adopt rules to
46 administer this subsection, including, but not limited to, rules
47 establishing participation requirements, certification of
48 service providers, electronic filing system requirements,
49 disclosures, and enforcement authority for noncompliance.

50 Section 15. Except as otherwise expressly provided in this
51 act, this act shall take effect October 1, 2018.

52
53 ===== T I T L E A M E N D M E N T =====

54 And the title is amended as follows:

55 Delete line 2

56 and insert:

57 An act relating to transportation; amending s. 320.03,
58 F.S.; preempting to the state jurisdiction over the
59 electronic filing system for use by authorized
60 electronic filing system agents to process title
61 transactions, derelict motor vehicle certificates, and
62 certain certificates of destruction for derelict and
63 salvage motor vehicles; authorizing an entity that, in
64 the normal course of its business, processes title
65 transactions, derelict motor vehicle certificates, or
66 certain certificates of destruction for derelict or
67 salvage motor vehicles and meets all established



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68 requirements to be an authorized electronic filing
69 system agent; prohibiting such an entity from being
70 precluded from participating in the electronic filing
71 system in any county; deleting provisions requiring
72 the Department of Highway Safety and Motor Vehicles to
73 adopt certain rules to replace specified program
74 standards; requiring the department to adopt certain
75 rules; amending