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Proposed Committee Substitute by the Committee on Appropriations  
(Appropriations Subcommittee on Transportation, Tourism, and  
Economic Development)

1                                   A bill to be entitled  
2           An act relating to transportation; amending s.  
3           316.003, F.S.; adding, deleting, and revising  
4           definitions; amending s. 316.008, F.S.; authorizing a  
5           mobile carrier to be operated on sidewalks and  
6           crosswalks within a county or municipality when such  
7           use is permissible under federal law; providing  
8           construction; repealing s. 316.0895(2), F.S., relating  
9           to prohibitions on certain vehicles following another  
10          vehicles within 300 feet; repealing s. 316.0896, F.S.,  
11          relating to the assistive truck platooning technology  
12          pilot project; creating s. 316.0897, F.S.; exempting  
13          the operator of a nonlead vehicle in a platoon from a  
14          specified provision; authorizing a platoon to be  
15          operated on a roadway in this state after an operator  
16          provides notification to the Department of  
17          Transportation and the Department of Highway Safety  
18          and Motor Vehicles; amending s. 316.2071, F.S.;  
19          authorizing a mobile carrier to operate on sidewalks  
20          and crosswalks; providing that a mobile carrier  
21          operating on a sidewalk or crosswalk has all the  
22          rights and duties applicable to a pedestrian under the  
23          same circumstances, except that the mobile carrier  
24          must not unreasonably interfere with pedestrians or  
25          traffic and must yield the right-of-way to pedestrians  
26          on the sidewalk or crosswalk; specifying requirements



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27 for a mobile carrier; prohibiting a mobile carrier  
28 from taking specified actions; amending s. 316.302,  
29 F.S.; revising regulations to which owners and drivers  
30 of commercial motor vehicles are subject; delaying the  
31 requirement for electronic logging devices and support  
32 documents for certain intrastate motor carriers;  
33 deleting a limitation on a civil penalty for  
34 falsification of certain time records; deleting a  
35 requirement that a motor carrier maintain certain  
36 documentation of driving times; providing an exemption  
37 from specified provisions for a person who operates a  
38 commercial motor vehicle having a certain gross  
39 vehicle weight, gross vehicle weight rating, and gross  
40 combined weight rating; deleting the exemption from  
41 such provisions for a person transporting petroleum  
42 products; amending s. 316.303, F.S.; conforming a  
43 provision to changes made by the act; amending s.  
44 316.85, F.S.; authorizing the Florida Turnpike  
45 Enterprise to fund, construct, and operate test  
46 facilities for the advancement of autonomous and  
47 connected innovative transportation technology  
48 solutions for specified purposes; amending s. 319.141,  
49 F.S.; redefining the term "rebuilt inspection  
50 services"; deleting obsolete language; requiring the  
51 Department of Highway Safety and Motor Vehicles to  
52 ensure that an applicant of the pilot rebuilt motor  
53 vehicle inspection program meets basic criteria  
54 designed to protect the public before the applicant is  
55 renewed; revising requirements for the applicant;



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56 requiring the operator of a facility to annually make  
57 certain attestations; prohibiting a program  
58 participant from conducting an inspection of a vehicle  
59 rebuilt before its purchase by the current applicant;  
60 requiring that such vehicles be inspected by the  
61 department; requiring any applicant that fails an  
62 initial rebuilt inspection to have that vehicle  
63 reinspected only by the department or the facility  
64 that conducted the original inspection; prohibiting  
65 any person or business authorized by the department to  
66 train, certify, or recertify operators and inspectors  
67 of private rebuilt motor vehicle inspection facilities  
68 from certifying or recertifying themselves or any of  
69 their employees; requiring the department to conduct  
70 an onsite facility inspection at least twice a year;  
71 requiring a current operator to give the department  
72 certain notice of a transfer before any transfer of a  
73 rebuilt inspection facility; requiring a transferee to  
74 meet certain eligibility requirements and execute a  
75 new memorandum of understanding with the department  
76 before operating the facility; extending the date for  
77 future repeal of this section; requiring the  
78 department to submit a certain written report to the  
79 Governor and Cabinet on or before a specified date;  
80 amending s. 319.32, F.S.; prohibiting the department  
81 and the tax collector from charging any fee or service  
82 charge, except for the expedited title fee, if  
83 applicable, for a certificate of title issued for a  
84 motor vehicle to transfer the title from a deceased



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85 owner to a surviving spouse or any surviving next of  
86 kin under certain circumstances; defining the term  
87 "next of kin"; amending s. 320.01, F.S.; revising  
88 definitions; amending s. 320.02, F.S.; providing that  
89 a mobile carrier is not required to satisfy specified  
90 registration and insurance requirements; amending s.  
91 320.03, F.S.; preempting to the state jurisdiction  
92 over the electronic filing system for use by  
93 authorized electronic filing system agents to process  
94 title transactions, derelict motor vehicle  
95 certificates, and certain certificates of destruction  
96 for derelict and salvage motor vehicles; authorizing  
97 an entity that, in the normal course of its business,  
98 processes title transactions, derelict motor vehicle  
99 certificates, or certain certificates of destruction  
100 for derelict or salvage motor vehicles and meets all  
101 established requirements to be an authorized  
102 electronic filing system agent; prohibiting such an  
103 entity from being precluded from participating in the  
104 electronic filing system in any county; deleting  
105 provisions requiring the department to adopt certain  
106 rules to replace specified program standards;  
107 requiring the department to adopt certain rules;  
108 amending s. 320.06, F.S.; requiring a vehicle that has  
109 an apportioned registration to be issued, before a  
110 specified date, an annual license plate and a cab card  
111 denoting the declared gross vehicle weight; providing  
112 requirements, beginning on a specified date, for  
113 license plates, cab cards, and validation stickers for



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114 vehicles registered in accordance with the  
115 International Registration Plan; providing a specified  
116 fee for initial and renewed validation stickers;  
117 requiring the fee to be deposited into the Highway  
118 Safety Operating Trust Fund; authorizing a damaged or  
119 worn license plate to be replaced at no charge under  
120 certain circumstances; providing an exception to the  
121 design of dealer license plates for specialty license  
122 plates; amending s. 320.0605, F.S.; authorizing an  
123 official copy of a registration certificate to be in  
124 an electronic format and authorizing an electronic  
125 copy of certain rental or lease documentation to be in  
126 the possession of the operator or to be carried in the  
127 vehicle for which issued and to be exhibited upon  
128 demand of any authorized law enforcement officer or  
129 any agent of the department; specifying that the act  
130 of presenting to a law enforcement officer or agent of  
131 the department an electronic device displaying an  
132 electronic copy of rental or lease documentation does  
133 not constitute consent for the officer or agent to  
134 access any information on the device other than the  
135 displayed rental or lease documentation; requiring the  
136 person who presents the device to the officer or agent  
137 to assume the liability for any resulting damage to  
138 the device; providing that rental or lease  
139 documentation that includes the date and time of  
140 rental is sufficient to satisfy a specified  
141 requirement; amending s. 320.0607, F.S.; providing an  
142 exemption, beginning on a specified date, from a



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143 certain fee for vehicles registered under the  
144 International Registration Plan; amending s. 320.0657,  
145 F.S.; providing an exception to the design of fleet  
146 license plates for specialty license plates;  
147 authorizing fleet companies to purchase specialty  
148 license plates in lieu of the standard fleet license  
149 plates for additional specified fees; requiring fleet  
150 companies to be responsible for all costs associated  
151 with the specialty license plate; amending s. 320.08,  
152 F.S.; authorizing dealers to purchase specialty  
153 license plates in lieu of the standard graphic dealer  
154 license plates for additional specified fees;  
155 requiring dealers to be responsible for all costs  
156 associated with the specialty license plate; amending  
157 s. 320.08056, F.S.; allowing the department to  
158 authorize dealer and fleet specialty license plates;  
159 authorizing a dealer or fleet company to purchase  
160 specialty license plates to be used on dealer and  
161 fleet vehicles with the permission of the sponsoring  
162 specialty license plate organization; requiring a  
163 dealer or fleet specialty license plate to include  
164 specified letters on the right side of the license  
165 plate; requiring dealer and fleet specialty license  
166 plates to be ordered directly through the department;  
167 amending s. 320.131, F.S.; authorizing, beginning on a  
168 specified date, the department to partner with a  
169 county tax collector to conduct a Fleet Vehicle  
170 Temporary Tag pilot program, subject to certain  
171 requirements; providing for future repeal; amending s.



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172 322.01, F.S.; providing definitions; amending s.  
173 322.032, F.S.; directing the department to implement  
174 protocols for issuing an optional electronic  
175 credential and to procure a certain related technology  
176 solution, subject to certain requirements; providing  
177 requirements for the electronic credential and  
178 verification solution; directing the department to  
179 procure one or more electronic credential providers  
180 through a competitive solicitation process to develop  
181 and implement a secure electronic credential system;  
182 requiring the department to maintain certain protocols  
183 and national standards; requiring the department to  
184 timely review and approve all electronic credential  
185 provider requests for authorized access to certain  
186 interfaces which meet the agency's requirements;  
187 authorizing the department to assess a fee; requiring  
188 the department to provide access to a certain  
189 standardized digital transaction process for use by  
190 the approved electronic credential providers of  
191 compliant electronic credentials, subject to certain  
192 requirements; requiring any revenue generated from the  
193 electronic credential system to be collected by the  
194 department and distributed pursuant to a legislative  
195 appropriation and department agreements with the  
196 electronic credential providers of the electronic  
197 credential; providing that any revenues shared between  
198 the state and electronic credential providers is based  
199 solely on revenues derived from the purchase of the  
200 optional electronic credential and no other



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201 transaction; requiring the department to enter into  
202 certain agreements with electronic credential  
203 providers; requiring that an electronic credential be  
204 in a format that allows certain entities to verify its  
205 authenticity and the identity of the credential holder  
206 and to validate certain privileges; providing that  
207 presenting an electronic device displaying an  
208 electronic credential does not constitute consent for  
209 a law enforcement officer to access any other  
210 information on such device; providing that the person  
211 who presents the device to the officer assumes  
212 liability for any resulting damage to the device;  
213 conforming provisions to changes made by the act;  
214 amending s. 322.059, F.S.; conforming a provision to  
215 changes made by the act; amending s. 322.143, F.S.;  
216 revising a definition; amending s. 322.15, F.S.;  
217 conforming a provision to changes made by the act;  
218 amending s. 322.38, F.S.; prohibiting a person from  
219 renting a motor vehicle to another until he or she has  
220 verified that the driver license of the person to whom  
221 the vehicle is rented is unexpired; deleting the  
222 requirement that a person renting a motor vehicle to  
223 another keep a record of the date when the license of  
224 the person to whom the vehicle is rented was issued;  
225 specifying that a rental car company is deemed to have  
226 met specified requirements when the rental car company  
227 requires the renter to verify that he or she is duly  
228 licensed and that the license is unexpired if the  
229 rental car company rents a motor vehicle to a person





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230 through certain digital, electronic, or other means;  
231 specifying when such verification may occur; amending  
232 s. 322.61, F.S.; conforming a cross-reference;  
233 amending s. 324.021, F.S.; revising the definition of  
234 the term "motor vehicle"; amending s. 655.960, F.S.;  
235 conforming a cross-reference; amending s. 812.014,  
236 F.S.; providing a criminal penalty for an offender  
237 committing grand theft who uses a device to interfere  
238 with a global positioning or similar system; providing  
239 effective dates.

240

241 Be It Enacted by the Legislature of the State of Florida:

242

243 Section 1. Subsection (20) of section 316.003, Florida  
244 Statutes, is amended, present subsections (21) through (37) of  
245 that section are redesignated as subsections (20) through (36),  
246 respectively, new subsections (37) and (52) are added to that  
247 section, present subsections (52) through (99) of that section  
248 are redesignated as subsections (53) through (100),  
249 respectively, and subsections (40) and (51) and present  
250 subsections (57) and (97) of that section are amended, to read:

251 316.003 Definitions.—The following words and phrases, when  
252 used in this chapter, shall have the meanings respectively  
253 ascribed to them in this section, except where the context  
254 otherwise requires:

255 ~~(20) DRIVER-ASSISTIVE TRUCK PLATOONING TECHNOLOGY. Vehicle~~  
256 ~~automation and safety technology that integrates sensor array,~~  
257 ~~wireless vehicle-to-vehicle communications, active safety~~  
258 ~~systems, and specialized software to link safety systems and~~



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259 ~~synchronize acceleration and braking between two vehicles while~~  
260 ~~leaving each vehicle's steering control and systems command in~~  
261 ~~the control of the vehicle's driver in compliance with the~~  
262 ~~National Highway Traffic Safety Administration rules regarding~~  
263 ~~vehicle-to-vehicle communications.~~

264 (37) MOBILE CARRIER.—An electrically powered device that:

265 (a) Is operated on sidewalks and crosswalks and is intended  
266 primarily for transporting property;

267 (b) Weighs less than 80 pounds, excluding cargo;

268 (c) Has a maximum speed of 12.5 mph; and

269 (d) Is equipped with a technology to transport personal  
270 property with the active monitoring of a property owner, and  
271 primarily designed to remain within 25 feet of the property  
272 owner.

273

274 A mobile carrier is not considered a vehicle or personal  
275 delivery device unless expressly defined by law as a vehicle or  
276 personal delivery device.

277 (40) MOTOR VEHICLE.—Except when used in s. 316.1001, a  
278 self-propelled vehicle not operated upon rails or guideway, but  
279 not including any bicycle, motorized scooter, electric personal  
280 assistive mobility device, mobile carrier, personal delivery  
281 device, swamp buggy, or moped. For purposes of s. 316.1001,  
282 “motor vehicle” has the same meaning as provided in s.  
283 320.01(1)(a).

284 (51) PERSONAL DELIVERY DEVICE.—An electrically powered  
285 device that:

286 (a) Is operated on sidewalks and crosswalks and intended  
287 primarily for transporting property;



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- 288 (b) Weighs less than 100 ~~80~~ pounds, excluding cargo;  
289 (c) Has a maximum speed of 10 miles per hour; and  
290 (d) Is equipped with technology to allow for operation of  
291 the device with or without the active control or monitoring of a  
292 natural person.

293  
294 A personal delivery device is not considered a vehicle unless  
295 expressly defined by law as a vehicle. A mobile carrier is not  
296 considered a personal delivery device.

297 (52) PLATOON.—A group of individual motor vehicles  
298 traveling in a unified manner at electronically coordinated  
299 speeds and following distances.

300 (58) ~~(57)~~ PRIVATE ROAD OR DRIVEWAY.—Except as otherwise  
301 provided in paragraph (80) (b) ~~(79) (b)~~, any privately owned way  
302 or place used for vehicular travel by the owner and those having  
303 express or implied permission from the owner, but not by other  
304 persons.

305 (98) ~~(97)~~ VEHICLE.—Every device in, upon, or by which any  
306 person or property is or may be transported or drawn upon a  
307 highway, except personal delivery devices, mobile carriers, and  
308 devices used exclusively upon stationary rails or tracks.

309 Section 2. Paragraph (b) of subsection (7) of section  
310 316.008, Florida Statutes, is amended to read:

311 316.008 Powers of local authorities.—

312 (7)

313 (b)1. Except as provided in subparagraph 2., a personal  
314 delivery device and a mobile carrier may be operated on  
315 sidewalks and crosswalks within a county or municipality when  
316 such use is permissible under federal law. This paragraph does



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317 not restrict a county or municipality from otherwise adopting  
318 regulations for the safe operation of personal delivery devices  
319 and mobile carriers.

320 2. A personal delivery device may not be operated on the  
321 Florida Shared-Use Nonmotorized Trail Network created under s.  
322 339.81 or components of the Florida Greenways and Trails System  
323 created under chapter 260.

324 Section 3. Subsection (2) of section 316.0895, Florida  
325 Statutes, is repealed.

326 Section 4. Section 316.0896, Florida Statutes, is repealed.

327 Section 5. Section 316.0897, Florida Statutes, is created  
328 to read:

329 316.0897 Platoons.—

330 (1) Section 316.0895 does not apply to the operator of a  
331 nonlead vehicle in a platoon, as defined in s. 316.003.

332 (2) A platoon may be operated on a roadway in this state  
333 after an operator provides notification to the Department of  
334 Transportation and the Department of Highway Safety and Motor  
335 Vehicles.

336 Section 6. Section 316.2071, Florida Statutes, is amended  
337 to read:

338 316.2071 Personal delivery devices and mobile carriers.—

339 (1) Notwithstanding any provision of law to the contrary, a  
340 personal delivery device or mobile carrier may operate on  
341 sidewalks and crosswalks, subject to s. 316.008(7)(b). A  
342 personal delivery device or mobile carrier operating on a  
343 sidewalk or crosswalk has all the rights and duties applicable  
344 to a pedestrian under the same circumstances, except that the  
345 personal delivery device or mobile carrier must not unreasonably



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346 interfere with pedestrians or traffic and must yield the right-  
347 of-way to pedestrians on the sidewalk or crosswalk.

348 (2) A personal delivery device and a mobile carrier must:

349 (a) Obey all official traffic and pedestrian control  
350 signals and devices.

351 (b) For personal delivery devices, include a plate or  
352 marker that has a unique identifying device number and  
353 identifies the name and contact information of the personal  
354 delivery device operator.

355 (c) Be equipped with a braking system that, when active or  
356 engaged, enables the personal delivery device or mobile carrier  
357 to come to a controlled stop.

358 (3) A personal delivery device and a mobile carrier may  
359 not:

360 (a) Operate on a public highway except to the extent  
361 necessary to cross a crosswalk.

362 (b) Operate on a sidewalk or crosswalk unless the personal  
363 delivery device operator is actively controlling or monitoring  
364 the navigation and operation of the personal delivery device or  
365 a property owner remains within 25 feet of the mobile carrier.

366 (c) Transport hazardous materials as defined in s. 316.003.

367 (4) A person who owns and operates a personal delivery  
368 device in this state must maintain an insurance policy, on  
369 behalf of himself or herself and his or her agents, which  
370 provides general liability coverage of at least \$100,000 for  
371 damages arising from the combined operations of personal  
372 delivery devices under the entity's or agent's control.

373 Section 7. Subsection (1) and paragraphs (a), (c), (d), and  
374 (f) of subsection (2) of section 316.302, Florida Statutes, are



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375 amended to read:

376 316.302 Commercial motor vehicles; safety regulations;  
377 transporters and shippers of hazardous materials; enforcement.-

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

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

383 (b) Except as otherwise provided in this section, all  
384 owners or drivers of commercial motor vehicles that are engaged  
385 in intrastate commerce are subject to the rules and regulations  
386 contained in 49 C.F.R. parts 382, 383, 385, and 390-397, ~~with~~  
387 ~~the exception of 49 C.F.R. s. 390.5 as it relates to the~~  
388 ~~definition of bus,~~ as such rules and regulations existed on  
389 December 31, 2017 ~~2012~~.

390 (c) The emergency exceptions provided by 49 C.F.R. s.  
391 392.82 also apply to communications by utility drivers and  
392 utility contractor drivers during a Level 1 activation of the  
393 State Emergency Operations Center, as provided in the Florida  
394 Comprehensive Emergency Management plan, or during a state of  
395 emergency declared by executive order or proclamation of the  
396 Governor.

397 (d) Except as provided in ~~s. 316.215(5), and except as~~  
398 ~~provided in~~ s. 316.228 for rear overhang lighting and flagging  
399 requirements for intrastate operations, the requirements of this  
400 section supersede all other safety requirements of this chapter  
401 for commercial motor vehicles.

402 (e) For motor carriers engaged in intrastate commerce who  
403 are not carrying hazardous materials in amounts that require



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404 placards, the requirement for electronic logging devices and  
405 hours of service support documents shall take effect December  
406 31, 2018.

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

412 (c) Except as provided in 49 C.F.R. s. 395.1, a person who  
413 operates a commercial motor vehicle solely in intrastate  
414 commerce not transporting any hazardous material in amounts that  
415 require placarding pursuant to 49 C.F.R. part 172 may not drive  
416 after having been on duty more than 70 hours in any period of 7  
417 consecutive days or more than 80 hours in any period of 8  
418 consecutive days if the motor carrier operates every day of the  
419 week. Thirty-four consecutive hours off duty shall constitute  
420 the end of any such period of 7 or 8 consecutive days. This  
421 weekly limit does not apply to a person who operates a  
422 commercial motor vehicle solely within this state while  
423 transporting, during harvest periods, any unprocessed  
424 agricultural products or unprocessed food or fiber that is  
425 subject to seasonal harvesting from place of harvest to the  
426 first place of processing or storage or from place of harvest  
427 directly to market or while transporting livestock, livestock  
428 feed, or farm supplies directly related to growing or harvesting  
429 agricultural products. Upon request of the Department of Highway  
430 Safety and Motor Vehicles, motor carriers shall furnish time  
431 records or other written verification to that department so that  
432 the Department of Highway Safety and Motor Vehicles can



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433 determine compliance with this subsection. These time records  
434 must be furnished to the Department of Highway Safety and Motor  
435 Vehicles within 2 days after receipt of that department's  
436 request. Falsification of such information is subject to a civil  
437 penalty ~~not to exceed \$100. The provisions of~~ This paragraph  
438 does ~~de~~ not apply to operators of farm labor vehicles operated  
439 during a state of emergency declared by the Governor or operated  
440 pursuant to s. 570.07(21)~~7~~ and does ~~de~~ not apply to drivers of  
441 utility service vehicles as defined in 49 C.F.R. s. 395.2.

442 (d) A person who operates a commercial motor vehicle solely  
443 in intrastate commerce not transporting any hazardous material  
444 in amounts that require placarding pursuant to 49 C.F.R. part  
445 172 within a 150 air-mile radius of the location where the  
446 vehicle is based need not comply with 49 C.F.R. s. 395.8~~7~~ if the  
447 requirements of 49 C.F.R. s. 395.1(e)(1)(ii), (iii)(A) and (C),  
448 ~~395.1(e)(1)(iii) and (v) are met. If a driver is not released~~  
449 ~~from duty within 12 hours after the driver arrives for duty, the~~  
450 ~~motor carrier must maintain documentation of the driver's~~  
451 ~~driving times throughout the duty period.~~

452 (f) A person who operates a commercial motor vehicle having  
453 a ~~declared~~ gross vehicle weight, gross vehicle weight rating,  
454 and gross combined weight rating of less than 26,001 pounds  
455 solely in intrastate commerce and who is not transporting  
456 hazardous materials in amounts that require placarding pursuant  
457 to 49 C.F.R. part 172~~7~~, ~~or who is transporting petroleum products~~  
458 ~~as defined in s. 376.301~~7~~~~, is exempt from subsection (1).  
459 However, such person must comply with 49 C.F.R. parts 382, 392,  
460 and 393~~7~~ and with 49 C.F.R. ss. 396.3(a)(1) and 396.9.

461 Section 8. Subsection (3) of section 316.303, Florida





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462 Statutes, is amended to read:

463 316.303 Television receivers.—

464 (3) This section does not prohibit the use of an electronic  
465 display used in conjunction with a vehicle navigation system; an  
466 electronic display used by an operator of a vehicle equipped  
467 with autonomous technology, as defined in s. 316.003; or an  
468 electronic display used by an operator of a platoon vehicle  
469 ~~equipped and operating with driver-assistive truck platooning~~  
470 ~~technology~~, as defined in s. 316.003.

471 Section 9. Subsection (3) is added to section 316.85,  
472 Florida Statutes, to read:

473 316.85 Autonomous vehicles; operation.—

474 (3) The Florida Turnpike Enterprise may fund, construct,  
475 and operate test facilities for the advancement of autonomous  
476 and connected innovative transportation technology solutions for  
477 the purposes of improving safety and decreasing congestion for  
478 the traveling public and to otherwise advance the enterprise's  
479 objectives as set forth under the Florida Transportation Code.

480 Section 10. Section 319.141, Florida Statutes, is amended  
481 to read:

482 319.141 Pilot rebuilt motor vehicle inspection program.—

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

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

486 (b) "Rebuilt inspection services" means an examination of a  
487 rebuilt vehicle and a properly endorsed certificate of title,  
488 salvage certificate of title, or manufacturer's statement of  
489 origin and an application for a rebuilt certificate of title, a  
490 rebuilder's affidavit, a photograph of the junk or salvage



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491 vehicle taken before repairs began, a photograph of the interior  
492 driver and passenger sides of the vehicle if airbags were  
493 previously deployed and replaced, receipts or invoices for all  
494 major component parts, as defined in s. 319.30, and repairs  
495 which were changed, and proof that notice of rebuilding of the  
496 vehicle has been reported to the National Motor Vehicle Title  
497 Information System.

498 (2) ~~By July 1, 2015,~~ The department shall oversee a pilot  
499 program in Miami-Dade County to evaluate alternatives for  
500 rebuilt inspection services offered by existing private sector  
501 operators, including the continued use of private facilities,  
502 the cost impact to consumers, and the potential savings to the  
503 department.

504 (3) The department shall establish a memorandum of  
505 understanding that allows private parties participating in the  
506 pilot program to conduct rebuilt motor vehicle inspections and  
507 specifies requirements for oversight, bonding and insurance,  
508 procedures, and forms and requires the electronic transmission  
509 of documents.

510 (4) Before an applicant is approved or renewed, the  
511 department shall ensure that the applicant meets basic criteria  
512 designed to protect the public. At a minimum, the applicant  
513 shall meet all of the following requirements:

514 (a) Have and maintain a surety bond or irrevocable letter  
515 of credit in the amount of \$100,000 executed by the applicant.

516 (b) Secure and maintain a facility at a permanent fixed  
517 structure which has ~~at~~ an address identified by a county-issued  
518 tax folio number and recognized by the United States Postal  
519 Service where the only services provided on such property are



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520 rebuilt inspection services. The operator of a facility shall  
521 annually attest that:

522 1. He or she is not employed by or does not have an  
523 ownership interest in or other financial arrangement with the  
524 owner, operator, manager, or employee of a motor vehicle repair  
525 shop as defined in s. 559.903, a motor vehicle dealer as defined  
526 in s. 320.27(1)(c), a towing company, a vehicle storage company,  
527 a vehicle auction, an insurance company, a salvage yard, a metal  
528 retailer, or a metal rebuilder, from which he or she receives  
529 remuneration, directly or indirectly, for the referral of  
530 customers for rebuilt inspection services;

531 2. There have been no changes to the ownership structure of  
532 the approved facility; and

533 3. The only services being provided by the operator of the  
534 facility at the property are rebuilt vehicle inspection services  
535 approved by the department.

536 (c) Have and maintain garage liability and other insurance  
537 required by the department.

538 (d) Have completed criminal background checks of the  
539 owners, partners, and corporate officers and the inspectors  
540 employed by the facility.

541 (e) Have a designated office and customer waiting area that  
542 is separate from and not within view of the vehicle inspection  
543 area. The vehicle inspection area must be capable of  
544 accommodating all vehicle types and must be equipped with  
545 cameras allowing the department to view and monitor every  
546 inspection.

547 (f)(e) Meet any additional criteria the department  
548 determines necessary to conduct proper inspections.



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549 (5) A participant in the program shall access vehicle and  
550 title information and enter inspection results through an  
551 electronic filing system authorized by the department and shall  
552 maintain records of each rebuilt vehicle inspection processed at  
553 such facility for at least 5 years.

554 (6) A participant in the program may not conduct an  
555 inspection of a vehicle rebuilt before its purchase by the  
556 current applicant. Such vehicles must be inspected by the  
557 department.

558 (7) Any applicant for a rebuilt title that fails an initial  
559 rebuilt inspection may have that vehicle reinspected only by the  
560 department or the facility that conducted the original  
561 inspection.

562 (8) Any person or business authorized by the department to  
563 train, certify, or recertify operators and inspectors of private  
564 rebuilt motor vehicle inspection facilities may not certify or  
565 recertify themselves or any of their employees.

566 (9)~~(6)~~ The department shall conduct an onsite facility  
567 inspection at least twice a year and shall immediately terminate  
568 any operator from the program who fails to meet the minimum  
569 eligibility requirements specified in subsection (4). Before any  
570 a change in ownership or transfer of a rebuilt inspection  
571 facility, the current operator must give the department 45 days'  
572 written notice of the intended sale or transfer. The prospective  
573 owner or transferee must meet the eligibility requirements of  
574 this section and execute a new memorandum of understanding with  
575 the department before operating the facility.

576 (10)~~(7)~~ This section is repealed on July 1, 2020 ~~2018~~,  
577 unless saved from repeal through reenactment by the Legislature.



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578 On or before January 1, 2019, the department shall submit a  
579 written report to the Governor and Cabinet evaluating the  
580 current program and the benefits to the consumer and the  
581 department.

582 Section 11. Subsection (7) of section 319.32, Florida  
583 Statutes, is amended to read:

584 319.32 Fees; service charges; disposition.-

585 (7) Notwithstanding any other provision of this section,  
586 the department and tax collector may not charge any fee or  
587 service charge, except for the expedited title fee, if  
588 applicable, for a certificate of title issued for a motor  
589 vehicle ~~solely~~ to:

590 (a) Remove a deceased coowner from a title registered in  
591 the names of two persons if the other coowner is the surviving  
592 spouse; or

593 (b) Transfer the title from a deceased owner to a surviving  
594 spouse or any surviving next of kin, if the spouse or next of  
595 kin is a resident of this state and if the vehicle is titled in  
596 this state before the transfer. For purposes of this paragraph,  
597 the term "next of kin" means the deceased's child, brother,  
598 sister, or parent.

599 Section 12. Paragraph (a) of subsection (1) and subsection  
600 (24) of section 320.01, Florida Statutes, are amended to read:

601 320.01 Definitions, general.-As used in the Florida  
602 Statutes, except as otherwise provided, the term:

603 (1) "Motor vehicle" means:

604 (a) An automobile, motorcycle, truck, trailer, semitrailer,  
605 truck tractor and semitrailer combination, or any other vehicle  
606 operated on the roads of this state, used to transport persons



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607 or property, and propelled by power other than muscular power,  
608 but the term does not include traction engines, road rollers,  
609 personal delivery devices and mobile carriers as defined in s.  
610 316.003, special mobile equipment as defined in s. 316.003,  
611 vehicles that run only upon a track, bicycles, swamp buggies, or  
612 mopeds.

613 (24) "Apportionable vehicle" means any vehicle, except  
614 recreational vehicles, vehicles displaying restricted plates,  
615 city pickup and delivery vehicles, ~~buses used in transportation~~  
616 ~~of chartered parties,~~ and government-owned vehicles, which is  
617 used or intended for use in two or more member jurisdictions  
618 that allocate or proportionally register vehicles and which is  
619 used for the transportation of persons for hire or is designed,  
620 used, or maintained primarily for the transportation of property  
621 and:

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

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

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

628  
629 Vehicles, or combinations thereof, having a gross vehicle weight  
630 of 26,000 pounds or less and two-axle vehicles may be  
631 proportionally registered.

632 Section 13. Subsection (19) of section 320.02, Florida  
633 Statutes, is amended to read:

634 320.02 Registration required; application for registration;  
635 forms.—



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636 (19) A personal delivery device and a mobile carrier as  
637 defined in s. 316.003 are ~~is~~ not required to satisfy the  
638 registration and insurance requirements of this section.

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

641 320.03 Registration; duties of tax collectors;  
642 International Registration Plan.-

643 (10) Jurisdiction over the electronic filing system for use  
644 by authorized electronic filing system agents to electronically  
645 title or register motor vehicles, vessels, mobile homes, or off-  
646 highway vehicles; process title transactions, derelict motor  
647 vehicle certificates, and certificates of destruction for  
648 derelict and salvage motor vehicles pursuant to s. 319.30(2),  
649 (3), (7), and (8); issue or transfer registration license plates  
650 or decals; electronically transfer fees due for the title and  
651 registration process; and perform inquiries for title,  
652 registration, and lienholder verification and certification of  
653 service providers is expressly preempted to the state, and the  
654 department shall have regulatory authority over the system. The  
655 electronic filing system shall be available for use statewide  
656 and applied uniformly throughout the state. An entity that, in  
657 the normal course of its business, sells products that must be  
658 titled or registered; provides title and registration services  
659 on behalf of its consumers; or processes title transactions,  
660 derelict motor vehicle certificates, or certificates of  
661 destruction for derelict or salvage motor vehicles pursuant to  
662 s. 319.30(2), (3), (7), or (8); and meets all established  
663 requirements may be an authorized electronic filing system agent  
664 and shall not be precluded from participating in the electronic



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665 filing system in any county. Upon request from a qualified  
666 entity, the tax collector shall appoint the entity as an  
667 authorized electronic filing system agent for that county. ~~The~~  
668 ~~department shall adopt rules in accordance with chapter 120 to~~  
669 ~~replace the December 10, 2009, program standards and to~~  
670 ~~administer the provisions of this section, including, but not~~  
671 ~~limited to, establishing participation requirements,~~  
672 ~~certification of service providers, electronic filing system~~  
673 ~~requirements, and enforcement authority for noncompliance. The~~  
674 ~~December 10, 2009, program standards, excluding any standards~~  
675 ~~which conflict with this subsection, shall remain in effect~~  
676 ~~until the rules are adopted.~~ An authorized electronic filing  
677 system agent may charge a fee to the customer for use of the  
678 electronic filing system. The department shall adopt rules to  
679 administer this subsection, including, but not limited to, rules  
680 establishing participation requirements, certification of  
681 service providers, electronic filing system requirements,  
682 disclosures, and enforcement authority for noncompliance.

683 Section 15. Paragraph (b) of subsection (1) and paragraph  
684 (a) of subsection (3) of section 320.06, Florida Statutes, are  
685 amended to read:

686 320.06 Registration certificates, license plates, and  
687 validation stickers generally.—

688 (1)

689 (b)1. Registration license plates bearing a graphic symbol  
690 and the alphanumeric system of identification shall be issued  
691 for a 10-year period. At the end of the 10-year period, upon  
692 renewal, the plate shall be replaced. The department shall  
693 extend the scheduled license plate replacement date from a 6-





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694 year period to a 10-year period. The fee for such replacement is  
695 \$28, \$2.80 of which shall be paid each year before the plate is  
696 replaced, to be credited toward the next \$28 replacement fee.  
697 The fees shall be deposited into the Highway Safety Operating  
698 Trust Fund. A credit or refund may not be given for any prior  
699 years' payments of the prorated replacement fee if the plate is  
700 replaced or surrendered before the end of the 10-year period,  
701 except that a credit may be given if a registrant is required by  
702 the department to replace a license plate under s.  
703 320.08056(8)(a). With each license plate, a validation sticker  
704 shall be issued showing the owner's birth month, license plate  
705 number, and the year of expiration or the appropriate renewal  
706 period if the owner is not a natural person. The validation  
707 sticker shall be placed on the upper right corner of the license  
708 plate. The license plate and validation sticker shall be issued  
709 based on the applicant's appropriate renewal period. The  
710 registration period is 12 months, the extended registration  
711 period is 24 months, and all expirations occur based on the  
712 applicant's appropriate registration period.

713 2. Before October 1, 2019, a vehicle that has an  
714 apportioned registration shall be issued an annual license plate  
715 and a cab card denoting ~~that denote~~ the declared gross vehicle  
716 weight ~~for each apportioned jurisdiction in which the vehicle is~~  
717 ~~authorized to operate.~~

718 3. Beginning October 1, 2019, a vehicle registered in  
719 accordance with the International Registration Plan shall be  
720 issued a license plate for a 5-year period, an annual cab card  
721 denoting the declared gross vehicle weight, and an annual  
722 validation sticker showing the month and year of expiration. The



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723 validation sticker shall be placed in the center of the license  
724 plate. The license plate and validation sticker shall be issued  
725 based on the applicant's appropriate renewal period. The fee for  
726 the initial validation sticker and any renewed validation  
727 sticker is \$28. This fee shall be deposited into the Highway  
728 Safety Operating Trust Fund. A damaged or worn license plate may  
729 be replaced at no charge by applying to the department and  
730 surrendering the current license plate.

731 ~~4.2.~~ In order to retain the efficient administration of the  
732 taxes and fees imposed by this chapter, the 80-cent fee increase  
733 in the replacement fee imposed by chapter 2009-71, Laws of  
734 Florida, is negated as provided in s. 320.0804.

735 (3) (a) Registration license plates must be made of metal  
736 specially treated with a retroreflection material, as specified  
737 by the department. The registration license plate is designed to  
738 increase nighttime visibility and legibility and must be at  
739 least 6 inches wide and not less than 12 inches in length,  
740 unless a plate with reduced dimensions is deemed necessary by  
741 the department to accommodate motorcycles, mopeds, or similar  
742 smaller vehicles. Validation stickers must also be treated with  
743 a retroreflection material, must be of such size as specified by  
744 the department, and must adhere to the license plate. The  
745 registration license plate must be imprinted with a combination  
746 of bold letters and numerals or numerals, not to exceed seven  
747 digits, to identify the registration license plate number. The  
748 license plate must be imprinted with the word "Florida" at the  
749 top and the name of the county in which it is sold, the state  
750 motto, or the words "Sunshine State" at the bottom. Apportioned  
751 license plates must have the word "Apportioned" at the bottom



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752 and license plates issued for vehicles taxed under s.  
753 320.08(3)(d), (4)(m) or (n), (5)(b) or (c), or (14) must have  
754 the word "Restricted" at the bottom. License plates issued for  
755 vehicles taxed under s. 320.08(12) must be imprinted with the  
756 word "Florida" at the top and the word "Dealer" at the bottom  
757 unless the license plate is a specialty license plate as  
758 authorized in s. 320.08056. Manufacturer license plates issued  
759 for vehicles taxed under s. 320.08(12) must be imprinted with  
760 the word "Florida" at the top and the word "Manufacturer" at the  
761 bottom. License plates issued for vehicles taxed under s.  
762 320.08(5)(d) or (e) must be imprinted with the word "Wrecker" at  
763 the bottom. Any county may, upon majority vote of the county  
764 commission, elect to have the county name removed from the  
765 license plates sold in that county. The state motto or the words  
766 "Sunshine State" shall be printed in lieu thereof. A license  
767 plate issued for a vehicle taxed under s. 320.08(6) may not be  
768 assigned a registration license number, or be issued with any  
769 other distinctive character or designation, that distinguishes  
770 the motor vehicle as a for-hire motor vehicle.

771 Section 16. Section 320.0605, Florida Statutes, is amended  
772 to read:

773 320.0605 Certificate of registration; possession required;  
774 exception.—

775 (1) (a) The registration certificate or an official copy  
776 thereof including in an electronic format, a true copy or an  
777 electronic copy of rental or lease documentation issued for a  
778 motor vehicle or issued for a replacement vehicle in the same  
779 registration period, a temporary receipt printed upon self-  
780 initiated electronic renewal of a registration via the Internet,



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781 or a cab card issued for a vehicle registered under the  
782 International Registration Plan shall, at all times while the  
783 vehicle is being used or operated on the roads of this state, be  
784 in the possession of the operator thereof or be carried in the  
785 vehicle for which issued and shall be exhibited upon demand of  
786 any authorized law enforcement officer or any agent of the  
787 department, except for a vehicle registered under s. 320.0657.  
788 ~~The provisions of~~ This section does ~~de~~ not apply during the  
789 first 30 days after purchase of a replacement vehicle. A  
790 violation of this section is a noncriminal traffic infraction,  
791 punishable as a nonmoving violation as provided in chapter 318.

792 (b)1. The act of presenting to a law enforcement officer or  
793 agent of the department an electronic device displaying an  
794 electronic copy of the registration certificate or the rental or  
795 lease documentation does not constitute consent for the officer  
796 or agent to access any information on the device other than the  
797 displayed rental or lease documentation.

798 2. The person who presents the device to the officer or  
799 agent assumes the liability for any resulting damage to the  
800 device.

801 (2) Rental or lease documentation that is sufficient to  
802 satisfy the requirement in subsection (1) includes the  
803 following:

- 804 (a) ~~Date of rental~~ and time of ~~exit from rental facility~~;
- 805 (b) Rental station identification;
- 806 (c) Rental agreement number;
- 807 (d) Rental vehicle identification number;
- 808 (e) Rental vehicle license plate number and state of  
809 registration;



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- 810 (f) Vehicle's make, model, and color;
- 811 (g) Vehicle's mileage; and
- 812 (h) Authorized renter's name.

813 Section 17. Subsection (5) of section 320.0607, Florida  
814 Statutes, is amended to read:

815 320.0607 Replacement license plates, validation decal, or  
816 mobile home sticker.—

817 (5) Upon the issuance of an original license plate, the  
818 applicant shall pay a fee of \$28 to be deposited in the Highway  
819 Safety Operating Trust Fund. Beginning October 1, 2019, this  
820 subsection does not apply to a vehicle registered under the  
821 International Registration Plan.

822 Section 18. Paragraph (b) of subsection (2) of section  
823 320.0657, Florida Statutes, is amended to read:

824 320.0657 Permanent registration; fleet license plates.—

825 (2)

826 (b) The plates, which shall be of a distinctive color,  
827 shall have the word "Fleet" appearing at the bottom and the word  
828 "Florida" appearing at the top unless the license plate is a  
829 specialty license plate as authorized in s. 320.08056. The  
830 plates shall conform in all respects to the provisions of this  
831 chapter, except as specified herein. For additional fees as set  
832 forth in s. 320.08056, fleet companies may purchase specialty  
833 license plates in lieu of the standard fleet license plates.  
834 Fleet companies shall be responsible for all costs associated  
835 with the specialty license plate, including all annual use fees,  
836 processing fees, fees associated with switching license plate  
837 types, and any other applicable fees.

838 Section 19. Subsection (12) of section 320.08, Florida



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839 Statutes, is amended to read:

840       320.08 License taxes.—Except as otherwise provided herein,  
841 there are hereby levied and imposed annual license taxes for the  
842 operation of motor vehicles, mopeds, motorized bicycles as  
843 defined in s. 316.003(3), tri-vehicles as defined in s. 316.003,  
844 and mobile homes as defined in s. 320.01, which shall be paid to  
845 and collected by the department or its agent upon the  
846 registration or renewal of registration of the following:

847       (12) DEALER AND MANUFACTURER LICENSE PLATES.—A franchised  
848 motor vehicle dealer, independent motor vehicle dealer, marine  
849 boat trailer dealer, or mobile home dealer and manufacturer  
850 license plate: \$17 flat, of which \$4.50 shall be deposited into  
851 the General Revenue Fund. For additional fees as set forth in s.  
852 320.08056, dealers may purchase specialty license plates in lieu  
853 of the standard graphic dealer license plates. Dealers shall be  
854 responsible for all costs associated with the specialty license  
855 plate, including all annual use fees, processing fees, fees  
856 associated with switching license plate types, and any other  
857 applicable fees.

858       Section 20. Subsection (2) of section 320.08056, Florida  
859 Statutes, is amended to read:

860       320.08056 Specialty license plates.—

861       (2)(a) The department shall issue a specialty license plate  
862 to the owner or lessee of any motor vehicle, except a vehicle  
863 registered under the International Registration Plan, a  
864 commercial truck required to display two license plates pursuant  
865 to s. 320.0706, or a truck tractor, upon request and payment of  
866 the appropriate license tax and fees.

867       (b) The department may authorize dealer and fleet specialty



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868 license plates. With the permission of the sponsoring specialty  
869 license plate organization, a dealer or fleet company may  
870 purchase specialty license plates to be used on dealer and fleet  
871 vehicles.

872 (c) Notwithstanding s. 320.08058, a dealer or fleet  
873 specialty license plate must include the letters "DLR" or "FLT"  
874 on the right side of the license plate. Dealer and fleet  
875 specialty license plates must be ordered directly through the  
876 department.

877 Section 21. Subsection (10) is added to section 320.131,  
878 Florida Statutes, to read:

879 320.131 Temporary tags.—

880 (10) Beginning October 1, 2018, the department may partner  
881 with a county tax collector to conduct a Fleet Vehicle Temporary  
882 Tag pilot program to provide temporary tags to fleet companies  
883 to allow them to operate fleet vehicles awaiting a permanent  
884 registration and title.

885 (a) The department shall establish a memorandum of  
886 understanding that allows a maximum of three companies to  
887 participate in the pilot program and receive multiple temporary  
888 tags for company fleet vehicles.

889 (b) To participate in the program, a fleet company must  
890 have a minimum of 3,500 fleet vehicles registered in this state  
891 which qualify to be registered as fleet vehicles pursuant to s.  
892 320.0657.

893 (c) The department may issue up to 50 temporary tags at a  
894 time to an eligible fleet company, if requested by such company.

895 (d) The temporary tags are for exclusive use on a vehicle  
896 purchased for the company's fleet, and may not be used on any



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897 other vehicle.

898 (e) Each temporary plate may be used on only one vehicle  
899 and each vehicle may only use one temporary plate.

900 (f) Upon issuance of the vehicle's permanent license plate  
901 and registration, the temporary tag becomes invalid and must be  
902 removed from the vehicle and destroyed.

903 (g) Upon a finding by the department that a temporary tag  
904 has been misused by a fleet company under this program, the  
905 department may terminate the memorandum of understanding with  
906 the company, invalidate all temporary tags issued to the company  
907 under the program, and require such company to return any unused  
908 temporary tags.

909 (h) This subsection is repealed on October 1, 2021, unless  
910 saved from repeal through reenactment by the Legislature.

911 Section 22. Subsections (18) through (46) of section  
912 322.01, Florida Statutes, are renumbered as subsections (25)  
913 through (53), respectively, and new subsections (18) through  
914 (24) are added to that section, to read:

915 322.01 Definitions.—As used in this chapter:

916 (18) "Electronic" means relating to technology having  
917 electrical, digital, magnetic, wireless, optical,  
918 electromagnetic, or similar capabilities.

919 (19) "Electronic credential" means an electronic  
920 representation of a physical driver license or identification  
921 card which is viewable on an electronic credential system  
922 capable of being verified and authenticated.

923 (20) "Electronic credential holder" means a person to whom  
924 an electronic credential has been issued.

925 (21) "Electronic credential provider" means an entity





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926 contracted with the department to provide the electronic  
927 credential to the electronic credential holder.

928 (22) "Electronic credential system" means a computer system  
929 used to display or transmit electronic credentials to a person  
930 or verification system which can be accessed using an electronic  
931 device.

932 (23) "Electronic device" means a device or a portion of a  
933 device that is designed for and capable of communicating across  
934 a computer network with other computers or devices for the  
935 purpose of transmitting, receiving, or storing data, including,  
936 but not limited to, a cellular telephone, tablet, or other  
937 portable device designed for and capable of communicating with  
938 or across a computer network, and is used to render an  
939 electronic credential.

940 (24) "Electronic record" means a record created, generated,  
941 sent, communicated, received, or stored by electronic means.

942 Section 23. Section 322.032, Florida Statutes, is amended  
943 to read:

944 322.032 Electronic credential ~~Digital proof of driver~~  
945 ~~license.~~-

946 (1)(a) The department shall develop and implement ~~begin to~~  
947 ~~review and prepare for the development of a secure and uniform~~  
948 protocols that comply with national standards ~~system~~ for issuing  
949 an optional electronic credential. The department shall procure  
950 the related technology solution that uses a revenue-sharing  
951 model through a competitive solicitation process pursuant to s.  
952 287.057 ~~digital proof of driver license~~. The department may  
953 issue electronic credentials to persons who hold a Florida  
954 driver license or identification card. The electronic credential



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955 and verification solution must have the necessary technological  
956 capabilities to execute the authentication of an electronic  
957 credential across all states, jurisdictions, federal and state  
958 agencies, and municipalities. The electronic credential and  
959 verification solution must provide the system integration  
960 necessary:

961 1. For qualified and authorized entities to securely  
962 consume an electronic credential.

963 2. For the production of a fully compliant electronic  
964 credential by qualified and authorized electronic credential  
965 providers.

966 3. To successfully ensure secure authentication and  
967 validation of data from disparate sources.

968 (b) The department shall procure ~~contract with~~ one or more  
969 electronic credential providers through the competitive  
970 solicitation process ~~private entities~~ to develop and implement a  
971 secure electronic credential ~~a digital proof of driver license~~  
972 system.

973 (c) The department shall maintain the protocols and  
974 national standards necessary for an electronic credential  
975 provider to request authorized access to an application  
976 programming interface, or an appropriate technological tool of  
977 at least the same capabilities, necessary for such private  
978 entity to consume an electronic credential. The department shall  
979 timely review requests for authorized access and must approve  
980 all requests by electronic credential providers which meet the  
981 department's requirements. The department may assess a fee for  
982 use of the electronic credential and verification solution.

983 (d) The department shall provide access to a standardized



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984 digital transaction process for use by the approved electronic  
985 credential providers of compliant electronic credentials to  
986 enable the financial transaction to be completed in such a  
987 manner that the proceeds are accepted by the department at the  
988 point of sale. The standardized digital transaction process must  
989 enable the providers of an electronic credential to direct  
990 through their electronic commerce workflow to a standardized  
991 checkout process and be able to document the providers involved.  
992 Any revenue generated from the electronic credential system must  
993 be collected by the department and distributed pursuant to a  
994 legislative appropriation and department agreements with the  
995 electronic credential providers of the electronic credential.  
996 Any revenues shared between the state and electronic credential  
997 providers are based solely on revenues derived from the purchase  
998 of the optional, electronic credential and no other transaction.  
999 The department shall enter into an agreement with the electronic  
1000 credential providers which describes the permitted uses, terms  
1001 and conditions, privacy policy, and uniform remittance terms  
1002 relating to the consumption of an electronic credential.

1003 (2)(a) The electronic credential ~~digital proof of driver~~  
1004 ~~license~~ developed by the department or by an electronic  
1005 credential provider ~~an entity~~ contracted by the department must  
1006 be in such a format as to allow law enforcement or an authorized  
1007 consumer to verify the authenticity of the electronic credential  
1008 and the identity of the credential holder and to validate the  
1009 status of any driving privileges associated with the electronic  
1010 credential ~~digital proof of driver license~~. The department shall  
1011 adhere to protocols and national standards ~~may adopt rules~~ to  
1012 ensure valid authentication of electronic credentials ~~digital~~



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1013 ~~driver licenses~~ by law enforcement.

1014 (b) The act of presenting to a law enforcement officer an  
1015 electronic device displaying an electronic credential does not  
1016 constitute consent for the officer to access any information on  
1017 the device other than the electronic credential.

1018 (c) The person who presents the device to the officer  
1019 assumes liability for any resulting damage to the device.

1020 (3) A person may not be issued an electronic credential a  
1021 ~~digital proof of driver license~~ until he or she has satisfied  
1022 all of the requirements of this chapter for issuance of a  
1023 physical driver license or identification card as provided in  
1024 this chapter.

1025 (4) A person who:

1026 (a) Manufactures a false electronic credential ~~digital~~  
1027 ~~proof of driver license~~ commits a felony of the third degree,  
1028 punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

1029 (b) Possesses a false electronic credential ~~digital proof~~  
1030 ~~of driver license~~ commits a misdemeanor of the second degree,  
1031 punishable as provided in s. 775.082.

1032 Section 24. Section 322.059, Florida Statutes, is amended  
1033 to read:

1034 322.059 Mandatory surrender of suspended driver license and  
1035 registration.—A person whose driver license or registration has  
1036 been suspended as provided in s. 322.058 must immediately return  
1037 his or her driver license and registration to the Department of  
1038 Highway Safety and Motor Vehicles. The department shall  
1039 invalidate the electronic credential ~~digital proof of driver~~  
1040 ~~license~~ issued pursuant to s. 322.032 for such person. If such  
1041 person fails to return his or her driver license or



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1042 registration, a law enforcement agent may seize the license or  
1043 registration while the driver license or registration is  
1044 suspended.

1045 Section 25. Paragraph (c) of subsection (1) of section  
1046 322.143, Florida Statutes, is amended to read:

1047 322.143 Use of a driver license or identification card.—

1048 (1) As used in this section, the term:

1049 (c) "Swipe" means the act of passing a driver license or  
1050 identification card through a device that is capable of  
1051 deciphering, in an electronically readable format, the  
1052 information electronically encoded in a magnetic strip or bar  
1053 code on the driver license or identification card or consuming  
1054 an electronic credential.

1055 Section 26. Subsection (1) of section 322.15, Florida  
1056 Statutes, is amended to read:

1057 322.15 License to be carried and exhibited on demand;  
1058 fingerprint to be imprinted upon a citation.—

1059 (1) Every licensee shall have his or her driver license,  
1060 which must be fully legible with no portion of such license  
1061 faded, altered, mutilated, or defaced, in his or her immediate  
1062 possession at all times when operating a motor vehicle and shall  
1063 present or submit the same upon the demand of a law enforcement  
1064 officer or an authorized representative of the department. A  
1065 licensee may present or submit an electronic credential ~~a~~  
1066 ~~digital proof of driver license~~ as provided in s. 322.032 in  
1067 lieu of a physical driver license.

1068 Section 27. Section 322.38, Florida Statutes, is amended to  
1069 read:

1070 322.38 Renting motor vehicle to another.—



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1071 (1) A ~~No~~ person may not shall rent a motor vehicle to any  
1072 other person unless the other latter person is ~~then~~ duly  
1073 licensed, ~~or,~~ if a nonresident, ~~he or she shall be~~ licensed  
1074 under the laws of the state or country of his or her residence,  
1075 except a nonresident whose home state or country does not  
1076 require that an operator be licensed.

1077 (2) A ~~No~~ person may not shall rent a motor vehicle to  
1078 another until he or she has inspected the driver license of the  
1079 person to whom the vehicle is to be rented, ~~and has compared and~~  
1080 verified that the driver license is unexpired signature thereon  
1081 ~~with the signature of such person written in his or her~~  
1082 presence.

1083 (3) Every person renting a motor vehicle to another shall  
1084 keep a record of the registration number of the motor vehicle so  
1085 rented, the name, ~~and~~ address, and license number of the person  
1086 to whom the vehicle is rented, ~~the number of the license of said~~  
1087 ~~latter person,~~ and the ~~date and place when and where the said~~  
1088 license was issued. Such record shall be open to inspection by  
1089 any police officer, ~~or officer or employee of the department.~~

1090 (4) If a rental car company rents a motor vehicle to a  
1091 person through digital, electronic, or other means that allows  
1092 the renter to obtain possession of the motor vehicle without  
1093 direct contact with an agent or employee of the rental car  
1094 company, or if through use of such means the renter does not  
1095 execute a rental contract at the time he or she takes possession  
1096 of the vehicle, the rental car company is deemed to have met the  
1097 requirements of subsections (1) and (2) when the rental car  
1098 company requires the renter to verify that he or she is duly  
1099 licensed and that the license is unexpired. Such verification



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1100 may occur at the time the renter enrolls in a membership  
1101 program, master agreement, or other means of establishing use of  
1102 the rental car company's services or at any time thereafter.

1103 Section 28. Subsection (4) of section 322.61, Florida  
1104 Statutes, is amended to read:

1105 322.61 Disqualification from operating a commercial motor  
1106 vehicle.-

1107 (4) Any person who is transporting hazardous materials as  
1108 defined in s. 322.01(31) ~~s. 322.01(24)~~ shall, upon conviction of  
1109 an offense specified in subsection (3), be disqualified from  
1110 operating a commercial motor vehicle for a period of 3 years.  
1111 The penalty provided in this subsection shall be in addition to  
1112 any other applicable penalty.

1113 Section 29. Subsection (1) of section 324.021, Florida  
1114 Statutes, is amended to read:

1115 324.021 Definitions; minimum insurance required.-The  
1116 following words and phrases when used in this chapter shall, for  
1117 the purpose of this chapter, have the meanings respectively  
1118 ascribed to them in this section, except in those instances  
1119 where the context clearly indicates a different meaning:

1120 (1) MOTOR VEHICLE.-Every self-propelled vehicle that is  
1121 designed and required to be licensed for use upon a highway,  
1122 including trailers and semitrailers designed for use with such  
1123 vehicles, except traction engines, road rollers, farm tractors,  
1124 power shovels, and well drillers, and every vehicle that is  
1125 propelled by electric power obtained from overhead wires but not  
1126 operated upon rails, but not including any personal delivery  
1127 device or mobile carrier as defined in s. 316.003, bicycle, or  
1128 moped. However, the term "motor vehicle" does not include a



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1129 motor vehicle as defined in s. 627.732(3) when the owner of such  
1130 vehicle has complied with the requirements of ss. 627.730-  
1131 627.7405, inclusive, unless the provisions of s. 324.051 apply;  
1132 and, in such case, the applicable proof of insurance provisions  
1133 of s. 320.02 apply.

1134 Section 30. Subsection (1) of section 655.960, Florida  
1135 Statutes, is amended to read:

1136 655.960 Definitions; ss. 655.960-655.965.—As used in this  
1137 section and ss. 655.961-655.965, unless the context otherwise  
1138 requires:

1139 (1) "Access area" means any paved walkway or sidewalk which  
1140 is within 50 feet of any automated teller machine. The term does  
1141 not include any street or highway open to the use of the public,  
1142 as defined in s. 316.003(80)(a) or (b) ~~s. 316.003(79)(a) or (b)~~,  
1143 including any adjacent sidewalk, as defined in s. 316.003.

1144 Section 31. Paragraph (a) of subsection (2) of section  
1145 812.014, Florida Statutes, is amended to read:

1146 812.014 Theft.—

1147 (2)(a)1. If the property stolen is valued at \$100,000 or  
1148 more or is a semitrailer that was deployed by a law enforcement  
1149 officer; or

1150 2. If the property stolen is cargo valued at \$50,000 or  
1151 more that has entered the stream of interstate or intrastate  
1152 commerce from the shipper's loading platform to the consignee's  
1153 receiving dock; or

1154 3. If the offender commits any grand theft and:

1155 a. In the course of committing the offense the offender  
1156 uses a motor vehicle as an instrumentality, other than merely as  
1157 a getaway vehicle, to assist in committing the offense and





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1158 thereby damages the real property of another; or

1159       b. In the course of committing the offense the offender  
1160 causes damage to the real or personal property of another in  
1161 excess of \$1,000; or

1162       4. If the property stolen is cargo and in the course of  
1163 committing the offense the offender uses any type of device to  
1164 defeat, block, disable, jam, or interfere with a global  
1165 positioning system or similar system designed to identify the  
1166 location of the cargo or the vehicle or trailer carrying the  
1167 cargo,

1168  
1169 the offender commits grand theft in the first degree, punishable  
1170 as a felony of the first degree, as provided in s. 775.082, s.  
1171 775.083, or s. 775.084.

1172       Section 32. Except as otherwise expressly provided in this  
1173 act, this act shall take effect October 1, 2018.