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A bill to be entitled  
 An act relating to taxation transparency; amending ss.  
 39.8298, 72.011, 207.004, 213.24, 282.709, 316.545,  
 316.550, 317.0004, 317.0006, 317.0007, 317.0008,  
 317.0010, 317.0011, 317.0014, 317.0016, 318.15,  
 319.14, 319.23, 319.24, 319.25, 319.27, 319.28,  
 319.29, 319.30, 319.32, 319.323, 320.01, 320.02,  
 320.03, 320.055, 320.06, 320.0607, 320.0609, 320.0655,  
 320.0657, 320.0659, 320.07, 320.0705, 320.071,  
 320.0715, 320.072, 320.08, 320.08053, 320.08056,  
 320.08068, 320.0807, 320.0815, 320.0821, 320.0846,  
 320.0848, 320.086, 320.089, 320.0891, 320.102; 320.13,  
 320.131, 320.1325, 320.18, 320.27, 320.39, 320.781,  
 322.051, 322.12, 322.135, 322.14, 322.142, 322.17,  
 322.18, 322.21, 322.22, 322.251, 322.29, 395.003,  
 427.0159, 605.0113, 605.0118, 605.0206, 605.0209,  
 605.0211, 605.0212, 605.0213, 605.0707, 605.0714,  
 605.0715, 605.0902, 605.0903, 605.0904, 605.0908,  
 605.0909, 607.0122, 607.0124, 607.0125, 607.0128,  
 607.0501, 607.0502, 607.1420, 607.1422, 607.1502,  
 607.15315, 607.193, 609.02, 609.03, 609.08, 610.104,  
 617.01201, 617.0122, 617.0124, 617.0128, 617.0501,  
 617.0502, 617.1420, 617.1422, 617.1533, 617.1623,  
 617.1807, 617.2006, 617.2102, 620.1109, 620.1206,  
 620.1207, 620.1209, 620.1809, 620.1810, 620.1904,

26 | 620.1906, 620.1909, 620.81054, 620.81055, 620.9003,  
27 | 658.23, and 1003.48, F.S.; renaming certain fees as  
28 | taxes; conforming provisions to changes made by the  
29 | act; deleting obsolete provisions; creating s. 125.01,  
30 | F.S.; requiring counties to rename certain levies as  
31 | specified taxes; providing legislative intent relating  
32 | to existing county powers; creating s. 166.021, F.S.;  
33 | requiring municipalities to rename certain levies as  
34 | specified taxes; providing legislative intent relating  
35 | to existing municipal powers; creating s. 189.011,  
36 | F.S.; requiring special districts to rename certain  
37 | assessments as specified taxes; providing legislative  
38 | intent relating to existing special district powers;  
39 | amending ss. 210.01, 210.011, 210.04, 210.1801,  
40 | 210.276, 212.0601, 212.0606, 320.0801, 320.08015,  
41 | 320.0802, 320.0804, 320.08046, and 320.081, F.S.;  
42 | renaming certain surcharges as surtaxes; amending ss.  
43 | 213.05, 376.307, 403.718, and 403.7185, F.S.; renaming  
44 | certain fees as surtaxes; amending s. 213.053, F.S.;  
45 | renaming certain fees and surcharges as surtaxes;  
46 | amending s. 316.2124, F.S.; renaming a certain fee as  
47 | a tax and a certain surcharge as a surtax; amending  
48 | ss. 395.701 and 408.07, F.S.; renaming certain  
49 | assessments as taxes; repealing s. 395.7015, F.S.,  
50 | relating to annual assessments on health care

51 entities; providing appropriations; providing  
 52 effective dates.

53

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

55

56 Section 1. Paragraph (a) of subsection (1) of section  
 57 39.8298, Florida Statutes, is amended to read:

58 39.8298 Guardian Ad Litem direct-support organization.—

59 (1) AUTHORITY.—The Statewide Guardian Ad Litem Office  
 60 created under s. 39.8296 is authorized to create a direct-  
 61 support organization.

62 (a) The direct-support organization must be a Florida  
 63 corporation not for profit, incorporated under the provisions of  
 64 chapter 617. The direct-support organization shall be exempt  
 65 from paying taxes ~~fees~~ under s. 617.0122.

66 Section 2. Paragraph (a) of subsection (1) of section  
 67 72.011, Florida Statutes, is amended to read:

68 72.011 Jurisdiction of circuit courts in specific tax  
 69 matters; administrative hearings and appeals; time for  
 70 commencing action; parties; deposits.—

71 (1) (a) A taxpayer may contest the legality of any  
 72 assessment or denial of refund of tax, fee, surcharge, permit,  
 73 interest, surtax, or penalty provided for under s. 125.0104, s.  
 74 125.0108, chapter 198, chapter 199, chapter 201, chapter 202,  
 75 chapter 203, chapter 206, chapter 207, chapter 210, chapter 211,

76 | chapter 212, chapter 213, chapter 220, s. 379.362(3), chapter  
77 | 376, s. 403.717, s. 403.718, s. 403.7185, s. 538.09, s. 538.25,  
78 | chapter 550, chapter 561, chapter 562, chapter 563, chapter 564,  
79 | chapter 565, chapter 624, or s. 681.117 by filing an action in  
80 | circuit court; or, alternatively, the taxpayer may file a  
81 | petition under the applicable provisions of chapter 120.

82 | However, once an action has been initiated under s. 120.56, s.  
83 | 120.565, s. 120.569, s. 120.57, or s. 120.80(14)(b), no action  
84 | relating to the same subject matter may be filed by the taxpayer  
85 | in circuit court, and judicial review shall be exclusively  
86 | limited to appellate review pursuant to s. 120.68; and once an  
87 | action has been initiated in circuit court, no action may be  
88 | brought under chapter 120.

89 | Section 3. Subsection (8) is added to section 125.01,  
90 | Florida Statutes, to read:

91 | 125.01 Powers and duties.—

92 | (8) (a) A county that proposes to impose or increase or  
93 | imposes or increases the rate of a levy, irrespective of how the  
94 | rate is expressed, must rename and represent to the public the  
95 | levy as follows:

96 | 1. A special assessment or a non-ad valorem assessment  
97 | must be renamed and represented to the public as a "special  
98 | benefit tax."

99 | 2. An impact fee or mobility fee must be renamed and  
100 | represented to the public as a "development impact tax."

101       3. A franchise fee must be renamed and represented to the  
102 public as a "franchise tax."

103       4. A charge to pay the cost of regulation must be renamed  
104 and represented to the public as a tax in a manner reasonably  
105 consistent with the type of regulation and charge.

106       (b) This subsection does not affect, amend, or alter a  
107 county's power under ss. 1(f), 1(g), or 6(e), Art. VIII of the  
108 State Constitution, under this section, or pursuant to other  
109 provisions of law as such power exists on January 1, 2020, to  
110 impose the levies identified in paragraph (a). It is the  
111 Legislature's intent only that such levies be titled and  
112 represented to the public as taxes as provided in paragraph (a).

113       Section 4. Subsection (10) is added to section 166.021,  
114 Florida Statutes, to read:

115       166.021 Powers.—

116       (10) (a) A municipality that proposes to impose or increase  
117 or imposes or increases the rate of a levy, irrespective of how  
118 the rate is expressed, must rename and represent the levy to the  
119 public as follows:

120       1. A special assessment or a non-ad valorem assessment  
121 must be renamed and represented to the public as a "special  
122 benefit tax."

123       2. An impact fee or mobility fee must be renamed and  
124 represented to the public as a "development impact tax."

125       3. A franchise fee must be renamed and represented to the

126 public as a "franchise tax."

127 4. A charge to pay the cost of regulation must be renamed  
 128 and represented to the public as a tax in a manner reasonably  
 129 consistent with the type of regulation and charge.

130 (b) This subsection does not affect, amend, or alter a  
 131 municipality's power under s. 2(b), Art. VIII of the State  
 132 Constitution, under this section, or pursuant to other  
 133 provisions of law as such power existed on January 1, 2020, to  
 134 impose the levies identified in paragraph (a). It is the  
 135 Legislature's intent only that such levies be renamed and  
 136 represented to the public as taxes as provided in paragraph (a).

137 Section 5. Subsection (4) is added to section 189.011,  
 138 Florida Statutes, to read:

139 189.011 Statement of legislative purpose and intent.—

140 (4) (a) A special district that proposes to impose or  
 141 increase or imposes or increases the rate of a special  
 142 assessment or non-ad valorem assessment must rename and  
 143 represent to the public the special assessment or non-ad valorem  
 144 assessment as a "special benefit tax."

145 (b) This subsection does not affect, amend, or alter a  
 146 special district's power pursuant to other provisions of law as  
 147 such power existed on January 1, 2020, to impose special  
 148 assessments or non-ad valorem assessments. It is the  
 149 Legislature's intent only that such assessments be renamed and  
 150 represented to the public as taxes as provided in paragraph (a).

151 Section 6. Paragraph (a) of subsection (1) and subsection  
152 (5) of section 207.004, Florida Statutes, are amended to read:

153 207.004 Registration of motor carriers; identifying  
154 devices; taxes ~~fees~~; renewals; temporary fuel-use permits and  
155 driveaway permits.—

156 (1) (a) No motor carrier shall operate or cause to be  
157 operated in this state any commercial motor vehicle, other than  
158 a Florida-based commercial motor vehicle that travels Florida  
159 intrastate mileage only, that uses diesel fuel or motor fuel  
160 until such carrier has registered with the department or has  
161 registered under a cooperative reciprocal agreement as described  
162 in s. 207.0281, after such time as this state enters into such  
163 agreement, and has been issued an identifying device or such  
164 carrier has been issued a permit as authorized under subsections  
165 (4) and (5) for each vehicle operated. There shall be a tax ~~fee~~  
166 of \$4 per year or any fraction thereof for each such identifying  
167 device issued. The identifying device shall be provided by the  
168 department and must be conspicuously displayed on the commercial  
169 motor vehicle as prescribed by the department while it is being  
170 operated on the public highways of this state. The transfer of  
171 an identifying device from one vehicle to another vehicle or  
172 from one motor carrier to another motor carrier is prohibited.

173 (5) (a) A registered motor carrier holding a valid  
174 certificate of registration may, upon payment of the \$45 tax ~~fee~~  
175 per permit, secure from the department, or any wire service

176 authorized by the department, a temporary fuel-use permit. A  
177 blank temporary fuel-use permit, before its use, must be  
178 executed by the motor carrier, in ink or type, so as to identify  
179 the carrier, the vehicle to which the permit is assigned, and  
180 the date that the vehicle is placed in and removed from service.  
181 The temporary fuel-use permit shall also show a complete  
182 identification of the vehicle on which the permit is to be used,  
183 together with the name and address of the owner or lessee of the  
184 vehicle. The endorsed temporary fuel-use permit shall then be  
185 carried on the vehicle that it identifies and shall be exhibited  
186 on demand to any authorized personnel. Temporary fuel-use  
187 permits may be transmitted to the motor carrier by electronic  
188 means and shall be completed as outlined by department personnel  
189 prior to transmittal. The motor carrier to whom a temporary  
190 fuel-use permit is issued shall be solely responsible for the  
191 proper use of the permit by its employees, consignees, or  
192 lessees. Any erasure, alteration, or unauthorized use of a  
193 temporary fuel-use permit shall render it invalid and of no  
194 effect. A motor carrier to whom a temporary fuel-use permit is  
195 issued may not knowingly allow the permit to be used by any  
196 other person or organization.

197 (b) An unregistered motor carrier may, upon payment of the  
198 \$45 tax fee, secure from any wire service authorized by the  
199 department, by electronic means, a temporary fuel-use permit  
200 that shall be valid for a period of 10 days. Such permit must



201 show the name and address of the unregistered motor carrier to  
202 whom it is issued, the date the vehicle is placed in and removed  
203 from service, a complete identification of the vehicle on which  
204 the permit is to be used, and the name and address of the owner  
205 or lessee of the vehicle. The temporary fuel-use permit shall  
206 then be carried on the vehicle that it identifies and shall be  
207 exhibited on demand to any authorized personnel. The  
208 unregistered motor carrier to whom a temporary fuel-use permit  
209 is issued shall be solely responsible for the proper use of the  
210 permit by its employees, consignees, or lessees. Any erasure,  
211 alteration, or unauthorized use of a temporary fuel-use permit  
212 shall render it invalid and of no effect. The unregistered motor  
213 carrier to whom a temporary fuel-use permit is issued may not  
214 knowingly allow the permit to be used by any other person or  
215 organization.

216 (c) A registered motor carrier engaged in driveaway  
217 transportation, in which the cargo is the vehicle itself and is  
218 in transit to stock inventory and the ownership of the vehicle  
219 is not vested in the motor carrier, may, upon payment of the \$4  
220 tax fee, secure from the department a driveaway permit. The  
221 driveaway permits shall be issued for the period January 1  
222 through December 31. An original permit must be in the  
223 possession of the operator of each vehicle and shall be  
224 exhibited on demand to any authorized personnel. Vehicle mileage  
225 reports must be submitted by the motor carrier, and the road

226 | privilege tax must be paid on all miles operated within this  
 227 | state during the reporting period. All other provisions of this  
 228 | chapter shall apply to the holder of a driveaway permit.

229 |       Section 7. Subsections (18) and (19) of section 210.01,  
 230 | Florida Statutes, are amended to read:

231 |       210.01 Definitions.—When used in this part the following  
 232 | words shall have the meaning herein indicated:

233 |       (18) "Unstamped package" or "unstamped cigarettes" means a  
 234 | package on which the surtax on cigarettes under s. 210.011  
 235 | ~~surchage~~ and the excise or privilege tax on cigarettes under s.  
 236 | 210.02 required by this part have not been paid, regardless of  
 237 | whether or not such package is stamped or marked with the  
 238 | indicia of any other taxing authority, or a package on which  
 239 | there has been affixed a counterfeit or fraudulent indicium or  
 240 | stamp.

241 |       (19) "Stamp" or "stamps" means the indicia required to be  
 242 | placed on cigarette packages which evidence payment of the  
 243 | surtax ~~surchage~~ on cigarettes under s. 210.011 and the excise  
 244 | or privilege tax on cigarettes under s. 210.02.

245 |       Section 8. Section 210.011, Florida Statutes, is amended  
 246 | to read:

247 |       210.011 Cigarette surtax ~~surchage~~ levied; collection.—

248 |       (1) A surtax ~~surchage~~, in addition to all other taxes of  
 249 | every kind levied by law, is levied upon the sale, receipt,  
 250 | purchase, possession, consumption, handling, distribution, and

251 use of cigarettes in this state, in the following amounts,  
252 except as otherwise provided in subsections (2)-(5), for  
253 cigarettes of standard dimensions:

254 (a) Upon all cigarettes weighing not more than 3 pounds  
255 per thousand, 5 cents on each cigarette.

256 (b) Upon all cigarettes weighing more than 3 pounds per  
257 thousand and not more than 6 inches long, 10 cents on each  
258 cigarette.

259 (c) Upon all cigarettes weighing more than 3 pounds per  
260 thousand and more than 6 inches long, 20 cents on each  
261 cigarette.

262 (2) The descriptions of cigarettes contained in subsection  
263 (1) are declared to be standard as to dimensions for the purpose  
264 of levying a surtax ~~surchage~~ as provided in this section. If  
265 any cigarette is received, purchased, possessed, sold, offered  
266 for sale, given away, or used which is of a size other than  
267 those standard dimensions, the cigarette is subject to a surtax  
268 ~~surchage~~ at the rate of 4.2 cents on each cigarette.

269 (3) When cigarettes as described in paragraph (1)(a) are  
270 packed in varying quantities of 20 cigarettes or fewer, except  
271 the manufacturer's free samples authorized under s. 210.04(9),  
272 the following rates shall govern:

273 (a) Packages containing 10 cigarettes or fewer require a  
274 surtax ~~surchage~~ of 50 cents.

275 (b) Packages containing more than 10 but not more than 20

276 cigarettes require a surtax ~~surcharge~~ of \$1.

277 (4) When cigarettes as described in paragraph (1)(b) are  
278 packed in varying quantities of 20 cigarettes or fewer, except  
279 the manufacturer's free samples authorized under s. 210.04(9),  
280 the following rates shall govern:

281 (a) Packages containing 10 cigarettes or fewer require a  
282 surtax ~~surcharge~~ of \$1.

283 (b) Packages containing more than 10 but not more than 20  
284 cigarettes require a surtax ~~surcharge~~ of \$2.

285 (5) When cigarettes as described in paragraph (1)(c) are  
286 packed in varying quantities of 20 cigarettes or fewer, except  
287 the manufacturer's free samples authorized under s. 210.04(9),  
288 the following rates shall govern:

289 (a) Packages containing 10 cigarettes or fewer require a  
290 surtax ~~surcharge~~ of \$2.

291 (b) Packages containing more than 10 but not more than 20  
292 cigarettes require a surtax ~~surcharge~~ of \$4.

293 (6) This surtax ~~surcharge~~ shall be paid by the dealer to  
294 the division for deposit and distribution as hereinafter  
295 provided upon the first sale or transaction within the state,  
296 whether such sale or transfer is to the ultimate purchaser or  
297 consumer. The seller or dealer shall collect the surtax  
298 ~~surcharge~~ from the purchaser or consumer, and the purchaser or  
299 consumer shall pay the surtax ~~surcharge~~ to the seller. The  
300 seller or dealer is responsible for the collection of the surtax

301 ~~surcharge~~ and payment of the surtax ~~surcharge~~ to the division.  
302 All surtaxes ~~surcharges~~ are due not later than the 10th day of  
303 the month following the calendar month in which they were  
304 incurred, and thereafter shall bear interest at the rate of 1  
305 percent per month. If the amount of surtax ~~surcharge~~ due for a  
306 given period is assessed without allocating it to any particular  
307 month, the interest begins accruing on the date of the  
308 assessment. Whenever cigarettes are shipped from outside the  
309 state to anyone other than a distributing agent or wholesale  
310 dealer, the person receiving the cigarettes is responsible for  
311 the surtax ~~surcharge~~ on the cigarettes and payment of the surtax  
312 ~~surcharge~~ to the division.

313 (7) It is the legislative intent that the surtax ~~surcharge~~  
314 on cigarettes be uniform throughout the state.

315 (8) The surtax ~~surcharge~~ levied under this section shall  
316 be administered, collected, and enforced in the same manner as  
317 the excise or privilege tax imposed under s. 210.02.

318 (9) Revenue produced from the surtax ~~surcharge~~ levied  
319 under this section shall be deposited into the Health Care Trust  
320 Fund within the Agency for Health Care Administration.

321 Section 9. Subsection (9) of section 210.04, Florida  
322 Statutes, is amended to read:

323 210.04 Construction; exemptions; collection.—

324 (9) Agents, located within or without the state, shall  
325 purchase stamps and affix such stamps in the manner prescribed

326 to packages or containers of cigarettes to be sold, distributed,  
 327 or given away within the state, in which case any dealer  
 328 subsequently receiving such stamped packages of cigarettes will  
 329 not be required to purchase and affix stamps on such packages of  
 330 cigarettes. However, the division may, in its discretion,  
 331 authorize manufacturers to distribute in the state free sample  
 332 packages of cigarettes containing not less than 2 or more than  
 333 20 cigarettes without affixing any surtax ~~surcharge~~ and tax  
 334 stamps provided copies of shipping invoices on such cigarettes  
 335 are furnished, and payment of all surtaxes ~~surcharges~~ and taxes  
 336 imposed on such cigarettes by law is made, directly to the  
 337 division not later than the 10th day of each calendar month. The  
 338 surtax ~~surcharge~~ and tax on cigarettes in sample packages shall  
 339 be based on a unit in accordance with the surtaxes ~~surcharges~~  
 340 levied under s. 210.011(1) and the taxing provisions of s.  
 341 210.02(1).

342 Section 10. Section 210.1801, Florida Statutes, is amended  
 343 to read:

344 210.1801 Exempt cigarettes for members of recognized  
 345 Indian tribes.—

346 (1) Notwithstanding any provision of this chapter to the  
 347 contrary, a member of an Indian tribe recognized in this state  
 348 who purchases cigarettes on an Indian reservation for his or her  
 349 own use is exempt from paying a cigarette tax and a surtax  
 350 ~~surcharge~~. However, such member purchasing cigarettes outside of

351 an Indian reservation or a nontribal member purchasing  
352 cigarettes on an Indian reservation is not exempt from paying  
353 the cigarette tax or surtax ~~surcharge~~ when purchasing cigarettes  
354 within this state. Accordingly, the tax and surtax ~~surcharge~~  
355 shall apply to all cigarettes sold on an Indian reservation to a  
356 nontribal member, and evidence of such tax or surtax ~~surcharge~~  
357 shall be by means of an affixed cigarette tax and surtax  
358 ~~surcharge~~ stamp.

359 (2) In order to ensure an adequate quantity of cigarettes  
360 on Indian reservations which may be purchased by tribal members  
361 who are exempt from the cigarette tax and surtax ~~surcharge~~, the  
362 division shall provide recognized Indian tribes within this  
363 state with Indian-tax-and-surtax-exemption ~~Indian-tax-and-~~  
364 ~~surcharge-exemption~~ coupons as set forth in this section. A  
365 reservation cigarette seller shall present such Indian-tax-and-  
366 surtax-exemption ~~Indian-tax-and-surcharge-exemption~~ coupons to a  
367 wholesale dealer licensed in this state in order to purchase  
368 stamped cigarettes that are exempt from the imposition of the  
369 cigarette tax and surtax ~~surcharge~~. A tribal member may purchase  
370 cigarettes that are exempt from the cigarette tax and surtax  
371 ~~surcharge~~ from a reservation cigarette seller even though such  
372 cigarettes have an affixed cigarette tax-and-surtax ~~tax-and-~~  
373 ~~surcharge~~ stamp.

374 (3) Indian-tax-and-surtax-exemption ~~Indian-tax-and-~~  
375 ~~surcharge-exemption~~ coupons shall be provided to the recognized

376 governing body of each Indian tribe to ensure that each Indian  
377 tribe can obtain cigarettes that are exempt from the tax and  
378 surtax ~~surcharge~~ which are for the use of the tribe or its  
379 members. The Indian-tax-and-surtax-exemption ~~Indian-tax-and-~~  
380 ~~surcharge-exemption~~ coupons shall be provided to the Indian  
381 tribes quarterly. It is intended that each Indian tribe will  
382 distribute the Indian-tax-and-surtax-exemption ~~Indian-tax-and-~~  
383 ~~surcharge-exemption~~ coupons to reservation cigarette sellers on  
384 such tribe's reservation. Only Indian tribes or reservation  
385 cigarette sellers on their reservations may redeem such Indian-  
386 tax-and-surtax-exemption ~~Indian-tax-and-surcharge-exemption~~  
387 coupons pursuant to this section.

388 (a) The number of Indian-tax-and-surtax-exemption ~~Indian-~~  
389 ~~tax-and-surcharge-exemption~~ coupons to be given to the  
390 recognized governing body of each Indian tribe shall be based  
391 upon the probable demand of the tribal members on the tribe's  
392 reservation plus the number needed for official tribal use. The  
393 annual total number of Indian-tax-and-surtax-exemption ~~Indian-~~  
394 ~~tax-and-surcharge-exemption~~ coupons to be given to the  
395 recognized governing body of each Indian tribe shall be  
396 calculated by multiplying the number of members of the tribe  
397 times five packs of cigarettes times 365.

398 (b) Each wholesale dealer shall keep records of  
399 transactions involving Indian-tax-and-surtax-exemption ~~Indian-~~  
400 ~~tax-and-surcharge-exemption~~ coupons and shall submit appropriate



401 documentation to the division when claiming a refund as set  
 402 forth in this section. Documentation must contain at least the  
 403 following information:

404 1. The identity of the Indian tribe from which an Indian-  
 405 tax-and-surtax-exemption ~~Indian tax and surcharge exemption~~  
 406 coupon is received;

407 2. The identity and the quantity of the product for which  
 408 an Indian-tax-and-surtax-exemption ~~Indian tax and surcharge-~~  
 409 ~~exemption~~ coupon is provided;

410 3. The date of issuance and the date of expiration of the  
 411 Indian-tax-and-surtax-exemption ~~Indian tax and surcharge-~~  
 412 ~~exemption~~ coupon; and

413 4. Any other information as the division may deem  
 414 appropriate.

415 (4) (a) An Indian tribe may purchase cigarettes for its own  
 416 official use from a wholesale dealer without payment of the  
 417 cigarette tax and surtax ~~surcharge~~ to the extent that the Indian  
 418 tribe provides the wholesale dealer with Indian-tax-and-surtax-  
 419 exemption ~~Indian tax and surcharge exemption~~ coupons entitling  
 420 the Indian tribe to purchase such quantities of cigarettes as  
 421 allowed by each Indian-tax-and-surtax-exemption ~~Indian tax and-~~  
 422 ~~surcharge-exemption~~ coupon without paying the cigarette tax and  
 423 surtax ~~surcharge~~.

424 (b) A tribal member may purchase cigarettes for his or her  
 425 own use without payment of the cigarette tax and surtax

426 ~~surcharge~~ if the tribal member makes such purchase on a  
 427 qualified reservation.

428 (c) A reservation cigarette seller may purchase cigarettes  
 429 for resale without payment of the cigarette tax from a wholesale  
 430 dealer licensed pursuant to this chapter:

431 1. If the reservation cigarette seller brings the  
 432 cigarettes or causes them to be delivered onto a qualified  
 433 reservation for resale on the reservation;

434 2. To the extent that the reservation cigarette seller  
 435 provides the wholesale dealer with Indian-tax-and-surtax-  
 436 exemption ~~Indian-tax-and-surcharge-exemption~~ coupons entitling  
 437 the reservation cigarette seller to purchase such quantities of  
 438 cigarettes as allowed on each Indian-tax-and-surtax-exemption  
 439 ~~Indian-tax-and-surcharge-exemption~~ coupon without paying the  
 440 cigarette tax and surtax ~~surcharge~~; and

441 3. If the cigarettes are affixed with a cigarette tax and  
 442 surtax ~~surcharge~~ stamp.

443 (d) A wholesale dealer may not collect the cigarette tax  
 444 and surtax ~~surcharge~~ from any purchaser if the purchaser gives  
 445 the dealer Indian-tax-and-surtax-exemption ~~Indian-tax-and-~~  
 446 ~~surcharge-exemption~~ coupons that entitle the purchaser to  
 447 purchase such quantities of cigarettes as allowed on each such  
 448 Indian-tax-and-surtax-exemption ~~Indian-tax-and-surcharge-~~  
 449 ~~exemption~~ coupon without paying the cigarette tax and surtax  
 450 ~~surcharge~~.

451           (5) A wholesale dealer who has one or more Indian-tax-and-  
452 surtax-exemption ~~Indian-tax-and-surchage-exemption~~ coupons may  
453 file a claim for a refund with respect to any cigarette tax  
454 previously paid on cigarettes that the wholesale dealer sold  
455 without collecting the tax because the dealer accepted an  
456 Indian-tax-and-surtax-exemption ~~Indian-tax-and-surchage-~~  
457 ~~exemption~~ coupon from a purchaser pursuant to this section.

458           (6) If an Indian tribe enters into an agreement with the  
459 state and the Legislature approves such agreement regarding the  
460 sale and distribution of cigarettes on the tribe's reservation,  
461 the terms of the agreement take precedence over the provisions  
462 of this section and exempt the tribe from the tax and surtax  
463 ~~surchage~~ if the tax and surtax ~~surchage~~ are specifically  
464 addressed in the agreement. The sale or distribution, including  
465 transportation, of any cigarettes to the tribe's reservation  
466 shall be in accordance with the provisions of the agreement. The  
467 agreement must provide for revenue sharing between the tribe and  
468 the state relating to the imposition and collection of the taxes  
469 imposed by ss. 210.02 and 210.30 and the surtaxes ~~surcharges~~  
470 imposed by ss. 210.011 and 210.276 and must, at a minimum,  
471 provide for the state to receive as revenue sharing from the  
472 tribe the full amounts of the surtaxes ~~surcharges~~ imposed by ss.  
473 210.011 and 210.276.

474           Section 11. Section 210.276, Florida Statutes, is amended  
475 to read:

476           210.276 Surtax ~~surcharge~~ on tobacco products.-

477           (1) A surtax ~~surcharge~~ is levied upon all tobacco products  
478 in this state and upon any person engaged in business as a  
479 distributor of tobacco products at the rate of 60 percent of the  
480 wholesale sales price. The surtax ~~surcharge~~ shall be levied at  
481 the time the distributor:

482           (a) Brings or causes to be brought into this state from  
483 without the state tobacco products for sale;

484           (b) Makes, manufactures, or fabricates tobacco products in  
485 this state for sale in this state; or

486           (c) Ships or transports tobacco products to retailers in  
487 this state, to be sold by those retailers. A surtax ~~surcharge~~  
488 may not be levied on tobacco products shipped or transported  
489 outside this state for sale or use outside this state.

490           (2) A surtax ~~surcharge~~ is imposed upon the use or storage  
491 by consumers of tobacco products in this state and upon such  
492 consumers at the rate of 60 percent of the wholesale sales  
493 price. The surtax ~~surcharge~~ imposed by this subsection does not  
494 apply if the surtax ~~surcharge~~ imposed by subsection (1) on such  
495 tobacco products has been paid. This surtax ~~surcharge~~ does not  
496 apply to the use or storage of tobacco products in quantities of  
497 less than 1 pound in the possession of any one consumer.

498           (3) Any tobacco product with respect to which a surtax  
499 ~~surcharge~~ has once been imposed under this section is not again  
500 subject to surtax ~~surcharge~~ under this section.

501 (4) No surtax ~~surcharge~~ shall be imposed by this section  
 502 upon tobacco products not within the taxing power of the state  
 503 under the Commerce Clause of the United States Constitution.

504 (5) The exemptions provided for cigarettes under s.  
 505 210.04(4) also apply to tobacco products subject to a surtax  
 506 ~~surcharge~~ under this section.

507 (6) The surtax ~~surcharge~~ levied under this section shall  
 508 be administered, collected, and enforced in the same manner as  
 509 the tax imposed under s. 210.30.

510 (7) Revenue produced from the surtax ~~surcharge~~ levied  
 511 under this section shall be deposited into the Health Care Trust  
 512 Fund within the Agency for Health Care Administration.

513 Section 12. Subsection (4) of section 212.0601, Florida  
 514 Statutes, is amended to read:

515 212.0601 Use taxes of vehicle dealers.—

516 (4) Notwithstanding the provisions of a motor vehicle  
 517 rental agreement, no sales or use tax and no rental car surtax  
 518 ~~surcharge~~ pursuant to s. 212.0606 shall accrue to the use of a  
 519 motor vehicle provided at no charge to a person whose motor  
 520 vehicle is being repaired, adjusted, or serviced by the entity  
 521 providing the replacement motor vehicle.

522 Section 13. Section 212.0606, Florida Statutes, is amended  
 523 to read:

524 212.0606 Rental car surtax ~~surcharge~~.—

525 (1) Except as provided in subsection (2), a surtax

526 ~~surcharge~~ of \$2 per day or any part of a day is imposed upon the  
527 lease or rental of a motor vehicle licensed for hire and  
528 designed to carry fewer than nine passengers regardless of  
529 whether the motor vehicle is licensed in this state. The surtax  
530 ~~surcharge~~ applies to only the first 30 days of the term of a  
531 lease or rental. The surtax ~~surcharge~~ is subject to all  
532 applicable taxes imposed by this chapter.

533 (2) A member of a car-sharing service who uses a motor  
534 vehicle as described in subsection (1) for less than 24 hours  
535 pursuant to an agreement with the car-sharing service shall pay  
536 a surtax ~~surcharge~~ of \$1 per usage. A member of a car-sharing  
537 service who uses the same motor vehicle for 24 hours or more  
538 shall pay a surtax ~~surcharge~~ of \$2 per day or any part of a day  
539 as provided in subsection (1). For purposes of this subsection,  
540 the term "car-sharing service" means a membership-based  
541 organization or business, or division thereof, which requires  
542 the payment of an application or membership fee and provides  
543 member access to motor vehicles:

544 (a) Only at locations that are not staffed by car-sharing  
545 service personnel employed solely for the purpose of interacting  
546 with car-sharing service members;

547 (b) Twenty-four hours per day, 7 days per week;

548 (c) Only through automated means, including, but not  
549 limited to, smartphone applications or electronic membership  
550 cards;

- 551 (d) On an hourly basis or for a shorter increment of time;
- 552 (e) Without a separate fee for refueling the motor
- 553 vehicle;
- 554 (f) Without a separate fee for minimum financial
- 555 responsibility liability insurance; and
- 556 (g) Owned or controlled by the car-sharing service or its
- 557 affiliates.

558  
 559 The surtax ~~surcharge~~ imposed under this subsection does not  
 560 apply to the lease, rental, or use of a motor vehicle from a  
 561 location owned, operated, or leased by or for the benefit of an  
 562 airport or airport authority.

563 (3) (a) Notwithstanding s. 212.20, and less the costs of  
 564 administration, 80 percent of the proceeds of this surtax  
 565 ~~surcharge~~ shall be deposited in the State Transportation Trust  
 566 Fund, 15.75 percent of the proceeds of this surtax ~~surcharge~~  
 567 shall be deposited in the Tourism Promotional Trust Fund created  
 568 in s. 288.122, and 4.25 percent of the proceeds of this surtax  
 569 ~~surcharge~~ shall be deposited in the Florida International Trade  
 570 and Promotion Trust Fund. For the purposes of this subsection,  
 571 "proceeds" of the surtax ~~surcharge~~ means all funds collected and  
 572 received by the department under this section, including  
 573 interest and penalties on delinquent surtaxes ~~surcharges~~. The  
 574 department shall provide the Department of Transportation rental  
 575 car surtax ~~surcharge~~ revenue information for the previous state

576 | fiscal year by September 1 of each year.

577 |         (b) Notwithstanding any other provision of law, the  
 578 | proceeds deposited in the State Transportation Trust Fund shall  
 579 | be allocated on an annual basis in the Department of  
 580 | Transportation's work program to each department district,  
 581 | except the Turnpike District. The amount allocated to each  
 582 | district shall be based on the amount of proceeds attributed to  
 583 | the counties within each respective district.

584 |         (4) Except as provided in this section, the department  
 585 | shall administer, collect, and enforce the surtax ~~surcharge~~ as  
 586 | provided in this chapter.

587 |         (a) The department shall require dealers to report surtax  
 588 | ~~surcharge~~ collections according to the county to which the  
 589 | surtax ~~surcharge~~ was attributed. For purposes of this section,  
 590 | the surtax ~~surcharge~~ shall be attributed to the county where the  
 591 | rental agreement was entered into.

592 |         (b) Dealers who collect the rental car surtax ~~surcharge~~  
 593 | shall report to the department all surtax ~~surcharge~~ revenues  
 594 | attributed to the county where the rental agreement was entered  
 595 | into on a timely filed return for each required reporting  
 596 | period. The provisions of this chapter which apply to interest  
 597 | and penalties on delinquent taxes apply to the surtax ~~surcharge~~.  
 598 | The surtax ~~surcharge~~ shall not be included in the calculation of  
 599 | estimated taxes pursuant to s. 212.11. The dealer's credit  
 600 | provided in s. 212.12 does not apply to any amount collected



601 under this section.

602 (5) The surtax ~~surcharge~~ imposed by this section does not  
603 apply to a motor vehicle provided at no charge to a person whose  
604 motor vehicle is being repaired, adjusted, or serviced by the  
605 entity providing the replacement motor vehicle.

606 Section 14. Section 213.05, Florida Statutes, is amended  
607 to read:

608 213.05 Department of Revenue; control and administration  
609 of revenue laws.—The Department of Revenue shall have only those  
610 responsibilities for ad valorem taxation specified to the  
611 department in chapter 192, taxation, general provisions; chapter  
612 193, assessments; chapter 194, administrative and judicial  
613 review of property taxes; chapter 195, property assessment  
614 administration and finance; chapter 196, exemption; chapter 197,  
615 tax collections, sales, and liens; chapter 199, intangible  
616 personal property taxes; and chapter 200, determination of  
617 millage. The Department of Revenue shall have the responsibility  
618 of regulating, controlling, and administering all revenue laws  
619 and performing all duties as provided in s. 125.0104, the Local  
620 Option Tourist Development Act; s. 125.0108, tourist impact tax;  
621 chapter 198, estate taxes; chapter 201, excise tax on documents;  
622 chapter 202, communications services tax; chapter 203, gross  
623 receipts taxes; chapter 206, motor and other fuel taxes; chapter  
624 211, tax on production of oil and gas and severance of solid  
625 minerals; chapter 212, tax on sales, use, and other

626 transactions; chapter 220, income tax code; ss. 336.021 and  
 627 336.025, taxes on motor fuel and special fuel; s. 376.11,  
 628 pollutant spill prevention and control; s. 403.718, waste tire  
 629 surtaxes ~~fees~~; s. 403.7185, lead-acid battery surtaxes ~~fees~~; s.  
 630 538.09, registration of secondhand dealers; s. 538.25,  
 631 registration of secondary metals recyclers; s. 624.4621, group  
 632 self-insurer's fund premium tax; s. 624.5091, retaliatory tax;  
 633 s. 624.475, commercial self-insurance fund premium tax; ss.  
 634 624.509-624.511, insurance code: administration and general  
 635 provisions; s. 624.515, State Fire Marshal regulatory  
 636 assessment; s. 627.357, medical malpractice self-insurance  
 637 premium tax; s. 629.5011, reciprocal insurers premium tax; and  
 638 s. 681.117, motor vehicle warranty enforcement.

639 Section 15. Paragraphs (p) and (q) of subsection (1),  
 640 paragraph (u) of subsection (8), and paragraph (b) of subsection  
 641 (15) of section 213.053, Florida Statutes, are amended to read:

642 213.053 Confidentiality and information sharing.—

643 (1) This section applies to:

644 (p) Section 403.718, waste tire surtaxes ~~fees~~;

645 (q) Section 403.7185, lead-acid battery surtaxes ~~fees~~;

646 (8) Notwithstanding any other provision of this section,  
 647 the department may provide:

648 (u) Rental car surtax ~~surcharge~~ revenues authorized by s.  
 649 212.0606, reported according to the county to which the surtax  
 650 ~~surcharge~~ was attributed to the Department of Transportation.

651  
652 Disclosure of information under this subsection shall be  
653 pursuant to a written agreement between the executive director  
654 and the agency. Such agencies, governmental or nongovernmental,  
655 shall be bound by the same requirements of confidentiality as  
656 the Department of Revenue. Breach of confidentiality is a  
657 misdemeanor of the first degree, punishable as provided by s.  
658 775.082 or s. 775.083.

659 (15) (b) The Division of Corporations shall use such  
660 information only in the pursuit of its official duties relative  
661 to nonqualified foreign or dissolved corporations in the  
662 recovery of taxes, fees, and penalties due and owing the state.

663 Section 16. Paragraph (b) of subsection (2) and paragraphs  
664 (a) and (b) of subsection (3) of section 213.24, Florida  
665 Statutes, are amended to read:

666 213.24 Accrual of penalties and interest on deficiencies;  
667 deficiency billing costs.—

668 (2)

669 (b) The cost of issuing billings or automated refunds for  
670 any tax, surtax, or fee enumerated in s. 213.05 or chapter 443  
671 shall be computed in a study performed by the inspector general  
672 of the department. The study shall be conducted every 3 years  
673 and at such other times as deemed necessary by the inspector  
674 general. A minimum billing and automated refund amount shall be  
675 established and adjusted in accordance with the results of such

676 study.

677 (3) An administrative collection processing fee shall be  
678 imposed to offset payment processing and administrative costs  
679 incurred by the state due to late payment of a collection event.

680 (a) As used in this subsection, the term:

681 1. "Collection event" means when a taxpayer fails to:

682 a. Timely file a complete return;

683 b. Timely pay the full amount of tax reported on a return;

684 or

685 c. Timely pay the full amount due resulting from an audit  
686 after all appeal rights have expired or the result has been  
687 finally determined.

688 2. "Extraordinary circumstances" means events beyond the  
689 control of the taxpayer, including, but not limited to, the  
690 taxpayer's death; acts of war or terrorism; natural disaster,  
691 fire, or other casualty; or the nonfeasance or misfeasance of  
692 the taxpayer's employee or representative responsible for  
693 complying with the taxes, surtaxes, and fees listed in s. 213.05  
694 and chapter 443. With respect to acts of the taxpayer's employee  
695 or representative, the taxpayer must show that the principals of  
696 the business lacked actual knowledge of the collection event and  
697 any notification of the collection event.

698 (b) The department shall collect the fee from a taxpayer  
699 who fails to pay the full amount of tax, penalty, and interest  
700 due within 90 days following initial notification of the

701 collection event. The department may waive or reduce the fee if  
702 the taxpayer demonstrates that the failure to pay the full  
703 amount due within 90 days following the initial notification was  
704 due to extraordinary circumstances. The fee applies to those  
705 taxes, surtaxes, and fees listed in s. 213.05 and chapter 443  
706 and administered by the department.

707 Section 17. Subsection (3) of section 282.709, Florida  
708 Statutes, is amended to read:

709 282.709 State agency law enforcement radio system and  
710 interoperability network.—

711 (3) The State Agency Law Enforcement Radio System Trust  
712 Fund is established in the department and funded from taxes and  
713 surtaxes ~~surcharges~~ collected under ss. 318.18, 320.0802, and  
714 328.72. Upon appropriation, moneys in the trust fund may be used  
715 by the department to acquire by competitive procurement the  
716 equipment, software, and engineering, administrative, and  
717 maintenance services it needs to construct, operate, and  
718 maintain the statewide radio system. Moneys in the trust fund  
719 from taxes and surtaxes ~~surcharges~~ shall be used to help fund  
720 the costs of the system. Upon completion of the system, moneys  
721 in the trust fund may also be used by the department for payment  
722 of the recurring maintenance costs of the system.

723 Section 18. Section 316.2124, Florida Statutes, is amended  
724 to read:

725 316.2124 Motorized disability access vehicles.—The

726 Department of Highway Safety and Motor Vehicles is directed to  
 727 provide, by rule, for the regulation of motorized disability  
 728 access vehicles as described in s. 320.01. The department shall  
 729 provide that motorized disability access vehicles shall be  
 730 registered in the same manner as motorcycles and shall pay the  
 731 same registration tax ~~fee~~ as for a motorcycle. There shall also  
 732 be assessed, in addition to the registration tax ~~fee~~, a \$2.50  
 733 surtax ~~surcharge~~ for motorized disability access vehicles. This  
 734 surtax ~~surcharge~~ shall be paid into the Highway Safety Operating  
 735 Trust Fund. Motorized disability access vehicles shall not be  
 736 required to be titled by the department. The department shall  
 737 require motorized disability access vehicles to be subject to  
 738 the same safety requirements as set forth in this chapter for  
 739 motorcycles.

740 Section 19. Paragraph (b) of subsection (4) of section  
 741 316.545, Florida Statutes, is amended to read:

742 316.545 Weight and load unlawful; special fuel and motor  
 743 fuel tax enforcement; inspection; penalty; review.—

744 (4) (b) In addition to the penalty provided for in  
 745 paragraph (a), the vehicle may be detained until the owner or  
 746 operator of the vehicle furnishes evidence that the vehicle has  
 747 been properly registered pursuant to s. 207.004. Any officer of  
 748 the Florida Highway Patrol or agent of the Department of  
 749 Transportation may issue a temporary fuel use permit and collect  
 750 the appropriate tax ~~fee~~ as provided for in s. 207.004(4).

751 Notwithstanding the provisions of subsection (6), all permit  
752 taxes ~~fees~~ collected pursuant to this paragraph shall be  
753 transferred to the Department of Highway Safety and Motor  
754 Vehicles to be allocated pursuant to s. 207.026.

755 Section 20. Subsection (6) of section 316.550, Florida  
756 Statutes, is amended to read:

757 316.550 Operations not in conformity with law; special  
758 permits.—

759 (6) The Department of Transportation or such local  
760 authority is authorized to promulgate rules and regulations  
761 concerning the issuance of such permits and to charge a tax fee  
762 for the issuance thereof, which rules, regulations, and taxes  
763 ~~fees~~ shall have the force and effect of law. The minimum tax fee  
764 for issuing any such permit shall be \$5. The Department of  
765 Transportation may issue blanket permits for not more than 36  
766 months. The department may charge an annualized tax fee for  
767 blanket permits not to exceed \$500.

768 Section 21. Subsection (1) of section 317.0004, Florida  
769 Statutes, is amended to read:

770 317.0004 Administration of off-highway vehicle titling  
771 laws; records.—

772 (1) The administration of off-highway vehicle titling laws  
773 in this chapter is under the Department of Highway Safety and  
774 Motor Vehicles, which shall provide for the issuing, handling,  
775 and recording of all off-highway vehicle titling applications

776 and certificates, including the receipt and accounting of off-  
777 highway vehicle titling taxes and fees. The provisions of  
778 chapter 319 are applicable to this chapter, unless otherwise  
779 explicitly stated.

780 Section 22. Subsection (2) of section 317.0006, Florida  
781 Statutes, are amended to read:

782 317.0006 Certificate of title required.—

783 (2) A person may not sell, assign, or transfer an off-  
784 highway vehicle titled by the state without delivering to the  
785 purchaser or transferee a valid certificate of title with an  
786 assignment on it showing the transfer of title to the purchaser  
787 or transferee. A person may not purchase or otherwise acquire an  
788 off-highway vehicle required to be titled without obtaining a  
789 certificate of title for the vehicle in his or her name. The  
790 purchaser or transferee shall, within 30 days after a change in  
791 off-highway vehicle ownership, file an application for a title  
792 transfer with the county tax collector. An additional \$10 tax  
793 ~~fee~~ shall be charged against a purchaser or transferee who files  
794 a title transfer application after the 30-day period. The county  
795 tax collector may retain \$5 of the additional amount.

796 Section 23. Subsections (1) and (6) of section 317.0007,  
797 Florida Statutes, are amended to read:

798 317.0007 Application for and issuance of certificate of  
799 title.—

800 (1) The owner of an off-highway vehicle that is required



801 to be titled must apply to the county tax collector for a  
802 certificate of title. The application must include the true name  
803 of the owner, the residence or business address of the owner,  
804 and a complete description of the off-highway vehicle. The  
805 application must be signed by the owner and must be accompanied  
806 by a tax fee of \$29.

807 (6) In addition to a certificate of title, the department  
808 may issue a validation sticker to be placed on the off-highway  
809 vehicle as proof of the issuance of title required pursuant to  
810 s. 317.0006(1). A validation sticker that is lost or destroyed  
811 may, upon application, be replaced by the department or county  
812 tax collector. The department and county tax collector may  
813 charge and deposit the taxes and fees established in ss.  
814 320.03(5), 320.031, and 320.04 for all original and replacement  
815 decals.

816 Section 24. Subsections (1) and (2) of section 317.0008,  
817 Florida Statutes, are amended to read:

818 317.0008 Duplicate certificate of title.—

819 (1) The department may issue a duplicate certificate of  
820 title upon application by the person entitled to hold such a  
821 certificate if the department is satisfied that the original  
822 certificate has been lost, destroyed, or mutilated. A tax fee of  
823 \$15 shall be charged for issuing a duplicate certificate.

824 (2) If, following the issuance of an original, duplicate,  
825 or corrected certificate of title by the department, the

826 certificate is lost in transit and is not delivered to the  
827 addressee, the owner of the off-highway vehicle or the holder of  
828 a lien thereon may, within 180 days after the date of issuance  
829 of the certificate, apply to the department for reissuance of  
830 the certificate. An additional tax ~~fee~~ may not be charged for  
831 reissuance under this subsection.

832 Section 25. Section 317.0010, Florida Statutes, is amended  
833 to read:

834 317.0010 Disposition of taxes and fees.—The department  
835 shall deposit all funds received under this chapter, less  
836 administrative costs of \$2 per title transaction, into the  
837 Incidental Trust Fund of the Florida Forest Service of the  
838 Department of Agriculture and Consumer Services.

839 Section 26. Subsection (3) of section 317.0011, Florida  
840 Statutes, is amended to read:

841 317.0011 Refusal to issue and authority to cancel a  
842 certificate of title.—

843 (3) The department may cancel any pending application or  
844 any certificate if it finds that any title tax, fee, or sales  
845 tax pertaining to such application or certificate has not been  
846 paid, unless the fee or tax is paid within a reasonable time  
847 after the department has given notice.

848 Section 27. Subsection (6) of section 317.0014, Florida  
849 Statutes, is amended to read:

850 317.0014 Certificate of title; issuance in duplicate;

851 delivery; liens and encumbrances.—

852 (6) When the original certificate of title cannot be  
853 returned to the department by the lienholder and evidence  
854 satisfactory to the department is produced that all liens or  
855 encumbrances have been satisfied, upon application by the owner  
856 for a duplicate copy of the certificate upon the form prescribed  
857 by the department, accompanied by the tax ~~fee~~ prescribed in this  
858 chapter, a duplicate copy of the certificate of title, without  
859 statement of liens or encumbrances, shall be issued by the  
860 department and delivered to the owner.

861 Section 28. Section 317.0016, Florida Statutes, is amended  
862 to read:

863 317.0016 Expedited service; applications; fees.—The  
864 department shall provide, through its agents and for use by the  
865 public, expedited service on title transfers, title issuances,  
866 duplicate titles, and recordation of liens. A fee of \$7 shall be  
867 charged for this service, which is in addition to the taxes ~~fees~~  
868 imposed by ss. 317.0007 and 317.0008, and \$3.50 of this fee  
869 shall be retained by the processing agency. All remaining fees  
870 shall be deposited in the Incidental Trust Fund of the Florida  
871 Forest Service of the Department of Agriculture and Consumer  
872 Services. Application for expedited service may be made by mail  
873 or in person. The department shall issue each title applied for  
874 pursuant to this section within 5 working days after receipt of  
875 the application except for an application for a duplicate title

876 certificate covered by s. 317.0008(3), in which case the title  
 877 must be issued within 5 working days after compliance with the  
 878 department's verification requirements.

879 Section 29. Subsection (2) of section 318.15, Florida  
 880 Statutes, are amended to read:

881 318.15 Failure to comply with civil penalty or to appear;  
 882 penalty.—

883 (2) After the suspension of a person's driver license and  
 884 privilege to drive under subsection (1), the license and  
 885 privilege may not be reinstated until the person complies with  
 886 the terms of a periodic payment plan or a revised payment plan  
 887 with the clerk of the court pursuant to ss. 318.14 and 28.246 or  
 888 with all obligations and penalties imposed under s. 318.18 and  
 889 presents to a driver license office a certificate of compliance  
 890 issued by the court, together with a nonrefundable service  
 891 charge of \$60 imposed under s. 322.29, or presents a certificate  
 892 of compliance and pays the service tax ~~charge~~ to the clerk of  
 893 the court or a driver licensing agent authorized under s.  
 894 322.135 clearing such suspension. Of the charge collected,  
 895 \$22.50 shall be remitted to the Department of Revenue to be  
 896 deposited into the Highway Safety Operating Trust Fund. Such  
 897 person must also be in compliance with requirements of chapter  
 898 322 before reinstatement.

899 Section 30. Paragraphs (a) and (b) of subsection (10) of  
 900 section 319.14, Florida Statutes, are amended to read:

901           319.14 Sale of motor vehicles registered or used as  
902 taxicabs, police vehicles, lease vehicles, rebuilt vehicles,  
903 nonconforming vehicles, custom vehicles, or street rod vehicles;  
904 conversion of low-speed vehicles.—

905           (10) (a) A vehicle titled or branded and registered as a  
906 low-speed vehicle may be converted to a golf cart pursuant to  
907 the following:

908           1. The owner of the converted vehicle must contact the  
909 regional office of the department to verify the conversion,  
910 surrender the registration license plate and the current  
911 certificate of title, and pay the appropriate tax fee  
912 established under paragraph (b).

913           2. The owner of the converted vehicle must provide an  
914 affidavit to the department attesting that the vehicle has been  
915 modified to comply with the speed restrictions provided in s.  
916 320.01(22) and acknowledging that the vehicle must be operated  
917 in accordance with s. 316.212, s. 316.2125, s. 316.2126, or s.  
918 316.21265.

919           3. Upon verification of the conversion, the department  
920 shall note in the vehicle record that the low-speed vehicle has  
921 been converted to a golf cart and shall cancel the certificate  
922 of title and registration of the vehicle.

923           (b) The department shall establish a tax fee of \$40 to  
924 cover the cost of verification and associated administrative  
925 costs for carrying out its responsibilities under this

926 subsection.

927 Section 31. Subsection (1) and paragraph (a) of subsection  
 928 (6) of section 319.23, Florida Statutes, are amended to read:

929 319.23 Application for, and issuance of, certificate of  
 930 title.—

931 (1) Application for a certificate of title shall be made  
 932 upon a form prescribed by the department, shall be filed with  
 933 the department, and shall be accompanied by the tax fee  
 934 prescribed in this chapter. If a certificate of title has  
 935 previously been issued for a motor vehicle or mobile home in  
 936 this state, the application for a certificate of title shall be  
 937 accompanied by the certificate of title duly assigned, or  
 938 assigned and reassigned, unless otherwise provided for in this  
 939 chapter. If the motor vehicle or mobile home for which  
 940 application for a certificate of title is made is a new motor  
 941 vehicle or new mobile home for which one or more manufacturers'  
 942 statements of origin are required by the provisions of s.  
 943 319.21, the application for a certificate of title shall be  
 944 accompanied by all such manufacturers' statements of origin.

945 (6) (a) In the case of the sale of a motor vehicle or  
 946 mobile home by a licensed dealer to a general purchaser, the  
 947 certificate of title must be obtained in the name of the  
 948 purchaser by the dealer upon application signed by the  
 949 purchaser, and in each other case the certificate must be  
 950 obtained by the purchaser. In each case of transfer of a motor

951 vehicle or mobile home, the application for a certificate of  
952 title, a corrected certificate, or an assignment or reassignment  
953 must be filed within 30 days after the delivery of the motor  
954 vehicle or after consummation of the sale of the mobile home to  
955 the purchaser. An applicant must pay a tax fee of \$20, in  
956 addition to all other taxes, fees, and penalties required by  
957 law, for failing to file such application within the specified  
958 time. In the case of the sale of a motor vehicle by a licensed  
959 motor vehicle dealer to a general purchaser who resides in  
960 another state or country, the dealer is not required to apply  
961 for a certificate of title for the motor vehicle; however, the  
962 dealer must transfer ownership and reassign the certificate of  
963 title or manufacturer's certificate of origin to the purchaser,  
964 and the purchaser must sign an affidavit, as approved by the  
965 department, that the purchaser will title and register the motor  
966 vehicle in another state or country.

967 Section 32. Subsection (6) of section 319.24, Florida  
968 Statutes, is amended to read:

969 319.24 Issuance in duplicate; delivery; liens and  
970 encumbrances.—

971 (6) When the original certificate of title cannot be  
972 returned to the department by the lienholder and evidence  
973 satisfactory to the department is produced that all liens or  
974 encumbrances have been satisfied, upon application by the owner  
975 for a duplicate copy of the certificate upon the form prescribed

976 | by the department, accompanied by the tax ~~fee~~ prescribed in this  
 977 | chapter, a duplicate copy of the certificate of title, without  
 978 | statement of liens or encumbrances, shall be issued by the  
 979 | department and delivered to the owner.

980 |       Section 33. Subsection (2) of section 319.25, Florida  
 981 | Statutes, is amended to read:

982 |       319.25 Cancellation of certificates.—

983 |       (2) The department is authorized, upon application of any  
 984 | person and payment of the proper taxes and fees, to prepare and  
 985 | furnish lists containing title information in such form as the  
 986 | department may authorize, to search the records of the  
 987 | department and make reports thereof, and to make photographic  
 988 | copies of the department records and attestations thereof,  
 989 | except as provided in chapter 119.

990 |       Section 34. Paragraph (a) of subsection (4) of section  
 991 | 319.27, Florida Statutes, is amended to read:

992 |       319.27 Notice of lien on motor vehicles or mobile homes;  
 993 | notation on certificate; recording of lien.—

994 |       (4) (a) Notwithstanding the provisions of subsection (2),  
 995 | any person holding a lien for purchase money or as security for  
 996 | a debt in the form of a security agreement, retain title  
 997 | contract, conditional bill of sale, chattel mortgage, or other  
 998 | similar instrument covering a motor vehicle or mobile home  
 999 | previously titled or registered outside this state upon which no  
 1000 | Florida certificate of title has been issued may use the



1001 facilities of the department for the recording of such lien as  
 1002 constructive notice of such lien to creditors and purchasers of  
 1003 such motor vehicle or mobile home in this state provided such  
 1004 lienholder files a sworn notice of such lien in the department,  
 1005 showing the following information:

- 1006 1. The date of the lien;
- 1007 2. The name and address of the registered owner;
- 1008 3. A description of the motor vehicle or mobile home,  
 1009 showing the make, type, and vehicle identification number; and
- 1010 4. The name and address of the lienholder.

1011  
 1012 Upon the filing of such notice of lien and the payment of the  
 1013 tax fee provided in s. 319.32, the lien shall be recorded in the  
 1014 department.

1015 Section 35. Paragraph (a) of subsection (1) and paragraph  
 1016 (b) of subsection (2) of section 319.28, Florida Statutes, are  
 1017 amended to read:

1018 319.28 Transfer of ownership by operation of law.—

1019 (1) (a) In the event of the transfer of ownership of a  
 1020 motor vehicle or mobile home by operation of law as upon  
 1021 inheritance, devise or bequest, order in bankruptcy, insolvency,  
 1022 replevin, attachment, execution, or other judicial sale or  
 1023 whenever the engine of a motor vehicle is replaced by another  
 1024 engine or whenever a motor vehicle is sold to satisfy storage or  
 1025 repair charges or repossession is had upon default in

1026 performance of the terms of a security agreement, chattel  
 1027 mortgage, conditional sales contract, trust receipt, or other  
 1028 like agreement, and upon the surrender of the prior certificate  
 1029 of title or, when that is not possible, presentation of  
 1030 satisfactory proof to the department of ownership and right of  
 1031 possession to such motor vehicle or mobile home, and upon  
 1032 payment of the taxes and fees ~~fee~~ prescribed by law and  
 1033 presentation of an application for certificate of title, the  
 1034 department may issue to the applicant a certificate of title  
 1035 thereto.

1036 (2)

1037 (b) In case of repossession of a motor vehicle or mobile  
 1038 home pursuant to the terms of a security agreement or similar  
 1039 instrument, an affidavit by the party to whom possession has  
 1040 passed stating that the vehicle or mobile home was repossessed  
 1041 upon default in the terms of the security agreement or other  
 1042 instrument shall be considered satisfactory proof of ownership  
 1043 and right of possession. At least 5 days prior to selling the  
 1044 repossessed vehicle, any subsequent lienholder named in the last  
 1045 issued certificate of title shall be sent notice of the  
 1046 repossession by certified mail, on a form prescribed by the  
 1047 department. If such notice is given and no written protest to  
 1048 the department is presented by a subsequent lienholder within 15  
 1049 days after the date on which the notice was mailed, the  
 1050 certificate of title shall be issued showing no liens. If the

1051 former owner or any subsequent lienholder files a written  
1052 protest under oath within such 15-day period, the department  
1053 shall not issue the certificate of title for 10 days thereafter.  
1054 If within the 10-day period no injunction or other order of a  
1055 court of competent jurisdiction has been served on the  
1056 department commanding it not to deliver the certificate of  
1057 title, the department shall deliver the certificate of title to  
1058 the applicant or as may otherwise be directed in the application  
1059 showing no other liens than those shown in the application. Any  
1060 lienholder who has repossessed a vehicle in this state in  
1061 compliance with the provisions of this section must apply to a  
1062 tax collector's office in this state or to the department for a  
1063 certificate of title pursuant to s. 319.323. Proof of the  
1064 required notice to subsequent lienholders shall be submitted  
1065 together with regular title taxes and fees. Any person found  
1066 guilty of violating any requirements of this paragraph shall be  
1067 guilty of a felony of the third degree, punishable as provided  
1068 in s. 775.082, s. 775.083, or s. 775.084.

1069 Section 36. Subsections (1) and (3) of section 319.29,  
1070 Florida Statutes, are amended to read:

1071 319.29 Lost or destroyed certificates.—

1072 (1) If a certificate of title is lost or destroyed,  
1073 application for a duplicate copy thereof shall be made to the  
1074 department by the owner of the motor vehicle or mobile home or  
1075 the holder of a lien thereon upon a form prescribed by the

1076 department and accompanied by the tax ~~fee~~ prescribed in this  
1077 chapter. The application shall be signed and sworn to by the  
1078 applicant. Thereupon the department shall issue a duplicate copy  
1079 of the certificate of title to the person entitled to receive  
1080 the certificate of title under the provisions of this chapter.  
1081 The duplicate copy and all subsequent certificates of title  
1082 issued in the chain of title originated by such duplicate copy  
1083 shall be plainly marked across their faces "duplicate copy," and  
1084 any subsequent purchaser of the motor vehicle or mobile home in  
1085 the chain of title originating through such duplicate copy shall  
1086 acquire only such rights in the motor vehicle or mobile home as  
1087 the original holder of the duplicate copy himself or herself  
1088 had.

1089 (3) If, following the issuance of an original, duplicate,  
1090 or corrected certificate of title by the department, the  
1091 certificate is lost in transit and is not delivered to the  
1092 addressee, the owner of the motor vehicle or mobile home, or the  
1093 holder of a lien thereon, may, within 180 days of the date of  
1094 issuance of the title, apply to the department for reissuance of  
1095 the certificate of title. No additional tax ~~fee~~ shall be charged  
1096 for reissuance under this subsection.

1097 Section 37. Paragraph (i) of subsection (8) and paragraph  
1098 (d) of subsection (9) of section 319.30, Florida Statutes, are  
1099 amended to read:

1100 319.30 Definitions; dismantling, destruction, change of

1101 identity of motor vehicle or mobile home; salvage.—

1102 (8)

1103 (i) The department shall charge a tax ~~fee~~ of \$3 for each  
 1104 derelict motor vehicle certificate delivered to the department  
 1105 or one of its agents for processing and shall mark the title  
 1106 record canceled. A service charge may be collected under s.  
 1107 320.04.

1108 (9)

1109 (d) Upon applying for a certificate of destruction or  
 1110 salvage certificate of title, the independent entity shall  
 1111 provide a copy of the release statement from the insurance  
 1112 company to the independent entity, proof of providing the 30-day  
 1113 notice to the owner, proof of notification to the National Motor  
 1114 Vehicle Title Information System, and applicable taxes ~~fees~~.

1115 Section 38. Section 319.32, Florida Statutes, is amended  
 1116 to read:

1117 319.32 Taxes Fees; service charges; disposition.—

1118 (1) The department shall charge a tax ~~fee~~ of \$70 for each  
 1119 original certificate of title, except for a certificate of title  
 1120 for a motor vehicle for hire registered under s. 320.08(6) for  
 1121 which the title tax ~~fee~~ shall be \$49; \$70 for each duplicate  
 1122 copy of a certificate of title, except for a certificate of  
 1123 title for a motor vehicle for hire registered under s. 320.08(6)  
 1124 for which the title tax ~~fee~~ shall be \$49; \$2 for each salvage  
 1125 certificate of title; and \$3 for each assignment by a

1126 | lienholder. The department shall also charge a tax ~~fee~~ of \$2 for  
1127 | noting a lien on a title certificate, which tax ~~fee~~ includes the  
1128 | services for the subsequent issuance of a corrected certificate  
1129 | or cancellation of lien when that lien is satisfied. If an  
1130 | application for a certificate of title is for a vehicle that is  
1131 | required by s. 319.14(1)(b) to have a physical examination, the  
1132 | department shall charge an additional tax ~~fee~~ of \$40 for the  
1133 | initial examination and \$20 for each subsequent examination. The  
1134 | initial examination tax ~~fee~~ shall be deposited into the General  
1135 | Revenue Fund, and each subsequent examination tax ~~fee~~ shall be  
1136 | deposited into the Highway Safety Operating Trust Fund. The  
1137 | physical examination of the vehicle includes, but is not limited  
1138 | to, verification of the vehicle identification number and  
1139 | verification of the bill of sale or title for major components.  
1140 | In addition to all other fees charged, a sum of \$1 shall be paid  
1141 | for the issuance of an original or duplicate certificate of  
1142 | title to cover the cost of materials used for security purposes.  
1143 | A service fee of \$2.50, to be deposited into the Highway Safety  
1144 | Operating Trust Fund, shall be charged for shipping and handling  
1145 | for each paper title mailed by the department.

1146 |       (2) (a) There shall be a service charge of \$4.25 for each  
1147 | application that is handled in connection with the issuance,  
1148 | duplication, or transfer of any certificate of title. There  
1149 | shall be a service charge of \$1.25 for each application that is  
1150 | handled in connection with the recordation or notation of a lien

1151 on a motor vehicle or mobile home which is not in connection  
 1152 with the purchase of such vehicle.

1153 (b) The service charges specified in paragraph (a) shall  
 1154 be collected by the department on any application handled  
 1155 directly from its office. Otherwise, these service charges shall  
 1156 be collected and retained by the tax collector who handles the  
 1157 application.

1158 (3) The department shall charge a tax fee of \$10 in  
 1159 addition to that charged in subsection (1) for each original  
 1160 certificate of title issued for a vehicle previously registered  
 1161 outside this state.

1162 (4) The department shall charge a tax fee of \$7 for each  
 1163 lien placed on a motor vehicle by the state child support  
 1164 enforcement program pursuant to s. 319.24.

1165 (5) (a) Forty-seven dollars of each tax fee collected,  
 1166 except for taxes fees charged on a certificate of title for a  
 1167 motor vehicle for hire registered under s. 320.08(6), for each  
 1168 applicable original certificate of title and each applicable  
 1169 duplicate copy of a certificate of title, after deducting the  
 1170 service charges imposed by s. 215.20, shall be deposited into  
 1171 the State Transportation Trust Fund. Deposits to the State  
 1172 Transportation Trust Fund pursuant to this paragraph may not  
 1173 exceed \$200 million in any fiscal year, and any collections in  
 1174 excess of that amount during the fiscal year shall be paid into  
 1175 the General Revenue Fund.

1176 (b) All taxes ~~fees~~ collected pursuant to subsection (3)  
 1177 shall be paid into the Nongame Wildlife Trust Fund. Twenty-one  
 1178 dollars of each tax ~~fee~~, except for taxes ~~fees~~ charged on a  
 1179 certificate of title for a motor vehicle for hire registered  
 1180 under s. 320.08(6), for each applicable original certificate of  
 1181 title and each applicable duplicate copy of a certificate of  
 1182 title, after deducting the service charges imposed by s. 215.20,  
 1183 shall be deposited into the State Transportation Trust Fund. All  
 1184 other taxes ~~fees~~ collected by the department under this chapter  
 1185 shall be paid into the General Revenue Fund.

1186 (6) Notwithstanding chapter 116, each county officer  
 1187 within this state authorized to collect funds provided for in  
 1188 this chapter shall pay all sums officially received by the  
 1189 officer into the State Treasury no later than 5 working days  
 1190 after the close of the business day in which the officer  
 1191 received the funds. Payment by county officers to the state  
 1192 shall be made by means of electronic funds transfer.

1193 (7) Notwithstanding any other provision of this section,  
 1194 the department and tax collector may not charge any tax, fee, or  
 1195 service charge, except for the expedited title fee, if  
 1196 applicable, for a certificate of title issued for a motor  
 1197 vehicle solely to remove a deceased coowner from a title  
 1198 registered in the names of two persons if the other coowner is  
 1199 the surviving spouse.

1200 Section 39. Section 319.323, Florida Statutes, is amended



1201 to read:

1202           319.323 Expedited service; applications; fees.—The  
 1203 department shall establish a separate title office which may be  
 1204 used by private citizens and licensed motor vehicle dealers to  
 1205 receive expedited service on title transfers, title issuances,  
 1206 duplicate titles, and recordation of liens. A fee of \$10 shall  
 1207 be charged for this service, which fee is in addition to the  
 1208 taxes ~~fees~~ imposed by s. 319.32. The fee, after deducting the  
 1209 amount referenced by s. 319.324 and \$3.50 to be retained by the  
 1210 processing agency, shall be deposited into the General Revenue  
 1211 Fund. Application for expedited service may be made by mail or  
 1212 in person. The department shall issue each title applied for  
 1213 under this section within 5 working days after receipt of the  
 1214 application except for an application for a duplicate title  
 1215 certificate covered by s. 319.23(4), in which case the title  
 1216 must be issued within 5 working days after compliance with the  
 1217 department's verification requirements.

1218           Section 40. Subsection (23) of section 320.01, Florida  
 1219 Statutes, is amended to read:

1220           320.01 Definitions, general.—As used in the Florida  
 1221 Statutes, except as otherwise provided, the term:

1222           (23) "International Registration Plan" means a  
 1223 registration reciprocity agreement among states of the United  
 1224 States and provinces of Canada providing for payment of license  
 1225 taxes ~~fees~~ on the basis of fleet miles operated in various

1226 | jurisdictions.

1227 |         Section 41. Paragraph (a) of subsection (17) of section  
1228 | 320.02, Florida Statutes, is amended to read:

1229 |         320.02 Registration required; application for  
1230 | registration; forms.—

1231 |         (17) The department is authorized to withhold registration  
1232 | or re-registration of a motor vehicle if the name of the owner  
1233 | or of a coowner appears on a list submitted to the department by  
1234 | a licensed motor vehicle dealer for a previous registration of  
1235 | that vehicle. The department shall place the name of the  
1236 | registered owner of that vehicle on the list of those persons  
1237 | who may not be issued a license plate, revalidation sticker, or  
1238 | replacement plate for the vehicle purchased from the licensed  
1239 | motor vehicle dealer. The motor vehicle dealer must maintain  
1240 | signed evidence that the owner or coowner acknowledged the  
1241 | dealer's authority to submit the list to the department if he or  
1242 | she failed to pay and must note the amount for which the owner  
1243 | or coowner would be responsible for the vehicle registration.  
1244 | The dealer must maintain the necessary documentation required in  
1245 | this subsection or face penalties as provided in s. 320.27. This  
1246 | subsection does not affect the issuance of a title to a motor  
1247 | vehicle.

1248 |         (a) The motor vehicle owner or coowner may dispute the  
1249 | claim that money is owed to a dealer for registration taxes ~~fees~~  
1250 | by submitting a form to the department if the motor vehicle

1251 owner or coowner has documentary proof that the registration  
1252 taxes ~~fees~~ have been paid to the dealer for the disputed amount.  
1253 Without clear evidence of the amounts owed for the vehicle  
1254 registration and repayment, the department will assume initial  
1255 payments are applied to government-assessed taxes ~~fees~~ first.

1256 Section 42. Subsections (5), (6), (9), and (10) of section  
1257 320.03, Florida Statutes, are amended to read:

1258 320.03 Registration; duties of tax collectors;  
1259 International Registration Plan.—

1260 (5) In addition to the taxes ~~fees~~ required under s.  
1261 320.08, a tax fee of 50 cents shall be charged on every license  
1262 registration sold to cover the costs of the Florida Real Time  
1263 Vehicle Information System. The taxes ~~fees~~ collected shall be  
1264 deposited into the Highway Safety Operating Trust Fund to be  
1265 used exclusively to fund the system. The tax fee may only be  
1266 used to fund the system equipment, software, personnel  
1267 associated with the maintenance and programming of the system,  
1268 and networks used in the offices of the county tax collectors as  
1269 agents of the department and the ancillary technology necessary  
1270 to integrate the system with other tax collection systems. The  
1271 department shall administer this program upon consultation with  
1272 the Florida Tax Collectors, Inc., to ensure that each county tax  
1273 collector's office is technologically equipped and functional  
1274 for the operation of the Florida Real Time Vehicle Information  
1275 System. Any designated revenue collected to support functions of

1276 the county tax collectors and not used in a given year must  
1277 remain exclusively in the trust fund as a carryover to the  
1278 following year.

1279 (6) A nonrefundable tax ~~fee~~ of \$1 shall be charged on  
1280 every license registration sold, transferred, or replaced. This  
1281 tax ~~fee~~ must be deposited in the Air Pollution Control Trust  
1282 Fund established in the Department of Environmental Protection  
1283 and used only for purposes of air pollution control pursuant to  
1284 chapter 403, except that, if any county has an approved local  
1285 air pollution control program as provided in s. 403.182, 50  
1286 cents of the tax ~~fee~~ from each license registration sold in the  
1287 county must be returned to that county for deposit into a local  
1288 air pollution control program trust fund, which must be  
1289 established by the county and used only for air pollution  
1290 control programs relating to the control of emissions from  
1291 mobile sources and toxic and odor emissions, air quality  
1292 monitoring, and facility inspections pursuant to chapter 403 or  
1293 any similar local ordinance. Any county that has a Department of  
1294 Environmental Protection approved local air pollution control  
1295 program shall receive 75 cents of the tax ~~fee~~ from each license  
1296 registration sold, transferred, or replaced in the county.  
1297 However, if the approved local air pollution control program  
1298 trust fund has an unencumbered balance at the end of the  
1299 preceding fiscal year of more than 50 percent of the preceding  
1300 year's allocation from the taxes ~~fees~~ authorized in this

1301 subsection, the department may, after consultation with the  
1302 approved local air pollution control program, retain any amount  
1303 above 50 cents of the taxes ~~fees~~ from each license registration  
1304 sold, transferred, or replaced in the county for the following  
1305 fiscal year. The Department of Environmental Protection is  
1306 authorized to adopt rules necessary to implement this  
1307 subsection.

1308 (9) A nonrefundable tax ~~fee~~ of \$1.50 shall be charged on  
1309 the initial and renewal registration of each automobile for  
1310 private use, and on the initial and renewal registration of each  
1311 truck having a net weight of 5,000 pounds or less. Such taxes  
1312 ~~fees~~ shall be deposited in the Transportation Disadvantaged  
1313 Trust Fund created in part I of chapter 427 and shall be used as  
1314 provided therein, except that priority shall be given to the  
1315 transportation needs of those who, because of age or physical  
1316 and mental disability, are unable to transport themselves and  
1317 are dependent upon others to obtain access to health care,  
1318 employment, education, shopping, or other life-sustaining  
1319 activities.

1320 (10) Jurisdiction over the electronic filing system for  
1321 use by authorized electronic filing system agents to  
1322 electronically title or register motor vehicles, vessels, mobile  
1323 homes, or off-highway vehicles; issue or transfer registration  
1324 license plates or decals; electronically transfer taxes and ~~fees~~  
1325 due for the title and registration process; and perform

1326 inquiries for title, registration, and lienholder verification  
1327 and certification of service providers is expressly preempted to  
1328 the state, and the department shall have regulatory authority  
1329 over the system. The electronic filing system shall be available  
1330 for use statewide and applied uniformly throughout the state. An  
1331 entity that, in the normal course of its business, sells  
1332 products that must be titled or registered, provides title and  
1333 registration services on behalf of its consumers and meets all  
1334 established requirements may be an authorized electronic filing  
1335 system agent and shall not be precluded from participating in  
1336 the electronic filing system in any county. Upon request from a  
1337 qualified entity, the tax collector shall appoint the entity as  
1338 an authorized electronic filing system agent for that county.  
1339 The department shall adopt rules in accordance with chapter 120  
1340 to replace the December 10, 2009, program standards and to  
1341 administer the provisions of this section, including, but not  
1342 limited to, establishing participation requirements,  
1343 certification of service providers, electronic filing system  
1344 requirements, and enforcement authority for noncompliance. The  
1345 December 10, 2009, program standards, excluding any standards  
1346 which conflict with this subsection, shall remain in effect  
1347 until the rules are adopted. An authorized electronic filing  
1348 agent may charge a fee to the customer for use of the electronic  
1349 filing system.

1350 Section 43. Subsection (5) of section 320.055, Florida

1351 Statutes, is amended to read:

1352       320.055 Registration periods; renewal periods.—The  
1353 following registration periods and renewal periods are  
1354 established:

1355       (5) For a vehicle subject to apportioned registration  
1356 under s. 320.08(4), (5)(a)1., (e), (6)(b), or (14), the  
1357 registration period shall be a period of 12 months beginning in  
1358 a month designated by the department and ending on the last day  
1359 of the 12th month. For a vehicle subject to this registration  
1360 period, the renewal period is the last month of the registration  
1361 period. The registration period may be shortened or extended at  
1362 the discretion of the department, on receipt of the appropriate  
1363 prorated taxes ~~fees~~, in order to evenly distribute such  
1364 registrations on a monthly basis. For a vehicle subject to  
1365 nonapportioned registration under s. 320.08(4), (5)(a)1.,  
1366 (6)(b), or (14), the registration period begins December 1 and  
1367 ends November 30. The renewal period is the 31-day period  
1368 beginning December 1.

1369       Section 44. Subsection (1) and paragraph (b) of subsection  
1370 (3) of section 320.06, Florida Statutes, are amended to read:

1371       320.06 Registration certificates, license plates, and  
1372 validation stickers generally.—

1373       (1)(a) Upon the receipt of an initial application for  
1374 registration and payment of the appropriate license tax and  
1375 other taxes and fees required by law, the department shall

1376 assign to the motor vehicle a registration license number  
1377 consisting of letters and numerals or numerals and issue to the  
1378 owner or lessee a certificate of registration and one  
1379 registration license plate, unless two plates are required for  
1380 display by s. 320.0706, for each vehicle so registered.

1381 (b)~~1~~. Registration license plates bearing a graphic symbol  
1382 and the alphanumeric system of identification shall be issued  
1383 for a 10-year period. At the end of the 10-year period, upon  
1384 renewal, the plate shall be replaced. ~~The department shall~~  
1385 ~~extend the scheduled license plate replacement date from a 6-~~  
1386 ~~year period to a 10-year period.~~ The tax fee for such  
1387 replacement is \$28, \$2.80 of which shall be paid each year  
1388 before the plate is replaced, to be credited toward the next \$28  
1389 replacement tax fee. The taxes fees shall be deposited into the  
1390 Highway Safety Operating Trust Fund. A credit or refund may not  
1391 be given for any prior years' payments of the prorated  
1392 replacement tax fee if the plate is replaced or surrendered  
1393 before the end of the 10-year period, except that a credit may  
1394 be given if a registrant is required by the department to  
1395 replace a license plate under s. 320.08056(8) (a). With each  
1396 license plate, a validation sticker shall be issued showing the  
1397 owner's birth month, license plate number, and the year of  
1398 expiration or the appropriate renewal period if the owner is not  
1399 a natural person. The validation sticker shall be placed on the  
1400 upper right corner of the license plate. The license plate and



1401 validation sticker shall be issued based on the applicant's  
1402 appropriate renewal period. The registration period is 12  
1403 months, the extended registration period is 24 months, and all  
1404 expirations occur based on the applicant's appropriate  
1405 registration period. A vehicle that has an apportioned  
1406 registration shall be issued an annual license plate and a cab  
1407 card that denote the declared gross vehicle weight for each  
1408 apportioned jurisdiction in which the vehicle is authorized to  
1409 operate.

1410 ~~2. In order to retain the efficient administration of the~~  
1411 ~~taxes and fees imposed by this chapter, the 80-cent fee increase~~  
1412 ~~in the replacement fee imposed by chapter 2009-71, Laws of~~  
1413 ~~Florida, is negated as provided in s. 320.0804.~~

1414 (c) Registration license plates equipped with validation  
1415 stickers subject to the registration period are valid for not  
1416 more than 12 months and expire at midnight on the last day of  
1417 the registration period. A registration license plate equipped  
1418 with a validation sticker subject to the extended registration  
1419 period is valid for not more than 24 months and expires at  
1420 midnight on the last day of the extended registration period.  
1421 For each registration period after the one in which the metal  
1422 registration license plate is issued, and until the license  
1423 plate is required to be replaced, a validation sticker showing  
1424 the month and year of expiration shall be issued upon payment of  
1425 the proper license tax amount and other taxes and fees and is

1426 | valid for not more than 12 months. For each extended  
1427 | registration period occurring after the one in which the metal  
1428 | registration license plate is issued and until the license plate  
1429 | is required to be replaced, a validation sticker showing the  
1430 | year of expiration shall be issued upon payment of the proper  
1431 | license tax amount and other taxes and fees and is valid for not  
1432 | more than 24 months. When license plates equipped with  
1433 | validation stickers are issued in any month other than the  
1434 | owner's birth month or the designated registration period for  
1435 | any other motor vehicle, the effective date shall reflect the  
1436 | birth month or month and the year of renewal. However, when a  
1437 | license plate or validation sticker is issued for a period of  
1438 | less than 12 months, the applicant shall pay the appropriate  
1439 | amount of license tax and the applicable tax ~~fee~~ under s. 320.14  
1440 | in addition to all other taxes and fees. Validation stickers  
1441 | issued for vehicles taxed under s. 320.08(6)(a), for any company  
1442 | that owns 250 vehicles or more, or for semitrailers taxed under  
1443 | the provisions of s. 320.08(5)(a), for any company that owns 50  
1444 | vehicles or more, may be placed on any vehicle in the fleet so  
1445 | long as the vehicle receiving the validation sticker has the  
1446 | same owner's name and address as the vehicle to which the  
1447 | validation sticker was originally assigned.

1448 | (3)

1449 | (b) An additional tax ~~fee~~ of 50 cents shall be collected  
1450 | on each motor vehicle registration or motor vehicle renewal

1451 registration issued in this state in order for all license  
1452 plates and validation stickers to be fully treated with  
1453 retroreflection material. The tax ~~fee~~ shall be deposited into  
1454 the Highway Safety Operating Trust Fund.

1455 Section 45. Subsections (3), (4), and (5) of section  
1456 320.0607, Florida Statutes, are amended to read:

1457 320.0607 Replacement license plates, validation decal, or  
1458 mobile home sticker.—

1459 (3) Except as provided in subsection (2), upon filing of  
1460 an application accompanied by a tax ~~fee~~ of \$28 plus applicable  
1461 service charges, the department shall issue a replacement plate,  
1462 sticker, or decal, as applicable, if it is satisfied that the  
1463 information reported in the application is true. The replacement  
1464 tax ~~fee~~ shall be deposited into the Highway Safety Operating  
1465 Trust Fund.

1466 (4) Any license plate, sticker, or decal lost in the mail  
1467 may be replaced at no charge. Neither the service charge nor the  
1468 replacement tax ~~fee~~ shall be applied to this replacement.  
1469 However, the application for a replacement shall contain a  
1470 statement of such fact, the audit number of the lost item, and  
1471 the date issued.

1472 (5) Upon the issuance of an original license plate, the  
1473 applicant shall pay a tax ~~fee~~ of \$28 to be deposited in the  
1474 Highway Safety Operating Trust Fund.

1475 Section 46. Subsections (2) and (5) and paragraph (a) of

1476 subsection (8) of section 320.0609, Florida Statutes, are  
 1477 amended to read:

1478 320.0609 Transfer and exchange of registration license  
 1479 plates; transfer tax ~~fee~~.-

1480 (2)(a) Upon a sale, trade, transfer, or other disposition  
 1481 of a motor vehicle, the owner shall remove the registration  
 1482 license plate therefrom and either return it or transfer it to a  
 1483 replacement motor vehicle. No registration license plate shall  
 1484 be temporarily or permanently attached to any new or used  
 1485 replacement or substitute vehicle without filing an application  
 1486 for transfer of such registration license plate and paying the  
 1487 transfer tax ~~fee~~ of \$4.50 to the department.

1488 (b) The requirement to pay a transfer tax ~~fee~~ does not  
 1489 apply when the replacement vehicle is classified under s.  
 1490 320.08(2)(b), (c), or (d) or (3)(a), (b), or (c) and the  
 1491 original vehicle to be replaced is also classified under s.  
 1492 320.08(2)(b), (c), or (d) or (3)(a), (b), or (c).

1493 (5) For a transfer or exchange other than one specified in  
 1494 paragraph (2)(b), the following provisions apply:

1495 (a) If the replacement motor vehicle requires the same  
 1496 amount of license tax under s. 320.08 as the original vehicle to  
 1497 be replaced, no additional tax other than the transfer tax ~~fee~~  
 1498 of \$4.50, accompanied by an application for transfer on a form  
 1499 supplied by the department, is required to transfer or exchange  
 1500 a registration license plate for use on a replacement vehicle

1501 for the duration of a current registration period and to issue a  
1502 new certificate of registration.

1503 (b) If the replacement motor vehicle is within a  
1504 classification requiring a higher license tax than that of the  
1505 original vehicle to be replaced, the original license plate  
1506 shall be surrendered in exchange for a plate within the  
1507 appropriate classification, and an amount representing the pro  
1508 rata difference in the tax required shall be paid for the  
1509 remaining months of the registration period. Such payment is in  
1510 addition to the transfer tax ~~fee~~ authorized in this section. The  
1511 minimum charge for issuance of a license plate provided in s.  
1512 320.14 does not apply to an exchange of license plates under  
1513 this section.

1514 (8) (a) When the owner of a vehicle transfers a  
1515 registration license plate to a replacement or substitute  
1516 vehicle acquired from a motor vehicle dealer licensed under this  
1517 chapter, the dealer shall timely provide to the department, via  
1518 an electronic system administered by the department for this  
1519 purpose, information regarding the transfer which is required by  
1520 the department. The dealer shall also give the owner written  
1521 notice documenting the transfer if the dealer cannot timely  
1522 provide the required transfer information to the department due  
1523 to system or connectivity problems. The dealer shall maintain  
1524 all records required by the department which must be open to  
1525 inspection by the department or its agents during reasonable

1526 business hours. The dealer may charge the vehicle owner a fee to  
 1527 comply with this subsection. The department may charge a tax fee  
 1528 of \$2 to be deposited into the Highway Safety Operating Trust  
 1529 Fund for each transfer in addition to any other tax or fee  
 1530 imposed by law.

1531 Section 47. Subsection (3) of section 320.0655, Florida  
 1532 Statutes, is amended to read:

1533 320.0655 Permanent license plates for governmental  
 1534 entities and volunteer fire departments.—

1535 (3) Any motor vehicle issued a license plate pursuant to  
 1536 this section is exempt from the requirement to pay annual  
 1537 license taxes pursuant to s. 320.08 but must pay the tax fee  
 1538 provided by s. 320.10(2).

1539 Section 48. Paragraph (c) of subsection (2) of section  
 1540 320.0657, Florida Statutes, is amended to read:

1541 320.0657 Permanent registration; fleet license plates.—

1542 (2)

1543 (c) In addition to the license tax prescribed by s.  
 1544 320.08(2), (3), (4), (5)(a) and (b), (6)(a), (7), and (8), an  
 1545 annual fleet management tax fee of \$2 shall be charged. A one-  
 1546 time license plate manufacturing tax fee of \$1.50 shall be  
 1547 charged for plates issued for the established number of vehicles  
 1548 in the fleet. If the size of the fleet is increased, an issuance  
 1549 tax fee of \$10 per vehicle will be charged to include the  
 1550 license plate manufacturing tax fee. If the license plate

1551 manufacturing cost increases, the department shall increase the  
 1552 license plate manufacturing tax ~~fee~~ to recoup its cost. Taxes  
 1553 ~~Fees~~ collected shall be deposited into the Highway Safety  
 1554 Operating Trust Fund. Payment of registration license taxes ~~tax~~  
 1555 ~~and fees~~ shall be made annually and be evidenced only by the  
 1556 issuance of a single receipt by the department. The provisions  
 1557 of s. 320.0605 do not apply to vehicles registered in accordance  
 1558 with this section, and no annual validation sticker is required.

1559 Section 49. Subsection (2) of section 320.0659, Florida  
 1560 Statutes, is amended to read:

1561 320.0659 Permanent registration of trailer for hire and  
 1562 semitrailers.—

1563 (2) If apportionment is required for a permanent  
 1564 semitrailer, the apportionment must be indicated by means of a  
 1565 serially numbered decal, or decals, with the name of the state  
 1566 for which apportionment is granted and the year for which the  
 1567 apportionment is valid. The apportionment must be for 1 calendar  
 1568 year and must be renewed as necessary. For jurisdictions that do  
 1569 not require additional trailer taxes ~~fees~~, the tax ~~fee~~ provided  
 1570 in s. 320.08(5)(a)2. applies.

1571 Section 50. Subsection (2) and paragraph (e) of subsection  
 1572 (3) of section 320.07, Florida Statutes, are amended to read:

1573 320.07 Expiration of registration; renewal required;  
 1574 penalties.—

1575 (2) Registration shall be renewed semiannually, annually,

1576 or biennially, as provided in this subsection, during the  
1577 applicable renewal period, upon payment of the applicable  
1578 license tax amounts required by s. 320.08, service charges  
1579 required by s. 320.04, and any additional taxes or fees required  
1580 by law.

1581 (a) Any person who owns a motor vehicle registered under  
1582 s. 320.08(4), (6)(b), or (13) may register semiannually as  
1583 provided in s. 320.0705.

1584 (b) Any person who owns a motor vehicle or mobile home  
1585 registered under s. 320.08(1), (2), (3), (4)(a) or (b), (6),  
1586 (7), (8), (9), (10), or (11) may renew the vehicle registration  
1587 biennially during the applicable renewal period upon payment of  
1588 the 2-year cumulative total of all applicable license tax  
1589 amounts required by s. 320.08 and taxes, service charges, or  
1590 surtaxes ~~surcharges~~ required by ss. 320.03, 320.04, 320.0801,  
1591 320.08015, 320.0802, 320.0804, 320.0805, 320.08046, and  
1592 320.08056 and payment of the 2-year cumulative total of any  
1593 additional taxes or fees required by law for an annual  
1594 registration.

1595 (3) The operation of any motor vehicle without having  
1596 attached thereto a registration license plate and validation  
1597 stickers, or the use of any mobile home without having attached  
1598 thereto a mobile home sticker, for the current registration  
1599 period shall subject the owner thereof, if he or she is present,  
1600 or, if the owner is not present, the operator thereof to the



1601 following penalty provisions:

1602 (e) Any servicemember, as defined in s. 250.01, whose  
 1603 mobile home registration expired while he or she was serving on  
 1604 active duty or state active duty shall not be charged with a  
 1605 violation of this subsection if, at the time of the offense, the  
 1606 servicemember was serving on active duty or state active duty 35  
 1607 miles or more from the mobile home. The servicemember must  
 1608 present to the department either a copy of the official military  
 1609 orders or a written verification signed by the servicemember's  
 1610 commanding officer to receive a waiver of taxes and charges.

1611 Section 51. Section 320.0705, Florida Statutes, is amended  
 1612 to read:

1613 320.0705 Semiannual registration or renewal for certain  
 1614 vehicles.—

1615 (1) The owner of a motor vehicle taxed under s. 320.08(4)  
 1616 or (6)(b) may register his or her vehicle semiannually, if the  
 1617 amount of license tax due annually is more than \$100 and the  
 1618 vehicle registration tax ~~fee~~ is not required to be apportioned,  
 1619 upon payment of a tax ~~fee~~ of \$2.50 for each semiannual  
 1620 registration.

1621 (2) During the first 3 months of the semiannual  
 1622 registration period beginning either June 1 or December 1, the  
 1623 semiannual tax shall be one-half of the respective annual amount  
 1624 set forth in s. 320.08. The tax ~~fee~~ for registration during the  
 1625 fourth month of the semiannual period or thereafter shall be at

1626 the rate of one-twelfth of the annual amount for the month of  
1627 registration and one-twelfth of the annual amount for each month  
1628 of the semiannual registration period succeeding the month of  
1629 registration. However, any vehicle not registered in this state  
1630 during the prior semiannual period and not subject to  
1631 registration during such prior registration period may be  
1632 registered in any month of the semiannual registration period  
1633 beginning June 1 or December 1 at the rate of one-twelfth of the  
1634 annual amount for the month of registration and one-twelfth of  
1635 the annual amount for each month of the semiannual period  
1636 succeeding the month of registration. The provisions of s.  
1637 320.14 do not apply to such vehicles.

1638 (3) The owner of a motor vehicle taxed under s.  
1639 320.08(6)(a) may register such vehicle for any 6-month period  
1640 upon payment of one-half the annual license tax plus an  
1641 additional tax ~~fee~~ of \$2.50 for each period; provided,  
1642 notwithstanding any other provision of law, such person is not  
1643 entitled to a refund of any tax imposed under s. 320.08(6) upon  
1644 such vehicle.

1645 Section 52. Subsection (2) of section 320.071, Florida  
1646 Statutes, is amended to read:

1647 320.071 Advance registration renewal; procedures.—

1648 (2) Upon the filing of the application and payment of the  
1649 appropriate license tax under s. 320.08, service charges  
1650 required by s. 320.04, and any additional taxes or fees required

1651 by law, the department or its agent shall issue to the owner of  
1652 the motor vehicle or mobile home a validation sticker or mobile  
1653 home sticker, as appropriate, which, when affixed to the license  
1654 plate or mobile home, shall renew the registration for the  
1655 appropriate registration period.

1656 Section 53. Subsection (2) and paragraph (a) of subsection  
1657 (3) of section 320.0715, Florida Statutes, are amended to read:

1658 320.0715 International Registration Plan; motor carrier  
1659 services; permits; retention of records.—

1660 (2)(a) An International Registration Plan motor vehicle  
1661 trip permit registration may be issued for any vehicle which  
1662 could be lawfully operated in the International Registration  
1663 Plan jurisdiction if full registration or proportional  
1664 registration were obtained. A Florida trip permit shall expire  
1665 10 days after issuance. The cost of a trip permit shall be \$30,  
1666 payment of which shall exempt the vehicle from payment of  
1667 Florida apportioned license plate taxes ~~fees~~ during the term for  
1668 which the permit is valid. Any vehicle for which a trip permit  
1669 has been issued may be operated in interstate or intrastate  
1670 commerce in the jurisdiction for the period allowed under such  
1671 permit. No motor carrier to whom a trip permit is issued shall  
1672 knowingly allow the permit to be used by any other person,  
1673 organization, or vehicle.

1674 (b) A motor carrier may, upon payment of the \$30 tax fee,  
1675 secure from the department or a designated authorized agent of

1676 the department a Florida International Registration Plan motor  
1677 vehicle trip permit which shall be valid for 10 days. Such trip  
1678 permit shall show the name and address of the motor carrier to  
1679 whom it is issued, the date the vehicle is placed in and removed  
1680 from service, a complete identification of the vehicle on which  
1681 the permit is to be used, and the name and address of the owner  
1682 or lessee of the vehicle. The permit shall then be carried on  
1683 the vehicle which it identifies and shall be exhibited on demand  
1684 to any authorized personnel. The motor carrier to whom a permit  
1685 is issued shall be solely responsible for the proper use of the  
1686 permit by its employees and lessees. Any erasure, alteration, or  
1687 unauthorized use of such permit shall render it invalid and of  
1688 no effect. Florida International Registration Plan motor vehicle  
1689 trip permits may be transmitted to the motor carrier by  
1690 electronic means and shall be complete as outlined by department  
1691 personnel prior to transmittal.

1692 (c) Special temporary permits shall be provided to owner-  
1693 operators not operating as a lessor, for a tax fee of \$5. Such  
1694 permit shall be valid for 10 days and shall only be utilized for  
1695 owner-operator vehicles with a registered gross weight not in  
1696 excess of the empty or unladen weight of the vehicle. Special  
1697 temporary permits may be issued by the department or by any of  
1698 its designated authorized agents. A special temporary permit may  
1699 be transmitted to the owner-operator by electronic means and  
1700 must be completed as outlined by department personnel prior to

1701 transmittal.

1702 (3) (a) If the department is unable to immediately issue  
 1703 the apportioned license plate to an applicant currently  
 1704 registered in this state under the International Registration  
 1705 Plan or to a vehicle currently titled in this state, the  
 1706 department or its designated agent may issue a 60-day temporary  
 1707 operational permit. The department or agent of the department  
 1708 shall charge a \$3 tax fee and the service charge authorized by  
 1709 s. 320.04 for each temporary operational permit it issues.

1710 Section 54. Subsections (1), (2), (3), and (5) of section  
 1711 320.072, Florida Statutes, are amended to read:

1712 320.072 Additional tax fee imposed on certain motor  
 1713 vehicle registration transactions.—

1714 (1) A tax fee of \$225 is imposed upon the initial  
 1715 application for registration pursuant to s. 320.06 of every  
 1716 motor vehicle classified in s. 320.08(2), (3), and (9)(c) and  
 1717 (d).

1718 (2) The tax fee imposed by subsection (1) shall not apply  
 1719 to:

1720 (a) Any registration renewal transaction.

1721 (b) A transfer or exchange of a registration license plate  
 1722 from a motor vehicle that has been disposed of to a newly  
 1723 acquired motor vehicle pursuant to s. 320.0609(2) or (5).

1724 (c) Any initial registration resulting from transfer of  
 1725 title between coowners as provided by s. 319.22, transfer of

1726 ownership by operation of law as provided by s. 319.28, or  
1727 transfer of title from a person to a member of that person's  
1728 immediate family as defined in s. 657.002 who resides in the  
1729 same household.

1730 (d) The registration of any motor vehicle owned by and  
1731 operated exclusively for the personal use of:

1732 1. Any member of the United States Armed Forces, or his or  
1733 her spouse or dependent child, who is not a resident of this  
1734 state and who is stationed in this state while in compliance  
1735 with military orders.

1736 2. Any former member of the United States Armed Forces, or  
1737 his or her spouse or dependent child, who purchased such motor  
1738 vehicle while stationed outside of Florida, who has separated  
1739 from the Armed Forces and was not dishonorably discharged or  
1740 discharged for bad conduct, who was a resident of this state at  
1741 the time of enlistment and at the time of discharge, and who  
1742 applies for registration of such motor vehicle within 6 months  
1743 after discharge.

1744 3. Any member of the United States Armed Forces, or his or  
1745 her spouse or dependent child, who was a resident of this state  
1746 at the time of enlistment, who purchased such motor vehicle  
1747 while stationed outside of Florida, and who is now reassigned by  
1748 military order to this state.

1749 4. Any spouse or dependent child of a member of the United  
1750 States Armed Forces who loses his or her life while on active

1751 duty or who is listed by the Armed Forces as "missing-in-  
 1752 action." Such spouse or child must be a resident of this state  
 1753 and the servicemember must have been a resident of this state at  
 1754 the time of enlistment. Registration of such motor vehicle must  
 1755 occur within 1 year of the notification of the servicemember's  
 1756 death or of his or her status as "missing-in-action."

1757 5. Any member of the United States Armed Forces, or his or  
 1758 her spouse or dependent child, who was a resident of this state  
 1759 at the time of enlistment, who purchased a motor vehicle while  
 1760 stationed outside of Florida, and who continues to be stationed  
 1761 outside of Florida.

1762 (e) The registration of any motor vehicle owned or  
 1763 exclusively operated by the state or by any county,  
 1764 municipality, or other governmental entity.

1765 (f) The registration of a truck defined in s.  
 1766 320.08(3)(d).

1767 (g) Any ancient or antique automobile or truck for private  
 1768 use registered pursuant to s. 320.086(1) or (2).

1769 (3) A refund of the tax ~~fee~~ imposed under subsection (1)  
 1770 shall be granted to anyone who, within 3 months after paying  
 1771 such tax ~~fee~~, sells, transfers, or otherwise disposes of a motor  
 1772 vehicle classified in s. 320.08(2), (3), or (9)(c) or (d) in any  
 1773 transaction not exempt from the tax ~~fee~~ pursuant to paragraph  
 1774 (2)(b), paragraph (2)(c), or paragraph (2)(d). A person  
 1775 requesting a refund must present proof of having paid the tax

1776 ~~fee~~ pursuant to subsection (1) and must surrender the license  
 1777 plate of the disposed-of vehicle.

1778 (5) The tax ~~fee~~ imposed in subsection (1) shall not apply  
 1779 if it is determined, pursuant to an affidavit submitted by the  
 1780 owner on a form approved by the department, that the  
 1781 registration being transferred is from a vehicle that is not  
 1782 operational, is in storage, or will not be operated on the  
 1783 streets and highways of this state.

1784 Section 55. Subsections (4) and (5) of section 320.08,  
 1785 Florida Statutes, are amended to read:

1786 320.08 License taxes.—Except as otherwise provided herein,  
 1787 there are hereby levied and imposed annual license taxes for the  
 1788 operation of motor vehicles, mopeds, motorized bicycles as  
 1789 defined in s. 316.003(4), tri-vehicles as defined in s. 316.003,  
 1790 and mobile homes as defined in s. 320.01, which shall be paid to  
 1791 and collected by the department or its agent upon the  
 1792 registration or renewal of registration of the following:

1793 (4) HEAVY TRUCKS, TRUCK TRACTORS, TAXES ~~FEES~~ ACCORDING TO  
 1794 GROSS VEHICLE WEIGHT.—

1795 (a) Gross vehicle weight of 5,001 pounds or more, but less  
 1796 than 6,000 pounds: \$60.75 flat, of which \$15.75 shall be  
 1797 deposited into the General Revenue Fund.

1798 (b) Gross vehicle weight of 6,000 pounds or more, but less  
 1799 than 8,000 pounds: \$87.75 flat, of which \$22.75 shall be  
 1800 deposited into the General Revenue Fund.



1801 (c) Gross vehicle weight of 8,000 pounds or more, but less  
 1802 than 10,000 pounds: \$103 flat, of which \$27 shall be deposited  
 1803 into the General Revenue Fund.

1804 (d) Gross vehicle weight of 10,000 pounds or more, but  
 1805 less than 15,000 pounds: \$118 flat, of which \$31 shall be  
 1806 deposited into the General Revenue Fund.

1807 (e) Gross vehicle weight of 15,000 pounds or more, but  
 1808 less than 20,000 pounds: \$177 flat, of which \$46 shall be  
 1809 deposited into the General Revenue Fund.

1810 (f) Gross vehicle weight of 20,000 pounds or more, but  
 1811 less than 26,001 pounds: \$251 flat, of which \$65 shall be  
 1812 deposited into the General Revenue Fund.

1813 (g) Gross vehicle weight of 26,001 pounds or more, but  
 1814 less than 35,000: \$324 flat, of which \$84 shall be deposited  
 1815 into the General Revenue Fund.

1816 (h) Gross vehicle weight of 35,000 pounds or more, but  
 1817 less than 44,000 pounds: \$405 flat, of which \$105 shall be  
 1818 deposited into the General Revenue Fund.

1819 (i) Gross vehicle weight of 44,000 pounds or more, but  
 1820 less than 55,000 pounds: \$773 flat, of which \$201 shall be  
 1821 deposited into the General Revenue Fund.

1822 (j) Gross vehicle weight of 55,000 pounds or more, but  
 1823 less than 62,000 pounds: \$916 flat, of which \$238 shall be  
 1824 deposited into the General Revenue Fund.

1825 (k) Gross vehicle weight of 62,000 pounds or more, but

1826 | less than 72,000 pounds: \$1,080 flat, of which \$280 shall be  
 1827 | deposited into the General Revenue Fund.

1828 |         (1) Gross vehicle weight of 72,000 pounds or more: \$1,322  
 1829 | flat, of which \$343 shall be deposited into the General Revenue  
 1830 | Fund.

1831 |         (m) Notwithstanding the declared gross vehicle weight, a  
 1832 | truck tractor used within the state or within a 150-mile radius  
 1833 | of its home address is eligible for a license plate for a tax  
 1834 | ~~fee~~ of \$324 flat if:

1835 |             1. The truck tractor is used exclusively for hauling  
 1836 | forestry products; or

1837 |             2. The truck tractor is used primarily for the hauling of  
 1838 | forestry products, and is also used for the hauling of  
 1839 | associated forestry harvesting equipment used by the owner of  
 1840 | the truck tractor.

1841 |  
 1842 | Of the tax ~~fee~~ imposed by this paragraph, \$84 shall be deposited  
 1843 | into the General Revenue Fund.

1844 |         (n) A truck tractor or heavy truck, not operated as a for-  
 1845 | hire vehicle and which is engaged exclusively in transporting  
 1846 | raw, unprocessed, and nonmanufactured agricultural or  
 1847 | horticultural products within the state or within a 150-mile  
 1848 | radius of its home address is eligible for a restricted license  
 1849 | plate for a tax ~~fee~~ of:

1850 |             1. If such vehicle's declared gross vehicle weight is less

1851 than 44,000 pounds, \$87.75 flat, of which \$22.75 shall be  
 1852 deposited into the General Revenue Fund.

1853 2. If such vehicle's declared gross vehicle weight is  
 1854 44,000 pounds or more and such vehicle only transports from the  
 1855 point of production to the point of primary manufacture; to the  
 1856 point of assembling the same; or to a shipping point of a rail,  
 1857 water, or motor transportation company, \$324 flat, of which \$84  
 1858 shall be deposited into the General Revenue Fund.

1859  
 1860 Such not-for-hire truck tractors and heavy trucks used  
 1861 exclusively in transporting raw, unprocessed, and  
 1862 nonmanufactured agricultural or horticultural products may be  
 1863 incidentally used to haul farm implements and fertilizers  
 1864 delivered direct to the growers. The department may require any  
 1865 documentation deemed necessary to determine eligibility before  
 1866 issuance of this license plate. For the purpose of this  
 1867 paragraph, "not-for-hire" means the owner of the motor vehicle  
 1868 must also be the owner of the raw, unprocessed, and  
 1869 nonmanufactured agricultural or horticultural product, or the  
 1870 user of the farm implements and fertilizer being delivered.

1871 (5) SEMITRAILERS, TAXES ~~FEES~~ ACCORDING TO GROSS VEHICLE  
 1872 WEIGHT; SCHOOL BUSES; SPECIAL PURPOSE VEHICLES.—

1873 (a)1. A semitrailer drawn by a GVW truck tractor by means  
 1874 of a fifth-wheel arrangement: \$13.50 flat per registration year  
 1875 or any part thereof, of which \$3.50 shall be deposited into the

1876 General Revenue Fund.

1877         2. A semitrailer drawn by a GVW truck tractor by means of  
1878 a fifth-wheel arrangement: \$68 flat per permanent registration,  
1879 of which \$18 shall be deposited into the General Revenue Fund.

1880         (b) A motor vehicle equipped with machinery and designed  
1881 for the exclusive purpose of well drilling, excavation,  
1882 construction, spraying, or similar activity, and which is not  
1883 designed or used to transport loads other than the machinery  
1884 described above over public roads: \$44 flat, of which \$11.50  
1885 shall be deposited into the General Revenue Fund.

1886         (c) A school bus used exclusively to transport pupils to  
1887 and from school or school or church activities or functions  
1888 within their own county: \$41 flat, of which \$11 shall be  
1889 deposited into the General Revenue Fund.

1890         (d) A wrecker, as defined in s. 320.01, which is used to  
1891 tow a vessel as defined in s. 327.02, a disabled, abandoned,  
1892 stolen-recovered, or impounded motor vehicle as defined in s.  
1893 320.01, or a replacement motor vehicle as defined in s. 320.01:  
1894 \$41 flat, of which \$11 shall be deposited into the General  
1895 Revenue Fund.

1896         (e) A wrecker that is used to tow any nondisabled motor  
1897 vehicle, a vessel, or any other cargo unless used as defined in  
1898 paragraph (d), as follows:

1899         1. Gross vehicle weight of 10,000 pounds or more, but less  
1900 than 15,000 pounds: \$118 flat, of which \$31 shall be deposited

1901 into the General Revenue Fund.

1902       2. Gross vehicle weight of 15,000 pounds or more, but less  
 1903 than 20,000 pounds: \$177 flat, of which \$46 shall be deposited  
 1904 into the General Revenue Fund.

1905       3. Gross vehicle weight of 20,000 pounds or more, but less  
 1906 than 26,000 pounds: \$251 flat, of which \$65 shall be deposited  
 1907 into the General Revenue Fund.

1908       4. Gross vehicle weight of 26,000 pounds or more, but less  
 1909 than 35,000 pounds: \$324 flat, of which \$84 shall be deposited  
 1910 into the General Revenue Fund.

1911       5. Gross vehicle weight of 35,000 pounds or more, but less  
 1912 than 44,000 pounds: \$405 flat, of which \$105 shall be deposited  
 1913 into the General Revenue Fund.

1914       6. Gross vehicle weight of 44,000 pounds or more, but less  
 1915 than 55,000 pounds: \$772 flat, of which \$200 shall be deposited  
 1916 into the General Revenue Fund.

1917       7. Gross vehicle weight of 55,000 pounds or more, but less  
 1918 than 62,000 pounds: \$915 flat, of which \$237 shall be deposited  
 1919 into the General Revenue Fund.

1920       8. Gross vehicle weight of 62,000 pounds or more, but less  
 1921 than 72,000 pounds: \$1,080 flat, of which \$280 shall be  
 1922 deposited into the General Revenue Fund.

1923       9. Gross vehicle weight of 72,000 pounds or more: \$1,322  
 1924 flat, of which \$343 shall be deposited into the General Revenue  
 1925 Fund.

1926 (f) A hearse or ambulance: \$40.50 flat, of which \$10.50  
 1927 shall be deposited into the General Revenue Fund.

1928 Section 56. Subsection (2) of section 320.0801, Florida  
 1929 Statutes, is amended to read:

1930 320.0801 Additional license tax on certain vehicles.—

1931 (2) In addition to the license taxes imposed by s. 320.08  
 1932 and by subsection (1), there is imposed an additional surtax  
 1933 ~~surcharge~~ of \$10 on each commercial motor vehicle having a gross  
 1934 vehicle weight of 10,000 pounds or more, which surtax ~~surcharge~~  
 1935 must be paid to the department or its agent upon the  
 1936 registration or renewal of registration of the commercial motor  
 1937 vehicle. Notwithstanding the provisions of s. 320.20, 50 percent  
 1938 of the revenues collected from the surtax ~~surcharge~~ imposed in  
 1939 this subsection shall be deposited into the State Transportation  
 1940 Trust Fund, and 50 percent shall be deposited in the General  
 1941 Revenue Fund.

1942 Section 57. Section 320.08015, Florida Statutes, is  
 1943 amended to read:

1944 320.08015 License surtax ~~tax~~ ~~surcharge~~.—

1945 (1) Except as provided in subsection (2), there is levied  
 1946 on each license tax imposed under s. 320.08(11) a surtax  
 1947 ~~surcharge~~ in the amount of \$1, which shall be collected in the  
 1948 same manner as the license tax and shall be deposited in the  
 1949 Florida Mobile Home Relocation Trust Fund, as created in s.  
 1950 723.06115. This surtax ~~surcharge~~ may not be imposed during the

1951 next registration and renewal period if the balance in the  
 1952 Florida Mobile Home Relocation Trust Fund exceeds \$10 million on  
 1953 June 30. The surtax ~~surcharge~~ shall be reinstated in the next  
 1954 registration and renewal period if the balance in the Florida  
 1955 Mobile Home Relocation Trust Fund is below \$6 million on June  
 1956 30.

1957 (2) Any mobile home that is not located in a mobile home  
 1958 park regulated under chapter 723 is exempt from the surtax  
 1959 ~~surcharge~~.

1960 Section 58. Section 320.0802, Florida Statutes, is amended  
 1961 to read:

1962 320.0802 Surtax ~~Surcharge~~ on license tax.—There is hereby  
 1963 levied and imposed on each license tax imposed under s. 320.08,  
 1964 except those set forth in s. 320.08(11), a surtax ~~surcharge~~ in  
 1965 the amount of \$1, which shall be collected in the same manner as  
 1966 the license tax and deposited into the State Agency Law  
 1967 Enforcement Radio System Trust Fund of the Department of  
 1968 Management Services.

1969 Section 59. Section 320.0804, Florida Statutes, is amended  
 1970 to read:

1971 320.0804 Surtax ~~Surcharge~~ on license tax.—A surtax  
 1972 ~~surcharge~~ of \$2 shall be imposed on each license tax imposed  
 1973 under s. 320.08, except those set forth in s. 320.08(11), which  
 1974 shall be collected in the same manner as the license tax. This  
 1975 surtax ~~surcharge~~ shall be further reduced to \$1.20 on September

1976 1, 2014, in order to negate the license plate increase of 80  
 1977 cents imposed by chapter 2009-71, Laws of Florida. Of this  
 1978 amount, \$1 shall be deposited into the State Transportation  
 1979 Trust Fund, and 20 cents shall be deposited into the Highway  
 1980 Safety Operating Trust Fund.

1981 Section 60. Section 320.08046, Florida Statutes, is  
 1982 amended to read:

1983 320.08046 Juvenile programs surtax ~~surcharge~~ on license  
 1984 tax.—A surtax ~~surcharge~~ of \$1 shall be imposed on each license  
 1985 tax imposed under s. 320.08, except those set forth in s.  
 1986 320.08(11), which shall be collected in the same manner as the  
 1987 license tax and deposited into the Grants and Donations Trust  
 1988 Fund in the Department of Juvenile Justice to fund the juvenile  
 1989 crime prevention programs and the community juvenile justice  
 1990 partnership grants program.

1991 Section 61. Paragraph (a) of subsection (2) of section  
 1992 320.08053, Florida Statutes, is amended to read:

1993 320.08053 Requirements for requests to establish specialty  
 1994 license plates.—

1995 (2)(a) Within 120 days following the specialty license  
 1996 plate becoming law, the department shall establish a method to  
 1997 issue a specialty license plate voucher to allow for the presale  
 1998 of the specialty license plate. The processing fee as prescribed  
 1999 in s. 320.08056, the service charge and branch fee as prescribed  
 2000 in s. 320.04, and the annual use fee as prescribed in s.



2001 320.08056 shall be charged for the voucher. All other applicable  
 2002 taxes and fees shall be charged at the time of issuance of the  
 2003 license plates.

2004 Section 62. Subsection (3) of section 320.08056, Florida  
 2005 Statutes, are amended to read:

2006 320.08056 Specialty license plates.—

2007 (3) Each request must be made annually to the department  
 2008 or an authorized agent serving on behalf of the department,  
 2009 accompanied by the following taxes ~~tax~~ and fees:

2010 (a) The license tax required for the vehicle as set forth  
 2011 in s. 320.08.

2012 (b) A processing fee of \$5, to be deposited into the  
 2013 Highway Safety Operating Trust Fund.

2014 (c) A license plate tax ~~fee~~ as required by s.  
 2015 320.06(1)(b).

2016 (d) A license plate annual use fee as required in  
 2017 subsection (4).

2018  
 2019 A request may be made any time during a registration period. If  
 2020 a request is made for a specialty license plate to replace a  
 2021 current valid license plate, the specialty license plate must be  
 2022 issued with appropriate decals attached at no tax for the plate,  
 2023 but all taxes, fees, and service charges must be paid. If a  
 2024 request is made for a specialty license plate at the beginning  
 2025 of the registration period, the tax, together with all

2026 applicable taxes, fees, and service charges, must be paid.

2027 Section 63. Subsection (3) of section 320.08068, Florida  
 2028 Statutes, is amended to read:

2029 320.08068 Motorcycle specialty license plates.—

2030 (3) Each request must be made annually to the department,  
 2031 accompanied by the following taxes and fees:

2032 (a) The license tax required under s. 320.08.

2033 (b) A license plate tax ~~fee~~ as required by s.  
 2034 320.06(1)(b).

2035 (c) A processing fee of \$2.

2036 (d) A license plate annual use fee as required in  
 2037 subsection (4).

2038 Section 64. Subsections (1) through (5) and paragraphs (a)  
 2039 and (c) of subsection (6) of section 320.0807, Florida Statutes,  
 2040 are amended to read:

2041 320.0807 Special license plates for Governor and federal  
 2042 and state legislators.—

2043 (1) Upon application by any member of the House of  
 2044 Representatives of Congress and payment of the taxes and fees  
 2045 prescribed by s. 320.0805, the department may issue to such  
 2046 member of Congress a license plate stamped "Official Congress"  
 2047 followed by the number of the appropriate congressional district  
 2048 and the letters "MC," or any other configuration chosen by the  
 2049 member which is not already in use. Upon application by a United  
 2050 States Senator and payment of the taxes and fees prescribed by

2051 s. 320.0805, the department may issue a license plate stamped  
 2052 "USS," followed by the numeral II in the case of the junior  
 2053 senator.

2054 (2) Upon application by any member of the state House of  
 2055 Representatives and payment of the taxes and fees prescribed by  
 2056 s. 320.0805, the department may issue the state representative  
 2057 license plates stamped "Official House," followed by the number  
 2058 of the appropriate House of Representatives district and the  
 2059 letters "HR," or any other configuration chosen by the member  
 2060 which is not already in use. Upon application by a state senator  
 2061 and payment of the taxes and fees prescribed by s. 320.0805, the  
 2062 department may issue license plates stamped "Official Senate,"  
 2063 followed by the number of the appropriate Senate district and  
 2064 the letters "SN," or any other configuration chosen by the  
 2065 member which is not already in use.

2066 (3) Upon application by the Governor and payment of the  
 2067 appropriate taxes and fees, the department may issue to the  
 2068 Governor two license plates stamped "Florida 1" and "Florida 2."

2069 (4) License plates purchased under subsection (1),  
 2070 subsection (2), or subsection (3) shall be replaced by the  
 2071 department at no cost, other than the taxes and fees required  
 2072 under ss. 320.04 and 320.06(3)(b), when the person to whom the  
 2073 plates have been issued leaves the elective office with respect  
 2074 to which the license plates were issued. Within 30 days after  
 2075 leaving office, the person to whom the license plates have been

2076 issued must apply to the department for a replacement license  
2077 plate. The person may return the prestige license plates to the  
2078 department or retain the plates as souvenirs. Upon receipt of  
2079 the replacement license plate, the person may not display on any  
2080 vehicle the prestige license plate or plates issued with respect  
2081 to his or her former office.

2082 (5) Upon application by any current or former President of  
2083 the Senate and payment of the taxes and fees prescribed by s.  
2084 320.0805, the department may issue a license plate stamped  
2085 "Senate President" followed by the number assigned by the  
2086 department or chosen by the applicant if it is not already in  
2087 use. Upon application by any current or former Speaker of the  
2088 House of Representatives and payment of the taxes and fees  
2089 prescribed by s. 320.0805, the department may issue a license  
2090 plate stamped "House Speaker" followed by the number assigned by  
2091 the department or chosen by the applicant if it is not already  
2092 in use.

2093 (6) (a) Upon application by any former member of Congress  
2094 or former member of the state Legislature, payment of the taxes  
2095 and fees prescribed by s. 320.0805, and payment of a one-time  
2096 tax fee of \$500, the department may issue a former member of  
2097 Congress, state senator, or state representative a license plate  
2098 stamped "Retired Congress," "Retired Senate," or "Retired  
2099 House," as appropriate, for a vehicle owned by the former  
2100 member.

2101 (c) Four hundred fifty dollars of the one-time tax ~~fee~~  
 2102 collected under paragraph (a) shall be distributed to the  
 2103 account of the direct-support organization established pursuant  
 2104 to s. 272.136 and used for the benefit of the Florida Historic  
 2105 Capitol Museum, and the remaining \$50 shall be deposited into  
 2106 the Highway Safety Operating Trust Fund.

2107 Section 65. Subsections (3) and (5) of section 320.081,  
 2108 Florida Statutes, are amended to read:

2109 320.081 Collection and distribution of annual license tax  
 2110 imposed on the following type units.—

2111 (3) The owner shall make application for such sticker in  
 2112 the manner provided in s. 320.02, and the tax collectors in the  
 2113 several counties of the state shall collect the license taxes  
 2114 imposed by s. 320.08(10) and (11) and the license tax surtax  
 2115 ~~surcharge~~ imposed by s. 320.08015 in the same manner and under  
 2116 the same conditions and requirements as provided in s. 320.03.

2117 (5) The department shall keep records showing the total  
 2118 number of stickers issued to each type unit governed by this  
 2119 section, the total amount of license taxes collected, and the  
 2120 county or municipality where each such unit is located and shall  
 2121 from month to month certify to the Chief Financial Officer the  
 2122 amount derived from license taxes in each county and each  
 2123 municipality within the county. Such amount, less the amount of  
 2124 \$1.50 collected on each license and the \$1 license tax surtax  
 2125 ~~surcharge~~ imposed by s. 320.08015, shall be paid to the counties

2126 and municipalities within the counties where the unit or units  
 2127 are located as follows: one-half to the district school board  
 2128 and the remainder to the board of county commissioners, for  
 2129 units that are located within the unincorporated areas of the  
 2130 county, or to any municipality within such county, for units  
 2131 that are located within its corporate limits. Payment shall be  
 2132 by warrant drawn monthly by the Chief Financial Officer upon the  
 2133 treasury out of the License Tax Collection Trust Fund.

2134 Section 66. Subsection (2) of section 320.0815, Florida  
 2135 Statutes, is amended to read:

2136 320.0815 Mobile homes and recreational vehicle-type units  
 2137 required to have appropriate license plates or stickers.—

2138 (2) A mobile home or recreational vehicle-type unit which  
 2139 is permanently affixed to the land shall be issued a mobile home  
 2140 sticker at the tax fee prescribed in s. 320.08(11) unless the  
 2141 mobile home or recreational vehicle-type unit is qualified and  
 2142 taxed as real property, in which case the mobile home or  
 2143 recreational vehicle-type unit shall be issued an "RP" series  
 2144 sticker. Series "RP" stickers shall be provided by the  
 2145 department to the tax collectors, and such a sticker will be  
 2146 issued by the tax collector to the registered owner of such a  
 2147 mobile home or recreational vehicle-type unit upon the  
 2148 production of a certificate of the respective property appraiser  
 2149 that such mobile home or recreational vehicle-type unit is  
 2150 included in an assessment of the property of such registered

2151 owner for ad valorem taxation. An "RP" series sticker shall be  
 2152 issued by the tax collector for an aggregate tax ~~fee~~ of \$3 each,  
 2153 to be distributed as follows: \$2.50 shall be retained by the tax  
 2154 collector as a service charge; 25 cents shall be remitted to the  
 2155 property appraiser; and 25 cents shall be remitted to the  
 2156 department to defray the cost of manufacture and handling.  
 2157 Mobile home stickers and "RP" series stickers shall be of a size  
 2158 to be determined by the department. A mobile home sticker or  
 2159 "RP" series sticker shall be affixed to the lower left corner of  
 2160 the window closest to the street or road providing access to  
 2161 such residence.

2162 Section 67. Subsection (1) of section 320.0821, Florida  
 2163 Statutes, are amended to read:

2164 320.0821 Wrecker license plates.—

2165 (1) The department shall issue a wrecker license plate to  
 2166 the owner of any motor vehicle that is used to tow, carry, or  
 2167 otherwise transport motor vehicles and that is equipped for that  
 2168 purpose with a boom, winch, carrier, or other similar equipment,  
 2169 except a motor vehicle registered under the International  
 2170 Registration Plan, upon application and payment of the  
 2171 appropriate license tax ~~and fees~~ in accordance with s.  
 2172 320.08(5)(d) or (e).

2173 Section 68. Section 320.0846, Florida Statutes, is amended  
 2174 to read:

2175 320.0846 Free motor vehicle license plates to active

2176 members of the Florida National Guard.—

2177 (1) Any owner or lessee of a motor vehicle who resides in  
2178 this state and is an active member of the Florida National Guard  
2179 may, upon application and proof of eligibility, be issued one  
2180 standard license plate without charge. Applications for any  
2181 additional license plates must be accompanied by appropriate  
2182 taxes and fees established in this chapter.

2183 (2) Eligible applicants of the Florida National Guard may  
2184 apply for a specialty license plate as provided in s. 320.08056  
2185 upon payment of the taxes and fees required in that section. All  
2186 other taxes and fees will be waived. Applications for any  
2187 additional specialty license plates must be accompanied by all  
2188 appropriate taxes and fees established in this chapter.

2189 Section 69. Paragraph (a) of subsection (1), paragraph (d)  
2190 of subsection (2), paragraph (c) of subsection (3), and  
2191 subsection (4) of section 320.0848, Florida Statutes, are  
2192 amended to read:

2193 320.0848 Persons who have disabilities; issuance of  
2194 disabled parking permits; temporary permits; permits for certain  
2195 providers of transportation services to persons who have  
2196 disabilities.—

2197 (1) (a) The Department of Highway Safety and Motor Vehicles  
2198 or its authorized agents shall, upon application and receipt of  
2199 the tax ~~fee~~, issue a disabled parking permit for a period of up  
2200 to 4 years, which period ends on the applicant's birthday, to



2201 any person who has long-term mobility impairment, or a temporary  
2202 disabled parking permit not to exceed 6 months to any person who  
2203 has a temporary mobility impairment. No person will be required  
2204 to pay a tax ~~fee~~ for a parking permit for disabled persons more  
2205 than once in a 12-month period from the date of the prior tax  
2206 ~~fee~~ payment.

2207 (2) DISABLED PARKING PERMIT; PERSONS WITH LONG-TERM  
2208 MOBILITY PROBLEMS.—

2209 (d) To obtain a replacement for a disabled parking permit  
2210 that has been lost or stolen, a person must submit an  
2211 application on a form prescribed by the department, provide a  
2212 certificate of disability issued within the last 12 months  
2213 pursuant to subsection (1), and pay a replacement tax ~~fee~~ in the  
2214 amount of \$1, to be retained by the issuing agency. If the  
2215 person submits with the application a police report documenting  
2216 that the permit was stolen, there is no replacement tax ~~fee~~. A  
2217 veteran who has been previously evaluated and certified by the  
2218 United States Department of Veterans Affairs or any branch of  
2219 the United States Armed Forces as permanently and totally  
2220 disabled from a service-connected disability may provide a  
2221 United States Department of Veterans Affairs Form Letter 27-333,  
2222 or its equivalent, issued within the last 12 months in lieu of a  
2223 certificate of disability.

2224 (3) DISABLED PARKING PERMIT; TEMPORARY.—

2225 (c) The tax ~~fee~~ for a temporary disabled parking permit is

2226 | \$15.

2227 |       (4) From the proceeds of the temporary disabled parking  
2228 | permit taxes ~~fees~~:

2229 |       (a) The Department of Highway Safety and Motor Vehicles  
2230 | must receive \$3.50 for each temporary permit, to be deposited  
2231 | into the Highway Safety Operating Trust Fund and used for  
2232 | implementing the real-time disabled parking permit database and  
2233 | for administering the disabled parking permit program.

2234 |       (b) The tax collector, for processing, must receive \$2.50  
2235 | for each temporary permit.

2236 |       (c) The remainder must be distributed monthly as follows:

2237 |       1. To be deposited in the Grants and Donations Trust Fund  
2238 | of the Division of Vocational Rehabilitation of the Department  
2239 | of Education for the purpose of improving employment and  
2240 | training opportunities for persons who have disabilities, with  
2241 | special emphasis on removing transportation barriers, \$4.

2242 |       2. To be deposited in the Transportation Disadvantaged  
2243 | Trust Fund to be used for funding matching grants to counties  
2244 | for the purpose of improving transportation of persons who have  
2245 | disabilities, \$5.

2246 |       Section 70. Subsection (1) and paragraph (a) of subsection  
2247 | (2) of section 320.086, Florida Statutes, are amended to read:

2248 |       320.086 Ancient or antique motor vehicles; horseless  
2249 | carriage, antique, or historical license plates; former military  
2250 | vehicles.—

2251 (1) The owner of a motor vehicle for private use  
 2252 manufactured in model year 1945 or earlier and operated on the  
 2253 streets and highways of this state shall, upon application in  
 2254 the manner and at the time prescribed by the department and upon  
 2255 payment of the license tax for an ancient motor vehicle  
 2256 prescribed by s. 320.08(1)(d), (2)(a), or (3)(e), be issued a  
 2257 special license plate for such motor vehicle. The license plate  
 2258 shall be permanent and valid for use without renewal so long as  
 2259 the vehicle is in existence. In addition to the payment of all  
 2260 other taxes and fees required by law, the applicant shall pay  
 2261 such tax ~~fee~~ for the issuance of the special license plate as  
 2262 may be prescribed by the department commensurate with the cost  
 2263 of its manufacture. The registration numbers and special license  
 2264 plates assigned to such motor vehicles shall run in a separate  
 2265 numerical series, commencing with "Horseless Carriage No. 1,"  
 2266 and the plates shall be of a distinguishing color.

2267 (2)(a) The owner of a motor vehicle for private use  
 2268 manufactured in a model year after 1945 and of the age of 30  
 2269 years or more after the model year and operated on the streets  
 2270 and highways of this state may, upon application in the manner  
 2271 and at the time prescribed by the department and upon payment of  
 2272 the license tax prescribed by s. 320.08(1)(d), (2)(a), or  
 2273 (3)(e), be issued a special license plate for such motor  
 2274 vehicle. In addition to the payment of all other taxes and fees  
 2275 required by law, the applicant shall pay the tax ~~fee~~ for the

2276 issuance of the special license plate prescribed by the  
 2277 department, commensurate with the cost of its manufacture. The  
 2278 registration numbers and special license plates assigned to such  
 2279 motor vehicles shall run in a separate numerical series,  
 2280 commencing with "Antique No. 1," and the plates shall be of a  
 2281 distinguishing color. The owner of the motor vehicle may, upon  
 2282 application and payment of the license tax prescribed by s.  
 2283 320.08, be issued a regular Florida license plate or specialty  
 2284 license plate in lieu of the special "Antique" license plate.

2285 Section 71. Subsection (3) of section 320.089, Florida  
 2286 Statutes, is amended to read:

2287 320.089 Veterans of the United States Armed Forces;  
 2288 members of National Guard; survivors of Pearl Harbor; Purple  
 2289 Heart medal recipients; active or retired United States Armed  
 2290 Forces reservists; Combat Infantry Badge, Combat Medical Badge,  
 2291 or Combat Action Badge recipients; Combat Action Ribbon  
 2292 recipients; Air Force Combat Action Medal recipients;  
 2293 Distinguished Flying Cross recipients; former prisoners of war;  
 2294 Korean War Veterans; Vietnam War Veterans; Operation Desert  
 2295 Shield Veterans; Operation Desert Storm Veterans; Operation  
 2296 Enduring Freedom Veterans; Operation Iraqi Freedom Veterans;  
 2297 Women Veterans; World War II Veterans; and Navy Submariners;  
 2298 special license plates; taxes and fees ~~fee~~.-

2299 (3) Each owner or lessee of an automobile or truck for  
 2300 private use, a truck weighing not more than 7,999 pounds, or a

2301 recreational vehicle as specified in s. 320.08(9)(c) or (d),  
 2302 which is not used for hire or commercial use who is a resident  
 2303 of this state and who is the unremarried surviving spouse of a  
 2304 recipient of the Purple Heart medal, upon application to the  
 2305 department accompanied by the payment of the required taxes and  
 2306 fees, shall be issued a license plate as provided in s. 320.06  
 2307 which is stamped with the words "Purple Heart" and the likeness  
 2308 of the Purple Heart medal followed by the serial number. Each  
 2309 application shall be accompanied by proof that the applicant is  
 2310 the unremarried surviving spouse of a recipient of the Purple  
 2311 Heart medal.

2312 Section 72. Paragraph (c) of subsection (5) of section  
 2313 320.0891, Florida Statutes, are amended to read:

2314 320.0891 U.S. Paratroopers license plate.-

2315 (5) Each request must be made annually to the department,  
 2316 accompanied by the following taxes ~~tax~~ and fees:

2317 (c) A license plate tax ~~fee~~ as required under s.  
 2318 320.06(1)(b).

2319 Section 73. Section 320.102, Florida Statutes, is amended  
 2320 to read:

2321 320.102 Marine boat trailers owned by nonprofit  
 2322 organizations; exemptions.-The registration or renewal of a  
 2323 registration of any marine boat trailer owned and operated by a  
 2324 nonprofit organization that is exempt from federal income tax  
 2325 under s. 501(c)(3) of the Internal Revenue Code and which is

2326 used exclusively in carrying out its customary nonprofit  
 2327 activities is exempt from paying the fees, taxes, surtaxes  
 2328 ~~surcharges~~, and charges in ss. 320.03(5), (6), and (9),  
 2329 320.031(2), 320.04(1), 320.06(1)(b) and (3)(b), 320.0801,  
 2330 320.0802, 320.0804, and 320.08046.

2331 Section 74. Subsection (3) of section 320.13, Florida  
 2332 Statutes, is amended to read:

2333 320.13 Dealer and manufacturer license plates and  
 2334 alternative method of registration.—

2335 (3) When a licensed dealer or a marine boat trailer dealer  
 2336 chooses to register any motor vehicle or boat trailer he or she  
 2337 owns and has for sale and secure a regular motor vehicle license  
 2338 plate therefor, the dealer may, upon sale thereof, submit to the  
 2339 department a transfer tax ~~fee~~ of \$4.50 and an application for  
 2340 transfer of the license plate to a comparable motor vehicle or  
 2341 boat trailer owned by the dealer of the same weight series as  
 2342 set forth under s. 320.08.

2343 Section 75. Paragraph (h) of subsection (1) and subsection  
 2344 (2) of section 320.131, Florida Statutes, are amended to read:

2345 320.131 Temporary tags.—

2346 (1) The department is authorized and empowered to design,  
 2347 issue, and regulate the use of temporary tags to be designated  
 2348 "temporary tags" for use in the following cases:

2349 (h) For a rental car company which possesses a motor  
 2350 vehicle dealer license and which may use temporary tags on

2351 vehicles offered for lease by such company in accordance with  
2352 the provisions of rules established by the department. However,  
2353 the original issuance date of a temporary tag shall be the date  
2354 which determines the applicable license plate tax ~~fee~~.

2355

2356 Further, the department is authorized to disallow the purchase  
2357 of temporary tags by licensed dealers, common carriers, or  
2358 financial institutions in those cases where abuse has occurred.

2359 (2) The department is authorized to sell temporary tags,  
2360 in addition to those listed above, to their agents and where  
2361 need is demonstrated by a consumer complainant. The tax ~~fee~~  
2362 shall be \$2 each. One dollar from each tag sold shall be  
2363 deposited into the Brain and Spinal Cord Injury Program Trust  
2364 Fund, with the remaining proceeds being deposited into the  
2365 Highway Safety Operating Trust Fund. Agents of the department  
2366 shall sell temporary tags for \$2 each and shall charge the  
2367 service charge authorized by s. 320.04 per transaction,  
2368 regardless of the quantity sold. Requests for purchase of  
2369 temporary tags to the department or its agents shall be made,  
2370 where applicable, on letterhead stationery and notarized. Except  
2371 as specifically provided otherwise, a temporary tag shall be  
2372 valid for 30 days, and no more than two shall be issued to the  
2373 same person for the same vehicle.

2374 Section 76. Section 320.1325, Florida Statutes, is amended  
2375 to read:

2376           320.1325 Registration required for the temporarily  
2377 employed.—Motor vehicles owned or leased by persons who are  
2378 temporarily employed within the state but are not residents are  
2379 required to be registered. Upon payment of the taxes ~~fees~~  
2380 prescribed in this section and proof of insurance coverage as  
2381 required by the applicant's resident state, the department shall  
2382 provide a temporary registration plate and a registration  
2383 certificate valid for 90 days to an applicant who is temporarily  
2384 employed in this state. The temporary registration plate may be  
2385 renewed one time for an additional 90-day period. At the end of  
2386 the 180-day period of temporary registration, the applicant  
2387 shall apply for a permanent registration if there is a further  
2388 need to remain in this state. A temporary license registration  
2389 plate may not be issued for any commercial motor vehicle as  
2390 defined in s. 320.01. The tax ~~fee~~ for the 90-day temporary  
2391 registration plate shall be \$40 plus the applicable service  
2392 charge required by s. 320.04. Subsequent permanent registration  
2393 and titling of a vehicle registered hereunder shall subject the  
2394 applicant to providing proof of Florida insurance coverage as  
2395 specified in s. 320.02 and payment of the taxes ~~fees~~ required by  
2396 s. 320.072, in addition to all other taxes and fees required.

2397           Section 77. Subsection (1) of section 320.18, Florida  
2398 Statutes, is amended to read:

2399           320.18 Withholding registration.—

2400           (1) The department may withhold the registration of any



2401 motor vehicle or mobile home the owner or coowner of which has  
2402 failed to register it under the provisions of law for any  
2403 previous period or periods for which it appears registration  
2404 should have been made in this state until the tax for such  
2405 period or periods is paid. The department may cancel any vehicle  
2406 or vessel registration, driver license, identification card, or  
2407 fuel-use tax decal if the owner or coowner pays for any vehicle  
2408 or vessel registration, driver license, identification card, or  
2409 fuel-use tax decal; pays any administrative, delinquency, or  
2410 reinstatement tax or fee; or pays any tax liability, penalty, or  
2411 interest specified in chapter 207 by a dishonored check, or if  
2412 the vehicle owner or motor carrier has failed to pay a penalty  
2413 for a weight or safety violation issued by the Department of  
2414 Transportation or the Department of Highway Safety and Motor  
2415 Vehicles. The Department of Transportation and the Department of  
2416 Highway Safety and Motor Vehicles may impound any commercial  
2417 motor vehicle that has a canceled license plate or fuel-use tax  
2418 decal until the tax liability, penalty, and interest specified  
2419 in chapter 207, the license tax, or the fuel-use decal tax fee,  
2420 and applicable administrative taxes and fees have been paid for  
2421 by certified funds.

2422 Section 78. Paragraph (b) of subsection (9) of section  
2423 320.27, Florida Statutes, are amended to read:

2424 320.27 Motor vehicle dealers.—

2425 (9) DENIAL, SUSPENSION, OR REVOCATION.—

2426 (b) The department may deny, suspend, or revoke any  
 2427 license issued hereunder or under the provisions of s. 320.77 or  
 2428 s. 320.771 upon proof that a licensee has committed, with  
 2429 sufficient frequency so as to establish a pattern of wrongdoing  
 2430 on the part of a licensee, violations of one or more of the  
 2431 following activities:

2432 1. Representation that a demonstrator is a new motor  
 2433 vehicle, or the attempt to sell or the sale of a demonstrator as  
 2434 a new motor vehicle without written notice to the purchaser that  
 2435 the vehicle is a demonstrator. For the purposes of this section,  
 2436 a "demonstrator," a "new motor vehicle," and a "used motor  
 2437 vehicle" shall be defined as under s. 320.60.

2438 2. Unjustifiable refusal to comply with a licensee's  
 2439 responsibility under the terms of the new motor vehicle warranty  
 2440 issued by its respective manufacturer, distributor, or importer.  
 2441 However, if such refusal is at the direction of the  
 2442 manufacturer, distributor, or importer, such refusal shall not  
 2443 be a ground under this section.

2444 3. Misrepresentation or false, deceptive, or misleading  
 2445 statements with regard to the sale or financing of motor  
 2446 vehicles which any motor vehicle dealer has, or causes to have,  
 2447 advertised, printed, displayed, published, distributed,  
 2448 broadcast, televised, or made in any manner with regard to the  
 2449 sale or financing of motor vehicles.

2450 4. Failure by any motor vehicle dealer to provide a

2451 customer or purchaser with an odometer disclosure statement and  
2452 a copy of any bona fide written, executed sales contract or  
2453 agreement of purchase connected with the purchase of the motor  
2454 vehicle purchased by the customer or purchaser.

2455 5. Failure of any motor vehicle dealer to comply with the  
2456 terms of any bona fide written, executed agreement, pursuant to  
2457 the sale of a motor vehicle.

2458 6. Failure to apply for transfer of a title as prescribed  
2459 in s. 319.23(6).

2460 7. Use of the dealer license identification number by any  
2461 person other than the licensed dealer or his or her designee.

2462 8. Failure to continually meet the requirements of the  
2463 licensure law.

2464 9. Representation to a customer or any advertisement to  
2465 the public representing or suggesting that a motor vehicle is a  
2466 new motor vehicle if such vehicle lawfully cannot be titled in  
2467 the name of the customer or other member of the public by the  
2468 seller using a manufacturer's statement of origin as permitted  
2469 in s. 319.23(1).

2470 10. Requirement by any motor vehicle dealer that a  
2471 customer or purchaser accept equipment on his or her motor  
2472 vehicle which was not ordered by the customer or purchaser.

2473 11. Requirement by any motor vehicle dealer that any  
2474 customer or purchaser finance a motor vehicle with a specific  
2475 financial institution or company.

2476           12. Requirement by any motor vehicle dealer that the  
 2477 purchaser of a motor vehicle contract with the dealer for  
 2478 physical damage insurance.

2479           13. Perpetration of a fraud upon any person as a result of  
 2480 dealing in motor vehicles, including, without limitation, the  
 2481 misrepresentation to any person by the licensee of the  
 2482 licensee's relationship to any manufacturer, importer, or  
 2483 distributor.

2484           14. Violation of any of the provisions of s. 319.35 by any  
 2485 motor vehicle dealer.

2486           15. Sale by a motor vehicle dealer of a vehicle offered in  
 2487 trade by a customer prior to consummation of the sale, exchange,  
 2488 or transfer of a newly acquired vehicle to the customer, unless  
 2489 the customer provides written authorization for the sale of the  
 2490 trade-in vehicle prior to delivery of the newly acquired  
 2491 vehicle.

2492           16. Willful failure to comply with any administrative rule  
 2493 adopted by the department or the provisions of s. 320.131(8).

2494           17. Violation of chapter 319, this chapter, or ss.  
 2495 559.901-559.9221, which has to do with dealing in or repairing  
 2496 motor vehicles or mobile homes. Additionally, in the case of  
 2497 used motor vehicles, the willful violation of the federal law  
 2498 and rule in 15 U.S.C. s. 2304, 16 C.F.R. part 455, pertaining to  
 2499 the consumer sales window form.

2500           18. Failure to maintain evidence of notification to the

2501 owner or coowner of a vehicle regarding registration taxes ~~or~~  
 2502 ~~titling fees~~ owed as required in s. 320.02(17).

2503 19. Failure to register a mobile home salesperson with the  
 2504 department as required by this section.

2505 Section 79. Subsection (2) of section 320.39, Florida  
 2506 Statutes, are amended to read:

2507 320.39 Reciprocal agreements for nonresident exemption.—

2508 (2) The Department of Highway Safety and Motor Vehicles is  
 2509 authorized to continue membership in the International  
 2510 Registration Plan, a reciprocal agreement among the states and  
 2511 the provinces of Canada which provides for proportional payment  
 2512 of license fees and taxes.

2513 Section 80. Subsection (2) of section 320.781, Florida  
 2514 Statutes, is amended to read:

2515 320.781 Mobile Home and Recreational Vehicle Protection  
 2516 Trust Fund.—

2517 (2) ~~Beginning October 1, 1990,~~ The department shall charge  
 2518 and collect an additional tax fee of \$1 for each new mobile home  
 2519 and new recreational vehicle title transaction for which it  
 2520 charges a tax fee. This additional tax fee shall be deposited  
 2521 into the trust fund. The Department of Highway Safety and Motor  
 2522 Vehicles shall charge a fee of \$40 per annual dealer and  
 2523 manufacturer license and license renewal, which shall be  
 2524 deposited into the trust fund. The sums deposited in the trust  
 2525 fund shall be used exclusively for carrying out the purposes of

2526 | this section. These sums may be invested and reinvested by the  
2527 | Chief Financial Officer under the same limitations as apply to  
2528 | investment of other state funds, with all interest from these  
2529 | investments deposited to the credit of the trust fund.

2530 |       Section 81. Subsections (1), (3), and (8) of section  
2531 | 322.051, Florida Statutes, are amended to read:

2532 |       322.051 Identification cards.—

2533 |       (1) Any person who is 5 years of age or older, or any  
2534 | person who has a disability, regardless of age, who applies for  
2535 | a disabled parking permit under s. 320.0848, may be issued an  
2536 | identification card by the department upon completion of an  
2537 | application and payment of an application tax ~~fee~~.

2538 |       (a) The application must include the following information  
2539 | regarding the applicant:

2540 |       1. Full name (first, middle or maiden, and last), gender,  
2541 | proof of social security card number satisfactory to the  
2542 | department, which may include a military identification card,  
2543 | county of residence, mailing address, proof of residential  
2544 | address satisfactory to the department, country of birth, and a  
2545 | brief description.

2546 |       2. Proof of birth date satisfactory to the department.

2547 |       3. Proof of identity satisfactory to the department. Such  
2548 | proof must include one of the following documents issued to the  
2549 | applicant:

2550 |       a. A driver license record or identification card record

2551 from another jurisdiction that required the applicant to submit  
 2552 a document for identification which is substantially similar to  
 2553 a document required under sub-subparagraph b., sub-subparagraph  
 2554 c., sub-subparagraph d., sub-subparagraph e., sub-subparagraph  
 2555 f., sub-subparagraph g., or sub-subparagraph h.;

2556       b. A certified copy of a United States birth certificate;

2557       c. A valid, unexpired United States passport;

2558       d. A naturalization certificate issued by the United  
 2559 States Department of Homeland Security;

2560       e. A valid, unexpired alien registration receipt card  
 2561 (green card);

2562       f. A Consular Report of Birth Abroad provided by the  
 2563 United States Department of State;

2564       g. An unexpired employment authorization card issued by  
 2565 the United States Department of Homeland Security; or

2566       h. Proof of nonimmigrant classification provided by the  
 2567 United States Department of Homeland Security, for an original  
 2568 identification card. In order to prove nonimmigrant  
 2569 classification, an applicant must provide at least one of the  
 2570 following documents. In addition, the department may require  
 2571 applicants to produce United States Department of Homeland  
 2572 Security documents for the sole purpose of establishing the  
 2573 maintenance of, or efforts to maintain, continuous lawful  
 2574 presence:

2575       (I) A notice of hearing from an immigration court

2576 scheduling a hearing on any proceeding.

2577 (II) A notice from the Board of Immigration Appeals  
2578 acknowledging pendency of an appeal.

2579 (III) A notice of the approval of an application for  
2580 adjustment of status issued by the United States Citizenship and  
2581 Immigration Services.

2582 (IV) An official documentation confirming the filing of a  
2583 petition for asylum or refugee status or any other relief issued  
2584 by the United States Citizenship and Immigration Services.

2585 (V) A notice of action transferring any pending matter  
2586 from another jurisdiction to Florida, issued by the United  
2587 States Citizenship and Immigration Services.

2588 (VI) An order of an immigration judge or immigration  
2589 officer granting relief that authorizes the alien to live and  
2590 work in the United States, including, but not limited to,  
2591 asylum.

2592 (VII) Evidence that an application is pending for  
2593 adjustment of status to that of an alien lawfully admitted for  
2594 permanent residence in the United States or conditional  
2595 permanent resident status in the United States, if a visa number  
2596 is available having a current priority date for processing by  
2597 the United States Citizenship and Immigration Services.

2598 (VIII) On or after January 1, 2010, an unexpired foreign  
2599 passport with an unexpired United States Visa affixed,  
2600 accompanied by an approved I-94, documenting the most recent



2601 admittance into the United States.

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2603 An identification card issued based on documents required in  
2604 sub-subparagraph g. or sub-subparagraph h. is valid for a period  
2605 not to exceed the expiration date of the document presented or 1  
2606 year, whichever occurs first.

2607 (b) An application for an identification card must be  
2608 signed and verified by the applicant in a format designated by  
2609 the department before a person authorized to administer oaths  
2610 and payment of the applicable tax ~~fee~~ pursuant to s. 322.21.

2611 (3) If an identification card issued under this section is  
2612 lost, destroyed, or mutilated or a new name is acquired, the  
2613 person to whom it was issued may obtain a duplicate upon  
2614 furnishing satisfactory proof of such fact to the department and  
2615 upon payment of a tax ~~fee~~ as provided in s. 322.21. The tax ~~fee~~  
2616 must include payment for the color photograph or digital image  
2617 of the applicant. Any person who loses an identification card  
2618 and who, after obtaining a duplicate, finds the original card  
2619 shall immediately surrender the original card to the department.  
2620 The same documentary evidence shall be furnished for a duplicate  
2621 as for an original identification card.

2622 (8) (a) The department shall, upon receipt of the required  
2623 tax ~~fee~~, issue to each qualified applicant for an identification  
2624 card a color photographic or digital image identification card  
2625 bearing a fullface photograph or digital image of the

2626 identification cardholder. Notwithstanding chapter 761 or s.  
2627 761.05, the requirement for a fullface photograph or digital  
2628 image of the identification cardholder may not be waived. A  
2629 space shall be provided upon which the identification cardholder  
2630 shall affix his or her usual signature, as required in s.  
2631 322.14, in the presence of an authorized agent of the department  
2632 so as to ensure that such signature becomes a part of the  
2633 identification card.

2634 (b)1. The word "Veteran" must be exhibited on the  
2635 identification card of a veteran upon the presentation of a copy  
2636 of the person's:

2637 a. DD Form 214, issued by the United States Department of  
2638 Defense;

2639 b. Veteran health identification card, issued by the  
2640 United States Department of Veterans Affairs;

2641 c. Veteran identification card, issued by the United  
2642 States Department of Veterans Affairs pursuant to the Veterans  
2643 Identification Card Act of 2015, Pub. L. No. 114-31; or

2644 d. Other acceptable form specified by the Department of  
2645 Veterans' Affairs.

2646 2. Until a veteran's identification card is next renewed,  
2647 the veteran may have the word "Veteran" added to his or her  
2648 identification card upon surrender of his or her current  
2649 identification card and presentation of any of the forms of  
2650 identification specified in subparagraph 1. If the applicant is

2651 not conducting any other transaction affecting the  
2652 identification card, a replacement identification card must be  
2653 issued with the word "Veteran" without payment of the tax ~~fee~~  
2654 required in s. 322.21(1)(f)3.

2655 (c) The international symbol for the deaf and hard of  
2656 hearing shall be exhibited on the identification card of a  
2657 person who is deaf or hard of hearing upon the payment of an  
2658 additional \$1 fee for the identification card and the  
2659 presentation of sufficient proof that the person is deaf or hard  
2660 of hearing as determined by the department. Until a person's  
2661 identification card is next renewed, the person may have the  
2662 symbol added to his or her identification card upon surrender of  
2663 his or her current identification card, payment of a \$2 fee to  
2664 be deposited into the Highway Safety Operating Trust Fund, and  
2665 presentation of sufficient proof that the person is deaf or hard  
2666 of hearing as determined by the department. If the applicant is  
2667 not conducting any other transaction affecting the  
2668 identification card, a replacement identification card may be  
2669 issued with the symbol without payment of the tax ~~fee~~ required  
2670 in s. 322.21(1)(f)3. For purposes of this paragraph, the  
2671 international symbol for the deaf and hard of hearing is  
2672 substantially as follows:



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(d) The department shall include symbols representing the following on an identification card upon the payment of an additional \$1 fee by an applicant who meets the requirements of subsection (1) and presents his or her:

1. Lifetime freshwater fishing license;
2. Lifetime saltwater fishing license;
3. Lifetime hunting license;
4. Lifetime sportsman's license; or
5. Lifetime boater safety identification card.

A person may replace his or her identification card before its expiration date with a card that includes his or her status as a lifetime licensee or boater safety cardholder upon surrender of his or her current identification card, payment of a \$2 fee to be deposited into the Highway Safety Operating Trust Fund, and presentation of the person's lifetime license or card. If the sole purpose of the replacement identification card is the inclusion of the applicant's status as a lifetime licensee or cardholder, the replacement identification card must be issued without payment of the tax ~~fee~~ required in s. 322.21(1)(f)3.

2694 (e)1. Upon request by a person who has a developmental  
 2695 disability, or by a parent or guardian of a child or ward who  
 2696 has a developmental disability, the department shall issue an  
 2697 identification card exhibiting a capital "D" for the person,  
 2698 child, or ward if the person or the parent or guardian of the  
 2699 child or ward submits:

2700 a. Payment of a ~~an additional~~ \$1 fee; and

2701 b. Proof acceptable to the department of a diagnosis by a  
 2702 licensed physician of a developmental disability as defined in  
 2703 s. 393.063.

2704 2. The department shall deposit the ~~additional~~ \$1 fee into  
 2705 the Agency for Persons with Disabilities Operations and  
 2706 Maintenance Trust Fund under s. 20.1971(2).

2707 3. A replacement identification card that includes the  
 2708 designation may be issued without payment of the tax ~~fee~~  
 2709 required under s. 322.21(1)(f).

2710 4. The department shall develop rules to facilitate the  
 2711 issuance, requirements, and oversight of developmental  
 2712 disability identification cards under this section.

2713 Section 82. Subsection (2) of section 322.12, Florida  
 2714 Statutes, is amended to read:

2715 322.12 Examination of applicants.—

2716 (2) The department shall examine every applicant for a  
 2717 driver license, including an applicant who is licensed in  
 2718 another state or country, except as otherwise provided in this

2719 chapter. A person who holds a learner's driver license as  
 2720 provided for in s. 322.1615 is not required to pay a tax ~~fee~~ for  
 2721 successfully completing the examination showing his or her  
 2722 ability to operate a motor vehicle as provided for herein and  
 2723 need not pay the tax ~~fee~~ for a replacement license as provided  
 2724 in s. 322.17(2).

2725 Section 83. Paragraph (c) of subsection (1) of section  
 2726 322.135, Florida Statutes, is amended to read:

2727 322.135 Driver license agents.—

2728 (1) The department shall, upon application, authorize by  
 2729 interagency agreement any or all of the tax collectors who are  
 2730 constitutional officers under s. 1(d), Art. VIII of the State  
 2731 Constitution in the several counties of the state, subject to  
 2732 the requirements of law, in accordance with rules of the  
 2733 department, to serve as its agent for the provision of specified  
 2734 driver license services.

2735 (c) A service fee of \$6.25 must be charged, in addition to  
 2736 the taxes ~~fees~~ set forth in this chapter, for providing all  
 2737 services pursuant to this chapter. The service fee may not be  
 2738 charged:

2739 1. More than once per customer during a single visit to a  
 2740 tax collector's office.

2741 2. For a reexamination requested by the Medical Advisory  
 2742 Board or required pursuant to s. 322.221.

2743 3. For a voter registration transaction.

- 2744 4. In violation of any federal or state law.
- 2745 5. To a veteran receiving any service pursuant to this
- 2746 chapter, upon presentation of a copy of the veteran's:
- 2747 a. DD Form 214, issued by the United States Department of
- 2748 Defense;
- 2749 b. Veteran health identification card, issued by the
- 2750 United States Department of Veterans Affairs;
- 2751 c. Veteran identification card, issued by the United
- 2752 States Department of Veterans Affairs pursuant to the Veterans
- 2753 Identification Card Act of 2015, Pub. L. No. 114-31; or
- 2754 d. Other acceptable form specified by the Department of
- 2755 Veterans' Affairs.

2756 Section 84. Paragraphs (a), (c), (d), and (e) of

2757 subsection (1) of section 322.14, Florida Statutes, are amended

2758 to read:

2759 322.14 Licenses issued to drivers.—

2760 (1)(a) The department shall, upon successful completion of

2761 all required examinations and payment of the required taxes and

2762 fees ~~fee~~, issue to every qualified applicant a driver license

2763 that must bear a color photograph or digital image of the

2764 licensee; the name of the state; a distinguishing number

2765 assigned to the licensee; and the licensee's full name, date of

2766 birth, and residence address; a brief description of the

2767 licensee, including, but not limited to, the licensee's gender

2768 and height; and the dates of issuance and expiration of the

2769 license. A space shall be provided upon which the licensee shall  
2770 affix his or her usual signature. A license is invalid until it  
2771 has been signed by the licensee except that the signature of the  
2772 licensee is not required if it appears thereon in facsimile or  
2773 if the licensee is not present within the state at the time of  
2774 issuance.

2775 (c) The international symbol for the deaf and hard of  
2776 hearing provided in s. 322.051(8)(c) shall be exhibited on the  
2777 driver license of a person who is deaf or hard of hearing upon  
2778 the payment of an additional \$1 fee for the license and the  
2779 presentation of sufficient proof that the person is deaf or hard  
2780 of hearing as determined by the department. Until a person's  
2781 license is next renewed, the person may have the symbol added to  
2782 his or her license upon the surrender of his or her current  
2783 license, payment of a \$2 fee to be deposited into the Highway  
2784 Safety Operating Trust Fund, and presentation of sufficient  
2785 proof that the person is deaf or hard of hearing as determined  
2786 by the department. If the applicant is not conducting any other  
2787 transaction affecting the driver license, a replacement license  
2788 may be issued with the symbol without payment of the tax fee  
2789 required in s. 322.21(1)(e).

2790 (d)1. The word "Veteran" must be exhibited on the driver  
2791 license of a veteran upon the presentation of a copy of the  
2792 person's:

2793 a. DD Form 214, issued by the United States Department of



2794 Defense;

2795       b. Veteran health identification card, issued by the  
2796 United States Department of Veterans Affairs;

2797       c. Veteran identification card, issued by the United  
2798 States Department of Veterans Affairs pursuant to the Veterans  
2799 Identification Card Act of 2015, Pub. L. No. 114-31; or

2800       d. Other acceptable form specified by the Department of  
2801 Veterans' Affairs.

2802       2. Until a veteran's license is next renewed, the veteran  
2803 may have the word "Veteran" added to his or her license upon  
2804 surrender of his or her current license and presentation of any  
2805 of the forms of identification specified in subparagraph 1. If  
2806 the applicant is not conducting any other transaction affecting  
2807 the driver license, a replacement license must be issued with  
2808 the word "Veteran" without payment of the tax ~~fee~~ required in s.  
2809 322.21(1)(e).

2810       (e) The department shall include symbols representing the  
2811 following on a driver license upon the payment of an additional  
2812 \$1 fee by an applicant who meets the requirements of s. 322.08  
2813 and presents his or her:

- 2814       1. Lifetime freshwater fishing license;
- 2815       2. Lifetime saltwater fishing license;
- 2816       3. Lifetime hunting license;
- 2817       4. Lifetime sportsman's license; or
- 2818       5. Lifetime boater safety identification card.

2819  
 2820 A person may replace his or her driver license before its  
 2821 expiration date with a license that includes his or her status  
 2822 as a lifetime licensee or boater safety cardholder upon  
 2823 surrender of his or her current driver license, payment of a \$2  
 2824 fee to be deposited into the Highway Safety Operating Trust  
 2825 Fund, and presentation of the person's lifetime license or  
 2826 identification card. If the sole purpose of the replacement  
 2827 driver license is the inclusion of the applicant's status as a  
 2828 lifetime licensee or cardholder, the replacement driver license  
 2829 must be issued without payment of the tax ~~fee~~ required in s.  
 2830 322.21(1)(e).

2831 Section 85. Subsections (1) and (2) of section 322.142,  
 2832 Florida Statutes, are amended to read:

2833 322.142 Color photographic or digital imaged licenses.—

2834 (1) The department shall, upon receipt of the required  
 2835 taxes and fees ~~fee~~, issue to each qualified applicant for a  
 2836 driver license a color photographic or digital imaged driver  
 2837 license bearing a fullface photograph or digital image of the  
 2838 licensee. Notwithstanding chapter 761 or s. 761.05, the  
 2839 requirement for a fullface photograph or digital image of the  
 2840 licensee may not be waived. A space shall be provided upon which  
 2841 the licensee shall affix his or her usual signature, as required  
 2842 in s. 322.14, in the presence of an authorized agent of the  
 2843 department so as to ensure that such signature becomes a part of

2844 the license.

2845 (2) The department shall, upon receipt of the required  
 2846 taxes and fees ~~fee~~, issue to each qualified licensee applying  
 2847 for a renewal license in accordance with s. 322.18 a color  
 2848 photographic or digital imaged license as provided for in  
 2849 subsection (1).

2850 Section 86. Paragraph (a) of subsection (1) and subsection  
 2851 (2) of section 322.17, Florida Statutes, are amended to read:

2852 322.17 Replacement licenses and permits.—

2853 (1)(a) In the event that an instruction permit or driver  
 2854 license issued under the provisions of this chapter is lost or  
 2855 destroyed, the person to whom the same was issued may, upon  
 2856 payment of the appropriate taxes ~~fee~~ pursuant to s. 322.21,  
 2857 obtain a replacement upon furnishing proof satisfactory to the  
 2858 department that such permit or license has been lost or  
 2859 destroyed, and further furnishing the full name, date of birth,  
 2860 sex, residence and mailing address, proof of birth satisfactory  
 2861 to the department, and proof of identity satisfactory to the  
 2862 department.

2863 (2) Upon the surrender of the original license and the  
 2864 payment of the appropriate taxes ~~fees~~ pursuant to s. 322.21, the  
 2865 department shall issue a replacement license to make a change in  
 2866 name, address, or restrictions.

2867 Section 87. Paragraph (a) of subsection (4), and  
 2868 paragraphs (a) and (b) of subsection (8) of section 322.18,

2869 Florida Statutes, are amended to read:

2870       322.18 Original applications, licenses, and renewals;  
2871 expiration of licenses; delinquent licenses.—

2872       (4) (a) Except as otherwise provided in this chapter, all  
2873 licenses shall be renewable every 8 years and shall be issued or  
2874 renewed upon application, payment of the taxes ~~fees~~ required by  
2875 s. 322.21, and successful passage of any required examination,  
2876 unless the department has reason to believe that the licensee is  
2877 no longer qualified to receive a license.

2878       (8) The department shall issue 8-year renewals using a  
2879 convenience service without reexamination to drivers who have  
2880 not attained 80 years of age. The department shall issue 6-year  
2881 renewals using a convenience service when the applicant has  
2882 satisfied the requirements of subsection (5).

2883       (a) If the department determines from its records that the  
2884 holder of a license about to expire is eligible for renewal, the  
2885 department shall mail a renewal notice to the licensee at his or  
2886 her last known address, not less than 30 days prior to the  
2887 licensee's birthday. The renewal notice shall direct the  
2888 licensee to appear at a driver license office for in-person  
2889 renewal or to transmit the completed renewal notice and the  
2890 taxes ~~fees~~ required by s. 322.21 to the department using a  
2891 convenience service.

2892       (b) Upon receipt of a properly completed renewal notice,  
2893 payment of the required taxes and fees, and upon determining

2894 that the licensee is still eligible for renewal, the department  
2895 shall send a new license to the licensee as evidence that the  
2896 license term has been extended.

2897 Section 88. Subsections (1), (4), (5), (7), and (8) of  
2898 section 322.21, Florida Statutes, are amended to read:

2899 322.21 License taxes ~~fees~~; procedure for handling and  
2900 collecting taxes and fees ~~fees~~.-

2901 (1) Except as otherwise provided herein, the tax ~~fee~~ for:

2902 (a) An original or renewal commercial driver license is  
2903 \$75, which shall include the tax ~~fee~~ for driver education  
2904 provided by s. 1003.48. However, if an applicant has completed  
2905 training and is applying for employment or is currently employed  
2906 in a public or nonpublic school system that requires the  
2907 commercial license, the tax ~~fee~~ is the same as for a Class E  
2908 driver license. A delinquent fee of \$15 shall be added for a  
2909 renewal within 12 months after the license expiration date.

2910 (b) An original Class E driver license is \$48, which  
2911 includes the tax ~~fee~~ for driver education provided by s.  
2912 1003.48. However, if an applicant has completed training and is  
2913 applying for employment or is currently employed in a public or  
2914 nonpublic school system that requires a commercial driver  
2915 license, the tax ~~fee~~ is the same as for a Class E license.

2916 (c) The renewal or extension of a Class E driver license  
2917 or of a license restricted to motorcycle use only is \$48, except  
2918 that a delinquent fee of \$15 shall be added for a renewal or

2919 extension made within 12 months after the license expiration  
 2920 date. The tax ~~fee~~ provided in this paragraph includes the tax  
 2921 ~~fee~~ for driver education provided by s. 1003.48.

2922 (d) An original driver license restricted to motorcycle  
 2923 use only is \$48, which includes the tax ~~fee~~ for driver education  
 2924 provided by s. 1003.48.

2925 (e) A replacement driver license issued pursuant to s.  
 2926 322.17 is \$25. Of this amount \$7 shall be deposited into the  
 2927 Highway Safety Operating Trust Fund and \$18 shall be deposited  
 2928 into the General Revenue Fund. Beginning July 1, 2015, or upon  
 2929 completion of the transition of driver license issuance  
 2930 services, if the replacement driver license is issued by the tax  
 2931 collector, the tax collector shall retain the \$7 that would  
 2932 otherwise be deposited into the Highway Safety Operating Trust  
 2933 Fund and the remaining revenues shall be deposited into the  
 2934 General Revenue Fund.

2935 (f) An original, renewal, or replacement identification  
 2936 card issued pursuant to s. 322.051 is \$25, except that an  
 2937 applicant who presents evidence satisfactory to the department  
 2938 that he or she is homeless as defined in s. 414.0252(7); his or  
 2939 her annual income is at or below 100 percent of the federal  
 2940 poverty level; or he or she is a juvenile offender who is in the  
 2941 custody or under the supervision of the Department of Juvenile  
 2942 Justice, is receiving services pursuant to s. 985.461, and whose  
 2943 identification card is issued by the department's mobile issuing

2944 units is exempt from such tax ~~fee~~. Funds collected from taxes  
2945 ~~fees~~ for original, renewal, or replacement identification cards  
2946 shall be distributed as follows:

2947 1. For an original identification card issued pursuant to  
2948 s. 322.051, the tax ~~fee~~ shall be deposited into the General  
2949 Revenue Fund.

2950 2. For a renewal identification card issued pursuant to s.  
2951 322.051, \$6 shall be deposited into the Highway Safety Operating  
2952 Trust Fund, and \$19 shall be deposited into the General Revenue  
2953 Fund.

2954 3. For a replacement identification card issued pursuant  
2955 to s. 322.051, \$9 shall be deposited into the Highway Safety  
2956 Operating Trust Fund, and \$16 shall be deposited into the  
2957 General Revenue Fund. Beginning July 1, 2015, or upon completion  
2958 of the transition of the driver license issuance services, if  
2959 the replacement identification card is issued by the tax  
2960 collector, the tax collector shall retain the \$9 that would  
2961 otherwise be deposited into the Highway Safety Operating Trust  
2962 Fund and the remaining revenues shall be deposited into the  
2963 General Revenue Fund.

2964 (g) Each endorsement required by s. 322.57 is \$7.

2965 (h) A hazardous-materials endorsement, as required by s.  
2966 322.57(1)(e), shall be set by the department by rule and must  
2967 reflect the cost of the required criminal history check,  
2968 including the cost of the state and federal fingerprint check,

2969 and the cost to the department of providing and issuing the  
2970 license. The tax ~~fee~~ shall not exceed \$100. This tax ~~fee~~ shall  
2971 be deposited in the Highway Safety Operating Trust Fund. The  
2972 department may adopt rules to administer this section.

2973 (4) If the department determines from its records or is  
2974 otherwise satisfied that the holder of a license about to expire  
2975 is entitled to have it renewed, the department shall mail a  
2976 renewal notice to the licensee at his or her last known address,  
2977 within 30 days before the licensee's birthday. The licensee  
2978 shall be issued a renewal license, after reexamination, if  
2979 required, during the 30 days immediately preceding his or her  
2980 birthday upon presenting a renewal notice, his or her current  
2981 license, and the tax ~~fee~~ for renewal to the department at any  
2982 driver license examining office.

2983 (5) The department shall collect and transmit all taxes  
2984 ~~fees~~ received by it under this section to the Chief Financial  
2985 Officer to be deposited into the General Revenue Fund, and  
2986 sufficient funds for the necessary expenses of the department  
2987 shall be included in the appropriations act. The taxes ~~fees~~  
2988 shall be used for the maintenance and operation of the  
2989 department.

2990 (7) Any veteran honorably discharged from the Armed Forces  
2991 who has been issued a valid identification card by the  
2992 Department of Veterans' Affairs in accordance with s. 295.17,  
2993 has been determined by the United States Department of Veterans



2994 Affairs or its predecessor to have a 100-percent total and  
2995 permanent service-connected disability rating for compensation,  
2996 or has been determined to have a service-connected total and  
2997 permanent disability rating of 100 percent, is in receipt of  
2998 disability retirement pay from any branch of the United States  
2999 Armed Services, and who is qualified to obtain a driver license  
3000 under this chapter is exempt from all taxes ~~fees~~ required by  
3001 this section.

3002 (8) A person who applies for reinstatement following the  
3003 suspension or revocation of the person's driver license must pay  
3004 a service tax ~~fee~~ of \$45 following a suspension, and \$75  
3005 following a revocation, which is in addition to the tax ~~fee~~ for  
3006 a license. A person who applies for reinstatement of a  
3007 commercial driver license following the disqualification of the  
3008 person's privilege to operate a commercial motor vehicle shall  
3009 pay a service tax ~~fee~~ of \$75, which is in addition to the tax  
3010 ~~fee~~ for a license. The department shall collect all of these  
3011 taxes ~~fees~~ at the time of reinstatement. The department shall  
3012 issue proper receipts for such taxes ~~fees~~ and shall promptly  
3013 transmit all funds received by it as follows:

3014 (a) Of the \$45 tax ~~fee~~ received from a licensee for  
3015 reinstatement following a suspension:

3016 1. If the reinstatement is processed by the department,  
3017 the department shall deposit \$15 in the General Revenue Fund and  
3018 \$30 in the Highway Safety Operating Trust Fund.

3019           2. If the reinstatement is processed by the tax collector,  
 3020 \$15, less the general revenue service charge set forth in s.  
 3021 215.20(1), shall be retained by the tax collector, \$15 shall be  
 3022 deposited into the Highway Safety Operating Trust Fund, and \$15  
 3023 shall be deposited into the General Revenue Fund.

3024           (b) Of the \$75 tax ~~fee~~ received from a licensee for  
 3025 reinstatement following a revocation or disqualification:

3026           1. If the reinstatement is processed by the department,  
 3027 the department shall deposit \$35 in the General Revenue Fund and  
 3028 \$40 in the Highway Safety Operating Trust Fund.

3029           2. If the reinstatement is processed by the tax collector,  
 3030 \$20, less the general revenue service charge set forth in s.  
 3031 215.20(1), shall be retained by the tax collector, \$20 shall be  
 3032 deposited into the Highway Safety Operating Trust Fund, and \$35  
 3033 shall be deposited into the General Revenue Fund.

3034  
 3035 If the revocation or suspension of the driver license was for a  
 3036 violation of s. 316.193, or for refusal to submit to a lawful  
 3037 breath, blood, or urine test, an additional tax ~~fee~~ of \$130 must  
 3038 be charged. However, only one \$130 tax ~~fee~~ may be collected from  
 3039 one person convicted of violations arising out of the same  
 3040 incident. The department shall collect the \$130 tax ~~fee~~ and  
 3041 deposit the tax ~~fee~~ into the Highway Safety Operating Trust Fund  
 3042 at the time of reinstatement of the person's driver license, but  
 3043 the tax ~~fee~~ may not be collected if the suspension or revocation

3044 is overturned. If the revocation or suspension of the driver  
3045 license was for a conviction for a violation of s. 817.234(8) or  
3046 (9) or s. 817.505, an additional tax ~~fee~~ of \$180 is imposed for  
3047 each offense. The department shall collect and deposit the  
3048 additional tax ~~fee~~ into the Highway Safety Operating Trust Fund  
3049 at the time of reinstatement of the person's driver license.

3050 Section 89. Subsection (1) of section 322.22, Florida  
3051 Statutes, is amended to read:

3052 322.22 Authority of department to cancel or refuse to  
3053 issue or renew license.—

3054 (1) The department may cancel or withhold issuance or  
3055 renewal of any driver license, upon determining that the  
3056 licensee was not entitled to the issuance thereof, or that the  
3057 licensee failed to give the required or correct information in  
3058 his or her application or committed any fraud in making such  
3059 application, or that the licensee has two or more licenses on  
3060 file with the department, each in a different name but bearing  
3061 the photograph of the licensee, unless the licensee has complied  
3062 with the requirements of this chapter in obtaining the licenses.  
3063 The department may cancel or withhold issuance or renewal of any  
3064 driver license, identification card, vehicle or vessel  
3065 registration, or fuel-use decal if the licensee fails to pay the  
3066 correct taxes and fees ~~fee~~ or pays for any driver license,  
3067 identification card, vehicle or vessel registration, or fuel-use  
3068 decal; pays any tax liability, penalty, or interest specified in

3069 chapter 207; or pays any administrative, delinquency, or  
3070 reinstatement tax fee by a dishonored check.

3071 Section 90. Subsection (4) and paragraph (a) of subsection  
3072 (7) of section 322.251, Florida Statutes, are amended to read:

3073 322.251 Notice of cancellation, suspension, revocation, or  
3074 disqualification of license.—

3075 (4) A person whose privilege to operate a commercial motor  
3076 vehicle is temporarily disqualified may, upon surrendering his  
3077 or her commercial driver license, be issued a Class E driver  
3078 license, valid for the length of his or her unexpired commercial  
3079 driver license, at no cost. Such person may, upon the completion  
3080 of his or her disqualification, be issued a commercial driver  
3081 license, of the type disqualified, for the remainder of his or  
3082 her unexpired license period. Any such person shall pay the  
3083 reinstatement tax fee provided in s. 322.21 before being issued  
3084 a commercial driver license.

3085 (7) (a) A person whose driving privilege is suspended or  
3086 revoked pursuant to s. 832.09 shall be notified, pursuant to  
3087 this section, and the notification shall direct the person to  
3088 surrender himself or herself to the sheriff who entered the  
3089 warrant to satisfy the conditions of the warrant. A person whose  
3090 driving privilege is suspended or revoked under this subsection  
3091 shall not have his or her driving privilege reinstated for any  
3092 reason other than:

3093 1. Full payment of any restitution, court costs, and fees

3094 incurred as a result of a warrant or capias being issued  
 3095 pursuant to s. 832.09;

3096 2. The cancellation of the warrant or capias from the  
 3097 Department of Law Enforcement recorded by the entering agency;  
 3098 and

3099 3. The payment of an additional tax ~~fee~~ of \$10 to the  
 3100 Department of Highway Safety and Motor Vehicles to be paid into  
 3101 the Highway Safety Operating Trust Fund; or

3102 4. The department has modified the suspension or  
 3103 revocation of the license pursuant to s. 322.271 restoring the  
 3104 driving privilege solely for business or employment purposes.

3105 Section 91. Subsection (2) of section 322.29, Florida  
 3106 Statutes, is amended to read:

3107 322.29 Surrender and return of license.—

3108 (2) Notwithstanding subsection (1), an examination is not  
 3109 required for the return of a license suspended under s. 318.15  
 3110 or s. 322.245 unless an examination is otherwise required by  
 3111 this chapter. A person applying for the return of a license  
 3112 suspended under s. 318.15 or s. 322.245 must present to the  
 3113 department certification from the court that he or she has  
 3114 complied with all obligations and penalties imposed pursuant to  
 3115 s. 318.15 or, in the case of a suspension pursuant to s.  
 3116 322.245, that he or she has complied with all directives of the  
 3117 court and the requirements of s. 322.245 and shall pay to the  
 3118 department a nonrefundable service tax ~~fee~~ of \$60, of which

3119 | \$37.50 shall be deposited into the General Revenue Fund and  
3120 | \$22.50 shall be deposited into the Highway Safety Operating  
3121 | Trust Fund. If reinstated by the clerk of the court or tax  
3122 | collector, \$37.50 shall be retained and \$22.50 shall be remitted  
3123 | to the Department of Revenue for deposit into the Highway Safety  
3124 | Operating Trust Fund. However, the service tax ~~fee~~ is not  
3125 | required if the person is required to pay a \$45 tax ~~fee~~ or \$75  
3126 | tax ~~fee~~ under s. 322.21(8).

3127 |       Section 92. Paragraph (d) of subsection (4) of section  
3128 | 376.307, Florida Statutes, is amended to read:

3129 |       376.307 Water Quality Assurance Trust Fund.—

3130 |       (4) The trust fund shall be funded as follows:

3131 |       (d) The surtax ~~fee~~ on the retail sale of lead-acid  
3132 | batteries credited to the Water Quality Assurance Trust Fund  
3133 | under s. 403.7185.

3134 |       Section 93. Paragraph (a) of subsection (2) of section  
3135 | 395.003, Florida Statutes, is amended to read:

3136 |       395.003 Licensure; denial, suspension, and revocation.—

3137 |       (2)(a) In addition to the requirements in part II of  
3138 | chapter 408, the agency shall, at the request of a licensee,  
3139 | issue a single license to a licensee for facilities located on  
3140 | separate premises. Such a license shall specifically state the  
3141 | location of the facilities, the services, and the licensed beds  
3142 | available on each separate premises. If a licensee requests a  
3143 | single license, the licensee shall designate which facility or

3144 office is responsible for receipt of information, payment of  
3145 taxes and fees, service of process, and all other activities  
3146 necessary for the agency to carry out the provisions of this  
3147 part.

3148 Section 94. Subsections (2) through (5) of section  
3149 395.701, Florida Statutes, are amended to read:

3150 395.701 Annual taxes ~~assessments~~ on net operating revenues  
3151 for inpatient and outpatient services to fund public medical  
3152 assistance; administrative fines for failure to pay taxes  
3153 ~~assessments~~ when due; exemption.—

3154 (2) (a) There is imposed upon each hospital a tax ~~an~~  
3155 ~~assessment~~ in an amount equal to 1.5 percent of the annual net  
3156 operating revenue for inpatient services for each hospital, such  
3157 revenue to be determined by the agency, based on the actual  
3158 experience of the hospital as reported to the agency. Within 6  
3159 months after the end of each hospital fiscal year, the agency  
3160 shall certify the amount of the tax ~~assessment~~ for each  
3161 hospital. The tax ~~assessment~~ shall be payable to and collected  
3162 by the agency in equal quarterly amounts, on or before the first  
3163 day of each calendar quarter, beginning with the first full  
3164 calendar quarter that occurs after the agency certifies the  
3165 amount of the tax ~~assessment~~ for each hospital. All moneys  
3166 collected pursuant to this subsection shall be deposited into  
3167 the Public Medical Assistance Trust Fund.

3168 (b) There is imposed upon each hospital a tax ~~an~~

3169 ~~assessment~~ in an amount equal to 1 percent of the annual net  
3170 operating revenue for outpatient services for each hospital,  
3171 such revenue to be determined by the agency, based on the actual  
3172 experience of the hospital as reported to the agency. While  
3173 prior year report worksheets may be reconciled to the hospital's  
3174 audited financial statements, no additional audited financial  
3175 components may be required for the purposes of determining the  
3176 amount of the tax ~~assessment~~ imposed pursuant to this section  
3177 other than those in effect on July 1, 2000. Within 6 months  
3178 after the end of each hospital fiscal year, the agency shall  
3179 certify the amount of the tax ~~assessment~~ for each hospital. The  
3180 tax ~~assessment~~ shall be payable to and collected by the agency  
3181 in equal quarterly amounts, on or before the first day of each  
3182 calendar quarter, beginning with the first full calendar quarter  
3183 that occurs after the agency certifies the amount of the tax  
3184 ~~assessment~~ for each hospital. All moneys collected pursuant to  
3185 this subsection shall be deposited into the Public Medical  
3186 Assistance Trust Fund.

3187 (3) The agency shall impose an administrative fine, not to  
3188 exceed \$500 per day, for failure of any hospital to pay its tax  
3189 ~~assessment~~ by the first day of the calendar quarter on which it  
3190 is due. The failure of a hospital to pay its tax ~~assessment~~  
3191 within 30 days after the tax ~~assessment~~ is due is ground for the  
3192 agency to impose an administrative fine not to exceed \$5,000 per  
3193 day.



3194 (4) The purchaser, successor, or assignee of a facility  
3195 subject to the agency's jurisdiction shall assume full liability  
3196 for any taxes imposed under this section, assessments, fines, or  
3197 penalties of the facility or its employees, regardless of when  
3198 identified. Such taxes imposed under this section, assessments,  
3199 fines, or penalties shall be paid by the employee, owner, or  
3200 licensee who incurred them, within 15 days of the sale,  
3201 transfer, or assignment. However, the purchaser, successor, or  
3202 assignee of the facility may withhold such taxes imposed under  
3203 this section, assessments, fines, or penalties from purchase  
3204 moneys or payment due to the seller, transferor, or employee,  
3205 and shall make such payment on behalf of the seller, transferor,  
3206 or employee. Any employer, purchaser, successor, or assignee who  
3207 fails to withhold sufficient funds to pay assessments, fines, or  
3208 penalties arising under the provisions of chapter 408 shall make  
3209 such payments within 15 days of the date of the transfer,  
3210 purchase, or assignment. Failure by the transferee to make  
3211 payments as provided in this subsection shall subject such  
3212 transferee to the penalties and assessments provided in chapter  
3213 408. Further, in the event of sale, transfer, or assignment of  
3214 any facility under the agency's jurisdiction, future taxes  
3215 ~~assessments~~ shall be based upon the most recently available  
3216 prior year report or audited actual experience for the facility.  
3217 It shall be the responsibility of the new owner or licensee to  
3218 require the production of the audited financial data for the

3219 | period of operation of the prior owner. If the transferee fails  
 3220 | to obtain current audited financial data from the previous owner  
 3221 | or licensee, the new owner shall be assessed based upon the most  
 3222 | recent year of operation for which 12 months of audited actual  
 3223 | experience are available or upon a reasonable estimate of 12  
 3224 | months of full operation as calculated by the agency.

3225 |         (5) A statutory teaching hospital that had 100,000 or more  
 3226 | Medicaid covered days during the most recent fiscal year may  
 3227 | elect to have its tax ~~assessment~~ imposed pursuant to subsection  
 3228 | (2) deducted from any Medicaid disproportionate share payment  
 3229 | due to such hospital for the quarter ending 6 months after the  
 3230 | tax ~~assessment~~ due date. If the tax ~~assessment~~ is greater than  
 3231 | the disproportionate share payment, or if no disproportionate  
 3232 | share payment is due the hospital, the difference, or full  
 3233 | amount of the tax ~~assessment~~ in cases in which no payment is  
 3234 | due, shall be paid on or before the date the disproportionate  
 3235 | share payment is made or would have been made.

3236 |         Section 95. Section 395.7015, Florida Statutes, is  
 3237 | repealed.

3238 |         Section 96. Section 403.718, Florida Statutes, is amended  
 3239 | to read:

3240 |             403.718 Waste tire surtaxes ~~fees~~.—

3241 |             (1) For the privilege of engaging in business, a surtax  
 3242 | ~~fee~~ for each new motor vehicle tire sold at retail, including  
 3243 | those sold to any governmental entity, is imposed on any person

3244 engaging in the business of making retail sales of new motor  
3245 vehicle tires within this state. The surtax ~~fee~~ imposed under  
3246 this section shall be stated separately on the invoice to the  
3247 purchaser. Such surtax ~~fee~~ shall be imposed at the rate of \$1  
3248 for each new tire sold. The surtax ~~fee~~ imposed shall be paid to  
3249 the Department of Revenue on or before the 20th day of the month  
3250 following the month in which the sale occurs. For purposes of  
3251 this section, a motor vehicle tire sold at retail includes such  
3252 tires when sold as a component part of a motor vehicle. The  
3253 terms "sold at retail" and "retail sales" do not include the  
3254 sale of new motor vehicle tires to a person solely for the  
3255 purpose of resale provided the subsequent retail sale in this  
3256 state is subject to the surtax ~~fee~~. This surtax ~~fee~~ does not  
3257 apply to recapped tires. Such surtax ~~fee~~ shall be subject to all  
3258 applicable taxes imposed in chapter 212.

3259 (2) The surtax ~~fee~~ imposed by this section shall be  
3260 reported to the Department of Revenue. The payment shall be  
3261 accompanied by such form as the Department of Revenue may  
3262 prescribe. The proceeds of the waste tire surtax ~~fee~~, less  
3263 administrative costs, shall be transferred by the Department of  
3264 Revenue into the Solid Waste Management Trust Fund. For the  
3265 purposes of this section, "proceeds" of the surtax ~~fee~~ means all  
3266 funds collected and received by the department hereunder,  
3267 including interest and penalties on delinquent surtaxes ~~fees~~.  
3268 The amount deducted for the costs of administration must not

3269 | exceed 3 percent of the total revenues collected hereunder and  
 3270 | may include only those costs reasonably attributable to the  
 3271 | surtax ~~fee~~.

3272 |         (3) (a) The Department of Revenue shall administer,  
 3273 | collect, and enforce the surtax ~~fee~~ authorized under this  
 3274 | section pursuant to the same procedures used in the  
 3275 | administration, collection, and enforcement of the general state  
 3276 | sales tax imposed under chapter 212, except as provided in this  
 3277 | section. The provisions of this section regarding the authority  
 3278 | to audit and make assessments, keeping of books and records, and  
 3279 | interest and penalties on delinquent surtaxes ~~fees~~ apply. The  
 3280 | surtax ~~fee~~ shall not be included in the computation of estimated  
 3281 | taxes pursuant to s. 212.11 nor shall the dealer's credit for  
 3282 | collecting taxes or fees in s. 212.12 apply to this surtax ~~fee~~.

3283 |         (b) The Department of Revenue is authorized to employ  
 3284 | persons and incur other expenses for which funds are  
 3285 | appropriated by the Legislature. The department is empowered to  
 3286 | adopt such rules and shall prescribe and publish such forms as  
 3287 | are necessary to effectuate the purposes of this section. The  
 3288 | department is authorized to establish audit procedures and to  
 3289 | assess delinquent taxes ~~fees~~.

3290 |         Section 97. Section 403.7185, Florida Statutes, is amended  
 3291 | to read:

3292 |             403.7185 Lead-acid battery surtaxes ~~fees~~.-

3293 |         (1) For the privilege of engaging in business, a surtax

3294 ~~fee~~ for each new or remanufactured lead-acid battery sold at  
3295 retail, including those sold to any governmental entity, is  
3296 imposed on any person engaging in the business of making retail  
3297 sales of lead-acid batteries within this state. Such surtax ~~fee~~  
3298 shall be imposed at the rate of \$1.50 for each new or  
3299 remanufactured lead-acid battery sold. However, the surtax ~~fee~~  
3300 shall not be imposed on any battery which has previously been  
3301 taxed pursuant to s. 206.9935(2), provided the person claiming  
3302 exemption from the tax can document payment of such tax. The  
3303 surtax ~~fee~~ imposed shall be paid to the Department of Revenue on  
3304 or before the 20th day of the month following the calendar month  
3305 in which the sale occurs. The department may authorize a  
3306 quarterly return under the conditions described in s.  
3307 212.11(1)(c). A dealer selling motor vehicles, vessels, or  
3308 aircraft at retail can purchase lead-acid batteries exempt as a  
3309 sale for resale by presenting a sales tax resale certificate.  
3310 However, if a dealer thereafter withdraws any such battery from  
3311 inventory to put into a new or used motor vehicle, vessel, or  
3312 aircraft for sale, to use on her or his own motor vehicle,  
3313 vessel, or aircraft, to give away, or any purpose other than for  
3314 resale, the dealer will owe the surtax ~~fee~~ at the time the  
3315 battery is withdrawn from inventory. If the dealer sells the  
3316 battery at retail, that sale will be subject to the surtax ~~fee~~.  
3317 If the dealer sells it to a purchaser who presents her or him a  
3318 sales tax resale certificate, the dealer will owe no surtax ~~fee~~.

3319 The terms "sold at retail" and "retail sales" do not include the  
3320 sale of lead-acid batteries to a person solely for the purpose  
3321 of resale; however, a subsequent retail sale of a new or  
3322 remanufactured battery in this state is subject to the surtax  
3323 ~~fee~~ one time. Such surtax ~~fee~~ shall be subject to all applicable  
3324 taxes imposed in chapter 212. The provisions of s. 212.07(4)  
3325 shall not apply to the provisions of this section. When a sale  
3326 of a lead-acid battery, upon which the surtax ~~fee~~ has been paid,  
3327 is canceled or the battery is returned to the seller, and the  
3328 sale price, taxes, and surtaxes ~~fees~~ are refunded in full to the  
3329 purchaser, the seller may take credit for the surtax ~~fee~~  
3330 previously paid. If, instead of refunding the purchase price of  
3331 the battery, the customer is given a new or remanufactured  
3332 battery in exchange for the returned battery, the dealer cannot  
3333 take credit for the surtax ~~fee~~ on the returned battery, but no  
3334 surtax ~~fee~~ is due on the new or remanufactured battery that is  
3335 given in exchange. However, no credit shall be taken by the  
3336 dealer for returns resulting in partial refunds or partial  
3337 credits on purchase of replacement batteries.

3338 (2) The surtax ~~fee~~ imposed by this section shall be  
3339 reported to the Department of Revenue. The payment shall be  
3340 accompanied by such form as the Department of Revenue may  
3341 prescribe. The proceeds of the lead-acid battery surtax ~~fee~~,  
3342 less administrative costs, shall be transferred by the  
3343 Department of Revenue into the Water Quality Assurance Trust

3344 Fund. For the purposes of this section, "proceeds" of the surtax  
3345 ~~fee~~ shall mean all funds collected and received by the  
3346 department hereunder, including interest and penalties on  
3347 delinquent surtaxes ~~fees~~. The amount deducted for the costs of  
3348 administration shall not exceed 3 percent of the total revenues  
3349 collected hereunder and shall be only those costs reasonably  
3350 attributable to the surtax ~~fee~~.

3351 (3) (a) The Department of Revenue shall administer,  
3352 collect, and enforce the surtax ~~fee~~ authorized under this  
3353 section pursuant to the same procedures used in the  
3354 administration, collection, and enforcement of the general state  
3355 sales tax imposed under chapter 212, except as provided in this  
3356 section. The provisions of chapter 212 regarding the authority  
3357 to audit and make assessments, keeping of books and records, and  
3358 interest and penalties on delinquent surtaxes ~~fees~~ shall apply.  
3359 The surtax ~~fee~~ shall not be included in the computation of  
3360 estimated taxes pursuant to s. 212.11, nor shall the dealer's  
3361 credit for collecting taxes or fees in s. 212.12 or the  
3362 exemptions in chapter 212 apply to this surtax ~~fee~~.

3363 (b) The Department of Revenue is authorized to employ  
3364 persons and incur other expenses for which funds are  
3365 appropriated by the Legislature. The department is empowered to  
3366 adopt such rules and shall prescribe and publish such forms as  
3367 may be necessary to effectuate the purposes of this section. The  
3368 department is authorized to establish audit procedures and to

3369 assess delinquent surtaxes ~~fees~~.

3370 Section 98. Subsection (19) of section 408.07, Florida  
3371 Statutes, is amended to read:

3372 408.07 Definitions.—As used in this chapter, with the  
3373 exception of ss. 408.031-408.045, the term:

3374 (19) "Freestanding" means that a health facility bills and  
3375 receives revenue which is not directly subject to the hospital  
3376 tax assessment for the Public Medical Assistance Trust Fund as  
3377 described in s. 395.701.

3378 Section 99. Subsection (1) of section 427.0159, Florida  
3379 Statutes, are amended to read:

3380 427.0159 Transportation Disadvantaged Trust Fund.—

3381 (1) There is established in the State Treasury the  
3382 Transportation Disadvantaged Trust Fund to be administered by  
3383 the Commission for the Transportation Disadvantaged. All taxes  
3384 ~~fees~~ collected for the transportation disadvantaged program  
3385 under s. 320.03(9) shall be deposited in the trust fund.

3386 Section 100. Subsection (4) of section 605.0113, Florida  
3387 Statutes, is amended to read:

3388 605.0113 Registered agent.—

3389 (4) The department shall maintain an accurate record of  
3390 the registered agent and registered office for service of  
3391 process and shall promptly furnish information disclosed thereby  
3392 upon request and payment of the required tax fee.

3393 Section 101. Subsection (3) of section 605.0118, Florida



3394 Statutes, is amended to read:

3395 605.0118 Delivery of record.—

3396 (3) If a check is mailed to the department for payment of  
 3397 an annual report tax ~~fee~~ or the annual tax ~~fee~~ required under s.  
 3398 607.193, the check shall be deemed to have been received by the  
 3399 department as of the postmark date appearing on the envelope or  
 3400 package transmitting the check if the envelope or package is  
 3401 received by the department.

3402 Section 102. Subsection (1) of section 605.0206, Florida  
 3403 Statutes, is amended to read:

3404 605.0206 Filing requirements.—

3405 (1) A record authorized or required to be delivered to the  
 3406 department for filing under this chapter must be captioned to  
 3407 describe the record's purpose, be in a medium authorized by the  
 3408 department, and be delivered to the department. If all filing  
 3409 taxes ~~fees~~ are paid, the department shall file the record unless  
 3410 the department determines that the record does not comply with  
 3411 the filing requirements.

3412 Section 103. Subsection (5) of section 605.0209, Florida  
 3413 Statutes, is amended to read:

3414 605.0209 Correcting filed record.—

3415 (5) A statement of correction that is filed to correct  
 3416 false, misleading, or fraudulent information is not subject to a  
 3417 tax or fee of the department if the statement of correction is  
 3418 delivered to the department within 15 days after the

3419 notification of filing sent pursuant to s. 605.0210.

3420 Section 104. Subsections (1) and (2) of section 605.0211,  
3421 Florida Statutes, are amended to read:

3422 605.0211 Certificate of status.—

3423 (1) The department, upon request and payment of the  
3424 requisite tax ~~fee~~, shall issue a certificate of status for a  
3425 limited liability company if the records filed in the department  
3426 show that the department has accepted and filed the company's  
3427 articles of organization. A certificate of status must state the  
3428 following:

3429 (a) The company's name.

3430 (b) That the company was organized under the laws of this  
3431 state and the date of organization.

3432 (c) Whether all taxes and fees due to the department under  
3433 this chapter have been paid.

3434 (d) If the company's most recent annual report required  
3435 under s. 605.0212 has not been filed by the department.

3436 (e) If the department has administratively dissolved the  
3437 company or received a record notifying the department that the  
3438 company has been dissolved by judicial action pursuant to s.  
3439 605.0705.

3440 (f) If the department has filed articles of dissolution  
3441 for the company.

3442 (g) If the department has accepted and filed a statement  
3443 of termination.

3444 (2) The department, upon request and payment of the  
3445 requisite tax ~~fee~~, shall furnish a certificate of status for a  
3446 foreign limited liability company if the records filed show that  
3447 the department has filed a certificate of authority. A  
3448 certificate of status for a foreign limited liability company  
3449 must state the following:

3450 (a) The foreign limited liability company's name and a  
3451 current alternate name adopted under s. 605.0906(1) for use in  
3452 this state.

3453 (b) That the foreign limited liability company is  
3454 authorized to transact business in this state.

3455 (c) Whether all taxes, fees, and penalties due to the  
3456 department under this chapter or other law have been paid.

3457 (d) If the foreign limited liability company's most recent  
3458 annual report required under s. 605.0212 has not been filed by  
3459 the department.

3460 (e) If the department has:

3461 1. Revoked the foreign limited liability company's  
3462 certificate of authority; or

3463 2. Filed a notice of withdrawal of certificate of  
3464 authority.

3465 Section 105. Subsection (6) of section 605.0212, Florida  
3466 Statutes, is amended to read:

3467 605.0212 Annual report for department.—

3468 (6) A limited liability company or foreign limited

3469 liability company that fails to file an annual report that  
3470 complies with the requirements of this section may not maintain  
3471 or defend any action in a court of this state until the report  
3472 is filed and all taxes, fees, and penalties due under this  
3473 chapter are paid, and shall be subject to dissolution or  
3474 cancellation of its certificate of authority to transact  
3475 business as provided in this chapter.

3476 Section 106. Section 605.0213, Florida Statutes, is  
3477 amended to read:

3478 605.0213 Taxes ~~Fees~~ of the department.—The taxes ~~fees~~ of  
3479 the department under this chapter are as follows:

3480 (1) For furnishing a certified copy, \$30.

3481 (2) For filing original articles of organization or  
3482 articles of revocation of dissolution, \$100.

3483 (3) For filing a foreign limited liability company's  
3484 application for a certificate of authority to transact business,  
3485 \$100.

3486 (4) For filing a certificate of merger of limited  
3487 liability companies or other business entities, \$25 per  
3488 constituent party to the merger, unless a specific tax ~~fee~~ is  
3489 required for a party under other applicable law.

3490 (5) For filing an annual report, \$50.

3491 (6) For filing an application for reinstatement after an  
3492 administrative or judicial dissolution or a revocation of  
3493 authority to transact business, \$100.

3494 (7) For filing a certificate designating a registered  
 3495 agent or changing a registered agent, \$25.

3496 (8) For filing a registered agent's statement of  
 3497 resignation from an active limited liability company, \$85.

3498 (9) For filing a registered agent's statement of  
 3499 resignation from a dissolved limited liability company, \$25.

3500 (10) For filing a certificate of conversion of a limited  
 3501 liability company, \$25.

3502 (11) For filing any other limited liability company  
 3503 document, \$25.

3504 (12) For furnishing a certificate of status, \$5.

3505 Section 107. Subsection (3) of section 605.0707, Florida  
 3506 Statutes, is amended to read:

3507 605.0707 Articles of dissolution; filing of articles of  
 3508 dissolution.—

3509 (3) The articles of dissolution of the limited liability  
 3510 company shall be delivered to the department. If the department  
 3511 finds that the articles of dissolution conform to law, it shall,  
 3512 when all taxes and fees have been paid as prescribed in this  
 3513 chapter, file the articles of dissolution and issue a  
 3514 certificate of dissolution.

3515 Section 108. Paragraph (b) of subsection (1) of section  
 3516 605.0714, Florida Statutes, is amended to read:

3517 605.0714 Administrative dissolution.—

3518 (1) The department may dissolve a limited liability

3519 company administratively if the company does not:

3520 (b) Pay a tax, fee, or penalty due to the department under  
3521 this chapter;

3522 Section 109. Subsections (1), (2), and (3) of section  
3523 605.0715, Florida Statutes, are amended to read:

3524 605.0715 Reinstatement.—

3525 (1) A limited liability company that is administratively  
3526 dissolved under s. 605.0714 or former s. 608.4481 may apply to  
3527 the department for reinstatement at any time after the effective  
3528 date of dissolution. The company must submit all taxes, fees,  
3529 and penalties then owed by the company at the rates provided by  
3530 law at the time the company applies for reinstatement, together  
3531 with an application for reinstatement prescribed and furnished  
3532 by the department, which is signed by both the registered agent  
3533 and an authorized representative of the company and states:

3534 (a) The name of the limited liability company.

3535 (b) The street address of the company's principal office  
3536 and mailing address.

3537 (c) The date of the company's organization.

3538 (d) The company's federal employer identification number  
3539 or, if none, whether one has been applied for.

3540 (e) The name, title or capacity, and address of at least  
3541 one person who has authority to manage the company.

3542 (f) Additional information that is necessary or  
3543 appropriate to enable the department to carry out this chapter.

3544 (2) In lieu of the requirement to file an application for  
3545 reinstatement as described in subsection (1), an  
3546 administratively dissolved limited liability company may submit  
3547 all taxes, fees, and penalties owed by the company to the  
3548 department at the rates provided by law at the time the company  
3549 applies for reinstatement, together with a current annual  
3550 report, signed by both the registered agent and an authorized  
3551 representative of the company, which contains the information  
3552 described in subsection (1).

3553 (3) If the department determines that an application for  
3554 reinstatement contains the information required under subsection  
3555 (1) or subsection (2) and that the information is correct, upon  
3556 payment of all required taxes ~~fees~~ and penalties owed to the  
3557 department, the department shall reinstate the limited liability  
3558 company.

3559 Section 110. Paragraph (f) of subsection (1) of section  
3560 605.0902, Florida Statutes, is amended to read:

3561 605.0902 Application for certificate of authority.—

3562 (1) A foreign limited liability company may not transact  
3563 business in this state until it obtains a certificate of  
3564 authority from the department. A foreign limited liability  
3565 company may apply for a certificate of authority to transact  
3566 business in this state by delivering an application to the  
3567 department for filing. Such application must be made on forms  
3568 prescribed by the department. The application must contain the

3569 following:

3570 (f) Additional information as may be necessary or  
3571 appropriate in order to enable the department to determine  
3572 whether the foreign limited liability company is entitled to  
3573 file an application for a certificate of authority to transact  
3574 business in this state and to determine and assess the taxes and  
3575 fees as prescribed in this chapter.

3576 Section 111. Subsection (1) of section 605.0903, Florida  
3577 Statutes, is amended to read:

3578 605.0903 Effect of a certificate of authority.—

3579 (1) Unless the department determines that an application  
3580 for a certificate of authority of a foreign limited liability  
3581 company to transact business in this state does not comply with  
3582 the filing requirements of this chapter, the department shall,  
3583 upon payment of all filing taxes fees, authorize the foreign  
3584 limited liability company to transact business in this state and  
3585 file the application for a certificate of authority.

3586 Section 112. Subsection (7) of section 605.0904, Florida  
3587 Statutes, is amended to read:

3588 605.0904 Effect of failure to have certificate of  
3589 authority.—

3590 (7) A foreign limited liability company that transacts  
3591 business in this state without obtaining a certificate of  
3592 authority is liable to this state for the years or parts thereof  
3593 during which it transacted business in this state without



3594 obtaining a certificate of authority in an amount equal to all  
 3595 taxes, fees, and penalties that would have been imposed by this  
 3596 chapter upon the foreign limited liability company had it duly  
 3597 applied for and received a certificate of authority to transact  
 3598 business in this state as required under this chapter. In  
 3599 addition to the payments thus prescribed, the foreign limited  
 3600 liability company is liable for a civil penalty of at least \$500  
 3601 but not more than \$1,000 for each year or part thereof during  
 3602 which it transacts business in this state without a certificate  
 3603 of authority. The department may collect all penalties due under  
 3604 this subsection.

3605 Section 113. Paragraph (b) of subsection (1) of section  
 3606 605.0908, Florida Statutes, is amended to read:

3607 605.0908 Revocation of certificate of authority.—

3608 (1) A certificate of authority of a foreign limited  
 3609 liability company to transact business in this state may be  
 3610 revoked by the department if:

3611 (b) The foreign limited liability company does not pay a  
 3612 tax, fee, or penalty due to the department under this chapter;

3613 Section 114. Subsections (1), (2), and (3) of section  
 3614 605.0909, Florida Statutes, are amended to read:

3615 605.0909 Reinstatement following revocation of certificate  
 3616 of authority.—

3617 (1) A foreign limited liability company whose certificate  
 3618 of authority has been revoked may apply to the department for

3619 reinstatement at any time after the effective date of the  
3620 revocation. The foreign limited liability company applying for  
3621 reinstatement must submit all taxes, fees, and penalties then  
3622 owed by the foreign limited liability company to the department  
3623 at rates provided by law at the time the foreign limited  
3624 liability company applies for reinstatement, together with an  
3625 application for reinstatement prescribed and furnished by the  
3626 department, which is signed by both the registered agent and an  
3627 authorized representative of the company and states:

3628 (a) The name under which the foreign limited liability  
3629 company is registered to transact business in this state.

3630 (b) The street address of the company's principal office  
3631 and its mailing address.

3632 (c) The jurisdiction of the company's formation and the  
3633 date on which it became qualified to transact business in this  
3634 state.

3635 (d) The company's federal employer identification number  
3636 or, if none, whether one has been applied for.

3637 (e) The name, title or capacity, and address of at least  
3638 one person who has authority to manage the company.

3639 (f) Additional information that is necessary or  
3640 appropriate to enable the department to carry out this chapter.

3641 (2) In lieu of the requirement to file an application for  
3642 reinstatement as described in subsection (1), a foreign limited  
3643 liability company whose certificate of authority has been

3644 | revoked may submit all taxes, fees, and penalties owed by the  
3645 | company to the department at the rates provided by law at the  
3646 | time the company applies for reinstatement, together with a  
3647 | current annual report, signed by both the registered agent and  
3648 | an authorized representative of the company, which contains the  
3649 | information described in subsection (1).

3650 |         (3) If the department determines that an application for  
3651 | reinstatement contains the information required under subsection  
3652 | (1) or subsection (2) and that the information is correct, upon  
3653 | payment of all required taxes, fees, and penalties owed to the  
3654 | department, the department shall reinstate the foreign limited  
3655 | liability company's certificate of authority.

3656 |         Section 115. Section 607.0122, Florida Statutes, is  
3657 | amended to read:

3658 |         607.0122 Taxes ~~Fees~~ for filing documents and issuing  
3659 | certificates.—The Department of State shall collect the  
3660 | following taxes ~~fees~~ when the documents described in this  
3661 | section are delivered to the department for filing:

- 3662 |         (1) Articles of incorporation: \$35.  
3663 |         (2) Application for registered name: \$87.50.  
3664 |         (3) Application for renewal of registered name: \$87.50.  
3665 |         (4) Corporation's statement of change of registered agent  
3666 | or registered office or both if not included on the annual  
3667 | report: \$35.  
3668 |         (5) Designation of and acceptance by registered agent:

- 3669 | \$35.
- 3670 |       (6) Agent's statement of resignation from active
- 3671 | corporation: \$87.50.
- 3672 |       (7) Agent's statement of resignation from an inactive
- 3673 | corporation: \$35.
- 3674 |       (8) Amendment of articles of incorporation: \$35.
- 3675 |       (9) Restatement of articles of incorporation with
- 3676 | amendment of articles: \$35.
- 3677 |       (10) Articles of merger or share exchange for each party
- 3678 | thereto: \$35.
- 3679 |       (11) Articles of dissolution: \$35.
- 3680 |       (12) Articles of revocation of dissolution: \$35.
- 3681 |       (13) Application for reinstatement following
- 3682 | administrative dissolution: \$600.
- 3683 |       (14) Application for certificate of authority to transact
- 3684 | business in this state by a foreign corporation: \$35.
- 3685 |       (15) Application for amended certificate of authority:
- 3686 | \$35.
- 3687 |       (16) Application for certificate of withdrawal by a
- 3688 | foreign corporation: \$35.
- 3689 |       (17) Annual report: \$61.25.
- 3690 |       (18) Articles of correction: \$35.
- 3691 |       (19) Application for certificate of status: \$8.75.
- 3692 |       (20) Certificate of domestication of a foreign
- 3693 | corporation: \$50.

- 3694 (21) Certified copy of document: \$52.50.
- 3695 (22) Serving as agent for substitute service of process:
- 3696 \$87.50.
- 3697 (23) Supplemental corporate tax ~~fee~~: \$88.75.
- 3698 (24) Any other document required or permitted to be filed
- 3699 by this act: \$35.

3700 Section 116. Subsection (4) of section 607.0124, Florida  
 3701 Statutes, is amended to read:

3702 607.0124 Correcting filed document.—

3703 (4) Articles of correction that are filed to correct  
 3704 false, misleading, or fraudulent information are not subject to  
 3705 a tax ~~fee~~ of the Department of State if the articles of  
 3706 correction are delivered to the Department of State within 15  
 3707 days after the notification of filing sent pursuant to s.  
 3708 607.0125(2).

3709 Section 117. Subsection (5) of section 607.0125, Florida  
 3710 Statutes, is amended to read:

3711 607.0125 Filing duties of Department of State.—

3712 (5) If not otherwise provided by law and the provisions of  
 3713 this act, the Department of State shall determine, by rule, the  
 3714 appropriate format for, number of copies of, manner of execution  
 3715 of, method of electronic transmission of, and amount of and  
 3716 method of payment of taxes ~~fees~~ for, any document placed under  
 3717 its jurisdiction.

3718 Section 118. Paragraph (c) of subsection (2) of section

3719 | 607.0128, Florida Statutes, is amended to read:  
 3720 |       607.0128 Certificate of status.—  
 3721 |       (2) A certificate of status or authorization sets forth:  
 3722 |       (c) That all taxes, fees, and penalties owed to the  
 3723 | department have been paid, if:  
 3724 |       1. Payment is reflected in the records of the department,  
 3725 | and  
 3726 |       2. Nonpayment affects the existence or authorization of  
 3727 | the domestic or foreign corporation;  
 3728 |       Section 119. Subsection (4) of section 607.0501, Florida  
 3729 | Statutes, is amended to read:  
 3730 |       607.0501 Registered office and registered agent.—  
 3731 |       (4) The Department of State shall maintain an accurate  
 3732 | record of the registered agents and registered offices for the  
 3733 | service of process and shall furnish any information disclosed  
 3734 | thereby promptly upon request and payment of the required tax  
 3735 | ~~fee~~.  
 3736 |       Section 120. Subsection (5) of section 607.0502, Florida  
 3737 | Statutes, is amended to read:  
 3738 |       607.0502 Change of registered office or registered agent;  
 3739 | resignation of registered agent.—  
 3740 |       (5) The Department of State shall collect a tax ~~fee~~  
 3741 | pursuant to s. 15.09(2) for the filings authorized under this  
 3742 | section.  
 3743 |       Section 121. Paragraph (a) of subsection (1) of section

3744 607.1420, Florida Statutes, is amended to read:

3745 607.1420 Grounds for administrative dissolution.—

3746 (1) The Department of State may commence a proceeding  
3747 under s. 607.1421 to administratively dissolve a corporation if:

3748 (a) The corporation has failed to file its annual report  
3749 and pay the annual report filing tax ~~fee~~ by 5 p.m. Eastern Time  
3750 on the third Friday in September;

3751 Section 122. Subsection (1) of section 607.1422, Florida  
3752 Statutes, is amended to read:

3753 607.1422 Reinstatement following administrative  
3754 dissolution.—

3755 (1) A corporation administratively dissolved under s.  
3756 607.1421 may apply to the Department of State for reinstatement  
3757 at any time after the effective date of dissolution. The  
3758 corporation must submit a reinstatement form prescribed and  
3759 furnished by the Department of State or a current uniform  
3760 business report signed by the registered agent and an officer or  
3761 director and all taxes and fees then owed by the corporation to  
3762 the department, computed at the rate provided by law at the time  
3763 the corporation applies for reinstatement.

3764 Section 123. Subsection (4) of section 607.1502, Florida  
3765 Statutes, is amended to read:

3766 607.1502 Consequences of transacting business without  
3767 authority.—

3768 (4) A foreign corporation which transacts business in this

3769 state without authority to do so shall be liable to this state  
3770 for the years or parts thereof during which it transacted  
3771 business in this state without authority in an amount equal to  
3772 all fees and taxes which would have been imposed by this act  
3773 upon such corporation had it duly applied for and received  
3774 authority to transact business in this state as required by this  
3775 act. In addition to the payments thus prescribed, such  
3776 corporation shall be liable for a civil penalty of not less than  
3777 \$500 or more than \$1,000 for each year or part thereof during  
3778 which it transacts business in this state without a certificate  
3779 of authority. The Department of State may collect all penalties  
3780 due under this subsection and may bring an action in circuit  
3781 court to recover all taxes, penalties, and fees due and owing  
3782 the department state.

3783 Section 124. Paragraph (a) of subsection (1) of section  
3784 607.15315, Florida Statutes, is amended to read:

3785 607.15315 Revocation; application for reinstatement.—

3786 (1) (a) A foreign corporation the certificate of authority  
3787 of which has been revoked pursuant to s. 607.1531 may apply to  
3788 the Department of State for reinstatement at any time after the  
3789 effective date of revocation of authority. The application must:

3790 1. Recite the name of the foreign corporation and the  
3791 effective date of its revocation of authority;

3792 2. State that the ground or grounds for revocation of  
3793 authority either did not exist or have been eliminated and that



3794 no further grounds currently exist for revocation of authority;  
 3795 3. State that the foreign corporation's name satisfies the  
 3796 requirements of s. 607.1506; and  
 3797 4. State that all taxes and fees owed by the corporation  
 3798 to the department and computed at the rate provided by law at  
 3799 the time the foreign corporation applies for reinstatement have  
 3800 been paid; or  
 3801 Section 125. Section 607.193, Florida Statutes, is amended  
 3802 to read:  
 3803 607.193 Supplemental corporate tax ~~fee~~.—  
 3804 (1) In addition to any other taxes imposed by law, an  
 3805 annual supplemental corporate tax ~~fee~~ of \$88.75 is imposed on  
 3806 each business entity that is authorized to transact business in  
 3807 this state and is required to file an annual report with the  
 3808 Department of State under s. 605.0212, s. 607.1622, or s.  
 3809 620.1210.  
 3810 (2) (a) The business entity shall remit the supplemental  
 3811 corporate tax ~~fee~~ to the Department of State at the time it  
 3812 files the annual report required by s. 605.0212, s. 607.1622, or  
 3813 s. 620.1210.  
 3814 (b) In addition to the taxes ~~fees~~ levied under ss.  
 3815 605.0213, 607.0122, and 620.1109 and the supplemental corporate  
 3816 tax ~~fee~~, a late charge of \$400 shall be imposed if the  
 3817 supplemental corporate tax ~~fee~~ is remitted after May 1 except in  
 3818 circumstances in which a business entity was administratively

3819 dissolved or its certificate of authority was revoked due to its  
3820 failure to file an annual report and the entity subsequently  
3821 applied for reinstatement and paid the applicable reinstatement  
3822 tax fee.

3823 Section 126. Section 609.02, Florida Statutes, is amended  
3824 to read:

3825 609.02 Filing a declaration of trust.—Every such  
3826 organization organized for the purpose of transacting business  
3827 in this state, or organized in this state for the purpose of  
3828 transacting business elsewhere, which intends to sell or offer  
3829 for sale any units, shares, contracts, notes, bonds, mortgages,  
3830 oil or mineral leases or other security of such association  
3831 shall, prior to transacting any such business, file with the  
3832 Department of State a true and correct copy of the declaration  
3833 of trust under which the association proposes to conduct its  
3834 business, which copy shall be sworn to, as being a true and  
3835 correct copy, by the chair of the board of trustees named in  
3836 such declaration of trust. When such copy shall have been filed  
3837 with the Department of State it shall constitute public notice  
3838 as to the purposes and manner of the business to be engaged in  
3839 by such association. The Department of State, prior to the  
3840 issuance of the certificate by it, shall collect from the said  
3841 association a filing tax fee of \$350, which tax fee shall be  
3842 paid by it into the general fund of the state.

3843 Section 127. Section 609.03, Florida Statutes, is amended

3844 to read:

3845           609.03 Issuance of certificate to association.—Upon the  
3846 filing of the copy of the declaration of trust and the payment  
3847 of the filing tax ~~fee~~, in compliance with s. 609.02, the  
3848 Department of State shall issue to the trustees named in the  
3849 said declaration of trust a certificate showing that such  
3850 declaration of trust has been duly filed in its office;  
3851 whereupon, such association shall be authorized to transact  
3852 business in this state; provided that all other applicable laws  
3853 have been complied with.

3854           Section 128. Subsection (9) of section 609.08, Florida  
3855 Statutes, is amended to read:

3856           609.08 Merger of association into wholly owned subsidiary  
3857 corporation; dissenters' rights of appraisal.—

3858           (9) The articles of merger shall be delivered to the  
3859 Department of State. If the Department of State finds that such  
3860 articles conform to law, it shall, when all fees and taxes have  
3861 been paid as prescribed in this chapter, and when a filing tax  
3862 ~~fee~~ of \$350 has been paid to the Department of State (which tax  
3863 ~~fee~~ shall be paid by it into the General Revenue Fund of the  
3864 state), file the articles of merger.

3865           Section 129. Subsections (11) and (12) of section 610.104,  
3866 Florida Statutes, are amended to read:

3867           610.104 State authorization to provide cable or video  
3868 service.—

3869 (11) The application shall be accompanied by a one-time  
3870 tax fee of \$10,000. A parent company may file a single  
3871 application covering itself and all of its subsidiaries and  
3872 affiliates intending to provide cable or video service in the  
3873 service areas throughout the state as described in subparagraph  
3874 (2)(e)5., but the entity actually providing such service in a  
3875 given area shall otherwise be considered the certificateholder  
3876 under this act.

3877 (12) Beginning 5 years after approval of the  
3878 certificateholder's initial certificate of franchise issued by  
3879 the department, and every 5 years thereafter, the  
3880 certificateholder shall update the information contained in the  
3881 original application for a certificate of franchise. At the time  
3882 of filing the information update, the certificateholder shall  
3883 pay a processing tax fee of \$1,000. Any certificateholder that  
3884 fails to file the updated information and pay the processing tax  
3885 fee on the 5-year anniversary dates shall be subject to  
3886 cancellation of its state-issued certificate of franchise  
3887 authority if, upon notice given to the certificateholder at its  
3888 last address on file with the department, the certificateholder  
3889 fails to file the updated information and pay the processing tax  
3890 fee within 30 days after the date notice was mailed. The  
3891 application and processing taxes fees imposed in this section  
3892 shall be paid to the Department of State for deposit into the  
3893 Clearing Funds Trust Fund for immediate transfer by the Chief

3894 Financial Officer to the General Inspection Trust Fund of the  
 3895 Department of Agriculture and Consumer Services. The Department  
 3896 of Agriculture and Consumer Services shall maintain a separate  
 3897 account within the General Inspection Trust Fund to distinguish  
 3898 cable franchise revenues from all other funds. The application,  
 3899 any amendments to the certificate, or information updates must  
 3900 be accompanied by a tax ~~fee~~ to the Department of State equal to  
 3901 that for filing articles of incorporation pursuant to s.  
 3902 607.0122(1).

3903 Section 130. Subsection (9) of section 617.01201, Florida  
 3904 Statutes, is amended to read:

3905 617.01201 Filing requirements.—

3906 (9) The document must be delivered to the department for  
 3907 filing. Delivery may be made by electronic transmission if and  
 3908 to the extent allowed by the department. If the document is  
 3909 filed in typewritten or printed form and not transmitted  
 3910 electronically, the department may require that one exact or  
 3911 conformed copy be delivered with the document, except as  
 3912 provided in s. 617.1508. The document must be accompanied by the  
 3913 correct filing tax ~~fee~~ and any other tax or penalty required by  
 3914 law.

3915 Section 131. Section 617.0122, Florida Statutes, is  
 3916 amended to read:

3917 617.0122 Taxes ~~Fees~~ for filing documents and issuing  
 3918 certificates.—The Department of State shall collect the

3919 following taxes ~~fees~~ on documents delivered to the department  
 3920 for filing:

3921 (1) Articles of incorporation: \$35.

3922 (2) Application for registered name: \$87.50.

3923 (3) Application for renewal of registered name: \$87.50.

3924 (4) Corporation's statement of change of registered agent  
 3925 or registered office or both if not included on the annual  
 3926 report: \$35.

3927 (5) Designation of and acceptance by registered agent:  
 3928 \$35.

3929 (6) Agent's statement of resignation from active  
 3930 corporation: \$87.50.

3931 (7) Agent's statement of resignation from inactive  
 3932 corporation: \$35.

3933 (8) Amendment of articles of incorporation: \$35.

3934 (9) Restatement of articles of incorporation with  
 3935 amendment of articles: \$35.

3936 (10) Articles of merger for each party thereto: \$35.

3937 (11) Articles of dissolution: \$35.

3938 (12) Articles of revocation of dissolution: \$35.

3939 (13) Application for reinstatement following  
 3940 administrative dissolution: \$175.

3941 (14) Application for certificate of authority to transact  
 3942 business in this state by a foreign corporation: \$35.

3943 (15) Application for amended certificate of authority:

3944 | \$35.

3945 |       (16) Application for certificate of withdrawal by a

3946 | foreign corporation: \$35.

3947 |       (17) Annual report: \$61.25.

3948 |       (18) Articles of correction: \$35.

3949 |       (19) Application for certificate of status: \$8.75.

3950 |       (20) Certified copy of document: \$52.50.

3951 |       (21) Serving as agent for substitute service of process:

3952 | \$87.50.

3953 |       (22) Certificate of conversion of a limited agricultural

3954 | association to a domestic corporation: \$35.

3955 |       (23) Any other document required or permitted to be filed

3956 | by this chapter: \$35.

3957 |

3958 | Any citizen support organization that is required by rule of the

3959 | Department of Environmental Protection to be formed as a

3960 | nonprofit organization and is under contract with the department

3961 | is exempt from any taxes ~~fees~~ required for incorporation as a

3962 | nonprofit organization, and the Secretary of State may not

3963 | assess any such taxes ~~fees~~ if the citizen support organization

3964 | is certified by the Department of Environmental Protection to

3965 | the Secretary of State as being under contract with the

3966 | Department of Environmental Protection.

3967 |       Section 132. Subsection (4) of section 617.0124, Florida

3968 | Statutes, is amended to read:

3969 |           617.0124 Correcting filed document.—

3970 |           (4) Articles of correction that are filed to correct  
 3971 | false, misleading, or fraudulent information are not subject to  
 3972 | a tax ~~fee~~ of the department if the articles of correction are  
 3973 | delivered to the department within 15 days after the  
 3974 | notification of filing sent pursuant to s. 617.0125(2).

3975 |           Section 133. Paragraph (c) of subsection (2) of section  
 3976 | 617.0128, Florida Statutes, is amended to read:

3977 |           617.0128 Certificate of status.—

3978 |           (2) A certificate of status or authorization sets forth:

3979 |           (c) That all taxes, fees, and penalties owed to the  
 3980 | department have been paid, if:

3981 |           1. Payment is reflected in the records of the department,  
 3982 | and

3983 |           2. Nonpayment affects the existence or authorization of  
 3984 | the domestic or foreign corporation;

3985 |           Section 134. Subsection (4) of section 617.0501, Florida  
 3986 | Statutes, is amended to read:

3987 |           617.0501 Registered office and registered agent.—

3988 |           (4) The Department of State shall maintain an accurate  
 3989 | record of the registered agents and registered offices for the  
 3990 | service of process and shall furnish any information disclosed  
 3991 | thereby promptly upon request and payment of the required tax  
 3992 | ~~fee~~.

3993 |           Section 135. Subsection (5) of section 617.0502, Florida



3994 Statutes, is amended to read:

3995       617.0502 Change of registered office or registered agent;  
3996 resignation of registered agent.—

3997       (5) The Department of State shall collect a tax ~~fee~~  
3998 pursuant to s. 15.09(2) for filings authorized by this section.

3999       Section 136. Paragraph (a) of subsection (1) of section  
4000 617.1420, Florida Statutes, is amended to read:

4001       617.1420 Grounds for administrative dissolution.—

4002       (1) The Department of State may commence a proceeding  
4003 under s. 617.1421 to administratively dissolve a corporation if:

4004       (a) The corporation has failed to file its annual report  
4005 and pay the annual report filing tax ~~fee~~ by 5 p.m. Eastern Time  
4006 on the third Friday in September;

4007       Section 137. Subsection (1) of section 617.1422, Florida  
4008 Statutes, is amended to read:

4009       617.1422 Reinstatement following administrative  
4010 dissolution.—

4011       (1) A corporation administratively dissolved under s.  
4012 617.1421 may apply to the department for reinstatement at any  
4013 time after the effective date of dissolution. The corporation  
4014 must submit a reinstatement form prescribed and furnished by the  
4015 department or a current uniform business report signed by a  
4016 registered agent and an officer or director and submit all taxes  
4017 and fees owed by the corporation to the department and computed  
4018 at the rate provided by law at the time the corporation applies

4019 | for reinstatement.

4020 |       Section 138. Paragraph (a) of subsection (1) of section  
4021 | 617.1533, Florida Statutes, is amended to read:

4022 |       617.1533 Reinstatement following revocation.—

4023 |       (1) (a) A foreign corporation whose certificate of  
4024 | authority has been revoked under s. 617.1531 may apply to the  
4025 | Department of State for reinstatement at any time after the  
4026 | effective date of revocation of authority. The application must:

4027 |       1. Recite the name of the corporation and the effective  
4028 | date of its revocation of authority;

4029 |       2. State that the ground or grounds for revocation either  
4030 | did not exist or have been eliminated and that no further  
4031 | grounds currently exist for revocation of authority;

4032 |       3. State that the corporation's name satisfies the  
4033 | requirements of s. 617.1506; and

4034 |       4. State that all taxes and fees owed by the corporation  
4035 | to the department and computed at the rate provided by law at  
4036 | the time the corporation applies for reinstatement have been  
4037 | paid; or

4038 |       Section 139. Paragraph (d) of subsection (1) of section  
4039 | 617.1623, Florida Statutes, is amended to read:

4040 |       617.1623 Corporate information available to the public;  
4041 | application to corporations incorporated by circuit courts and  
4042 | by special act of the Legislature.—

4043 |       (1)

4044 (d) Any corporation dissolved pursuant to paragraph (c)  
4045 shall be reinstated upon application to the Department of State,  
4046 signed by an officer or director thereof, accompanied by a copy  
4047 of its charter and all amendments thereto, certified by the  
4048 clerk of the circuit court of the county wherein recorded, as to  
4049 charters and amendments granted by circuit judges, and by the  
4050 Department of State, as to legislative charters, together with a  
4051 registration containing the provisions required in paragraph  
4052 (a), and the payment of all taxes and fees owed to the  
4053 department due from the time of dissolution computed at the rate  
4054 provided by law at the time the corporation applies for  
4055 reinstatement.

4056 Section 140. Section 617.1807, Florida Statutes, is  
4057 amended to read:

4058 617.1807 Conversion to corporation not for profit;  
4059 authority of circuit judge.—If the circuit judge to whom the  
4060 petition and proposed articles of incorporation are presented  
4061 finds that the petition and proposed articles are in proper  
4062 form, he or she shall approve the articles of incorporation and  
4063 endorse his or her approval thereon; such approval shall provide  
4064 that all of the property of the petitioning corporation shall  
4065 become the property of the successor corporation not for profit,  
4066 subject to all indebtedness and liabilities of the petitioning  
4067 corporation. The articles of incorporation with such  
4068 endorsements thereupon shall be sent to the Department of State,

4069 | which shall, upon receipt thereof and upon payment of all taxes  
 4070 | due the state by the petitioning corporation, if any, issue a  
 4071 | certificate showing the receipt of the articles of incorporation  
 4072 | with the endorsement of approval thereon and of the payment of  
 4073 | all taxes to the state. Upon payment of the filing taxes ~~fees~~  
 4074 | specified in s. 617.0122, the Department of State shall file the  
 4075 | articles of incorporation, and from thenceforth the petitioning  
 4076 | corporation shall become a corporation not for profit under the  
 4077 | name adopted in the articles of incorporation and subject to all  
 4078 | the rights, powers, immunities, duties, and liabilities of  
 4079 | corporations not for profit under state law, and its rights,  
 4080 | powers, immunities, duties, and liabilities as a corporation for  
 4081 | profit shall cease and determine.

4082 |         Section 141. Subsection (4) of section 617.2006, Florida  
 4083 | Statutes, is amended to read:

4084 |         617.2006 Incorporation of labor unions or bodies.—Any  
 4085 | group or combination of groups of workers or wage earners,  
 4086 | bearing the name labor, organized labor, federation of labor,  
 4087 | brotherhood of labor, union labor, union labor committee, trade  
 4088 | union, trades union, union labor council, building trades  
 4089 | council, building trades union, allied trades union, central  
 4090 | labor body, central labor union, federated trades council, local  
 4091 | union, state union, national union, international union,  
 4092 | district labor council, district labor union, American  
 4093 | Federation of Labor, Florida Federation of Labor, or any

4094 component parts or significant words of such terms, whether the  
4095 same be used in juxtaposition or with interspace, may be  
4096 incorporated under this act.

4097 (4) Upon the filing of the articles of incorporation and  
4098 the petition, and the giving of such notice, the circuit judge  
4099 to whom such petition may be addressed shall, upon the date  
4100 stated in such notice, take testimony and inquire into the  
4101 admissions and purposes of such organization and the necessity  
4102 therefor, and upon such hearing, if the circuit judge shall be  
4103 satisfied that the allegations set forth in the petition and  
4104 articles of incorporation have been substantiated, and shall  
4105 find that such organization will not be harmful to the community  
4106 in which it proposes to operate, or to the state, and that it is  
4107 intended in good faith to carry out the purposes and objects set  
4108 forth in the articles of incorporation, and that there is a  
4109 necessity therefor, the judge shall approve the articles of  
4110 incorporation and endorse his or her approval thereon. Upon the  
4111 filing of the articles of incorporation with its endorsements  
4112 thereupon with the Department of State and payment of the filing  
4113 taxes ~~fees~~ specified in s. 617.0122, the subscribers and their  
4114 associates and successors shall be a corporation by the name  
4115 given.

4116 Section 142. Section 617.2102, Florida Statutes, is  
4117 amended to read:

4118 617.2102 Fines and penalties against members.—A

4119 corporation may, if so authorized in the bylaws, levy fines or  
4120 otherwise penalize members of the corporation. No fine or  
4121 penalty shall be levied until after the corporation has provided  
4122 notice thereof to the members concerned and has afforded the  
4123 member an opportunity to be heard on the matter. The foregoing  
4124 notice and hearing shall not be required as to the levy of a  
4125 late tax ~~fee~~ for nonpayment of dues.

4126 Section 143. Section 620.1109, Florida Statutes, is  
4127 amended to read:

4128 620.1109 Department of State; taxes ~~fees~~.—In addition to  
4129 the supplemental corporate tax ~~fee~~ of \$88.75 imposed pursuant to  
4130 s. 607.193, the taxes ~~fees~~ of the Department of State under this  
4131 act are as follows:

4132 (1) For furnishing a certified copy, \$52.50 for the first  
4133 15 pages plus \$1.00 for each additional page.

4134 (2) For filing an original certificate of limited  
4135 partnership, \$965.

4136 (3) For filing an original application for registration as  
4137 a foreign limited partnership, \$965.

4138 (4) For filing certificate of conversion, \$52.50.

4139 (5) For filing certificate of merger, \$52.50 for each  
4140 party thereto.

4141 (6) For filing a reinstatement, \$500 for each calendar  
4142 year or part thereof the limited partnership was  
4143 administratively dissolved or foreign limited partnership was

4144 | revoked in the records of the Department of State.

4145 |       (7) For filing an annual report, \$411.25.

4146 |       (8) For filing a certificate:

4147 |       (a) Designating a registered agent, \$35;

4148 |       (b) Changing a registered agent or registered office

4149 | address, \$35;

4150 |       (c) Resigning as a registered agent, \$87.50; or

4151 |       (d) Of amendment or restatement of the certificate of

4152 | limited partnership, \$52.50;

4153 |       (9) For filing a statement of termination, \$52.50.

4154 |       (10) For filing a notice of cancellation for foreign

4155 | limited partnership, \$52.50.

4156 |       (11) For furnishing a certificate of status or

4157 | authorization, \$8.75.

4158 |       (12) For filing a certificate of dissolution, \$52.50.

4159 |       (13) For filing a certificate of revocation of

4160 | dissolution, \$52.50.

4161 |       (14) For filing any other domestic or foreign limited

4162 | partnership document, \$52.50.

4163 |       Section 144. Subsection (1) of section 620.1206, Florida

4164 | Statutes, is amended to read:

4165 |       620.1206 Delivery to and filing of records by Department

4166 | of State; effective time and date; notice.—

4167 |       (1) A record authorized or required to be delivered to the

4168 | Department of State for filing under this act must be captioned

4169 | to describe the record's purpose, be in a medium permitted by  
4170 | the Department of State, and be delivered to the Department of  
4171 | State. Unless the Department of State determines that a record  
4172 | does not comply with the filing requirements of this act, and if  
4173 | all filing taxes ~~fees~~ have been paid, the Department of State  
4174 | shall file the record.

4175 |       Section 145. Subsection (4) of section 620.1207, Florida  
4176 | Statutes, is amended to read:

4177 |       620.1207 Correcting filed record.—

4178 |       (4) A statement of correction that is filed under  
4179 | subsection (1) to correct a record that contains false,  
4180 | misleading, or fraudulent information is not subject to a tax or  
4181 | fee of the Department of State if the statement of correction is  
4182 | delivered to the Department of State within 15 days after the  
4183 | notification of filing sent pursuant to s. 620.1206.

4184 |       Section 146. Subsections (1) and (2) of section 620.1209,  
4185 | Florida Statutes, are amended to read:

4186 |       620.1209 Certificate of status.—

4187 |       (1) The Department of State, upon request and payment of  
4188 | the requisite tax ~~fee~~, shall furnish a certificate of status for  
4189 | a limited partnership if the records filed in the Department of  
4190 | State show that the Department of State has filed a certificate  
4191 | of limited partnership. A certificate of status must state:

4192 |       (a) The limited partnership's name.

4193 |       (b) That the limited partnership was duly formed under the



4194 laws of this state and the date of formation.

4195 (c) Whether all taxes, fees, and penalties due to the  
4196 Department of State under this act have been paid.

4197 (d) Whether the limited partnership's most recent annual  
4198 report required by s. 620.1210 has been filed by the Department  
4199 of State.

4200 (e) Whether the Department of State has administratively  
4201 dissolved the limited partnership or received a record notifying  
4202 the Department of State that the limited partnership has been  
4203 dissolved by judicial action pursuant to s. 620.1802.

4204 (f) Whether the Department of State has filed a  
4205 certificate of dissolution for the limited partnership.

4206 (g) Whether the Department of State has filed a statement  
4207 of termination for the limited partnership.

4208 (2) The Department of State, upon request and payment of  
4209 the requisite tax fee, shall furnish a certificate of status for  
4210 a foreign limited partnership if the records filed in the  
4211 Department of State show that the Department of State has filed  
4212 a certificate of authority. A certificate of status must state:

4213 (a) The foreign limited partnership's name and any  
4214 alternate name adopted under s. 620.1905(1) for use in this  
4215 state.

4216 (b) That the foreign limited partnership is authorized to  
4217 transact business in this state.

4218 (c) Whether all taxes, fees, and penalties due to the

4219 Department of State under this act or other law have been paid.

4220 (d) Whether the foreign limited partnership's most recent  
 4221 annual report required by s. 620.1210 has been filed by the  
 4222 Department of State.

4223 (e) Whether the Department of State has revoked the  
 4224 foreign limited partnership's certificate of authority or filed  
 4225 a notice of cancellation.

4226 Section 147. Paragraph (a) of subsection (1) of section  
 4227 620.1809, Florida Statutes, is amended to read:

4228 620.1809 Administrative dissolution.—

4229 (1) The Department of State may dissolve a limited  
 4230 partnership administratively if the limited partnership does  
 4231 not:

4232 (a) Pay any tax, fee, or penalty due to the Department of  
 4233 State under this act;

4234 Section 148. Subsection (1) of section 620.1810, Florida  
 4235 Statutes, is amended to read:

4236 620.1810 Reinstatement following administrative  
 4237 dissolution.—

4238 (1) A limited partnership that has been administratively  
 4239 dissolved under s. 620.1809 may apply to the Department of State  
 4240 for reinstatement at any time after the effective date of  
 4241 dissolution. The limited partnership must submit a form of  
 4242 reinstatement prescribed and furnished by the Department of  
 4243 State together with all taxes and fees then owed to the

4244 department by the limited partnership, computed at a rate  
 4245 provided by law at the time the limited partnership applies for  
 4246 reinstatement.

4247 Section 149. Section 620.1904, Florida Statutes, is  
 4248 amended to read:

4249 620.1904 Filing of certificate of authority.—Unless the  
 4250 Department of State determines that an application for a  
 4251 certificate of authority does not comply with the filing  
 4252 requirements of this act, the Department of State, upon payment  
 4253 of all filing taxes ~~fees~~, shall authorize the foreign limited  
 4254 partnership to transact business in this state.

4255 Section 150. Paragraph (a) of subsection (1) of section  
 4256 620.1906, Florida Statutes, is amended to read:

4257 620.1906 Revocation of certificate of authority.—

4258 (1) A certificate of authority of a foreign limited  
 4259 partnership to transact business in this state may be revoked by  
 4260 the Department of State in the manner provided in subsections  
 4261 (2) and (3) if the foreign limited partnership does not:

4262 (a) Pay, within 60 days after the due date, any tax, fee,  
 4263 or penalty due to the Department of State under this act;

4264 Section 151. Subsection (1) of section 620.1909, Florida  
 4265 Statutes, is amended to read:

4266 620.1909 Reinstatement following administrative  
 4267 revocation.—

4268 (1) A foreign limited partnership whose certificate of

4269 authority was administratively revoked under s. 620.1906 may  
4270 apply to the Department of State for reinstatement at any time  
4271 after the effective date of revocation of the certificate of  
4272 authority. The foreign limited partnership must submit a form of  
4273 reinstatement prescribed and furnished by the Department of  
4274 State together with all taxes and fees then owed to the  
4275 department by the foreign limited partnership, computed at a  
4276 rate provided by law at the time the foreign limited partnership  
4277 applies for reinstatement.

4278 Section 152. Subsection (4) of section 620.81054, Florida  
4279 Statutes, is amended to read:

4280 620.81054 Correcting a filed record.—

4281 (4) Articles of correction filed to correct false,  
4282 misleading, or fraudulent information are not subject to a tax  
4283 or fee of the Department of State if the articles of correction  
4284 are delivered to the Department of State within 15 days after  
4285 the notification of filing sent pursuant to s. 620.8105.

4286 Section 153. Subsection (1) of section 620.81055, Florida  
4287 Statutes, is amended to read:

4288 620.81055 Taxes ~~Fees~~ for filing documents and issuing  
4289 certificates; powers of the Department of State.—

4290 (1) The Department of State shall collect the following  
4291 taxes ~~fees~~ when documents authorized by this act are delivered  
4292 to the Department of State for filing:

4293 (a) Partnership registration statement: \$50.

- 4294 (b) Statement of partnership authority: \$25.
- 4295 (c) Statement of denial: \$25.
- 4296 (d) Statement of dissociation: \$25.
- 4297 (e) Statement of dissolution: \$25.
- 4298 (f) Statement of qualification: \$25.
- 4299 (g) Statement of foreign qualification: \$25.
- 4300 (h) Limited liability partnership annual report: \$25.
- 4301 (i) Certificate of merger for each party thereto: \$25.
- 4302 (j) Amendment to any statement or registration: \$25.
- 4303 (k) Cancellation of any statement or registration: \$25.
- 4304 (l) Certified copy of any recording or part thereof:
- 4305 \$52.50.
- 4306 (m) Certificate of status: \$8.75.
- 4307 (n) Certificate of conversion: \$25.
- 4308 (o) Any other document required or permitted to be filed
- 4309 by this act: \$25.

4310 Section 154. Subsection (3) of section 620.9003, Florida  
 4311 Statutes, is amended to read:

4312 620.9003 Annual report.—

4313 (3) The Department of State may administratively revoke  
 4314 the statement of qualification of a partnership that fails to  
 4315 file its annual report and pay the required filing tax ~~fee~~ by 5  
 4316 p.m. Eastern Time on the third Friday in September. The  
 4317 Department of State shall serve a 60-day notice on the limited  
 4318 liability partnership of its intent to revoke the statement of

4319 | qualification. If the partnership has provided the department  
4320 | with an electronic mail address, such notice shall be by  
4321 | electronic transmission. Revocation for failure to file an  
4322 | annual report shall occur on the fourth Friday in September of  
4323 | each year. The Department of State shall issue a certificate of  
4324 | revocation of the statement of qualification to each revoked  
4325 | partnership. Issuance of the certificate of revocation of the  
4326 | statement of qualification may be by electronic transmission to  
4327 | any partnership that has provided the department with an  
4328 | electronic mail address.

4329 |       Section 155. Subsections (1) and (3) of section 658.23,  
4330 | Florida Statutes, are amended to read:

4331 |       658.23 Submission of articles of incorporation; contents;  
4332 | form; approval; filing; commencement of corporate existence;  
4333 | bylaws.—

4334 |       (1) Within 3 months after approval by the office and the  
4335 | appropriate federal regulatory agency, the applicant shall  
4336 | submit its duly executed articles of incorporation to the  
4337 | office, together with the filing tax ~~fee~~ due the Department of  
4338 | State under s. 607.0122.

4339 |       (3) Within 30 days of receipt of the executed articles of  
4340 | incorporation in the form previously approved, and the required  
4341 | filing taxes ~~fees~~, the office shall place the following legend  
4342 | upon the articles of incorporation and affix the seal of the  
4343 | office thereto. The legend shall in substance read: "Approved by

4344 the Office of Financial Regulation this .... day of ....  
 4345 ... (herein the name and signature of the director of the  
 4346 office)...." Thereafter, the articles of incorporation shall be  
 4347 filed with the Department of State.

4348 Section 156. Subsection (4) of section 1003.48, Florida  
 4349 Statutes, is amended to read:

4350 1003.48 Instruction in operation of motor vehicles.—

4351 (4) For the purpose of financing the driver education  
 4352 program in the secondary schools, there shall be levied an  
 4353 additional 50 cents per year to the driver license tax ~~fee~~  
 4354 required by s. 322.21. The additional tax ~~fee~~ shall be promptly  
 4355 remitted to the Department of Highway Safety and Motor Vehicles,  
 4356 which shall transmit the tax ~~fee~~ to the Chief Financial Officer  
 4357 to be deposited in the General Revenue Fund.

4358 Section 157. (1) The Department of Revenue may, and all  
 4359 conditions are deemed met to, adopt emergency rules pursuant to  
 4360 s. 120.54(4), Florida Statutes, to administer this act.

4361 (2) Notwithstanding any other law, emergency rules adopted  
 4362 pursuant to subsection (1) are effective for 6 months after  
 4363 adoption and may be renewed during the pendency of procedures to  
 4364 adopt permanent rules addressing the subject of the emergency  
 4365 rules.

4366 (3) This section shall take effect upon becoming a law and  
 4367 expires June 30, 2021.

4368 Section 158. For the 2019-2020 fiscal year, the sum of

CS/HB 7053

2019

4369 | \$26,355 in nonrecurring funds is appropriated from the General  
4370 | Revenue Fund to the Agency for Health Care Administration, and  
4371 | the sum of \$105,280 in nonrecurring funds is appropriated from  
4372 | the General Revenue Fund to the Department of Highway Safety and  
4373 | Motor Vehicles to implement the provisions of this act.

4374 |       Section 159. Except as otherwise expressly provided in  
4375 | this act and except for this section, which shall take effect  
4376 | upon this act becoming a law, this act shall take effect January  
4377 | 1, 2020.