

1 A bill to be entitled
2 An act relating to taxation transparency; amending ss.
3 39.8298, 72.011, 207.004, 213.24, 282.709, 316.545,
4 316.550, 317.0004, 317.0006, 317.0007, 317.0008,
5 317.0010, 317.0011, 317.0014, 317.0016, 318.15,
6 319.14, 319.23, 319.24, 319.25, 319.27, 319.28,
7 319.29, 319.30, 319.32, 319.323, 320.01, 320.02,
8 320.03, 320.055, 320.06, 320.0607, 320.0609, 320.0655,
9 320.0657, 320.0659, 320.07, 320.0705, 320.071,
10 320.0715, 320.072, 320.08, 320.08053, 320.08056,
11 320.08068, 320.0807, 320.0815, 320.0821, 320.0846,
12 320.0848, 320.086, 320.089, 320.0891, 320.102; 320.13,
13 320.131, 320.1325, 320.18, 320.27, 320.39, 320.781,
14 322.051, 322.12, 322.135, 322.14, 322.142, 322.17,
15 322.18, 322.21, 322.22, 322.251, 322.29, 395.003,
16 427.0159, 605.0113, 605.0118, 605.0206, 605.0209,
17 605.0211, 605.0212, 605.0213, 605.0707, 605.0714,
18 605.0715, 605.0902, 605.0903, 605.0904, 605.0908,
19 605.0909, 607.0122, 607.0124, 607.0125, 607.0128,
20 607.0501, 607.0502, 607.1420, 607.1422, 607.1502,
21 607.15315, 607.193, 609.02, 609.03, 609.08, 610.104,
22 617.01201, 617.0122, 617.0124, 617.0128, 617.0501,
23 617.0502, 617.1420, 617.1422, 617.1533, 617.1623,
24 617.1807, 617.2006, 617.2102, 620.1109, 620.1206,
25 620.1207, 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; amending ss. 197.3635, 200.069, and
 52 395.7016, F.S.; conforming provisions to changes made
 53 by the act; providing appropriations; providing
 54 legislative intent relating to existing case law;
 55 providing effective dates.

56
 57 Be It Enacted by the Legislature of the State of Florida:

58
 59 Section 1. Paragraph (a) of subsection (1) of section
 60 39.8298, Florida Statutes, is amended to read:

61 39.8298 Guardian Ad Litem direct-support organization.—

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

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

69 Section 2. Paragraph (a) of subsection (1) of section
 70 72.011, Florida Statutes, is amended to read:

71 72.011 Jurisdiction of circuit courts in specific tax
 72 matters; administrative hearings and appeals; time for
 73 commencing action; parties; deposits.—

74 (1) (a) A taxpayer may contest the legality of any
 75 assessment or denial of refund of tax, fee, surcharge, permit,

76 interest, surtax, or penalty provided for under s. 125.0104, s.
 77 125.0108, chapter 198, chapter 199, chapter 201, chapter 202,
 78 chapter 203, chapter 206, chapter 207, chapter 210, chapter 211,
 79 chapter 212, chapter 213, chapter 220, s. 379.362(3), chapter
 80 376, s. 403.717, s. 403.718, s. 403.7185, s. 538.09, s. 538.25,
 81 chapter 550, chapter 561, chapter 562, chapter 563, chapter 564,
 82 chapter 565, chapter 624, or s. 681.117 by filing an action in
 83 circuit court; or, alternatively, the taxpayer may file a
 84 petition under the applicable provisions of chapter 120.
 85 However, once an action has been initiated under s. 120.56, s.
 86 120.565, s. 120.569, s. 120.57, or s. 120.80(14)(b), no action
 87 relating to the same subject matter may be filed by the taxpayer
 88 in circuit court, and judicial review shall be exclusively
 89 limited to appellate review pursuant to s. 120.68; and once an
 90 action has been initiated in circuit court, no action may be
 91 brought under chapter 120.

92 Section 3. Subsection (8) is added to section 125.01,
 93 Florida Statutes, to read:

94 125.01 Powers and duties.—

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

99 1. A special assessment or a non-ad valorem assessment
 100 must be renamed and represented to the public as a "special

101 benefit tax."

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

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

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

109 (b) This subsection does not repeal or otherwise affect,
 110 amend, or alter a county's power under ss. 1(f), 1(g), or 6(e),
 111 Art. VIII of the State Constitution, under this section, or
 112 pursuant to other provisions of law as such power exists on
 113 January 1, 2020, to impose the levies identified in paragraph
 114 (a). It is the Legislature's intent only that such levies be
 115 titled and represented to the public as taxes as provided in
 116 paragraph (a). Counties will continue to possess and exercise
 117 all powers conferred on them as those powers existed on January
 118 1, 2020.

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

121 166.021 Powers.—

122 (10) (a) A municipality that proposes to impose or increase
 123 or imposes or increases the rate of a levy, irrespective of how
 124 the rate is expressed, must rename and represent the levy to the
 125 public as follows:

126 1. A special assessment or a non-ad valorem assessment
 127 must be renamed and represented to the public as a "special
 128 benefit tax."

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

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

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

136 (b) This subsection does not repeal or otherwise affect,
 137 amend, or alter a municipality's power under s. 2(b), Art. VIII
 138 of the State Constitution, under this section, or pursuant to
 139 other provisions of law as such power existed on January 1,
 140 2020, to impose the levies identified in paragraph (a). It is
 141 the Legislature's intent only that such levies be renamed and
 142 represented to the public as taxes as provided in paragraph (a).
 143 Municipalities will continue to possess and exercise all powers
 144 conferred on them as those powers existed on January 1, 2020.

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

147 189.011 Statement of legislative purpose and intent.—

148 (4) (a) A special district that proposes to impose or
 149 increase or imposes or increases the rate of a special
 150 assessment or non-ad valorem assessment must rename and

151 represent to the public the special assessment or non-ad valorem
152 assessment as a "special benefit tax."

153 (b) This subsection does not repeal or otherwise affect,
154 amend, or alter a special district's power pursuant to other
155 provisions of law as such power existed on January 1, 2020, to
156 impose special assessments or non-ad valorem assessments. It is
157 the Legislature's intent only that such assessments be renamed
158 and represented to the public as taxes as provided in paragraph
159 (a). Special districts will continue to possess and exercise all
160 powers conferred on them as those powers existed on January 1,
161 2020.

162 Section 6. Section 197.3635, Florida Statutes, is amended
163 to read:

164 197.3635 Combined notice of ad valorem taxes and non-ad
165 valorem assessments and special benefit taxes; requirements.—A
166 form for the combined notice of ad valorem taxes and non-ad
167 valorem assessments and special benefit taxes shall be produced
168 and paid for by the tax collector. The form shall meet the
169 requirements of this section and department rules and is subject
170 to approval by the department. By rule, the department shall
171 provide a format for the form of such combined notice. The form
172 shall:

173 (1) Contain the title "Notice of Ad Valorem Taxes and
174 Non-ad Valorem Assessments and Special Benefit Taxes." The form
175 shall also contain a receipt part that can be returned along

176 with the payment to the tax collector.

177 (2) Contain the heading "Ad Valorem Taxes" within the ad
178 valorem part and the heading "Non-ad Valorem Assessments and
179 Special Benefit Taxes" within the non-ad valorem assessment and
180 special benefit tax part.

181 (3) Contain the county name, the assessment year, the
182 mailing address of the tax collector, the mailing address of one
183 property owner, the legal description of the property to at
184 least 25 characters, and the unique parcel or tax identification
185 number of the property.

186 (4) Provide for the labeled disclosure of the total
187 amount of combined levies and the total discounted amount due
188 each month when paid in advance.

189 (5) Provide a field or portion on the front of the notice
190 for official use for data to reflect codes useful to the tax
191 collector.

192 (6) Provide for the combined notice to be set in type that
193 is 8 points or larger.

194 (7) Contain within the ad valorem part:

195 (a) A schedule of the assessed value, exempted value, and
196 taxable value of the property.

197 (b) Subheadings for columns listing taxing authorities,
198 corresponding millage rates expressed in dollars and cents per
199 \$1,000 of taxable value, and the associated tax.

200 (c) A listing of taxing authorities in the same sequence

201 and manner as listed on the notice required by s. 200.069(4)(a),
 202 with the exception that independent special districts, municipal
 203 service taxing districts, and voted debt service millages for
 204 each taxing authority shall be listed separately. If a county
 205 has too many municipal service taxing units to list separately,
 206 it shall combine them to disclose the total number of such units
 207 and the amount of taxes levied.

208 (8) Contain within the non-ad valorem assessment part:

209 (a) Subheadings for columns listing the levying
 210 authorities, corresponding assessment rates expressed in dollars
 211 and cents per unit of assessment, and the associated assessment
 212 amount.

213 (b) The purpose of the assessment, if the purpose is not
 214 clearly indicated by the name of the levying authority.

215 (c) A listing of the levying authorities in the same order
 216 as in the ad valorem part to the extent practicable. If a county
 217 has too many municipal service benefit units to list separately,
 218 it shall combine them by function.

219 (9) Provide instructions and useful information to the
 220 taxpayer. Such information and instructions shall be
 221 nontechnical to minimize confusion. The information and
 222 instructions required by this section shall be provided by
 223 department rule and shall include:

224 (a) Procedures to be followed when the property has been
 225 sold or conveyed.

226 (b) Instruction as to mailing the remittance and receipt
 227 along with a brief disclosure of the availability of discounts.

228 (c) Notification about delinquency and interest for
 229 delinquent payment.

230 (d) Notification that failure to pay the amounts due will
 231 result in a tax certificate being issued against the property.

232 (e) A brief statement outlining the responsibility of the
 233 tax collector, the property appraiser, and the taxing
 234 authorities. This statement shall be accompanied by directions
 235 as to which office to contact for particular questions or
 236 problems.

237 Section 7. Subsection (9) and paragraph (a) of subsection
 238 (10) of section 200.069, Florida Statutes, are amended to read:

239 200.069 Notice of proposed property taxes and non-ad
 240 valorem assessments and special benefit taxes.—Pursuant to s.
 241 200.065(2)(b), the property appraiser, in the name of the taxing
 242 authorities and local governing boards levying non-ad valorem
 243 assessments within his or her jurisdiction and at the expense of
 244 the county, shall prepare and deliver by first-class mail to
 245 each taxpayer to be listed on the current year's assessment roll
 246 a notice of proposed property taxes, which notice shall contain
 247 the elements and use the format provided in the following form.
 248 Notwithstanding the provisions of s. 195.022, no county officer
 249 shall use a form other than that provided herein. The Department
 250 of Revenue may adjust the spacing and placement on the form of

251 the elements listed in this section as it considers necessary
252 based on changes in conditions necessitated by various taxing
253 authorities. If the elements are in the order listed, the
254 placement of the listed columns may be varied at the discretion
255 and expense of the property appraiser, and the property
256 appraiser may use printing technology and devices to complete
257 the form, the spacing, and the placement of the information in
258 the columns. A county officer may use a form other than that
259 provided by the department for purposes of this part, but only
260 if his or her office pays the related expenses and he or she
261 obtains prior written permission from the executive director of
262 the department; however, a county officer may not use a form the
263 substantive content of which is at variance with the form
264 prescribed by the department. The county officer may continue to
265 use such an approved form until the law that specifies the form
266 is amended or repealed or until the officer receives written
267 disapproval from the executive director.

268 (9) The bottom portion of the notice shall further read in
269 bold, conspicuous print:

270 "Your final tax bill may contain non-ad valorem assessments and
271 special benefit taxes which may not be reflected on this notice
272 such as assessments for roads, fire, garbage, lighting,
273 drainage, water, sewer, or other governmental services and
274 facilities which may be levied by your county, city, or any
275 special district."

276 (10) (a) If requested by the local governing board levying
 277 non-ad valorem assessments and agreed to by the property
 278 appraiser, the notice specified in this section may contain a
 279 notice of proposed or adopted non-ad valorem assessments and
 280 special benefit taxes. If so agreed, the notice shall be titled:

281 NOTICE OF PROPOSED PROPERTY TAXES
 282 AND PROPOSED OR ADOPTED
 283 NON-AD VALOREM ASSESSMENTS
 284 AND SPECIAL BENEFIT TAXES

285 DO NOT PAY—THIS IS NOT A BILL

286 There must be a clear partition between the notice of proposed
 287 property taxes and the notice of proposed or adopted non-ad
 288 valorem assessments and special benefit taxes. The partition
 289 must be a bold, horizontal line approximately 1/8-inch thick. By
 290 rule, the department shall provide a format for the form of the
 291 notice of proposed or adopted non-ad valorem assessments and
 292 special benefit taxes which meets the following minimum
 293 requirements:

294 1. There must be subheading for columns listing the
 295 levying local governing board, with corresponding assessment
 296 rates expressed in dollars and cents per unit of assessment, and
 297 the associated assessment amount.

298 2. The purpose of each assessment must also be listed in
 299 the column listing the levying local governing board if the
 300 purpose is not clearly indicated by the name of the board.

301 3. Each non-ad valorem assessment and special benefit tax
302 for each levying local governing board must be listed
303 separately.

304 4. If a county has too many municipal service benefit
305 units or assessments to be listed separately, it shall combine
306 them by function.

307 5. A brief statement outlining the responsibility of the
308 tax collector and each levying local governing board as to any
309 non-ad valorem assessment and special benefit tax must be
310 provided on the form, accompanied by directions as to which
311 office to contact for particular questions or problems.

312 Section 8. Paragraph (a) of subsection (1) and subsection
313 (5) of section 207.004, Florida Statutes, are amended to read:

314 207.004 Registration of motor carriers; identifying
315 devices; taxes ~~fees~~; renewals; temporary fuel-use permits and
316 driveaway permits.—

317 (1)(a) No motor carrier shall operate or cause to be
318 operated in this state any commercial motor vehicle, other than
319 a Florida-based commercial motor vehicle that travels Florida
320 intrastate mileage only, that uses diesel fuel or motor fuel
321 until such carrier has registered with the department or has
322 registered under a cooperative reciprocal agreement as described
323 in s. 207.0281, after such time as this state enters into such
324 agreement, and has been issued an identifying device or such
325 carrier has been issued a permit as authorized under subsections

326 (4) and (5) for each vehicle operated. There shall be a tax fee
327 of \$4 per year or any fraction thereof for each such identifying
328 device issued. The identifying device shall be provided by the
329 department and must be conspicuously displayed on the commercial
330 motor vehicle as prescribed by the department while it is being
331 operated on the public highways of this state. The transfer of
332 an identifying device from one vehicle to another vehicle or
333 from one motor carrier to another motor carrier is prohibited.

334 (5) (a) A registered motor carrier holding a valid
335 certificate of registration may, upon payment of the \$45 tax fee
336 per permit, secure from the department, or any wire service
337 authorized by the department, a temporary fuel-use permit. A
338 blank temporary fuel-use permit, before its use, must be
339 executed by the motor carrier, in ink or type, so as to identify
340 the carrier, the vehicle to which the permit is assigned, and
341 the date that the vehicle is placed in and removed from service.
342 The temporary fuel-use permit shall also show a complete
343 identification of the vehicle on which the permit is to be used,
344 together with the name and address of the owner or lessee of the
345 vehicle. The endorsed temporary fuel-use permit shall then be
346 carried on the vehicle that it identifies and shall be exhibited
347 on demand to any authorized personnel. Temporary fuel-use
348 permits may be transmitted to the motor carrier by electronic
349 means and shall be completed as outlined by department personnel
350 prior to transmittal. The motor carrier to whom a temporary

351 fuel-use permit is issued shall be solely responsible for the
352 proper use of the permit by its employees, consignees, or
353 lessees. Any erasure, alteration, or unauthorized use of a
354 temporary fuel-use permit shall render it invalid and of no
355 effect. A motor carrier to whom a temporary fuel-use permit is
356 issued may not knowingly allow the permit to be used by any
357 other person or organization.

358 (b) An unregistered motor carrier may, upon payment of the
359 \$45 tax fee, secure from any wire service authorized by the
360 department, by electronic means, a temporary fuel-use permit
361 that shall be valid for a period of 10 days. Such permit must
362 show the name and address of the unregistered motor carrier to
363 whom it is issued, the date the vehicle is placed in and removed
364 from service, a complete identification of the vehicle on which
365 the permit is to be used, and the name and address of the owner
366 or lessee of the vehicle. The temporary fuel-use permit shall
367 then be carried on the vehicle that it identifies and shall be
368 exhibited on demand to any authorized personnel. The
369 unregistered motor carrier to whom a temporary fuel-use permit
370 is issued shall be solely responsible for the proper use of the
371 permit by its employees, consignees, or lessees. Any erasure,
372 alteration, or unauthorized use of a temporary fuel-use permit
373 shall render it invalid and of no effect. The unregistered motor
374 carrier to whom a temporary fuel-use permit is issued may not
375 knowingly allow the permit to be used by any other person or

376 organization.

377 (c) A registered motor carrier engaged in driveaway
378 transportation, in which the cargo is the vehicle itself and is
379 in transit to stock inventory and the ownership of the vehicle
380 is not vested in the motor carrier, may, upon payment of the \$4
381 tax fee, secure from the department a driveaway permit. The
382 driveaway permits shall be issued for the period January 1
383 through December 31. An original permit must be in the
384 possession of the operator of each vehicle and shall be
385 exhibited on demand to any authorized personnel. Vehicle mileage
386 reports must be submitted by the motor carrier, and the road
387 privilege tax must be paid on all miles operated within this
388 state during the reporting period. All other provisions of this
389 chapter shall apply to the holder of a driveaway permit.

390 Section 9. Subsections (18) and (19) of section 210.01,
391 Florida Statutes, are amended to read:

392 210.01 Definitions.—When used in this part the following
393 words shall have the meaning herein indicated:

394 (18) "Unstamped package" or "unstamped cigarettes" means a
395 package on which the surtax on cigarettes under s. 210.011
396 ~~surcharge~~ and the excise or privilege tax on cigarettes under s.
397 210.02 required by this part have not been paid, regardless of
398 whether or not such package is stamped or marked with the
399 indicia of any other taxing authority, or a package on which
400 there has been affixed a counterfeit or fraudulent indicium or

401 stamp.

402 (19) "Stamp" or "stamps" means the indicia required to be
 403 placed on cigarette packages which evidence payment of the
 404 surtax ~~surcharge~~ on cigarettes under s. 210.011 and the excise
 405 or privilege tax on cigarettes under s. 210.02.

406 Section 10. Section 210.011, Florida Statutes, is amended
 407 to read:

408 210.011 Cigarette surtax ~~surcharge~~ levied; collection.—

409 (1) A surtax ~~surcharge~~, in addition to all other taxes of
 410 every kind levied by law, is levied upon the sale, receipt,
 411 purchase, possession, consumption, handling, distribution, and
 412 use of cigarettes in this state, in the following amounts,
 413 except as otherwise provided in subsections (2)-(5), for
 414 cigarettes of standard dimensions:

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

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

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

423 (2) The descriptions of cigarettes contained in subsection
 424 (1) are declared to be standard as to dimensions for the purpose
 425 of levying a surtax ~~surcharge~~ as provided in this section. If

426 any cigarette is received, purchased, possessed, sold, offered
427 for sale, given away, or used which is of a size other than
428 those standard dimensions, the cigarette is subject to a surtax
429 ~~surchage~~ at the rate of 4.2 cents on each cigarette.

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

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

436 (b) Packages containing more than 10 but not more than 20
437 cigarettes require a surtax ~~surchage~~ of \$1.

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

442 (a) Packages containing 10 cigarettes or fewer require a
443 surtax ~~surchage~~ of \$1.

444 (b) Packages containing more than 10 but not more than 20
445 cigarettes require a surtax ~~surchage~~ of \$2.

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

450 (a) Packages containing 10 cigarettes or fewer require a

451 surtax ~~surcharge~~ of \$2.

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

454 (6) This surtax ~~surcharge~~ shall be paid by the dealer to
455 the division for deposit and distribution as hereinafter
456 provided upon the first sale or transaction within the state,
457 whether such sale or transfer is to the ultimate purchaser or
458 consumer. The seller or dealer shall collect the surtax
459 ~~surcharge~~ from the purchaser or consumer, and the purchaser or
460 consumer shall pay the surtax ~~surcharge~~ to the seller. The
461 seller or dealer is responsible for the collection of the surtax
462 ~~surcharge~~ and payment of the surtax ~~surcharge~~ to the division.
463 All surtaxes ~~surcharges~~ are due not later than the 10th day of
464 the month following the calendar month in which they were
465 incurred, and thereafter shall bear interest at the rate of 1
466 percent per month. If the amount of surtax ~~surcharge~~ due for a
467 given period is assessed without allocating it to any particular
468 month, the interest begins accruing on the date of the
469 assessment. Whenever cigarettes are shipped from outside the
470 state to anyone other than a distributing agent or wholesale
471 dealer, the person receiving the cigarettes is responsible for
472 the surtax ~~surcharge~~ on the cigarettes and payment of the surtax
473 ~~surcharge~~ to the division.

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

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

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

482 Section 11. Subsection (9) of section 210.04, Florida
 483 Statutes, is amended to read:

484 210.04 Construction; exemptions; collection.—

485 (9) Agents, located within or without the state, shall
 486 purchase stamps and affix such stamps in the manner prescribed
 487 to packages or containers of cigarettes to be sold, distributed,
 488 or given away within the state, in which case any dealer
 489 subsequently receiving such stamped packages of cigarettes will
 490 not be required to purchase and affix stamps on such packages of
 491 cigarettes. However, the division may, in its discretion,
 492 authorize manufacturers to distribute in the state free sample
 493 packages of cigarettes containing not less than 2 or more than
 494 20 cigarettes without affixing any surtax ~~surcharge~~ and tax
 495 stamps provided copies of shipping invoices on such cigarettes
 496 are furnished, and payment of all surtaxes ~~surcharges~~ and taxes
 497 imposed on such cigarettes by law is made, directly to the
 498 division not later than the 10th day of each calendar month. The
 499 surtax ~~surcharge~~ and tax on cigarettes in sample packages shall
 500 be based on a unit in accordance with the surtaxes ~~surcharges~~

501 levied under s. 210.011(1) and the taxing provisions of s.
502 210.02(1).

503 Section 12. Section 210.1801, Florida Statutes, is amended
504 to read:

505 210.1801 Exempt cigarettes for members of recognized
506 Indian tribes.—

507 (1) Notwithstanding any provision of this chapter to the
508 contrary, a member of an Indian tribe recognized in this state
509 who purchases cigarettes on an Indian reservation for his or her
510 own use is exempt from paying a cigarette tax and a surtax
511 ~~surcharge~~. However, such member purchasing cigarettes outside of
512 an Indian reservation or a nontribal member purchasing
513 cigarettes on an Indian reservation is not exempt from paying
514 the cigarette tax or surtax ~~surcharge~~ when purchasing cigarettes
515 within this state. Accordingly, the tax and surtax ~~surcharge~~
516 shall apply to all cigarettes sold on an Indian reservation to a
517 nontribal member, and evidence of such tax or surtax ~~surcharge~~
518 shall be by means of an affixed cigarette tax and surtax
519 ~~surcharge~~ stamp.

520 (2) In order to ensure an adequate quantity of cigarettes
521 on Indian reservations which may be purchased by tribal members
522 who are exempt from the cigarette tax and surtax ~~surcharge~~, the
523 division shall provide recognized Indian tribes within this
524 state with Indian-tax-and-surtax-exemption ~~Indian-tax-and-~~
525 ~~surcharge-exemption~~ coupons as set forth in this section. A

526 reservation cigarette seller shall present such Indian-tax-and-
527 surtax-exemption ~~Indian-tax-and-surchage-exemption~~ coupons to a
528 wholesale dealer licensed in this state in order to purchase
529 stamped cigarettes that are exempt from the imposition of the
530 cigarette tax and surtax ~~surchage~~. A tribal member may purchase
531 cigarettes that are exempt from the cigarette tax and surtax
532 ~~surchage~~ from a reservation cigarette seller even though such
533 cigarettes have an affixed cigarette tax-and-surtax ~~tax-and-~~
534 ~~surchage~~ stamp.

535 (3) Indian-tax-and-surtax-exemption ~~Indian-tax-and-~~
536 ~~surchage-exemption~~ coupons shall be provided to the recognized
537 governing body of each Indian tribe to ensure that each Indian
538 tribe can obtain cigarettes that are exempt from the tax and
539 surtax ~~surchage~~ which are for the use of the tribe or its
540 members. The Indian-tax-and-surtax-exemption ~~Indian-tax-and-~~
541 ~~surchage-exemption~~ coupons shall be provided to the Indian
542 tribes quarterly. It is intended that each Indian tribe will
543 distribute the Indian-tax-and-surtax-exemption ~~Indian-tax-and-~~
544 ~~surchage-exemption~~ coupons to reservation cigarette sellers on
545 such tribe's reservation. Only Indian tribes or reservation
546 cigarette sellers on their reservations may redeem such Indian-
547 tax-and-surtax-exemption ~~Indian-tax-and-surchage-exemption~~
548 coupons pursuant to this section.

549 (a) The number of Indian-tax-and-surtax-exemption ~~Indian-~~
550 ~~tax-and-surchage-exemption~~ coupons to be given to the

551 recognized governing body of each Indian tribe shall be based
552 upon the probable demand of the tribal members on the tribe's
553 reservation plus the number needed for official tribal use. The
554 annual total number of Indian-tax-and-surtax-exemption ~~Indian-~~
555 ~~tax-and-surcharge-exemption~~ coupons to be given to the
556 recognized governing body of each Indian tribe shall be
557 calculated by multiplying the number of members of the tribe
558 times five packs of cigarettes times 365.

559 (b) Each wholesale dealer shall keep records of
560 transactions involving Indian-tax-and-surtax-exemption ~~Indian-~~
561 ~~tax-and-surcharge-exemption~~ coupons and shall submit appropriate
562 documentation to the division when claiming a refund as set
563 forth in this section. Documentation must contain at least the
564 following information:

565 1. The identity of the Indian tribe from which an Indian-
566 tax-and-surtax-exemption ~~Indian-tax-and-surcharge-exemption~~
567 coupon is received;

568 2. The identity and the quantity of the product for which
569 an Indian-tax-and-surtax-exemption ~~Indian-tax-and-surcharge-~~
570 ~~exemption~~ coupon is provided;

571 3. The date of issuance and the date of expiration of the
572 Indian-tax-and-surtax-exemption ~~Indian-tax-and-surcharge-~~
573 ~~exemption~~ coupon; and

574 4. Any other information as the division may deem
575 appropriate.

576 (4) (a) An Indian tribe may purchase cigarettes for its own
577 official use from a wholesale dealer without payment of the
578 cigarette tax and surtax ~~surcharge~~ to the extent that the Indian
579 tribe provides the wholesale dealer with Indian-tax-and-surtax-
580 exemption ~~Indian-tax-and-surcharge-exemption~~ coupons entitling
581 the Indian tribe to purchase such quantities of cigarettes as
582 allowed by each Indian-tax-and-surtax-exemption ~~Indian-tax-and-~~
583 ~~surcharge-exemption~~ coupon without paying the cigarette tax and
584 surtax ~~surcharge~~.

585 (b) A tribal member may purchase cigarettes for his or her
586 own use without payment of the cigarette tax and surtax
587 ~~surcharge~~ if the tribal member makes such purchase on a
588 qualified reservation.

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

592 1. If the reservation cigarette seller brings the
593 cigarettes or causes them to be delivered onto a qualified
594 reservation for resale on the reservation;

595 2. To the extent that the reservation cigarette seller
596 provides the wholesale dealer with Indian-tax-and-surtax-
597 exemption ~~Indian-tax-and-surcharge-exemption~~ coupons entitling
598 the reservation cigarette seller to purchase such quantities of
599 cigarettes as allowed on each Indian-tax-and-surtax-exemption
600 ~~Indian-tax-and-surcharge-exemption~~ coupon without paying the

601 cigarette tax and surtax ~~surcharge~~; and

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

604 (d) A wholesale dealer may not collect the cigarette tax
605 and surtax ~~surcharge~~ from any purchaser if the purchaser gives
606 the dealer Indian-tax-and-surtax-exemption ~~Indian-tax-and-~~
607 ~~surcharge-exemption~~ coupons that entitle the purchaser to
608 purchase such quantities of cigarettes as allowed on each such
609 Indian-tax-and-surtax-exemption ~~Indian-tax-and-surcharge-~~
610 ~~exemption~~ coupon without paying the cigarette tax and surtax
611 ~~surcharge~~.

612 (5) A wholesale dealer who has one or more Indian-tax-and-
613 surtax-exemption ~~Indian-tax-and-surcharge-exemption~~ coupons may
614 file a claim for a refund with respect to any cigarette tax
615 previously paid on cigarettes that the wholesale dealer sold
616 without collecting the tax because the dealer accepted an
617 Indian-tax-and-surtax-exemption ~~Indian-tax-and-surcharge-~~
618 ~~exemption~~ coupon from a purchaser pursuant to this section.

619 (6) If an Indian tribe enters into an agreement with the
620 state and the Legislature approves such agreement regarding the
621 sale and distribution of cigarettes on the tribe's reservation,
622 the terms of the agreement take precedence over the provisions
623 of this section and exempt the tribe from the tax and surtax
624 ~~surcharge~~ if the tax and surtax ~~surcharge~~ are specifically
625 addressed in the agreement. The sale or distribution, including

626 transportation, of any cigarettes to the tribe's reservation
 627 shall be in accordance with the provisions of the agreement. The
 628 agreement must provide for revenue sharing between the tribe and
 629 the state relating to the imposition and collection of the taxes
 630 imposed by ss. 210.02 and 210.30 and the surtaxes ~~surcharges~~
 631 imposed by ss. 210.011 and 210.276 and must, at a minimum,
 632 provide for the state to receive as revenue sharing from the
 633 tribe the full amounts of the surtaxes ~~surcharges~~ imposed by ss.
 634 210.011 and 210.276.

635 Section 13. Section 210.276, Florida Statutes, is amended
 636 to read:

637 210.276 Surtax ~~surcharge~~ on tobacco products.—

638 (1) A surtax ~~surcharge~~ is levied upon all tobacco products
 639 in this state and upon any person engaged in business as a
 640 distributor of tobacco products at the rate of 60 percent of the
 641 wholesale sales price. The surtax ~~surcharge~~ shall be levied at
 642 the time the distributor:

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

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

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

651 (2) A surtax ~~surcharge~~ is imposed upon the use or storage
652 by consumers of tobacco products in this state and upon such
653 consumers at the rate of 60 percent of the wholesale sales
654 price. The surtax ~~surcharge~~ imposed by this subsection does not
655 apply if the surtax ~~surcharge~~ imposed by subsection (1) on such
656 tobacco products has been paid. This surtax ~~surcharge~~ does not
657 apply to the use or storage of tobacco products in quantities of
658 less than 1 pound in the possession of any one consumer.

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

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

665 (5) The exemptions provided for cigarettes under s.
666 210.04(4) also apply to tobacco products subject to a surtax
667 ~~surcharge~~ under this section.

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

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

674 Section 14. Subsection (4) of section 212.0601, Florida
675 Statutes, is amended to read:

676 212.0601 Use taxes of vehicle dealers.—

677 (4) Notwithstanding the provisions of a motor vehicle
 678 rental agreement, no sales or use tax and no rental car surtax
 679 ~~surcharge~~ pursuant to s. 212.0606 shall accrue to the use of a
 680 motor vehicle provided at no charge to a person whose motor
 681 vehicle is being repaired, adjusted, or serviced by the entity
 682 providing the replacement motor vehicle.

683 Section 15. Section 212.0606, Florida Statutes, is amended
 684 to read:

685 212.0606 Rental car surtax ~~surcharge~~.—

686 (1) Except as provided in subsection (2), a surtax
 687 ~~surcharge~~ of \$2 per day or any part of a day is imposed upon the
 688 lease or rental of a motor vehicle licensed for hire and
 689 designed to carry fewer than nine passengers regardless of
 690 whether the motor vehicle is licensed in this state. The surtax
 691 ~~surcharge~~ applies to only the first 30 days of the term of a
 692 lease or rental. The surtax ~~surcharge~~ is subject to all
 693 applicable taxes imposed by this chapter.

694 (2) A member of a car-sharing service who uses a motor
 695 vehicle as described in subsection (1) for less than 24 hours
 696 pursuant to an agreement with the car-sharing service shall pay
 697 a surtax ~~surcharge~~ of \$1 per usage. A member of a car-sharing
 698 service who uses the same motor vehicle for 24 hours or more
 699 shall pay a surtax ~~surcharge~~ of \$2 per day or any part of a day
 700 as provided in subsection (1). For purposes of this subsection,

701 the term "car-sharing service" means a membership-based
 702 organization or business, or division thereof, which requires
 703 the payment of an application or membership fee and provides
 704 member access to motor vehicles:

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

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

709 (c) Only through automated means, including, but not
 710 limited to, smartphone applications or electronic membership
 711 cards;

712 (d) On an hourly basis or for a shorter increment of time;

713 (e) Without a separate fee for refueling the motor
 714 vehicle;

715 (f) Without a separate fee for minimum financial
 716 responsibility liability insurance; and

717 (g) Owned or controlled by the car-sharing service or its
 718 affiliates.

719
 720 The surtax ~~surcharge~~ imposed under this subsection does not
 721 apply to the lease, rental, or use of a motor vehicle from a
 722 location owned, operated, or leased by or for the benefit of an
 723 airport or airport authority.

724 (3) (a) Notwithstanding s. 212.20, and less the costs of
 725 administration, 80 percent of the proceeds of this surtax

726 ~~surcharge~~ shall be deposited in the State Transportation Trust
727 Fund, 15.75 percent of the proceeds of this surtax ~~surcharge~~
728 shall be deposited in the Tourism Promotional Trust Fund created
729 in s. 288.122, and 4.25 percent of the proceeds of this surtax
730 ~~surcharge~~ shall be deposited in the Florida International Trade
731 and Promotion Trust Fund. For the purposes of this subsection,
732 "proceeds" of the surtax ~~surcharge~~ means all funds collected and
733 received by the department under this section, including
734 interest and penalties on delinquent surtaxes ~~surcharges~~. The
735 department shall provide the Department of Transportation rental
736 car surtax ~~surcharge~~ revenue information for the previous state
737 fiscal year by September 1 of each year.

738 (b) Notwithstanding any other provision of law, the
739 proceeds deposited in the State Transportation Trust Fund shall
740 be allocated on an annual basis in the Department of
741 Transportation's work program to each department district,
742 except the Turnpike District. The amount allocated to each
743 district shall be based on the amount of proceeds attributed to
744 the counties within each respective district.

745 (4) Except as provided in this section, the department
746 shall administer, collect, and enforce the surtax ~~surcharge~~ as
747 provided in this chapter.

748 (a) The department shall require dealers to report surtax
749 ~~surcharge~~ collections according to the county to which the
750 surtax ~~surcharge~~ was attributed. For purposes of this section,

751 the surtax ~~surcharge~~ shall be attributed to the county where the
752 rental agreement was entered into.

753 (b) Dealers who collect the rental car surtax ~~surcharge~~
754 shall report to the department all surtax ~~surcharge~~ revenues
755 attributed to the county where the rental agreement was entered
756 into on a timely filed return for each required reporting
757 period. The provisions of this chapter which apply to interest
758 and penalties on delinquent taxes apply to the surtax ~~surcharge~~.
759 The surtax ~~surcharge~~ shall not be included in the calculation of
760 estimated taxes pursuant to s. 212.11. The dealer's credit
761 provided in s. 212.12 does not apply to any amount collected
762 under this section.

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

767 Section 16. Section 213.05, Florida Statutes, is amended
768 to read:

769 213.05 Department of Revenue; control and administration
770 of revenue laws.—The Department of Revenue shall have only those
771 responsibilities for ad valorem taxation specified to the
772 department in chapter 192, taxation, general provisions; chapter
773 193, assessments; chapter 194, administrative and judicial
774 review of property taxes; chapter 195, property assessment
775 administration and finance; chapter 196, exemption; chapter 197,

776 tax collections, sales, and liens; chapter 199, intangible
777 personal property taxes; and chapter 200, determination of
778 millage. The Department of Revenue shall have the responsibility
779 of regulating, controlling, and administering all revenue laws
780 and performing all duties as provided in s. 125.0104, the Local
781 Option Tourist Development Act; s. 125.0108, tourist impact tax;
782 chapter 198, estate taxes; chapter 201, excise tax on documents;
783 chapter 202, communications services tax; chapter 203, gross
784 receipts taxes; chapter 206, motor and other fuel taxes; chapter
785 211, tax on production of oil and gas and severance of solid
786 minerals; chapter 212, tax on sales, use, and other
787 transactions; chapter 220, income tax code; ss. 336.021 and
788 336.025, taxes on motor fuel and special fuel; s. 376.11,
789 pollutant spill prevention and control; s. 403.718, waste tire
790 surtaxes fees; s. 403.7185, lead-acid battery surtaxes fees; s.
791 538.09, registration of secondhand dealers; s. 538.25,
792 registration of secondary metals recyclers; s. 624.4621, group
793 self-insurer's fund premium tax; s. 624.5091, retaliatory tax;
794 s. 624.475, commercial self-insurance fund premium tax; ss.
795 624.509-624.511, insurance code: administration and general
796 provisions; s. 624.515, State Fire Marshal regulatory
797 assessment; s. 627.357, medical malpractice self-insurance
798 premium tax; s. 629.5011, reciprocal insurers premium tax; and
799 s. 681.117, motor vehicle warranty enforcement.

800 Section 17. Paragraphs (p) and (q) of subsection (1),

801 paragraph (u) of subsection (8), and paragraph (b) of subsection
 802 (15) of section 213.053, Florida Statutes, are amended to read:

803 213.053 Confidentiality and information sharing.—

804 (1) This section applies to:

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

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

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

809 (u) Rental car surtax ~~surcharge~~ revenues authorized by s.
 810 212.0606, reported according to the county to which the surtax
 811 ~~surcharge~~ was attributed to the Department of Transportation.

812
 813 Disclosure of information under this subsection shall be
 814 pursuant to a written agreement between the executive director
 815 and the agency. Such agencies, governmental or nongovernmental,
 816 shall be bound by the same requirements of confidentiality as
 817 the Department of Revenue. Breach of confidentiality is a
 818 misdemeanor of the first degree, punishable as provided by s.
 819 775.082 or s. 775.083.

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

824 Section 18. Paragraph (b) of subsection (2) and paragraphs
 825 (a) and (b) of subsection (3) of section 213.24, Florida

826 Statutes, are amended to read:

827 213.24 Accrual of penalties and interest on deficiencies;
828 deficiency billing costs.—

829 (2)

830 (b) The cost of issuing billings or automated refunds for
831 any tax, surtax, or fee enumerated in s. 213.05 or chapter 443
832 shall be computed in a study performed by the inspector general
833 of the department. The study shall be conducted every 3 years
834 and at such other times as deemed necessary by the inspector
835 general. A minimum billing and automated refund amount shall be
836 established and adjusted in accordance with the results of such
837 study.

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

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

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

843 a. Timely file a complete return;

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

845 or

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

849 2. "Extraordinary circumstances" means events beyond the
850 control of the taxpayer, including, but not limited to, the

851 taxpayer's death; acts of war or terrorism; natural disaster,
852 fire, or other casualty; or the nonfeasance or misfeasance of
853 the taxpayer's employee or representative responsible for
854 complying with the taxes, surtaxes, and fees listed in s. 213.05
855 and chapter 443. With respect to acts of the taxpayer's employee
856 or representative, the taxpayer must show that the principals of
857 the business lacked actual knowledge of the collection event and
858 any notification of the collection event.

859 (b) The department shall collect the fee from a taxpayer
860 who fails to pay the full amount of tax, penalty, and interest
861 due within 90 days following initial notification of the
862 collection event. The department may waive or reduce the fee if
863 the taxpayer demonstrates that the failure to pay the full
864 amount due within 90 days following the initial notification was
865 due to extraordinary circumstances. The fee applies to those
866 taxes, surtaxes, and fees listed in s. 213.05 and chapter 443
867 and administered by the department.

868 Section 19. Subsection (3) of section 282.709, Florida
869 Statutes, is amended to read:

870 282.709 State agency law enforcement radio system and
871 interoperability network.—

872 (3) The State Agency Law Enforcement Radio System Trust
873 Fund is established in the department and funded from taxes and
874 surtaxes ~~surcharges~~ collected under ss. 318.18, 320.0802, and
875 328.72. Upon appropriation, moneys in the trust fund may be used

876 by the department to acquire by competitive procurement the
877 equipment, software, and engineering, administrative, and
878 maintenance services it needs to construct, operate, and
879 maintain the statewide radio system. Moneys in the trust fund
880 from taxes and surtaxes ~~surcharges~~ shall be used to help fund
881 the costs of the system. Upon completion of the system, moneys
882 in the trust fund may also be used by the department for payment
883 of the recurring maintenance costs of the system.

884 Section 20. Section 316.2124, Florida Statutes, is amended
885 to read:

886 316.2124 Motorized disability access vehicles.—The
887 Department of Highway Safety and Motor Vehicles is directed to
888 provide, by rule, for the regulation of motorized disability
889 access vehicles as described in s. 320.01. The department shall
890 provide that motorized disability access vehicles shall be
891 registered in the same manner as motorcycles and shall pay the
892 same registration tax ~~fee~~ as for a motorcycle. There shall also
893 be assessed, in addition to the registration tax ~~fee~~, a \$2.50
894 surtax ~~surcharge~~ for motorized disability access vehicles. This
895 surtax ~~surcharge~~ shall be paid into the Highway Safety Operating
896 Trust Fund. Motorized disability access vehicles shall not be
897 required to be titled by the department. The department shall
898 require motorized disability access vehicles to be subject to
899 the same safety requirements as set forth in this chapter for
900 motorcycles.

901 Section 21. Paragraph (b) of subsection (4) of section
 902 316.545, Florida Statutes, is amended to read:

903 316.545 Weight and load unlawful; special fuel and motor
 904 fuel tax enforcement; inspection; penalty; review.—

905 (4) (b) In addition to the penalty provided for in
 906 paragraph (a), the vehicle may be detained until the owner or
 907 operator of the vehicle furnishes evidence that the vehicle has
 908 been properly registered pursuant to s. 207.004. Any officer of
 909 the Florida Highway Patrol or agent of the Department of
 910 Transportation may issue a temporary fuel use permit and collect
 911 the appropriate tax ~~fee~~ as provided for in s. 207.004(4).
 912 Notwithstanding the provisions of subsection (6), all permit
 913 taxes ~~fees~~ collected pursuant to this paragraph shall be
 914 transferred to the Department of Highway Safety and Motor
 915 Vehicles to be allocated pursuant to s. 207.026.

916 Section 22. Subsection (6) of section 316.550, Florida
 917 Statutes, is amended to read:

918 316.550 Operations not in conformity with law; special
 919 permits.—

920 (6) The Department of Transportation or such local
 921 authority is authorized to promulgate rules and regulations
 922 concerning the issuance of such permits and to charge a tax ~~fee~~
 923 for the issuance thereof, which rules, regulations, and taxes
 924 ~~fees~~ shall have the force and effect of law. The minimum tax ~~fee~~
 925 for issuing any such permit shall be \$5. The Department of

926 Transportation may issue blanket permits for not more than 36
 927 months. The department may charge an annualized tax ~~fee~~ for
 928 blanket permits not to exceed \$500.

929 Section 23. Subsection (1) of section 317.0004, Florida
 930 Statutes, is amended to read:

931 317.0004 Administration of off-highway vehicle titling
 932 laws; records.—

933 (1) The administration of off-highway vehicle titling laws
 934 in this chapter is under the Department of Highway Safety and
 935 Motor Vehicles, which shall provide for the issuing, handling,
 936 and recording of all off-highway vehicle titling applications
 937 and certificates, including the receipt and accounting of off-
 938 highway vehicle titling taxes and fees. The provisions of
 939 chapter 319 are applicable to this chapter, unless otherwise
 940 explicitly stated.

941 Section 24. Subsection (2) of section 317.0006, Florida
 942 Statutes, are amended to read:

943 317.0006 Certificate of title required.—

944 (2) A person may not sell, assign, or transfer an off-
 945 highway vehicle titled by the state without delivering to the
 946 purchaser or transferee a valid certificate of title with an
 947 assignment on it showing the transfer of title to the purchaser
 948 or transferee. A person may not purchase or otherwise acquire an
 949 off-highway vehicle required to be titled without obtaining a
 950 certificate of title for the vehicle in his or her name. The

951 purchaser or transferee shall, within 30 days after a change in
952 off-highway vehicle ownership, file an application for a title
953 transfer with the county tax collector. An additional \$10 tax
954 ~~fee~~ shall be charged against a purchaser or transferee who files
955 a title transfer application after the 30-day period. The county
956 tax collector may retain \$5 of the additional amount.

957 Section 25. Subsections (1) and (6) of section 317.0007,
958 Florida Statutes, are amended to read:

959 317.0007 Application for and issuance of certificate of
960 title.—

961 (1) The owner of an off-highway vehicle that is required
962 to be titled must apply to the county tax collector for a
963 certificate of title. The application must include the true name
964 of the owner, the residence or business address of the owner,
965 and a complete description of the off-highway vehicle. The
966 application must be signed by the owner and must be accompanied
967 by a tax ~~fee~~ of \$29.

968 (6) In addition to a certificate of title, the department
969 may issue a validation sticker to be placed on the off-highway
970 vehicle as proof of the issuance of title required pursuant to
971 s. 317.0006(1). A validation sticker that is lost or destroyed
972 may, upon application, be replaced by the department or county
973 tax collector. The department and county tax collector may
974 charge and deposit the taxes and fees established in ss.
975 320.03(5), 320.031, and 320.04 for all original and replacement

976 | decals.

977 | Section 26. Subsections (1) and (2) of section 317.0008,
978 | Florida Statutes, are amended to read:

979 | 317.0008 Duplicate certificate of title.—

980 | (1) The department may issue a duplicate certificate of
981 | title upon application by the person entitled to hold such a
982 | certificate if the department is satisfied that the original
983 | certificate has been lost, destroyed, or mutilated. A tax ~~fee~~ of
984 | \$15 shall be charged for issuing a duplicate certificate.

985 | (2) If, following the issuance of an original, duplicate,
986 | or corrected certificate of title by the department, the
987 | certificate is lost in transit and is not delivered to the
988 | addressee, the owner of the off-highway vehicle or the holder of
989 | a lien thereon may, within 180 days after the date of issuance
990 | of the certificate, apply to the department for reissuance of
991 | the certificate. An additional tax ~~fee~~ may not be charged for
992 | reissuance under this subsection.

993 | Section 27. Section 317.0010, Florida Statutes, is amended
994 | to read:

995 | 317.0010 Disposition of taxes and fees.—The department
996 | shall deposit all funds received under this chapter, less
997 | administrative costs of \$2 per title transaction, into the
998 | Incidental Trust Fund of the Florida Forest Service of the
999 | Department of Agriculture and Consumer Services.

1000 | Section 28. Subsection (3) of section 317.0011, Florida

1001 Statutes, is amended to read:

1002 317.0011 Refusal to issue and authority to cancel a
1003 certificate of title.—

1004 (3) The department may cancel any pending application or
1005 any certificate if it finds that any title tax, fee, or sales
1006 tax pertaining to such application or certificate has not been
1007 paid, unless the fee or tax is paid within a reasonable time
1008 after the department has given notice.

1009 Section 29. Subsection (6) of section 317.0014, Florida
1010 Statutes, is amended to read:

1011 317.0014 Certificate of title; issuance in duplicate;
1012 delivery; liens and encumbrances.—

1013 (6) When the original certificate of title cannot be
1014 returned to the department by the lienholder and evidence
1015 satisfactory to the department is produced that all liens or
1016 encumbrances have been satisfied, upon application by the owner
1017 for a duplicate copy of the certificate upon the form prescribed
1018 by the department, accompanied by the tax ~~fee~~ prescribed in this
1019 chapter, a duplicate copy of the certificate of title, without
1020 statement of liens or encumbrances, shall be issued by the
1021 department and delivered to the owner.

1022 Section 30. Section 317.0016, Florida Statutes, is amended
1023 to read:

1024 317.0016 Expedited service; applications; fees.—The
1025 department shall provide, through its agents and for use by the

1026 public, expedited service on title transfers, title issuances,
 1027 duplicate titles, and recordation of liens. A fee of \$7 shall be
 1028 charged for this service, which is in addition to the taxes ~~fees~~
 1029 imposed by ss. 317.0007 and 317.0008, and \$3.50 of this fee
 1030 shall be retained by the processing agency. All remaining fees
 1031 shall be deposited in the Incidental Trust Fund of the Florida
 1032 Forest Service of the Department of Agriculture and Consumer
 1033 Services. Application for expedited service may be made by mail
 1034 or in person. The department shall issue each title applied for
 1035 pursuant to this section within 5 working days after receipt of
 1036 the application except for an application for a duplicate title
 1037 certificate covered by s. 317.0008(3), in which case the title
 1038 must be issued within 5 working days after compliance with the
 1039 department's verification requirements.

1040 Section 31. Subsection (2) of section 318.15, Florida
 1041 Statutes, are amended to read:

1042 318.15 Failure to comply with civil penalty or to appear;
 1043 penalty.-

1044 (2) After the suspension of a person's driver license and
 1045 privilege to drive under subsection (1), the license and
 1046 privilege may not be reinstated until the person complies with
 1047 the terms of a periodic payment plan or a revised payment plan
 1048 with the clerk of the court pursuant to ss. 318.14 and 28.246 or
 1049 with all obligations and penalties imposed under s. 318.18 and
 1050 presents to a driver license office a certificate of compliance

1051 issued by the court, together with a nonrefundable service
 1052 charge of \$60 imposed under s. 322.29, or presents a certificate
 1053 of compliance and pays the service tax ~~charge~~ to the clerk of
 1054 the court or a driver licensing agent authorized under s.
 1055 322.135 clearing such suspension. Of the charge collected,
 1056 \$22.50 shall be remitted to the Department of Revenue to be
 1057 deposited into the Highway Safety Operating Trust Fund. Such
 1058 person must also be in compliance with requirements of chapter
 1059 322 before reinstatement.

1060 Section 32. Paragraphs (a) and (b) of subsection (10) of
 1061 section 319.14, Florida Statutes, are amended to read:

1062 319.14 Sale of motor vehicles registered or used as
 1063 taxicabs, police vehicles, lease vehicles, rebuilt vehicles,
 1064 nonconforming vehicles, custom vehicles, or street rod vehicles;
 1065 conversion of low-speed vehicles.-

1066 (10) (a) A vehicle titled or branded and registered as a
 1067 low-speed vehicle may be converted to a golf cart pursuant to
 1068 the following:

1069 1. The owner of the converted vehicle must contact the
 1070 regional office of the department to verify the conversion,
 1071 surrender the registration license plate and the current
 1072 certificate of title, and pay the appropriate tax ~~fee~~
 1073 established under paragraph (b).

1074 2. The owner of the converted vehicle must provide an
 1075 affidavit to the department attesting that the vehicle has been

1076 modified to comply with the speed restrictions provided in s.
 1077 320.01(22) and acknowledging that the vehicle must be operated
 1078 in accordance with s. 316.212, s. 316.2125, s. 316.2126, or s.
 1079 316.21265.

1080 3. Upon verification of the conversion, the department
 1081 shall note in the vehicle record that the low-speed vehicle has
 1082 been converted to a golf cart and shall cancel the certificate
 1083 of title and registration of the vehicle.

1084 (b) The department shall establish a tax ~~fee~~ of \$40 to
 1085 cover the cost of verification and associated administrative
 1086 costs for carrying out its responsibilities under this
 1087 subsection.

1088 Section 33. Subsection (1) and paragraph (a) of subsection
 1089 (6) of section 319.23, Florida Statutes, are amended to read:

1090 319.23 Application for, and issuance of, certificate of
 1091 title.—

1092 (1) Application for a certificate of title shall be made
 1093 upon a form prescribed by the department, shall be filed with
 1094 the department, and shall be accompanied by the tax ~~fee~~
 1095 prescribed in this chapter. If a certificate of title has
 1096 previously been issued for a motor vehicle or mobile home in
 1097 this state, the application for a certificate of title shall be
 1098 accompanied by the certificate of title duly assigned, or
 1099 assigned and reassigned, unless otherwise provided for in this
 1100 chapter. If the motor vehicle or mobile home for which

1101 application for a certificate of title is made is a new motor
1102 vehicle or new mobile home for which one or more manufacturers'
1103 statements of origin are required by the provisions of s.
1104 319.21, the application for a certificate of title shall be
1105 accompanied by all such manufacturers' statements of origin.

1106 (6) (a) In the case of the sale of a motor vehicle or
1107 mobile home by a licensed dealer to a general purchaser, the
1108 certificate of title must be obtained in the name of the
1109 purchaser by the dealer upon application signed by the
1110 purchaser, and in each other case the certificate must be
1111 obtained by the purchaser. In each case of transfer of a motor
1112 vehicle or mobile home, the application for a certificate of
1113 title, a corrected certificate, or an assignment or reassignment
1114 must be filed within 30 days after the delivery of the motor
1115 vehicle or after consummation of the sale of the mobile home to
1116 the purchaser. An applicant must pay a tax fee of \$20, in
1117 addition to all other taxes, fees, and penalties required by
1118 law, for failing to file such application within the specified
1119 time. In the case of the sale of a motor vehicle by a licensed
1120 motor vehicle dealer to a general purchaser who resides in
1121 another state or country, the dealer is not required to apply
1122 for a certificate of title for the motor vehicle; however, the
1123 dealer must transfer ownership and reassign the certificate of
1124 title or manufacturer's certificate of origin to the purchaser,
1125 and the purchaser must sign an affidavit, as approved by the

1126 | department, that the purchaser will title and register the motor
 1127 | vehicle in another state or country.

1128 | Section 34. Subsection (6) of section 319.24, Florida
 1129 | Statutes, is amended to read:

1130 | 319.24 Issuance in duplicate; delivery; liens and
 1131 | encumbrances.—

1132 | (6) When the original certificate of title cannot be
 1133 | returned to the department by the lienholder and evidence
 1134 | satisfactory to the department is produced that all liens or
 1135 | encumbrances have been satisfied, upon application by the owner
 1136 | for a duplicate copy of the certificate upon the form prescribed
 1137 | by the department, accompanied by the tax ~~fee~~ prescribed in this
 1138 | chapter, a duplicate copy of the certificate of title, without
 1139 | statement of liens or encumbrances, shall be issued by the
 1140 | department and delivered to the owner.

1141 | Section 35. Subsection (2) of section 319.25, Florida
 1142 | Statutes, is amended to read:

1143 | 319.25 Cancellation of certificates.—

1144 | (2) The department is authorized, upon application of any
 1145 | person and payment of the proper taxes and fees, to prepare and
 1146 | furnish lists containing title information in such form as the
 1147 | department may authorize, to search the records of the
 1148 | department and make reports thereof, and to make photographic
 1149 | copies of the department records and attestations thereof,
 1150 | except as provided in chapter 119.

1151 Section 36. Paragraph (a) of subsection (4) of section
 1152 319.27, Florida Statutes, is amended to read:

1153 319.27 Notice of lien on motor vehicles or mobile homes;
 1154 notation on certificate; recording of lien.—

1155 (4) (a) Notwithstanding the provisions of subsection (2),
 1156 any person holding a lien for purchase money or as security for
 1157 a debt in the form of a security agreement, retain title
 1158 contract, conditional bill of sale, chattel mortgage, or other
 1159 similar instrument covering a motor vehicle or mobile home
 1160 previously titled or registered outside this state upon which no
 1161 Florida certificate of title has been issued may use the
 1162 facilities of the department for the recording of such lien as
 1163 constructive notice of such lien to creditors and purchasers of
 1164 such motor vehicle or mobile home in this state provided such
 1165 lienholder files a sworn notice of such lien in the department,
 1166 showing the following information:

- 1167 1. The date of the lien;
- 1168 2. The name and address of the registered owner;
- 1169 3. A description of the motor vehicle or mobile home,
 1170 showing the make, type, and vehicle identification number; and
- 1171 4. The name and address of the lienholder.

1172
 1173 Upon the filing of such notice of lien and the payment of the
 1174 tax fee provided in s. 319.32, the lien shall be recorded in the
 1175 department.

1176 Section 37. Paragraph (a) of subsection (1) and paragraph
 1177 (b) of subsection (2) of section 319.28, Florida Statutes, are
 1178 amended to read:

1179 319.28 Transfer of ownership by operation of law.—

1180 (1) (a) In the event of the transfer of ownership of a
 1181 motor vehicle or mobile home by operation of law as upon
 1182 inheritance, devise or bequest, order in bankruptcy, insolvency,
 1183 replevin, attachment, execution, or other judicial sale or
 1184 whenever the engine of a motor vehicle is replaced by another
 1185 engine or whenever a motor vehicle is sold to satisfy storage or
 1186 repair charges or repossession is had upon default in
 1187 performance of the terms of a security agreement, chattel
 1188 mortgage, conditional sales contract, trust receipt, or other
 1189 like agreement, and upon the surrender of the prior certificate
 1190 of title or, when that is not possible, presentation of
 1191 satisfactory proof to the department of ownership and right of
 1192 possession to such motor vehicle or mobile home, and upon
 1193 payment of the taxes and fees ~~fee~~ prescribed by law and
 1194 presentation of an application for certificate of title, the
 1195 department may issue to the applicant a certificate of title
 1196 thereto.

1197 (2)

1198 (b) In case of repossession of a motor vehicle or mobile
 1199 home pursuant to the terms of a security agreement or similar
 1200 instrument, an affidavit by the party to whom possession has

1201 passed stating that the vehicle or mobile home was repossessed
1202 upon default in the terms of the security agreement or other
1203 instrument shall be considered satisfactory proof of ownership
1204 and right of possession. At least 5 days prior to selling the
1205 repossessed vehicle, any subsequent lienholder named in the last
1206 issued certificate of title shall be sent notice of the
1207 repossession by certified mail, on a form prescribed by the
1208 department. If such notice is given and no written protest to
1209 the department is presented by a subsequent lienholder within 15
1210 days after the date on which the notice was mailed, the
1211 certificate of title shall be issued showing no liens. If the
1212 former owner or any subsequent lienholder files a written
1213 protest under oath within such 15-day period, the department
1214 shall not issue the certificate of title for 10 days thereafter.
1215 If within the 10-day period no injunction or other order of a
1216 court of competent jurisdiction has been served on the
1217 department commanding it not to deliver the certificate of
1218 title, the department shall deliver the certificate of title to
1219 the applicant or as may otherwise be directed in the application
1220 showing no other liens than those shown in the application. Any
1221 lienholder who has repossessed a vehicle in this state in
1222 compliance with the provisions of this section must apply to a
1223 tax collector's office in this state or to the department for a
1224 certificate of title pursuant to s. 319.323. Proof of the
1225 required notice to subsequent lienholders shall be submitted

1226 together with regular title taxes and fees. Any person found
1227 guilty of violating any requirements of this paragraph shall be
1228 guilty of a felony of the third degree, punishable as provided
1229 in s. 775.082, s. 775.083, or s. 775.084.

1230 Section 38. Subsections (1) and (3) of section 319.29,
1231 Florida Statutes, are amended to read:

1232 319.29 Lost or destroyed certificates.—

1233 (1) If a certificate of title is lost or destroyed,
1234 application for a duplicate copy thereof shall be made to the
1235 department by the owner of the motor vehicle or mobile home or
1236 the holder of a lien thereon upon a form prescribed by the
1237 department and accompanied by the tax ~~fee~~ prescribed in this
1238 chapter. The application shall be signed and sworn to by the
1239 applicant. Thereupon the department shall issue a duplicate copy
1240 of the certificate of title to the person entitled to receive
1241 the certificate of title under the provisions of this chapter.
1242 The duplicate copy and all subsequent certificates of title
1243 issued in the chain of title originated by such duplicate copy
1244 shall be plainly marked across their faces "duplicate copy," and
1245 any subsequent purchaser of the motor vehicle or mobile home in
1246 the chain of title originating through such duplicate copy shall
1247 acquire only such rights in the motor vehicle or mobile home as
1248 the original holder of the duplicate copy himself or herself
1249 had.

1250 (3) If, following the issuance of an original, duplicate,

1251 or corrected certificate of title by the department, the
1252 certificate is lost in transit and is not delivered to the
1253 addressee, the owner of the motor vehicle or mobile home, or the
1254 holder of a lien thereon, may, within 180 days of the date of
1255 issuance of the title, apply to the department for reissuance of
1256 the certificate of title. No additional tax ~~fee~~ shall be charged
1257 for reissuance under this subsection.

1258 Section 39. Paragraph (i) of subsection (8) and paragraph
1259 (d) of subsection (9) of section 319.30, Florida Statutes, are
1260 amended to read:

1261 319.30 Definitions; dismantling, destruction, change of
1262 identity of motor vehicle or mobile home; salvage.—

1263 (8)

1264 (i) The department shall charge a tax ~~fee~~ of \$3 for each
1265 derelict motor vehicle certificate delivered to the department
1266 or one of its agents for processing and shall mark the title
1267 record canceled. A service charge may be collected under s.
1268 320.04.

1269 (9)

1270 (d) Upon applying for a certificate of destruction or
1271 salvage certificate of title, the independent entity shall
1272 provide a copy of the release statement from the insurance
1273 company to the independent entity, proof of providing the 30-day
1274 notice to the owner, proof of notification to the National Motor
1275 Vehicle Title Information System, and applicable taxes ~~fees~~.

1276 Section 40. Section 319.32, Florida Statutes, is amended
1277 to read:

1278 319.32 Taxes ~~Fees~~; service charges; disposition.—

1279 (1) The department shall charge a tax ~~fee~~ of \$70 for each
1280 original certificate of title, except for a certificate of title
1281 for a motor vehicle for hire registered under s. 320.08(6) for
1282 which the title tax ~~fee~~ shall be \$49; \$70 for each duplicate
1283 copy of a certificate of title, except for a certificate of
1284 title for a motor vehicle for hire registered under s. 320.08(6)
1285 for which the title tax ~~fee~~ shall be \$49; \$2 for each salvage
1286 certificate of title; and \$3 for each assignment by a
1287 lienholder. The department shall also charge a tax ~~fee~~ of \$2 for
1288 noting a lien on a title certificate, which tax ~~fee~~ includes the
1289 services for the subsequent issuance of a corrected certificate
1290 or cancellation of lien when that lien is satisfied. If an
1291 application for a certificate of title is for a vehicle that is
1292 required by s. 319.14(1)(b) to have a physical examination, the
1293 department shall charge an additional tax ~~fee~~ of \$40 for the
1294 initial examination and \$20 for each subsequent examination. The
1295 initial examination tax ~~fee~~ shall be deposited into the General
1296 Revenue Fund, and each subsequent examination tax ~~fee~~ shall be
1297 deposited into the Highway Safety Operating Trust Fund. The
1298 physical examination of the vehicle includes, but is not limited
1299 to, verification of the vehicle identification number and
1300 verification of the bill of sale or title for major components.

1301 In addition to all other fees charged, a sum of \$1 shall be paid
1302 for the issuance of an original or duplicate certificate of
1303 title to cover the cost of materials used for security purposes.
1304 A service fee of \$2.50, to be deposited into the Highway Safety
1305 Operating Trust Fund, shall be charged for shipping and handling
1306 for each paper title mailed by the department.

1307 (2) (a) There shall be a service charge of \$4.25 for each
1308 application that is handled in connection with the issuance,
1309 duplication, or transfer of any certificate of title. There
1310 shall be a service charge of \$1.25 for each application that is
1311 handled in connection with the recordation or notation of a lien
1312 on a motor vehicle or mobile home which is not in connection
1313 with the purchase of such vehicle.

1314 (b) The service charges specified in paragraph (a) shall
1315 be collected by the department on any application handled
1316 directly from its office. Otherwise, these service charges shall
1317 be collected and retained by the tax collector who handles the
1318 application.

1319 (3) The department shall charge a tax ~~fee~~ of \$10 in
1320 addition to that charged in subsection (1) for each original
1321 certificate of title issued for a vehicle previously registered
1322 outside this state.

1323 (4) The department shall charge a tax ~~fee~~ of \$7 for each
1324 lien placed on a motor vehicle by the state child support
1325 enforcement program pursuant to s. 319.24.

1326 (5) (a) Forty-seven dollars of each tax ~~fee~~ collected,
 1327 except for taxes ~~fees~~ charged on a certificate of title for a
 1328 motor vehicle for hire registered under s. 320.08(6), for each
 1329 applicable original certificate of title and each applicable
 1330 duplicate copy of a certificate of title, after deducting the
 1331 service charges imposed by s. 215.20, shall be deposited into
 1332 the State Transportation Trust Fund. Deposits to the State
 1333 Transportation Trust Fund pursuant to this paragraph may not
 1334 exceed \$200 million in any fiscal year, and any collections in
 1335 excess of that amount during the fiscal year shall be paid into
 1336 the General Revenue Fund.

1337 (b) All taxes ~~fees~~ collected pursuant to subsection (3)
 1338 shall be paid into the Nongame Wildlife Trust Fund. Twenty-one
 1339 dollars of each tax ~~fee~~, except for taxes ~~fees~~ charged on a
 1340 certificate of title for a motor vehicle for hire registered
 1341 under s. 320.08(6), for each applicable original certificate of
 1342 title and each applicable duplicate copy of a certificate of
 1343 title, after deducting the service charges imposed by s. 215.20,
 1344 shall be deposited into the State Transportation Trust Fund. All
 1345 other taxes ~~fees~~ collected by the department under this chapter
 1346 shall be paid into the General Revenue Fund.

1347 (6) Notwithstanding chapter 116, each county officer
 1348 within this state authorized to collect funds provided for in
 1349 this chapter shall pay all sums officially received by the
 1350 officer into the State Treasury no later than 5 working days

1351 after the close of the business day in which the officer
 1352 received the funds. Payment by county officers to the state
 1353 shall be made by means of electronic funds transfer.

1354 (7) Notwithstanding any other provision of this section,
 1355 the department and tax collector may not charge any tax, fee, or
 1356 service charge, except for the expedited title fee, if
 1357 applicable, for a certificate of title issued for a motor
 1358 vehicle solely to remove a deceased coowner from a title
 1359 registered in the names of two persons if the other coowner is
 1360 the surviving spouse.

1361 Section 41. Section 319.323, Florida Statutes, is amended
 1362 to read:

1363 319.323 Expedited service; applications; fees.—The
 1364 department shall establish a separate title office which may be
 1365 used by private citizens and licensed motor vehicle dealers to
 1366 receive expedited service on title transfers, title issuances,
 1367 duplicate titles, and recordation of liens. A fee of \$10 shall
 1368 be charged for this service, which fee is in addition to the
 1369 taxes ~~fees~~ imposed by s. 319.32. The fee, after deducting the
 1370 amount referenced by s. 319.324 and \$3.50 to be retained by the
 1371 processing agency, shall be deposited into the General Revenue
 1372 Fund. Application for expedited service may be made by mail or
 1373 in person. The department shall issue each title applied for
 1374 under this section within 5 working days after receipt of the
 1375 application except for an application for a duplicate title

1376 certificate covered by s. 319.23(4), in which case the title
1377 must be issued within 5 working days after compliance with the
1378 department's verification requirements.

1379 Section 42. Subsection (23) of section 320.01, Florida
1380 Statutes, is amended to read:

1381 320.01 Definitions, general.—As used in the Florida
1382 Statutes, except as otherwise provided, the term:

1383 (23) "International Registration Plan" means a
1384 registration reciprocity agreement among states of the United
1385 States and provinces of Canada providing for payment of license
1386 taxes ~~fees~~ on the basis of fleet miles operated in various
1387 jurisdictions.

1388 Section 43. Paragraph (a) of subsection (17) of section
1389 320.02, Florida Statutes, is amended to read:

1390 320.02 Registration required; application for
1391 registration; forms.—

1392 (17) The department is authorized to withhold registration
1393 or re-registration of a motor vehicle if the name of the owner
1394 or of a coowner appears on a list submitted to the department by
1395 a licensed motor vehicle dealer for a previous registration of
1396 that vehicle. The department shall place the name of the
1397 registered owner of that vehicle on the list of those persons
1398 who may not be issued a license plate, revalidation sticker, or
1399 replacement plate for the vehicle purchased from the licensed
1400 motor vehicle dealer. The motor vehicle dealer must maintain

1401 signed evidence that the owner or coowner acknowledged the
 1402 dealer's authority to submit the list to the department if he or
 1403 she failed to pay and must note the amount for which the owner
 1404 or coowner would be responsible for the vehicle registration.
 1405 The dealer must maintain the necessary documentation required in
 1406 this subsection or face penalties as provided in s. 320.27. This
 1407 subsection does not affect the issuance of a title to a motor
 1408 vehicle.

1409 (a) The motor vehicle owner or coowner may dispute the
 1410 claim that money is owed to a dealer for registration taxes ~~fees~~
 1411 by submitting a form to the department if the motor vehicle
 1412 owner or coowner has documentary proof that the registration
 1413 taxes ~~fees~~ have been paid to the dealer for the disputed amount.
 1414 Without clear evidence of the amounts owed for the vehicle
 1415 registration and repayment, the department will assume initial
 1416 payments are applied to government-assessed taxes ~~fees~~ first.

1417 Section 44. Subsections (5), (6), (9), and (10) of section
 1418 320.03, Florida Statutes, are amended to read:

1419 320.03 Registration; duties of tax collectors;
 1420 International Registration Plan.—

1421 (5) In addition to the taxes ~~fees~~ required under s.
 1422 320.08, a tax ~~fee~~ of 50 cents shall be charged on every license
 1423 registration sold to cover the costs of the Florida Real Time
 1424 Vehicle Information System. The taxes ~~fees~~ collected shall be
 1425 deposited into the Highway Safety Operating Trust Fund to be

1426 used exclusively to fund the system. The tax ~~fee~~ may only be
1427 used to fund the system equipment, software, personnel
1428 associated with the maintenance and programming of the system,
1429 and networks used in the offices of the county tax collectors as
1430 agents of the department and the ancillary technology necessary
1431 to integrate the system with other tax collection systems. The
1432 department shall administer this program upon consultation with
1433 the Florida Tax Collectors, Inc., to ensure that each county tax
1434 collector's office is technologically equipped and functional
1435 for the operation of the Florida Real Time Vehicle Information
1436 System. Any designated revenue collected to support functions of
1437 the county tax collectors and not used in a given year must
1438 remain exclusively in the trust fund as a carryover to the
1439 following year.

1440 (6) A nonrefundable tax ~~fee~~ of \$1 shall be charged on
1441 every license registration sold, transferred, or replaced. This
1442 tax ~~fee~~ must be deposited in the Air Pollution Control Trust
1443 Fund established in the Department of Environmental Protection
1444 and used only for purposes of air pollution control pursuant to
1445 chapter 403, except that, if any county has an approved local
1446 air pollution control program as provided in s. 403.182, 50
1447 cents of the tax ~~fee~~ from each license registration sold in the
1448 county must be returned to that county for deposit into a local
1449 air pollution control program trust fund, which must be
1450 established by the county and used only for air pollution

1451 control programs relating to the control of emissions from
 1452 mobile sources and toxic and odor emissions, air quality
 1453 monitoring, and facility inspections pursuant to chapter 403 or
 1454 any similar local ordinance. Any county that has a Department of
 1455 Environmental Protection approved local air pollution control
 1456 program shall receive 75 cents of the tax ~~fee~~ from each license
 1457 registration sold, transferred, or replaced in the county.
 1458 However, if the approved local air pollution control program
 1459 trust fund has an unencumbered balance at the end of the
 1460 preceding fiscal year of more than 50 percent of the preceding
 1461 year's allocation from the taxes ~~fees~~ authorized in this
 1462 subsection, the department may, after consultation with the
 1463 approved local air pollution control program, retain any amount
 1464 above 50 cents of the taxes ~~fees~~ from each license registration
 1465 sold, transferred, or replaced in the county for the following
 1466 fiscal year. The Department of Environmental Protection is
 1467 authorized to adopt rules necessary to implement this
 1468 subsection.

1469 (9) A nonrefundable tax ~~fee~~ of \$1.50 shall be charged on
 1470 the initial and renewal registration of each automobile for
 1471 private use, and on the initial and renewal registration of each
 1472 truck having a net weight of 5,000 pounds or less. Such taxes
 1473 ~~fees~~ shall be deposited in the Transportation Disadvantaged
 1474 Trust Fund created in part I of chapter 427 and shall be used as
 1475 provided therein, except that priority shall be given to the

1476 transportation needs of those who, because of age or physical
1477 and mental disability, are unable to transport themselves and
1478 are dependent upon others to obtain access to health care,
1479 employment, education, shopping, or other life-sustaining
1480 activities.

1481 (10) Jurisdiction over the electronic filing system for
1482 use by authorized electronic filing system agents to
1483 electronically title or register motor vehicles, vessels, mobile
1484 homes, or off-highway vehicles; issue or transfer registration
1485 license plates or decals; electronically transfer taxes and fees
1486 due for the title and registration process; and perform
1487 inquiries for title, registration, and lienholder verification
1488 and certification of service providers is expressly preempted to
1489 the state, and the department shall have regulatory authority
1490 over the system. The electronic filing system shall be available
1491 for use statewide and applied uniformly throughout the state. An
1492 entity that, in the normal course of its business, sells
1493 products that must be titled or registered, provides title and
1494 registration services on behalf of its consumers and meets all
1495 established requirements may be an authorized electronic filing
1496 system agent and shall not be precluded from participating in
1497 the electronic filing system in any county. Upon request from a
1498 qualified entity, the tax collector shall appoint the entity as
1499 an authorized electronic filing system agent for that county.
1500 The department shall adopt rules in accordance with chapter 120

1501 to replace the December 10, 2009, program standards and to
1502 administer the provisions of this section, including, but not
1503 limited to, establishing participation requirements,
1504 certification of service providers, electronic filing system
1505 requirements, and enforcement authority for noncompliance. The
1506 December 10, 2009, program standards, excluding any standards
1507 which conflict with this subsection, shall remain in effect
1508 until the rules are adopted. An authorized electronic filing
1509 agent may charge a fee to the customer for use of the electronic
1510 filing system.

1511 Section 45. Subsection (5) of section 320.055, Florida
1512 Statutes, is amended to read:

1513 320.055 Registration periods; renewal periods.—The
1514 following registration periods and renewal periods are
1515 established:

1516 (5) For a vehicle subject to apportioned registration
1517 under s. 320.08(4), (5)(a)1., (e), (6)(b), or (14), the
1518 registration period shall be a period of 12 months beginning in
1519 a month designated by the department and ending on the last day
1520 of the 12th month. For a vehicle subject to this registration
1521 period, the renewal period is the last month of the registration
1522 period. The registration period may be shortened or extended at
1523 the discretion of the department, on receipt of the appropriate
1524 prorated taxes ~~fees~~, in order to evenly distribute such
1525 registrations on a monthly basis. For a vehicle subject to

1526 nonapportioned registration under s. 320.08(4), (5)(a)1.,
 1527 (6)(b), or (14), the registration period begins December 1 and
 1528 ends November 30. The renewal period is the 31-day period
 1529 beginning December 1.

1530 Section 46. Subsection (1) and paragraph (b) of subsection
 1531 (3) of section 320.06, Florida Statutes, are amended to read:

1532 320.06 Registration certificates, license plates, and
 1533 validation stickers generally.—

1534 (1)(a) Upon the receipt of an initial application for
 1535 registration and payment of the appropriate license tax and
 1536 other taxes and fees required by law, the department shall
 1537 assign to the motor vehicle a registration license number
 1538 consisting of letters and numerals or numerals and issue to the
 1539 owner or lessee a certificate of registration and one
 1540 registration license plate, unless two plates are required for
 1541 display by s. 320.0706, for each vehicle so registered.

1542 (b)~~1.~~ Registration license plates bearing a graphic symbol
 1543 and the alphanumeric system of identification shall be issued
 1544 for a 10-year period. At the end of the 10-year period, upon
 1545 renewal, the plate shall be replaced. ~~The department shall~~
 1546 ~~extend the scheduled license plate replacement date from a 6-~~
 1547 ~~year period to a 10-year period.~~ The tax fee for such
 1548 replacement is \$28, \$2.80 of which shall be paid each year
 1549 before the plate is replaced, to be credited toward the next \$28
 1550 replacement tax fee. The taxes ~~fees~~ shall be deposited into the

1551 Highway Safety Operating Trust Fund. A credit or refund may not
1552 be given for any prior years' payments of the prorated
1553 replacement tax ~~fee~~ if the plate is replaced or surrendered
1554 before the end of the 10-year period, except that a credit may
1555 be given if a registrant is required by the department to
1556 replace a license plate under s. 320.08056(8)(a). With each
1557 license plate, a validation sticker shall be issued showing the
1558 owner's birth month, license plate number, and the year of
1559 expiration or the appropriate renewal period if the owner is not
1560 a natural person. The validation sticker shall be placed on the
1561 upper right corner of the license plate. The license plate and
1562 validation sticker shall be issued based on the applicant's
1563 appropriate renewal period. The registration period is 12
1564 months, the extended registration period is 24 months, and all
1565 expirations occur based on the applicant's appropriate
1566 registration period. A vehicle that has an apportioned
1567 registration shall be issued an annual license plate and a cab
1568 card that denote the declared gross vehicle weight for each
1569 apportioned jurisdiction in which the vehicle is authorized to
1570 operate.

1571 ~~2. In order to retain the efficient administration of the~~
1572 ~~taxes and fees imposed by this chapter, the 80-cent fee increase~~
1573 ~~in the replacement fee imposed by chapter 2009-71, Laws of~~
1574 ~~Florida, is negated as provided in s. 320.0804.~~

1575 (c) Registration license plates equipped with validation

1576 stickers subject to the registration period are valid for not
1577 more than 12 months and expire at midnight on the last day of
1578 the registration period. A registration license plate equipped
1579 with a validation sticker subject to the extended registration
1580 period is valid for not more than 24 months and expires at
1581 midnight on the last day of the extended registration period.
1582 For each registration period after the one in which the metal
1583 registration license plate is issued, and until the license
1584 plate is required to be replaced, a validation sticker showing
1585 the month and year of expiration shall be issued upon payment of
1586 the proper license tax amount and other taxes and fees and is
1587 valid for not more than 12 months. For each extended
1588 registration period occurring after the one in which the metal
1589 registration license plate is issued and until the license plate
1590 is required to be replaced, a validation sticker showing the
1591 year of expiration shall be issued upon payment of the proper
1592 license tax amount and other taxes and fees and is valid for not
1593 more than 24 months. When license plates equipped with
1594 validation stickers are issued in any month other than the
1595 owner's birth month or the designated registration period for
1596 any other motor vehicle, the effective date shall reflect the
1597 birth month or month and the year of renewal. However, when a
1598 license plate or validation sticker is issued for a period of
1599 less than 12 months, the applicant shall pay the appropriate
1600 amount of license tax and the applicable tax ~~fee~~ under s. 320.14

1601 in addition to all other taxes and fees. Validation stickers
1602 issued for vehicles taxed under s. 320.08(6)(a), for any company
1603 that owns 250 vehicles or more, or for semitrailers taxed under
1604 the provisions of s. 320.08(5)(a), for any company that owns 50
1605 vehicles or more, may be placed on any vehicle in the fleet so
1606 long as the vehicle receiving the validation sticker has the
1607 same owner's name and address as the vehicle to which the
1608 validation sticker was originally assigned.

1609 (3)

1610 (b) An additional tax ~~fee~~ of 50 cents shall be collected
1611 on each motor vehicle registration or motor vehicle renewal
1612 registration issued in this state in order for all license
1613 plates and validation stickers to be fully treated with
1614 retroreflection material. The tax ~~fee~~ shall be deposited into
1615 the Highway Safety Operating Trust Fund.

1616 Section 47. Subsections (3), (4), and (5) of section
1617 320.0607, Florida Statutes, are amended to read:

1618 320.0607 Replacement license plates, validation decal, or
1619 mobile home sticker.—

1620 (3) Except as provided in subsection (2), upon filing of
1621 an application accompanied by a tax ~~fee~~ of \$28 plus applicable
1622 service charges, the department shall issue a replacement plate,
1623 sticker, or decal, as applicable, if it is satisfied that the
1624 information reported in the application is true. The replacement
1625 tax ~~fee~~ shall be deposited into the Highway Safety Operating

1626 Trust Fund.

1627 (4) Any license plate, sticker, or decal lost in the mail
1628 may be replaced at no charge. Neither the service charge nor the
1629 replacement tax ~~fee~~ shall be applied to this replacement.

1630 However, the application for a replacement shall contain a
1631 statement of such fact, the audit number of the lost item, and
1632 the date issued.

1633 (5) Upon the issuance of an original license plate, the
1634 applicant shall pay a tax ~~fee~~ of \$28 to be deposited in the
1635 Highway Safety Operating Trust Fund.

1636 Section 48. Subsections (2) and (5) and paragraph (a) of
1637 subsection (8) of section 320.0609, Florida Statutes, are
1638 amended to read:

1639 320.0609 Transfer and exchange of registration license
1640 plates; transfer tax ~~fee~~.—

1641 (2) (a) Upon a sale, trade, transfer, or other disposition
1642 of a motor vehicle, the owner shall remove the registration
1643 license plate therefrom and either return it or transfer it to a
1644 replacement motor vehicle. No registration license plate shall
1645 be temporarily or permanently attached to any new or used
1646 replacement or substitute vehicle without filing an application
1647 for transfer of such registration license plate and paying the
1648 transfer tax ~~fee~~ of \$4.50 to the department.

1649 (b) The requirement to pay a transfer tax ~~fee~~ does not
1650 apply when the replacement vehicle is classified under s.

1651 320.08(2)(b), (c), or (d) or (3)(a), (b), or (c) and the
1652 original vehicle to be replaced is also classified under s.
1653 320.08(2)(b), (c), or (d) or (3)(a), (b), or (c).

1654 (5) For a transfer or exchange other than one specified in
1655 paragraph (2)(b), the following provisions apply:

1656 (a) If the replacement motor vehicle requires the same
1657 amount of license tax under s. 320.08 as the original vehicle to
1658 be replaced, no additional tax other than the transfer tax fee
1659 of \$4.50, accompanied by an application for transfer on a form
1660 supplied by the department, is required to transfer or exchange
1661 a registration license plate for use on a replacement vehicle
1662 for the duration of a current registration period and to issue a
1663 new certificate of registration.

1664 (b) If the replacement motor vehicle is within a
1665 classification requiring a higher license tax than that of the
1666 original vehicle to be replaced, the original license plate
1667 shall be surrendered in exchange for a plate within the
1668 appropriate classification, and an amount representing the pro
1669 rata difference in the tax required shall be paid for the
1670 remaining months of the registration period. Such payment is in
1671 addition to the transfer tax fee authorized in this section. The
1672 minimum charge for issuance of a license plate provided in s.
1673 320.14 does not apply to an exchange of license plates under
1674 this section.

1675 (8)(a) When the owner of a vehicle transfers a

1676 registration license plate to a replacement or substitute
1677 vehicle acquired from a motor vehicle dealer licensed under this
1678 chapter, the dealer shall timely provide to the department, via
1679 an electronic system administered by the department for this
1680 purpose, information regarding the transfer which is required by
1681 the department. The dealer shall also give the owner written
1682 notice documenting the transfer if the dealer cannot timely
1683 provide the required transfer information to the department due
1684 to system or connectivity problems. The dealer shall maintain
1685 all records required by the department which must be open to
1686 inspection by the department or its agents during reasonable
1687 business hours. The dealer may charge the vehicle owner a fee to
1688 comply with this subsection. The department may charge a tax fee
1689 of \$2 to be deposited into the Highway Safety Operating Trust
1690 Fund for each transfer in addition to any other tax or fee
1691 imposed by law.

1692 Section 49. Subsection (3) of section 320.0655, Florida
1693 Statutes, is amended to read:

1694 320.0655 Permanent license plates for governmental
1695 entities and volunteer fire departments.—

1696 (3) Any motor vehicle issued a license plate pursuant to
1697 this section is exempt from the requirement to pay annual
1698 license taxes pursuant to s. 320.08 but must pay the tax fee
1699 provided by s. 320.10(2).

1700 Section 50. Paragraph (c) of subsection (2) of section

1701 320.0657, Florida Statutes, is amended to read:
 1702 320.0657 Permanent registration; fleet license plates.—
 1703 (2)
 1704 (c) In addition to the license tax prescribed by s.
 1705 320.08(2), (3), (4), (5)(a) and (b), (6)(a), (7), and (8), an
 1706 annual fleet management tax ~~fee~~ of \$2 shall be charged. A one-
 1707 time license plate manufacturing tax ~~fee~~ of \$1.50 shall be
 1708 charged for plates issued for the established number of vehicles
 1709 in the fleet. If the size of the fleet is increased, an issuance
 1710 tax ~~fee~~ of \$10 per vehicle will be charged to include the
 1711 license plate manufacturing tax ~~fee~~. If the license plate
 1712 manufacturing cost increases, the department shall increase the
 1713 license plate manufacturing tax ~~fee~~ to recoup its cost. Taxes
 1714 ~~Fees~~ collected shall be deposited into the Highway Safety
 1715 Operating Trust Fund. Payment of registration license taxes ~~tax~~
 1716 ~~and fees~~ shall be made annually and be evidenced only by the
 1717 issuance of a single receipt by the department. The provisions
 1718 of s. 320.0605 do not apply to vehicles registered in accordance
 1719 with this section, and no annual validation sticker is required.
 1720 Section 51. Subsection (2) of section 320.0659, Florida
 1721 Statutes, is amended to read:
 1722 320.0659 Permanent registration of trailer for hire and
 1723 semitrailers.—
 1724 (2) If apportionment is required for a permanent
 1725 semitrailer, the apportionment must be indicated by means of a

1726 serially numbered decal, or decals, with the name of the state
1727 for which apportionment is granted and the year for which the
1728 apportionment is valid. The apportionment must be for 1 calendar
1729 year and must be renewed as necessary. For jurisdictions that do
1730 not require additional trailer taxes ~~fees~~, the tax ~~fee~~ provided
1731 in s. 320.08(5)(a)2. applies.

1732 Section 52. Subsection (2) and paragraph (e) of subsection
1733 (3) of section 320.07, Florida Statutes, are amended to read:

1734 320.07 Expiration of registration; renewal required;
1735 penalties.—

1736 (2) Registration shall be renewed semiannually, annually,
1737 or biennially, as provided in this subsection, during the
1738 applicable renewal period, upon payment of the applicable
1739 license tax amounts required by s. 320.08, service charges
1740 required by s. 320.04, and any additional taxes or fees required
1741 by law.

1742 (a) Any person who owns a motor vehicle registered under
1743 s. 320.08(4), (6)(b), or (13) may register semiannually as
1744 provided in s. 320.0705.

1745 (b) Any person who owns a motor vehicle or mobile home
1746 registered under s. 320.08(1), (2), (3), (4)(a) or (b), (6),
1747 (7), (8), (9), (10), or (11) may renew the vehicle registration
1748 biennially during the applicable renewal period upon payment of
1749 the 2-year cumulative total of all applicable license tax
1750 amounts required by s. 320.08 and taxes, service charges, or

1751 surtaxes ~~surcharges~~ required by ss. 320.03, 320.04, 320.0801,
1752 320.08015, 320.0802, 320.0804, 320.0805, 320.08046, and
1753 320.08056 and payment of the 2-year cumulative total of any
1754 additional taxes or fees required by law for an annual
1755 registration.

1756 (3) The operation of any motor vehicle without having
1757 attached thereto a registration license plate and validation
1758 stickers, or the use of any mobile home without having attached
1759 thereto a mobile home sticker, for the current registration
1760 period shall subject the owner thereof, if he or she is present,
1761 or, if the owner is not present, the operator thereof to the
1762 following penalty provisions:

1763 (e) Any servicemember, as defined in s. 250.01, whose
1764 mobile home registration expired while he or she was serving on
1765 active duty or state active duty shall not be charged with a
1766 violation of this subsection if, at the time of the offense, the
1767 servicemember was serving on active duty or state active duty 35
1768 miles or more from the mobile home. The servicemember must
1769 present to the department either a copy of the official military
1770 orders or a written verification signed by the servicemember's
1771 commanding officer to receive a waiver of taxes and charges.

1772 Section 53. Section 320.0705, Florida Statutes, is amended
1773 to read:

1774 320.0705 Semiannual registration or renewal for certain
1775 vehicles.—

1776 (1) The owner of a motor vehicle taxed under s. 320.08(4)
1777 or (6)(b) may register his or her vehicle semiannually, if the
1778 amount of license tax due annually is more than \$100 and the
1779 vehicle registration tax ~~fee~~ is not required to be apportioned,
1780 upon payment of a tax ~~fee~~ of \$2.50 for each semiannual
1781 registration.

1782 (2) During the first 3 months of the semiannual
1783 registration period beginning either June 1 or December 1, the
1784 semiannual tax shall be one-half of the respective annual amount
1785 set forth in s. 320.08. The tax ~~fee~~ for registration during the
1786 fourth month of the semiannual period or thereafter shall be at
1787 the rate of one-twelfth of the annual amount for the month of
1788 registration and one-twelfth of the annual amount for each month
1789 of the semiannual registration period succeeding the month of
1790 registration. However, any vehicle not registered in this state
1791 during the prior semiannual period and not subject to
1792 registration during such prior registration period may be
1793 registered in any month of the semiannual registration period
1794 beginning June 1 or December 1 at the rate of one-twelfth of the
1795 annual amount for the month of registration and one-twelfth of
1796 the annual amount for each month of the semiannual period
1797 succeeding the month of registration. The provisions of s.
1798 320.14 do not apply to such vehicles.

1799 (3) The owner of a motor vehicle taxed under s.
1800 320.08(6)(a) may register such vehicle for any 6-month period

1801 upon payment of one-half the annual license tax plus an
 1802 additional tax ~~fee~~ of \$2.50 for each period; provided,
 1803 notwithstanding any other provision of law, such person is not
 1804 entitled to a refund of any tax imposed under s. 320.08(6) upon
 1805 such vehicle.

1806 Section 54. Subsection (2) of section 320.071, Florida
 1807 Statutes, is amended to read:

1808 320.071 Advance registration renewal; procedures.—

1809 (2) Upon the filing of the application and payment of the
 1810 appropriate license tax under s. 320.08, service charges
 1811 required by s. 320.04, and any additional taxes or fees required
 1812 by law, the department or its agent shall issue to the owner of
 1813 the motor vehicle or mobile home a validation sticker or mobile
 1814 home sticker, as appropriate, which, when affixed to the license
 1815 plate or mobile home, shall renew the registration for the
 1816 appropriate registration period.

1817 Section 55. Subsection (2) and paragraph (a) of subsection
 1818 (3) of section 320.0715, Florida Statutes, are amended to read:

1819 320.0715 International Registration Plan; motor carrier
 1820 services; permits; retention of records.—

1821 (2) (a) An International Registration Plan motor vehicle
 1822 trip permit registration may be issued for any vehicle which
 1823 could be lawfully operated in the International Registration
 1824 Plan jurisdiction if full registration or proportional
 1825 registration were obtained. A Florida trip permit shall expire

1826 | 10 days after issuance. The cost of a trip permit shall be \$30,
1827 | payment of which shall exempt the vehicle from payment of
1828 | Florida apportioned license plate taxes ~~fees~~ during the term for
1829 | which the permit is valid. Any vehicle for which a trip permit
1830 | has been issued may be operated in interstate or intrastate
1831 | commerce in the jurisdiction for the period allowed under such
1832 | permit. No motor carrier to whom a trip permit is issued shall
1833 | knowingly allow the permit to be used by any other person,
1834 | organization, or vehicle.

1835 | (b) A motor carrier may, upon payment of the \$30 tax ~~fee~~,
1836 | secure from the department or a designated authorized agent of
1837 | the department a Florida International Registration Plan motor
1838 | vehicle trip permit which shall be valid for 10 days. Such trip
1839 | permit shall show the name and address of the motor carrier to
1840 | whom it is issued, the date the vehicle is placed in and removed
1841 | from service, a complete identification of the vehicle on which
1842 | the permit is to be used, and the name and address of the owner
1843 | or lessee of the vehicle. The permit shall then be carried on
1844 | the vehicle which it identifies and shall be exhibited on demand
1845 | to any authorized personnel. The motor carrier to whom a permit
1846 | is issued shall be solely responsible for the proper use of the
1847 | permit by its employees and lessees. Any erasure, alteration, or
1848 | unauthorized use of such permit shall render it invalid and of
1849 | no effect. Florida International Registration Plan motor vehicle
1850 | trip permits may be transmitted to the motor carrier by

1851 | electronic means and shall be complete as outlined by department
1852 | personnel prior to transmittal.

1853 | (c) Special temporary permits shall be provided to owner-
1854 | operators not operating as a lessor, for a tax ~~fee~~ of \$5. Such
1855 | permit shall be valid for 10 days and shall only be utilized for
1856 | owner-operator vehicles with a registered gross weight not in
1857 | excess of the empty or unladen weight of the vehicle. Special
1858 | temporary permits may be issued by the department or by any of
1859 | its designated authorized agents. A special temporary permit may
1860 | be transmitted to the owner-operator by electronic means and
1861 | must be completed as outlined by department personnel prior to
1862 | transmittal.

1863 | (3) (a) If the department is unable to immediately issue
1864 | the apportioned license plate to an applicant currently
1865 | registered in this state under the International Registration
1866 | Plan or to a vehicle currently titled in this state, the
1867 | department or its designated agent may issue a 60-day temporary
1868 | operational permit. The department or agent of the department
1869 | shall charge a \$3 tax ~~fee~~ and the service charge authorized by
1870 | s. 320.04 for each temporary operational permit it issues.

1871 | Section 56. Subsections (1), (2), (3), and (5) of section
1872 | 320.072, Florida Statutes, are amended to read:

1873 | 320.072 Additional tax ~~fee~~ imposed on certain motor
1874 | vehicle registration transactions.—

1875 | (1) A tax ~~fee~~ of \$225 is imposed upon the initial

1876 application for registration pursuant to s. 320.06 of every
1877 motor vehicle classified in s. 320.08(2), (3), and (9)(c) and
1878 (d).

1879 (2) The tax ~~fee~~ imposed by subsection (1) shall not apply
1880 to:

1881 (a) Any registration renewal transaction.

1882 (b) A transfer or exchange of a registration license plate
1883 from a motor vehicle that has been disposed of to a newly
1884 acquired motor vehicle pursuant to s. 320.0609(2) or (5).

1885 (c) Any initial registration resulting from transfer of
1886 title between coowners as provided by s. 319.22, transfer of
1887 ownership by operation of law as provided by s. 319.28, or
1888 transfer of title from a person to a member of that person's
1889 immediate family as defined in s. 657.002 who resides in the
1890 same household.

1891 (d) The registration of any motor vehicle owned by and
1892 operated exclusively for the personal use of:

1893 1. Any member of the United States Armed Forces, or his or
1894 her spouse or dependent child, who is not a resident of this
1895 state and who is stationed in this state while in compliance
1896 with military orders.

1897 2. Any former member of the United States Armed Forces, or
1898 his or her spouse or dependent child, who purchased such motor
1899 vehicle while stationed outside of Florida, who has separated
1900 from the Armed Forces and was not dishonorably discharged or

1901 discharged for bad conduct, who was a resident of this state at
1902 the time of enlistment and at the time of discharge, and who
1903 applies for registration of such motor vehicle within 6 months
1904 after discharge.

1905 3. Any member of the United States Armed Forces, or his or
1906 her spouse or dependent child, who was a resident of this state
1907 at the time of enlistment, who purchased such motor vehicle
1908 while stationed outside of Florida, and who is now reassigned by
1909 military order to this state.

1910 4. Any spouse or dependent child of a member of the United
1911 States Armed Forces who loses his or her life while on active
1912 duty or who is listed by the Armed Forces as "missing-in-
1913 action." Such spouse or child must be a resident of this state
1914 and the servicemember must have been a resident of this state at
1915 the time of enlistment. Registration of such motor vehicle must
1916 occur within 1 year of the notification of the servicemember's
1917 death or of his or her status as "missing-in-action."

1918 5. Any member of the United States Armed Forces, or his or
1919 her spouse or dependent child, who was a resident of this state
1920 at the time of enlistment, who purchased a motor vehicle while
1921 stationed outside of Florida, and who continues to be stationed
1922 outside of Florida.

1923 (e) The registration of any motor vehicle owned or
1924 exclusively operated by the state or by any county,
1925 municipality, or other governmental entity.

1926 (f) The registration of a truck defined in s.
 1927 320.08(3)(d).

1928 (g) Any ancient or antique automobile or truck for private
 1929 use registered pursuant to s. 320.086(1) or (2).

1930 (3) A refund of the tax ~~fee~~ imposed under subsection (1)
 1931 shall be granted to anyone who, within 3 months after paying
 1932 such tax ~~fee~~, sells, transfers, or otherwise disposes of a motor
 1933 vehicle classified in s. 320.08(2), (3), or (9)(c) or (d) in any
 1934 transaction not exempt from the tax ~~fee~~ pursuant to paragraph
 1935 (2)(b), paragraph (2)(c), or paragraph (2)(d). A person
 1936 requesting a refund must present proof of having paid the tax
 1937 ~~fee~~ pursuant to subsection (1) and must surrender the license
 1938 plate of the disposed-of vehicle.

1939 (5) The tax ~~fee~~ imposed in subsection (1) shall not apply
 1940 if it is determined, pursuant to an affidavit submitted by the
 1941 owner on a form approved by the department, that the
 1942 registration being transferred is from a vehicle that is not
 1943 operational, is in storage, or will not be operated on the
 1944 streets and highways of this state.

1945 Section 57. Subsections (4) and (5) of section 320.08,
 1946 Florida Statutes, are amended to read:

1947 320.08 License taxes.—Except as otherwise provided herein,
 1948 there are hereby levied and imposed annual license taxes for the
 1949 operation of motor vehicles, mopeds, motorized bicycles as
 1950 defined in s. 316.003(4), tri-vehicles as defined in s. 316.003,

1951 and mobile homes as defined in s. 320.01, which shall be paid to
 1952 and collected by the department or its agent upon the
 1953 registration or renewal of registration of the following:

1954 (4) HEAVY TRUCKS, TRUCK TRACTORS, TAXES ~~FEES~~ ACCORDING TO
 1955 GROSS VEHICLE WEIGHT.—

1956 (a) Gross vehicle weight of 5,001 pounds or more, but less
 1957 than 6,000 pounds: \$60.75 flat, of which \$15.75 shall be
 1958 deposited into the General Revenue Fund.

1959 (b) Gross vehicle weight of 6,000 pounds or more, but less
 1960 than 8,000 pounds: \$87.75 flat, of which \$22.75 shall be
 1961 deposited into the General Revenue Fund.

1962 (c) Gross vehicle weight of 8,000 pounds or more, but less
 1963 than 10,000 pounds: \$103 flat, of which \$27 shall be deposited
 1964 into the General Revenue Fund.

1965 (d) Gross vehicle weight of 10,000 pounds or more, but
 1966 less than 15,000 pounds: \$118 flat, of which \$31 shall be
 1967 deposited into the General Revenue Fund.

1968 (e) Gross vehicle weight of 15,000 pounds or more, but
 1969 less than 20,000 pounds: \$177 flat, of which \$46 shall be
 1970 deposited into the General Revenue Fund.

1971 (f) Gross vehicle weight of 20,000 pounds or more, but
 1972 less than 26,001 pounds: \$251 flat, of which \$65 shall be
 1973 deposited into the General Revenue Fund.

1974 (g) Gross vehicle weight of 26,001 pounds or more, but
 1975 less than 35,000: \$324 flat, of which \$84 shall be deposited

1976 into the General Revenue Fund.

1977 (h) Gross vehicle weight of 35,000 pounds or more, but
 1978 less than 44,000 pounds: \$405 flat, of which \$105 shall be
 1979 deposited into the General Revenue Fund.

1980 (i) Gross vehicle weight of 44,000 pounds or more, but
 1981 less than 55,000 pounds: \$773 flat, of which \$201 shall be
 1982 deposited into the General Revenue Fund.

1983 (j) Gross vehicle weight of 55,000 pounds or more, but
 1984 less than 62,000 pounds: \$916 flat, of which \$238 shall be
 1985 deposited into the General Revenue Fund.

1986 (k) Gross vehicle weight of 62,000 pounds or more, but
 1987 less than 72,000 pounds: \$1,080 flat, of which \$280 shall be
 1988 deposited into the General Revenue Fund.

1989 (l) Gross vehicle weight of 72,000 pounds or more: \$1,322
 1990 flat, of which \$343 shall be deposited into the General Revenue
 1991 Fund.

1992 (m) Notwithstanding the declared gross vehicle weight, a
 1993 truck tractor used within the state or within a 150-mile radius
 1994 of its home address is eligible for a license plate for a tax
 1995 ~~fee~~ of \$324 flat if:

1996 1. The truck tractor is used exclusively for hauling
 1997 forestry products; or

1998 2. The truck tractor is used primarily for the hauling of
 1999 forestry products, and is also used for the hauling of
 2000 associated forestry harvesting equipment used by the owner of

2001 the truck tractor.

2002

2003 Of the tax ~~fee~~ imposed by this paragraph, \$84 shall be deposited
2004 into the General Revenue Fund.

2005 (n) A truck tractor or heavy truck, not operated as a for-
2006 hire vehicle and which is engaged exclusively in transporting
2007 raw, unprocessed, and nonmanufactured agricultural or
2008 horticultural products within the state or within a 150-mile
2009 radius of its home address is eligible for a restricted license
2010 plate for a tax ~~fee~~ of:

2011 1. If such vehicle's declared gross vehicle weight is less
2012 than 44,000 pounds, \$87.75 flat, of which \$22.75 shall be
2013 deposited into the General Revenue Fund.

2014 2. If such vehicle's declared gross vehicle weight is
2015 44,000 pounds or more and such vehicle only transports from the
2016 point of production to the point of primary manufacture; to the
2017 point of assembling the same; or to a shipping point of a rail,
2018 water, or motor transportation company, \$324 flat, of which \$84
2019 shall be deposited into the General Revenue Fund.

2020

2021 Such not-for-hire truck tractors and heavy trucks used
2022 exclusively in transporting raw, unprocessed, and
2023 nonmanufactured agricultural or horticultural products may be
2024 incidentally used to haul farm implements and fertilizers
2025 delivered direct to the growers. The department may require any

2026 | documentation deemed necessary to determine eligibility before
 2027 | issuance of this license plate. For the purpose of this
 2028 | paragraph, "not-for-hire" means the owner of the motor vehicle
 2029 | must also be the owner of the raw, unprocessed, and
 2030 | nonmanufactured agricultural or horticultural product, or the
 2031 | user of the farm implements and fertilizer being delivered.

2032 | (5) SEMITRAILERS, TAXES ~~FEES~~ ACCORDING TO GROSS VEHICLE
 2033 | WEIGHT; SCHOOL BUSES; SPECIAL PURPOSE VEHICLES.—

2034 | (a)1. A semitrailer drawn by a GVW truck tractor by means
 2035 | of a fifth-wheel arrangement: \$13.50 flat per registration year
 2036 | or any part thereof, of which \$3.50 shall be deposited into the
 2037 | General Revenue Fund.

2038 | 2. A semitrailer drawn by a GVW truck tractor by means of
 2039 | a fifth-wheel arrangement: \$68 flat per permanent registration,
 2040 | of which \$18 shall be deposited into the General Revenue Fund.

2041 | (b) A motor vehicle equipped with machinery and designed
 2042 | for the exclusive purpose of well drilling, excavation,
 2043 | construction, spraying, or similar activity, and which is not
 2044 | designed or used to transport loads other than the machinery
 2045 | described above over public roads: \$44 flat, of which \$11.50
 2046 | shall be deposited into the General Revenue Fund.

2047 | (c) A school bus used exclusively to transport pupils to
 2048 | and from school or school or church activities or functions
 2049 | within their own county: \$41 flat, of which \$11 shall be
 2050 | deposited into the General Revenue Fund.

2051 (d) A wrecker, as defined in s. 320.01, which is used to
 2052 tow a vessel as defined in s. 327.02, a disabled, abandoned,
 2053 stolen-recovered, or impounded motor vehicle as defined in s.
 2054 320.01, or a replacement motor vehicle as defined in s. 320.01:
 2055 \$41 flat, of which \$11 shall be deposited into the General
 2056 Revenue Fund.

2057 (e) A wrecker that is used to tow any nondisabled motor
 2058 vehicle, a vessel, or any other cargo unless used as defined in
 2059 paragraph (d), as follows:

2060 1. Gross vehicle weight of 10,000 pounds or more, but less
 2061 than 15,000 pounds: \$118 flat, of which \$31 shall be deposited
 2062 into the General Revenue Fund.

2063 2. Gross vehicle weight of 15,000 pounds or more, but less
 2064 than 20,000 pounds: \$177 flat, of which \$46 shall be deposited
 2065 into the General Revenue Fund.

2066 3. Gross vehicle weight of 20,000 pounds or more, but less
 2067 than 26,000 pounds: \$251 flat, of which \$65 shall be deposited
 2068 into the General Revenue Fund.

2069 4. Gross vehicle weight of 26,000 pounds or more, but less
 2070 than 35,000 pounds: \$324 flat, of which \$84 shall be deposited
 2071 into the General Revenue Fund.

2072 5. Gross vehicle weight of 35,000 pounds or more, but less
 2073 than 44,000 pounds: \$405 flat, of which \$105 shall be deposited
 2074 into the General Revenue Fund.

2075 6. Gross vehicle weight of 44,000 pounds or more, but less

2076 | than 55,000 pounds: \$772 flat, of which \$200 shall be deposited
 2077 | into the General Revenue Fund.

2078 | 7. Gross vehicle weight of 55,000 pounds or more, but less
 2079 | than 62,000 pounds: \$915 flat, of which \$237 shall be deposited
 2080 | into the General Revenue Fund.

2081 | 8. Gross vehicle weight of 62,000 pounds or more, but less
 2082 | than 72,000 pounds: \$1,080 flat, of which \$280 shall be
 2083 | deposited into the General Revenue Fund.

2084 | 9. Gross vehicle weight of 72,000 pounds or more: \$1,322
 2085 | flat, of which \$343 shall be deposited into the General Revenue
 2086 | Fund.

2087 | (f) A hearse or ambulance: \$40.50 flat, of which \$10.50
 2088 | shall be deposited into the General Revenue Fund.

2089 | Section 58. Subsection (2) of section 320.0801, Florida
 2090 | Statutes, is amended to read:

2091 | 320.0801 Additional license tax on certain vehicles.—

2092 | (2) In addition to the license taxes imposed by s. 320.08
 2093 | and by subsection (1), there is imposed an additional surtax
 2094 | ~~surchage~~ of \$10 on each commercial motor vehicle having a gross
 2095 | vehicle weight of 10,000 pounds or more, which surtax ~~surchage~~
 2096 | must be paid to the department or its agent upon the
 2097 | registration or renewal of registration of the commercial motor
 2098 | vehicle. Notwithstanding the provisions of s. 320.20, 50 percent
 2099 | of the revenues collected from the surtax ~~surchage~~ imposed in
 2100 | this subsection shall be deposited into the State Transportation

2101 Trust Fund, and 50 percent shall be deposited in the General
 2102 Revenue Fund.

2103 Section 59. Section 320.08015, Florida Statutes, is
 2104 amended to read:

2105 320.08015 License surtax ~~tax surcharge~~.—

2106 (1) Except as provided in subsection (2), there is levied
 2107 on each license tax imposed under s. 320.08(11) a surtax
 2108 ~~surcharge~~ in the amount of \$1, which shall be collected in the
 2109 same manner as the license tax and shall be deposited in the
 2110 Florida Mobile Home Relocation Trust Fund, as created in s.
 2111 723.06115. This surtax ~~surcharge~~ may not be imposed during the
 2112 next registration and renewal period if the balance in the
 2113 Florida Mobile Home Relocation Trust Fund exceeds \$10 million on
 2114 June 30. The surtax ~~surcharge~~ shall be reinstated in the next
 2115 registration and renewal period if the balance in the Florida
 2116 Mobile Home Relocation Trust Fund is below \$6 million on June
 2117 30.

2118 (2) Any mobile home that is not located in a mobile home
 2119 park regulated under chapter 723 is exempt from the surtax
 2120 ~~surcharge~~.

2121 Section 60. Section 320.0802, Florida Statutes, is amended
 2122 to read:

2123 320.0802 Surtax ~~Surcharge~~ on license tax.—There is hereby
 2124 levied and imposed on each license tax imposed under s. 320.08,
 2125 except those set forth in s. 320.08(11), a surtax ~~surcharge~~ in

2126 the amount of \$1, which shall be collected in the same manner as
 2127 the license tax and deposited into the State Agency Law
 2128 Enforcement Radio System Trust Fund of the Department of
 2129 Management Services.

2130 Section 61. Section 320.0804, Florida Statutes, is amended
 2131 to read:

2132 320.0804 Surtax ~~Surcharge~~ on license tax.—A surtax
 2133 ~~surcharge~~ of \$2 shall be imposed on each license tax imposed
 2134 under s. 320.08, except those set forth in s. 320.08(11), which
 2135 shall be collected in the same manner as the license tax. This
 2136 surtax ~~surcharge~~ shall be further reduced to \$1.20 on September
 2137 1, 2014, in order to negate the license plate increase of 80
 2138 cents imposed by chapter 2009-71, Laws of Florida. Of this
 2139 amount, \$1 shall be deposited into the State Transportation
 2140 Trust Fund, and 20 cents shall be deposited into the Highway
 2141 Safety Operating Trust Fund.

2142 Section 62. Section 320.08046, Florida Statutes, is
 2143 amended to read:

2144 320.08046 Juvenile programs surtax ~~surcharge~~ on license
 2145 tax.—A surtax ~~surcharge~~ of \$1 shall be imposed on each license
 2146 tax imposed under s. 320.08, except those set forth in s.
 2147 320.08(11), which shall be collected in the same manner as the
 2148 license tax and deposited into the Grants and Donations Trust
 2149 Fund in the Department of Juvenile Justice to fund the juvenile
 2150 crime prevention programs and the community juvenile justice

2151 partnership grants program.

2152 Section 63. Paragraph (a) of subsection (2) of section
2153 320.08053, Florida Statutes, is amended to read:

2154 320.08053 Requirements for requests to establish specialty
2155 license plates.—

2156 (2) (a) Within 120 days following the specialty license
2157 plate becoming law, the department shall establish a method to
2158 issue a specialty license plate voucher to allow for the presale
2159 of the specialty license plate. The processing fee as prescribed
2160 in s. 320.08056, the service charge and branch fee as prescribed
2161 in s. 320.04, and the annual use fee as prescribed in s.
2162 320.08056 shall be charged for the voucher. All other applicable
2163 taxes and fees shall be charged at the time of issuance of the
2164 license plates.

2165 Section 64. Subsection (3) of section 320.08056, Florida
2166 Statutes, are amended to read:

2167 320.08056 Specialty license plates.—

2168 (3) Each request must be made annually to the department
2169 or an authorized agent serving on behalf of the department,
2170 accompanied by the following taxes ~~tax~~ and fees:

2171 (a) The license tax required for the vehicle as set forth
2172 in s. 320.08.

2173 (b) A processing fee of \$5, to be deposited into the
2174 Highway Safety Operating Trust Fund.

2175 (c) A license plate tax ~~fee~~ as required by s.

2176 | 320.06(1)(b).

2177 | (d) A license plate annual use fee as required in
2178 | subsection (4).

2179 |

2180 | A request may be made any time during a registration period. If
2181 | a request is made for a specialty license plate to replace a
2182 | current valid license plate, the specialty license plate must be
2183 | issued with appropriate decals attached at no tax for the plate,
2184 | but all taxes, fees, and service charges must be paid. If a
2185 | request is made for a specialty license plate at the beginning
2186 | of the registration period, the tax, together with all
2187 | applicable taxes, fees, and service charges, must be paid.

2188 | Section 65. Subsection (3) of section 320.08068, Florida
2189 | Statutes, is amended to read:

2190 | 320.08068 Motorcycle specialty license plates.—

2191 | (3) Each request must be made annually to the department,
2192 | accompanied by the following taxes and fees:

2193 | (a) The license tax required under s. 320.08.

2194 | (b) A license plate tax ~~fee~~ as required by s.

2195 | 320.06(1)(b).

2196 | (c) A processing fee of \$2.

2197 | (d) A license plate annual use fee as required in
2198 | subsection (4).

2199 | Section 66. Subsections (1) through (5) and paragraphs (a)
2200 | and (c) of subsection (6) of section 320.0807, Florida Statutes,

2201 are amended to read:

2202 320.0807 Special license plates for Governor and federal
2203 and state legislators.—

2204 (1) Upon application by any member of the House of
2205 Representatives of Congress and payment of the taxes and fees
2206 prescribed by s. 320.0805, the department may issue to such
2207 member of Congress a license plate stamped "Official Congress"
2208 followed by the number of the appropriate congressional district
2209 and the letters "MC," or any other configuration chosen by the
2210 member which is not already in use. Upon application by a United
2211 States Senator and payment of the taxes and fees prescribed by
2212 s. 320.0805, the department may issue a license plate stamped
2213 "USS," followed by the numeral II in the case of the junior
2214 senator.

2215 (2) Upon application by any member of the state House of
2216 Representatives and payment of the taxes and fees prescribed by
2217 s. 320.0805, the department may issue the state representative
2218 license plates stamped "Official House," followed by the number
2219 of the appropriate House of Representatives district and the
2220 letters "HR," or any other configuration chosen by the member
2221 which is not already in use. Upon application by a state senator
2222 and payment of the taxes and fees prescribed by s. 320.0805, the
2223 department may issue license plates stamped "Official Senate,"
2224 followed by the number of the appropriate Senate district and
2225 the letters "SN," or any other configuration chosen by the

2226 | member which is not already in use.

2227 | (3) Upon application by the Governor and payment of the
 2228 | appropriate taxes and fees, the department may issue to the
 2229 | Governor two license plates stamped "Florida 1" and "Florida 2."

2230 | (4) License plates purchased under subsection (1),
 2231 | subsection (2), or subsection (3) shall be replaced by the
 2232 | department at no cost, other than the taxes and fees required
 2233 | under ss. 320.04 and 320.06(3)(b), when the person to whom the
 2234 | plates have been issued leaves the elective office with respect
 2235 | to which the license plates were issued. Within 30 days after
 2236 | leaving office, the person to whom the license plates have been
 2237 | issued must apply to the department for a replacement license
 2238 | plate. The person may return the prestige license plates to the
 2239 | department or retain the plates as souvenirs. Upon receipt of
 2240 | the replacement license plate, the person may not display on any
 2241 | vehicle the prestige license plate or plates issued with respect
 2242 | to his or her former office.

2243 | (5) Upon application by any current or former President of
 2244 | the Senate and payment of the taxes and fees prescribed by s.
 2245 | 320.0805, the department may issue a license plate stamped
 2246 | "Senate President" followed by the number assigned by the
 2247 | department or chosen by the applicant if it is not already in
 2248 | use. Upon application by any current or former Speaker of the
 2249 | House of Representatives and payment of the taxes and fees
 2250 | prescribed by s. 320.0805, the department may issue a license

2251 | plate stamped "House Speaker" followed by the number assigned by
2252 | the department or chosen by the applicant if it is not already
2253 | in use.

2254 | (6) (a) Upon application by any former member of Congress
2255 | or former member of the state Legislature, payment of the taxes
2256 | and fees prescribed by s. 320.0805, and payment of a one-time
2257 | tax ~~fee~~ of \$500, the department may issue a former member of
2258 | Congress, state senator, or state representative a license plate
2259 | stamped "Retired Congress," "Retired Senate," or "Retired
2260 | House," as appropriate, for a vehicle owned by the former
2261 | member.

2262 | (c) Four hundred fifty dollars of the one-time tax ~~fee~~
2263 | collected under paragraph (a) shall be distributed to the
2264 | account of the direct-support organization established pursuant
2265 | to s. 272.136 and used for the benefit of the Florida Historic
2266 | Capitol Museum, and the remaining \$50 shall be deposited into
2267 | the Highway Safety Operating Trust Fund.

2268 | Section 67. Subsections (3) and (5) of section 320.081,
2269 | Florida Statutes, are amended to read:

2270 | 320.081 Collection and distribution of annual license tax
2271 | imposed on the following type units.—

2272 | (3) The owner shall make application for such sticker in
2273 | the manner provided in s. 320.02, and the tax collectors in the
2274 | several counties of the state shall collect the license taxes
2275 | imposed by s. 320.08(10) and (11) and the license tax surtax

2276 ~~surcharge~~ imposed by s. 320.08015 in the same manner and under
 2277 the same conditions and requirements as provided in s. 320.03.

2278 (5) The department shall keep records showing the total
 2279 number of stickers issued to each type unit governed by this
 2280 section, the total amount of license taxes collected, and the
 2281 county or municipality where each such unit is located and shall
 2282 from month to month certify to the Chief Financial Officer the
 2283 amount derived from license taxes in each county and each
 2284 municipality within the county. Such amount, less the amount of
 2285 \$1.50 collected on each license and the \$1 license tax surtax
 2286 ~~surcharge~~ imposed by s. 320.08015, shall be paid to the counties
 2287 and municipalities within the counties where the unit or units
 2288 are located as follows: one-half to the district school board
 2289 and the remainder to the board of county commissioners, for
 2290 units that are located within the unincorporated areas of the
 2291 county, or to any municipality within such county, for units
 2292 that are located within its corporate limits. Payment shall be
 2293 by warrant drawn monthly by the Chief Financial Officer upon the
 2294 treasury out of the License Tax Collection Trust Fund.

2295 Section 68. Subsection (2) of section 320.0815, Florida
 2296 Statutes, is amended to read:

2297 320.0815 Mobile homes and recreational vehicle-type units
 2298 required to have appropriate license plates or stickers.—

2299 (2) A mobile home or recreational vehicle-type unit which
 2300 is permanently affixed to the land shall be issued a mobile home

2301 sticker at the tax ~~fee~~ prescribed in s. 320.08(11) unless the
2302 mobile home or recreational vehicle-type unit is qualified and
2303 taxed as real property, in which case the mobile home or
2304 recreational vehicle-type unit shall be issued an "RP" series
2305 sticker. Series "RP" stickers shall be provided by the
2306 department to the tax collectors, and such a sticker will be
2307 issued by the tax collector to the registered owner of such a
2308 mobile home or recreational vehicle-type unit upon the
2309 production of a certificate of the respective property appraiser
2310 that such mobile home or recreational vehicle-type unit is
2311 included in an assessment of the property of such registered
2312 owner for ad valorem taxation. An "RP" series sticker shall be
2313 issued by the tax collector for an aggregate tax ~~fee~~ of \$3 each,
2314 to be distributed as follows: \$2.50 shall be retained by the tax
2315 collector as a service charge; 25 cents shall be remitted to the
2316 property appraiser; and 25 cents shall be remitted to the
2317 department to defray the cost of manufacture and handling.
2318 Mobile home stickers and "RP" series stickers shall be of a size
2319 to be determined by the department. A mobile home sticker or
2320 "RP" series sticker shall be affixed to the lower left corner of
2321 the window closest to the street or road providing access to
2322 such residence.

2323 Section 69. Subsection (1) of section 320.0821, Florida
2324 Statutes, are amended to read:

2325 320.0821 Wrecker license plates.—

2326 (1) The department shall issue a wrecker license plate to
 2327 the owner of any motor vehicle that is used to tow, carry, or
 2328 otherwise transport motor vehicles and that is equipped for that
 2329 purpose with a boom, winch, carrier, or other similar equipment,
 2330 except a motor vehicle registered under the International
 2331 Registration Plan, upon application and payment of the
 2332 appropriate license tax ~~and fees~~ in accordance with s.
 2333 320.08(5)(d) or (e).

2334 Section 70. Section 320.0846, Florida Statutes, is amended
 2335 to read:

2336 320.0846 Free motor vehicle license plates to active
 2337 members of the Florida National Guard.—

2338 (1) Any owner or lessee of a motor vehicle who resides in
 2339 this state and is an active member of the Florida National Guard
 2340 may, upon application and proof of eligibility, be issued one
 2341 standard license plate without charge. Applications for any
 2342 additional license plates must be accompanied by appropriate
 2343 taxes and fees established in this chapter.

2344 (2) Eligible applicants of the Florida National Guard may
 2345 apply for a specialty license plate as provided in s. 320.08056
 2346 upon payment of the taxes and fees required in that section. All
 2347 other taxes and fees will be waived. Applications for any
 2348 additional specialty license plates must be accompanied by all
 2349 appropriate taxes and fees established in this chapter.

2350 Section 71. Paragraph (a) of subsection (1), paragraph (d)

2351 of subsection (2), paragraph (c) of subsection (3), and
2352 subsection (4) of section 320.0848, Florida Statutes, are
2353 amended to read:

2354 320.0848 Persons who have disabilities; issuance of
2355 disabled parking permits; temporary permits; permits for certain
2356 providers of transportation services to persons who have
2357 disabilities.—

2358 (1) (a) The Department of Highway Safety and Motor Vehicles
2359 or its authorized agents shall, upon application and receipt of
2360 the tax fee, issue a disabled parking permit for a period of up
2361 to 4 years, which period ends on the applicant's birthday, to
2362 any person who has long-term mobility impairment, or a temporary
2363 disabled parking permit not to exceed 6 months to any person who
2364 has a temporary mobility impairment. No person will be required
2365 to pay a tax fee for a parking permit for disabled persons more
2366 than once in a 12-month period from the date of the prior tax
2367 ~~fee~~ payment.

2368 (2) DISABLED PARKING PERMIT; PERSONS WITH LONG-TERM
2369 MOBILITY PROBLEMS.—

2370 (d) To obtain a replacement for a disabled parking permit
2371 that has been lost or stolen, a person must submit an
2372 application on a form prescribed by the department, provide a
2373 certificate of disability issued within the last 12 months
2374 pursuant to subsection (1), and pay a replacement tax fee in the
2375 amount of \$1, to be retained by the issuing agency. If the

2376 person submits with the application a police report documenting
 2377 that the permit was stolen, there is no replacement tax fee. A
 2378 veteran who has been previously evaluated and certified by the
 2379 United States Department of Veterans Affairs or any branch of
 2380 the United States Armed Forces as permanently and totally
 2381 disabled from a service-connected disability may provide a
 2382 United States Department of Veterans Affairs Form Letter 27-333,
 2383 or its equivalent, issued within the last 12 months in lieu of a
 2384 certificate of disability.

2385 (3) DISABLED PARKING PERMIT; TEMPORARY.—

2386 (c) The tax fee for a temporary disabled parking permit is
 2387 \$15.

2388 (4) From the proceeds of the temporary disabled parking
 2389 permit taxes fees:

2390 (a) The Department of Highway Safety and Motor Vehicles
 2391 must receive \$3.50 for each temporary permit, to be deposited
 2392 into the Highway Safety Operating Trust Fund and used for
 2393 implementing the real-time disabled parking permit database and
 2394 for administering the disabled parking permit program.

2395 (b) The tax collector, for processing, must receive \$2.50
 2396 for each temporary permit.

2397 (c) The remainder must be distributed monthly as follows:

2398 1. To be deposited in the Grants and Donations Trust Fund
 2399 of the Division of Vocational Rehabilitation of the Department
 2400 of Education for the purpose of improving employment and

2401 training opportunities for persons who have disabilities, with
 2402 special emphasis on removing transportation barriers, \$4.

2403 2. To be deposited in the Transportation Disadvantaged
 2404 Trust Fund to be used for funding matching grants to counties
 2405 for the purpose of improving transportation of persons who have
 2406 disabilities, \$5.

2407 Section 72. Subsection (1) and paragraph (a) of subsection
 2408 (2) of section 320.086, Florida Statutes, are amended to read:

2409 320.086 Ancient or antique motor vehicles; horseless
 2410 carriage, antique, or historical license plates; former military
 2411 vehicles.—

2412 (1) The owner of a motor vehicle for private use
 2413 manufactured in model year 1945 or earlier and operated on the
 2414 streets and highways of this state shall, upon application in
 2415 the manner and at the time prescribed by the department and upon
 2416 payment of the license tax for an ancient motor vehicle
 2417 prescribed by s. 320.08(1)(d), (2)(a), or (3)(e), be issued a
 2418 special license plate for such motor vehicle. The license plate
 2419 shall be permanent and valid for use without renewal so long as
 2420 the vehicle is in existence. In addition to the payment of all
 2421 other taxes and fees required by law, the applicant shall pay
 2422 such tax ~~fee~~ for the issuance of the special license plate as
 2423 may be prescribed by the department commensurate with the cost
 2424 of its manufacture. The registration numbers and special license
 2425 plates assigned to such motor vehicles shall run in a separate

2426 numerical series, commencing with "Horseless Carriage No. 1,"
 2427 and the plates shall be of a distinguishing color.

2428 (2) (a) The owner of a motor vehicle for private use
 2429 manufactured in a model year after 1945 and of the age of 30
 2430 years or more after the model year and operated on the streets
 2431 and highways of this state may, upon application in the manner
 2432 and at the time prescribed by the department and upon payment of
 2433 the license tax prescribed by s. 320.08(1) (d), (2) (a), or
 2434 (3) (e), be issued a special license plate for such motor
 2435 vehicle. In addition to the payment of all other taxes and fees
 2436 required by law, the applicant shall pay the tax fee for the
 2437 issuance of the special license plate prescribed by the
 2438 department, commensurate with the cost of its manufacture. The
 2439 registration numbers and special license plates assigned to such
 2440 motor vehicles shall run in a separate numerical series,
 2441 commencing with "Antique No. 1," and the plates shall be of a
 2442 distinguishing color. The owner of the motor vehicle may, upon
 2443 application and payment of the license tax prescribed by s.
 2444 320.08, be issued a regular Florida license plate or specialty
 2445 license plate in lieu of the special "Antique" license plate.

2446 Section 73. Subsection (3) of section 320.089, Florida
 2447 Statutes, is amended to read:

2448 320.089 Veterans of the United States Armed Forces;
 2449 members of National Guard; survivors of Pearl Harbor; Purple
 2450 Heart medal recipients; active or retired United States Armed

2451 Forces reservists; Combat Infantry Badge, Combat Medical Badge,
 2452 or Combat Action Badge recipients; Combat Action Ribbon
 2453 recipients; Air Force Combat Action Medal recipients;
 2454 Distinguished Flying Cross recipients; former prisoners of war;
 2455 Korean War Veterans; Vietnam War Veterans; Operation Desert
 2456 Shield Veterans; Operation Desert Storm Veterans; Operation
 2457 Enduring Freedom Veterans; Operation Iraqi Freedom Veterans;
 2458 Women Veterans; World War II Veterans; and Navy Submariners;
 2459 special license plates; taxes and fees ~~fee~~.-

2460 (3) Each owner or lessee of an automobile or truck for
 2461 private use, a truck weighing not more than 7,999 pounds, or a
 2462 recreational vehicle as specified in s. 320.08(9)(c) or (d),
 2463 which is not used for hire or commercial use who is a resident
 2464 of this state and who is the unremarried surviving spouse of a
 2465 recipient of the Purple Heart medal, upon application to the
 2466 department accompanied by the payment of the required taxes and
 2467 fees, shall be issued a license plate as provided in s. 320.06
 2468 which is stamped with the words "Purple Heart" and the likeness
 2469 of the Purple Heart medal followed by the serial number. Each
 2470 application shall be accompanied by proof that the applicant is
 2471 the unremarried surviving spouse of a recipient of the Purple
 2472 Heart medal.

2473 Section 74. Paragraph (c) of subsection (5) of section
 2474 320.0891, Florida Statutes, are amended to read:

2475 320.0891 U.S. Paratroopers license plate.-

2476 (5) Each request must be made annually to the department,
2477 accompanied by the following taxes ~~tax~~ and fees:

2478 (c) A license plate tax ~~fee~~ as required under s.
2479 320.06(1)(b).

2480 Section 75. Section 320.102, Florida Statutes, is amended
2481 to read:

2482 320.102 Marine boat trailers owned by nonprofit
2483 organizations; exemptions.—The registration or renewal of a
2484 registration of any marine boat trailer owned and operated by a
2485 nonprofit organization that is exempt from federal income tax
2486 under s. 501(c)(3) of the Internal Revenue Code and which is
2487 used exclusively in carrying out its customary nonprofit
2488 activities is exempt from paying the fees, taxes, surtaxes
2489 ~~surcharges~~, and charges in ss. 320.03(5), (6), and (9),
2490 320.031(2), 320.04(1), 320.06(1)(b) and (3)(b), 320.0801,
2491 320.0802, 320.0804, and 320.08046.

2492 Section 76. Subsection (3) of section 320.13, Florida
2493 Statutes, is amended to read:

2494 320.13 Dealer and manufacturer license plates and
2495 alternative method of registration.—

2496 (3) When a licensed dealer or a marine boat trailer dealer
2497 chooses to register any motor vehicle or boat trailer he or she
2498 owns and has for sale and secure a regular motor vehicle license
2499 plate therefor, the dealer may, upon sale thereof, submit to the
2500 department a transfer tax ~~fee~~ of \$4.50 and an application for

2501 transfer of the license plate to a comparable motor vehicle or
 2502 boat trailer owned by the dealer of the same weight series as
 2503 set forth under s. 320.08.

2504 Section 77. Paragraph (h) of subsection (1) and subsection
 2505 (2) of section 320.131, Florida Statutes, are amended to read:

2506 320.131 Temporary tags.—

2507 (1) The department is authorized and empowered to design,
 2508 issue, and regulate the use of temporary tags to be designated
 2509 "temporary tags" for use in the following cases:

2510 (h) For a rental car company which possesses a motor
 2511 vehicle dealer license and which may use temporary tags on
 2512 vehicles offered for lease by such company in accordance with
 2513 the provisions of rules established by the department. However,
 2514 the original issuance date of a temporary tag shall be the date
 2515 which determines the applicable license plate tax fee.

2516
 2517 Further, the department is authorized to disallow the purchase
 2518 of temporary tags by licensed dealers, common carriers, or
 2519 financial institutions in those cases where abuse has occurred.

2520 (2) The department is authorized to sell temporary tags,
 2521 in addition to those listed above, to their agents and where
 2522 need is demonstrated by a consumer complainant. The tax fee
 2523 shall be \$2 each. One dollar from each tag sold shall be
 2524 deposited into the Brain and Spinal Cord Injury Program Trust
 2525 Fund, with the remaining proceeds being deposited into the

2526 Highway Safety Operating Trust Fund. Agents of the department
2527 shall sell temporary tags for \$2 each and shall charge the
2528 service charge authorized by s. 320.04 per transaction,
2529 regardless of the quantity sold. Requests for purchase of
2530 temporary tags to the department or its agents shall be made,
2531 where applicable, on letterhead stationery and notarized. Except
2532 as specifically provided otherwise, a temporary tag shall be
2533 valid for 30 days, and no more than two shall be issued to the
2534 same person for the same vehicle.

2535 Section 78. Section 320.1325, Florida Statutes, is amended
2536 to read:

2537 320.1325 Registration required for the temporarily
2538 employed.—Motor vehicles owned or leased by persons who are
2539 temporarily employed within the state but are not residents are
2540 required to be registered. Upon payment of the taxes ~~fees~~
2541 prescribed in this section and proof of insurance coverage as
2542 required by the applicant's resident state, the department shall
2543 provide a temporary registration plate and a registration
2544 certificate valid for 90 days to an applicant who is temporarily
2545 employed in this state. The temporary registration plate may be
2546 renewed one time for an additional 90-day period. At the end of
2547 the 180-day period of temporary registration, the applicant
2548 shall apply for a permanent registration if there is a further
2549 need to remain in this state. A temporary license registration
2550 plate may not be issued for any commercial motor vehicle as

2551 defined in s. 320.01. The tax ~~fee~~ for the 90-day temporary
2552 registration plate shall be \$40 plus the applicable service
2553 charge required by s. 320.04. Subsequent permanent registration
2554 and titling of a vehicle registered hereunder shall subject the
2555 applicant to providing proof of Florida insurance coverage as
2556 specified in s. 320.02 and payment of the taxes ~~fees~~ required by
2557 s. 320.072, in addition to all other taxes and fees required.

2558 Section 79. Subsection (1) of section 320.18, Florida
2559 Statutes, is amended to read:

2560 320.18 Withholding registration.—

2561 (1) The department may withhold the registration of any
2562 motor vehicle or mobile home the owner or coowner of which has
2563 failed to register it under the provisions of law for any
2564 previous period or periods for which it appears registration
2565 should have been made in this state until the tax for such
2566 period or periods is paid. The department may cancel any vehicle
2567 or vessel registration, driver license, identification card, or
2568 fuel-use tax decal if the owner or coowner pays for any vehicle
2569 or vessel registration, driver license, identification card, or
2570 fuel-use tax decal; pays any administrative, delinquency, or
2571 reinstatement tax or fee; or pays any tax liability, penalty, or
2572 interest specified in chapter 207 by a dishonored check, or if
2573 the vehicle owner or motor carrier has failed to pay a penalty
2574 for a weight or safety violation issued by the Department of
2575 Transportation or the Department of Highway Safety and Motor

2576 Vehicles. The Department of Transportation and the Department of
 2577 Highway Safety and Motor Vehicles may impound any commercial
 2578 motor vehicle that has a canceled license plate or fuel-use tax
 2579 decal until the tax liability, penalty, and interest specified
 2580 in chapter 207, the license tax, or the fuel-use decal tax fee,
 2581 and applicable administrative taxes and fees have been paid for
 2582 by certified funds.

2583 Section 80. Paragraph (b) of subsection (9) of section
 2584 320.27, Florida Statutes, are amended to read:

2585 320.27 Motor vehicle dealers.—

2586 (9) DENIAL, SUSPENSION, OR REVOCATION.—

2587 (b) The department may deny, suspend, or revoke any
 2588 license issued hereunder or under the provisions of s. 320.77 or
 2589 s. 320.771 upon proof that a licensee has committed, with
 2590 sufficient frequency so as to establish a pattern of wrongdoing
 2591 on the part of a licensee, violations of one or more of the
 2592 following activities:

2593 1. Representation that a demonstrator is a new motor
 2594 vehicle, or the attempt to sell or the sale of a demonstrator as
 2595 a new motor vehicle without written notice to the purchaser that
 2596 the vehicle is a demonstrator. For the purposes of this section,
 2597 a "demonstrator," a "new motor vehicle," and a "used motor
 2598 vehicle" shall be defined as under s. 320.60.

2599 2. Unjustifiable refusal to comply with a licensee's
 2600 responsibility under the terms of the new motor vehicle warranty

2601 issued by its respective manufacturer, distributor, or importer.
2602 However, if such refusal is at the direction of the
2603 manufacturer, distributor, or importer, such refusal shall not
2604 be a ground under this section.

2605 3. Misrepresentation or false, deceptive, or misleading
2606 statements with regard to the sale or financing of motor
2607 vehicles which any motor vehicle dealer has, or causes to have,
2608 advertised, printed, displayed, published, distributed,
2609 broadcast, televised, or made in any manner with regard to the
2610 sale or financing of motor vehicles.

2611 4. Failure by any motor vehicle dealer to provide a
2612 customer or purchaser with an odometer disclosure statement and
2613 a copy of any bona fide written, executed sales contract or
2614 agreement of purchase connected with the purchase of the motor
2615 vehicle purchased by the customer or purchaser.

2616 5. Failure of any motor vehicle dealer to comply with the
2617 terms of any bona fide written, executed agreement, pursuant to
2618 the sale of a motor vehicle.

2619 6. Failure to apply for transfer of a title as prescribed
2620 in s. 319.23(6).

2621 7. Use of the dealer license identification number by any
2622 person other than the licensed dealer or his or her designee.

2623 8. Failure to continually meet the requirements of the
2624 licensure law.

2625 9. Representation to a customer or any advertisement to

2626 | the public representing or suggesting that a motor vehicle is a
2627 | new motor vehicle if such vehicle lawfully cannot be titled in
2628 | the name of the customer or other member of the public by the
2629 | seller using a manufacturer's statement of origin as permitted
2630 | in s. 319.23(1).

2631 | 10. Requirement by any motor vehicle dealer that a
2632 | customer or purchaser accept equipment on his or her motor
2633 | vehicle which was not ordered by the customer or purchaser.

2634 | 11. Requirement by any motor vehicle dealer that any
2635 | customer or purchaser finance a motor vehicle with a specific
2636 | financial institution or company.

2637 | 12. Requirement by any motor vehicle dealer that the
2638 | purchaser of a motor vehicle contract with the dealer for
2639 | physical damage insurance.

2640 | 13. Perpetration of a fraud upon any person as a result of
2641 | dealing in motor vehicles, including, without limitation, the
2642 | misrepresentation to any person by the licensee of the
2643 | licensee's relationship to any manufacturer, importer, or
2644 | distributor.

2645 | 14. Violation of any of the provisions of s. 319.35 by any
2646 | motor vehicle dealer.

2647 | 15. Sale by a motor vehicle dealer of a vehicle offered in
2648 | trade by a customer prior to consummation of the sale, exchange,
2649 | or transfer of a newly acquired vehicle to the customer, unless
2650 | the customer provides written authorization for the sale of the

2651 trade-in vehicle prior to delivery of the newly acquired
 2652 vehicle.

2653 16. Willful failure to comply with any administrative rule
 2654 adopted by the department or the provisions of s. 320.131(8).

2655 17. Violation of chapter 319, this chapter, or ss.
 2656 559.901-559.9221, which has to do with dealing in or repairing
 2657 motor vehicles or mobile homes. Additionally, in the case of
 2658 used motor vehicles, the willful violation of the federal law
 2659 and rule in 15 U.S.C. s. 2304, 16 C.F.R. part 455, pertaining to
 2660 the consumer sales window form.

2661 18. Failure to maintain evidence of notification to the
 2662 owner or coowner of a vehicle regarding registration taxes ~~or~~
 2663 ~~titling fees~~ owed as required in s. 320.02(17).

2664 19. Failure to register a mobile home salesperson with the
 2665 department as required by this section.

2666 Section 81. Subsection (2) of section 320.39, Florida
 2667 Statutes, are amended to read:

2668 320.39 Reciprocal agreements for nonresident exemption.—

2669 (2) The Department of Highway Safety and Motor Vehicles is
 2670 authorized to continue membership in the International
 2671 Registration Plan, a reciprocal agreement among the states and
 2672 the provinces of Canada which provides for proportional payment
 2673 of license fees and taxes.

2674 Section 82. Subsection (2) of section 320.781, Florida
 2675 Statutes, is amended to read:

2676 320.781 Mobile Home and Recreational Vehicle Protection
2677 Trust Fund.—

2678 (2) ~~Beginning October 1, 1990,~~ The department shall charge
2679 and collect an additional tax fee of \$1 for each new mobile home
2680 and new recreational vehicle title transaction for which it
2681 charges a tax fee. This additional tax fee shall be deposited
2682 into the trust fund. The Department of Highway Safety and Motor
2683 Vehicles shall charge a fee of \$40 per annual dealer and
2684 manufacturer license and license renewal, which shall be
2685 deposited into the trust fund. The sums deposited in the trust
2686 fund shall be used exclusively for carrying out the purposes of
2687 this section. These sums may be invested and reinvested by the
2688 Chief Financial Officer under the same limitations as apply to
2689 investment of other state funds, with all interest from these
2690 investments deposited to the credit of the trust fund.

2691 Section 83. Subsections (1), (3), and (8) of section
2692 322.051, Florida Statutes, are amended to read:

2693 322.051 Identification cards.—

2694 (1) Any person who is 5 years of age or older, or any
2695 person who has a disability, regardless of age, who applies for
2696 a disabled parking permit under s. 320.0848, may be issued an
2697 identification card by the department upon completion of an
2698 application and payment of an application tax fee.

2699 (a) The application must include the following information
2700 regarding the applicant:

2701 1. Full name (first, middle or maiden, and last), gender,
 2702 proof of social security card number satisfactory to the
 2703 department, which may include a military identification card,
 2704 county of residence, mailing address, proof of residential
 2705 address satisfactory to the department, country of birth, and a
 2706 brief description.

2707 2. Proof of birth date satisfactory to the department.

2708 3. Proof of identity satisfactory to the department. Such
 2709 proof must include one of the following documents issued to the
 2710 applicant:

2711 a. A driver license record or identification card record
 2712 from another jurisdiction that required the applicant to submit
 2713 a document for identification which is substantially similar to
 2714 a document required under sub-subparagraph b., sub-subparagraph
 2715 c., sub-subparagraph d., sub-subparagraph e., sub-subparagraph
 2716 f., sub-subparagraph g., or sub-subparagraph h.;

2717 b. A certified copy of a United States birth certificate;

2718 c. A valid, unexpired United States passport;

2719 d. A naturalization certificate issued by the United
 2720 States Department of Homeland Security;

2721 e. A valid, unexpired alien registration receipt card
 2722 (green card);

2723 f. A Consular Report of Birth Abroad provided by the
 2724 United States Department of State;

2725 g. An unexpired employment authorization card issued by

2726 the United States Department of Homeland Security; or
2727 h. Proof of nonimmigrant classification provided by the
2728 United States Department of Homeland Security, for an original
2729 identification card. In order to prove nonimmigrant
2730 classification, an applicant must provide at least one of the
2731 following documents. In addition, the department may require
2732 applicants to produce United States Department of Homeland
2733 Security documents for the sole purpose of establishing the
2734 maintenance of, or efforts to maintain, continuous lawful
2735 presence:

2736 (I) A notice of hearing from an immigration court
2737 scheduling a hearing on any proceeding.

2738 (II) A notice from the Board of Immigration Appeals
2739 acknowledging pendency of an appeal.

2740 (III) A notice of the approval of an application for
2741 adjustment of status issued by the United States Citizenship and
2742 Immigration Services.

2743 (IV) An official documentation confirming the filing of a
2744 petition for asylum or refugee status or any other relief issued
2745 by the United States Citizenship and Immigration Services.

2746 (V) A notice of action transferring any pending matter
2747 from another jurisdiction to Florida, issued by the United
2748 States Citizenship and Immigration Services.

2749 (VI) An order of an immigration judge or immigration
2750 officer granting relief that authorizes the alien to live and

2751 work in the United States, including, but not limited to,
2752 asylum.

2753 (VII) Evidence that an application is pending for
2754 adjustment of status to that of an alien lawfully admitted for
2755 permanent residence in the United States or conditional
2756 permanent resident status in the United States, if a visa number
2757 is available having a current priority date for processing by
2758 the United States Citizenship and Immigration Services.

2759 (VIII) On or after January 1, 2010, an unexpired foreign
2760 passport with an unexpired United States Visa affixed,
2761 accompanied by an approved I-94, documenting the most recent
2762 admittance into the United States.

2763
2764 An identification card issued based on documents required in
2765 sub-subparagraph g. or sub-subparagraph h. is valid for a period
2766 not to exceed the expiration date of the document presented or 1
2767 year, whichever occurs first.

2768 (b) An application for an identification card must be
2769 signed and verified by the applicant in a format designated by
2770 the department before a person authorized to administer oaths
2771 and payment of the applicable tax ~~fee~~ pursuant to s. 322.21.

2772 (3) If an identification card issued under this section is
2773 lost, destroyed, or mutilated or a new name is acquired, the
2774 person to whom it was issued may obtain a duplicate upon
2775 furnishing satisfactory proof of such fact to the department and

2776 upon payment of a tax ~~fee~~ as provided in s. 322.21. The tax ~~fee~~
2777 must include payment for the color photograph or digital image
2778 of the applicant. Any person who loses an identification card
2779 and who, after obtaining a duplicate, finds the original card
2780 shall immediately surrender the original card to the department.
2781 The same documentary evidence shall be furnished for a duplicate
2782 as for an original identification card.

2783 (8) (a) The department shall, upon receipt of the required
2784 tax ~~fee~~, issue to each qualified applicant for an identification
2785 card a color photographic or digital image identification card
2786 bearing a fullface photograph or digital image of the
2787 identification cardholder. Notwithstanding chapter 761 or s.
2788 761.05, the requirement for a fullface photograph or digital
2789 image of the identification cardholder may not be waived. A
2790 space shall be provided upon which the identification cardholder
2791 shall affix his or her usual signature, as required in s.
2792 322.14, in the presence of an authorized agent of the department
2793 so as to ensure that such signature becomes a part of the
2794 identification card.

2795 (b)1. The word "Veteran" must be exhibited on the
2796 identification card of a veteran upon the presentation of a copy
2797 of the person's:

2798 a. DD Form 214, issued by the United States Department of
2799 Defense;

2800 b. Veteran health identification card, issued by the

2801 United States Department of Veterans Affairs;

2802 c. Veteran identification card, issued by the United
2803 States Department of Veterans Affairs pursuant to the Veterans
2804 Identification Card Act of 2015, Pub. L. No. 114-31; or

2805 d. Other acceptable form specified by the Department of
2806 Veterans' Affairs.

2807 2. Until a veteran's identification card is next renewed,
2808 the veteran may have the word "Veteran" added to his or her
2809 identification card upon surrender of his or her current
2810 identification card and presentation of any of the forms of
2811 identification specified in subparagraph 1. If the applicant is
2812 not conducting any other transaction affecting the
2813 identification card, a replacement identification card must be
2814 issued with the word "Veteran" without payment of the tax ~~fee~~
2815 required in s. 322.21(1)(f)3.

2816 (c) The international symbol for the deaf and hard of
2817 hearing shall be exhibited on the identification card of a
2818 person who is deaf or hard of hearing upon the payment of an
2819 additional \$1 fee for the identification card and the
2820 presentation of sufficient proof that the person is deaf or hard
2821 of hearing as determined by the department. Until a person's
2822 identification card is next renewed, the person may have the
2823 symbol added to his or her identification card upon surrender of
2824 his or her current identification card, payment of a \$2 fee to
2825 be deposited into the Highway Safety Operating Trust Fund, and

2826 presentation of sufficient proof that the person is deaf or hard
 2827 of hearing as determined by the department. If the applicant is
 2828 not conducting any other transaction affecting the
 2829 identification card, a replacement identification card may be
 2830 issued with the symbol without payment of the tax fee required
 2831 in s. 322.21(1)(f)3. For purposes of this paragraph, the
 2832 international symbol for the deaf and hard of hearing is
 2833 substantially as follows:



2834
 2835 (d) The department shall include symbols representing the
 2836 following on an identification card upon the payment of an
 2837 additional \$1 fee by an applicant who meets the requirements of
 2838 subsection (1) and presents his or her:

- 2839 1. Lifetime freshwater fishing license;
- 2840 2. Lifetime saltwater fishing license;
- 2841 3. Lifetime hunting license;
- 2842 4. Lifetime sportsman's license; or
- 2843 5. Lifetime boater safety identification card.

2844
 2845 A person may replace his or her identification card before its
 2846 expiration date with a card that includes his or her status as a

2847 lifetime licensee or boater safety cardholder upon surrender of
2848 his or her current identification card, payment of a \$2 fee to
2849 be deposited into the Highway Safety Operating Trust Fund, and
2850 presentation of the person's lifetime license or card. If the
2851 sole purpose of the replacement identification card is the
2852 inclusion of the applicant's status as a lifetime licensee or
2853 cardholder, the replacement identification card must be issued
2854 without payment of the tax ~~fee~~ required in s. 322.21(1)(f)3.

2855 (e)1. Upon request by a person who has a developmental
2856 disability, or by a parent or guardian of a child or ward who
2857 has a developmental disability, the department shall issue an
2858 identification card exhibiting a capital "D" for the person,
2859 child, or ward if the person or the parent or guardian of the
2860 child or ward submits:

2861 a. Payment of a ~~an additional~~ \$1 fee; and

2862 b. Proof acceptable to the department of a diagnosis by a
2863 licensed physician of a developmental disability as defined in
2864 s. 393.063.

2865 2. The department shall deposit the ~~additional~~ \$1 fee into
2866 the Agency for Persons with Disabilities Operations and
2867 Maintenance Trust Fund under s. 20.1971(2).

2868 3. A replacement identification card that includes the
2869 designation may be issued without payment of the tax ~~fee~~
2870 required under s. 322.21(1)(f).

2871 4. The department shall develop rules to facilitate the

2872 issuance, requirements, and oversight of developmental
 2873 disability identification cards under this section.

2874 Section 84. Subsection (2) of section 322.12, Florida
 2875 Statutes, is amended to read:

2876 322.12 Examination of applicants.—

2877 (2) The department shall examine every applicant for a
 2878 driver license, including an applicant who is licensed in
 2879 another state or country, except as otherwise provided in this
 2880 chapter. A person who holds a learner's driver license as
 2881 provided for in s. 322.1615 is not required to pay a tax ~~fee~~ for
 2882 successfully completing the examination showing his or her
 2883 ability to operate a motor vehicle as provided for herein and
 2884 need not pay the tax ~~fee~~ for a replacement license as provided
 2885 in s. 322.17(2).

2886 Section 85. Paragraph (c) of subsection (1) of section
 2887 322.135, Florida Statutes, is amended to read:

2888 322.135 Driver license agents.—

2889 (1) The department shall, upon application, authorize by
 2890 interagency agreement any or all of the tax collectors who are
 2891 constitutional officers under s. 1(d), Art. VIII of the State
 2892 Constitution in the several counties of the state, subject to
 2893 the requirements of law, in accordance with rules of the
 2894 department, to serve as its agent for the provision of specified
 2895 driver license services.

2896 (c) A service fee of \$6.25 must be charged, in addition to

2897 | the taxes ~~fees~~ set forth in this chapter, for providing all
 2898 | services pursuant to this chapter. The service fee may not be
 2899 | charged:

- 2900 | 1. More than once per customer during a single visit to a
 2901 | tax collector's office.
- 2902 | 2. For a reexamination requested by the Medical Advisory
 2903 | Board or required pursuant to s. 322.221.
- 2904 | 3. For a voter registration transaction.
- 2905 | 4. In violation of any federal or state law.
- 2906 | 5. To a veteran receiving any service pursuant to this
 2907 | chapter, upon presentation of a copy of the veteran's:
 - 2908 | a. DD Form 214, issued by the United States Department of
 2909 | Defense;
 - 2910 | b. Veteran health identification card, issued by the
 2911 | United States Department of Veterans Affairs;
 - 2912 | c. Veteran identification card, issued by the United
 2913 | States Department of Veterans Affairs pursuant to the Veterans
 2914 | Identification Card Act of 2015, Pub. L. No. 114-31; or
 - 2915 | d. Other acceptable form specified by the Department of
 2916 | Veterans' Affairs.

2917 | Section 86. Paragraphs (a), (c), (d), and (e) of
 2918 | subsection (1) of section 322.14, Florida Statutes, are amended
 2919 | to read:

2920 | 322.14 Licenses issued to drivers.—

2921 | (1)(a) The department shall, upon successful completion of

2922 all required examinations and payment of the required taxes and
2923 fees ~~fee~~, issue to every qualified applicant a driver license
2924 that must bear a color photograph or digital image of the
2925 licensee; the name of the state; a distinguishing number
2926 assigned to the licensee; and the licensee's full name, date of
2927 birth, and residence address; a brief description of the
2928 licensee, including, but not limited to, the licensee's gender
2929 and height; and the dates of issuance and expiration of the
2930 license. A space shall be provided upon which the licensee shall
2931 affix his or her usual signature. A license is invalid until it
2932 has been signed by the licensee except that the signature of the
2933 licensee is not required if it appears thereon in facsimile or
2934 if the licensee is not present within the state at the time of
2935 issuance.

2936 (c) The international symbol for the deaf and hard of
2937 hearing provided in s. 322.051(8)(c) shall be exhibited on the
2938 driver license of a person who is deaf or hard of hearing upon
2939 the payment of an additional \$1 fee for the license and the
2940 presentation of sufficient proof that the person is deaf or hard
2941 of hearing as determined by the department. Until a person's
2942 license is next renewed, the person may have the symbol added to
2943 his or her license upon the surrender of his or her current
2944 license, payment of a \$2 fee to be deposited into the Highway
2945 Safety Operating Trust Fund, and presentation of sufficient
2946 proof that the person is deaf or hard of hearing as determined

2947 by the department. If the applicant is not conducting any other
2948 transaction affecting the driver license, a replacement license
2949 may be issued with the symbol without payment of the tax ~~fee~~
2950 required in s. 322.21(1)(e).

2951 (d)1. The word "Veteran" must be exhibited on the driver
2952 license of a veteran upon the presentation of a copy of the
2953 person's:

2954 a. DD Form 214, issued by the United States Department of
2955 Defense;

2956 b. Veteran health identification card, issued by the
2957 United States Department of Veterans Affairs;

2958 c. Veteran identification card, issued by the United
2959 States Department of Veterans Affairs pursuant to the Veterans
2960 Identification Card Act of 2015, Pub. L. No. 114-31; or

2961 d. Other acceptable form specified by the Department of
2962 Veterans' Affairs.

2963 2. Until a veteran's license is next renewed, the veteran
2964 may have the word "Veteran" added to his or her license upon
2965 surrender of his or her current license and presentation of any
2966 of the forms of identification specified in subparagraph 1. If
2967 the applicant is not conducting any other transaction affecting
2968 the driver license, a replacement license must be issued with
2969 the word "Veteran" without payment of the tax ~~fee~~ required in s.
2970 322.21(1)(e).

2971 (e) The department shall include symbols representing the

2972 following on a driver license upon the payment of an additional
 2973 \$1 fee by an applicant who meets the requirements of s. 322.08
 2974 and presents his or her:

- 2975 1. Lifetime freshwater fishing license;
- 2976 2. Lifetime saltwater fishing license;
- 2977 3. Lifetime hunting license;
- 2978 4. Lifetime sportsman's license; or
- 2979 5. Lifetime boater safety identification card.

2980
 2981 A person may replace his or her driver license before its
 2982 expiration date with a license that includes his or her status
 2983 as a lifetime licensee or boater safety cardholder upon
 2984 surrender of his or her current driver license, payment of a \$2
 2985 fee to be deposited into the Highway Safety Operating Trust
 2986 Fund, and presentation of the person's lifetime license or
 2987 identification card. If the sole purpose of the replacement
 2988 driver license is the inclusion of the applicant's status as a
 2989 lifetime licensee or cardholder, the replacement driver license
 2990 must be issued without payment of the tax ~~fee~~ required in s.
 2991 322.21(1)(e).

2992 Section 87. Subsections (1) and (2) of section 322.142,
 2993 Florida Statutes, are amended to read:

2994 322.142 Color photographic or digital imaged licenses.—

2995 (1) The department shall, upon receipt of the required
 2996 taxes and fees ~~fee~~, issue to each qualified applicant for a

2997 driver license a color photographic or digital imaged driver
2998 license bearing a fullface photograph or digital image of the
2999 licensee. Notwithstanding chapter 761 or s. 761.05, the
3000 requirement for a fullface photograph or digital image of the
3001 licensee may not be waived. A space shall be provided upon which
3002 the licensee shall affix his or her usual signature, as required
3003 in s. 322.14, in the presence of an authorized agent of the
3004 department so as to ensure that such signature becomes a part of
3005 the license.

3006 (2) The department shall, upon receipt of the required
3007 taxes and fees ~~fee~~, issue to each qualified licensee applying
3008 for a renewal license in accordance with s. 322.18 a color
3009 photographic or digital imaged license as provided for in
3010 subsection (1).

3011 Section 88. Paragraph (a) of subsection (1) and subsection
3012 (2) of section 322.17, Florida Statutes, are amended to read:

3013 322.17 Replacement licenses and permits.—

3014 (1) (a) In the event that an instruction permit or driver
3015 license issued under the provisions of this chapter is lost or
3016 destroyed, the person to whom the same was issued may, upon
3017 payment of the appropriate taxes ~~fee~~ pursuant to s. 322.21,
3018 obtain a replacement upon furnishing proof satisfactory to the
3019 department that such permit or license has been lost or
3020 destroyed, and further furnishing the full name, date of birth,
3021 sex, residence and mailing address, proof of birth satisfactory

3022 to the department, and proof of identity satisfactory to the
 3023 department.

3024 (2) Upon the surrender of the original license and the
 3025 payment of the appropriate taxes ~~fees~~ pursuant to s. 322.21, the
 3026 department shall issue a replacement license to make a change in
 3027 name, address, or restrictions.

3028 Section 89. Paragraph (a) of subsection (4), and
 3029 paragraphs (a) and (b) of subsection (8) of section 322.18,
 3030 Florida Statutes, are amended to read:

3031 322.18 Original applications, licenses, and renewals;
 3032 expiration of licenses; delinquent licenses.—

3033 (4) (a) Except as otherwise provided in this chapter, all
 3034 licenses shall be renewable every 8 years and shall be issued or
 3035 renewed upon application, payment of the taxes ~~fees~~ required by
 3036 s. 322.21, and successful passage of any required examination,
 3037 unless the department has reason to believe that the licensee is
 3038 no longer qualified to receive a license.

3039 (8) The department shall issue 8-year renewals using a
 3040 convenience service without reexamination to drivers who have
 3041 not attained 80 years of age. The department shall issue 6-year
 3042 renewals using a convenience service when the applicant has
 3043 satisfied the requirements of subsection (5).

3044 (a) If the department determines from its records that the
 3045 holder of a license about to expire is eligible for renewal, the
 3046 department shall mail a renewal notice to the licensee at his or

3047 her last known address, not less than 30 days prior to the
3048 licensee's birthday. The renewal notice shall direct the
3049 licensee to appear at a driver license office for in-person
3050 renewal or to transmit the completed renewal notice and the
3051 taxes ~~fees~~ required by s. 322.21 to the department using a
3052 convenience service.

3053 (b) Upon receipt of a properly completed renewal notice,
3054 payment of the required taxes and fees, and upon determining
3055 that the licensee is still eligible for renewal, the department
3056 shall send a new license to the licensee as evidence that the
3057 license term has been extended.

3058 Section 90. Subsections (1), (4), (5), (7), and (8) of
3059 section 322.21, Florida Statutes, are amended to read:

3060 322.21 License taxes ~~fees~~; procedure for handling and
3061 collecting taxes and fees ~~fees~~.-

3062 (1) Except as otherwise provided herein, the tax ~~fee~~ for:

3063 (a) An original or renewal commercial driver license is
3064 \$75, which shall include the tax ~~fee~~ for driver education
3065 provided by s. 1003.48. However, if an applicant has completed
3066 training and is applying for employment or is currently employed
3067 in a public or nonpublic school system that requires the
3068 commercial license, the tax ~~fee~~ is the same as for a Class E
3069 driver license. A delinquent fee of \$15 shall be added for a
3070 renewal within 12 months after the license expiration date.

3071 (b) An original Class E driver license is \$48, which

3072 includes the tax ~~fee~~ for driver education provided by s.
3073 1003.48. However, if an applicant has completed training and is
3074 applying for employment or is currently employed in a public or
3075 nonpublic school system that requires a commercial driver
3076 license, the tax ~~fee~~ is the same as for a Class E license.

3077 (c) The renewal or extension of a Class E driver license
3078 or of a license restricted to motorcycle use only is \$48, except
3079 that a delinquent fee of \$15 shall be added for a renewal or
3080 extension made within 12 months after the license expiration
3081 date. The tax ~~fee~~ provided in this paragraph includes the tax
3082 ~~fee~~ for driver education provided by s. 1003.48.

3083 (d) An original driver license restricted to motorcycle
3084 use only is \$48, which includes the tax ~~fee~~ for driver education
3085 provided by s. 1003.48.

3086 (e) A replacement driver license issued pursuant to s.
3087 322.17 is \$25. Of this amount \$7 shall be deposited into the
3088 Highway Safety Operating Trust Fund and \$18 shall be deposited
3089 into the General Revenue Fund. Beginning July 1, 2015, or upon
3090 completion of the transition of driver license issuance
3091 services, if the replacement driver license is issued by the tax
3092 collector, the tax collector shall retain the \$7 that would
3093 otherwise be deposited into the Highway Safety Operating Trust
3094 Fund and the remaining revenues shall be deposited into the
3095 General Revenue Fund.

3096 (f) An original, renewal, or replacement identification

3097 card issued pursuant to s. 322.051 is \$25, except that an
3098 applicant who presents evidence satisfactory to the department
3099 that he or she is homeless as defined in s. 414.0252(7); his or
3100 her annual income is at or below 100 percent of the federal
3101 poverty level; or he or she is a juvenile offender who is in the
3102 custody or under the supervision of the Department of Juvenile
3103 Justice, is receiving services pursuant to s. 985.461, and whose
3104 identification card is issued by the department's mobile issuing
3105 units is exempt from such tax ~~fee~~. Funds collected from taxes
3106 ~~fees~~ for original, renewal, or replacement identification cards
3107 shall be distributed as follows:

3108 1. For an original identification card issued pursuant to
3109 s. 322.051, the tax ~~fee~~ shall be deposited into the General
3110 Revenue Fund.

3111 2. For a renewal identification card issued pursuant to s.
3112 322.051, \$6 shall be deposited into the Highway Safety Operating
3113 Trust Fund, and \$19 shall be deposited into the General Revenue
3114 Fund.

3115 3. For a replacement identification card issued pursuant
3116 to s. 322.051, \$9 shall be deposited into the Highway Safety
3117 Operating Trust Fund, and \$16 shall be deposited into the
3118 General Revenue Fund. Beginning July 1, 2015, or upon completion
3119 of the transition of the driver license issuance services, if
3120 the replacement identification card is issued by the tax
3121 collector, the tax collector shall retain the \$9 that would

3122 otherwise be deposited into the Highway Safety Operating Trust
 3123 Fund and the remaining revenues shall be deposited into the
 3124 General Revenue Fund.

3125 (g) Each endorsement required by s. 322.57 is \$7.

3126 (h) A hazardous-materials endorsement, as required by s.
 3127 322.57(1)(e), shall be set by the department by rule and must
 3128 reflect the cost of the required criminal history check,
 3129 including the cost of the state and federal fingerprint check,
 3130 and the cost to the department of providing and issuing the
 3131 license. The tax ~~fee~~ shall not exceed \$100. This tax ~~fee~~ shall
 3132 be deposited in the Highway Safety Operating Trust Fund. The
 3133 department may adopt rules to administer this section.

3134 (4) If the department determines from its records or is
 3135 otherwise satisfied that the holder of a license about to expire
 3136 is entitled to have it renewed, the department shall mail a
 3137 renewal notice to the licensee at his or her last known address,
 3138 within 30 days before the licensee's birthday. The licensee
 3139 shall be issued a renewal license, after reexamination, if
 3140 required, during the 30 days immediately preceding his or her
 3141 birthday upon presenting a renewal notice, his or her current
 3142 license, and the tax ~~fee~~ for renewal to the department at any
 3143 driver license examining office.

3144 (5) The department shall collect and transmit all taxes
 3145 ~~fees~~ received by it under this section to the Chief Financial
 3146 Officer to be deposited into the General Revenue Fund, and

3147 sufficient funds for the necessary expenses of the department
3148 shall be included in the appropriations act. The taxes ~~fees~~
3149 shall be used for the maintenance and operation of the
3150 department.

3151 (7) Any veteran honorably discharged from the Armed Forces
3152 who has been issued a valid identification card by the
3153 Department of Veterans' Affairs in accordance with s. 295.17,
3154 has been determined by the United States Department of Veterans
3155 Affairs or its predecessor to have a 100-percent total and
3156 permanent service-connected disability rating for compensation,
3157 or has been determined to have a service-connected total and
3158 permanent disability rating of 100 percent, is in receipt of
3159 disability retirement pay from any branch of the United States
3160 Armed Services, and who is qualified to obtain a driver license
3161 under this chapter is exempt from all taxes ~~fees~~ required by
3162 this section.

3163 (8) A person who applies for reinstatement following the
3164 suspension or revocation of the person's driver license must pay
3165 a service tax ~~fee~~ of \$45 following a suspension, and \$75
3166 following a revocation, which is in addition to the tax ~~fee~~ for
3167 a license. A person who applies for reinstatement of a
3168 commercial driver license following the disqualification of the
3169 person's privilege to operate a commercial motor vehicle shall
3170 pay a service tax ~~fee~~ of \$75, which is in addition to the tax
3171 ~~fee~~ for a license. The department shall collect all of these

3172 taxes ~~fees~~ at the time of reinstatement. The department shall
 3173 issue proper receipts for such taxes ~~fees~~ and shall promptly
 3174 transmit all funds received by it as follows:

3175 (a) Of the \$45 tax ~~fee~~ received from a licensee for
 3176 reinstatement following a suspension:

3177 1. If the reinstatement is processed by the department,
 3178 the department shall deposit \$15 in the General Revenue Fund and
 3179 \$30 in the Highway Safety Operating Trust Fund.

3180 2. If the reinstatement is processed by the tax collector,
 3181 \$15, less the general revenue service charge set forth in s.
 3182 215.20(1), shall be retained by the tax collector, \$15 shall be
 3183 deposited into the Highway Safety Operating Trust Fund, and \$15
 3184 shall be deposited into the General Revenue Fund.

3185 (b) Of the \$75 tax ~~fee~~ received from a licensee for
 3186 reinstatement following a revocation or disqualification:

3187 1. If the reinstatement is processed by the department,
 3188 the department shall deposit \$35 in the General Revenue Fund and
 3189 \$40 in the Highway Safety Operating Trust Fund.

3190 2. If the reinstatement is processed by the tax collector,
 3191 \$20, less the general revenue service charge set forth in s.
 3192 215.20(1), shall be retained by the tax collector, \$20 shall be
 3193 deposited into the Highway Safety Operating Trust Fund, and \$35
 3194 shall be deposited into the General Revenue Fund.

3195
 3196 If the revocation or suspension of the driver license was for a

3197 violation of s. 316.193, or for refusal to submit to a lawful
 3198 breath, blood, or urine test, an additional tax fee of \$130 must
 3199 be charged. However, only one \$130 tax fee may be collected from
 3200 one person convicted of violations arising out of the same
 3201 incident. The department shall collect the \$130 tax fee and
 3202 deposit the tax fee into the Highway Safety Operating Trust Fund
 3203 at the time of reinstatement of the person's driver license, but
 3204 the tax fee may not be collected if the suspension or revocation
 3205 is overturned. If the revocation or suspension of the driver
 3206 license was for a conviction for a violation of s. 817.234(8) or
 3207 (9) or s. 817.505, an additional tax fee of \$180 is imposed for
 3208 each offense. The department shall collect and deposit the
 3209 additional tax fee into the Highway Safety Operating Trust Fund
 3210 at the time of reinstatement of the person's driver license.

3211 Section 91. Subsection (1) of section 322.22, Florida
 3212 Statutes, is amended to read:

3213 322.22 Authority of department to cancel or refuse to
 3214 issue or renew license.—

3215 (1) The department may cancel or withhold issuance or
 3216 renewal of any driver license, upon determining that the
 3217 licensee was not entitled to the issuance thereof, or that the
 3218 licensee failed to give the required or correct information in
 3219 his or her application or committed any fraud in making such
 3220 application, or that the licensee has two or more licenses on
 3221 file with the department, each in a different name but bearing

3222 the photograph of the licensee, unless the licensee has complied
 3223 with the requirements of this chapter in obtaining the licenses.
 3224 The department may cancel or withhold issuance or renewal of any
 3225 driver license, identification card, vehicle or vessel
 3226 registration, or fuel-use decal if the licensee fails to pay the
 3227 correct taxes and fees ~~fee~~ or pays for any driver license,
 3228 identification card, vehicle or vessel registration, or fuel-use
 3229 decal; pays any tax liability, penalty, or interest specified in
 3230 chapter 207; or pays any administrative, delinquency, or
 3231 reinstatement tax ~~fee~~ by a dishonored check.

3232 Section 92. Subsection (4) and paragraph (a) of subsection
 3233 (7) of section 322.251, Florida Statutes, are amended to read:

3234 322.251 Notice of cancellation, suspension, revocation, or
 3235 disqualification of license.—

3236 (4) A person whose privilege to operate a commercial motor
 3237 vehicle is temporarily disqualified may, upon surrendering his
 3238 or her commercial driver license, be issued a Class E driver
 3239 license, valid for the length of his or her unexpired commercial
 3240 driver license, at no cost. Such person may, upon the completion
 3241 of his or her disqualification, be issued a commercial driver
 3242 license, of the type disqualified, for the remainder of his or
 3243 her unexpired license period. Any such person shall pay the
 3244 reinstatement tax ~~fee~~ provided in s. 322.21 before being issued
 3245 a commercial driver license.

3246 (7) (a) A person whose driving privilege is suspended or

3247 | revoked pursuant to s. 832.09 shall be notified, pursuant to
3248 | this section, and the notification shall direct the person to
3249 | surrender himself or herself to the sheriff who entered the
3250 | warrant to satisfy the conditions of the warrant. A person whose
3251 | driving privilege is suspended or revoked under this subsection
3252 | shall not have his or her driving privilege reinstated for any
3253 | reason other than:

3254 | 1. Full payment of any restitution, court costs, and fees
3255 | incurred as a result of a warrant or capias being issued
3256 | pursuant to s. 832.09;

3257 | 2. The cancellation of the warrant or capias from the
3258 | Department of Law Enforcement recorded by the entering agency;
3259 | and

3260 | 3. The payment of an additional tax ~~fee~~ of \$10 to the
3261 | Department of Highway Safety and Motor Vehicles to be paid into
3262 | the Highway Safety Operating Trust Fund; or

3263 | 4. The department has modified the suspension or
3264 | revocation of the license pursuant to s. 322.271 restoring the
3265 | driving privilege solely for business or employment purposes.

3266 | Section 93. Subsection (2) of section 322.29, Florida
3267 | Statutes, is amended to read:

3268 | 322.29 Surrender and return of license.—

3269 | (2) Notwithstanding subsection (1), an examination is not
3270 | required for the return of a license suspended under s. 318.15
3271 | or s. 322.245 unless an examination is otherwise required by

3272 this chapter. A person applying for the return of a license
3273 suspended under s. 318.15 or s. 322.245 must present to the
3274 department certification from the court that he or she has
3275 complied with all obligations and penalties imposed pursuant to
3276 s. 318.15 or, in the case of a suspension pursuant to s.
3277 322.245, that he or she has complied with all directives of the
3278 court and the requirements of s. 322.245 and shall pay to the
3279 department a nonrefundable service tax fee of \$60, of which
3280 \$37.50 shall be deposited into the General Revenue Fund and
3281 \$22.50 shall be deposited into the Highway Safety Operating
3282 Trust Fund. If reinstated by the clerk of the court or tax
3283 collector, \$37.50 shall be retained and \$22.50 shall be remitted
3284 to the Department of Revenue for deposit into the Highway Safety
3285 Operating Trust Fund. However, the service tax fee is not
3286 required if the person is required to pay a \$45 tax fee or \$75
3287 tax fee under s. 322.21(8).

3288 Section 94. Paragraph (d) of subsection (4) of section
3289 376.307, Florida Statutes, is amended to read:

3290 376.307 Water Quality Assurance Trust Fund.—

3291 (4) The trust fund shall be funded as follows:

3292 (d) The surtax fee on the retail sale of lead-acid
3293 batteries credited to the Water Quality Assurance Trust Fund
3294 under s. 403.7185.

3295 Section 95. Paragraph (a) of subsection (2) of section
3296 395.003, Florida Statutes, is amended to read:

3297 | 395.003 Licensure; denial, suspension, and revocation.—

3298 | (2) (a) In addition to the requirements in part II of
 3299 | chapter 408, the agency shall, at the request of a licensee,
 3300 | issue a single license to a licensee for facilities located on
 3301 | separate premises. Such a license shall specifically state the
 3302 | location of the facilities, the services, and the licensed beds
 3303 | available on each separate premises. If a licensee requests a
 3304 | single license, the licensee shall designate which facility or
 3305 | office is responsible for receipt of information, payment of
 3306 | taxes and fees, service of process, and all other activities
 3307 | necessary for the agency to carry out the provisions of this
 3308 | part.

3309 | Section 96. Subsections (2) through (5) of section
 3310 | 395.701, Florida Statutes, are amended to read:

3311 | 395.701 Annual taxes ~~assessments~~ on net operating revenues
 3312 | for inpatient and outpatient services to fund public medical
 3313 | assistance; administrative fines for failure to pay taxes
 3314 | ~~assessments~~ when due; exemption.—

3315 | (2) (a) There is imposed upon each hospital a tax ~~an~~
 3316 | ~~assessment~~ in an amount equal to 1.5 percent of the annual net
 3317 | operating revenue for inpatient services for each hospital, such
 3318 | revenue to be determined by the agency, based on the actual
 3319 | experience of the hospital as reported to the agency. Within 6
 3320 | months after the end of each hospital fiscal year, the agency
 3321 | shall certify the amount of the tax ~~assessment~~ for each

3322 hospital. The tax ~~assessment~~ shall be payable to and collected
3323 by the agency in equal quarterly amounts, on or before the first
3324 day of each calendar quarter, beginning with the first full
3325 calendar quarter that occurs after the agency certifies the
3326 amount of the tax ~~assessment~~ for each hospital. All moneys
3327 collected pursuant to this subsection shall be deposited into
3328 the Public Medical Assistance Trust Fund.

3329 (b) There is imposed upon each hospital a tax ~~an~~
3330 ~~assessment~~ in an amount equal to 1 percent of the annual net
3331 operating revenue for outpatient services for each hospital,
3332 such revenue to be determined by the agency, based on the actual
3333 experience of the hospital as reported to the agency. While
3334 prior year report worksheets may be reconciled to the hospital's
3335 audited financial statements, no additional audited financial
3336 components may be required for the purposes of determining the
3337 amount of the tax ~~assessment~~ imposed pursuant to this section
3338 other than those in effect on July 1, 2000. Within 6 months
3339 after the end of each hospital fiscal year, the agency shall
3340 certify the amount of the tax ~~assessment~~ for each hospital. The
3341 tax ~~assessment~~ shall be payable to and collected by the agency
3342 in equal quarterly amounts, on or before the first day of each
3343 calendar quarter, beginning with the first full calendar quarter
3344 that occurs after the agency certifies the amount of the tax
3345 ~~assessment~~ for each hospital. All moneys collected pursuant to
3346 this subsection shall be deposited into the Public Medical

3347 Assistance Trust Fund.

3348 (3) The agency shall impose an administrative fine, not to
3349 exceed \$500 per day, for failure of any hospital to pay its tax
3350 ~~assessment~~ by the first day of the calendar quarter on which it
3351 is due. The failure of a hospital to pay its tax ~~assessment~~
3352 within 30 days after the tax ~~assessment~~ is due is ground for the
3353 agency to impose an administrative fine not to exceed \$5,000 per
3354 day.

3355 (4) The purchaser, successor, or assignee of a facility
3356 subject to the agency's jurisdiction shall assume full liability
3357 for any taxes imposed under this section, assessments, fines, or
3358 penalties of the facility or its employees, regardless of when
3359 identified. Such taxes imposed under this section, assessments,
3360 fines, or penalties shall be paid by the employee, owner, or
3361 licensee who incurred them, within 15 days of the sale,
3362 transfer, or assignment. However, the purchaser, successor, or
3363 assignee of the facility may withhold such taxes imposed under
3364 this section, assessments, fines, or penalties from purchase
3365 moneys or payment due to the seller, transferor, or employee,
3366 and shall make such payment on behalf of the seller, transferor,
3367 or employee. Any employer, purchaser, successor, or assignee who
3368 fails to withhold sufficient funds to pay assessments, fines, or
3369 penalties arising under the provisions of chapter 408 shall make
3370 such payments within 15 days of the date of the transfer,
3371 purchase, or assignment. Failure by the transferee to make

3372 payments as provided in this subsection shall subject such
3373 transferee to the penalties and assessments provided in chapter
3374 408. Further, in the event of sale, transfer, or assignment of
3375 any facility under the agency's jurisdiction, future taxes
3376 ~~assessments~~ shall be based upon the most recently available
3377 prior year report or audited actual experience for the facility.
3378 It shall be the responsibility of the new owner or licensee to
3379 require the production of the audited financial data for the
3380 period of operation of the prior owner. If the transferee fails
3381 to obtain current audited financial data from the previous owner
3382 or licensee, the new owner shall be assessed based upon the most
3383 recent year of operation for which 12 months of audited actual
3384 experience are available or upon a reasonable estimate of 12
3385 months of full operation as calculated by the agency.

3386 (5) A statutory teaching hospital that had 100,000 or more
3387 Medicaid covered days during the most recent fiscal year may
3388 elect to have its tax ~~assessment~~ imposed pursuant to subsection
3389 (2) deducted from any Medicaid disproportionate share payment
3390 due to such hospital for the quarter ending 6 months after the
3391 tax ~~assessment~~ due date. If the tax ~~assessment~~ is greater than
3392 the disproportionate share payment, or if no disproportionate
3393 share payment is due the hospital, the difference, or full
3394 amount of the tax ~~assessment~~ in cases in which no payment is
3395 due, shall be paid on or before the date the disproportionate
3396 share payment is made or would have been made.

3397 Section 97. Section 395.7015, Florida Statutes, is
 3398 repealed.

3399 Section 98. Section 395.7016, Florida Statutes, is amended
 3400 to read:

3401 395.7016 Annual appropriation.—The Legislature shall
 3402 appropriate each fiscal year from either the General Revenue
 3403 Fund or the Agency for Health Care Administration Tobacco
 3404 Settlement Trust Fund an amount sufficient to replace the funds
 3405 lost due to ~~reduction by chapter 2000-256, Laws of Florida, of~~
 3406 ~~the assessment on other health care entities under s. 395.7015,~~
 3407 ~~and~~ the reduction by chapter 2000-256, Laws of Florida, in the
 3408 assessment on hospitals under s. 395.701, and to maintain
 3409 federal approval of the reduced amount of funds deposited into
 3410 the Public Medical Assistance Trust Fund under s. 395.701, as
 3411 state match for the state's Medicaid program.

3412 Section 99. Section 403.718, Florida Statutes, is amended
 3413 to read:

3414 403.718 Waste tire surtaxes ~~fees~~.—

3415 (1) For the privilege of engaging in business, a surtax
 3416 ~~fee~~ for each new motor vehicle tire sold at retail, including
 3417 those sold to any governmental entity, is imposed on any person
 3418 engaging in the business of making retail sales of new motor
 3419 vehicle tires within this state. The surtax ~~fee~~ imposed under
 3420 this section shall be stated separately on the invoice to the
 3421 purchaser. Such surtax ~~fee~~ shall be imposed at the rate of \$1

3422 for each new tire sold. The surtax ~~fee~~ imposed shall be paid to
3423 the Department of Revenue on or before the 20th day of the month
3424 following the month in which the sale occurs. For purposes of
3425 this section, a motor vehicle tire sold at retail includes such
3426 tires when sold as a component part of a motor vehicle. The
3427 terms "sold at retail" and "retail sales" do not include the
3428 sale of new motor vehicle tires to a person solely for the
3429 purpose of resale provided the subsequent retail sale in this
3430 state is subject to the surtax ~~fee~~. This surtax ~~fee~~ does not
3431 apply to recapped tires. Such surtax ~~fee~~ shall be subject to all
3432 applicable taxes imposed in chapter 212.

3433 (2) The surtax ~~fee~~ imposed by this section shall be
3434 reported to the Department of Revenue. The payment shall be
3435 accompanied by such form as the Department of Revenue may
3436 prescribe. The proceeds of the waste tire surtax ~~fee~~, less
3437 administrative costs, shall be transferred by the Department of
3438 Revenue into the Solid Waste Management Trust Fund. For the
3439 purposes of this section, "proceeds" of the surtax ~~fee~~ means all
3440 funds collected and received by the department hereunder,
3441 including interest and penalties on delinquent surtaxes ~~fees~~.
3442 The amount deducted for the costs of administration must not
3443 exceed 3 percent of the total revenues collected hereunder and
3444 may include only those costs reasonably attributable to the
3445 surtax ~~fee~~.

3446 (3) (a) The Department of Revenue shall administer,

3447 collect, and enforce the surtax ~~fee~~ authorized under this
3448 section pursuant to the same procedures used in the
3449 administration, collection, and enforcement of the general state
3450 sales tax imposed under chapter 212, except as provided in this
3451 section. The provisions of this section regarding the authority
3452 to audit and make assessments, keeping of books and records, and
3453 interest and penalties on delinquent surtaxes ~~fees~~ apply. The
3454 surtax ~~fee~~ shall not be included in the computation of estimated
3455 taxes pursuant to s. 212.11 nor shall the dealer's credit for
3456 collecting taxes or fees in s. 212.12 apply to this surtax ~~fee~~.

3457 (b) The Department of Revenue is authorized to employ
3458 persons and incur other expenses for which funds are
3459 appropriated by the Legislature. The department is empowered to
3460 adopt such rules and shall prescribe and publish such forms as
3461 are necessary to effectuate the purposes of this section. The
3462 department is authorized to establish audit procedures and to
3463 assess delinquent taxes ~~fees~~.

3464 Section 100. Section 403.7185, Florida Statutes, is
3465 amended to read:

3466 403.7185 Lead-acid battery surtaxes ~~fees~~.—

3467 (1) For the privilege of engaging in business, a surtax
3468 ~~fee~~ for each new or remanufactured lead-acid battery sold at
3469 retail, including those sold to any governmental entity, is
3470 imposed on any person engaging in the business of making retail
3471 sales of lead-acid batteries within this state. Such surtax ~~fee~~

3472 shall be imposed at the rate of \$1.50 for each new or
3473 remanufactured lead-acid battery sold. However, the surtax ~~fee~~
3474 shall not be imposed on any battery which has previously been
3475 taxed pursuant to s. 206.9935(2), provided the person claiming
3476 exemption from the tax can document payment of such tax. The
3477 surtax ~~fee~~ imposed shall be paid to the Department of Revenue on
3478 or before the 20th day of the month following the calendar month
3479 in which the sale occurs. The department may authorize a
3480 quarterly return under the conditions described in s.
3481 212.11(1)(c). A dealer selling motor vehicles, vessels, or
3482 aircraft at retail can purchase lead-acid batteries exempt as a
3483 sale for resale by presenting a sales tax resale certificate.
3484 However, if a dealer thereafter withdraws any such battery from
3485 inventory to put into a new or used motor vehicle, vessel, or
3486 aircraft for sale, to use on her or his own motor vehicle,
3487 vessel, or aircraft, to give away, or any purpose other than for
3488 resale, the dealer will owe the surtax ~~fee~~ at the time the
3489 battery is withdrawn from inventory. If the dealer sells the
3490 battery at retail, that sale will be subject to the surtax ~~fee~~.
3491 If the dealer sells it to a purchaser who presents her or him a
3492 sales tax resale certificate, the dealer will owe no surtax ~~fee~~.
3493 The terms "sold at retail" and "retail sales" do not include the
3494 sale of lead-acid batteries to a person solely for the purpose
3495 of resale; however, a subsequent retail sale of a new or
3496 remanufactured battery in this state is subject to the surtax

3497 ~~fee~~ one time. Such surtax ~~fee~~ shall be subject to all applicable
3498 taxes imposed in chapter 212. The provisions of s. 212.07(4)
3499 shall not apply to the provisions of this section. When a sale
3500 of a lead-acid battery, upon which the surtax ~~fee~~ has been paid,
3501 is canceled or the battery is returned to the seller, and the
3502 sale price, taxes, and surtaxes ~~fees~~ are refunded in full to the
3503 purchaser, the seller may take credit for the surtax ~~fee~~
3504 previously paid. If, instead of refunding the purchase price of
3505 the battery, the customer is given a new or remanufactured
3506 battery in exchange for the returned battery, the dealer cannot
3507 take credit for the surtax ~~fee~~ on the returned battery, but no
3508 surtax ~~fee~~ is due on the new or remanufactured battery that is
3509 given in exchange. However, no credit shall be taken by the
3510 dealer for returns resulting in partial refunds or partial
3511 credits on purchase of replacement batteries.

3512 (2) The surtax ~~fee~~ imposed by this section shall be
3513 reported to the Department of Revenue. The payment shall be
3514 accompanied by such form as the Department of Revenue may
3515 prescribe. The proceeds of the lead-acid battery surtax ~~fee~~,
3516 less administrative costs, shall be transferred by the
3517 Department of Revenue into the Water Quality Assurance Trust
3518 Fund. For the purposes of this section, "proceeds" of the surtax
3519 ~~fee~~ shall mean all funds collected and received by the
3520 department hereunder, including interest and penalties on
3521 delinquent surtaxes ~~fees~~. The amount deducted for the costs of

3522 administration shall not exceed 3 percent of the total revenues
3523 collected hereunder and shall be only those costs reasonably
3524 attributable to the surtax ~~fee~~.

3525 (3) (a) The Department of Revenue shall administer,
3526 collect, and enforce the surtax ~~fee~~ authorized under this
3527 section pursuant to the same procedures used in the
3528 administration, collection, and enforcement of the general state
3529 sales tax imposed under chapter 212, except as provided in this
3530 section. The provisions of chapter 212 regarding the authority
3531 to audit and make assessments, keeping of books and records, and
3532 interest and penalties on delinquent surtaxes ~~fees~~ shall apply.
3533 The surtax ~~fee~~ shall not be included in the computation of
3534 estimated taxes pursuant to s. 212.11, nor shall the dealer's
3535 credit for collecting taxes or fees in s. 212.12 or the
3536 exemptions in chapter 212 apply to this surtax ~~fee~~.

3537 (b) The Department of Revenue is authorized to employ
3538 persons and incur other expenses for which funds are
3539 appropriated by the Legislature. The department is empowered to
3540 adopt such rules and shall prescribe and publish such forms as
3541 may be necessary to effectuate the purposes of this section. The
3542 department is authorized to establish audit procedures and to
3543 assess delinquent surtaxes ~~fees~~.

3544 Section 101. Subsection (19) of section 408.07, Florida
3545 Statutes, is amended to read:

3546 408.07 Definitions.—As used in this chapter, with the

3547 | exception of ss. 408.031-408.045, the term:

3548 | (19) "Freestanding" means that a health facility bills and
 3549 | receives revenue which is not directly subject to the hospital
 3550 | tax assessment for the Public Medical Assistance Trust Fund as
 3551 | described in s. 395.701.

3552 | Section 102. Subsection (1) of section 427.0159, Florida
 3553 | Statutes, are amended to read:

3554 | 427.0159 Transportation Disadvantaged Trust Fund.—

3555 | (1) There is established in the State Treasury the
 3556 | Transportation Disadvantaged Trust Fund to be administered by
 3557 | the Commission for the Transportation Disadvantaged. All taxes
 3558 | ~~fees~~ collected for the transportation disadvantaged program
 3559 | under s. 320.03(9) shall be deposited in the trust fund.

3560 | Section 103. Subsection (4) of section 605.0113, Florida
 3561 | Statutes, is amended to read:

3562 | 605.0113 Registered agent.—

3563 | (4) The department shall maintain an accurate record of
 3564 | the registered agent and registered office for service of
 3565 | process and shall promptly furnish information disclosed thereby
 3566 | upon request and payment of the required tax fee.

3567 | Section 104. Subsection (3) of section 605.0118, Florida
 3568 | Statutes, is amended to read:

3569 | 605.0118 Delivery of record.—

3570 | (3) If a check is mailed to the department for payment of
 3571 | an annual report tax fee or the annual tax fee required under s.

3572 607.193, the check shall be deemed to have been received by the
 3573 department as of the postmark date appearing on the envelope or
 3574 package transmitting the check if the envelope or package is
 3575 received by the department.

3576 Section 105. Subsection (1) of section 605.0206, Florida
 3577 Statutes, is amended to read:

3578 605.0206 Filing requirements.—

3579 (1) A record authorized or required to be delivered to the
 3580 department for filing under this chapter must be captioned to
 3581 describe the record's purpose, be in a medium authorized by the
 3582 department, and be delivered to the department. If all filing
 3583 taxes ~~fees~~ are paid, the department shall file the record unless
 3584 the department determines that the record does not comply with
 3585 the filing requirements.

3586 Section 106. Subsection (5) of section 605.0209, Florida
 3587 Statutes, is amended to read:

3588 605.0209 Correcting filed record.—

3589 (5) A statement of correction that is filed to correct
 3590 false, misleading, or fraudulent information is not subject to a
 3591 tax or fee of the department if the statement of correction is
 3592 delivered to the department within 15 days after the
 3593 notification of filing sent pursuant to s. 605.0210.

3594 Section 107. Subsections (1) and (2) of section 605.0211,
 3595 Florida Statutes, are amended to read:

3596 605.0211 Certificate of status.—

3597 (1) The department, upon request and payment of the
3598 requisite tax ~~fee~~, shall issue a certificate of status for a
3599 limited liability company if the records filed in the department
3600 show that the department has accepted and filed the company's
3601 articles of organization. A certificate of status must state the
3602 following:

3603 (a) The company's name.

3604 (b) That the company was organized under the laws of this
3605 state and the date of organization.

3606 (c) Whether all taxes and fees due to the department under
3607 this chapter have been paid.

3608 (d) If the company's most recent annual report required
3609 under s. 605.0212 has not been filed by the department.

3610 (e) If the department has administratively dissolved the
3611 company or received a record notifying the department that the
3612 company has been dissolved by judicial action pursuant to s.
3613 605.0705.

3614 (f) If the department has filed articles of dissolution
3615 for the company.

3616 (g) If the department has accepted and filed a statement
3617 of termination.

3618 (2) The department, upon request and payment of the
3619 requisite tax ~~fee~~, shall furnish a certificate of status for a
3620 foreign limited liability company if the records filed show that
3621 the department has filed a certificate of authority. A

3622 certificate of status for a foreign limited liability company
 3623 must state the following:

3624 (a) The foreign limited liability company's name and a
 3625 current alternate name adopted under s. 605.0906(1) for use in
 3626 this state.

3627 (b) That the foreign limited liability company is
 3628 authorized to transact business in this state.

3629 (c) Whether all taxes, fees, and penalties due to the
 3630 department under this chapter or other law have been paid.

3631 (d) If the foreign limited liability company's most recent
 3632 annual report required under s. 605.0212 has not been filed by
 3633 the department.

3634 (e) If the department has:

3635 1. Revoked the foreign limited liability company's
 3636 certificate of authority; or

3637 2. Filed a notice of withdrawal of certificate of
 3638 authority.

3639 Section 108. Subsection (6) of section 605.0212, Florida
 3640 Statutes, is amended to read:

3641 605.0212 Annual report for department.—

3642 (6) A limited liability company or foreign limited
 3643 liability company that fails to file an annual report that
 3644 complies with the requirements of this section may not maintain
 3645 or defend any action in a court of this state until the report
 3646 is filed and all taxes, fees, and penalties due under this

3647 chapter are paid, and shall be subject to dissolution or
 3648 cancellation of its certificate of authority to transact
 3649 business as provided in this chapter.

3650 Section 109. Section 605.0213, Florida Statutes, is
 3651 amended to read:

3652 605.0213 Taxes Fees of the department.—The taxes fees of
 3653 the department under this chapter are as follows:

3654 (1) For furnishing a certified copy, \$30.

3655 (2) For filing original articles of organization or
 3656 articles of revocation of dissolution, \$100.

3657 (3) For filing a foreign limited liability company's
 3658 application for a certificate of authority to transact business,
 3659 \$100.

3660 (4) For filing a certificate of merger of limited
 3661 liability companies or other business entities, \$25 per
 3662 constituent party to the merger, unless a specific tax fee is
 3663 required for a party under other applicable law.

3664 (5) For filing an annual report, \$50.

3665 (6) For filing an application for reinstatement after an
 3666 administrative or judicial dissolution or a revocation of
 3667 authority to transact business, \$100.

3668 (7) For filing a certificate designating a registered
 3669 agent or changing a registered agent, \$25.

3670 (8) For filing a registered agent's statement of
 3671 resignation from an active limited liability company, \$85.

3672 (9) For filing a registered agent's statement of
 3673 resignation from a dissolved limited liability company, \$25.

3674 (10) For filing a certificate of conversion of a limited
 3675 liability company, \$25.

3676 (11) For filing any other limited liability company
 3677 document, \$25.

3678 (12) For furnishing a certificate of status, \$5.

3679 Section 110. Subsection (3) of section 605.0707, Florida
 3680 Statutes, is amended to read:

3681 605.0707 Articles of dissolution; filing of articles of
 3682 dissolution.-

3683 (3) The articles of dissolution of the limited liability
 3684 company shall be delivered to the department. If the department
 3685 finds that the articles of dissolution conform to law, it shall,
 3686 when all taxes and fees have been paid as prescribed in this
 3687 chapter, file the articles of dissolution and issue a
 3688 certificate of dissolution.

3689 Section 111. Paragraph (b) of subsection (1) of section
 3690 605.0714, Florida Statutes, is amended to read:

3691 605.0714 Administrative dissolution.-

3692 (1) The department may dissolve a limited liability
 3693 company administratively if the company does not:

3694 (b) Pay a tax, fee, or penalty due to the department under
 3695 this chapter;

3696 Section 112. Subsections (1), (2), and (3) of section

3697 | 605.0715, Florida Statutes, are amended to read:
 3698 | 605.0715 Reinstatement.—
 3699 | (1) A limited liability company that is administratively
 3700 | dissolved under s. 605.0714 or former s. 608.4481 may apply to
 3701 | the department for reinstatement at any time after the effective
 3702 | date of dissolution. The company must submit all taxes, fees,
 3703 | and penalties then owed by the company at the rates provided by
 3704 | law at the time the company applies for reinstatement, together
 3705 | with an application for reinstatement prescribed and furnished
 3706 | by the department, which is signed by both the registered agent
 3707 | and an authorized representative of the company and states:
 3708 | (a) The name of the limited liability company.
 3709 | (b) The street address of the company's principal office
 3710 | and mailing address.
 3711 | (c) The date of the company's organization.
 3712 | (d) The company's federal employer identification number
 3713 | or, if none, whether one has been applied for.
 3714 | (e) The name, title or capacity, and address of at least
 3715 | one person who has authority to manage the company.
 3716 | (f) Additional information that is necessary or
 3717 | appropriate to enable the department to carry out this chapter.
 3718 | (2) In lieu of the requirement to file an application for
 3719 | reinstatement as described in subsection (1), an
 3720 | administratively dissolved limited liability company may submit
 3721 | all taxes, fees, and penalties owed by the company to the

3722 department at the rates provided by law at the time the company
3723 applies for reinstatement, together with a current annual
3724 report, signed by both the registered agent and an authorized
3725 representative of the company, which contains the information
3726 described in subsection (1).

3727 (3) If the department determines that an application for
3728 reinstatement contains the information required under subsection
3729 (1) or subsection (2) and that the information is correct, upon
3730 payment of all required taxes ~~fees~~ and penalties owed to the
3731 department, the department shall reinstate the limited liability
3732 company.

3733 Section 113. Paragraph (f) of subsection (1) of section
3734 605.0902, Florida Statutes, is amended to read:

3735 605.0902 Application for certificate of authority.—

3736 (1) A foreign limited liability company may not transact
3737 business in this state until it obtains a certificate of
3738 authority from the department. A foreign limited liability
3739 company may apply for a certificate of authority to transact
3740 business in this state by delivering an application to the
3741 department for filing. Such application must be made on forms
3742 prescribed by the department. The application must contain the
3743 following:

3744 (f) Additional information as may be necessary or
3745 appropriate in order to enable the department to determine
3746 whether the foreign limited liability company is entitled to

3747 | file an application for a certificate of authority to transact
 3748 | business in this state and to determine and assess the taxes and
 3749 | fees as prescribed in this chapter.

3750 | Section 114. Subsection (1) of section 605.0903, Florida
 3751 | Statutes, is amended to read:

3752 | 605.0903 Effect of a certificate of authority.—

3753 | (1) Unless the department determines that an application
 3754 | for a certificate of authority of a foreign limited liability
 3755 | company to transact business in this state does not comply with
 3756 | the filing requirements of this chapter, the department shall,
 3757 | upon payment of all filing taxes ~~fees~~, authorize the foreign
 3758 | limited liability company to transact business in this state and
 3759 | file the application for a certificate of authority.

3760 | Section 115. Subsection (7) of section 605.0904, Florida
 3761 | Statutes, is amended to read:

3762 | 605.0904 Effect of failure to have certificate of
 3763 | authority.—

3764 | (7) A foreign limited liability company that transacts
 3765 | business in this state without obtaining a certificate of
 3766 | authority is liable to this state for the years or parts thereof
 3767 | during which it transacted business in this state without
 3768 | obtaining a certificate of authority in an amount equal to all
 3769 | taxes, fees, and penalties that would have been imposed by this
 3770 | chapter upon the foreign limited liability company had it duly
 3771 | applied for and received a certificate of authority to transact

3772 business in this state as required under this chapter. In
3773 addition to the payments thus prescribed, the foreign limited
3774 liability company is liable for a civil penalty of at least \$500
3775 but not more than \$1,000 for each year or part thereof during
3776 which it transacts business in this state without a certificate
3777 of authority. The department may collect all penalties due under
3778 this subsection.

3779 Section 116. Paragraph (b) of subsection (1) of section
3780 605.0908, Florida Statutes, is amended to read:

3781 605.0908 Revocation of certificate of authority.—

3782 (1) A certificate of authority of a foreign limited
3783 liability company to transact business in this state may be
3784 revoked by the department if:

3785 (b) The foreign limited liability company does not pay a
3786 tax, fee, or penalty due to the department under this chapter;

3787 Section 117. Subsections (1), (2), and (3) of section
3788 605.0909, Florida Statutes, are amended to read:

3789 605.0909 Reinstatement following revocation of certificate
3790 of authority.—

3791 (1) A foreign limited liability company whose certificate
3792 of authority has been revoked may apply to the department for
3793 reinstatement at any time after the effective date of the
3794 revocation. The foreign limited liability company applying for
3795 reinstatement must submit all taxes, fees, and penalties then
3796 owed by the foreign limited liability company to the department

3797 at rates provided by law at the time the foreign limited
3798 liability company applies for reinstatement, together with an
3799 application for reinstatement prescribed and furnished by the
3800 department, which is signed by both the registered agent and an
3801 authorized representative of the company and states:

3802 (a) The name under which the foreign limited liability
3803 company is registered to transact business in this state.

3804 (b) The street address of the company's principal office
3805 and its mailing address.

3806 (c) The jurisdiction of the company's formation and the
3807 date on which it became qualified to transact business in this
3808 state.

3809 (d) The company's federal employer identification number
3810 or, if none, whether one has been applied for.

3811 (e) The name, title or capacity, and address of at least
3812 one person who has authority to manage the company.

3813 (f) Additional information that is necessary or
3814 appropriate to enable the department to carry out this chapter.

3815 (2) In lieu of the requirement to file an application for
3816 reinstatement as described in subsection (1), a foreign limited
3817 liability company whose certificate of authority has been
3818 revoked may submit all taxes, fees, and penalties owed by the
3819 company to the department at the rates provided by law at the
3820 time the company applies for reinstatement, together with a
3821 current annual report, signed by both the registered agent and

3822 an authorized representative of the company, which contains the
 3823 information described in subsection (1).

3824 (3) If the department determines that an application for
 3825 reinstatement contains the information required under subsection
 3826 (1) or subsection (2) and that the information is correct, upon
 3827 payment of all required taxes, fees, and penalties owed to the
 3828 department, the department shall reinstate the foreign limited
 3829 liability company's certificate of authority.

3830 Section 118. Section 607.0122, Florida Statutes, is
 3831 amended to read:

3832 607.0122 Taxes ~~Fees~~ for filing documents and issuing
 3833 certificates.—The Department of State shall collect the
 3834 following taxes ~~fees~~ when the documents described in this
 3835 section are delivered to the department for filing:

- 3836 (1) Articles of incorporation: \$35.
- 3837 (2) Application for registered name: \$87.50.
- 3838 (3) Application for renewal of registered name: \$87.50.
- 3839 (4) Corporation's statement of change of registered agent
 3840 or registered office or both if not included on the annual
 3841 report: \$35.
- 3842 (5) Designation of and acceptance by registered agent:
 3843 \$35.
- 3844 (6) Agent's statement of resignation from active
 3845 corporation: \$87.50.
- 3846 (7) Agent's statement of resignation from an inactive

- 3847 corporation: \$35.
- 3848 (8) Amendment of articles of incorporation: \$35.
- 3849 (9) Restatement of articles of incorporation with
- 3850 amendment of articles: \$35.
- 3851 (10) Articles of merger or share exchange for each party
- 3852 thereto: \$35.
- 3853 (11) Articles of dissolution: \$35.
- 3854 (12) Articles of revocation of dissolution: \$35.
- 3855 (13) Application for reinstatement following
- 3856 administrative dissolution: \$600.
- 3857 (14) Application for certificate of authority to transact
- 3858 business in this state by a foreign corporation: \$35.
- 3859 (15) Application for amended certificate of authority:
- 3860 \$35.
- 3861 (16) Application for certificate of withdrawal by a
- 3862 foreign corporation: \$35.
- 3863 (17) Annual report: \$61.25.
- 3864 (18) Articles of correction: \$35.
- 3865 (19) Application for certificate of status: \$8.75.
- 3866 (20) Certificate of domestication of a foreign
- 3867 corporation: \$50.
- 3868 (21) Certified copy of document: \$52.50.
- 3869 (22) Serving as agent for substitute service of process:
- 3870 \$87.50.
- 3871 (23) Supplemental corporate tax fee: \$88.75.

3872 (24) Any other document required or permitted to be filed
 3873 by this act: \$35.

3874 Section 119. Subsection (4) of section 607.0124, Florida
 3875 Statutes, is amended to read:

3876 607.0124 Correcting filed document.—

3877 (4) Articles of correction that are filed to correct
 3878 false, misleading, or fraudulent information are not subject to
 3879 a tax ~~fee~~ of the Department of State if the articles of
 3880 correction are delivered to the Department of State within 15
 3881 days after the notification of filing sent pursuant to s.
 3882 607.0125(2).

3883 Section 120. Subsection (5) of section 607.0125, Florida
 3884 Statutes, is amended to read:

3885 607.0125 Filing duties of Department of State.—

3886 (5) If not otherwise provided by law and the provisions of
 3887 this act, the Department of State shall determine, by rule, the
 3888 appropriate format for, number of copies of, manner of execution
 3889 of, method of electronic transmission of, and amount of and
 3890 method of payment of taxes ~~fees~~ for, any document placed under
 3891 its jurisdiction.

3892 Section 121. Paragraph (c) of subsection (2) of section
 3893 607.0128, Florida Statutes, is amended to read:

3894 607.0128 Certificate of status.—

3895 (2) A certificate of status or authorization sets forth:

3896 (c) That all taxes, fees, and penalties owed to the

3897 department have been paid, if:

3898 1. Payment is reflected in the records of the department,

3899 and

3900 2. Nonpayment affects the existence or authorization of

3901 the domestic or foreign corporation;

3902 Section 122. Subsection (4) of section 607.0501, Florida

3903 Statutes, is amended to read:

3904 607.0501 Registered office and registered agent.—

3905 (4) The Department of State shall maintain an accurate

3906 record of the registered agents and registered offices for the

3907 service of process and shall furnish any information disclosed

3908 thereby promptly upon request and payment of the required tax

3909 ~~fee~~.

3910 Section 123. Subsection (5) of section 607.0502, Florida

3911 Statutes, is amended to read:

3912 607.0502 Change of registered office or registered agent;

3913 resignation of registered agent.—

3914 (5) The Department of State shall collect a tax fee

3915 pursuant to s. 15.09(2) for the filings authorized under this

3916 section.

3917 Section 124. Paragraph (a) of subsection (1) of section

3918 607.1420, Florida Statutes, is amended to read:

3919 607.1420 Grounds for administrative dissolution.—

3920 (1) The Department of State may commence a proceeding

3921 under s. 607.1421 to administratively dissolve a corporation if:

3922 (a) The corporation has failed to file its annual report
 3923 and pay the annual report filing tax ~~fee~~ by 5 p.m. Eastern Time
 3924 on the third Friday in September;

3925 Section 125. Subsection (1) of section 607.1422, Florida
 3926 Statutes, is amended to read:

3927 607.1422 Reinstatement following administrative
 3928 dissolution.—

3929 (1) A corporation administratively dissolved under s.
 3930 607.1421 may apply to the Department of State for reinstatement
 3931 at any time after the effective date of dissolution. The
 3932 corporation must submit a reinstatement form prescribed and
 3933 furnished by the Department of State or a current uniform
 3934 business report signed by the registered agent and an officer or
 3935 director and all taxes and fees then owed by the corporation to
 3936 the department, computed at the rate provided by law at the time
 3937 the corporation applies for reinstatement.

3938 Section 126. Subsection (4) of section 607.1502, Florida
 3939 Statutes, is amended to read:

3940 607.1502 Consequences of transacting business without
 3941 authority.—

3942 (4) A foreign corporation which transacts business in this
 3943 state without authority to do so shall be liable to this state
 3944 for the years or parts thereof during which it transacted
 3945 business in this state without authority in an amount equal to
 3946 all fees and taxes which would have been imposed by this act

3947 upon such corporation had it duly applied for and received
3948 authority to transact business in this state as required by this
3949 act. In addition to the payments thus prescribed, such
3950 corporation shall be liable for a civil penalty of not less than
3951 \$500 or more than \$1,000 for each year or part thereof during
3952 which it transacts business in this state without a certificate
3953 of authority. The Department of State may collect all penalties
3954 due under this subsection and may bring an action in circuit
3955 court to recover all taxes, penalties, and fees due and owing
3956 the department ~~state~~.

3957 Section 127. Paragraph (a) of subsection (1) of section
3958 607.15315, Florida Statutes, is amended to read:

3959 607.15315 Revocation; application for reinstatement.—

3960 (1) (a) A foreign corporation the certificate of authority
3961 of which has been revoked pursuant to s. 607.1531 may apply to
3962 the Department of State for reinstatement at any time after the
3963 effective date of revocation of authority. The application must:

3964 1. Recite the name of the foreign corporation and the
3965 effective date of its revocation of authority;

3966 2. State that the ground or grounds for revocation of
3967 authority either did not exist or have been eliminated and that
3968 no further grounds currently exist for revocation of authority;

3969 3. State that the foreign corporation's name satisfies the
3970 requirements of s. 607.1506; and

3971 4. State that all taxes and fees owed by the corporation

3972 | to the department and computed at the rate provided by law at
 3973 | the time the foreign corporation applies for reinstatement have
 3974 | been paid; or

3975 | Section 128. Section 607.193, Florida Statutes, is amended
 3976 | to read:

3977 | 607.193 Supplemental corporate tax ~~fee~~.—

3978 | (1) In addition to any other taxes imposed by law, an
 3979 | annual supplemental corporate tax ~~fee~~ of \$88.75 is imposed on
 3980 | each business entity that is authorized to transact business in
 3981 | this state and is required to file an annual report with the
 3982 | Department of State under s. 605.0212, s. 607.1622, or s.
 3983 | 620.1210.

3984 | (2) (a) The business entity shall remit the supplemental
 3985 | corporate tax ~~fee~~ to the Department of State at the time it
 3986 | files the annual report required by s. 605.0212, s. 607.1622, or
 3987 | s. 620.1210.

3988 | (b) In addition to the taxes ~~fees~~ levied under ss.
 3989 | 605.0213, 607.0122, and 620.1109 and the supplemental corporate
 3990 | tax ~~fee~~, a late charge of \$400 shall be imposed if the
 3991 | supplemental corporate tax ~~fee~~ is remitted after May 1 except in
 3992 | circumstances in which a business entity was administratively
 3993 | dissolved or its certificate of authority was revoked due to its
 3994 | failure to file an annual report and the entity subsequently
 3995 | applied for reinstatement and paid the applicable reinstatement
 3996 | tax ~~fee~~.

3997 Section 129. Section 609.02, Florida Statutes, is amended
 3998 to read:

3999 609.02 Filing a declaration of trust.—Every such
 4000 organization organized for the purpose of transacting business
 4001 in this state, or organized in this state for the purpose of
 4002 transacting business elsewhere, which intends to sell or offer
 4003 for sale any units, shares, contracts, notes, bonds, mortgages,
 4004 oil or mineral leases or other security of such association
 4005 shall, prior to transacting any such business, file with the
 4006 Department of State a true and correct copy of the declaration
 4007 of trust under which the association proposes to conduct its
 4008 business, which copy shall be sworn to, as being a true and
 4009 correct copy, by the chair of the board of trustees named in
 4010 such declaration of trust. When such copy shall have been filed
 4011 with the Department of State it shall constitute public notice
 4012 as to the purposes and manner of the business to be engaged in
 4013 by such association. The Department of State, prior to the
 4014 issuance of the certificate by it, shall collect from the said
 4015 association a filing tax ~~fee~~ of \$350, which tax ~~fee~~ shall be
 4016 paid by it into the general fund of the state.

4017 Section 130. Section 609.03, Florida Statutes, is amended
 4018 to read:

4019 609.03 Issuance of certificate to association.—Upon the
 4020 filing of the copy of the declaration of trust and the payment
 4021 of the filing tax ~~fee~~, in compliance with s. 609.02, the

4022 Department of State shall issue to the trustees named in the
 4023 said declaration of trust a certificate showing that such
 4024 declaration of trust has been duly filed in its office;
 4025 whereupon, such association shall be authorized to transact
 4026 business in this state; provided that all other applicable laws
 4027 have been complied with.

4028 Section 131. Subsection (9) of section 609.08, Florida
 4029 Statutes, is amended to read:

4030 609.08 Merger of association into wholly owned subsidiary
 4031 corporation; dissenters' rights of appraisal.—

4032 (9) The articles of merger shall be delivered to the
 4033 Department of State. If the Department of State finds that such
 4034 articles conform to law, it shall, when all fees and taxes have
 4035 been paid as prescribed in this chapter, and when a filing tax
 4036 ~~fee~~ of \$350 has been paid to the Department of State (which tax
 4037 ~~fee~~ shall be paid by it into the General Revenue Fund of the
 4038 state), file the articles of merger.

4039 Section 132. Subsections (11) and (12) of section 610.104,
 4040 Florida Statutes, are amended to read:

4041 610.104 State authorization to provide cable or video
 4042 service.—

4043 (11) The application shall be accompanied by a one-time
 4044 tax fee of \$10,000. A parent company may file a single
 4045 application covering itself and all of its subsidiaries and
 4046 affiliates intending to provide cable or video service in the

4047 service areas throughout the state as described in subparagraph
4048 (2)(e)5., but the entity actually providing such service in a
4049 given area shall otherwise be considered the certificateholder
4050 under this act.

4051 (12) Beginning 5 years after approval of the
4052 certificateholder's initial certificate of franchise issued by
4053 the department, and every 5 years thereafter, the
4054 certificateholder shall update the information contained in the
4055 original application for a certificate of franchise. At the time
4056 of filing the information update, the certificateholder shall
4057 pay a processing tax ~~fee~~ of \$1,000. Any certificateholder that
4058 fails to file the updated information and pay the processing tax
4059 ~~fee~~ on the 5-year anniversary dates shall be subject to
4060 cancellation of its state-issued certificate of franchise
4061 authority if, upon notice given to the certificateholder at its
4062 last address on file with the department, the certificateholder
4063 fails to file the updated information and pay the processing tax
4064 ~~fee~~ within 30 days after the date notice was mailed. The
4065 application and processing taxes ~~fees~~ imposed in this section
4066 shall be paid to the Department of State for deposit into the
4067 Clearing Funds Trust Fund for immediate transfer by the Chief
4068 Financial Officer to the General Inspection Trust Fund of the
4069 Department of Agriculture and Consumer Services. The Department
4070 of Agriculture and Consumer Services shall maintain a separate
4071 account within the General Inspection Trust Fund to distinguish

4072 cable franchise revenues from all other funds. The application,
 4073 any amendments to the certificate, or information updates must
 4074 be accompanied by a tax ~~fee~~ to the Department of State equal to
 4075 that for filing articles of incorporation pursuant to s.
 4076 607.0122(1).

4077 Section 133. Subsection (9) of section 617.01201, Florida
 4078 Statutes, is amended to read:

4079 617.01201 Filing requirements.—

4080 (9) The document must be delivered to the department for
 4081 filing. Delivery may be made by electronic transmission if and
 4082 to the extent allowed by the department. If the document is
 4083 filed in typewritten or printed form and not transmitted
 4084 electronically, the department may require that one exact or
 4085 conformed copy be delivered with the document, except as
 4086 provided in s. 617.1508. The document must be accompanied by the
 4087 correct filing tax ~~fee~~ and any other tax or penalty required by
 4088 law.

4089 Section 134. Section 617.0122, Florida Statutes, is
 4090 amended to read:

4091 617.0122 Taxes ~~Fees~~ for filing documents and issuing
 4092 certificates.—The Department of State shall collect the
 4093 following taxes ~~fees~~ on documents delivered to the department
 4094 for filing:

- 4095 (1) Articles of incorporation: \$35.
- 4096 (2) Application for registered name: \$87.50.

- 4097 | (3) Application for renewal of registered name: \$87.50.
- 4098 | (4) Corporation's statement of change of registered agent
- 4099 | or registered office or both if not included on the annual
- 4100 | report: \$35.
- 4101 | (5) Designation of and acceptance by registered agent:
- 4102 | \$35.
- 4103 | (6) Agent's statement of resignation from active
- 4104 | corporation: \$87.50.
- 4105 | (7) Agent's statement of resignation from inactive
- 4106 | corporation: \$35.
- 4107 | (8) Amendment of articles of incorporation: \$35.
- 4108 | (9) Restatement of articles of incorporation with
- 4109 | amendment of articles: \$35.
- 4110 | (10) Articles of merger for each party thereto: \$35.
- 4111 | (11) Articles of dissolution: \$35.
- 4112 | (12) Articles of revocation of dissolution: \$35.
- 4113 | (13) Application for reinstatement following
- 4114 | administrative dissolution: \$175.
- 4115 | (14) Application for certificate of authority to transact
- 4116 | business in this state by a foreign corporation: \$35.
- 4117 | (15) Application for amended certificate of authority:
- 4118 | \$35.
- 4119 | (16) Application for certificate of withdrawal by a
- 4120 | foreign corporation: \$35.
- 4121 | (17) Annual report: \$61.25.

- 4122 (18) Articles of correction: \$35.
- 4123 (19) Application for certificate of status: \$8.75.
- 4124 (20) Certified copy of document: \$52.50.
- 4125 (21) Serving as agent for substitute service of process:
- 4126 \$87.50.
- 4127 (22) Certificate of conversion of a limited agricultural
- 4128 association to a domestic corporation: \$35.
- 4129 (23) Any other document required or permitted to be filed
- 4130 by this chapter: \$35.
- 4131
- 4132 Any citizen support organization that is required by rule of the
- 4133 Department of Environmental Protection to be formed as a
- 4134 nonprofit organization and is under contract with the department
- 4135 is exempt from any taxes ~~fees~~ required for incorporation as a
- 4136 nonprofit organization, and the Secretary of State may not
- 4137 assess any such taxes ~~fees~~ if the citizen support organization
- 4138 is certified by the Department of Environmental Protection to
- 4139 the Secretary of State as being under contract with the
- 4140 Department of Environmental Protection.
- 4141 Section 135. Subsection (4) of section 617.0124, Florida
- 4142 Statutes, is amended to read:
- 4143 617.0124 Correcting filed document.—
- 4144 (4) Articles of correction that are filed to correct
- 4145 false, misleading, or fraudulent information are not subject to
- 4146 a tax ~~fee~~ of the department if the articles of correction are

4147 delivered to the department within 15 days after the
 4148 notification of filing sent pursuant to s. 617.0125(2).

4149 Section 136. Paragraph (c) of subsection (2) of section
 4150 617.0128, Florida Statutes, is amended to read:

4151 617.0128 Certificate of status.—

4152 (2) A certificate of status or authorization sets forth:

4153 (c) That all taxes, fees, and penalties owed to the
 4154 department have been paid, if:

4155 1. Payment is reflected in the records of the department,
 4156 and

4157 2. Nonpayment affects the existence or authorization of
 4158 the domestic or foreign corporation;

4159 Section 137. Subsection (4) of section 617.0501, Florida
 4160 Statutes, is amended to read:

4161 617.0501 Registered office and registered agent.—

4162 (4) The Department of State shall maintain an accurate
 4163 record of the registered agents and registered offices for the
 4164 service of process and shall furnish any information disclosed
 4165 thereby promptly upon request and payment of the required tax
 4166 ~~fee~~.

4167 Section 138. Subsection (5) of section 617.0502, Florida
 4168 Statutes, is amended to read:

4169 617.0502 Change of registered office or registered agent;
 4170 resignation of registered agent.—

4171 (5) The Department of State shall collect a tax ~~fee~~

4172 pursuant to s. 15.09(2) for filings authorized by this section.

4173 Section 139. Paragraph (a) of subsection (1) of section
4174 617.1420, Florida Statutes, is amended to read:

4175 617.1420 Grounds for administrative dissolution.—

4176 (1) The Department of State may commence a proceeding
4177 under s. 617.1421 to administratively dissolve a corporation if:

4178 (a) The corporation has failed to file its annual report
4179 and pay the annual report filing tax ~~fee~~ by 5 p.m. Eastern Time
4180 on the third Friday in September;

4181 Section 140. Subsection (1) of section 617.1422, Florida
4182 Statutes, is amended to read:

4183 617.1422 Reinstatement following administrative
4184 dissolution.—

4185 (1) A corporation administratively dissolved under s.
4186 617.1421 may apply to the department for reinstatement at any
4187 time after the effective date of dissolution. The corporation
4188 must submit a reinstatement form prescribed and furnished by the
4189 department or a current uniform business report signed by a
4190 registered agent and an officer or director and submit all taxes
4191 and fees owed by the corporation to the department and computed
4192 at the rate provided by law at the time the corporation applies
4193 for reinstatement.

4194 Section 141. Paragraph (a) of subsection (1) of section
4195 617.1533, Florida Statutes, is amended to read:

4196 617.1533 Reinstatement following revocation.—

4197 (1) (a) A foreign corporation whose certificate of
 4198 authority has been revoked under s. 617.1531 may apply to the
 4199 Department of State for reinstatement at any time after the
 4200 effective date of revocation of authority. The application must:

4201 1. Recite the name of the corporation and the effective
 4202 date of its revocation of authority;

4203 2. State that the ground or grounds for revocation either
 4204 did not exist or have been eliminated and that no further
 4205 grounds currently exist for revocation of authority;

4206 3. State that the corporation's name satisfies the
 4207 requirements of s. 617.1506; and

4208 4. State that all taxes and fees owed by the corporation
 4209 to the department and computed at the rate provided by law at
 4210 the time the corporation applies for reinstatement have been
 4211 paid; or

4212 Section 142. Paragraph (d) of subsection (1) of section
 4213 617.1623, Florida Statutes, is amended to read:

4214 617.1623 Corporate information available to the public;
 4215 application to corporations incorporated by circuit courts and
 4216 by special act of the Legislature.—

4217 (1)

4218 (d) Any corporation dissolved pursuant to paragraph (c)
 4219 shall be reinstated upon application to the Department of State,
 4220 signed by an officer or director thereof, accompanied by a copy
 4221 of its charter and all amendments thereto, certified by the

4222 clerk of the circuit court of the county wherein recorded, as to
4223 charters and amendments granted by circuit judges, and by the
4224 Department of State, as to legislative charters, together with a
4225 registration containing the provisions required in paragraph
4226 (a), and the payment of all taxes and fees owed to the
4227 department due from the time of dissolution computed at the rate
4228 provided by law at the time the corporation applies for
4229 reinstatement.

4230 Section 143. Section 617.1807, Florida Statutes, is
4231 amended to read:

4232 617.1807 Conversion to corporation not for profit;
4233 authority of circuit judge.—If the circuit judge to whom the
4234 petition and proposed articles of incorporation are presented
4235 finds that the petition and proposed articles are in proper
4236 form, he or she shall approve the articles of incorporation and
4237 endorse his or her approval thereon; such approval shall provide
4238 that all of the property of the petitioning corporation shall
4239 become the property of the successor corporation not for profit,
4240 subject to all indebtedness and liabilities of the petitioning
4241 corporation. The articles of incorporation with such
4242 endorsements thereupon shall be sent to the Department of State,
4243 which shall, upon receipt thereof and upon payment of all taxes
4244 due the state by the petitioning corporation, if any, issue a
4245 certificate showing the receipt of the articles of incorporation
4246 with the endorsement of approval thereon and of the payment of

4247 all taxes to the state. Upon payment of the filing taxes ~~fees~~
 4248 specified in s. 617.0122, the Department of State shall file the
 4249 articles of incorporation, and from thenceforth the petitioning
 4250 corporation shall become a corporation not for profit under the
 4251 name adopted in the articles of incorporation and subject to all
 4252 the rights, powers, immunities, duties, and liabilities of
 4253 corporations not for profit under state law, and its rights,
 4254 powers, immunities, duties, and liabilities as a corporation for
 4255 profit shall cease and determine.

4256 Section 144. Subsection (4) of section 617.2006, Florida
 4257 Statutes, is amended to read:

4258 617.2006 Incorporation of labor unions or bodies.—Any
 4259 group or combination of groups of workers or wage earners,
 4260 bearing the name labor, organized labor, federation of labor,
 4261 brotherhood of labor, union labor, union labor committee, trade
 4262 union, trades union, union labor council, building trades
 4263 council, building trades union, allied trades union, central
 4264 labor body, central labor union, federated trades council, local
 4265 union, state union, national union, international union,
 4266 district labor council, district labor union, American
 4267 Federation of Labor, Florida Federation of Labor, or any
 4268 component parts or significant words of such terms, whether the
 4269 same be used in juxtaposition or with interspace, may be
 4270 incorporated under this act.

4271 (4) Upon the filing of the articles of incorporation and

4272 the petition, and the giving of such notice, the circuit judge
4273 to whom such petition may be addressed shall, upon the date
4274 stated in such notice, take testimony and inquire into the
4275 admissions and purposes of such organization and the necessity
4276 therefor, and upon such hearing, if the circuit judge shall be
4277 satisfied that the allegations set forth in the petition and
4278 articles of incorporation have been substantiated, and shall
4279 find that such organization will not be harmful to the community
4280 in which it proposes to operate, or to the state, and that it is
4281 intended in good faith to carry out the purposes and objects set
4282 forth in the articles of incorporation, and that there is a
4283 necessity therefor, the judge shall approve the articles of
4284 incorporation and endorse his or her approval thereon. Upon the
4285 filing of the articles of incorporation with its endorsements
4286 thereupon with the Department of State and payment of the filing
4287 taxes ~~fees~~ specified in s. 617.0122, the subscribers and their
4288 associates and successors shall be a corporation by the name
4289 given.

4290 Section 145. Section 617.2102, Florida Statutes, is
4291 amended to read:

4292 617.2102 Fines and penalties against members.—A
4293 corporation may, if so authorized in the bylaws, levy fines or
4294 otherwise penalize members of the corporation. No fine or
4295 penalty shall be levied until after the corporation has provided
4296 notice thereof to the members concerned and has afforded the

4297 member an opportunity to be heard on the matter. The foregoing
 4298 notice and hearing shall not be required as to the levy of a
 4299 late tax ~~fee~~ for nonpayment of dues.

4300 Section 146. Section 620.1109, Florida Statutes, is
 4301 amended to read:

4302 620.1109 Department of State; taxes ~~fees~~.—In addition to
 4303 the supplemental corporate tax ~~fee~~ of \$88.75 imposed pursuant to
 4304 s. 607.193, the taxes ~~fees~~ of the Department of State under this
 4305 act are as follows:

4306 (1) For furnishing a certified copy, \$52.50 for the first
 4307 15 pages plus \$1.00 for each additional page.

4308 (2) For filing an original certificate of limited
 4309 partnership, \$965.

4310 (3) For filing an original application for registration as
 4311 a foreign limited partnership, \$965.

4312 (4) For filing certificate of conversion, \$52.50.

4313 (5) For filing certificate of merger, \$52.50 for each
 4314 party thereto.

4315 (6) For filing a reinstatement, \$500 for each calendar
 4316 year or part thereof the limited partnership was
 4317 administratively dissolved or foreign limited partnership was
 4318 revoked in the records of the Department of State.

4319 (7) For filing an annual report, \$411.25.

4320 (8) For filing a certificate:

4321 (a) Designating a registered agent, \$35;

4322 (b) Changing a registered agent or registered office
 4323 address, \$35;

4324 (c) Resigning as a registered agent, \$87.50; or

4325 (d) Of amendment or restatement of the certificate of
 4326 limited partnership, \$52.50;

4327 (9) For filing a statement of termination, \$52.50.

4328 (10) For filing a notice of cancellation for foreign
 4329 limited partnership, \$52.50.

4330 (11) For furnishing a certificate of status or
 4331 authorization, \$8.75.

4332 (12) For filing a certificate of dissolution, \$52.50.

4333 (13) For filing a certificate of revocation of
 4334 dissolution, \$52.50.

4335 (14) For filing any other domestic or foreign limited
 4336 partnership document, \$52.50.

4337 Section 147. Subsection (1) of section 620.1206, Florida
 4338 Statutes, is amended to read:

4339 620.1206 Delivery to and filing of records by Department
 4340 of State; effective time and date; notice.—

4341 (1) A record authorized or required to be delivered to the
 4342 Department of State for filing under this act must be captioned
 4343 to describe the record's purpose, be in a medium permitted by
 4344 the Department of State, and be delivered to the Department of
 4345 State. Unless the Department of State determines that a record
 4346 does not comply with the filing requirements of this act, and if

4347 | all filing taxes ~~fees~~ have been paid, the Department of State
4348 | shall file the record.

4349 | Section 148. Subsection (4) of section 620.1207, Florida
4350 | Statutes, is amended to read:

4351 | 620.1207 Correcting filed record.—

4352 | (4) A statement of correction that is filed under
4353 | subsection (1) to correct a record that contains false,
4354 | misleading, or fraudulent information is not subject to a tax or
4355 | fee of the Department of State if the statement of correction is
4356 | delivered to the Department of State within 15 days after the
4357 | notification of filing sent pursuant to s. 620.1206.

4358 | Section 149. Subsections (1) and (2) of section 620.1209,
4359 | Florida Statutes, are amended to read:

4360 | 620.1209 Certificate of status.—

4361 | (1) The Department of State, upon request and payment of
4362 | the requisite tax ~~fee~~, shall furnish a certificate of status for
4363 | a limited partnership if the records filed in the Department of
4364 | State show that the Department of State has filed a certificate
4365 | of limited partnership. A certificate of status must state:

4366 | (a) The limited partnership's name.

4367 | (b) That the limited partnership was duly formed under the
4368 | laws of this state and the date of formation.

4369 | (c) Whether all taxes, fees, and penalties due to the
4370 | Department of State under this act have been paid.

4371 | (d) Whether the limited partnership's most recent annual

4372 report required by s. 620.1210 has been filed by the Department
 4373 of State.

4374 (e) Whether the Department of State has administratively
 4375 dissolved the limited partnership or received a record notifying
 4376 the Department of State that the limited partnership has been
 4377 dissolved by judicial action pursuant to s. 620.1802.

4378 (f) Whether the Department of State has filed a
 4379 certificate of dissolution for the limited partnership.

4380 (g) Whether the Department of State has filed a statement
 4381 of termination for the limited partnership.

4382 (2) The Department of State, upon request and payment of
 4383 the requisite tax fee, shall furnish a certificate of status for
 4384 a foreign limited partnership if the records filed in the
 4385 Department of State show that the Department of State has filed
 4386 a certificate of authority. A certificate of status must state:

4387 (a) The foreign limited partnership's name and any
 4388 alternate name adopted under s. 620.1905(1) for use in this
 4389 state.

4390 (b) That the foreign limited partnership is authorized to
 4391 transact business in this state.

4392 (c) Whether all taxes, fees, and penalties due to the
 4393 Department of State under this act or other law have been paid.

4394 (d) Whether the foreign limited partnership's most recent
 4395 annual report required by s. 620.1210 has been filed by the
 4396 Department of State.

4397 (e) Whether the Department of State has revoked the
 4398 foreign limited partnership's certificate of authority or filed
 4399 a notice of cancellation.

4400 Section 150. Paragraph (a) of subsection (1) of section
 4401 620.1809, Florida Statutes, is amended to read:

4402 620.1809 Administrative dissolution.—

4403 (1) The Department of State may dissolve a limited
 4404 partnership administratively if the limited partnership does
 4405 not:

4406 (a) Pay any tax, fee, or penalty due to the Department of
 4407 State under this act;

4408 Section 151. Subsection (1) of section 620.1810, Florida
 4409 Statutes, is amended to read:

4410 620.1810 Reinstatement following administrative
 4411 dissolution.—

4412 (1) A limited partnership that has been administratively
 4413 dissolved under s. 620.1809 may apply to the Department of State
 4414 for reinstatement at any time after the effective date of
 4415 dissolution. The limited partnership must submit a form of
 4416 reinstatement prescribed and furnished by the Department of
 4417 State together with all taxes and fees then owed to the
 4418 department by the limited partnership, computed at a rate
 4419 provided by law at the time the limited partnership applies for
 4420 reinstatement.

4421 Section 152. Section 620.1904, Florida Statutes, is

4422 amended to read:

4423 620.1904 Filing of certificate of authority.—Unless the
 4424 Department of State determines that an application for a
 4425 certificate of authority does not comply with the filing
 4426 requirements of this act, the Department of State, upon payment
 4427 of all filing taxes ~~fees~~, shall authorize the foreign limited
 4428 partnership to transact business in this state.

4429 Section 153. Paragraph (a) of subsection (1) of section
 4430 620.1906, Florida Statutes, is amended to read:

4431 620.1906 Revocation of certificate of authority.—

4432 (1) A certificate of authority of a foreign limited
 4433 partnership to transact business in this state may be revoked by
 4434 the Department of State in the manner provided in subsections
 4435 (2) and (3) if the foreign limited partnership does not:

4436 (a) Pay, within 60 days after the due date, any tax, fee,
 4437 or penalty due to the Department of State under this act;

4438 Section 154. Subsection (1) of section 620.1909, Florida
 4439 Statutes, is amended to read:

4440 620.1909 Reinstatement following administrative
 4441 revocation.—

4442 (1) A foreign limited partnership whose certificate of
 4443 authority was administratively revoked under s. 620.1906 may
 4444 apply to the Department of State for reinstatement at any time
 4445 after the effective date of revocation of the certificate of
 4446 authority. The foreign limited partnership must submit a form of

4447 reinstatement prescribed and furnished by the Department of
4448 State together with all taxes and fees then owed to the
4449 department by the foreign limited partnership, computed at a
4450 rate provided by law at the time the foreign limited partnership
4451 applies for reinstatement.

4452 Section 155. Subsection (4) of section 620.81054, Florida
4453 Statutes, is amended to read:

4454 620.81054 Correcting a filed record.—

4455 (4) Articles of correction filed to correct false,
4456 misleading, or fraudulent information are not subject to a tax
4457 or fee of the Department of State if the articles of correction
4458 are delivered to the Department of State within 15 days after
4459 the notification of filing sent pursuant to s. 620.8105.

4460 Section 156. Subsection (1) of section 620.81055, Florida
4461 Statutes, is amended to read:

4462 620.81055 Taxes ~~Fees~~ for filing documents and issuing
4463 certificates; powers of the Department of State.—

4464 (1) The Department of State shall collect the following
4465 taxes ~~fees~~ when documents authorized by this act are delivered
4466 to the Department of State for filing:

- 4467 (a) Partnership registration statement: \$50.
4468 (b) Statement of partnership authority: \$25.
4469 (c) Statement of denial: \$25.
4470 (d) Statement of dissociation: \$25.
4471 (e) Statement of dissolution: \$25.

- 4472 (f) Statement of qualification: \$25.
- 4473 (g) Statement of foreign qualification: \$25.
- 4474 (h) Limited liability partnership annual report: \$25.
- 4475 (i) Certificate of merger for each party thereto: \$25.
- 4476 (j) Amendment to any statement or registration: \$25.
- 4477 (k) Cancellation of any statement or registration: \$25.
- 4478 (l) Certified copy of any recording or part thereof:
- 4479 \$52.50.
- 4480 (m) Certificate of status: \$8.75.
- 4481 (n) Certificate of conversion: \$25.
- 4482 (o) Any other document required or permitted to be filed
- 4483 by this act: \$25.

4484 Section 157. Subsection (3) of section 620.9003, Florida
 4485 Statutes, is amended to read:

4486 620.9003 Annual report.—

4487 (3) The Department of State may administratively revoke
 4488 the statement of qualification of a partnership that fails to
 4489 file its annual report and pay the required filing tax fee by 5
 4490 p.m. Eastern Time on the third Friday in September. The
 4491 Department of State shall serve a 60-day notice on the limited
 4492 liability partnership of its intent to revoke the statement of
 4493 qualification. If the partnership has provided the department
 4494 with an electronic mail address, such notice shall be by
 4495 electronic transmission. Revocation for failure to file an
 4496 annual report shall occur on the fourth Friday in September of

4497 | each year. The Department of State shall issue a certificate of
 4498 | revocation of the statement of qualification to each revoked
 4499 | partnership. Issuance of the certificate of revocation of the
 4500 | statement of qualification may be by electronic transmission to
 4501 | any partnership that has provided the department with an
 4502 | electronic mail address.

4503 | Section 158. Subsections (1) and (3) of section 658.23,
 4504 | Florida Statutes, are amended to read:

4505 | 658.23 Submission of articles of incorporation; contents;
 4506 | form; approval; filing; commencement of corporate existence;
 4507 | bylaws.—

4508 | (1) Within 3 months after approval by the office and the
 4509 | appropriate federal regulatory agency, the applicant shall
 4510 | submit its duly executed articles of incorporation to the
 4511 | office, together with the filing tax ~~fee~~ due the Department of
 4512 | State under s. 607.0122.

4513 | (3) Within 30 days of receipt of the executed articles of
 4514 | incorporation in the form previously approved, and the required
 4515 | filing taxes ~~fees~~, the office shall place the following legend
 4516 | upon the articles of incorporation and affix the seal of the
 4517 | office thereto. The legend shall in substance read: "Approved by
 4518 | the Office of Financial Regulation this day of
 4519 | ...(herein the name and signature of the director of the
 4520 | office)...." Thereafter, the articles of incorporation shall be
 4521 | filed with the Department of State.

4522 Section 159. Subsection (4) of section 1003.48, Florida
4523 Statutes, is amended to read:

4524 1003.48 Instruction in operation of motor vehicles.—

4525 (4) For the purpose of financing the driver education
4526 program in the secondary schools, there shall be levied an
4527 additional 50 cents per year to the driver license tax ~~fee~~
4528 required by s. 322.21. The additional tax ~~fee~~ shall be promptly
4529 remitted to the Department of Highway Safety and Motor Vehicles,
4530 which shall transmit the tax ~~fee~~ to the Chief Financial Officer
4531 to be deposited in the General Revenue Fund.

4532 Section 160. (1) The Department of Revenue may, and all
4533 conditions are deemed met to, adopt emergency rules pursuant to
4534 s. 120.54(4), Florida Statutes, to administer this act.

4535 (2) Notwithstanding any other law, emergency rules adopted
4536 pursuant to subsection (1) are effective for 6 months after
4537 adoption and may be renewed during the pendency of procedures to
4538 adopt permanent rules addressing the subject of the emergency
4539 rules.

4540 (3) This section shall take effect upon becoming a law and
4541 expires June 30, 2021.

4542 Section 161. For the 2019-2020 fiscal year, the sum of
4543 \$26,355 in nonrecurring funds is appropriated from the General
4544 Revenue Fund to the Agency for Health Care Administration, and
4545 the sum of \$105,280 in nonrecurring funds is appropriated from
4546 the General Revenue Fund to the Department of Highway Safety and

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4547 | Motor Vehicles to implement the provisions of this act.

4548 | Section 162. The Legislature intends that nothing in this
4549 | act shall be interpreted to affect case law interpreting the
4550 | legal nature or character of state or local impositions as it
4551 | existed on January 1, 2020.

4552 | Section 163. Except as otherwise expressly provided in
4553 | this act and except for this section, which shall take effect
4554 | upon this act becoming a law, this act shall take effect January
4555 | 1, 2020.