

FOR CONSIDERATION By the Committee on Finance and Tax

593-03568B-19

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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; amending s. 125.01,

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30 F.S.; requiring counties to rename certain levies as  
31 specified taxes; providing legislative intent relating  
32 to existing county powers; amending 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; amending 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 s. 395.7016, F.S.; conforming a  
52 provision to changes made by the act; authorizing the  
53 Department of Revenue to adopt emergency rules;  
54 providing for expiration of such authority; providing  
55 appropriations; providing effective dates.

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

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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 must  
100 be renamed and represented to the public as a "special benefit  
101 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 affect, amend, or alter a  
110 county's power under ss. 1(f), 1(g), or 6(e), Art. VIII of the  
111 State Constitution, under this section, or pursuant to other  
112 provisions of law as such power exists on January 1, 2020, to  
113 impose the levies identified in paragraph (a). It is the  
114 Legislature's intent only that such levies be titled and  
115 represented to the public as taxes as provided in paragraph (a).

116 Section 4. Subsection (10) is added to section 166.021,

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117 Florida Statutes, to read:

118 166.021 Powers.—

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

123 1. A special assessment or a non-ad valorem assessment must  
124 be renamed and represented to the public as a "special benefit  
125 tax."

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

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

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

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

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

142 189.011 Statement of legislative purpose and intent;  
143 special benefit taxes.—

144 (4) (a) A special district that proposes to impose or  
145 increase or imposes or increases the rate of a special

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146 assessment or non-ad valorem assessment must rename and  
147 represent to the public the special assessment or non-ad valorem  
148 assessment as a "special benefit tax."

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

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

157 207.004 Registration of motor carriers; identifying  
158 devices; taxes ~~fees~~; renewals; temporary fuel-use permits and  
159 driveaway permits.-

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

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175 an identifying device from one vehicle to another vehicle or  
176 from one motor carrier to another motor carrier is prohibited.

177 (5) (a) A registered motor carrier holding a valid  
178 certificate of registration may, upon payment of the \$45 tax ~~fee~~  
179 per permit, secure from the department, or any wire service  
180 authorized by the department, a temporary fuel-use permit. A  
181 blank temporary fuel-use permit, before its use, must be  
182 executed by the motor carrier, in ink or type, so as to identify  
183 the carrier, the vehicle to which the permit is assigned, and  
184 the date that the vehicle is placed in and removed from service.  
185 The temporary fuel-use permit shall also show a complete  
186 identification of the vehicle on which the permit is to be used,  
187 together with the name and address of the owner or lessee of the  
188 vehicle. The endorsed temporary fuel-use permit shall then be  
189 carried on the vehicle that it identifies and shall be exhibited  
190 on demand to any authorized personnel. Temporary fuel-use  
191 permits may be transmitted to the motor carrier by electronic  
192 means and shall be completed as outlined by department personnel  
193 prior to transmittal. The motor carrier to whom a temporary  
194 fuel-use permit is issued shall be solely responsible for the  
195 proper use of the permit by its employees, consignees, or  
196 lessees. Any erasure, alteration, or unauthorized use of a  
197 temporary fuel-use permit shall render it invalid and of no  
198 effect. A motor carrier to whom a temporary fuel-use permit is  
199 issued may not knowingly allow the permit to be used by any  
200 other person or organization.

201 (b) An unregistered motor carrier may, upon payment of the  
202 \$45 tax ~~fee~~, secure from any wire service authorized by the  
203 department, by electronic means, a temporary fuel-use permit

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204 that shall be valid for a period of 10 days. Such permit must  
205 show the name and address of the unregistered motor carrier to  
206 whom it is issued, the date the vehicle is placed in and removed  
207 from service, a complete identification of the vehicle on which  
208 the permit is to be used, and the name and address of the owner  
209 or lessee of the vehicle. The temporary fuel-use permit shall  
210 then be carried on the vehicle that it identifies and shall be  
211 exhibited on demand to any authorized personnel. The  
212 unregistered motor carrier to whom a temporary fuel-use permit  
213 is issued shall be solely responsible for the proper use of the  
214 permit by its employees, consignees, or lessees. Any erasure,  
215 alteration, or unauthorized use of a temporary fuel-use permit  
216 shall render it invalid and of no effect. The unregistered motor  
217 carrier to whom a temporary fuel-use permit is issued may not  
218 knowingly allow the permit to be used by any other person or  
219 organization.

220 (c) A registered motor carrier engaged in driveaway  
221 transportation, in which the cargo is the vehicle itself and is  
222 in transit to stock inventory and the ownership of the vehicle  
223 is not vested in the motor carrier, may, upon payment of the \$4  
224 tax fee, secure from the department a driveaway permit. The  
225 driveaway permits shall be issued for the period January 1  
226 through December 31. An original permit must be in the  
227 possession of the operator of each vehicle and shall be  
228 exhibited on demand to any authorized personnel. Vehicle mileage  
229 reports must be submitted by the motor carrier, and the road  
230 privilege tax must be paid on all miles operated within this  
231 state during the reporting period. All other provisions of this  
232 chapter shall apply to the holder of a driveaway permit.

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

235 210.01 Definitions.—When used in this part the following  
236 words shall have the meaning herein indicated:

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

245 (19) “Stamp” or “stamps” means the indicia required to be  
246 placed on cigarette packages which evidence payment of the  
247 surtax ~~surchARGE~~ on cigarettes under s. 210.011 and the excise  
248 or privilege tax on cigarettes under s. 210.02.

249 Section 8. Section 210.011, Florida Statutes, is amended to  
250 read:

251 210.011 Cigarette surtax ~~surchARGE~~ levied; collection.—

252 (1) A surtax ~~surchARGE~~, in addition to all other taxes of  
253 every kind levied by law, is levied upon the sale, receipt,  
254 purchase, possession, consumption, handling, distribution, and  
255 use of cigarettes in this state, in the following amounts,  
256 except as otherwise provided in subsections (2)-(5), for  
257 cigarettes of standard dimensions:

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

260 (b) Upon all cigarettes weighing more than 3 pounds per  
261 thousand and not more than 6 inches long, 10 cents on each

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262 cigarette.

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

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

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

277 (a) Packages containing 10 cigarettes or fewer require a  
278 surtax ~~surcharge~~ of 50 cents.

279 (b) Packages containing more than 10 but not more than 20  
280 cigarettes require a surtax ~~surcharge~~ of \$1.

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

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

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

289 (5) When cigarettes as described in paragraph (1)(c) are  
290 packed in varying quantities of 20 cigarettes or fewer, except

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291 the manufacturer's free samples authorized under s. 210.04(9),  
292 the following rates shall govern:

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

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

297 (6) This surtax ~~surcharge~~ shall be paid by the dealer to  
298 the division for deposit and distribution as hereinafter  
299 provided upon the first sale or transaction within the state,  
300 whether such sale or transfer is to the ultimate purchaser or  
301 consumer. The seller or dealer shall collect the surtax  
302 ~~surcharge~~ from the purchaser or consumer, and the purchaser or  
303 consumer shall pay the surtax ~~surcharge~~ to the seller. The  
304 seller or dealer is responsible for the collection of the surtax  
305 ~~surcharge~~ and payment of the surtax ~~surcharge~~ to the division.  
306 All surtaxes ~~surcharges~~ are due not later than the 10th day of  
307 the month following the calendar month in which they were  
308 incurred, and thereafter shall bear interest at the rate of 1  
309 percent per month. If the amount of surtax ~~surcharge~~ due for a  
310 given period is assessed without allocating it to any particular  
311 month, the interest begins accruing on the date of the  
312 assessment. Whenever cigarettes are shipped from outside the  
313 state to anyone other than a distributing agent or wholesale  
314 dealer, the person receiving the cigarettes is responsible for  
315 the surtax ~~surcharge~~ on the cigarettes and payment of the surtax  
316 ~~surcharge~~ to the division.

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

319 (8) The surtax ~~surcharge~~ levied under this section shall be

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320 administered, collected, and enforced in the same manner as the  
321 excise or privilege tax imposed under s. 210.02.

322 (9) Revenue produced from the surtax ~~surchage~~ levied under  
323 this section shall be deposited into the Health Care Trust Fund  
324 within the Agency for Health Care Administration.

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

327 210.04 Construction; exemptions; collection.—

328 (9) Agents, located within or without the state, shall  
329 purchase stamps and affix such stamps in the manner prescribed  
330 to packages or containers of cigarettes to be sold, distributed,  
331 or given away within the state, in which case any dealer  
332 subsequently receiving such stamped packages of cigarettes will  
333 not be required to purchase and affix stamps on such packages of  
334 cigarettes. However, the division may, in its discretion,  
335 authorize manufacturers to distribute in the state free sample  
336 packages of cigarettes containing not less than 2 or more than  
337 20 cigarettes without affixing any surtax ~~surchage~~ and tax  
338 stamps provided copies of shipping invoices on such cigarettes  
339 are furnished, and payment of all surtaxes ~~surcharges~~ and taxes  
340 imposed on such cigarettes by law is made, directly to the  
341 division not later than the 10th day of each calendar month. The  
342 surtax ~~surchage~~ and tax on cigarettes in sample packages shall  
343 be based on a unit in accordance with the surtaxes ~~surcharges~~  
344 levied under s. 210.011(1) and the taxing provisions of s.  
345 210.02(1).

346 Section 10. Section 210.1801, Florida Statutes, is amended  
347 to read:

348 210.1801 Exempt cigarettes for members of recognized Indian

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349 tribes.—

350 (1) Notwithstanding any provision of this chapter to the  
351 contrary, a member of an Indian tribe recognized in this state  
352 who purchases cigarettes on an Indian reservation for his or her  
353 own use is exempt from paying a cigarette tax and a surtax  
354 ~~surcharge~~. However, such member purchasing cigarettes outside of  
355 an Indian reservation or a nontribal member purchasing  
356 cigarettes on an Indian reservation is not exempt from paying  
357 the cigarette tax or surtax ~~surcharge~~ when purchasing cigarettes  
358 within this state. Accordingly, the tax and surtax ~~surcharge~~  
359 shall apply to all cigarettes sold on an Indian reservation to a  
360 nontribal member, and evidence of such tax or surtax ~~surcharge~~  
361 shall be by means of an affixed cigarette tax and surtax  
362 ~~surcharge~~ stamp.

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

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

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

402           (b) Each wholesale dealer shall keep records of  
403 transactions involving Indian-tax-and-surtax-exemption ~~Indian-~~  
404 ~~tax-and-surchARGE-exemption~~ coupons and shall submit appropriate  
405 documentation to the division when claiming a refund as set  
406 forth in this section. Documentation must contain at least the

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407 following information:

408 1. The identity of the Indian tribe from which an Indian-  
409 tax-and-surtax-exemption ~~Indian-tax-and-surchage-exemption~~  
410 coupon is received;

411 2. The identity and the quantity of the product for which  
412 an Indian-tax-and-surtax-exemption ~~Indian-tax-and-surchage-~~  
413 ~~exemption~~ coupon is provided;

414 3. The date of issuance and the date of expiration of the  
415 Indian-tax-and-surtax-exemption ~~Indian-tax-and-surchage-~~  
416 ~~exemption~~ coupon; and

417 4. Any other information as the division may deem  
418 appropriate.

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

428 (b) A tribal member may purchase cigarettes for his or her  
429 own use without payment of the cigarette tax and surtax  
430 ~~surchage~~ if the tribal member makes such purchase on a  
431 qualified reservation.

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

435 1. If the reservation cigarette seller brings the

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436 cigarettes or causes them to be delivered onto a qualified  
437 reservation for resale on the reservation;

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

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

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

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

462 (6) If an Indian tribe enters into an agreement with the  
463 state and the Legislature approves such agreement regarding the  
464 sale and distribution of cigarettes on the tribe's reservation,

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465 the terms of the agreement take precedence over the provisions  
466 of this section and exempt the tribe from the tax and surtax  
467 ~~surchARGE~~ if the tax and surtax ~~surchARGE~~ are specifically  
468 addressed in the agreement. The sale or distribution, including  
469 transportation, of any cigarettes to the tribe's reservation  
470 shall be in accordance with the provisions of the agreement. The  
471 agreement must provide for revenue sharing between the tribe and  
472 the state relating to the imposition and collection of the taxes  
473 imposed by ss. 210.02 and 210.30 and the surtaxes ~~surchARGES~~  
474 imposed by ss. 210.011 and 210.276 and must, at a minimum,  
475 provide for the state to receive as revenue sharing from the  
476 tribe the full amounts of the surtaxes ~~surchARGES~~ imposed by ss.  
477 210.011 and 210.276.

478 Section 11. Section 210.276, Florida Statutes, is amended  
479 to read:

480 210.276 Surtax ~~surchARGE~~ on tobacco products.—

481 (1) A surtax ~~surchARGE~~ is levied upon all tobacco products  
482 in this state and upon any person engaged in business as a  
483 distributor of tobacco products at the rate of 60 percent of the  
484 wholesale sales price. The surtax ~~surchARGE~~ shall be levied at  
485 the time the distributor:

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

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

490 (c) Ships or transports tobacco products to retailers in  
491 this state, to be sold by those retailers. A surtax ~~surchARGE~~  
492 may not be levied on tobacco products shipped or transported  
493 outside this state for sale or use outside this state.

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

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

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

508 (5) The exemptions provided for cigarettes under s.  
509 210.04(4) also apply to tobacco products subject to a surtax  
510 ~~surcharge~~ under this section.

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

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

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

519 212.0601 Use taxes of vehicle dealers.—

520 (4) Notwithstanding the provisions of a motor vehicle  
521 rental agreement, no sales or use tax and no rental car surtax  
522 ~~surcharge~~ pursuant to s. 212.0606 shall accrue to the use of a

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523 motor vehicle provided at no charge to a person whose motor  
524 vehicle is being repaired, adjusted, or serviced by the entity  
525 providing the replacement motor vehicle.

526 Section 13. Section 212.0606, Florida Statutes, is amended  
527 to read:

528 212.0606 Rental car surtax ~~surcharge~~.—

529 (1) Except as provided in subsection (2), a surtax  
530 ~~surcharge~~ of \$2 per day or any part of a day is imposed upon the  
531 lease or rental of a motor vehicle licensed for hire and  
532 designed to carry fewer than nine passengers regardless of  
533 whether the motor vehicle is licensed in this state. The surtax  
534 ~~surcharge~~ applies to only the first 30 days of the term of a  
535 lease or rental. The surtax ~~surcharge~~ is subject to all  
536 applicable taxes imposed by this chapter.

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

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

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

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552 (c) Only through automated means, including, but not  
553 limited to, smartphone applications or electronic membership  
554 cards;

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

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

557 (f) Without a separate fee for minimum financial  
558 responsibility liability insurance; and

559 (g) Owned or controlled by the car-sharing service or its  
560 affiliates.

561

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

566 (3) (a) Notwithstanding s. 212.20, and less the costs of  
567 administration, 80 percent of the proceeds of this surtax  
568 ~~surcharge~~ shall be deposited in the State Transportation Trust  
569 Fund, 15.75 percent of the proceeds of this surtax ~~surcharge~~  
570 shall be deposited in the Tourism Promotional Trust Fund created  
571 in s. 288.122, and 4.25 percent of the proceeds of this surtax  
572 ~~surcharge~~ shall be deposited in the Florida International Trade  
573 and Promotion Trust Fund. For the purposes of this subsection,  
574 "proceeds" of the surtax ~~surcharge~~ means all funds collected and  
575 received by the department under this section, including  
576 interest and penalties on delinquent surtaxes ~~surcharges~~. The  
577 department shall provide the Department of Transportation rental  
578 car surtax ~~surcharge~~ revenue information for the previous state  
579 fiscal year by September 1 of each year.

580 (b) Notwithstanding any other provision of law, the

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581 proceeds deposited in the State Transportation Trust Fund shall  
582 be allocated on an annual basis in the Department of  
583 Transportation's work program to each department district,  
584 except the Turnpike District. The amount allocated to each  
585 district shall be based on the amount of proceeds attributed to  
586 the counties within each respective district.

587 (4) Except as provided in this section, the department  
588 shall administer, collect, and enforce the surtax ~~surcharge~~ as  
589 provided in this chapter.

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

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

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

609 Section 14. Section 213.05, Florida Statutes, is amended to

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610 read:

611 213.05 Department of Revenue; control and administration of  
612 revenue laws.—The Department of Revenue shall have only those  
613 responsibilities for ad valorem taxation specified to the  
614 department in chapter 192, taxation, general provisions; chapter  
615 193, assessments; chapter 194, administrative and judicial  
616 review of property taxes; chapter 195, property assessment  
617 administration and finance; chapter 196, exemption; chapter 197,  
618 tax collections, sales, and liens; chapter 199, intangible  
619 personal property taxes; and chapter 200, determination of  
620 millage. The Department of Revenue shall have the responsibility  
621 of regulating, controlling, and administering all revenue laws  
622 and performing all duties as provided in s. 125.0104, the Local  
623 Option Tourist Development Act; s. 125.0108, tourist impact tax;  
624 chapter 198, estate taxes; chapter 201, excise tax on documents;  
625 chapter 202, communications services tax; chapter 203, gross  
626 receipts taxes; chapter 206, motor and other fuel taxes; chapter  
627 211, tax on production of oil and gas and severance of solid  
628 minerals; chapter 212, tax on sales, use, and other  
629 transactions; chapter 220, income tax code; ss. 336.021 and  
630 336.025, taxes on motor fuel and special fuel; s. 376.11,  
631 pollutant spill prevention and control; s. 403.718, waste tire  
632 surtaxes ~~fees~~; s. 403.7185, lead-acid battery surtaxes ~~fees~~; s.  
633 538.09, registration of secondhand dealers; s. 538.25,  
634 registration of secondary metals recyclers; s. 624.4621, group  
635 self-insurer's fund premium tax; s. 624.5091, retaliatory tax;  
636 s. 624.475, commercial self-insurance fund premium tax; ss.  
637 624.509-624.511, insurance code: administration and general  
638 provisions; s. 624.515, State Fire Marshal regulatory

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639 assessment; s. 627.357, medical malpractice self-insurance  
640 premium tax; s. 629.5011, reciprocal insurers premium tax; and  
641 s. 681.117, motor vehicle warranty enforcement.

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

645 213.053 Confidentiality and information sharing.—

646 (1) This section applies to:

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

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

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

651 (u) Rental car surtax ~~surcharge~~ revenues authorized by s.  
652 212.0606, reported according to the county to which the surtax  
653 ~~surcharge~~ was attributed to the Department of Transportation.

654  
655 Disclosure of information under this subsection shall be  
656 pursuant to a written agreement between the executive director  
657 and the agency. Such agencies, governmental or nongovernmental,  
658 shall be bound by the same requirements of confidentiality as  
659 the Department of Revenue. Breach of confidentiality is a  
660 misdemeanor of the first degree, punishable as provided by s.  
661 775.082 or s. 775.083.

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

666 Section 16. Paragraph (b) of subsection (2) and paragraphs  
667 (a) and (b) of subsection (3) of section 213.24, Florida

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668 Statutes, are amended to read:

669 213.24 Accrual of penalties and interest on deficiencies;  
670 deficiency billing costs.—

671 (2)

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

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

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

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

685 a. Timely file a complete return;

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

687 or

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

691 2. "Extraordinary circumstances" means events beyond the  
692 control of the taxpayer, including, but not limited to, the  
693 taxpayer's death; acts of war or terrorism; natural disaster,  
694 fire, or other casualty; or the nonfeasance or misfeasance of  
695 the taxpayer's employee or representative responsible for  
696 complying with the taxes, surtaxes, and fees listed in s. 213.05

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697 and chapter 443. With respect to acts of the taxpayer's employee  
698 or representative, the taxpayer must show that the principals of  
699 the business lacked actual knowledge of the collection event and  
700 any notification of the collection event.

701 (b) The department shall collect the fee from a taxpayer  
702 who fails to pay the full amount of tax, penalty, and interest  
703 due within 90 days following initial notification of the  
704 collection event. The department may waive or reduce the fee if  
705 the taxpayer demonstrates that the failure to pay the full  
706 amount due within 90 days following the initial notification was  
707 due to extraordinary circumstances. The fee applies to those  
708 taxes, surtaxes, and fees listed in s. 213.05 and chapter 443  
709 and administered by the department.

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

712 282.709 State agency law enforcement radio system and  
713 interoperability network.—

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

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726 Section 18. Section 316.2124, Florida Statutes, is amended  
727 to read:

728 316.2124 Motorized disability access vehicles.—The  
729 Department of Highway Safety and Motor Vehicles is directed to  
730 provide, by rule, for the regulation of motorized disability  
731 access vehicles as described in s. 320.01. The department shall  
732 provide that motorized disability access vehicles shall be  
733 registered in the same manner as motorcycles and shall pay the  
734 same registration tax fee as for a motorcycle. There shall also  
735 be assessed, in addition to the registration tax fee, a \$2.50  
736 surtax surcharge for motorized disability access vehicles. This  
737 surtax surcharge shall be paid into the Highway Safety Operating  
738 Trust Fund. Motorized disability access vehicles shall not be  
739 required to be titled by the department. The department shall  
740 require motorized disability access vehicles to be subject to  
741 the same safety requirements as set forth in this chapter for  
742 motorcycles.

743 Section 19. Paragraph (b) of subsection (4) of section  
744 316.545, Florida Statutes, is amended to read:

745 316.545 Weight and load unlawful; special fuel and motor  
746 fuel tax enforcement; inspection; penalty; review.—

747 (4) (b) In addition to the penalty provided for in paragraph  
748 (a), the vehicle may be detained until the owner or operator of  
749 the vehicle furnishes evidence that the vehicle has been  
750 properly registered pursuant to s. 207.004. Any officer of the  
751 Florida Highway Patrol or agent of the Department of  
752 Transportation may issue a temporary fuel use permit and collect  
753 the appropriate tax fee as provided for in s. 207.004(4).  
754 Notwithstanding the provisions of subsection (6), all permit

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755 taxes ~~fees~~ collected pursuant to this paragraph shall be  
756 transferred to the Department of Highway Safety and Motor  
757 Vehicles to be allocated pursuant to s. 207.026.

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

760 316.550 Operations not in conformity with law; special  
761 permits.—

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

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

773 317.0004 Administration of off-highway vehicle titling  
774 laws; records.—

775 (1) The administration of off-highway vehicle titling laws  
776 in this chapter is under the Department of Highway Safety and  
777 Motor Vehicles, which shall provide for the issuing, handling,  
778 and recording of all off-highway vehicle titling applications  
779 and certificates, including the receipt and accounting of off-  
780 highway vehicle titling taxes and fees. The provisions of  
781 chapter 319 are applicable to this chapter, unless otherwise  
782 explicitly stated.

783 Section 22. Subsection (2) of section 317.0006, Florida

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784 Statutes, are amended to read:

785 317.0006 Certificate of title required.—

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

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

801 317.0007 Application for and issuance of certificate of  
802 title.—

803 (1) The owner of an off-highway vehicle that is required to  
804 be titled must apply to the county tax collector for a  
805 certificate of title. The application must include the true name  
806 of the owner, the residence or business address of the owner,  
807 and a complete description of the off-highway vehicle. The  
808 application must be signed by the owner and must be accompanied  
809 by a tax ~~fee~~ of \$29.

810 (6) In addition to a certificate of title, the department  
811 may issue a validation sticker to be placed on the off-highway  
812 vehicle as proof of the issuance of title required pursuant to

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813 s. 317.0006(1). A validation sticker that is lost or destroyed  
814 may, upon application, be replaced by the department or county  
815 tax collector. The department and county tax collector may  
816 charge and deposit the taxes and fees established in ss.  
817 320.03(5), 320.031, and 320.04 for all original and replacement  
818 decals.

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

821 317.0008 Duplicate certificate of title.—

822 (1) The department may issue a duplicate certificate of  
823 title upon application by the person entitled to hold such a  
824 certificate if the department is satisfied that the original  
825 certificate has been lost, destroyed, or mutilated. A tax fee of  
826 \$15 shall be charged for issuing a duplicate certificate.

827 (2) If, following the issuance of an original, duplicate,  
828 or corrected certificate of title by the department, the  
829 certificate is lost in transit and is not delivered to the  
830 addressee, the owner of the off-highway vehicle or the holder of  
831 a lien thereon may, within 180 days after the date of issuance  
832 of the certificate, apply to the department for reissuance of  
833 the certificate. An additional tax fee may not be charged for  
834 reissuance under this subsection.

835 Section 25. Section 317.0010, Florida Statutes, is amended  
836 to read:

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

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

844 317.0011 Refusal to issue and authority to cancel a  
845 certificate of title.—

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

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

853 317.0014 Certificate of title; issuance in duplicate;  
854 delivery; liens and encumbrances.—

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

864 Section 28. Section 317.0016, Florida Statutes, is amended  
865 to read:

866 317.0016 Expedited service; applications; fees.—The  
867 department shall provide, through its agents and for use by the  
868 public, expedited service on title transfers, title issuances,  
869 duplicate titles, and recordation of liens. A fee of \$7 shall be  
870 charged for this service, which is in addition to the taxes ~~fees~~

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871 imposed by ss. 317.0007 and 317.0008, and \$3.50 of this fee  
872 shall be retained by the processing agency. All remaining fees  
873 shall be deposited in the Incidental Trust Fund of the Florida  
874 Forest Service of the Department of Agriculture and Consumer  
875 Services. Application for expedited service may be made by mail  
876 or in person. The department shall issue each title applied for  
877 pursuant to this section within 5 working days after receipt of  
878 the application except for an application for a duplicate title  
879 certificate covered by s. 317.0008(3), in which case the title  
880 must be issued within 5 working days after compliance with the  
881 department's verification requirements.

882 Section 29. Subsection (2) of section 318.15, Florida  
883 Statutes, is amended to read:

884 318.15 Failure to comply with civil penalty or to appear;  
885 penalty.—

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

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900 person must also be in compliance with requirements of chapter  
901 322 before reinstatement.

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

904 319.14 Sale of motor vehicles registered or used as  
905 taxicabs, police vehicles, lease vehicles, rebuilt vehicles,  
906 nonconforming vehicles, custom vehicles, or street rod vehicles;  
907 conversion of low-speed vehicles.-

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

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

916 2. The owner of the converted vehicle must provide an  
917 affidavit to the department attesting that the vehicle has been  
918 modified to comply with the speed restrictions provided in s.  
919 320.01(22) and acknowledging that the vehicle must be operated  
920 in accordance with s. 316.212, s. 316.2125, s. 316.2126, or s.  
921 316.21265.

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

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

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929 subsection.

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

932 319.23 Application for, and issuance of, certificate of  
933 title.—

934 (1) Application for a certificate of title shall be made  
935 upon a form prescribed by the department, shall be filed with  
936 the department, and shall be accompanied by the tax fee  
937 prescribed in this chapter. If a certificate of title has  
938 previously been issued for a motor vehicle or mobile home in  
939 this state, the application for a certificate of title shall be  
940 accompanied by the certificate of title duly assigned, or  
941 assigned and reassigned, unless otherwise provided for in this  
942 chapter. If the motor vehicle or mobile home for which  
943 application for a certificate of title is made is a new motor  
944 vehicle or new mobile home for which one or more manufacturers'  
945 statements of origin are required by the provisions of s.  
946 319.21, the application for a certificate of title shall be  
947 accompanied by all such manufacturers' statements of origin.

948 (6) (a) In the case of the sale of a motor vehicle or mobile  
949 home by a licensed dealer to a general purchaser, the  
950 certificate of title must be obtained in the name of the  
951 purchaser by the dealer upon application signed by the  
952 purchaser, and in each other case the certificate must be  
953 obtained by the purchaser. In each case of transfer of a motor  
954 vehicle or mobile home, the application for a certificate of  
955 title, a corrected certificate, or an assignment or reassignment  
956 must be filed within 30 days after the delivery of the motor  
957 vehicle or after consummation of the sale of the mobile home to

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958 the purchaser. An applicant must pay a tax ~~fee~~ of \$20, in  
959 addition to all other taxes, fees, and penalties required by  
960 law, for failing to file such application within the specified  
961 time. In the case of the sale of a motor vehicle by a licensed  
962 motor vehicle dealer to a general purchaser who resides in  
963 another state or country, the dealer is not required to apply  
964 for a certificate of title for the motor vehicle; however, the  
965 dealer must transfer ownership and reassign the certificate of  
966 title or manufacturer's certificate of origin to the purchaser,  
967 and the purchaser must sign an affidavit, as approved by the  
968 department, that the purchaser will title and register the motor  
969 vehicle in another state or country.

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

972 319.24 Issuance in duplicate; delivery; liens and  
973 encumbrances.—

974 (6) When the original certificate of title cannot be  
975 returned to the department by the lienholder and evidence  
976 satisfactory to the department is produced that all liens or  
977 encumbrances have been satisfied, upon application by the owner  
978 for a duplicate copy of the certificate upon the form prescribed  
979 by the department, accompanied by the tax ~~fee~~ prescribed in this  
980 chapter, a duplicate copy of the certificate of title, without  
981 statement of liens or encumbrances, shall be issued by the  
982 department and delivered to the owner.

983 Section 33. Subsection (2) of section 319.25, Florida  
984 Statutes, is amended to read:

985 319.25 Cancellation of certificates.—

986 (2) The department is authorized, upon application of any

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987 person and payment of the proper taxes and fees, to prepare and  
988 furnish lists containing title information in such form as the  
989 department may authorize, to search the records of the  
990 department and make reports thereof, and to make photographic  
991 copies of the department records and attestations thereof,  
992 except as provided in chapter 119.

993 Section 34. Paragraph (a) of subsection (4) of section  
994 319.27, Florida Statutes, is amended to read:

995 319.27 Notice of lien on motor vehicles or mobile homes;  
996 notation on certificate; recording of lien.—

997 (4) (a) Notwithstanding the provisions of subsection (2),  
998 any person holding a lien for purchase money or as security for  
999 a debt in the form of a security agreement, retain title  
1000 contract, conditional bill of sale, chattel mortgage, or other  
1001 similar instrument covering a motor vehicle or mobile home  
1002 previously titled or registered outside this state upon which no  
1003 Florida certificate of title has been issued may use the  
1004 facilities of the department for the recording of such lien as  
1005 constructive notice of such lien to creditors and purchasers of  
1006 such motor vehicle or mobile home in this state provided such  
1007 lienholder files a sworn notice of such lien in the department,  
1008 showing the following information:

- 1009 1. The date of the lien;
- 1010 2. The name and address of the registered owner;
- 1011 3. A description of the motor vehicle or mobile home,  
1012 showing the make, type, and vehicle identification number; and
- 1013 4. The name and address of the lienholder.

1014  
1015 Upon the filing of such notice of lien and the payment of the

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1016 tax ~~fee~~ provided in s. 319.32, the lien shall be recorded in the  
1017 department.

1018 Section 35. Paragraph (a) of subsection (1) and paragraph  
1019 (b) of subsection (2) of section 319.28, Florida Statutes, are  
1020 amended to read:

1021 319.28 Transfer of ownership by operation of law.—

1022 (1) (a) In the event of the transfer of ownership of a motor  
1023 vehicle or mobile home by operation of law as upon inheritance,  
1024 devise or bequest, order in bankruptcy, insolvency, replevin,  
1025 attachment, execution, or other judicial sale or whenever the  
1026 engine of a motor vehicle is replaced by another engine or  
1027 whenever a motor vehicle is sold to satisfy storage or repair  
1028 charges or repossession is had upon default in performance of  
1029 the terms of a security agreement, chattel mortgage, conditional  
1030 sales contract, trust receipt, or other like agreement, and upon  
1031 the surrender of the prior certificate of title or, when that is  
1032 not possible, presentation of satisfactory proof to the  
1033 department of ownership and right of possession to such motor  
1034 vehicle or mobile home, and upon payment of the taxes and fees  
1035 ~~fee~~ prescribed by law and presentation of an application for  
1036 certificate of title, the department may issue to the applicant  
1037 a certificate of title thereto.

1038 (2)

1039 (b) In case of repossession of a motor vehicle or mobile  
1040 home pursuant to the terms of a security agreement or similar  
1041 instrument, an affidavit by the party to whom possession has  
1042 passed stating that the vehicle or mobile home was repossessed  
1043 upon default in the terms of the security agreement or other  
1044 instrument shall be considered satisfactory proof of ownership

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1045 and right of possession. At least 5 days prior to selling the  
1046 repossessed vehicle, any subsequent lienholder named in the last  
1047 issued certificate of title shall be sent notice of the  
1048 repossession by certified mail, on a form prescribed by the  
1049 department. If such notice is given and no written protest to  
1050 the department is presented by a subsequent lienholder within 15  
1051 days after the date on which the notice was mailed, the  
1052 certificate of title shall be issued showing no liens. If the  
1053 former owner or any subsequent lienholder files a written  
1054 protest under oath within such 15-day period, the department  
1055 shall not issue the certificate of title for 10 days thereafter.  
1056 If within the 10-day period no injunction or other order of a  
1057 court of competent jurisdiction has been served on the  
1058 department commanding it not to deliver the certificate of  
1059 title, the department shall deliver the certificate of title to  
1060 the applicant or as may otherwise be directed in the application  
1061 showing no other liens than those shown in the application. Any  
1062 lienholder who has repossessed a vehicle in this state in  
1063 compliance with the provisions of this section must apply to a  
1064 tax collector's office in this state or to the department for a  
1065 certificate of title pursuant to s. 319.323. Proof of the  
1066 required notice to subsequent lienholders shall be submitted  
1067 together with regular title taxes and fees. Any person found  
1068 guilty of violating any requirements of this paragraph shall be  
1069 guilty of a felony of the third degree, punishable as provided  
1070 in s. 775.082, s. 775.083, or s. 775.084.

1071 Section 36. Subsections (1) and (3) of section 319.29,  
1072 Florida Statutes, are amended to read:

1073 319.29 Lost or destroyed certificates.—

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1074 (1) If a certificate of title is lost or destroyed,  
1075 application for a duplicate copy thereof shall be made to the  
1076 department by the owner of the motor vehicle or mobile home or  
1077 the holder of a lien thereon upon a form prescribed by the  
1078 department and accompanied by the tax ~~fee~~ prescribed in this  
1079 chapter. The application shall be signed and sworn to by the  
1080 applicant. Thereupon the department shall issue a duplicate copy  
1081 of the certificate of title to the person entitled to receive  
1082 the certificate of title under the provisions of this chapter.  
1083 The duplicate copy and all subsequent certificates of title  
1084 issued in the chain of title originated by such duplicate copy  
1085 shall be plainly marked across their faces "duplicate copy," and  
1086 any subsequent purchaser of the motor vehicle or mobile home in  
1087 the chain of title originating through such duplicate copy shall  
1088 acquire only such rights in the motor vehicle or mobile home as  
1089 the original holder of the duplicate copy himself or herself  
1090 had.

1091 (3) If, following the issuance of an original, duplicate,  
1092 or corrected certificate of title by the department, the  
1093 certificate is lost in transit and is not delivered to the  
1094 addressee, the owner of the motor vehicle or mobile home, or the  
1095 holder of a lien thereon, may, within 180 days of the date of  
1096 issuance of the title, apply to the department for reissuance of  
1097 the certificate of title. No additional tax ~~fee~~ shall be charged  
1098 for reissuance under this subsection.

1099 Section 37. Paragraph (i) of subsection (8) and paragraph  
1100 (d) of subsection (9) of section 319.30, Florida Statutes, are  
1101 amended to read:

1102 319.30 Definitions; dismantling, destruction, change of

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1103 identity of motor vehicle or mobile home; salvage.—

1104 (8)

1105 (i) The department shall charge a tax fee of \$3 for each  
1106 derelict motor vehicle certificate delivered to the department  
1107 or one of its agents for processing and shall mark the title  
1108 record canceled. A service charge may be collected under s.  
1109 320.04.

1110 (9)

1111 (d) Upon applying for a certificate of destruction or  
1112 salvage certificate of title, the independent entity shall  
1113 provide a copy of the release statement from the insurance  
1114 company to the independent entity, proof of providing the 30-day  
1115 notice to the owner, proof of notification to the National Motor  
1116 Vehicle Title Information System, and applicable taxes fees.

1117 Section 38. Section 319.32, Florida Statutes, is amended to  
1118 read:

1119 319.32 Taxes Fees; service charges; disposition.—

1120 (1) The department shall charge a tax fee of \$70 for each  
1121 original certificate of title, except for a certificate of title  
1122 for a motor vehicle for hire registered under s. 320.08(6) for  
1123 which the title tax fee shall be \$49; \$70 for each duplicate  
1124 copy of a certificate of title, except for a certificate of  
1125 title for a motor vehicle for hire registered under s. 320.08(6)  
1126 for which the title tax fee shall be \$49; \$2 for each salvage  
1127 certificate of title; and \$3 for each assignment by a  
1128 lienholder. The department shall also charge a tax fee of \$2 for  
1129 noting a lien on a title certificate, which tax fee includes the  
1130 services for the subsequent issuance of a corrected certificate  
1131 or cancellation of lien when that lien is satisfied. If an

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1132 application for a certificate of title is for a vehicle that is  
1133 required by s. 319.14(1)(b) to have a physical examination, the  
1134 department shall charge an additional tax ~~fee~~ of \$40 for the  
1135 initial examination and \$20 for each subsequent examination. The  
1136 initial examination tax ~~fee~~ shall be deposited into the General  
1137 Revenue Fund, and each subsequent examination tax ~~fee~~ shall be  
1138 deposited into the Highway Safety Operating Trust Fund. The  
1139 physical examination of the vehicle includes, but is not limited  
1140 to, verification of the vehicle identification number and  
1141 verification of the bill of sale or title for major components.  
1142 In addition to all other fees charged, a sum of \$1 shall be paid  
1143 for the issuance of an original or duplicate certificate of  
1144 title to cover the cost of materials used for security purposes.  
1145 A service fee of \$2.50, to be deposited into the Highway Safety  
1146 Operating Trust Fund, shall be charged for shipping and handling  
1147 for each paper title mailed by the department.

1148 (2) (a) There shall be a service charge of \$4.25 for each  
1149 application that is handled in connection with the issuance,  
1150 duplication, or transfer of any certificate of title. There  
1151 shall be a service charge of \$1.25 for each application that is  
1152 handled in connection with the recordation or notation of a lien  
1153 on a motor vehicle or mobile home which is not in connection  
1154 with the purchase of such vehicle.

1155 (b) The service charges specified in paragraph (a) shall be  
1156 collected by the department on any application handled directly  
1157 from its office. Otherwise, these service charges shall be  
1158 collected and retained by the tax collector who handles the  
1159 application.

1160 (3) The department shall charge a tax ~~fee~~ of \$10 in

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1161 addition to that charged in subsection (1) for each original  
1162 certificate of title issued for a vehicle previously registered  
1163 outside this state.

1164 (4) The department shall charge a tax ~~fee~~ of \$7 for each  
1165 lien placed on a motor vehicle by the state child support  
1166 enforcement program pursuant to s. 319.24.

1167 (5) (a) Forty-seven dollars of each tax ~~fee~~ collected,  
1168 except for taxes ~~fees~~ charged on a certificate of title for a  
1169 motor vehicle for hire registered under s. 320.08(6), for each  
1170 applicable original certificate of title and each applicable  
1171 duplicate copy of a certificate of title, after deducting the  
1172 service charges imposed by s. 215.20, shall be deposited into  
1173 the State Transportation Trust Fund. Deposits to the State  
1174 Transportation Trust Fund pursuant to this paragraph may not  
1175 exceed \$200 million in any fiscal year, and any collections in  
1176 excess of that amount during the fiscal year shall be paid into  
1177 the General Revenue Fund.

1178 (b) All taxes ~~fees~~ collected pursuant to subsection (3)  
1179 shall be paid into the Nongame Wildlife Trust Fund. Twenty-one  
1180 dollars of each tax ~~fee~~, except for taxes ~~fees~~ charged on a  
1181 certificate of title for a motor vehicle for hire registered  
1182 under s. 320.08(6), for each applicable original certificate of  
1183 title and each applicable duplicate copy of a certificate of  
1184 title, after deducting the service charges imposed by s. 215.20,  
1185 shall be deposited into the State Transportation Trust Fund. All  
1186 other taxes ~~fees~~ collected by the department under this chapter  
1187 shall be paid into the General Revenue Fund.

1188 (6) Notwithstanding chapter 116, each county officer within  
1189 this state authorized to collect funds provided for in this

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1190 chapter shall pay all sums officially received by the officer  
1191 into the State Treasury no later than 5 working days after the  
1192 close of the business day in which the officer received the  
1193 funds. Payment by county officers to the state shall be made by  
1194 means of electronic funds transfer.

1195 (7) Notwithstanding any other provision of this section,  
1196 the department and tax collector may not charge any tax, fee, or  
1197 service charge, except for the expedited title fee, if  
1198 applicable, for a certificate of title issued for a motor  
1199 vehicle solely to remove a deceased coowner from a title  
1200 registered in the names of two persons if the other coowner is  
1201 the surviving spouse.

1202 Section 39. Section 319.323, Florida Statutes, is amended  
1203 to read:

1204 319.323 Expedited service; applications; fees.—The  
1205 department shall establish a separate title office which may be  
1206 used by private citizens and licensed motor vehicle dealers to  
1207 receive expedited service on title transfers, title issuances,  
1208 duplicate titles, and recordation of liens. A fee of \$10 shall  
1209 be charged for this service, which fee is in addition to the  
1210 taxes ~~fees~~ imposed by s. 319.32. The fee, after deducting the  
1211 amount referenced by s. 319.324 and \$3.50 to be retained by the  
1212 processing agency, shall be deposited into the General Revenue  
1213 Fund. Application for expedited service may be made by mail or  
1214 in person. The department shall issue each title applied for  
1215 under this section within 5 working days after receipt of the  
1216 application except for an application for a duplicate title  
1217 certificate covered by s. 319.23(4), in which case the title  
1218 must be issued within 5 working days after compliance with the

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1219 department's verification requirements.

1220 Section 40. Subsection (23) of section 320.01, Florida  
1221 Statutes, is amended to read:

1222 320.01 Definitions, general.—As used in the Florida  
1223 Statutes, except as otherwise provided, the term:

1224 (23) "International Registration Plan" means a registration  
1225 reciprocity agreement among states of the United States and  
1226 provinces of Canada providing for payment of license taxes ~~fees~~  
1227 on the basis of fleet miles operated in various jurisdictions.

1228 Section 41. Paragraph (a) of subsection (17) of section  
1229 320.02, Florida Statutes, is amended to read:

1230 320.02 Registration required; application for registration;  
1231 forms.—

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

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1248 vehicle.

1249 (a) The motor vehicle owner or coowner may dispute the  
1250 claim that money is owed to a dealer for registration taxes ~~fees~~  
1251 by submitting a form to the department if the motor vehicle  
1252 owner or coowner has documentary proof that the registration  
1253 taxes ~~fees~~ have been paid to the dealer for the disputed amount.  
1254 Without clear evidence of the amounts owed for the vehicle  
1255 registration and repayment, the department will assume initial  
1256 payments are applied to government-assessed taxes ~~fees~~ first.

1257 Section 42. Subsections (5), (6), (9), and (10) of section  
1258 320.03, Florida Statutes, are amended to read:

1259 320.03 Registration; duties of tax collectors;  
1260 International Registration Plan.—

1261 (5) In addition to the taxes ~~fees~~ required under s. 320.08,  
1262 a tax ~~fee~~ of 50 cents shall be charged on every license  
1263 registration sold to cover the costs of the Florida Real Time  
1264 Vehicle Information System. The taxes ~~fees~~ collected shall be  
1265 deposited into the Highway Safety Operating Trust Fund to be  
1266 used exclusively to fund the system. The tax ~~fee~~ may only be  
1267 used to fund the system equipment, software, personnel  
1268 associated with the maintenance and programming of the system,  
1269 and networks used in the offices of the county tax collectors as  
1270 agents of the department and the ancillary technology necessary  
1271 to integrate the system with other tax collection systems. The  
1272 department shall administer this program upon consultation with  
1273 the Florida Tax Collectors, Inc., to ensure that each county tax  
1274 collector's office is technologically equipped and functional  
1275 for the operation of the Florida Real Time Vehicle Information  
1276 System. Any designated revenue collected to support functions of

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1277 the county tax collectors and not used in a given year must  
1278 remain exclusively in the trust fund as a carryover to the  
1279 following year.

1280 (6) A nonrefundable tax ~~fee~~ of \$1 shall be charged on every  
1281 license registration sold, transferred, or replaced. This tax  
1282 ~~fee~~ must be deposited in the Air Pollution Control Trust Fund  
1283 established in the Department of Environmental Protection and  
1284 used only for purposes of air pollution control pursuant to  
1285 chapter 403, except that, if any county has an approved local  
1286 air pollution control program as provided in s. 403.182, 50  
1287 cents of the tax ~~fee~~ from each license registration sold in the  
1288 county must be returned to that county for deposit into a local  
1289 air pollution control program trust fund, which must be  
1290 established by the county and used only for air pollution  
1291 control programs relating to the control of emissions from  
1292 mobile sources and toxic and odor emissions, air quality  
1293 monitoring, and facility inspections pursuant to chapter 403 or  
1294 any similar local ordinance. Any county that has a Department of  
1295 Environmental Protection approved local air pollution control  
1296 program shall receive 75 cents of the tax ~~fee~~ from each license  
1297 registration sold, transferred, or replaced in the county.  
1298 However, if the approved local air pollution control program  
1299 trust fund has an unencumbered balance at the end of the  
1300 preceding fiscal year of more than 50 percent of the preceding  
1301 year's allocation from the taxes ~~fees~~ authorized in this  
1302 subsection, the department may, after consultation with the  
1303 approved local air pollution control program, retain any amount  
1304 above 50 cents of the taxes ~~fees~~ from each license registration  
1305 sold, transferred, or replaced in the county for the following

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1306 fiscal year. The Department of Environmental Protection is  
1307 authorized to adopt rules necessary to implement this  
1308 subsection.

1309 (9) A nonrefundable tax ~~fee~~ of \$1.50 shall be charged on  
1310 the initial and renewal registration of each automobile for  
1311 private use, and on the initial and renewal registration of each  
1312 truck having a net weight of 5,000 pounds or less. Such taxes  
1313 ~~fees~~ shall be deposited in the Transportation Disadvantaged  
1314 Trust Fund created in part I of chapter 427 and shall be used as  
1315 provided therein, except that priority shall be given to the  
1316 transportation needs of those who, because of age or physical  
1317 and mental disability, are unable to transport themselves and  
1318 are dependent upon others to obtain access to health care,  
1319 employment, education, shopping, or other life-sustaining  
1320 activities.

1321 (10) Jurisdiction over the electronic filing system for use  
1322 by authorized electronic filing system agents to electronically  
1323 title or register motor vehicles, vessels, mobile homes, or off-  
1324 highway vehicles; issue or transfer registration license plates  
1325 or decals; electronically transfer taxes and fees due for the  
1326 title and registration process; and perform inquiries for title,  
1327 registration, and lienholder verification and certification of  
1328 service providers is expressly preempted to the state, and the  
1329 department shall have regulatory authority over the system. The  
1330 electronic filing system shall be available for use statewide  
1331 and applied uniformly throughout the state. An entity that, in  
1332 the normal course of its business, sells products that must be  
1333 titled or registered, provides title and registration services  
1334 on behalf of its consumers and meets all established

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1335 requirements may be an authorized electronic filing system agent  
1336 and shall not be precluded from participating in the electronic  
1337 filing system in any county. Upon request from a qualified  
1338 entity, the tax collector shall appoint the entity as an  
1339 authorized electronic filing system agent for that county. The  
1340 department shall adopt rules in accordance with chapter 120 to  
1341 replace the December 10, 2009, program standards and to  
1342 administer the provisions of this section, including, but not  
1343 limited to, establishing participation requirements,  
1344 certification of service providers, electronic filing system  
1345 requirements, and enforcement authority for noncompliance. The  
1346 December 10, 2009, program standards, excluding any standards  
1347 which conflict with this subsection, shall remain in effect  
1348 until the rules are adopted. An authorized electronic filing  
1349 agent may charge a fee to the customer for use of the electronic  
1350 filing system.

1351 Section 43. Subsection (5) of section 320.055, Florida  
1352 Statutes, is amended to read:

1353 320.055 Registration periods; renewal periods.—The  
1354 following registration periods and renewal periods are  
1355 established:

1356 (5) For a vehicle subject to apportioned registration under  
1357 s. 320.08(4), (5)(a)1., (e), (6)(b), or (14), the registration  
1358 period shall be a period of 12 months beginning in a month  
1359 designated by the department and ending on the last day of the  
1360 12th month. For a vehicle subject to this registration period,  
1361 the renewal period is the last month of the registration period.  
1362 The registration period may be shortened or extended at the  
1363 discretion of the department, on receipt of the appropriate

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1364 prorated taxes ~~fees~~, in order to evenly distribute such  
1365 registrations on a monthly basis. For a vehicle subject to  
1366 nonapportioned registration under s. 320.08(4), (5)(a)1.,  
1367 (6)(b), or (14), the registration period begins December 1 and  
1368 ends November 30. The renewal period is the 31-day period  
1369 beginning December 1.

1370 Section 44. Subsection (1) and paragraph (b) of subsection  
1371 (3) of section 320.06, Florida Statutes, are amended to read:

1372 320.06 Registration certificates, license plates, and  
1373 validation stickers generally.—

1374 (1)(a) Upon the receipt of an initial application for  
1375 registration and payment of the appropriate license tax and  
1376 other taxes and fees required by law, the department shall  
1377 assign to the motor vehicle a registration license number  
1378 consisting of letters and numerals or numerals and issue to the  
1379 owner or lessee a certificate of registration and one  
1380 registration license plate, unless two plates are required for  
1381 display by s. 320.0706, for each vehicle so registered.

1382 (b)~~1~~. Registration license plates bearing a graphic symbol  
1383 and the alphanumeric system of identification shall be issued  
1384 for a 10-year period. At the end of the 10-year period, upon  
1385 renewal, the plate shall be replaced. ~~The department shall~~  
1386 ~~extend the scheduled license plate replacement date from a 6-~~  
1387 ~~year period to a 10-year period.~~ The tax fee for such  
1388 replacement is \$28, \$2.80 of which shall be paid each year  
1389 before the plate is replaced, to be credited toward the next \$28  
1390 replacement tax fee. The taxes ~~fees~~ shall be deposited into the  
1391 Highway Safety Operating Trust Fund. A credit or refund may not  
1392 be given for any prior years' payments of the prorated

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1393 replacement tax ~~fee~~ if the plate is replaced or surrendered  
1394 before the end of the 10-year period, except that a credit may  
1395 be given if a registrant is required by the department to  
1396 replace a license plate under s. 320.08056(8) (a). With each  
1397 license plate, a validation sticker shall be issued showing the  
1398 owner's birth month, license plate number, and the year of  
1399 expiration or the appropriate renewal period if the owner is not  
1400 a natural person. The validation sticker shall be placed on the  
1401 upper right corner of the license plate. The license plate and  
1402 validation sticker shall be issued based on the applicant's  
1403 appropriate renewal period. The registration period is 12  
1404 months, the extended registration period is 24 months, and all  
1405 expirations occur based on the applicant's appropriate  
1406 registration period. A vehicle that has an apportioned  
1407 registration shall be issued an annual license plate and a cab  
1408 card that denote the declared gross vehicle weight for each  
1409 apportioned jurisdiction in which the vehicle is authorized to  
1410 operate.

1411 ~~2. In order to retain the efficient administration of the~~  
1412 ~~taxes and fees imposed by this chapter, the 80-cent fee increase~~  
1413 ~~in the replacement fee imposed by chapter 2009-71, Laws of~~  
1414 ~~Florida, is negated as provided in s. 320.0804.~~

1415 (c) Registration license plates equipped with validation  
1416 stickers subject to the registration period are valid for not  
1417 more than 12 months and expire at midnight on the last day of  
1418 the registration period. A registration license plate equipped  
1419 with a validation sticker subject to the extended registration  
1420 period is valid for not more than 24 months and expires at  
1421 midnight on the last day of the extended registration period.

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1422 For each registration period after the one in which the metal  
1423 registration license plate is issued, and until the license  
1424 plate is required to be replaced, a validation sticker showing  
1425 the month and year of expiration shall be issued upon payment of  
1426 the proper license tax amount and other taxes and fees and is  
1427 valid for not more than 12 months. For each extended  
1428 registration period occurring after the one in which the metal  
1429 registration license plate is issued and until the license plate  
1430 is required to be replaced, a validation sticker showing the  
1431 year of expiration shall be issued upon payment of the proper  
1432 license tax amount and other taxes and fees and is valid for not  
1433 more than 24 months. When license plates equipped with  
1434 validation stickers are issued in any month other than the  
1435 owner's birth month or the designated registration period for  
1436 any other motor vehicle, the effective date shall reflect the  
1437 birth month or month and the year of renewal. However, when a  
1438 license plate or validation sticker is issued for a period of  
1439 less than 12 months, the applicant shall pay the appropriate  
1440 amount of license tax and the applicable tax ~~fee~~ under s. 320.14  
1441 in addition to all other taxes and fees. Validation stickers  
1442 issued for vehicles taxed under s. 320.08(6)(a), for any company  
1443 that owns 250 vehicles or more, or for semitrailers taxed under  
1444 the provisions of s. 320.08(5)(a), for any company that owns 50  
1445 vehicles or more, may be placed on any vehicle in the fleet so  
1446 long as the vehicle receiving the validation sticker has the  
1447 same owner's name and address as the vehicle to which the  
1448 validation sticker was originally assigned.

1449 (3)

1450 (b) An additional tax ~~fee~~ of 50 cents shall be collected on

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1451 each motor vehicle registration or motor vehicle renewal  
1452 registration issued in this state in order for all license  
1453 plates and validation stickers to be fully treated with  
1454 retroreflection material. The tax fee shall be deposited into  
1455 the Highway Safety Operating Trust Fund.

1456 Section 45. Subsections (3), (4), and (5) of section  
1457 320.0607, Florida Statutes, are amended to read:

1458 320.0607 Replacement license plates, validation decal, or  
1459 mobile home sticker.—

1460 (3) Except as provided in subsection (2), upon filing of an  
1461 application accompanied by a tax fee of \$28 plus applicable  
1462 service charges, the department shall issue a replacement plate,  
1463 sticker, or decal, as applicable, if it is satisfied that the  
1464 information reported in the application is true. The replacement  
1465 tax fee shall be deposited into the Highway Safety Operating  
1466 Trust Fund.

1467 (4) Any license plate, sticker, or decal lost in the mail  
1468 may be replaced at no charge. Neither the service charge nor the  
1469 replacement tax fee shall be applied to this replacement.  
1470 However, the application for a replacement shall contain a  
1471 statement of such fact, the audit number of the lost item, and  
1472 the date issued.

1473 (5) Upon the issuance of an original license plate, the  
1474 applicant shall pay a tax fee of \$28 to be deposited in the  
1475 Highway Safety Operating Trust Fund.

1476 Section 46. Subsections (2) and (5) and paragraph (a) of  
1477 subsection (8) of section 320.0609, Florida Statutes, are  
1478 amended to read:

1479 320.0609 Transfer and exchange of registration license

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1480 plates; transfer tax ~~fee~~.-

1481 (2) (a) Upon a sale, trade, transfer, or other disposition  
1482 of a motor vehicle, the owner shall remove the registration  
1483 license plate therefrom and either return it or transfer it to a  
1484 replacement motor vehicle. No registration license plate shall  
1485 be temporarily or permanently attached to any new or used  
1486 replacement or substitute vehicle without filing an application  
1487 for transfer of such registration license plate and paying the  
1488 transfer tax ~~fee~~ of \$4.50 to the department.

1489 (b) The requirement to pay a transfer tax ~~fee~~ does not  
1490 apply when the replacement vehicle is classified under s.  
1491 320.08(2) (b), (c), or (d) or (3) (a), (b), or (c) and the  
1492 original vehicle to be replaced is also classified under s.  
1493 320.08(2) (b), (c), or (d) or (3) (a), (b), or (c).

1494 (5) For a transfer or exchange other than one specified in  
1495 paragraph (2) (b), the following provisions apply:

1496 (a) If the replacement motor vehicle requires the same  
1497 amount of license tax under s. 320.08 as the original vehicle to  
1498 be replaced, no additional tax other than the transfer tax ~~fee~~  
1499 of \$4.50, accompanied by an application for transfer on a form  
1500 supplied by the department, is required to transfer or exchange  
1501 a registration license plate for use on a replacement vehicle  
1502 for the duration of a current registration period and to issue a  
1503 new certificate of registration.

1504 (b) If the replacement motor vehicle is within a  
1505 classification requiring a higher license tax than that of the  
1506 original vehicle to be replaced, the original license plate  
1507 shall be surrendered in exchange for a plate within the  
1508 appropriate classification, and an amount representing the pro

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1509 rata difference in the tax required shall be paid for the  
1510 remaining months of the registration period. Such payment is in  
1511 addition to the transfer tax ~~fee~~ authorized in this section. The  
1512 minimum charge for issuance of a license plate provided in s.  
1513 320.14 does not apply to an exchange of license plates under  
1514 this section.

1515 (8) (a) When the owner of a vehicle transfers a registration  
1516 license plate to a replacement or substitute vehicle acquired  
1517 from a motor vehicle dealer licensed under this chapter, the  
1518 dealer shall timely provide to the department, via an electronic  
1519 system administered by the department for this purpose,  
1520 information regarding the transfer which is required by the  
1521 department. The dealer shall also give the owner written notice  
1522 documenting the transfer if the dealer cannot timely provide the  
1523 required transfer information to the department due to system or  
1524 connectivity problems. The dealer shall maintain all records  
1525 required by the department which must be open to inspection by  
1526 the department or its agents during reasonable business hours.  
1527 The dealer may charge the vehicle owner a fee to comply with  
1528 this subsection. The department may charge a tax ~~fee~~ of \$2 to be  
1529 deposited into the Highway Safety Operating Trust Fund for each  
1530 transfer in addition to any other tax or ~~fee~~ imposed by law.

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

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

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

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1538 provided by s. 320.10(2).

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

1541 320.0657 Permanent registration; fleet license plates.—  
1542 (2)

1543 (c) In addition to the license tax prescribed by s.  
1544 320.08(2), (3), (4), (5)(a) and (b), (6)(a), (7), and (8), an  
1545 annual fleet management tax fee of \$2 shall be charged. A one-  
1546 time license plate manufacturing tax fee of \$1.50 shall be  
1547 charged for plates issued for the established number of vehicles  
1548 in the fleet. If the size of the fleet is increased, an issuance  
1549 tax fee of \$10 per vehicle will be charged to include the  
1550 license plate manufacturing tax fee. If the license plate  
1551 manufacturing cost increases, the department shall increase the  
1552 license plate manufacturing tax fee to recoup its cost. Taxes  
1553 ~~Fees~~ collected shall be deposited into the Highway Safety  
1554 Operating Trust Fund. Payment of registration license taxes tax  
1555 ~~and fees~~ shall be made annually and be evidenced only by the  
1556 issuance of a single receipt by the department. The provisions  
1557 of s. 320.0605 do not apply to vehicles registered in accordance  
1558 with this section, and no annual validation sticker is required.

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

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

1563 (2) If apportionment is required for a permanent  
1564 semitrailer, the apportionment must be indicated by means of a  
1565 serially numbered decal, or decals, with the name of the state  
1566 for which apportionment is granted and the year for which the

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1567 apportionment is valid. The apportionment must be for 1 calendar  
1568 year and must be renewed as necessary. For jurisdictions that do  
1569 not require additional trailer taxes ~~fees~~, the tax ~~fee~~ provided  
1570 in s. 320.08(5)(a)2. applies.

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

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

1575 (2) Registration shall be renewed semiannually, annually,  
1576 or biennially, as provided in this subsection, during the  
1577 applicable renewal period, upon payment of the applicable  
1578 license tax amounts required by s. 320.08, service charges  
1579 required by s. 320.04, and any additional taxes or fees required  
1580 by law.

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

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

1595 (3) The operation of any motor vehicle without having

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1596 attached thereto a registration license plate and validation  
1597 stickers, or the use of any mobile home without having attached  
1598 thereto a mobile home sticker, for the current registration  
1599 period shall subject the owner thereof, if he or she is present,  
1600 or, if the owner is not present, the operator thereof to the  
1601 following penalty provisions:

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

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

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

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

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

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1625 fourth month of the semiannual period or thereafter shall be at  
1626 the rate of one-twelfth of the annual amount for the month of  
1627 registration and one-twelfth of the annual amount for each month  
1628 of the semiannual registration period succeeding the month of  
1629 registration. However, any vehicle not registered in this state  
1630 during the prior semiannual period and not subject to  
1631 registration during such prior registration period may be  
1632 registered in any month of the semiannual registration period  
1633 beginning June 1 or December 1 at the rate of one-twelfth of the  
1634 annual amount for the month of registration and one-twelfth of  
1635 the annual amount for each month of the semiannual period  
1636 succeeding the month of registration. The provisions of s.  
1637 320.14 do not apply to such vehicles.

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

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

1647 320.071 Advance registration renewal; procedures.—

1648 (2) Upon the filing of the application and payment of the  
1649 appropriate license tax under s. 320.08, service charges  
1650 required by s. 320.04, and any additional taxes or fees required  
1651 by law, the department or its agent shall issue to the owner of  
1652 the motor vehicle or mobile home a validation sticker or mobile  
1653 home sticker, as appropriate, which, when affixed to the license

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1654 plate or mobile home, shall renew the registration for the  
1655 appropriate registration period.

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

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

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

1674 (b) A motor carrier may, upon payment of the \$30 tax fee,  
1675 secure from the department or a designated authorized agent of  
1676 the department a Florida International Registration Plan motor  
1677 vehicle trip permit which shall be valid for 10 days. Such trip  
1678 permit shall show the name and address of the motor carrier to  
1679 whom it is issued, the date the vehicle is placed in and removed  
1680 from service, a complete identification of the vehicle on which  
1681 the permit is to be used, and the name and address of the owner  
1682 or lessee of the vehicle. The permit shall then be carried on

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1683 the vehicle which it identifies and shall be exhibited on demand  
1684 to any authorized personnel. The motor carrier to whom a permit  
1685 is issued shall be solely responsible for the proper use of the  
1686 permit by its employees and lessees. Any erasure, alteration, or  
1687 unauthorized use of such permit shall render it invalid and of  
1688 no effect. Florida International Registration Plan motor vehicle  
1689 trip permits may be transmitted to the motor carrier by  
1690 electronic means and shall be complete as outlined by department  
1691 personnel prior to transmittal.

1692 (c) Special temporary permits shall be provided to owner-  
1693 operators not operating as a lessor, for a tax fee of \$5. Such  
1694 permit shall be valid for 10 days and shall only be utilized for  
1695 owner-operator vehicles with a registered gross weight not in  
1696 excess of the empty or unladen weight of the vehicle. Special  
1697 temporary permits may be issued by the department or by any of  
1698 its designated authorized agents. A special temporary permit may  
1699 be transmitted to the owner-operator by electronic means and  
1700 must be completed as outlined by department personnel prior to  
1701 transmittal.

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

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

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

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

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

1720           (a) Any registration renewal transaction.

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

1724           (c) Any initial registration resulting from transfer of  
1725 title between coowners as provided by s. 319.22, transfer of  
1726 ownership by operation of law as provided by s. 319.28, or  
1727 transfer of title from a person to a member of that person's  
1728 immediate family as defined in s. 657.002 who resides in the  
1729 same household.

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

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

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

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1741 the time of enlistment and at the time of discharge, and who  
1742 applies for registration of such motor vehicle within 6 months  
1743 after discharge.

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

1749 4. Any spouse or dependent child of a member of the United  
1750 States Armed Forces who loses his or her life while on active  
1751 duty or who is listed by the Armed Forces as "missing-in-  
1752 action." Such spouse or child must be a resident of this state  
1753 and the servicemember must have been a resident of this state at  
1754 the time of enlistment. Registration of such motor vehicle must  
1755 occur within 1 year of the notification of the servicemember's  
1756 death or of his or her status as "missing-in-action."

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

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

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

1766 (g) Any ancient or antique automobile or truck for private  
1767 use registered pursuant to s. 320.086(1) or (2).

1768 (3) A refund of the tax ~~fee~~ imposed under subsection (1)  
1769 shall be granted to anyone who, within 3 months after paying

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1770 such tax ~~fee~~, sells, transfers, or otherwise disposes of a motor  
1771 vehicle classified in s. 320.08(2), (3), or (9)(c) or (d) in any  
1772 transaction not exempt from the tax ~~fee~~ pursuant to paragraph  
1773 (2)(b), paragraph (2)(c), or paragraph (2)(d). A person  
1774 requesting a refund must present proof of having paid the tax  
1775 ~~fee~~ pursuant to subsection (1) and must surrender the license  
1776 plate of the disposed-of vehicle.

1777 (5) The tax ~~fee~~ imposed in subsection (1) shall not apply  
1778 if it is determined, pursuant to an affidavit submitted by the  
1779 owner on a form approved by the department, that the  
1780 registration being transferred is from a vehicle that is not  
1781 operational, is in storage, or will not be operated on the  
1782 streets and highways of this state.

1783 Section 55. Subsections (4) and (5) of section 320.08,  
1784 Florida Statutes, are amended to read:

1785 320.08 License taxes.—Except as otherwise provided herein,  
1786 there are hereby levied and imposed annual license taxes for the  
1787 operation of motor vehicles, mopeds, motorized bicycles as  
1788 defined in s. 316.003(4), tri-vehicles as defined in s. 316.003,  
1789 and mobile homes as defined in s. 320.01, which shall be paid to  
1790 and collected by the department or its agent upon the  
1791 registration or renewal of registration of the following:

1792 (4) HEAVY TRUCKS, TRUCK TRACTORS, TAXES ~~FEES~~ ACCORDING TO  
1793 GROSS VEHICLE WEIGHT.—

1794 (a) Gross vehicle weight of 5,001 pounds or more, but less  
1795 than 6,000 pounds: \$60.75 flat, of which \$15.75 shall be  
1796 deposited into the General Revenue Fund.

1797 (b) Gross vehicle weight of 6,000 pounds or more, but less  
1798 than 8,000 pounds: \$87.75 flat, of which \$22.75 shall be

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1799 deposited into the General Revenue Fund.

1800 (c) Gross vehicle weight of 8,000 pounds or more, but less  
1801 than 10,000 pounds: \$103 flat, of which \$27 shall be deposited  
1802 into the General Revenue Fund.

1803 (d) Gross vehicle weight of 10,000 pounds or more, but less  
1804 than 15,000 pounds: \$118 flat, of which \$31 shall be deposited  
1805 into the General Revenue Fund.

1806 (e) Gross vehicle weight of 15,000 pounds or more, but less  
1807 than 20,000 pounds: \$177 flat, of which \$46 shall be deposited  
1808 into the General Revenue Fund.

1809 (f) Gross vehicle weight of 20,000 pounds or more, but less  
1810 than 26,001 pounds: \$251 flat, of which \$65 shall be deposited  
1811 into the General Revenue Fund.

1812 (g) Gross vehicle weight of 26,001 pounds or more, but less  
1813 than 35,000: \$324 flat, of which \$84 shall be deposited into the  
1814 General Revenue Fund.

1815 (h) Gross vehicle weight of 35,000 pounds or more, but less  
1816 than 44,000 pounds: \$405 flat, of which \$105 shall be deposited  
1817 into the General Revenue Fund.

1818 (i) Gross vehicle weight of 44,000 pounds or more, but less  
1819 than 55,000 pounds: \$773 flat, of which \$201 shall be deposited  
1820 into the General Revenue Fund.

1821 (j) Gross vehicle weight of 55,000 pounds or more, but less  
1822 than 62,000 pounds: \$916 flat, of which \$238 shall be deposited  
1823 into the General Revenue Fund.

1824 (k) Gross vehicle weight of 62,000 pounds or more, but less  
1825 than 72,000 pounds: \$1,080 flat, of which \$280 shall be  
1826 deposited into the General Revenue Fund.

1827 (l) Gross vehicle weight of 72,000 pounds or more: \$1,322

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1828 flat, of which \$343 shall be deposited into the General Revenue  
1829 Fund.

1830 (m) Notwithstanding the declared gross vehicle weight, a  
1831 truck tractor used within the state or within a 150-mile radius  
1832 of its home address is eligible for a license plate for a tax  
1833 ~~fee~~ of \$324 flat if:

1834 1. The truck tractor is used exclusively for hauling  
1835 forestry products; or

1836 2. The truck tractor is used primarily for the hauling of  
1837 forestry products, and is also used for the hauling of  
1838 associated forestry harvesting equipment used by the owner of  
1839 the truck tractor.

1840  
1841 Of the tax ~~fee~~ imposed by this paragraph, \$84 shall be deposited  
1842 into the General Revenue Fund.

1843 (n) A truck tractor or heavy truck, not operated as a for-  
1844 hire vehicle and which is engaged exclusively in transporting  
1845 raw, unprocessed, and nonmanufactured agricultural or  
1846 horticultural products within the state or within a 150-mile  
1847 radius of its home address is eligible for a restricted license  
1848 plate for a tax ~~fee~~ of:

1849 1. If such vehicle's declared gross vehicle weight is less  
1850 than 44,000 pounds, \$87.75 flat, of which \$22.75 shall be  
1851 deposited into the General Revenue Fund.

1852 2. If such vehicle's declared gross vehicle weight is  
1853 44,000 pounds or more and such vehicle only transports from the  
1854 point of production to the point of primary manufacture; to the  
1855 point of assembling the same; or to a shipping point of a rail,  
1856 water, or motor transportation company, \$324 flat, of which \$84

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1857 shall be deposited into the General Revenue Fund.

1858  
1859 Such not-for-hire truck tractors and heavy trucks used  
1860 exclusively in transporting raw, unprocessed, and  
1861 nonmanufactured agricultural or horticultural products may be  
1862 incidentally used to haul farm implements and fertilizers  
1863 delivered direct to the growers. The department may require any  
1864 documentation deemed necessary to determine eligibility before  
1865 issuance of this license plate. For the purpose of this  
1866 paragraph, "not-for-hire" means the owner of the motor vehicle  
1867 must also be the owner of the raw, unprocessed, and  
1868 nonmanufactured agricultural or horticultural product, or the  
1869 user of the farm implements and fertilizer being delivered.

1870 (5) SEMITRAILERS, TAXES ~~FEES~~ ACCORDING TO GROSS VEHICLE  
1871 WEIGHT; SCHOOL BUSES; SPECIAL PURPOSE VEHICLES.-

1872 (a)1. A semitrailer drawn by a GVW truck tractor by means  
1873 of a fifth-wheel arrangement: \$13.50 flat per registration year  
1874 or any part thereof, of which \$3.50 shall be deposited into the  
1875 General Revenue Fund.

1876 2. A semitrailer drawn by a GVW truck tractor by means of a  
1877 fifth-wheel arrangement: \$68 flat per permanent registration, of  
1878 which \$18 shall be deposited into the General Revenue Fund.

1879 (b) A motor vehicle equipped with machinery and designed  
1880 for the exclusive purpose of well drilling, excavation,  
1881 construction, spraying, or similar activity, and which is not  
1882 designed or used to transport loads other than the machinery  
1883 described above over public roads: \$44 flat, of which \$11.50  
1884 shall be deposited into the General Revenue Fund.

1885 (c) A school bus used exclusively to transport pupils to

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1886 and from school or school or church activities or functions  
1887 within their own county: \$41 flat, of which \$11 shall be  
1888 deposited into the General Revenue Fund.

1889 (d) A wrecker, as defined in s. 320.01, which is used to  
1890 tow a vessel as defined in s. 327.02, a disabled, abandoned,  
1891 stolen-recovered, or impounded motor vehicle as defined in s.  
1892 320.01, or a replacement motor vehicle as defined in s. 320.01:  
1893 \$41 flat, of which \$11 shall be deposited into the General  
1894 Revenue Fund.

1895 (e) A wrecker that is used to tow any nondisabled motor  
1896 vehicle, a vessel, or any other cargo unless used as defined in  
1897 paragraph (d), as follows:

1898 1. Gross vehicle weight of 10,000 pounds or more, but less  
1899 than 15,000 pounds: \$118 flat, of which \$31 shall be deposited  
1900 into the General Revenue Fund.

1901 2. Gross vehicle weight of 15,000 pounds or more, but less  
1902 than 20,000 pounds: \$177 flat, of which \$46 shall be deposited  
1903 into the General Revenue Fund.

1904 3. Gross vehicle weight of 20,000 pounds or more, but less  
1905 than 26,000 pounds: \$251 flat, of which \$65 shall be deposited  
1906 into the General Revenue Fund.

1907 4. Gross vehicle weight of 26,000 pounds or more, but less  
1908 than 35,000 pounds: \$324 flat, of which \$84 shall be deposited  
1909 into the General Revenue Fund.

1910 5. Gross vehicle weight of 35,000 pounds or more, but less  
1911 than 44,000 pounds: \$405 flat, of which \$105 shall be deposited  
1912 into the General Revenue Fund.

1913 6. Gross vehicle weight of 44,000 pounds or more, but less  
1914 than 55,000 pounds: \$772 flat, of which \$200 shall be deposited

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1915 into the General Revenue Fund.

1916 7. Gross vehicle weight of 55,000 pounds or more, but less  
1917 than 62,000 pounds: \$915 flat, of which \$237 shall be deposited  
1918 into the General Revenue Fund.

1919 8. Gross vehicle weight of 62,000 pounds or more, but less  
1920 than 72,000 pounds: \$1,080 flat, of which \$280 shall be  
1921 deposited into the General Revenue Fund.

1922 9. Gross vehicle weight of 72,000 pounds or more: \$1,322  
1923 flat, of which \$343 shall be deposited into the General Revenue  
1924 Fund.

1925 (f) A hearse or ambulance: \$40.50 flat, of which \$10.50  
1926 shall be deposited into the General Revenue Fund.

1927 Section 56. Subsection (2) of section 320.0801, Florida  
1928 Statutes, is amended to read:

1929 320.0801 Additional license tax on certain vehicles.—

1930 (2) In addition to the license taxes imposed by s. 320.08  
1931 and by subsection (1), there is imposed an additional surtax  
1932 ~~surcharge~~ of \$10 on each commercial motor vehicle having a gross  
1933 vehicle weight of 10,000 pounds or more, which surtax ~~surcharge~~  
1934 must be paid to the department or its agent upon the  
1935 registration or renewal of registration of the commercial motor  
1936 vehicle. Notwithstanding the provisions of s. 320.20, 50 percent  
1937 of the revenues collected from the surtax ~~surcharge~~ imposed in  
1938 this subsection shall be deposited into the State Transportation  
1939 Trust Fund, and 50 percent shall be deposited in the General  
1940 Revenue Fund.

1941 Section 57. Section 320.08015, Florida Statutes, is amended  
1942 to read:

1943 320.08015 License surtax ~~tax surcharge~~.—

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1944 (1) Except as provided in subsection (2), there is levied  
1945 on each license tax imposed under s. 320.08(11) a surtax  
1946 ~~surcharge~~ in the amount of \$1, which shall be collected in the  
1947 same manner as the license tax and shall be deposited in the  
1948 Florida Mobile Home Relocation Trust Fund, as created in s.  
1949 723.06115. This surtax ~~surcharge~~ may not be imposed during the  
1950 next registration and renewal period if the balance in the  
1951 Florida Mobile Home Relocation Trust Fund exceeds \$10 million on  
1952 June 30. The surtax ~~surcharge~~ shall be reinstated in the next  
1953 registration and renewal period if the balance in the Florida  
1954 Mobile Home Relocation Trust Fund is below \$6 million on June  
1955 30.

1956 (2) Any mobile home that is not located in a mobile home  
1957 park regulated under chapter 723 is exempt from the surtax  
1958 ~~surcharge~~.

1959 Section 58. Section 320.0802, Florida Statutes, is amended  
1960 to read:

1961 320.0802 Surtax ~~Surcharge~~ on license tax.—There is hereby  
1962 levied and imposed on each license tax imposed under s. 320.08,  
1963 except those set forth in s. 320.08(11), a surtax ~~surcharge~~ in  
1964 the amount of \$1, which shall be collected in the same manner as  
1965 the license tax and deposited into the State Agency Law  
1966 Enforcement Radio System Trust Fund of the Department of  
1967 Management Services.

1968 Section 59. Section 320.0804, Florida Statutes, is amended  
1969 to read:

1970 320.0804 Surtax ~~Surcharge~~ on license tax.—A surtax  
1971 ~~surcharge~~ of \$2 shall be imposed on each license tax imposed  
1972 under s. 320.08, except those set forth in s. 320.08(11), which

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1973 shall be collected in the same manner as the license tax. This  
1974 surtax ~~surcharge~~ shall be further reduced to \$1.20 on September  
1975 1, 2014, in order to negate the license plate increase of 80  
1976 cents imposed by chapter 2009-71, Laws of Florida. Of this  
1977 amount, \$1 shall be deposited into the State Transportation  
1978 Trust Fund, and 20 cents shall be deposited into the Highway  
1979 Safety Operating Trust Fund.

1980 Section 60. Section 320.08046, Florida Statutes, is amended  
1981 to read:

1982 320.08046 Juvenile programs surtax ~~surcharge~~ on license  
1983 tax.—A surtax ~~surcharge~~ of \$1 shall be imposed on each license  
1984 tax imposed under s. 320.08, except those set forth in s.  
1985 320.08(11), which shall be collected in the same manner as the  
1986 license tax and deposited into the Grants and Donations Trust  
1987 Fund in the Department of Juvenile Justice to fund the juvenile  
1988 crime prevention programs and the community juvenile justice  
1989 partnership grants program.

1990 Section 61. Paragraph (a) of subsection (2) of section  
1991 320.08053, Florida Statutes, is amended to read:

1992 320.08053 Requirements for requests to establish specialty  
1993 license plates.—

1994 (2) (a) Within 120 days following the specialty license  
1995 plate becoming law, the department shall establish a method to  
1996 issue a specialty license plate voucher to allow for the presale  
1997 of the specialty license plate. The processing fee as prescribed  
1998 in s. 320.08056, the service charge and branch fee as prescribed  
1999 in s. 320.04, and the annual use fee as prescribed in s.  
2000 320.08056 shall be charged for the voucher. All other applicable  
2001 taxes and fees shall be charged at the time of issuance of the

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2002 license plates.

2003 Section 62. Subsection (3) of section 320.08056, Florida  
2004 Statutes, are amended to read:

2005 320.08056 Specialty license plates.—

2006 (3) Each request must be made annually to the department or  
2007 an authorized agent serving on behalf of the department,  
2008 accompanied by the following taxes ~~tax~~ and fees:

2009 (a) The license tax required for the vehicle as set forth  
2010 in s. 320.08.

2011 (b) A processing fee of \$5, to be deposited into the  
2012 Highway Safety Operating Trust Fund.

2013 (c) A license plate tax ~~fee~~ as required by s. 320.06(1)(b).

2014 (d) A license plate annual use fee as required in  
2015 subsection (4).

2016  
2017 A request may be made any time during a registration period. If  
2018 a request is made for a specialty license plate to replace a  
2019 current valid license plate, the specialty license plate must be  
2020 issued with appropriate decals attached at no tax for the plate,  
2021 but all taxes, fees, and service charges must be paid. If a  
2022 request is made for a specialty license plate at the beginning  
2023 of the registration period, the tax, together with all  
2024 applicable taxes, fees, and service charges, must be paid.

2025 Section 63. Subsection (3) of section 320.08068, Florida  
2026 Statutes, is amended to read:

2027 320.08068 Motorcycle specialty license plates.—

2028 (3) Each request must be made annually to the department,  
2029 accompanied by the following taxes and fees:

2030 (a) The license tax required under s. 320.08.

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2031 (b) A license plate tax ~~fee~~ as required by s. 320.06(1)(b).

2032 (c) A processing fee of \$2.

2033 (d) A license plate annual use fee as required in  
2034 subsection (4).

2035 Section 64. Subsections (1) through (5) and paragraphs (a)  
2036 and (c) of subsection (6) of section 320.0807, Florida Statutes,  
2037 are amended to read:

2038 320.0807 Special license plates for Governor and federal  
2039 and state legislators.—

2040 (1) Upon application by any member of the House of  
2041 Representatives of Congress and payment of the taxes and fees  
2042 prescribed by s. 320.0805, the department may issue to such  
2043 member of Congress a license plate stamped "Official Congress"  
2044 followed by the number of the appropriate congressional district  
2045 and the letters "MC," or any other configuration chosen by the  
2046 member which is not already in use. Upon application by a United  
2047 States Senator and payment of the taxes and fees prescribed by  
2048 s. 320.0805, the department may issue a license plate stamped  
2049 "USS," followed by the numeral II in the case of the junior  
2050 senator.

2051 (2) Upon application by any member of the state House of  
2052 Representatives and payment of the taxes and fees prescribed by  
2053 s. 320.0805, the department may issue the state representative  
2054 license plates stamped "Official House," followed by the number  
2055 of the appropriate House of Representatives district and the  
2056 letters "HR," or any other configuration chosen by the member  
2057 which is not already in use. Upon application by a state senator  
2058 and payment of the taxes and fees prescribed by s. 320.0805, the  
2059 department may issue license plates stamped "Official Senate,"

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2060 followed by the number of the appropriate Senate district and  
2061 the letters "SN," or any other configuration chosen by the  
2062 member which is not already in use.

2063 (3) Upon application by the Governor and payment of the  
2064 appropriate taxes and fees, the department may issue to the  
2065 Governor two license plates stamped "Florida 1" and "Florida 2."

2066 (4) License plates purchased under subsection (1),  
2067 subsection (2), or subsection (3) shall be replaced by the  
2068 department at no cost, other than the taxes and fees required  
2069 under ss. 320.04 and 320.06(3)(b), when the person to whom the  
2070 plates have been issued leaves the elective office with respect  
2071 to which the license plates were issued. Within 30 days after  
2072 leaving office, the person to whom the license plates have been  
2073 issued must apply to the department for a replacement license  
2074 plate. The person may return the prestige license plates to the  
2075 department or retain the plates as souvenirs. Upon receipt of  
2076 the replacement license plate, the person may not display on any  
2077 vehicle the prestige license plate or plates issued with respect  
2078 to his or her former office.

2079 (5) Upon application by any current or former President of  
2080 the Senate and payment of the taxes and fees prescribed by s.  
2081 320.0805, the department may issue a license plate stamped  
2082 "Senate President" followed by the number assigned by the  
2083 department or chosen by the applicant if it is not already in  
2084 use. Upon application by any current or former Speaker of the  
2085 House of Representatives and payment of the taxes and fees  
2086 prescribed by s. 320.0805, the department may issue a license  
2087 plate stamped "House Speaker" followed by the number assigned by  
2088 the department or chosen by the applicant if it is not already

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2089 in use.

2090 (6) (a) Upon application by any former member of Congress or  
2091 former member of the state Legislature, payment of the taxes and  
2092 fees prescribed by s. 320.0805, and payment of a one-time tax  
2093 ~~fee~~ of \$500, the department may issue a former member of  
2094 Congress, state senator, or state representative a license plate  
2095 stamped "Retired Congress," "Retired Senate," or "Retired  
2096 House," as appropriate, for a vehicle owned by the former  
2097 member.

2098 (c) Four hundred fifty dollars of the one-time tax fee  
2099 collected under paragraph (a) shall be distributed to the  
2100 account of the direct-support organization established pursuant  
2101 to s. 272.136 and used for the benefit of the Florida Historic  
2102 Capitol Museum, and the remaining \$50 shall be deposited into  
2103 the Highway Safety Operating Trust Fund.

2104 Section 65. Subsections (3) and (5) of section 320.081,  
2105 Florida Statutes, are amended to read:

2106 320.081 Collection and distribution of annual license tax  
2107 imposed on the following type units.—

2108 (3) The owner shall make application for such sticker in  
2109 the manner provided in s. 320.02, and the tax collectors in the  
2110 several counties of the state shall collect the license taxes  
2111 imposed by s. 320.08(10) and (11) and the license tax surtax  
2112 ~~surcharge~~ imposed by s. 320.08015 in the same manner and under  
2113 the same conditions and requirements as provided in s. 320.03.

2114 (5) The department shall keep records showing the total  
2115 number of stickers issued to each type unit governed by this  
2116 section, the total amount of license taxes collected, and the  
2117 county or municipality where each such unit is located and shall

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2118 from month to month certify to the Chief Financial Officer the  
2119 amount derived from license taxes in each county and each  
2120 municipality within the county. Such amount, less the amount of  
2121 \$1.50 collected on each license and the \$1 license tax surtax  
2122 ~~surcharge~~ imposed by s. 320.08015, shall be paid to the counties  
2123 and municipalities within the counties where the unit or units  
2124 are located as follows: one-half to the district school board  
2125 and the remainder to the board of county commissioners, for  
2126 units that are located within the unincorporated areas of the  
2127 county, or to any municipality within such county, for units  
2128 that are located within its corporate limits. Payment shall be  
2129 by warrant drawn monthly by the Chief Financial Officer upon the  
2130 treasury out of the License Tax Collection Trust Fund.

2131 Section 66. Subsection (2) of section 320.0815, Florida  
2132 Statutes, is amended to read:

2133 320.0815 Mobile homes and recreational vehicle-type units  
2134 required to have appropriate license plates or stickers.-

2135 (2) A mobile home or recreational vehicle-type unit which  
2136 is permanently affixed to the land shall be issued a mobile home  
2137 sticker at the tax fee prescribed in s. 320.08(11) unless the  
2138 mobile home or recreational vehicle-type unit is qualified and  
2139 taxed as real property, in which case the mobile home or  
2140 recreational vehicle-type unit shall be issued an "RP" series  
2141 sticker. Series "RP" stickers shall be provided by the  
2142 department to the tax collectors, and such a sticker will be  
2143 issued by the tax collector to the registered owner of such a  
2144 mobile home or recreational vehicle-type unit upon the  
2145 production of a certificate of the respective property appraiser  
2146 that such mobile home or recreational vehicle-type unit is

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2147 included in an assessment of the property of such registered  
2148 owner for ad valorem taxation. An "RP" series sticker shall be  
2149 issued by the tax collector for an aggregate tax fee of \$3 each,  
2150 to be distributed as follows: \$2.50 shall be retained by the tax  
2151 collector as a service charge; 25 cents shall be remitted to the  
2152 property appraiser; and 25 cents shall be remitted to the  
2153 department to defray the cost of manufacture and handling.  
2154 Mobile home stickers and "RP" series stickers shall be of a size  
2155 to be determined by the department. A mobile home sticker or  
2156 "RP" series sticker shall be affixed to the lower left corner of  
2157 the window closest to the street or road providing access to  
2158 such residence.

2159 Section 67. Subsection (1) of section 320.0821, Florida  
2160 Statutes, are amended to read:

2161 320.0821 Wrecker license plates.—

2162 (1) The department shall issue a wrecker license plate to  
2163 the owner of any motor vehicle that is used to tow, carry, or  
2164 otherwise transport motor vehicles and that is equipped for that  
2165 purpose with a boom, winch, carrier, or other similar equipment,  
2166 except a motor vehicle registered under the International  
2167 Registration Plan, upon application and payment of the  
2168 appropriate license tax ~~and fees~~ in accordance with s.  
2169 320.08(5)(d) or (e).

2170 Section 68. Section 320.0846, Florida Statutes, is amended  
2171 to read:

2172 320.0846 Free motor vehicle license plates to active  
2173 members of the Florida National Guard.—

2174 (1) Any owner or lessee of a motor vehicle who resides in  
2175 this state and is an active member of the Florida National Guard

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2176 may, upon application and proof of eligibility, be issued one  
2177 standard license plate without charge. Applications for any  
2178 additional license plates must be accompanied by appropriate  
2179 taxes and fees established in this chapter.

2180 (2) Eligible applicants of the Florida National Guard may  
2181 apply for a specialty license plate as provided in s. 320.08056  
2182 upon payment of the taxes and fees required in that section. All  
2183 other taxes and fees will be waived. Applications for any  
2184 additional specialty license plates must be accompanied by all  
2185 appropriate taxes and fees established in this chapter.

2186 Section 69. Paragraph (a) of subsection (1), paragraph (d)  
2187 of subsection (2), paragraph (c) of subsection (3), and  
2188 subsection (4) of section 320.0848, Florida Statutes, are  
2189 amended to read:

2190 320.0848 Persons who have disabilities; issuance of  
2191 disabled parking permits; temporary permits; permits for certain  
2192 providers of transportation services to persons who have  
2193 disabilities.—

2194 (1) (a) The Department of Highway Safety and Motor Vehicles  
2195 or its authorized agents shall, upon application and receipt of  
2196 the tax fee, issue a disabled parking permit for a period of up  
2197 to 4 years, which period ends on the applicant's birthday, to  
2198 any person who has long-term mobility impairment, or a temporary  
2199 disabled parking permit not to exceed 6 months to any person who  
2200 has a temporary mobility impairment. No person will be required  
2201 to pay a tax fee for a parking permit for disabled persons more  
2202 than once in a 12-month period from the date of the prior tax  
2203 fee payment.

2204 (2) DISABLED PARKING PERMIT; PERSONS WITH LONG-TERM

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2205 MOBILITY PROBLEMS.—

2206 (d) To obtain a replacement for a disabled parking permit  
2207 that has been lost or stolen, a person must submit an  
2208 application on a form prescribed by the department, provide a  
2209 certificate of disability issued within the last 12 months  
2210 pursuant to subsection (1), and pay a replacement tax ~~fee~~ in the  
2211 amount of \$1, to be retained by the issuing agency. If the  
2212 person submits with the application a police report documenting  
2213 that the permit was stolen, there is no replacement tax ~~fee~~. A  
2214 veteran who has been previously evaluated and certified by the  
2215 United States Department of Veterans Affairs or any branch of  
2216 the United States Armed Forces as permanently and totally  
2217 disabled from a service-connected disability may provide a  
2218 United States Department of Veterans Affairs Form Letter 27-333,  
2219 or its equivalent, issued within the last 12 months in lieu of a  
2220 certificate of disability.

2221 (3) DISABLED PARKING PERMIT; TEMPORARY.—

2222 (c) The tax ~~fee~~ for a temporary disabled parking permit is  
2223 \$15.

2224 (4) From the proceeds of the temporary disabled parking  
2225 permit taxes ~~fees~~:

2226 (a) The Department of Highway Safety and Motor Vehicles  
2227 must receive \$3.50 for each temporary permit, to be deposited  
2228 into the Highway Safety Operating Trust Fund and used for  
2229 implementing the real-time disabled parking permit database and  
2230 for administering the disabled parking permit program.

2231 (b) The tax collector, for processing, must receive \$2.50  
2232 for each temporary permit.

2233 (c) The remainder must be distributed monthly as follows:

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2234 1. To be deposited in the Grants and Donations Trust Fund  
2235 of the Division of Vocational Rehabilitation of the Department  
2236 of Education for the purpose of improving employment and  
2237 training opportunities for persons who have disabilities, with  
2238 special emphasis on removing transportation barriers, \$4.

2239 2. To be deposited in the Transportation Disadvantaged  
2240 Trust Fund to be used for funding matching grants to counties  
2241 for the purpose of improving transportation of persons who have  
2242 disabilities, \$5.

2243 Section 70. Subsection (1) and paragraph (a) of subsection  
2244 (2) of section 320.086, Florida Statutes, are amended to read:

2245 320.086 Ancient or antique motor vehicles; horseless  
2246 carriage, antique, or historical license plates; former military  
2247 vehicles.—

2248 (1) The owner of a motor vehicle for private use  
2249 manufactured in model year 1945 or earlier and operated on the  
2250 streets and highways of this state shall, upon application in  
2251 the manner and at the time prescribed by the department and upon  
2252 payment of the license tax for an ancient motor vehicle  
2253 prescribed by s. 320.08(1)(d), (2)(a), or (3)(e), be issued a  
2254 special license plate for such motor vehicle. The license plate  
2255 shall be permanent and valid for use without renewal so long as  
2256 the vehicle is in existence. In addition to the payment of all  
2257 other taxes and fees required by law, the applicant shall pay  
2258 such tax fee for the issuance of the special license plate as  
2259 may be prescribed by the department commensurate with the cost  
2260 of its manufacture. The registration numbers and special license  
2261 plates assigned to such motor vehicles shall run in a separate  
2262 numerical series, commencing with "Horseless Carriage No. 1,"

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2263 and the plates shall be of a distinguishing color.

2264 (2) (a) The owner of a motor vehicle for private use  
2265 manufactured in a model year after 1945 and of the age of 30  
2266 years or more after the model year and operated on the streets  
2267 and highways of this state may, upon application in the manner  
2268 and at the time prescribed by the department and upon payment of  
2269 the license tax prescribed by s. 320.08(1) (d), (2) (a), or  
2270 (3) (e), be issued a special license plate for such motor  
2271 vehicle. In addition to the payment of all other taxes and fees  
2272 required by law, the applicant shall pay the tax ~~fee~~ for the  
2273 issuance of the special license plate prescribed by the  
2274 department, commensurate with the cost of its manufacture. The  
2275 registration numbers and special license plates assigned to such  
2276 motor vehicles shall run in a separate numerical series,  
2277 commencing with "Antique No. 1," and the plates shall be of a  
2278 distinguishing color. The owner of the motor vehicle may, upon  
2279 application and payment of the license tax prescribed by s.  
2280 320.08, be issued a regular Florida license plate or specialty  
2281 license plate in lieu of the special "Antique" license plate.

2282 Section 71. Subsection (3) of section 320.089, Florida  
2283 Statutes, is amended to read:

2284 320.089 Veterans of the United States Armed Forces; members  
2285 of National Guard; survivors of Pearl Harbor; Purple Heart medal  
2286 recipients; active or retired United States Armed Forces  
2287 reservists; Combat Infantry Badge, Combat Medical Badge, or  
2288 Combat Action Badge recipients; Combat Action Ribbon recipients;  
2289 Air Force Combat Action Medal recipients; Distinguished Flying  
2290 Cross recipients; former prisoners of war; Korean War Veterans;  
2291 Vietnam War Veterans; Operation Desert Shield Veterans;

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2292 Operation Desert Storm Veterans; Operation Enduring Freedom  
2293 Veterans; Operation Iraqi Freedom Veterans; Women Veterans;  
2294 World War II Veterans; and Navy Submariners; special license  
2295 plates; taxes and fees ~~fee~~.-

2296 (3) Each owner or lessee of an automobile or truck for  
2297 private use, a truck weighing not more than 7,999 pounds, or a  
2298 recreational vehicle as specified in s. 320.08(9)(c) or (d),  
2299 which is not used for hire or commercial use who is a resident  
2300 of this state and who is the unremarried surviving spouse of a  
2301 recipient of the Purple Heart medal, upon application to the  
2302 department accompanied by the payment of the required taxes and  
2303 fees, shall be issued a license plate as provided in s. 320.06  
2304 which is stamped with the words "Purple Heart" and the likeness  
2305 of the Purple Heart medal followed by the serial number. Each  
2306 application shall be accompanied by proof that the applicant is  
2307 the unremarried surviving spouse of a recipient of the Purple  
2308 Heart medal.

2309 Section 72. Paragraph (c) of subsection (5) of section  
2310 320.0891, Florida Statutes, are amended to read:

2311 320.0891 U.S. Paratroopers license plate.-

2312 (5) Each request must be made annually to the department,  
2313 accompanied by the following taxes ~~tax~~ and fees:

2314 (c) A license plate tax ~~fee~~ as required under s.  
2315 320.06(1)(b).

2316 Section 73. Section 320.102, Florida Statutes, is amended  
2317 to read:

2318 320.102 Marine boat trailers owned by nonprofit  
2319 organizations; exemptions.-The registration or renewal of a  
2320 registration of any marine boat trailer owned and operated by a

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2321 nonprofit organization that is exempt from federal income tax  
2322 under s. 501(c)(3) of the Internal Revenue Code and which is  
2323 used exclusively in carrying out its customary nonprofit  
2324 activities is exempt from paying the fees, taxes, surtaxes  
2325 ~~surcharges~~, and charges in ss. 320.03(5), (6), and (9),  
2326 320.031(2), 320.04(1), 320.06(1)(b) and (3)(b), 320.0801,  
2327 320.0802, 320.0804, and 320.08046.

2328 Section 74. Subsection (3) of section 320.13, Florida  
2329 Statutes, is amended to read:

2330 320.13 Dealer and manufacturer license plates and  
2331 alternative method of registration.—

2332 (3) When a licensed dealer or a marine boat trailer dealer  
2333 chooses to register any motor vehicle or boat trailer he or she  
2334 owns and has for sale and secure a regular motor vehicle license  
2335 plate therefor, the dealer may, upon sale thereof, submit to the  
2336 department a transfer tax ~~fee~~ of \$4.50 and an application for  
2337 transfer of the license plate to a comparable motor vehicle or  
2338 boat trailer owned by the dealer of the same weight series as  
2339 set forth under s. 320.08.

2340 Section 75. Paragraph (h) of subsection (1) and subsection  
2341 (2) of section 320.131, Florida Statutes, are amended to read:

2342 320.131 Temporary tags.—

2343 (1) The department is authorized and empowered to design,  
2344 issue, and regulate the use of temporary tags to be designated  
2345 "temporary tags" for use in the following cases:

2346 (h) For a rental car company which possesses a motor  
2347 vehicle dealer license and which may use temporary tags on  
2348 vehicles offered for lease by such company in accordance with  
2349 the provisions of rules established by the department. However,

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2350 the original issuance date of a temporary tag shall be the date  
2351 which determines the applicable license plate tax fee.

2352  
2353 Further, the department is authorized to disallow the purchase  
2354 of temporary tags by licensed dealers, common carriers, or  
2355 financial institutions in those cases where abuse has occurred.

2356 (2) The department is authorized to sell temporary tags, in  
2357 addition to those listed above, to their agents and where need  
2358 is demonstrated by a consumer complainant. The tax ~~fee~~ shall be  
2359 \$2 each. One dollar from each tag sold shall be deposited into  
2360 the Brain and Spinal Cord Injury Program Trust Fund, with the  
2361 remaining proceeds being deposited into the Highway Safety  
2362 Operating Trust Fund. Agents of the department shall sell  
2363 temporary tags for \$2 each and shall charge the service charge  
2364 authorized by s. 320.04 per transaction, regardless of the  
2365 quantity sold. Requests for purchase of temporary tags to the  
2366 department or its agents shall be made, where applicable, on  
2367 letterhead stationery and notarized. Except as specifically  
2368 provided otherwise, a temporary tag shall be valid for 30 days,  
2369 and no more than two shall be issued to the same person for the  
2370 same vehicle.

2371 Section 76. Section 320.1325, Florida Statutes, is amended  
2372 to read:

2373 320.1325 Registration required for the temporarily  
2374 employed.—Motor vehicles owned or leased by persons who are  
2375 temporarily employed within the state but are not residents are  
2376 required to be registered. Upon payment of the taxes ~~fees~~  
2377 prescribed in this section and proof of insurance coverage as  
2378 required by the applicant's resident state, the department shall

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

2394 Section 77. Subsection (1) of section 320.18, Florida  
2395 Statutes, is amended to read:

2396 320.18 Withholding registration.—

2397 (1) The department may withhold the registration of any  
2398 motor vehicle or mobile home the owner or coowner of which has  
2399 failed to register it under the provisions of law for any  
2400 previous period or periods for which it appears registration  
2401 should have been made in this state until the tax for such  
2402 period or periods is paid. The department may cancel any vehicle  
2403 or vessel registration, driver license, identification card, or  
2404 fuel-use tax decal if the owner or coowner pays for any vehicle  
2405 or vessel registration, driver license, identification card, or  
2406 fuel-use tax decal; pays any administrative, delinquency, or  
2407 reinstatement tax or fee; or pays any tax liability, penalty, or

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2408 interest specified in chapter 207 by a dishonored check, or if  
2409 the vehicle owner or motor carrier has failed to pay a penalty  
2410 for a weight or safety violation issued by the Department of  
2411 Transportation or the Department of Highway Safety and Motor  
2412 Vehicles. The Department of Transportation and the Department of  
2413 Highway Safety and Motor Vehicles may impound any commercial  
2414 motor vehicle that has a canceled license plate or fuel-use tax  
2415 decal until the tax liability, penalty, and interest specified  
2416 in chapter 207, the license tax, or the fuel-use decal tax fee,  
2417 and applicable administrative taxes and fees have been paid for  
2418 by certified funds.

2419 Section 78. Paragraph (b) of subsection (9) of section  
2420 320.27, Florida Statutes, are amended to read:

2421 320.27 Motor vehicle dealers.—

2422 (9) DENIAL, SUSPENSION, OR REVOCATION.—

2423 (b) The department may deny, suspend, or revoke any license  
2424 issued hereunder or under the provisions of s. 320.77 or s.  
2425 320.771 upon proof that a licensee has committed, with  
2426 sufficient frequency so as to establish a pattern of wrongdoing  
2427 on the part of a licensee, violations of one or more of the  
2428 following activities:

2429 1. Representation that a demonstrator is a new motor  
2430 vehicle, or the attempt to sell or the sale of a demonstrator as  
2431 a new motor vehicle without written notice to the purchaser that  
2432 the vehicle is a demonstrator. For the purposes of this section,  
2433 a "demonstrator," a "new motor vehicle," and a "used motor  
2434 vehicle" shall be defined as under s. 320.60.

2435 2. Unjustifiable refusal to comply with a licensee's  
2436 responsibility under the terms of the new motor vehicle warranty

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2437 issued by its respective manufacturer, distributor, or importer.  
2438 However, if such refusal is at the direction of the  
2439 manufacturer, distributor, or importer, such refusal shall not  
2440 be a ground under this section.

2441 3. Misrepresentation or false, deceptive, or misleading  
2442 statements with regard to the sale or financing of motor  
2443 vehicles which any motor vehicle dealer has, or causes to have,  
2444 advertised, printed, displayed, published, distributed,  
2445 broadcast, televised, or made in any manner with regard to the  
2446 sale or financing of motor vehicles.

2447 4. Failure by any motor vehicle dealer to provide a  
2448 customer or purchaser with an odometer disclosure statement and  
2449 a copy of any bona fide written, executed sales contract or  
2450 agreement of purchase connected with the purchase of the motor  
2451 vehicle purchased by the customer or purchaser.

2452 5. Failure of any motor vehicle dealer to comply with the  
2453 terms of any bona fide written, executed agreement, pursuant to  
2454 the sale of a motor vehicle.

2455 6. Failure to apply for transfer of a title as prescribed  
2456 in s. 319.23(6).

2457 7. Use of the dealer license identification number by any  
2458 person other than the licensed dealer or his or her designee.

2459 8. Failure to continually meet the requirements of the  
2460 licensure law.

2461 9. Representation to a customer or any advertisement to the  
2462 public representing or suggesting that a motor vehicle is a new  
2463 motor vehicle if such vehicle lawfully cannot be titled in the  
2464 name of the customer or other member of the public by the seller  
2465 using a manufacturer's statement of origin as permitted in s.

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2466 319.23(1).

2467 10. Requirement by any motor vehicle dealer that a customer  
2468 or purchaser accept equipment on his or her motor vehicle which  
2469 was not ordered by the customer or purchaser.

2470 11. Requirement by any motor vehicle dealer that any  
2471 customer or purchaser finance a motor vehicle with a specific  
2472 financial institution or company.

2473 12. Requirement by any motor vehicle dealer that the  
2474 purchaser of a motor vehicle contract with the dealer for  
2475 physical damage insurance.

2476 13. Perpetration of a fraud upon any person as a result of  
2477 dealing in motor vehicles, including, without limitation, the  
2478 misrepresentation to any person by the licensee of the  
2479 licensee's relationship to any manufacturer, importer, or  
2480 distributor.

2481 14. Violation of any of the provisions of s. 319.35 by any  
2482 motor vehicle dealer.

2483 15. Sale by a motor vehicle dealer of a vehicle offered in  
2484 trade by a customer prior to consummation of the sale, exchange,  
2485 or transfer of a newly acquired vehicle to the customer, unless  
2486 the customer provides written authorization for the sale of the  
2487 trade-in vehicle prior to delivery of the newly acquired  
2488 vehicle.

2489 16. Willful failure to comply with any administrative rule  
2490 adopted by the department or the provisions of s. 320.131(8).

2491 17. Violation of chapter 319, this chapter, or ss. 559.901-  
2492 559.9221, which has to do with dealing in or repairing motor  
2493 vehicles or mobile homes. Additionally, in the case of used  
2494 motor vehicles, the willful violation of the federal law and

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2495 rule in 15 U.S.C. s. 2304, 16 C.F.R. part 455, pertaining to the  
2496 consumer sales window form.

2497 18. Failure to maintain evidence of notification to the  
2498 owner or coowner of a vehicle regarding registration taxes ~~or~~  
2499 ~~titling fees~~ owed as required in s. 320.02(17).

2500 19. Failure to register a mobile home salesperson with the  
2501 department as required by this section.

2502 Section 79. Subsection (2) of section 320.39, Florida  
2503 Statutes, are amended to read:

2504 320.39 Reciprocal agreements for nonresident exemption.—

2505 (2) The Department of Highway Safety and Motor Vehicles is  
2506 authorized to continue membership in the International  
2507 Registration Plan, a reciprocal agreement among the states and  
2508 the provinces of Canada which provides for proportional payment  
2509 of license fees and taxes.

2510 Section 80. Subsection (2) of section 320.781, Florida  
2511 Statutes, is amended to read:

2512 320.781 Mobile Home and Recreational Vehicle Protection  
2513 Trust Fund.—

2514 (2) ~~Beginning October 1, 1990,~~ The department shall charge  
2515 and collect an additional tax fee of \$1 for each new mobile home  
2516 and new recreational vehicle title transaction for which it  
2517 charges a tax fee. This additional tax fee shall be deposited  
2518 into the trust fund. The Department of Highway Safety and Motor  
2519 Vehicles shall charge a fee of \$40 per annual dealer and  
2520 manufacturer license and license renewal, which shall be  
2521 deposited into the trust fund. The sums deposited in the trust  
2522 fund shall be used exclusively for carrying out the purposes of  
2523 this section. These sums may be invested and reinvested by the

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2524 Chief Financial Officer under the same limitations as apply to  
2525 investment of other state funds, with all interest from these  
2526 investments deposited to the credit of the trust fund.

2527 Section 81. Subsections (1), (3), and (8) of section  
2528 322.051, Florida Statutes, are amended to read:

2529 322.051 Identification cards.—

2530 (1) Any person who is 5 years of age or older, or any  
2531 person who has a disability, regardless of age, who applies for  
2532 a disabled parking permit under s. 320.0848, may be issued an  
2533 identification card by the department upon completion of an  
2534 application and payment of an application tax fee.

2535 (a) The application must include the following information  
2536 regarding the applicant:

2537 1. Full name (first, middle or maiden, and last), gender,  
2538 proof of social security card number satisfactory to the  
2539 department, which may include a military identification card,  
2540 county of residence, mailing address, proof of residential  
2541 address satisfactory to the department, country of birth, and a  
2542 brief description.

2543 2. Proof of birth date satisfactory to the department.

2544 3. Proof of identity satisfactory to the department. Such  
2545 proof must include one of the following documents issued to the  
2546 applicant:

2547 a. A driver license record or identification card record  
2548 from another jurisdiction that required the applicant to submit  
2549 a document for identification which is substantially similar to  
2550 a document required under sub-subparagraph b., sub-subparagraph  
2551 c., sub-subparagraph d., sub-subparagraph e., sub-subparagraph  
2552 f., sub-subparagraph g., or sub-subparagraph h.;

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- 2553           b. A certified copy of a United States birth certificate;
- 2554           c. A valid, unexpired United States passport;
- 2555           d. A naturalization certificate issued by the United States
- 2556 Department of Homeland Security;
- 2557           e. A valid, unexpired alien registration receipt card
- 2558 (green card);
- 2559           f. A Consular Report of Birth Abroad provided by the United
- 2560 States Department of State;
- 2561           g. An unexpired employment authorization card issued by the
- 2562 United States Department of Homeland Security; or
- 2563           h. Proof of nonimmigrant classification provided by the
- 2564 United States Department of Homeland Security, for an original
- 2565 identification card. In order to prove nonimmigrant
- 2566 classification, an applicant must provide at least one of the
- 2567 following documents. In addition, the department may require
- 2568 applicants to produce United States Department of Homeland
- 2569 Security documents for the sole purpose of establishing the
- 2570 maintenance of, or efforts to maintain, continuous lawful
- 2571 presence:
- 2572           (I) A notice of hearing from an immigration court
- 2573 scheduling a hearing on any proceeding.
- 2574           (II) A notice from the Board of Immigration Appeals
- 2575 acknowledging pendency of an appeal.
- 2576           (III) A notice of the approval of an application for
- 2577 adjustment of status issued by the United States Citizenship and
- 2578 Immigration Services.
- 2579           (IV) An official documentation confirming the filing of a
- 2580 petition for asylum or refugee status or any other relief issued
- 2581 by the United States Citizenship and Immigration Services.

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2582 (V) A notice of action transferring any pending matter from  
2583 another jurisdiction to Florida, issued by the United States  
2584 Citizenship and Immigration Services.

2585 (VI) An order of an immigration judge or immigration  
2586 officer granting relief that authorizes the alien to live and  
2587 work in the United States, including, but not limited to,  
2588 asylum.

2589 (VII) Evidence that an application is pending for  
2590 adjustment of status to that of an alien lawfully admitted for  
2591 permanent residence in the United States or conditional  
2592 permanent resident status in the United States, if a visa number  
2593 is available having a current priority date for processing by  
2594 the United States Citizenship and Immigration Services.

2595 (VIII) On or after January 1, 2010, an unexpired foreign  
2596 passport with an unexpired United States Visa affixed,  
2597 accompanied by an approved I-94, documenting the most recent  
2598 admittance into the United States.

2599  
2600 An identification card issued based on documents required in  
2601 sub-subparagraph g. or sub-subparagraph h. is valid for a period  
2602 not to exceed the expiration date of the document presented or 1  
2603 year, whichever occurs first.

2604 (b) An application for an identification card must be  
2605 signed and verified by the applicant in a format designated by  
2606 the department before a person authorized to administer oaths  
2607 and payment of the applicable tax ~~fee~~ pursuant to s. 322.21.

2608 (3) If an identification card issued under this section is  
2609 lost, destroyed, or mutilated or a new name is acquired, the  
2610 person to whom it was issued may obtain a duplicate upon

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2611 furnishing satisfactory proof of such fact to the department and  
2612 upon payment of a tax fee as provided in s. 322.21. The tax fee  
2613 must include payment for the color photograph or digital image  
2614 of the applicant. Any person who loses an identification card  
2615 and who, after obtaining a duplicate, finds the original card  
2616 shall immediately surrender the original card to the department.  
2617 The same documentary evidence shall be furnished for a duplicate  
2618 as for an original identification card.

2619 (8)(a) The department shall, upon receipt of the required  
2620 tax fee, issue to each qualified applicant for an identification  
2621 card a color photographic or digital image identification card  
2622 bearing a fullface photograph or digital image of the  
2623 identification cardholder. Notwithstanding chapter 761 or s.  
2624 761.05, the requirement for a fullface photograph or digital  
2625 image of the identification cardholder may not be waived. A  
2626 space shall be provided upon which the identification cardholder  
2627 shall affix his or her usual signature, as required in s.  
2628 322.14, in the presence of an authorized agent of the department  
2629 so as to ensure that such signature becomes a part of the  
2630 identification card.

2631 (b)1. The word "Veteran" must be exhibited on the  
2632 identification card of a veteran upon the presentation of a copy  
2633 of the person's:

2634 a. DD Form 214, issued by the United States Department of  
2635 Defense;

2636 b. Veteran health identification card, issued by the United  
2637 States Department of Veterans Affairs;

2638 c. Veteran identification card, issued by the United States  
2639 Department of Veterans Affairs pursuant to the Veterans

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2640 Identification Card Act of 2015, Pub. L. No. 114-31; or

2641 d. Other acceptable form specified by the Department of  
2642 Veterans' Affairs.

2643 2. Until a veteran's identification card is next renewed,  
2644 the veteran may have the word "Veteran" added to his or her  
2645 identification card upon surrender of his or her current  
2646 identification card and presentation of any of the forms of  
2647 identification specified in subparagraph 1. If the applicant is  
2648 not conducting any other transaction affecting the  
2649 identification card, a replacement identification card must be  
2650 issued with the word "Veteran" without payment of the tax fee  
2651 required in s. 322.21(1)(f)3.

2652 (c) The international symbol for the deaf and hard of  
2653 hearing shall be exhibited on the identification card of a  
2654 person who is deaf or hard of hearing upon the payment of an  
2655 additional \$1 fee for the identification card and the  
2656 presentation of sufficient proof that the person is deaf or hard  
2657 of hearing as determined by the department. Until a person's  
2658 identification card is next renewed, the person may have the  
2659 symbol added to his or her identification card upon surrender of  
2660 his or her current identification card, payment of a \$2 fee to  
2661 be deposited into the Highway Safety Operating Trust Fund, and  
2662 presentation of sufficient proof that the person is deaf or hard  
2663 of hearing as determined by the department. If the applicant is  
2664 not conducting any other transaction affecting the  
2665 identification card, a replacement identification card may be  
2666 issued with the symbol without payment of the tax fee required  
2667 in s. 322.21(1)(f)3. For purposes of this paragraph, the  
2668 international symbol for the deaf and hard of hearing is

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2669 substantially as follows:

2670

2671 (d) The department shall include symbols representing the  
2672 following on an identification card upon the payment of an  
2673 additional \$1 fee by an applicant who meets the requirements of  
2674 subsection (1) and presents his or her:

- 2675 1. Lifetime freshwater fishing license;
- 2676 2. Lifetime saltwater fishing license;
- 2677 3. Lifetime hunting license;
- 2678 4. Lifetime sportsman's license; or
- 2679 5. Lifetime boater safety identification card.

2680

2681 A person may replace his or her identification card before its  
2682 expiration date with a card that includes his or her status as a  
2683 lifetime licensee or boater safety cardholder upon surrender of  
2684 his or her current identification card, payment of a \$2 fee to  
2685 be deposited into the Highway Safety Operating Trust Fund, and  
2686 presentation of the person's lifetime license or card. If the  
2687 sole purpose of the replacement identification card is the  
2688 inclusion of the applicant's status as a lifetime licensee or  
2689 cardholder, the replacement identification card must be issued  
2690 without payment of the tax ~~fee~~ required in s. 322.21(1)(f)3.

2691 (e)1. Upon request by a person who has a developmental  
2692 disability, or by a parent or guardian of a child or ward who  
2693 has a developmental disability, the department shall issue an  
2694 identification card exhibiting a capital "D" for the person,  
2695 child, or ward if the person or the parent or guardian of the  
2696 child or ward submits:

- 2697 a. Payment of a an ~~an additional~~ \$1 fee; and

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2698           b. Proof acceptable to the department of a diagnosis by a  
2699 licensed physician of a developmental disability as defined in  
2700 s. 393.063.

2701           2. The department shall deposit the ~~additional~~ \$1 fee into  
2702 the Agency for Persons with Disabilities Operations and  
2703 Maintenance Trust Fund under s. 20.1971(2).

2704           3. A replacement identification card that includes the  
2705 designation may be issued without payment of the tax fee  
2706 required under s. 322.21(1)(f).

2707           4. The department shall develop rules to facilitate the  
2708 issuance, requirements, and oversight of developmental  
2709 disability identification cards under this section.

2710           Section 82. Subsection (2) of section 322.12, Florida  
2711 Statutes, is amended to read:

2712           322.12 Examination of applicants.—

2713           (2) The department shall examine every applicant for a  
2714 driver license, including an applicant who is licensed in  
2715 another state or country, except as otherwise provided in this  
2716 chapter. A person who holds a learner's driver license as  
2717 provided for in s. 322.1615 is not required to pay a tax fee for  
2718 successfully completing the examination showing his or her  
2719 ability to operate a motor vehicle as provided for herein and  
2720 need not pay the tax fee for a replacement license as provided  
2721 in s. 322.17(2).

2722           Section 83. Paragraph (c) of subsection (1) of section  
2723 322.135, Florida Statutes, is amended to read:

2724           322.135 Driver license agents.—

2725           (1) The department shall, upon application, authorize by  
2726 interagency agreement any or all of the tax collectors who are

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2727 constitutional officers under s. 1(d), Art. VIII of the State  
2728 Constitution in the several counties of the state, subject to  
2729 the requirements of law, in accordance with rules of the  
2730 department, to serve as its agent for the provision of specified  
2731 driver license services.

2732 (c) A service fee of \$6.25 must be charged, in addition to  
2733 the taxes ~~fees~~ set forth in this chapter, for providing all  
2734 services pursuant to this chapter. The service fee may not be  
2735 charged:

2736 1. More than once per customer during a single visit to a  
2737 tax collector's office.

2738 2. For a reexamination requested by the Medical Advisory  
2739 Board or required pursuant to s. 322.221.

2740 3. For a voter registration transaction.

2741 4. In violation of any federal or state law.

2742 5. To a veteran receiving any service pursuant to this  
2743 chapter, upon presentation of a copy of the veteran's:

2744 a. DD Form 214, issued by the United States Department of  
2745 Defense;

2746 b. Veteran health identification card, issued by the United  
2747 States Department of Veterans Affairs;

2748 c. Veteran identification card, issued by the United States  
2749 Department of Veterans Affairs pursuant to the Veterans  
2750 Identification Card Act of 2015, Pub. L. No. 114-31; or

2751 d. Other acceptable form specified by the Department of  
2752 Veterans' Affairs.

2753 Section 84. Paragraphs (a), (c), (d), and (e) of subsection  
2754 (1) of section 322.14, Florida Statutes, are amended to read:

2755 322.14 Licenses issued to drivers.—

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2756 (1) (a) The department shall, upon successful completion of  
2757 all required examinations and payment of the required taxes and  
2758 fees ~~fee~~, issue to every qualified applicant a driver license  
2759 that must bear a color photograph or digital image of the  
2760 licensee; the name of the state; a distinguishing number  
2761 assigned to the licensee; and the licensee's full name, date of  
2762 birth, and residence address; a brief description of the  
2763 licensee, including, but not limited to, the licensee's gender  
2764 and height; and the dates of issuance and expiration of the  
2765 license. A space shall be provided upon which the licensee shall  
2766 affix his or her usual signature. A license is invalid until it  
2767 has been signed by the licensee except that the signature of the  
2768 licensee is not required if it appears thereon in facsimile or  
2769 if the licensee is not present within the state at the time of  
2770 issuance.

2771 (c) The international symbol for the deaf and hard of  
2772 hearing provided in s. 322.051(8)(c) shall be exhibited on the  
2773 driver license of a person who is deaf or hard of hearing upon  
2774 the payment of an additional \$1 fee for the license and the  
2775 presentation of sufficient proof that the person is deaf or hard  
2776 of hearing as determined by the department. Until a person's  
2777 license is next renewed, the person may have the symbol added to  
2778 his or her license upon the surrender of his or her current  
2779 license, payment of a \$2 fee to be deposited into the Highway  
2780 Safety Operating Trust Fund, and presentation of sufficient  
2781 proof that the person is deaf or hard of hearing as determined  
2782 by the department. If the applicant is not conducting any other  
2783 transaction affecting the driver license, a replacement license  
2784 may be issued with the symbol without payment of the tax ~~fee~~

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2785 required in s. 322.21(1)(e).

2786 (d)1. The word "Veteran" must be exhibited on the driver  
2787 license of a veteran upon the presentation of a copy of the  
2788 person's:

2789 a. DD Form 214, issued by the United States Department of  
2790 Defense;

2791 b. Veteran health identification card, issued by the United  
2792 States Department of Veterans Affairs;

2793 c. Veteran identification card, issued by the United States  
2794 Department of Veterans Affairs pursuant to the Veterans  
2795 Identification Card Act of 2015, Pub. L. No. 114-31; or

2796 d. Other acceptable form specified by the Department of  
2797 Veterans' Affairs.

2798 2. Until a veteran's license is next renewed, the veteran  
2799 may have the word "Veteran" added to his or her license upon  
2800 surrender of his or her current license and presentation of any  
2801 of the forms of identification specified in subparagraph 1. If  
2802 the applicant is not conducting any other transaction affecting  
2803 the driver license, a replacement license must be issued with  
2804 the word "Veteran" without payment of the tax ~~fee~~ required in s.  
2805 322.21(1)(e).

2806 (e) The department shall include symbols representing the  
2807 following on a driver license upon the payment of an additional  
2808 \$1 fee by an applicant who meets the requirements of s. 322.08  
2809 and presents his or her:

- 2810 1. Lifetime freshwater fishing license;
- 2811 2. Lifetime saltwater fishing license;
- 2812 3. Lifetime hunting license;
- 2813 4. Lifetime sportsman's license; or

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2814 5. Lifetime boater safety identification card.

2815

2816 A person may replace his or her driver license before its  
2817 expiration date with a license that includes his or her status  
2818 as a lifetime licensee or boater safety cardholder upon  
2819 surrender of his or her current driver license, payment of a \$2  
2820 fee to be deposited into the Highway Safety Operating Trust  
2821 Fund, and presentation of the person's lifetime license or  
2822 identification card. If the sole purpose of the replacement  
2823 driver license is the inclusion of the applicant's status as a  
2824 lifetime licensee or cardholder, the replacement driver license  
2825 must be issued without payment of the tax ~~fee~~ required in s.  
2826 322.21(1)(e).

2827 Section 85. Subsections (1) and (2) of section 322.142,  
2828 Florida Statutes, are amended to read:

2829 322.142 Color photographic or digital imaged licenses.—

2830 (1) The department shall, upon receipt of the required  
2831 taxes and fees ~~fee~~, issue to each qualified applicant for a  
2832 driver license a color photographic or digital imaged driver  
2833 license bearing a fullface photograph or digital image of the  
2834 licensee. Notwithstanding chapter 761 or s. 761.05, the  
2835 requirement for a fullface photograph or digital image of the  
2836 licensee may not be waived. A space shall be provided upon which  
2837 the licensee shall affix his or her usual signature, as required  
2838 in s. 322.14, in the presence of an authorized agent of the  
2839 department so as to ensure that such signature becomes a part of  
2840 the license.

2841 (2) The department shall, upon receipt of the required  
2842 taxes and fees ~~fee~~, issue to each qualified licensee applying

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2843 for a renewal license in accordance with s. 322.18 a color  
2844 photographic or digital imaged license as provided for in  
2845 subsection (1).

2846 Section 86. Paragraph (a) of subsection (1) and subsection  
2847 (2) of section 322.17, Florida Statutes, are amended to read:

2848 322.17 Replacement licenses and permits.—

2849 (1) (a) In the event that an instruction permit or driver  
2850 license issued under the provisions of this chapter is lost or  
2851 destroyed, the person to whom the same was issued may, upon  
2852 payment of the appropriate taxes ~~fee~~ pursuant to s. 322.21,  
2853 obtain a replacement upon furnishing proof satisfactory to the  
2854 department that such permit or license has been lost or  
2855 destroyed, and further furnishing the full name, date of birth,  
2856 sex, residence and mailing address, proof of birth satisfactory  
2857 to the department, and proof of identity satisfactory to the  
2858 department.

2859 (2) Upon the surrender of the original license and the  
2860 payment of the appropriate taxes ~~fees~~ pursuant to s. 322.21, the  
2861 department shall issue a replacement license to make a change in  
2862 name, address, or restrictions.

2863 Section 87. Paragraph (a) of subsection (4), and paragraphs  
2864 (a) and (b) of subsection (8) of section 322.18, Florida  
2865 Statutes, are amended to read:

2866 322.18 Original applications, licenses, and renewals;  
2867 expiration of licenses; delinquent licenses.—

2868 (4) (a) Except as otherwise provided in this chapter, all  
2869 licenses shall be renewable every 8 years and shall be issued or  
2870 renewed upon application, payment of the taxes ~~fees~~ required by  
2871 s. 322.21, and successful passage of any required examination,

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2872 unless the department has reason to believe that the licensee is  
2873 no longer qualified to receive a license.

2874 (8) The department shall issue 8-year renewals using a  
2875 convenience service without reexamination to drivers who have  
2876 not attained 80 years of age. The department shall issue 6-year  
2877 renewals using a convenience service when the applicant has  
2878 satisfied the requirements of subsection (5).

2879 (a) If the department determines from its records that the  
2880 holder of a license about to expire is eligible for renewal, the  
2881 department shall mail a renewal notice to the licensee at his or  
2882 her last known address, not less than 30 days prior to the  
2883 licensee's birthday. The renewal notice shall direct the  
2884 licensee to appear at a driver license office for in-person  
2885 renewal or to transmit the completed renewal notice and the  
2886 taxes fees required by s. 322.21 to the department using a  
2887 convenience service.

2888 (b) Upon receipt of a properly completed renewal notice,  
2889 payment of the required taxes and fees, and upon determining  
2890 that the licensee is still eligible for renewal, the department  
2891 shall send a new license to the licensee as evidence that the  
2892 license term has been extended.

2893 Section 88. Subsections (1), (4), (5), (7), and (8) of  
2894 section 322.21, Florida Statutes, are amended to read:

2895 322.21 License taxes fees; procedure for handling and  
2896 collecting taxes and fees fees.-

2897 (1) Except as otherwise provided herein, the tax fee for:

2898 (a) An original or renewal commercial driver license is  
2899 \$75, which shall include the tax fee for driver education  
2900 provided by s. 1003.48. However, if an applicant has completed

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2901 training and is applying for employment or is currently employed  
2902 in a public or nonpublic school system that requires the  
2903 commercial license, the tax fee is the same as for a Class E  
2904 driver license. A delinquent fee of \$15 shall be added for a  
2905 renewal within 12 months after the license expiration date.

2906 (b) An original Class E driver license is \$48, which  
2907 includes the tax fee for driver education provided by s.  
2908 1003.48. However, if an applicant has completed training and is  
2909 applying for employment or is currently employed in a public or  
2910 nonpublic school system that requires a commercial driver  
2911 license, the tax fee is the same as for a Class E license.

2912 (c) The renewal or extension of a Class E driver license or  
2913 of a license restricted to motorcycle use only is \$48, except  
2914 that a delinquent fee of \$15 shall be added for a renewal or  
2915 extension made within 12 months after the license expiration  
2916 date. The tax fee provided in this paragraph includes the tax  
2917 fee for driver education provided by s. 1003.48.

2918 (d) An original driver license restricted to motorcycle use  
2919 only is \$48, which includes the tax fee for driver education  
2920 provided by s. 1003.48.

2921 (e) A replacement driver license issued pursuant to s.  
2922 322.17 is \$25. Of this amount \$7 shall be deposited into the  
2923 Highway Safety Operating Trust Fund and \$18 shall be deposited  
2924 into the General Revenue Fund. Beginning July 1, 2015, or upon  
2925 completion of the transition of driver license issuance  
2926 services, if the replacement driver license is issued by the tax  
2927 collector, the tax collector shall retain the \$7 that would  
2928 otherwise be deposited into the Highway Safety Operating Trust  
2929 Fund and the remaining revenues shall be deposited into the

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2930 General Revenue Fund.

2931 (f) An original, renewal, or replacement identification  
2932 card issued pursuant to s. 322.051 is \$25, except that an  
2933 applicant who presents evidence satisfactory to the department  
2934 that he or she is homeless as defined in s. 414.0252(7); his or  
2935 her annual income is at or below 100 percent of the federal  
2936 poverty level; or he or she is a juvenile offender who is in the  
2937 custody or under the supervision of the Department of Juvenile  
2938 Justice, is receiving services pursuant to s. 985.461, and whose  
2939 identification card is issued by the department's mobile issuing  
2940 units is exempt from such tax fee. Funds collected from taxes  
2941 ~~fees~~ for original, renewal, or replacement identification cards  
2942 shall be distributed as follows:

2943 1. For an original identification card issued pursuant to  
2944 s. 322.051, the tax fee shall be deposited into the General  
2945 Revenue Fund.

2946 2. For a renewal identification card issued pursuant to s.  
2947 322.051, \$6 shall be deposited into the Highway Safety Operating  
2948 Trust Fund, and \$19 shall be deposited into the General Revenue  
2949 Fund.

2950 3. For a replacement identification card issued pursuant to  
2951 s. 322.051, \$9 shall be deposited into the Highway Safety  
2952 Operating Trust Fund, and \$16 shall be deposited into the  
2953 General Revenue Fund. Beginning July 1, 2015, or upon completion  
2954 of the transition of the driver license issuance services, if  
2955 the replacement identification card is issued by the tax  
2956 collector, the tax collector shall retain the \$9 that would  
2957 otherwise be deposited into the Highway Safety Operating Trust  
2958 Fund and the remaining revenues shall be deposited into the

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2959 General Revenue Fund.

2960 (g) Each endorsement required by s. 322.57 is \$7.

2961 (h) A hazardous-materials endorsement, as required by s.  
2962 322.57(1)(e), shall be set by the department by rule and must  
2963 reflect the cost of the required criminal history check,  
2964 including the cost of the state and federal fingerprint check,  
2965 and the cost to the department of providing and issuing the  
2966 license. The tax fee shall not exceed \$100. This tax fee shall  
2967 be deposited in the Highway Safety Operating Trust Fund. The  
2968 department may adopt rules to administer this section.

2969 (4) If the department determines from its records or is  
2970 otherwise satisfied that the holder of a license about to expire  
2971 is entitled to have it renewed, the department shall mail a  
2972 renewal notice to the licensee at his or her last known address,  
2973 within 30 days before the licensee's birthday. The licensee  
2974 shall be issued a renewal license, after reexamination, if  
2975 required, during the 30 days immediately preceding his or her  
2976 birthday upon presenting a renewal notice, his or her current  
2977 license, and the tax fee for renewal to the department at any  
2978 driver license examining office.

2979 (5) The department shall collect and transmit all taxes  
2980 ~~fees~~ received by it under this section to the Chief Financial  
2981 Officer to be deposited into the General Revenue Fund, and  
2982 sufficient funds for the necessary expenses of the department  
2983 shall be included in the appropriations act. The taxes fees  
2984 shall be used for the maintenance and operation of the  
2985 department.

2986 (7) Any veteran honorably discharged from the Armed Forces  
2987 who has been issued a valid identification card by the

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2988 Department of Veterans' Affairs in accordance with s. 295.17,  
2989 has been determined by the United States Department of Veterans  
2990 Affairs or its predecessor to have a 100-percent total and  
2991 permanent service-connected disability rating for compensation,  
2992 or has been determined to have a service-connected total and  
2993 permanent disability rating of 100 percent, is in receipt of  
2994 disability retirement pay from any branch of the United States  
2995 Armed Services, and who is qualified to obtain a driver license  
2996 under this chapter is exempt from all taxes ~~fees~~ required by  
2997 this section.

2998 (8) A person who applies for reinstatement following the  
2999 suspension or revocation of the person's driver license must pay  
3000 a service tax ~~fee~~ of \$45 following a suspension, and \$75  
3001 following a revocation, which is in addition to the tax ~~fee~~ for  
3002 a license. A person who applies for reinstatement of a  
3003 commercial driver license following the disqualification of the  
3004 person's privilege to operate a commercial motor vehicle shall  
3005 pay a service tax ~~fee~~ of \$75, which is in addition to the tax  
3006 ~~fee~~ for a license. The department shall collect all of these  
3007 taxes ~~fees~~ at the time of reinstatement. The department shall  
3008 issue proper receipts for such taxes ~~fees~~ and shall promptly  
3009 transmit all funds received by it as follows:

3010 (a) Of the \$45 tax ~~fee~~ received from a licensee for  
3011 reinstatement following a suspension:

3012 1. If the reinstatement is processed by the department, the  
3013 department shall deposit \$15 in the General Revenue Fund and \$30  
3014 in the Highway Safety Operating Trust Fund.

3015 2. If the reinstatement is processed by the tax collector,  
3016 \$15, less the general revenue service charge set forth in s.

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3017 215.20(1), shall be retained by the tax collector, \$15 shall be  
3018 deposited into the Highway Safety Operating Trust Fund, and \$15  
3019 shall be deposited into the General Revenue Fund.

3020 (b) Of the \$75 tax ~~fee~~ received from a licensee for  
3021 reinstatement following a revocation or disqualification:

3022 1. If the reinstatement is processed by the department, the  
3023 department shall deposit \$35 in the General Revenue Fund and \$40  
3024 in the Highway Safety Operating Trust Fund.

3025 2. If the reinstatement is processed by the tax collector,  
3026 \$20, less the general revenue service charge set forth in s.  
3027 215.20(1), shall be retained by the tax collector, \$20 shall be  
3028 deposited into the Highway Safety Operating Trust Fund, and \$35  
3029 shall be deposited into the General Revenue Fund.

3030  
3031 If the revocation or suspension of the driver license was for a  
3032 violation of s. 316.193, or for refusal to submit to a lawful  
3033 breath, blood, or urine test, an additional tax ~~fee~~ of \$130 must  
3034 be charged. However, only one \$130 tax ~~fee~~ may be collected from  
3035 one person convicted of violations arising out of the same  
3036 incident. The department shall collect the \$130 tax ~~fee~~ and  
3037 deposit the tax ~~fee~~ into the Highway Safety Operating Trust Fund  
3038 at the time of reinstatement of the person's driver license, but  
3039 the tax ~~fee~~ may not be collected if the suspension or revocation  
3040 is overturned. If the revocation or suspension of the driver  
3041 license was for a conviction for a violation of s. 817.234(8) or  
3042 (9) or s. 817.505, an additional tax ~~fee~~ of \$180 is imposed for  
3043 each offense. The department shall collect and deposit the  
3044 additional tax ~~fee~~ into the Highway Safety Operating Trust Fund  
3045 at the time of reinstatement of the person's driver license.

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3046 Section 89. Subsection (1) of section 322.22, Florida  
3047 Statutes, is amended to read:

3048 322.22 Authority of department to cancel or refuse to issue  
3049 or renew license.—

3050 (1) The department may cancel or withhold issuance or  
3051 renewal of any driver license, upon determining that the  
3052 licensee was not entitled to the issuance thereof, or that the  
3053 licensee failed to give the required or correct information in  
3054 his or her application or committed any fraud in making such  
3055 application, or that the licensee has two or more licenses on  
3056 file with the department, each in a different name but bearing  
3057 the photograph of the licensee, unless the licensee has complied  
3058 with the requirements of this chapter in obtaining the licenses.  
3059 The department may cancel or withhold issuance or renewal of any  
3060 driver license, identification card, vehicle or vessel  
3061 registration, or fuel-use decal if the licensee fails to pay the  
3062 correct taxes and fees ~~fee~~ or pays for any driver license,  
3063 identification card, vehicle or vessel registration, or fuel-use  
3064 decal; pays any tax liability, penalty, or interest specified in  
3065 chapter 207; or pays any administrative, delinquency, or  
3066 reinstatement tax ~~fee~~ by a dishonored check.

3067 Section 90. Subsection (4) and paragraph (a) of subsection  
3068 (7) of section 322.251, Florida Statutes, are amended to read:

3069 322.251 Notice of cancellation, suspension, revocation, or  
3070 disqualification of license.—

3071 (4) A person whose privilege to operate a commercial motor  
3072 vehicle is temporarily disqualified may, upon surrendering his  
3073 or her commercial driver license, be issued a Class E driver  
3074 license, valid for the length of his or her unexpired commercial

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3075 driver license, at no cost. Such person may, upon the completion  
3076 of his or her disqualification, be issued a commercial driver  
3077 license, of the type disqualified, for the remainder of his or  
3078 her unexpired license period. Any such person shall pay the  
3079 reinstatement tax ~~fee~~ provided in s. 322.21 before being issued  
3080 a commercial driver license.

3081 (7) (a) A person whose driving privilege is suspended or  
3082 revoked pursuant to s. 832.09 shall be notified, pursuant to  
3083 this section, and the notification shall direct the person to  
3084 surrender himself or herself to the sheriff who entered the  
3085 warrant to satisfy the conditions of the warrant. A person whose  
3086 driving privilege is suspended or revoked under this subsection  
3087 shall not have his or her driving privilege reinstated for any  
3088 reason other than:

3089 1. Full payment of any restitution, court costs, and fees  
3090 incurred as a result of a warrant or capias being issued  
3091 pursuant to s. 832.09;

3092 2. The cancellation of the warrant or capias from the  
3093 Department of Law Enforcement recorded by the entering agency;  
3094 and

3095 3. The payment of an additional tax ~~fee~~ of \$10 to the  
3096 Department of Highway Safety and Motor Vehicles to be paid into  
3097 the Highway Safety Operating Trust Fund; or

3098 4. The department has modified the suspension or revocation  
3099 of the license pursuant to s. 322.271 restoring the driving  
3100 privilege solely for business or employment purposes.

3101 Section 91. Subsection (2) of section 322.29, Florida  
3102 Statutes, is amended to read:

3103 322.29 Surrender and return of license.—

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3104 (2) Notwithstanding subsection (1), an examination is not  
3105 required for the return of a license suspended under s. 318.15  
3106 or s. 322.245 unless an examination is otherwise required by  
3107 this chapter. A person applying for the return of a license  
3108 suspended under s. 318.15 or s. 322.245 must present to the  
3109 department certification from the court that he or she has  
3110 complied with all obligations and penalties imposed pursuant to  
3111 s. 318.15 or, in the case of a suspension pursuant to s.  
3112 322.245, that he or she has complied with all directives of the  
3113 court and the requirements of s. 322.245 and shall pay to the  
3114 department a nonrefundable service tax ~~fee~~ of \$60, of which  
3115 \$37.50 shall be deposited into the General Revenue Fund and  
3116 \$22.50 shall be deposited into the Highway Safety Operating  
3117 Trust Fund. If reinstated by the clerk of the court or tax  
3118 collector, \$37.50 shall be retained and \$22.50 shall be remitted  
3119 to the Department of Revenue for deposit into the Highway Safety  
3120 Operating Trust Fund. However, the service tax ~~fee~~ is not  
3121 required if the person is required to pay a \$45 tax ~~fee~~ or \$75  
3122 tax ~~fee~~ under s. 322.21(8).

3123 Section 92. Paragraph (d) of subsection (4) of section  
3124 376.307, Florida Statutes, is amended to read:

3125 376.307 Water Quality Assurance Trust Fund.—

3126 (4) The trust fund shall be funded as follows:

3127 (d) The surtax ~~fee~~ on the retail sale of lead-acid  
3128 batteries credited to the Water Quality Assurance Trust Fund  
3129 under s. 403.7185.

3130 Section 93. Paragraph (a) of subsection (2) of section  
3131 395.003, Florida Statutes, is amended to read:

3132 395.003 Licensure; denial, suspension, and revocation.—

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3133 (2) (a) In addition to the requirements in part II of  
3134 chapter 408, the agency shall, at the request of a licensee,  
3135 issue a single license to a licensee for facilities located on  
3136 separate premises. Such a license shall specifically state the  
3137 location of the facilities, the services, and the licensed beds  
3138 available on each separate premises. If a licensee requests a  
3139 single license, the licensee shall designate which facility or  
3140 office is responsible for receipt of information, payment of  
3141 taxes and fees, service of process, and all other activities  
3142 necessary for the agency to carry out the provisions of this  
3143 part.

3144 Section 94. Subsections (2) through (5) of section 395.701,  
3145 Florida Statutes, are amended to read:

3146 395.701 Annual taxes ~~assessments~~ on net operating revenues  
3147 for inpatient and outpatient services to fund public medical  
3148 assistance; administrative fines for failure to pay taxes  
3149 ~~assessments~~ when due; exemption.-

3150 (2) (a) There is imposed upon each hospital a tax ~~an~~  
3151 ~~assessment~~ in an amount equal to 1.5 percent of the annual net  
3152 operating revenue for inpatient services for each hospital, such  
3153 revenue to be determined by the agency, based on the actual  
3154 experience of the hospital as reported to the agency. Within 6  
3155 months after the end of each hospital fiscal year, the agency  
3156 shall certify the amount of the tax ~~assessment~~ for each  
3157 hospital. The tax ~~assessment~~ shall be payable to and collected  
3158 by the agency in equal quarterly amounts, on or before the first  
3159 day of each calendar quarter, beginning with the first full  
3160 calendar quarter that occurs after the agency certifies the  
3161 amount of the tax ~~assessment~~ for each hospital. All moneys

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3162 collected pursuant to this subsection shall be deposited into  
3163 the Public Medical Assistance Trust Fund.

3164 (b) There is imposed upon each hospital a tax ~~an assessment~~  
3165 in an amount equal to 1 percent of the annual net operating  
3166 revenue for outpatient services for each hospital, such revenue  
3167 to be determined by the agency, based on the actual experience  
3168 of the hospital as reported to the agency. While prior year  
3169 report worksheets may be reconciled to the hospital's audited  
3170 financial statements, no additional audited financial components  
3171 may be required for the purposes of determining the amount of  
3172 the tax ~~assessment~~ imposed pursuant to this section other than  
3173 those in effect on July 1, 2000. Within 6 months after the end  
3174 of each hospital fiscal year, the agency shall certify the  
3175 amount of the tax ~~assessment~~ for each hospital. The tax  
3176 ~~assessment~~ shall be payable to and collected by the agency in  
3177 equal quarterly amounts, on or before the first day of each  
3178 calendar quarter, beginning with the first full calendar quarter  
3179 that occurs after the agency certifies the amount of the tax  
3180 ~~assessment~~ for each hospital. All moneys collected pursuant to  
3181 this subsection shall be deposited into the Public Medical  
3182 Assistance Trust Fund.

3183 (3) The agency shall impose an administrative fine, not to  
3184 exceed \$500 per day, for failure of any hospital to pay its tax  
3185 ~~assessment~~ by the first day of the calendar quarter on which it  
3186 is due. The failure of a hospital to pay its tax ~~assessment~~  
3187 within 30 days after the tax ~~assessment~~ is due is ground for the  
3188 agency to impose an administrative fine not to exceed \$5,000 per  
3189 day.

3190 (4) The purchaser, successor, or assignee of a facility

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3191 subject to the agency's jurisdiction shall assume full liability  
3192 for any taxes imposed under this section, assessments, fines, or  
3193 penalties of the facility or its employees, regardless of when  
3194 identified. Such taxes imposed under this section, assessments,  
3195 fines, or penalties shall be paid by the employee, owner, or  
3196 licensee who incurred them, within 15 days of the sale,  
3197 transfer, or assignment. However, the purchaser, successor, or  
3198 assignee of the facility may withhold such taxes imposed under  
3199 this section, assessments, fines, or penalties from purchase  
3200 moneys or payment due to the seller, transferor, or employee,  
3201 and shall make such payment on behalf of the seller, transferor,  
3202 or employee. Any employer, purchaser, successor, or assignee who  
3203 fails to withhold sufficient funds to pay assessments, fines, or  
3204 penalties arising under the provisions of chapter 408 shall make  
3205 such payments within 15 days of the date of the transfer,  
3206 purchase, or assignment. Failure by the transferee to make  
3207 payments as provided in this subsection shall subject such  
3208 transferee to the penalties and assessments provided in chapter  
3209 408. Further, in the event of sale, transfer, or assignment of  
3210 any facility under the agency's jurisdiction, future taxes  
3211 ~~assessments~~ shall be based upon the most recently available  
3212 prior year report or audited actual experience for the facility.  
3213 It shall be the responsibility of the new owner or licensee to  
3214 require the production of the audited financial data for the  
3215 period of operation of the prior owner. If the transferee fails  
3216 to obtain current audited financial data from the previous owner  
3217 or licensee, the new owner shall be assessed based upon the most  
3218 recent year of operation for which 12 months of audited actual  
3219 experience are available or upon a reasonable estimate of 12

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3220 months of full operation as calculated by the agency.

3221 (5) A statutory teaching hospital that had 100,000 or more  
3222 Medicaid covered days during the most recent fiscal year may  
3223 elect to have its tax ~~assessment~~ imposed pursuant to subsection  
3224 (2) deducted from any Medicaid disproportionate share payment  
3225 due to such hospital for the quarter ending 6 months after the  
3226 tax ~~assessment~~ due date. If the tax ~~assessment~~ is greater than  
3227 the disproportionate share payment, or if no disproportionate  
3228 share payment is due the hospital, the difference, or full  
3229 amount of the tax ~~assessment~~ in cases in which no payment is  
3230 due, shall be paid on or before the date the disproportionate  
3231 share payment is made or would have been made.

3232 Section 95. Section 395.7015, Florida Statutes, is  
3233 repealed.

3234 Section 96. Section 395.7016, Florida Statutes, is amended  
3235 to read:

3236 395.7016 Annual appropriation.—The Legislature shall  
3237 appropriate each fiscal year from either the General Revenue  
3238 Fund or the Agency for Health Care Administration Tobacco  
3239 Settlement Trust Fund an amount sufficient to replace the funds  
3240 lost due to ~~reduction by chapter 2000-256, Laws of Florida, of~~  
3241 ~~the assessment on other health care entities under s. 395.7015,~~  
3242 ~~and~~ the reduction by chapter 2000-256 in the assessment on  
3243 hospitals under s. 395.701, and to maintain federal approval of  
3244 the reduced amount of funds deposited into the Public Medical  
3245 Assistance Trust Fund under s. 395.701, as state match for the  
3246 state's Medicaid program.

3247 Section 97. Section 403.718, Florida Statutes, is amended  
3248 to read:

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3249 403.718 Waste tire surtaxes ~~fees~~.-

3250 (1) For the privilege of engaging in business, a surtax ~~fee~~  
3251 for each new motor vehicle tire sold at retail, including those  
3252 sold to any governmental entity, is imposed on any person  
3253 engaging in the business of making retail sales of new motor  
3254 vehicle tires within this state. The surtax ~~fee~~ imposed under  
3255 this section shall be stated separately on the invoice to the  
3256 purchaser. Such surtax ~~fee~~ shall be imposed at the rate of \$1  
3257 for each new tire sold. The surtax ~~fee~~ imposed shall be paid to  
3258 the Department of Revenue on or before the 20th day of the month  
3259 following the month in which the sale occurs. For purposes of  
3260 this section, a motor vehicle tire sold at retail includes such  
3261 tires when sold as a component part of a motor vehicle. The  
3262 terms "sold at retail" and "retail sales" do not include the  
3263 sale of new motor vehicle tires to a person solely for the  
3264 purpose of resale provided the subsequent retail sale in this  
3265 state is subject to the surtax ~~fee~~. This surtax ~~fee~~ does not  
3266 apply to recapped tires. Such surtax ~~fee~~ shall be subject to all  
3267 applicable taxes imposed in chapter 212.

3268 (2) The surtax ~~fee~~ imposed by this section shall be  
3269 reported to the Department of Revenue. The payment shall be  
3270 accompanied by such form as the Department of Revenue may  
3271 prescribe. The proceeds of the waste tire surtax ~~fee~~, less  
3272 administrative costs, shall be transferred by the Department of  
3273 Revenue into the Solid Waste Management Trust Fund. For the  
3274 purposes of this section, "proceeds" of the surtax ~~fee~~ means all  
3275 funds collected and received by the department hereunder,  
3276 including interest and penalties on delinquent surtaxes ~~fees~~.  
3277 The amount deducted for the costs of administration must not

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3278 exceed 3 percent of the total revenues collected hereunder and  
3279 may include only those costs reasonably attributable to the  
3280 surtax fee.

3281 (3) (a) The Department of Revenue shall administer, collect,  
3282 and enforce the surtax fee authorized under this section  
3283 pursuant to the same procedures used in the administration,  
3284 collection, and enforcement of the general state sales tax  
3285 imposed under chapter 212, except as provided in this section.  
3286 The provisions of this section regarding the authority to audit  
3287 and make assessments, keeping of books and records, and interest  
3288 and penalties on delinquent surtaxes fees apply. The surtax fee  
3289 shall not be included in the computation of estimated taxes  
3290 pursuant to s. 212.11 nor shall the dealer's credit for  
3291 collecting taxes or fees in s. 212.12 apply to this surtax fee.

3292 (b) The Department of Revenue is authorized to employ  
3293 persons and incur other expenses for which funds are  
3294 appropriated by the Legislature. The department is empowered to  
3295 adopt such rules and shall prescribe and publish such forms as  
3296 are necessary to effectuate the purposes of this section. The  
3297 department is authorized to establish audit procedures and to  
3298 assess delinquent taxes fees.

3299 Section 98. Section 403.7185, Florida Statutes, is amended  
3300 to read:

3301 403.7185 Lead-acid battery surtaxes fees.-

3302 (1) For the privilege of engaging in business, a surtax fee  
3303 for each new or remanufactured lead-acid battery sold at retail,  
3304 including those sold to any governmental entity, is imposed on  
3305 any person engaging in the business of making retail sales of  
3306 lead-acid batteries within this state. Such surtax fee shall be

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3307 imposed at the rate of \$1.50 for each new or remanufactured  
3308 lead-acid battery sold. However, the surtax ~~fee~~ shall not be  
3309 imposed on any battery which has previously been taxed pursuant  
3310 to s. 206.9935(2), provided the person claiming exemption from  
3311 the tax can document payment of such tax. The surtax ~~fee~~ imposed  
3312 shall be paid to the Department of Revenue on or before the 20th  
3313 day of the month following the calendar month in which the sale  
3314 occurs. The department may authorize a quarterly return under  
3315 the conditions described in s. 212.11(1)(c). A dealer selling  
3316 motor vehicles, vessels, or aircraft at retail can purchase  
3317 lead-acid batteries exempt as a sale for resale by presenting a  
3318 sales tax resale certificate. However, if a dealer thereafter  
3319 withdraws any such battery from inventory to put into a new or  
3320 used motor vehicle, vessel, or aircraft for sale, to use on her  
3321 or his own motor vehicle, vessel, or aircraft, to give away, or  
3322 any purpose other than for resale, the dealer will owe the  
3323 surtax ~~fee~~ at the time the battery is withdrawn from inventory.  
3324 If the dealer sells the battery at retail, that sale will be  
3325 subject to the surtax ~~fee~~. If the dealer sells it to a purchaser  
3326 who presents her or him a sales tax resale certificate, the  
3327 dealer will owe no surtax ~~fee~~. The terms "sold at retail" and  
3328 "retail sales" do not include the sale of lead-acid batteries to  
3329 a person solely for the purpose of resale; however, a subsequent  
3330 retail sale of a new or remanufactured battery in this state is  
3331 subject to the surtax ~~fee~~ one time. Such surtax ~~fee~~ shall be  
3332 subject to all applicable taxes imposed in chapter 212. The  
3333 provisions of s. 212.07(4) shall not apply to the provisions of  
3334 this section. When a sale of a lead-acid battery, upon which the  
3335 surtax ~~fee~~ has been paid, is canceled or the battery is returned

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3336 to the seller, and the sale price, taxes, and surtaxes ~~fees~~ are  
3337 refunded in full to the purchaser, the seller may take credit  
3338 for the surtax ~~fee~~ previously paid. If, instead of refunding the  
3339 purchase price of the battery, the customer is given a new or  
3340 remanufactured battery in exchange for the returned battery, the  
3341 dealer cannot take credit for the surtax ~~fee~~ on the returned  
3342 battery, but no surtax ~~fee~~ is due on the new or remanufactured  
3343 battery that is given in exchange. However, no credit shall be  
3344 taken by the dealer for returns resulting in partial refunds or  
3345 partial credits on purchase of replacement batteries.

3346 (2) The surtax ~~fee~~ imposed by this section shall be  
3347 reported to the Department of Revenue. The payment shall be  
3348 accompanied by such form as the Department of Revenue may  
3349 prescribe. The proceeds of the lead-acid battery surtax ~~fee~~,  
3350 less administrative costs, shall be transferred by the  
3351 Department of Revenue into the Water Quality Assurance Trust  
3352 Fund. For the purposes of this section, "proceeds" of the surtax  
3353 ~~fee~~ shall mean all funds collected and received by the  
3354 department hereunder, including interest and penalties on  
3355 delinquent surtaxes ~~fees~~. The amount deducted for the costs of  
3356 administration shall not exceed 3 percent of the total revenues  
3357 collected hereunder and shall be only those costs reasonably  
3358 attributable to the surtax ~~fee~~.

3359 (3) (a) The Department of Revenue shall administer, collect,  
3360 and enforce the surtax ~~fee~~ authorized under this section  
3361 pursuant to the same procedures used in the administration,  
3362 collection, and enforcement of the general state sales tax  
3363 imposed under chapter 212, except as provided in this section.  
3364 The provisions of chapter 212 regarding the authority to audit

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3365 and make assessments, keeping of books and records, and interest  
3366 and penalties on delinquent surtaxes ~~fees~~ shall apply. The  
3367 surtax ~~fee~~ shall not be included in the computation of estimated  
3368 taxes pursuant to s. 212.11, nor shall the dealer's credit for  
3369 collecting taxes or fees in s. 212.12 or the exemptions in  
3370 chapter 212 apply to this surtax ~~fee~~.

3371 (b) The Department of Revenue is authorized to employ  
3372 persons and incur other expenses for which funds are  
3373 appropriated by the Legislature. The department is empowered to  
3374 adopt such rules and shall prescribe and publish such forms as  
3375 may be necessary to effectuate the purposes of this section. The  
3376 department is authorized to establish audit procedures and to  
3377 assess delinquent surtaxes ~~fees~~.

3378 Section 99. Subsection (19) of section 408.07, Florida  
3379 Statutes, is amended to read:

3380 408.07 Definitions.—As used in this chapter, with the  
3381 exception of ss. 408.031-408.045, the term:

3382 (19) "Freestanding" means that a health facility bills and  
3383 receives revenue which is not directly subject to the hospital  
3384 tax ~~assessment~~ for the Public Medical Assistance Trust Fund as  
3385 described in s. 395.701.

3386 Section 100. Subsection (1) of section 427.0159, Florida  
3387 Statutes, are amended to read:

3388 427.0159 Transportation Disadvantaged Trust Fund.—

3389 (1) There is established in the State Treasury the  
3390 Transportation Disadvantaged Trust Fund to be administered by  
3391 the Commission for the Transportation Disadvantaged. All taxes  
3392 ~~fees~~ collected for the transportation disadvantaged program  
3393 under s. 320.03(9) shall be deposited in the trust fund.

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3394 Section 101. Subsection (4) of section 605.0113, Florida  
3395 Statutes, is amended to read:

3396 605.0113 Registered agent.—

3397 (4) The department shall maintain an accurate record of the  
3398 registered agent and registered office for service of process  
3399 and shall promptly furnish information disclosed thereby upon  
3400 request and payment of the required tax ~~fee~~.

3401 Section 102. Subsection (3) of section 605.0118, Florida  
3402 Statutes, is amended to read:

3403 605.0118 Delivery of record.—

3404 (3) If a check is mailed to the department for payment of  
3405 an annual report tax ~~fee~~ or the annual tax ~~fee~~ required under s.  
3406 607.193, the check shall be deemed to have been received by the  
3407 department as of the postmark date appearing on the envelope or  
3408 package transmitting the check if the envelope or package is  
3409 received by the department.

3410 Section 103. Subsection (1) of section 605.0206, Florida  
3411 Statutes, is amended to read:

3412 605.0206 Filing requirements.—

3413 (1) A record authorized or required to be delivered to the  
3414 department for filing under this chapter must be captioned to  
3415 describe the record's purpose, be in a medium authorized by the  
3416 department, and be delivered to the department. If all filing  
3417 taxes ~~fees~~ are paid, the department shall file the record unless  
3418 the department determines that the record does not comply with  
3419 the filing requirements.

3420 Section 104. Subsection (5) of section 605.0209, Florida  
3421 Statutes, is amended to read:

3422 605.0209 Correcting filed record.—

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3423 (5) A statement of correction that is filed to correct  
3424 false, misleading, or fraudulent information is not subject to a  
3425 tax or fee of the department if the statement of correction is  
3426 delivered to the department within 15 days after the  
3427 notification of filing sent pursuant to s. 605.0210.

3428 Section 105. Subsections (1) and (2) of section 605.0211,  
3429 Florida Statutes, are amended to read:

3430 605.0211 Certificate of status.—

3431 (1) The department, upon request and payment of the  
3432 requisite tax fee, shall issue a certificate of status for a  
3433 limited liability company if the records filed in the department  
3434 show that the department has accepted and filed the company's  
3435 articles of organization. A certificate of status must state the  
3436 following:

3437 (a) The company's name.

3438 (b) That the company was organized under the laws of this  
3439 state and the date of organization.

3440 (c) Whether all taxes and fees due to the department under  
3441 this chapter have been paid.

3442 (d) If the company's most recent annual report required  
3443 under s. 605.0212 has not been filed by the department.

3444 (e) If the department has administratively dissolved the  
3445 company or received a record notifying the department that the  
3446 company has been dissolved by judicial action pursuant to s.  
3447 605.0705.

3448 (f) If the department has filed articles of dissolution for  
3449 the company.

3450 (g) If the department has accepted and filed a statement of  
3451 termination.

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3452 (2) The department, upon request and payment of the  
3453 requisite tax fee, shall furnish a certificate of status for a  
3454 foreign limited liability company if the records filed show that  
3455 the department has filed a certificate of authority. A  
3456 certificate of status for a foreign limited liability company  
3457 must state the following:

3458 (a) The foreign limited liability company's name and a  
3459 current alternate name adopted under s. 605.0906(1) for use in  
3460 this state.

3461 (b) That the foreign limited liability company is  
3462 authorized to transact business in this state.

3463 (c) Whether all taxes, fees, and penalties due to the  
3464 department under this chapter or other law have been paid.

3465 (d) If the foreign limited liability company's most recent  
3466 annual report required under s. 605.0212 has not been filed by  
3467 the department.

3468 (e) If the department has:

3469 1. Revoked the foreign limited liability company's  
3470 certificate of authority; or

3471 2. Filed a notice of withdrawal of certificate of  
3472 authority.

3473 Section 106. Subsection (6) of section 605.0212, Florida  
3474 Statutes, is amended to read:

3475 605.0212 Annual report for department.—

3476 (6) A limited liability company or foreign limited  
3477 liability company that fails to file an annual report that  
3478 complies with the requirements of this section may not maintain  
3479 or defend any action in a court of this state until the report  
3480 is filed and all taxes, fees, and penalties due under this

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3481 chapter are paid, and shall be subject to dissolution or  
3482 cancellation of its certificate of authority to transact  
3483 business as provided in this chapter.

3484 Section 107. Section 605.0213, Florida Statutes, is amended  
3485 to read:

3486 605.0213 Taxes Fees of the department.—The taxes fees of  
3487 the department under this chapter are as follows:

3488 (1) For furnishing a certified copy, \$30.

3489 (2) For filing original articles of organization or  
3490 articles of revocation of dissolution, \$100.

3491 (3) For filing a foreign limited liability company's  
3492 application for a certificate of authority to transact business,  
3493 \$100.

3494 (4) For filing a certificate of merger of limited liability  
3495 companies or other business entities, \$25 per constituent party  
3496 to the merger, unless a specific tax fee is required for a party  
3497 under other applicable law.

3498 (5) For filing an annual report, \$50.

3499 (6) For filing an application for reinstatement after an  
3500 administrative or judicial dissolution or a revocation of  
3501 authority to transact business, \$100.

3502 (7) For filing a certificate designating a registered agent  
3503 or changing a registered agent, \$25.

3504 (8) For filing a registered agent's statement of  
3505 resignation from an active limited liability company, \$85.

3506 (9) For filing a registered agent's statement of  
3507 resignation from a dissolved limited liability company, \$25.

3508 (10) For filing a certificate of conversion of a limited  
3509 liability company, \$25.

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3510 (11) For filing any other limited liability company  
3511 document, \$25.

3512 (12) For furnishing a certificate of status, \$5.

3513 Section 108. Subsection (3) of section 605.0707, Florida  
3514 Statutes, is amended to read:

3515 605.0707 Articles of dissolution; filing of articles of  
3516 dissolution.—

3517 (3) The articles of dissolution of the limited liability  
3518 company shall be delivered to the department. If the department  
3519 finds that the articles of dissolution conform to law, it shall,  
3520 when all taxes and fees have been paid as prescribed in this  
3521 chapter, file the articles of dissolution and issue a  
3522 certificate of dissolution.

3523 Section 109. Paragraph (b) of subsection (1) of section  
3524 605.0714, Florida Statutes, is amended to read:

3525 605.0714 Administrative dissolution.—

3526 (1) The department may dissolve a limited liability company  
3527 administratively if the company does not:

3528 (b) Pay a tax, fee, or penalty due to the department under  
3529 this chapter;

3530 Section 110. Subsections (1), (2), and (3) of section  
3531 605.0715, Florida Statutes, are amended to read:

3532 605.0715 Reinstatement.—

3533 (1) A limited liability company that is administratively  
3534 dissolved under s. 605.0714 or former s. 608.4481 may apply to  
3535 the department for reinstatement at any time after the effective  
3536 date of dissolution. The company must submit all taxes, fees,  
3537 and penalties then owed by the company at the rates provided by  
3538 law at the time the company applies for reinstatement, together

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3539 with an application for reinstatement prescribed and furnished  
3540 by the department, which is signed by both the registered agent  
3541 and an authorized representative of the company and states:

3542 (a) The name of the limited liability company.

3543 (b) The street address of the company's principal office  
3544 and mailing address.

3545 (c) The date of the company's organization.

3546 (d) The company's federal employer identification number  
3547 or, if none, whether one has been applied for.

3548 (e) The name, title or capacity, and address of at least  
3549 one person who has authority to manage the company.

3550 (f) Additional information that is necessary or appropriate  
3551 to enable the department to carry out this chapter.

3552 (2) In lieu of the requirement to file an application for  
3553 reinstatement as described in subsection (1), an  
3554 administratively dissolved limited liability company may submit  
3555 all taxes, fees, and penalties owed by the company to the  
3556 department at the rates provided by law at the time the company  
3557 applies for reinstatement, together with a current annual  
3558 report, signed by both the registered agent and an authorized  
3559 representative of the company, which contains the information  
3560 described in subsection (1).

3561 (3) If the department determines that an application for  
3562 reinstatement contains the information required under subsection  
3563 (1) or subsection (2) and that the information is correct, upon  
3564 payment of all required taxes ~~fees~~ and penalties owed to the  
3565 department, the department shall reinstate the limited liability  
3566 company.

3567 Section 111. Paragraph (f) of subsection (1) of section

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3568 605.0902, Florida Statutes, is amended to read:

3569 605.0902 Application for certificate of authority.—

3570 (1) A foreign limited liability company may not transact  
3571 business in this state until it obtains a certificate of  
3572 authority from the department. A foreign limited liability  
3573 company may apply for a certificate of authority to transact  
3574 business in this state by delivering an application to the  
3575 department for filing. Such application must be made on forms  
3576 prescribed by the department. The application must contain the  
3577 following:

3578 (f) Additional information as may be necessary or  
3579 appropriate in order to enable the department to determine  
3580 whether the foreign limited liability company is entitled to  
3581 file an application for a certificate of authority to transact  
3582 business in this state and to determine and assess the taxes and  
3583 fees as prescribed in this chapter.

3584 Section 112. Subsection (1) of section 605.0903, Florida  
3585 Statutes, is amended to read:

3586 605.0903 Effect of a certificate of authority.—

3587 (1) Unless the department determines that an application  
3588 for a certificate of authority of a foreign limited liability  
3589 company to transact business in this state does not comply with  
3590 the filing requirements of this chapter, the department shall,  
3591 upon payment of all filing taxes ~~fees~~, authorize the foreign  
3592 limited liability company to transact business in this state and  
3593 file the application for a certificate of authority.

3594 Section 113. Subsection (7) of section 605.0904, Florida  
3595 Statutes, is amended to read:

3596 605.0904 Effect of failure to have certificate of

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3597 authority.—

3598 (7) A foreign limited liability company that transacts  
3599 business in this state without obtaining a certificate of  
3600 authority is liable to this state for the years or parts thereof  
3601 during which it transacted business in this state without  
3602 obtaining a certificate of authority in an amount equal to all  
3603 taxes, fees, and penalties that would have been imposed by this  
3604 chapter upon the foreign limited liability company had it duly  
3605 applied for and received a certificate of authority to transact  
3606 business in this state as required under this chapter. In  
3607 addition to the payments thus prescribed, the foreign limited  
3608 liability company is liable for a civil penalty of at least \$500  
3609 but not more than \$1,000 for each year or part thereof during  
3610 which it transacts business in this state without a certificate  
3611 of authority. The department may collect all penalties due under  
3612 this subsection.

3613 Section 114. Paragraph (b) of subsection (1) of section  
3614 605.0908, Florida Statutes, is amended to read:

3615 605.0908 Revocation of certificate of authority.—

3616 (1) A certificate of authority of a foreign limited  
3617 liability company to transact business in this state may be  
3618 revoked by the department if:

3619 (b) The foreign limited liability company does not pay a  
3620 tax, fee, or penalty due to the department under this chapter;

3621 Section 115. Subsections (1), (2), and (3) of section  
3622 605.0909, Florida Statutes, are amended to read:

3623 605.0909 Reinstatement following revocation of certificate  
3624 of authority.—

3625 (1) A foreign limited liability company whose certificate

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3626 of authority has been revoked may apply to the department for  
3627 reinstatement at any time after the effective date of the  
3628 revocation. The foreign limited liability company applying for  
3629 reinstatement must submit all taxes, fees, and penalties then  
3630 owed by the foreign limited liability company to the department  
3631 at rates provided by law at the time the foreign limited  
3632 liability company applies for reinstatement, together with an  
3633 application for reinstatement prescribed and furnished by the  
3634 department, which is signed by both the registered agent and an  
3635 authorized representative of the company and states:

3636 (a) The name under which the foreign limited liability  
3637 company is registered to transact business in this state.

3638 (b) The street address of the company's principal office  
3639 and its mailing address.

3640 (c) The jurisdiction of the company's formation and the  
3641 date on which it became qualified to transact business in this  
3642 state.

3643 (d) The company's federal employer identification number  
3644 or, if none, whether one has been applied for.

3645 (e) The name, title or capacity, and address of at least  
3646 one person who has authority to manage the company.

3647 (f) Additional information that is necessary or appropriate  
3648 to enable the department to carry out this chapter.

3649 (2) In lieu of the requirement to file an application for  
3650 reinstatement as described in subsection (1), a foreign limited  
3651 liability company whose certificate of authority has been  
3652 revoked may submit all taxes, fees, and penalties owed by the  
3653 company to the department at the rates provided by law at the  
3654 time the company applies for reinstatement, together with a

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3655 current annual report, signed by both the registered agent and  
3656 an authorized representative of the company, which contains the  
3657 information described in subsection (1).

3658 (3) If the department determines that an application for  
3659 reinstatement contains the information required under subsection  
3660 (1) or subsection (2) and that the information is correct, upon  
3661 payment of all required taxes, fees, and penalties owed to the  
3662 department, the department shall reinstate the foreign limited  
3663 liability company's certificate of authority.

3664 Section 116. Section 607.0122, Florida Statutes, is amended  
3665 to read:

3666 607.0122 Taxes ~~Fees~~ for filing documents and issuing  
3667 certificates.—The Department of State shall collect the  
3668 following taxes ~~fees~~ when the documents described in this  
3669 section are delivered to the department for filing:

3670 (1) Articles of incorporation: \$35.

3671 (2) Application for registered name: \$87.50.

3672 (3) Application for renewal of registered name: \$87.50.

3673 (4) Corporation's statement of change of registered agent  
3674 or registered office or both if not included on the annual  
3675 report: \$35.

3676 (5) Designation of and acceptance by registered agent: \$35.

3677 (6) Agent's statement of resignation from active  
3678 corporation: \$87.50.

3679 (7) Agent's statement of resignation from an inactive  
3680 corporation: \$35.

3681 (8) Amendment of articles of incorporation: \$35.

3682 (9) Restatement of articles of incorporation with amendment  
3683 of articles: \$35.

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- 3684 (10) Articles of merger or share exchange for each party  
3685 thereto: \$35.
- 3686 (11) Articles of dissolution: \$35.
- 3687 (12) Articles of revocation of dissolution: \$35.
- 3688 (13) Application for reinstatement following administrative  
3689 dissolution: \$600.
- 3690 (14) Application for certificate of authority to transact  
3691 business in this state by a foreign corporation: \$35.
- 3692 (15) Application for amended certificate of authority: \$35.
- 3693 (16) Application for certificate of withdrawal by a foreign  
3694 corporation: \$35.
- 3695 (17) Annual report: \$61.25.
- 3696 (18) Articles of correction: \$35.
- 3697 (19) Application for certificate of status: \$8.75.
- 3698 (20) Certificate of domestication of a foreign corporation:  
3699 \$50.
- 3700 (21) Certified copy of document: \$52.50.
- 3701 (22) Serving as agent for substitute service of process:  
3702 \$87.50.
- 3703 (23) Supplemental corporate tax ~~fee~~: \$88.75.
- 3704 (24) Any other document required or permitted to be filed  
3705 by this act: \$35.
- 3706 Section 117. Subsection (4) of section 607.0124, Florida  
3707 Statutes, is amended to read:
- 3708 607.0124 Correcting filed document.—
- 3709 (4) Articles of correction that are filed to correct false,  
3710 misleading, or fraudulent information are not subject to a tax  
3711 ~~fee~~ of the Department of State if the articles of correction are  
3712 delivered to the Department of State within 15 days after the

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3713 notification of filing sent pursuant to s. 607.0125(2).

3714 Section 118. Subsection (5) of section 607.0125, Florida  
3715 Statutes, is amended to read:

3716 607.0125 Filing duties of Department of State.—

3717 (5) If not otherwise provided by law and the provisions of  
3718 this act, the Department of State shall determine, by rule, the  
3719 appropriate format for, number of copies of, manner of execution  
3720 of, method of electronic transmission of, and amount of and  
3721 method of payment of taxes ~~fees~~ for, any document placed under  
3722 its jurisdiction.

3723 Section 119. Paragraph (c) of subsection (2) of section  
3724 607.0128, Florida Statutes, is amended to read:

3725 607.0128 Certificate of status.—

3726 (2) A certificate of status or authorization sets forth:

3727 (c) That all taxes, fees, and penalties owed to the  
3728 department have been paid, if:

3729 1. Payment is reflected in the records of the department,  
3730 and

3731 2. Nonpayment affects the existence or authorization of the  
3732 domestic or foreign corporation;

3733 Section 120. Subsection (4) of section 607.0501, Florida  
3734 Statutes, is amended to read:

3735 607.0501 Registered office and registered agent.—

3736 (4) The Department of State shall maintain an accurate  
3737 record of the registered agents and registered offices for the  
3738 service of process and shall furnish any information disclosed  
3739 thereby promptly upon request and payment of the required tax  
3740 ~~fee~~.

3741 Section 121. Subsection (5) of section 607.0502, Florida

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3742 Statutes, is amended to read:

3743 607.0502 Change of registered office or registered agent;  
3744 resignation of registered agent.—

3745 (5) The Department of State shall collect a tax fee  
3746 pursuant to s. 15.09(2) for the filings authorized under this  
3747 section.

3748 Section 122. Paragraph (a) of subsection (1) of section  
3749 607.1420, Florida Statutes, is amended to read:

3750 607.1420 Grounds for administrative dissolution.—

3751 (1) The Department of State may commence a proceeding under  
3752 s. 607.1421 to administratively dissolve a corporation if:

3753 (a) The corporation has failed to file its annual report  
3754 and pay the annual report filing tax fee by 5 p.m. Eastern Time  
3755 on the third Friday in September;

3756 Section 123. Subsection (1) of section 607.1422, Florida  
3757 Statutes, is amended to read:

3758 607.1422 Reinstatement following administrative  
3759 dissolution.—

3760 (1) A corporation administratively dissolved under s.  
3761 607.1421 may apply to the Department of State for reinstatement  
3762 at any time after the effective date of dissolution. The  
3763 corporation must submit a reinstatement form prescribed and  
3764 furnished by the Department of State or a current uniform  
3765 business report signed by the registered agent and an officer or  
3766 director and all taxes and fees then owed by the corporation to  
3767 the department, computed at the rate provided by law at the time  
3768 the corporation applies for reinstatement.

3769 Section 124. Subsection (4) of section 607.1502, Florida  
3770 Statutes, is amended to read:

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3771           607.1502 Consequences of transacting business without  
3772 authority.—

3773           (4) A foreign corporation which transacts business in this  
3774 state without authority to do so shall be liable to this state  
3775 for the years or parts thereof during which it transacted  
3776 business in this state without authority in an amount equal to  
3777 all fees and taxes which would have been imposed by this act  
3778 upon such corporation had it duly applied for and received  
3779 authority to transact business in this state as required by this  
3780 act. In addition to the payments thus prescribed, such  
3781 corporation shall be liable for a civil penalty of not less than  
3782 \$500 or more than \$1,000 for each year or part thereof during  
3783 which it transacts business in this state without a certificate  
3784 of authority. The Department of State may collect all penalties  
3785 due under this subsection and may bring an action in circuit  
3786 court to recover all taxes, penalties, and fees due and owing  
3787 the department ~~state~~.

3788           Section 125. Paragraph (a) of subsection (1) of section  
3789 607.15315, Florida Statutes, is amended to read:

3790           607.15315 Revocation; application for reinstatement.—

3791           (1) (a) A foreign corporation the certificate of authority  
3792 of which has been revoked pursuant to s. 607.1531 may apply to  
3793 the Department of State for reinstatement at any time after the  
3794 effective date of revocation of authority. The application must:

3795           1. Recite the name of the foreign corporation and the  
3796 effective date of its revocation of authority;

3797           2. State that the ground or grounds for revocation of  
3798 authority either did not exist or have been eliminated and that  
3799 no further grounds currently exist for revocation of authority;

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3800           3. State that the foreign corporation's name satisfies the  
3801 requirements of s. 607.1506; and

3802           4. State that all taxes and fees owed by the corporation to  
3803 the department and computed at the rate provided by law at the  
3804 time the foreign corporation applies for reinstatement have been  
3805 paid; or

3806           Section 126. Section 607.193, Florida Statutes, is amended  
3807 to read:

3808           607.193 Supplemental corporate tax ~~fee~~.—

3809           (1) In addition to any other taxes imposed by law, an  
3810 annual supplemental corporate tax ~~fee~~ of \$88.75 is imposed on  
3811 each business entity that is authorized to transact business in  
3812 this state and is required to file an annual report with the  
3813 Department of State under s. 605.0212, s. 607.1622, or s.  
3814 620.1210.

3815           (2) (a) The business entity shall remit the supplemental  
3816 corporate tax ~~fee~~ to the Department of State at the time it  
3817 files the annual report required by s. 605.0212, s. 607.1622, or  
3818 s. 620.1210.

3819           (b) In addition to the taxes ~~fees~~ levied under ss.  
3820 605.0213, 607.0122, and 620.1109 and the supplemental corporate  
3821 tax ~~fee~~, a late charge of \$400 shall be imposed if the  
3822 supplemental corporate tax ~~fee~~ is remitted after May 1 except in  
3823 circumstances in which a business entity was administratively  
3824 dissolved or its certificate of authority was revoked due to its  
3825 failure to file an annual report and the entity subsequently  
3826 applied for reinstatement and paid the applicable reinstatement  
3827 tax ~~fee~~.

3828           Section 127. Section 609.02, Florida Statutes, is amended

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3829 to read:

3830           609.02 Filing a declaration of trust.—Every such  
3831 organization organized for the purpose of transacting business  
3832 in this state, or organized in this state for the purpose of  
3833 transacting business elsewhere, which intends to sell or offer  
3834 for sale any units, shares, contracts, notes, bonds, mortgages,  
3835 oil or mineral leases or other security of such association  
3836 shall, prior to transacting any such business, file with the  
3837 Department of State a true and correct copy of the declaration  
3838 of trust under which the association proposes to conduct its  
3839 business, which copy shall be sworn to, as being a true and  
3840 correct copy, by the chair of the board of trustees named in  
3841 such declaration of trust. When such copy shall have been filed  
3842 with the Department of State it shall constitute public notice  
3843 as to the purposes and manner of the business to be engaged in  
3844 by such association. The Department of State, prior to the  
3845 issuance of the certificate by it, shall collect from the said  
3846 association a filing tax fee of \$350, which tax fee shall be  
3847 paid by it into the general fund of the state.

3848           Section 128. Section 609.03, Florida Statutes, is amended  
3849 to read:

3850           609.03 Issuance of certificate to association.—Upon the  
3851 filing of the copy of the declaration of trust and the payment  
3852 of the filing tax fee, in compliance with s. 609.02, the  
3853 Department of State shall issue to the trustees named in the  
3854 said declaration of trust a certificate showing that such  
3855 declaration of trust has been duly filed in its office;  
3856 whereupon, such association shall be authorized to transact  
3857 business in this state; provided that all other applicable laws

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3858 have been complied with.

3859 Section 129. Subsection (9) of section 609.08, Florida  
3860 Statutes, is amended to read:

3861 609.08 Merger of association into wholly owned subsidiary  
3862 corporation; dissenters' rights of appraisal.—

3863 (9) The articles of merger shall be delivered to the  
3864 Department of State. If the Department of State finds that such  
3865 articles conform to law, it shall, when all fees and taxes have  
3866 been paid as prescribed in this chapter, and when a filing tax  
3867 ~~fee~~ of \$350 has been paid to the Department of State (which tax  
3868 ~~fee~~ shall be paid by it into the General Revenue Fund of the  
3869 state), file the articles of merger.

3870 Section 130. Subsections (11) and (12) of section 610.104,  
3871 Florida Statutes, are amended to read:

3872 610.104 State authorization to provide cable or video  
3873 service.—

3874 (11) The application shall be accompanied by a one-time tax  
3875 ~~fee~~ of \$10,000. A parent company may file a single application  
3876 covering itself and all of its subsidiaries and affiliates  
3877 intending to provide cable or video service in the service areas  
3878 throughout the state as described in subparagraph (2)(e)5., but  
3879 the entity actually providing such service in a given area shall  
3880 otherwise be considered the certificateholder under this act.

3881 (12) Beginning 5 years after approval of the  
3882 certificateholder's initial certificate of franchise issued by  
3883 the department, and every 5 years thereafter, the  
3884 certificateholder shall update the information contained in the  
3885 original application for a certificate of franchise. At the time  
3886 of filing the information update, the certificateholder shall

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3887 pay a processing tax ~~fee~~ of \$1,000. Any certificateholder that  
3888 fails to file the updated information and pay the processing tax  
3889 ~~fee~~ on the 5-year anniversary dates shall be subject to  
3890 cancellation of its state-issued certificate of franchise  
3891 authority if, upon notice given to the certificateholder at its  
3892 last address on file with the department, the certificateholder  
3893 fails to file the updated information and pay the processing tax  
3894 ~~fee~~ within 30 days after the date notice was mailed. The  
3895 application and processing taxes ~~fees~~ imposed in this section  
3896 shall be paid to the Department of State for deposit into the  
3897 Clearing Funds Trust Fund for immediate transfer by the Chief  
3898 Financial Officer to the General Inspection Trust Fund of the  
3899 Department of Agriculture and Consumer Services. The Department  
3900 of Agriculture and Consumer Services shall maintain a separate  
3901 account within the General Inspection Trust Fund to distinguish  
3902 cable franchise revenues from all other funds. The application,  
3903 any amendments to the certificate, or information updates must  
3904 be accompanied by a tax ~~fee~~ to the Department of State equal to  
3905 that for filing articles of incorporation pursuant to s.  
3906 607.0122(1).

3907 Section 131. Subsection (9) of section 617.01201, Florida  
3908 Statutes, is amended to read:

3909 617.01201 Filing requirements.—

3910 (9) The document must be delivered to the department for  
3911 filing. Delivery may be made by electronic transmission if and  
3912 to the extent allowed by the department. If the document is  
3913 filed in typewritten or printed form and not transmitted  
3914 electronically, the department may require that one exact or  
3915 conformed copy be delivered with the document, except as

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3916 provided in s. 617.1508. The document must be accompanied by the  
3917 correct filing tax ~~fee~~ and any other tax or penalty required by  
3918 law.

3919 Section 132. Section 617.0122, Florida Statutes, is amended  
3920 to read:

3921 617.0122 Taxes ~~Fees~~ for filing documents and issuing  
3922 certificates.—The Department of State shall collect the  
3923 following taxes ~~fees~~ on documents delivered to the department  
3924 for filing:

3925 (1) Articles of incorporation: \$35.

3926 (2) Application for registered name: \$87.50.

3927 (3) Application for renewal of registered name: \$87.50.

3928 (4) Corporation's statement of change of registered agent  
3929 or registered office or both if not included on the annual  
3930 report: \$35.

3931 (5) Designation of and acceptance by registered agent: \$35.

3932 (6) Agent's statement of resignation from active  
3933 corporation: \$87.50.

3934 (7) Agent's statement of resignation from inactive  
3935 corporation: \$35.

3936 (8) Amendment of articles of incorporation: \$35.

3937 (9) Restatement of articles of incorporation with amendment  
3938 of articles: \$35.

3939 (10) Articles of merger for each party thereto: \$35.

3940 (11) Articles of dissolution: \$35.

3941 (12) Articles of revocation of dissolution: \$35.

3942 (13) Application for reinstatement following administrative  
3943 dissolution: \$175.

3944 (14) Application for certificate of authority to transact

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3945 business in this state by a foreign corporation: \$35.

3946 (15) Application for amended certificate of authority: \$35.

3947 (16) Application for certificate of withdrawal by a foreign

3948 corporation: \$35.

3949 (17) Annual report: \$61.25.

3950 (18) Articles of correction: \$35.

3951 (19) Application for certificate of status: \$8.75.

3952 (20) Certified copy of document: \$52.50.

3953 (21) Serving as agent for substitute service of process:

3954 \$87.50.

3955 (22) Certificate of conversion of a limited agricultural

3956 association to a domestic corporation: \$35.

3957 (23) Any other document required or permitted to be filed

3958 by this chapter: \$35.

3959

3960 Any citizen support organization that is required by rule of the

3961 Department of Environmental Protection to be formed as a

3962 nonprofit organization and is under contract with the department

3963 is exempt from any taxes ~~fees~~ required for incorporation as a

3964 nonprofit organization, and the Secretary of State may not

3965 assess any such taxes ~~fees~~ if the citizen support organization

3966 is certified by the Department of Environmental Protection to

3967 the Secretary of State as being under contract with the

3968 Department of Environmental Protection.

3969 Section 133. Subsection (4) of section 617.0124, Florida

3970 Statutes, is amended to read:

3971 617.0124 Correcting filed document.—

3972 (4) Articles of correction that are filed to correct false,

3973 misleading, or fraudulent information are not subject to a tax

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3974 ~~fee~~ of the department if the articles of correction are  
3975 delivered to the department within 15 days after the  
3976 notification of filing sent pursuant to s. 617.0125(2).

3977 Section 134. Paragraph (c) of subsection (2) of section  
3978 617.0128, Florida Statutes, is amended to read:

3979 617.0128 Certificate of status.—

3980 (2) A certificate of status or authorization sets forth:

3981 (c) That all taxes, fees, and penalties owed to the  
3982 department have been paid, if:

3983 1. Payment is reflected in the records of the department,  
3984 and

3985 2. Nonpayment affects the existence or authorization of the  
3986 domestic or foreign corporation;

3987 Section 135. Subsection (4) of section 617.0501, Florida  
3988 Statutes, is amended to read:

3989 617.0501 Registered office and registered agent.—

3990 (4) The Department of State shall maintain an accurate  
3991 record of the registered agents and registered offices for the  
3992 service of process and shall furnish any information disclosed  
3993 thereby promptly upon request and payment of the required tax  
3994 fee.

3995 Section 136. Subsection (5) of section 617.0502, Florida  
3996 Statutes, is amended to read:

3997 617.0502 Change of registered office or registered agent;  
3998 resignation of registered agent.—

3999 (5) The Department of State shall collect a tax fee  
4000 pursuant to s. 15.09(2) for filings authorized by this section.

4001 Section 137. Paragraph (a) of subsection (1) of section  
4002 617.1420, Florida Statutes, is amended to read:

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4003 617.1420 Grounds for administrative dissolution.—

4004 (1) The Department of State may commence a proceeding under  
4005 s. 617.1421 to administratively dissolve a corporation if:

4006 (a) The corporation has failed to file its annual report  
4007 and pay the annual report filing tax ~~fee~~ by 5 p.m. Eastern Time  
4008 on the third Friday in September;

4009 Section 138. Subsection (1) of section 617.1422, Florida  
4010 Statutes, is amended to read:

4011 617.1422 Reinstatement following administrative  
4012 dissolution.—

4013 (1) A corporation administratively dissolved under s.  
4014 617.1421 may apply to the department for reinstatement at any  
4015 time after the effective date of dissolution. The corporation  
4016 must submit a reinstatement form prescribed and furnished by the  
4017 department or a current uniform business report signed by a  
4018 registered agent and an officer or director and submit all taxes  
4019 and fees owed by the corporation to the department and computed  
4020 at the rate provided by law at the time the corporation applies  
4021 for reinstatement.

4022 Section 139. Paragraph (a) of subsection (1) of section  
4023 617.1533, Florida Statutes, is amended to read:

4024 617.1533 Reinstatement following revocation.—

4025 (1) (a) A foreign corporation whose certificate of authority  
4026 has been revoked under s. 617.1531 may apply to the Department  
4027 of State for reinstatement at any time after the effective date  
4028 of revocation of authority. The application must:

4029 1. Recite the name of the corporation and the effective  
4030 date of its revocation of authority;

4031 2. State that the ground or grounds for revocation either

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4032 did not exist or have been eliminated and that no further  
4033 grounds currently exist for revocation of authority;

4034 3. State that the corporation's name satisfies the  
4035 requirements of s. 617.1506; and

4036 4. State that all taxes and fees owed by the corporation to  
4037 the department and computed at the rate provided by law at the  
4038 time the corporation applies for reinstatement have been paid;  
4039 or

4040 Section 140. Paragraph (d) of subsection (1) of section  
4041 617.1623, Florida Statutes, is amended to read:

4042 617.1623 Corporate information available to the public;  
4043 application to corporations incorporated by circuit courts and  
4044 by special act of the Legislature.—

4045 (1)

4046 (d) Any corporation dissolved pursuant to paragraph (c)  
4047 shall be reinstated upon application to the Department of State,  
4048 signed by an officer or director thereof, accompanied by a copy  
4049 of its charter and all amendments thereto, certified by the  
4050 clerk of the circuit court of the county wherein recorded, as to  
4051 charters and amendments granted by circuit judges, and by the  
4052 Department of State, as to legislative charters, together with a  
4053 registration containing the provisions required in paragraph  
4054 (a), and the payment of all taxes and fees owed to the  
4055 department due from the time of dissolution computed at the rate  
4056 provided by law at the time the corporation applies for  
4057 reinstatement.

4058 Section 141. Section 617.1807, Florida Statutes, is amended  
4059 to read:

4060 617.1807 Conversion to corporation not for profit;

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4061 authority of circuit judge.—If the circuit judge to whom the  
4062 petition and proposed articles of incorporation are presented  
4063 finds that the petition and proposed articles are in proper  
4064 form, he or she shall approve the articles of incorporation and  
4065 endorse his or her approval thereon; such approval shall provide  
4066 that all of the property of the petitioning corporation shall  
4067 become the property of the successor corporation not for profit,  
4068 subject to all indebtedness and liabilities of the petitioning  
4069 corporation. The articles of incorporation with such  
4070 endorsements thereupon shall be sent to the Department of State,  
4071 which shall, upon receipt thereof and upon payment of all taxes  
4072 due the state by the petitioning corporation, if any, issue a  
4073 certificate showing the receipt of the articles of incorporation  
4074 with the endorsement of approval thereon and of the payment of  
4075 all taxes to the state. Upon payment of the filing taxes fees  
4076 specified in s. 617.0122, the Department of State shall file the  
4077 articles of incorporation, and from thenceforth the petitioning  
4078 corporation shall become a corporation not for profit under the  
4079 name adopted in the articles of incorporation and subject to all  
4080 the rights, powers, immunities, duties, and liabilities of  
4081 corporations not for profit under state law, and its rights,  
4082 powers, immunities, duties, and liabilities as a corporation for  
4083 profit shall cease and determine.

4084 Section 142. Subsection (4) of section 617.2006, Florida  
4085 Statutes, is amended to read:

4086 617.2006 Incorporation of labor unions or bodies.—Any group  
4087 or combination of groups of workers or wage earners, bearing the  
4088 name labor, organized labor, federation of labor, brotherhood of  
4089 labor, union labor, union labor committee, trade union, trades

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4090 union, union labor council, building trades council, building  
4091 trades union, allied trades union, central labor body, central  
4092 labor union, federated trades council, local union, state union,  
4093 national union, international union, district labor council,  
4094 district labor union, American Federation of Labor, Florida  
4095 Federation of Labor, or any component parts or significant words  
4096 of such terms, whether the same be used in juxtaposition or with  
4097 interspace, may be incorporated under this act.

4098 (4) Upon the filing of the articles of incorporation and  
4099 the petition, and the giving of such notice, the circuit judge  
4100 to whom such petition may be addressed shall, upon the date  
4101 stated in such notice, take testimony and inquire into the  
4102 admissions and purposes of such organization and the necessity  
4103 therefor, and upon such hearing, if the circuit judge shall be  
4104 satisfied that the allegations set forth in the petition and  
4105 articles of incorporation have been substantiated, and shall  
4106 find that such organization will not be harmful to the community  
4107 in which it proposes to operate, or to the state, and that it is  
4108 intended in good faith to carry out the purposes and objects set  
4109 forth in the articles of incorporation, and that there is a  
4110 necessity therefor, the judge shall approve the articles of  
4111 incorporation and endorse his or her approval thereon. Upon the  
4112 filing of the articles of incorporation with its endorsements  
4113 thereupon with the Department of State and payment of the filing  
4114 taxes ~~fees~~ specified in s. 617.0122, the subscribers and their  
4115 associates and successors shall be a corporation by the name  
4116 given.

4117 Section 143. Section 617.2102, Florida Statutes, is amended  
4118 to read:

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4119           617.2102 Fines and penalties against members.—A corporation  
4120 may, if so authorized in the bylaws, levy fines or otherwise  
4121 penalize members of the corporation. No fine or penalty shall be  
4122 levied until after the corporation has provided notice thereof  
4123 to the members concerned and has afforded the member an  
4124 opportunity to be heard on the matter. The foregoing notice and  
4125 hearing shall not be required as to the levy of a late tax ~~fee~~  
4126 for nonpayment of dues.

4127           Section 144. Section 620.1109, Florida Statutes, is amended  
4128 to read:

4129           620.1109 Department of State; taxes ~~fees~~.—In addition to  
4130 the supplemental corporate tax ~~fee~~ of \$88.75 imposed pursuant to  
4131 s. 607.193, the taxes ~~fees~~ of the Department of State under this  
4132 act are as follows:

4133           (1) For furnishing a certified copy, \$52.50 for the first  
4134 15 pages plus \$1.00 for each additional page.

4135           (2) For filing an original certificate of limited  
4136 partnership, \$965.

4137           (3) For filing an original application for registration as  
4138 a foreign limited partnership, \$965.

4139           (4) For filing certificate of conversion, \$52.50.

4140           (5) For filing certificate of merger, \$52.50 for each party  
4141 thereto.

4142           (6) For filing a reinstatement, \$500 for each calendar year  
4143 or part thereof the limited partnership was administratively  
4144 dissolved or foreign limited partnership was revoked in the  
4145 records of the Department of State.

4146           (7) For filing an annual report, \$411.25.

4147           (8) For filing a certificate:

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- 4148 (a) Designating a registered agent, \$35;
- 4149 (b) Changing a registered agent or registered office  
4150 address, \$35;
- 4151 (c) Resigning as a registered agent, \$87.50; or
- 4152 (d) Of amendment or restatement of the certificate of  
4153 limited partnership, \$52.50;
- 4154 (9) For filing a statement of termination, \$52.50.
- 4155 (10) For filing a notice of cancellation for foreign  
4156 limited partnership, \$52.50.
- 4157 (11) For furnishing a certificate of status or  
4158 authorization, \$8.75.
- 4159 (12) For filing a certificate of dissolution, \$52.50.
- 4160 (13) For filing a certificate of revocation of dissolution,  
4161 \$52.50.
- 4162 (14) For filing any other domestic or foreign limited  
4163 partnership document, \$52.50.
- 4164 Section 145. Subsection (1) of section 620.1206, Florida  
4165 Statutes, is amended to read:
- 4166 620.1206 Delivery to and filing of records by Department of  
4167 State; effective time and date; notice.—
- 4168 (1) A record authorized or required to be delivered to the  
4169 Department of State for filing under this act must be captioned  
4170 to describe the record's purpose, be in a medium permitted by  
4171 the Department of State, and be delivered to the Department of  
4172 State. Unless the Department of State determines that a record  
4173 does not comply with the filing requirements of this act, and if  
4174 all filing taxes ~~fees~~ have been paid, the Department of State  
4175 shall file the record.
- 4176 Section 146. Subsection (4) of section 620.1207, Florida

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4177 Statutes, is amended to read:

4178 620.1207 Correcting filed record.—

4179 (4) A statement of correction that is filed under  
4180 subsection (1) to correct a record that contains false,  
4181 misleading, or fraudulent information is not subject to a tax or  
4182 fee of the Department of State if the statement of correction is  
4183 delivered to the Department of State within 15 days after the  
4184 notification of filing sent pursuant to s. 620.1206.

4185 Section 147. Subsections (1) and (2) of section 620.1209,  
4186 Florida Statutes, are amended to read:

4187 620.1209 Certificate of status.—

4188 (1) The Department of State, upon request and payment of  
4189 the requisite tax fee, shall furnish a certificate of status for  
4190 a limited partnership if the records filed in the Department of  
4191 State show that the Department of State has filed a certificate  
4192 of limited partnership. A certificate of status must state:

4193 (a) The limited partnership's name.

4194 (b) That the limited partnership was duly formed under the  
4195 laws of this state and the date of formation.

4196 (c) Whether all taxes, fees, and penalties due to the  
4197 Department of State under this act have been paid.

4198 (d) Whether the limited partnership's most recent annual  
4199 report required by s. 620.1210 has been filed by the Department  
4200 of State.

4201 (e) Whether the Department of State has administratively  
4202 dissolved the limited partnership or received a record notifying  
4203 the Department of State that the limited partnership has been  
4204 dissolved by judicial action pursuant to s. 620.1802.

4205 (f) Whether the Department of State has filed a certificate

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4206 of dissolution for the limited partnership.

4207 (g) Whether the Department of State has filed a statement  
4208 of termination for the limited partnership.

4209 (2) The Department of State, upon request and payment of  
4210 the requisite tax fee, shall furnish a certificate of status for  
4211 a foreign limited partnership if the records filed in the  
4212 Department of State show that the Department of State has filed  
4213 a certificate of authority. A certificate of status must state:

4214 (a) The foreign limited partnership's name and any  
4215 alternate name adopted under s. 620.1905(1) for use in this  
4216 state.

4217 (b) That the foreign limited partnership is authorized to  
4218 transact business in this state.

4219 (c) Whether all taxes, fees, and penalties due to the  
4220 Department of State under this act or other law have been paid.

4221 (d) Whether the foreign limited partnership's most recent  
4222 annual report required by s. 620.1210 has been filed by the  
4223 Department of State.

4224 (e) Whether the Department of State has revoked the foreign  
4225 limited partnership's certificate of authority or filed a notice  
4226 of cancellation.

4227 Section 148. Paragraph (a) of subsection (1) of section  
4228 620.1809, Florida Statutes, is amended to read:

4229 620.1809 Administrative dissolution.—

4230 (1) The Department of State may dissolve a limited  
4231 partnership administratively if the limited partnership does  
4232 not:

4233 (a) Pay any tax, fee, or penalty due to the Department of  
4234 State under this act;

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4235 Section 149. Subsection (1) of section 620.1810, Florida  
4236 Statutes, is amended to read:

4237 620.1810 Reinstatement following administrative  
4238 dissolution.—

4239 (1) A limited partnership that has been administratively  
4240 dissolved under s. 620.1809 may apply to the Department of State  
4241 for reinstatement at any time after the effective date of  
4242 dissolution. The limited partnership must submit a form of  
4243 reinstatement prescribed and furnished by the Department of  
4244 State together with all taxes and fees then owed to the  
4245 department by the limited partnership, computed at a rate  
4246 provided by law at the time the limited partnership applies for  
4247 reinstatement.

4248 Section 150. Section 620.1904, Florida Statutes, is amended  
4249 to read:

4250 620.1904 Filing of certificate of authority.—Unless the  
4251 Department of State determines that an application for a  
4252 certificate of authority does not comply with the filing  
4253 requirements of this act, the Department of State, upon payment  
4254 of all filing taxes fees, shall authorize the foreign limited  
4255 partnership to transact business in this state.

4256 Section 151. Paragraph (a) of subsection (1) of section  
4257 620.1906, Florida Statutes, is amended to read:

4258 620.1906 Revocation of certificate of authority.—

4259 (1) A certificate of authority of a foreign limited  
4260 partnership to transact business in this state may be revoked by  
4261 the Department of State in the manner provided in subsections  
4262 (2) and (3) if the foreign limited partnership does not:

4263 (a) Pay, within 60 days after the due date, any tax, fee,

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4264 or penalty due to the Department of State under this act;

4265 Section 152. Subsection (1) of section 620.1909, Florida  
4266 Statutes, is amended to read:

4267 620.1909 Reinstatement following administrative  
4268 revocation.—

4269 (1) A foreign limited partnership whose certificate of  
4270 authority was administratively revoked under s. 620.1906 may  
4271 apply to the Department of State for reinstatement at any time  
4272 after the effective date of revocation of the certificate of  
4273 authority. The foreign limited partnership must submit a form of  
4274 reinstatement prescribed and furnished by the Department of  
4275 State together with all taxes and fees then owed to the  
4276 department by the foreign limited partnership, computed at a  
4277 rate provided by law at the time the foreign limited partnership  
4278 applies for reinstatement.

4279 Section 153. Subsection (4) of section 620.81054, Florida  
4280 Statutes, is amended to read:

4281 620.81054 Correcting a filed record.—

4282 (4) Articles of correction filed to correct false,  
4283 misleading, or fraudulent information are not subject to a tax  
4284 or fee of the Department of State if the articles of correction  
4285 are delivered to the Department of State within 15 days after  
4286 the notification of filing sent pursuant to s. 620.8105.

4287 Section 154. Subsection (1) of section 620.81055, Florida  
4288 Statutes, is amended to read:

4289 620.81055 Taxes ~~Fees~~ for filing documents and issuing  
4290 certificates; powers of the Department of State.—

4291 (1) The Department of State shall collect the following  
4292 taxes ~~fees~~ when documents authorized by this act are delivered

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4293 to the Department of State for filing:

4294 (a) Partnership registration statement: \$50.

4295 (b) Statement of partnership authority: \$25.

4296 (c) Statement of denial: \$25.

4297 (d) Statement of dissociation: \$25.

4298 (e) Statement of dissolution: \$25.

4299 (f) Statement of qualification: \$25.

4300 (g) Statement of foreign qualification: \$25.

4301 (h) Limited liability partnership annual report: \$25.

4302 (i) Certificate of merger for each party thereto: \$25.

4303 (j) Amendment to any statement or registration: \$25.

4304 (k) Cancellation of any statement or registration: \$25.

4305 (l) Certified copy of any recording or part thereof:

4306 \$52.50.

4307 (m) Certificate of status: \$8.75.

4308 (n) Certificate of conversion: \$25.

4309 (o) Any other document required or permitted to be filed by

4310 this act: \$25.

4311 Section 155. Subsection (3) of section 620.9003, Florida

4312 Statutes, is amended to read:

4313 620.9003 Annual report.—

4314 (3) The Department of State may administratively revoke the

4315 statement of qualification of a partnership that fails to file

4316 its annual report and pay the required filing tax fee by 5 p.m.

4317 Eastern Time on the third Friday in September. The Department of

4318 State shall serve a 60-day notice on the limited liability

4319 partnership of its intent to revoke the statement of

4320 qualification. If the partnership has provided the department

4321 with an electronic mail address, such notice shall be by

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4322 electronic transmission. Revocation for failure to file an  
4323 annual report shall occur on the fourth Friday in September of  
4324 each year. The Department of State shall issue a certificate of  
4325 revocation of the statement of qualification to each revoked  
4326 partnership. Issuance of the certificate of revocation of the  
4327 statement of qualification may be by electronic transmission to  
4328 any partnership that has provided the department with an  
4329 electronic mail address.

4330 Section 156. Subsections (1) and (3) of section 658.23,  
4331 Florida Statutes, are amended to read:

4332 658.23 Submission of articles of incorporation; contents;  
4333 form; approval; filing; commencement of corporate existence;  
4334 bylaws.—

4335 (1) Within 3 months after approval by the office and the  
4336 appropriate federal regulatory agency, the applicant shall  
4337 submit its duly executed articles of incorporation to the  
4338 office, together with the filing tax ~~fee~~ due the Department of  
4339 State under s. 607.0122.

4340 (3) Within 30 days of receipt of the executed articles of  
4341 incorporation in the form previously approved, and the required  
4342 filing taxes ~~fees~~, the office shall place the following legend  
4343 upon the articles of incorporation and affix the seal of the  
4344 office thereto. The legend shall in substance read: "Approved by  
4345 the Office of Financial Regulation this .... day of ....  
4346 ...(herein the name and signature of the director of the  
4347 office)...." Thereafter, the articles of incorporation shall be  
4348 filed with the Department of State.

4349 Section 157. Subsection (4) of section 1003.48, Florida  
4350 Statutes, is amended to read:

593-03568B-19

20197104pb

4351 1003.48 Instruction in operation of motor vehicles.—

4352 (4) For the purpose of financing the driver education  
4353 program in the secondary schools, there shall be levied an  
4354 additional 50 cents per year to the driver license tax ~~fee~~  
4355 required by s. 322.21. The additional tax ~~fee~~ shall be promptly  
4356 remitted to the Department of Highway Safety and Motor Vehicles,  
4357 which shall transmit the tax ~~fee~~ to the Chief Financial Officer  
4358 to be deposited in the General Revenue Fund.

4359 Section 158. (1) The Department of Revenue may, and all  
4360 conditions are deemed met to, adopt emergency rules pursuant to  
4361 s. 120.54(4), Florida Statutes, to administer this act.

4362 (2) Notwithstanding any other law, emergency rules adopted  
4363 pursuant to subsection (1) are effective for 6 months after  
4364 adoption and may be renewed during the pendency of procedures to  
4365 adopt permanent rules addressing the subject of the emergency  
4366 rules.

4367 (3) This section shall take effect upon becoming a law and  
4368 expires June 30, 2021.

4369 Section 159. For the 2019-2020 fiscal year, the sum of  
4370 \$26,355 in nonrecurring funds is appropriated from the General  
4371 Revenue Fund to the Agency for Health Care Administration, and  
4372 the sum of \$105,280 in nonrecurring funds is appropriated from  
4373 the General Revenue Fund to the Department of Highway Safety and  
4374 Motor Vehicles, to implement the provisions of this act.

4375 Section 160. Except as otherwise expressly provided in this  
4376 act and except for this section, which shall take effect upon  
4377 this act becoming a law, this act shall take effect January 1,  
4378 2020.