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LEGISLATIVE ACTION

Senate

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House

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Floor: WD/2R

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04/25/2019 02:04 PM

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Senator Perry moved the following:

Senate Amendment (with title amendment)

Delete lines 248 - 286

and insert:

(10) (a) Jurisdiction over the electronic filing system for use by authorized electronic filing system agents to:

1. Electronically title or register motor vehicles, vessels, mobile homes, or off-highway vehicles;

2. For derelict or salvage motor vehicles, process title transactions, derelict motor vehicle certificates, or certificates of destruction, pursuant to s. 319.30(2), (3), (7),



12 or (8);
13 3. Issue or transfer registration license plates or decals;
14 4. Electronically transfer fees due for the title and
15 registration process; and

16 5. Perform inquiries for title, registration, and
17 lienholder verification and certification of service providers,
18
19 is expressly preempted to the state, and the department shall
20 have regulatory authority over the system. The electronic filing
21 system shall be available for use statewide and applied
22 uniformly throughout the state.

23 (b) The following entities that meet all established
24 requirements may be authorized electronic filing system agents
25 and may not be precluded from participating in the electronic
26 filing system in any county:

27 1. An entity that, in the normal course of its business,
28 sells products that must be titled or registered and provides
29 title and registration services on behalf of its consumers; or

30 2. An authorized insurer as defined in s. 624.09(1), a
31 licensed salvage motor vehicle dealer as defined in s.
32 320.27(1)(c)5., or a licensed motor vehicle auction as defined
33 in s. 320.27(1)(c)4. For these entities, authorization for use
34 of the electronic filing system under this subparagraph is
35 limited exclusively to processing, in the normal course of
36 business pursuant to s. 319.30(2), (3), (7), or (8), title
37 transactions, derelict motor vehicle certificates, or
38 certificates of destruction for derelict or salvage motor
39 vehicles physically located in the state and meets all
40 established requirements may be an authorized electronic filing



41 ~~system agent and shall not be precluded from participating in~~
42 ~~the electronic filing system in any county.~~

43 (c) Upon request from a qualified entity, the tax collector
44 shall appoint the entity as an authorized electronic filing
45 system agent for that county. ~~The department shall adopt rules~~
46 ~~in accordance with chapter 120 to replace the December 10, 2009,~~
47 ~~program standards and to administer the provisions of this~~
48 ~~section, including, but not limited to, establishing~~
49 ~~participation requirements, certification of service providers,~~
50 ~~electronic filing system requirements, and enforcement authority~~
51 ~~for noncompliance. The December 10, 2009, program standards,~~
52 ~~excluding any standards which conflict with this subsection,~~
53 ~~shall remain in effect until the rules are adopted.~~

54 (d) An authorized electronic filing system agent may charge
55 a fee to the customer for use of the electronic filing system.

56 (e) The department may adopt rules to

57
58 ===== T I T L E A M E N D M E N T =====

59 And the title is amended as follows:

60 Delete lines 38 - 41

61 and insert:

62 amending s. 320.03, F.S.; allowing authorized
63 insurers, licensed salvage motor vehicle dealers, and
64 licensed motor vehicle auctions to be authorized
65 electronic filing system agents for processing certain
66 transactions or certificates for derelict or salvage
67 motor vehicles;