

1                   A bill to be entitled  
2           An act relating to motor vehicle registration  
3           certificate cards; amending s. 320.02, F.S.; requiring  
4           the application form for motor vehicle registration  
5           and renewal of registration to include language  
6           permitting applicants to request registration  
7           certificate cards; amending s. 320.055, F.S.;  
8           requiring the Department of Highway Safety and Motor  
9           Vehicles to issue registration certificate cards to  
10          specified motor vehicle owners under certain  
11          circumstances; amending s. 320.06, F.S.; requiring the  
12          department to issue a registration certificate card to  
13          the owner or lessee of a motor vehicle if requested by  
14          such owner or lessee; amending s. 320.0605, F.S.;  
15          expanding the list of documents required to be in the  
16          possession of the operator of a motor vehicle or  
17          carried in the vehicle for certain purposes to include  
18          registration certificate cards; providing penalties;  
19          amending s. 320.0609, F.S.; requiring that  
20          registration certificate cards be issued to the owner  
21          of a registered vehicle; authorizing registration  
22          certificate cards to be transferred by the owner or  
23          surrendered under certain circumstances; providing  
24          that no additional tax is required to issue a new  
25          registration certificate card; authorizing the

26 surviving spouse of a deceased registered owner of a  
27 motor vehicle to request a registration certificate  
28 card; amending s. 320.061, F.S.; prohibiting a person  
29 from altering the original appearance of a  
30 registration certificate card; providing penalties;  
31 amending s. 320.07, F.S.; providing that a person who  
32 has been assessed certain penalties is not subject to  
33 a delinquent fee if the person obtains a valid  
34 registration certificate card within a specified  
35 timeframe; amending s. 320.0843, F.S.; requiring that  
36 eligible applicants for permanent disabled parking  
37 permits be noted on registration certificate cards  
38 under certain circumstances; amending s. 320.086,  
39 F.S.; requiring a registration certificate card to be  
40 carried within former military vehicles under certain  
41 circumstances; amending s. 320.1325, F.S.; requiring  
42 the department to provide a registration certificate  
43 card upon request to a person who owns or leases a  
44 motor vehicle and who is temporarily employed in this  
45 state; amending s. 320.58, F.S.; providing criminal  
46 penalties; amending s. 320.27, F.S.; conforming a  
47 cross-reference; amending s. 322.121, F.S.; conforming  
48 a provision to changes made by the act; providing a  
49 contingent effective date.

50

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

52

53 Section 1. Subsections (15) through (20) of section  
54 320.02, Florida Statutes, are renumbered as subsections (16)  
55 through (21), respectively, and a new subsection (15) is added  
56 to that section to read:

57 320.02 Registration required; application for  
58 registration; forms.—

59 (15) The application form for motor vehicle registration  
60 and renewal of registration must include language permitting an  
61 applicant to request a registration certificate card.

62 Section 2. Paragraph (c) of subsection (1) of section  
63 320.055, Florida Statutes, is amended to read:

64 320.055 Registration periods; renewal periods.—The  
65 following registration periods and renewal periods are  
66 established:

67 (1)

68 (c) Notwithstanding the requirements of paragraph (a), the  
69 owner of a motor vehicle subject to paragraph (a) who has had  
70 his or her driver license suspended pursuant to a violation of  
71 s. 316.193 or pursuant to s. 322.26(2) for driving under the  
72 influence must obtain a 6-month registration as a condition of  
73 reinstating the license, subject to renewal during the 3-year  
74 period that financial responsibility requirements apply. The  
75 registration period begins the first day of the birth month of

76 | the owner and ends the last day of the fifth month immediately  
 77 | following the owner's birth month. For such vehicles, the  
 78 | department shall issue a vehicle registration certificate and,  
 79 | upon the request of the owner, a registration certificate card  
 80 | that are ~~that is~~ valid for 6 months and shall issue a validation  
 81 | sticker that displays an expiration date of 6 months after the  
 82 | date of issuance. The license tax required by s. 320.08 and all  
 83 | other applicable license taxes shall be one-half of the amount  
 84 | otherwise required, except the service charge required by s.  
 85 | 320.04 shall be paid in full for each 6-month registration. A  
 86 | vehicle required to be registered under this paragraph is not  
 87 | eligible for the extended registration period under paragraph  
 88 | (b).

89 | Section 3. Paragraph (a) of subsection (1) of section  
 90 | 320.06, Florida Statutes, is amended to read:

91 | 320.06 Registration certificates, registration certificate  
 92 | cards, license plates, and validation stickers generally.—

93 | (1)(a) Upon the receipt of an initial application for  
 94 | registration and payment of the appropriate license tax and  
 95 | other fees required by law, the department shall assign to the  
 96 | motor vehicle a registration license number consisting of  
 97 | letters and numerals or numerals and issue to the owner or  
 98 | lessee a certificate of registration, a registration certificate  
 99 | card if requested by the owner or lessee, and one registration  
 100 | license plate, unless two plates are required for display by s.

101 320.0706, for each vehicle so registered.

102 Section 4. Paragraph (a) of subsection (1) of section  
103 320.0605, Florida Statutes, is amended to read:

104 320.0605 Certificate of registration; possession required;  
105 exception.—

106 (1)(a) The registration certificate or an official copy  
107 thereof, a registration certificate card, a true copy or an  
108 electronic copy of rental or lease documentation issued for a  
109 motor vehicle or issued for a replacement vehicle in the same  
110 registration period, a temporary receipt printed upon self-  
111 initiated electronic renewal of a registration via the Internet,  
112 or a cab card issued for a vehicle registered under the  
113 International Registration Plan shall, at all times while the  
114 vehicle is being used or operated on the roads of this state, be  
115 in the possession of the operator thereof or be carried in the  
116 vehicle for which issued and shall be exhibited upon demand of  
117 any authorized law enforcement officer or any agent of the  
118 department, except for a vehicle registered under s. 320.0657.  
119 This section does not apply during the first 30 days after  
120 purchase of a replacement vehicle. A violation of this section  
121 is a noncriminal traffic infraction, punishable as a nonmoving  
122 violation as provided in chapter 318.

123 Section 5. Paragraph (a) of subsection (1), subsection  
124 (4), and subsection (7) of section 320.0609, Florida Statutes,  
125 are amended to read:

126           320.0609 Transfer and exchange of registration license  
127 plates; transfer fee.—

128           (1)(a) The registration license plate, ~~and~~ certificate of  
129 registration, and registration certificate card shall be issued  
130 to, and remain in the name of, the owner of the vehicle  
131 registered and may be transferred by the owner from the vehicle  
132 for which the registration license plate was issued to any  
133 vehicle which the owner may acquire within the same  
134 classification; or, subject to the procedures set forth in  
135 subsection (2), such plate may be surrendered to the department  
136 in exchange for a license plate of the appropriate  
137 classification, if the replacement vehicle is of a different  
138 classification.

139           (4) If the replacement vehicle and the original vehicle to  
140 be replaced meet the criteria in paragraph (2)(b), there shall  
141 be no additional tax required in order to transfer the  
142 registration license plate to the replacement vehicle for the  
143 duration of a current registration period and to issue a new  
144 registration certificate or registration certificate card.

145           (7) A surviving spouse of a registered owner of any motor  
146 vehicle may, upon presenting the death certificate, request a  
147 registration certificate, a registration certificate card, and  
148 transfer of the registration license plate. If the surviving  
149 spouse does not present the death certificate, the department or  
150 its agent may verify the necessary information through the

151 | electronic file of death records maintained by the Department of  
 152 | Health.

153 |       Section 6. Section 320.061, Florida Statutes, is amended  
 154 | to read:

155 |       320.061 Unlawful to alter motor vehicle registration  
 156 | certificates, registration certificate cards, license plates,  
 157 | temporary license plates, mobile home stickers, or validation  
 158 | stickers or to obscure license plates; penalty.—A person may not  
 159 | alter the original appearance of a vehicle registration  
 160 | certificate, registration certificate card, license plate,  
 161 | temporary license plate, mobile home sticker, or validation  
 162 | sticker issued for and assigned to a motor vehicle or mobile  
 163 | home, whether by mutilation, alteration, defacement, or change  
 164 | of color or in any other manner. A person may not apply or  
 165 | attach a substance, reflective matter, illuminated device,  
 166 | spray, coating, covering, or other material onto or around any  
 167 | license plate which interferes with the legibility, angular  
 168 | visibility, or detectability of any feature or detail on the  
 169 | license plate or interferes with the ability to record any  
 170 | feature or detail on the license plate. A person who violates  
 171 | this section commits a noncriminal traffic infraction,  
 172 | punishable as a moving violation as provided in chapter 318.

173 |       Section 7. Paragraph (b) of subsection (4) of section  
 174 | 320.07, Florida Statutes, is amended to read:

175 |       320.07 Expiration of registration; renewal required;

176 penalties.—

177 (4)

178 (b) A person who has been assessed a penalty pursuant to  
179 s. 316.545(2)(b) for failure to have a valid vehicle  
180 registration certificate is not subject to the delinquent fee  
181 authorized by this subsection if such person obtains a valid  
182 registration certificate or registration certificate card within  
183 10 working days after such penalty was assessed. The official  
184 receipt authorized by s. 316.545(6) constitutes proof of payment  
185 of the penalty authorized in s. 316.545(2)(b).

186 Section 8. Subsection (1) of section 320.0843, Florida  
187 Statutes, is amended to read:

188 320.0843 License plates for persons with disabilities  
189 eligible for permanent disabled parking permits.—

190 (1) Any owner or lessee of a motor vehicle who resides in  
191 this state and qualifies for a disabled parking permit under s.  
192 320.0848(2), upon application to the department and payment of  
193 the license tax for a motor vehicle registered under s.  
194 320.08(2), (3)(a), (b), (c), or (e), (4)(a) or (b), (6)(a), or  
195 (9)(c) or (d), shall be issued a license plate as provided by s.  
196 320.06 which, in lieu of the serial number prescribed by s.  
197 320.06, shall be stamped with the international wheelchair user  
198 symbol after the serial number of the license plate. The license  
199 plate entitles the person to all privileges afforded by a  
200 parking permit issued under s. 320.0848. When more than one



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201 registrant is listed on the registration issued under this  
202 section, the eligible applicant shall be noted on the  
203 registration certificate and registration certificate card.

204 Section 9. Subsection (5) of section 320.086, Florida  
205 Statutes, is amended to read:

206 320.086 Ancient or antique motor vehicles; horseless  
207 carriage, antique, or historical license plates; former military  
208 vehicles.—

209 (5) A former military vehicle that is used only in  
210 exhibitions, parades, or public display is exempt from the  
211 requirement to display a license plate or registration insignia  
212 if the exemption is necessary to maintain the vehicle's accurate  
213 military markings. However, the license plate and registration  
214 certificate or registration certificate card issued under this  
215 section must be carried within the vehicle and available for  
216 inspection by any law enforcement officer.

217 Section 10. Section 320.1325, Florida Statutes, is amended  
218 to read:

219 320.1325 Registration required for the temporarily  
220 employed.—Motor vehicles owned or leased by persons who are  
221 temporarily employed within the state but are not residents are  
222 required to be registered. Upon payment of the fees prescribed  
223 in this section and proof of insurance coverage as required by  
224 the applicant's resident state, the department shall provide a  
225 temporary registration plate, ~~and~~ a registration certificate,

226 and, upon request, a registration certificate card valid for 90  
227 days to an applicant who is temporarily employed in this state.  
228 The temporary registration plate may be renewed one time for an  
229 additional 90-day period. At the end of the 180-day period of  
230 temporary registration, the applicant shall apply for a  
231 permanent registration if there is a further need to remain in  
232 this state. A temporary license registration plate may not be  
233 issued for any commercial motor vehicle as defined in s. 320.01.  
234 The fee for the 90-day temporary registration plate shall be \$40  
235 plus the applicable service charge required by s. 320.04.  
236 Subsequent permanent registration and titling of a vehicle  
237 registered hereunder shall subject the applicant to providing  
238 proof of Florida insurance coverage as specified in s. 320.02  
239 and payment of the fees required by s. 320.072, in addition to  
240 all other taxes and fees required.

241 Section 11. Subsection (2) of section 320.58, Florida  
242 Statutes, is amended to read:

243 320.58 License inspectors; powers, appointment.—

244 (2) Any person who fails or refuses to surrender his or  
245 her driver license, registration certificate, registration  
246 certificate card, and license plate upon lawful demand of an  
247 inspector, supervisor, or authorized agent of the department  
248 commits ~~is guilty of~~ a misdemeanor of the second degree,  
249 punishable as provided in s. 775.082 or s. 775.083.

250 Section 12. Paragraph (b) of subsection (9) of section

251 320.27, Florida Statutes, is amended to read:

252 320.27 Motor vehicle dealers.—

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

254 (b) The department may deny, suspend, or revoke any  
255 license issued hereunder or under the provisions of s. 320.77 or  
256 s. 320.771 upon proof that a licensee has committed, with  
257 sufficient frequency so as to establish a pattern of wrongdoing  
258 on the part of a licensee, violations of one or more of the  
259 following activities:

260 1. Representation that a demonstrator is a new motor  
261 vehicle, or the attempt to sell or the sale of a demonstrator as  
262 a new motor vehicle without written notice to the purchaser that  
263 the vehicle is a demonstrator. For the purposes of this section,  
264 a "demonstrator," a "new motor vehicle," and a "used motor  
265 vehicle" shall be defined as under s. 320.60.

266 2. Unjustifiable refusal to comply with a licensee's  
267 responsibility under the terms of the new motor vehicle warranty  
268 issued by its respective manufacturer, distributor, or importer.  
269 However, if such refusal is at the direction of the  
270 manufacturer, distributor, or importer, such refusal shall not  
271 be a ground under this section.

272 3. Misrepresentation or false, deceptive, or misleading  
273 statements with regard to the sale or financing of motor  
274 vehicles which any motor vehicle dealer has, or causes to have,  
275 advertised, printed, displayed, published, distributed,

276 broadcast, televised, or made in any manner with regard to the  
277 sale or financing of motor vehicles.

278 4. Failure by any motor vehicle dealer to provide a  
279 customer or purchaser with an odometer disclosure statement and  
280 a copy of any bona fide written, executed sales contract or  
281 agreement of purchase connected with the purchase of the motor  
282 vehicle purchased by the customer or purchaser.

283 5. Failure of any motor vehicle dealer to comply with the  
284 terms of any bona fide written, executed agreement, pursuant to  
285 the sale of a motor vehicle.

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

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

290 8. Failure to continually meet the requirements of the  
291 licensure law.

292 9. Representation to a customer or any advertisement to  
293 the public representing or suggesting that a motor vehicle is a  
294 new motor vehicle if such vehicle lawfully cannot be titled in  
295 the name of the customer or other member of the public by the  
296 seller using a manufacturer's statement of origin as permitted  
297 in s. 319.23(1).

298 10. Requirement by any motor vehicle dealer that a  
299 customer or purchaser accept equipment on his or her motor  
300 vehicle which was not ordered by the customer or purchaser.

301           11. Requirement by any motor vehicle dealer that any  
 302 customer or purchaser finance a motor vehicle with a specific  
 303 financial institution or company.

304           12. Requirement by any motor vehicle dealer that the  
 305 purchaser of a motor vehicle contract with the dealer for  
 306 physical damage insurance.

307           13. Perpetration of a fraud upon any person as a result of  
 308 dealing in motor vehicles, including, without limitation, the  
 309 misrepresentation to any person by the licensee of the  
 310 licensee's relationship to any manufacturer, importer, or  
 311 distributor.

312           14. Violation of any of the provisions of s. 319.35 by any  
 313 motor vehicle dealer.

314           15. Sale by a motor vehicle dealer of a vehicle offered in  
 315 trade by a customer prior to consummation of the sale, exchange,  
 316 or transfer of a newly acquired vehicle to the customer, unless  
 317 the customer provides written authorization for the sale of the  
 318 trade-in vehicle prior to delivery of the newly acquired  
 319 vehicle.

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

322           17. Violation of chapter 319, this chapter, or ss.  
 323 559.901-559.9221, which has to do with dealing in or repairing  
 324 motor vehicles or mobile homes. Additionally, in the case of  
 325 used motor vehicles, the willful violation of the federal law

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

328 18. Failure to maintain evidence of notification to the  
 329 owner or co-owner of a vehicle regarding registration or titling  
 330 fees owed as required in s. 320.02(18) ~~s. 320.02(17)~~.

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

333 Section 13. Paragraph (a) of subsection (2) of section  
 334 322.121, Florida Statutes, is amended to read:

335 322.121 Periodic reexamination of all drivers.—

336 (2) For each licensee whose driving record does not show  
 337 any revocations, disqualifications, or suspensions for the  
 338 preceding 7 years or any convictions for the preceding 3 years  
 339 except for convictions of the following nonmoving violations:

340 (a) Failure to exhibit a vehicle registration certificate,  
 341 vehicle registration certificate card, rental agreement, or cab  
 342 card pursuant to s. 320.0605;

343  
 344 the department shall cause such licensee's license to be  
 345 prominently marked with the notation "Safe Driver."

346 Section 14. This act shall take effect July 1, 2022, but  
 347 only if HB 371 or similar legislation takes effect, if such  
 348 legislation is adopted in the same legislative session or an  
 349 extension thereof and becomes a law.