



26 requirements for towing-storage operators providing  
27 notice to public agencies of jurisdiction; revising  
28 the timeframe in which certain unclaimed vehicles or  
29 vessels may be sold; revising requirements for notices  
30 of sale; requiring approved third-party services to  
31 publish public notices of sale and report certain  
32 information by specified means to the department;  
33 providing the maximum fee that approved third-party  
34 services may collect and retain for such services;  
35 revising provisions for permission to inspect a  
36 vehicle or vessel; providing timeframes in which a  
37 vehicle, vessel, or personal property must be made  
38 available for inspection and release; revising  
39 criminal penalties; requiring towing-storage operators  
40 to accept certain documents, which do not have to be  
41 notarized, as evidence of a person's interest in a  
42 vehicle or vessel; prohibiting certain persons from  
43 being required to furnish more than one form of  
44 current government-issued photo identification for  
45 purposes of verifying their identity; requiring  
46 towing-storage operators to maintain certain records  
47 for a certain period of time; requiring towing-storage  
48 operators to accept certain types of payment;  
49 requiring towing-storage operators to maintain a rate  
50 sheet; providing requirements for such rate sheet;

51 providing that certain fees are unreasonable;  
 52 requiring towing-storage operators to maintain an  
 53 itemized invoice for specified fees; providing  
 54 requirements for such invoice; requiring disclosure of  
 55 such invoice to specified persons and entities within  
 56 a certain timeframe; making technical changes;  
 57 amending s. 715.07, F.S.; conforming a cross-  
 58 reference; providing an effective date.

59

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

61

62 Section 1. Paragraphs (b) and (c) of subsection (1) of  
 63 section 125.0103, Florida Statutes, are amended, and paragraphs  
 64 (d) and (e) are added to that subsection, to read:

65 125.0103 Ordinances and rules imposing price controls.—

66 (1)

67 (b) This section does not prevent the enactment by local  
 68 governments of public service rates otherwise authorized by law,  
 69 including water, sewer, solid waste, public transportation,  
 70 taxicab, or port rates; ; rates for towing of vehicles or vessels  
 71 from or immobilization of vehicles or vessels on private  
 72 property; ; or rates for removal and storage of wrecked or  
 73 disabled vehicles or vessels from an accident scene or the  
 74 removal and storage of vehicles or vessels, l in the event the  
 75 owner or operator is incapacitated, unavailable, leaves the

76 procurement of wrecker service to the law enforcement officer at  
 77 the scene, or otherwise does not consent to the removal of the  
 78 vehicle or vessel.

79 (c) Counties must establish maximum rates which may be  
 80 charged on the towing of vehicles or vessels from or  
 81 immobilization of vehicles or vessels on private property or  
 82 which may be charged for, removal and storage of wrecked or  
 83 disabled vehicles or vessels from an accident scene or for the  
 84 removal and storage of vehicles or vessels, in the event the  
 85 owner or operator is incapacitated, unavailable, leaves the  
 86 procurement of wrecker service to the law enforcement officer at  
 87 the scene, or otherwise does not consent to the removal of the  
 88 vehicle or vessel. However, if a municipality chooses to enact  
 89 an ordinance establishing the maximum rates for the towing or  
 90 immobilization of vehicles or vessels as described in paragraph  
 91 (b), the county's ordinance does not apply within such  
 92 municipality.

93 (d) Counties must, and municipalities may, establish a  
 94 cost-plus recovery structure that may be charged for cleanup and  
 95 disposal of hazardous and nonhazardous materials incidental to  
 96 the removal and storage of wrecked or disabled vehicles or  
 97 vessels from an accident scene or the removal and storage of  
 98 vehicles or vessels, in the event the owner or operator is  
 99 incapacitated, unavailable, leaves the procurement of wrecker  
 100 service to the law enforcement officer at the scene, or

101 otherwise does not consent to the removal of the vehicle or  
 102 vessel. If a municipality enacts an ordinance establishing rates  
 103 under this paragraph, the county's ordinance does not apply  
 104 within such municipality.

105 (e) A county or municipality that has established rates as  
 106 described in paragraph (c) or paragraph (d) must publish such  
 107 rates on its website and must establish a process for  
 108 investigating and resolving complaints regarding fees charged in  
 109 excess of such rates. In areas where no rates as described in  
 110 paragraph (c) or paragraph (d) have been established, the rates  
 111 established by the Division of Florida Highway Patrol under s.  
 112 321.051(2) apply in such areas.

113 Section 2. Paragraph (c) of subsection (1) of section  
 114 166.043, Florida Statutes, is amended to read:

115 166.043 Ordinances and rules imposing price controls.—

116 (1)

117 (c) Counties must establish maximum rates which may be  
 118 charged on the towing of vehicles or vessels from or  
 119 immobilization of vehicles or vessels on private property,  
 120 removal and storage of wrecked or disabled vehicles or vessels  
 121 from an accident scene or for the removal and storage of  
 122 vehicles or vessels, in the event the owner or operator is  
 123 incapacitated, unavailable, leaves the procurement of wrecker  
 124 service to the law enforcement officer at the scene, or  
 125 otherwise does not consent to the removal of the vehicle or

126 vessel. However, if a municipality chooses to enact an ordinance  
 127 establishing the maximum rates for the towing or immobilization  
 128 of vehicles or vessels as described in paragraph (b), the  
 129 county's ordinance established under s. 125.0103 does not apply  
 130 within such municipality. A county or municipality that has  
 131 established maximum rates pursuant to this paragraph must  
 132 publish such rates on its website. In areas where no maximum  
 133 rates have been established pursuant to this paragraph, the  
 134 maximum rates established by the Division of Florida Highway  
 135 Patrol under s. 321.051(2) apply in such areas.

136 Section 3. Subsection (2) of section 321.051, Florida  
 137 Statutes, is amended to read:

138 321.051 Florida Highway Patrol wrecker operator system;  
 139 penalties for operation outside of system.—

140 (2) The Division of Florida Highway Patrol of the  
 141 Department of Highway Safety and Motor Vehicles is authorized to  
 142 establish within areas designated by the patrol a wrecker  
 143 operator system using qualified, reputable wrecker operators for  
 144 removal and storage of wrecked or disabled vehicles from a crash  
 145 scene or for removal and storage of abandoned vehicles, in the  
 146 event the owner or operator is incapacitated or unavailable or  
 147 leaves the procurement of wrecker service to the officer at the  
 148 scene. All reputable wrecker operators shall be eligible for use  
 149 in the system provided their equipment and drivers meet  
 150 recognized safety qualifications and mechanical standards set by

151 rules of the Division of Florida Highway Patrol for the size of  
152 vehicle it is designed to handle. The division is authorized to  
153 limit the number of wrecker operators participating in the  
154 wrecker operator system, which authority shall not affect  
155 wrecker operators currently participating in the system  
156 established by this section. The division must ~~is authorized to~~  
157 establish maximum rates for the towing and storage of vehicles  
158 removed at the division's request, and for cleanup and disposal  
159 of hazardous and nonhazardous materials incidental to the towing  
160 of such vehicles, where such rates have not been set by a county  
161 or municipality pursuant to s. 125.0103 or s. 166.043. Such  
162 rates shall not be considered rules for the purpose of chapter  
163 120; however, the department shall establish by rule a procedure  
164 for setting such rates. The department must publish on its  
165 website the maximum rates established under this subsection and  
166 must establish a process for investigating and resolving  
167 complaints regarding fees charged in excess of such maximum  
168 rates. Any provision in chapter 120 to the contrary  
169 notwithstanding, a final order of the department denying,  
170 suspending, or revoking a wrecker operator's participation in  
171 the system shall be reviewable in the manner and within the time  
172 provided by the Florida Rules of Appellate Procedure only by a  
173 writ of certiorari issued by the circuit court in the county  
174 wherein such wrecker operator resides.

175 Section 4. Subsections (1), (2), and (4), paragraph (a) of

176 subsection (5), subsections (6), (8), (9), and (10), paragraph  
 177 (a) of subsection (11), paragraphs (a) and (d) of subsection  
 178 (12), paragraphs (a), (b), and (d) of subsection (13), and  
 179 subsection (17) of section 713.78, Florida Statutes, are  
 180 amended, and subsections (18), (19), and (20) are added to that  
 181 section, to read:

182 713.78 Liens for recovering, towing, or storing vehicles  
 183 and vessels.—

184 (1) For the purposes of this section, the term:

185 (a)~~(e)~~ "Equivalent commercially available system" means a  
 186 service that charges a fee to provide vehicle information and  
 187 that at a minimum maintains records from those states  
 188 participating in data sharing with the National Motor Vehicle  
 189 Title Information System.

190 (b) "Good faith effort" means that all of the following  
 191 checks have been performed by a towing-storage operator to  
 192 establish the prior state of registration and title of a vehicle  
 193 or vessel that has been towed or stored by the towing-storage  
 194 operator:

195 1. A check of the department's database for the owner and  
 196 any lienholder.

197 2. A check of the electronic National Motor Vehicle Title  
 198 Information System or an equivalent commercially available  
 199 system to determine the state of registration when there is not  
 200 a current registration record for the vehicle or vessel on file



201 with the department.

202 3. A check of the vehicle or vessel for any type of tag,  
203 tag record, temporary tag, or regular tag.

204 4. A check of the law enforcement report for a tag number  
205 or other information identifying the vehicle or vessel, if the  
206 vehicle or vessel was towed at the request of a law enforcement  
207 officer.

208 5. A check of the trip sheet or tow ticket of the tow  
209 truck operator to determine whether a tag was on the vehicle or  
210 vessel at the beginning of the tow, if a private tow.

211 6. If there is no address of the owner on the impound  
212 report, a check of the law enforcement report to determine  
213 whether an out-of-state address is indicated from driver license  
214 information.

215 7. A check of the vehicle or vessel for an inspection  
216 sticker or other stickers and decals that may indicate a state  
217 of possible registration.

218 8. A check of the interior of the vehicle or vessel for  
219 any papers that may be in the glove box, trunk, or other areas  
220 for a state of registration.

221 9. A check of the vehicle for a vehicle identification  
222 number.

223 10. A check of the vessel for a vessel registration  
224 number.

225 11. A check of the vessel hull for a hull identification

226 number which should be carved, burned, stamped, embossed, or  
227 otherwise permanently affixed to the outboard side of the  
228 transom or, if there is no transom, to the outmost seaboard side  
229 at the end of the hull that bears the rudder or other steering  
230 mechanism.

231 (c) ~~(d)~~ "National Motor Vehicle Title Information System"  
232 means the federally authorized electronic National Motor Vehicle  
233 Title Information System.

234 (d) "Newer model" means a vehicle or vessel that is 3  
235 model years old or less, beginning with the model year of the  
236 vehicle or vessel as year one.

237 (e) "Older model" means a vehicle or vessel that is more  
238 than 3 model years old, beginning with the model year of the  
239 vehicle or vessel as year one.

240 (f) "Towing-storage operator" means a person who regularly  
241 engages in the business of transporting vehicles or vessels by  
242 wrecker, tow truck, or car carrier, or the storing of such  
243 vehicles or vessels.

244 (g) ~~(a)~~ "Vehicle" means any mobile item, whether motorized  
245 or not, which is mounted on wheels.

246 (h) ~~(b)~~ "Vessel" means every description of watercraft,  
247 barge, and airboat used or capable of being used as a means of  
248 transportation on water, other than a seaplane or a "documented  
249 vessel" as defined in s. 327.02.

250 (i) ~~(e)~~ "Wrecker" means any truck or other vehicle that

251 ~~which~~ is used to tow, carry, or otherwise transport ~~motor~~  
252 vehicles or vessels upon the streets and highways of this state  
253 and ~~which~~ is equipped for that purpose with a boom, winch, car  
254 carrier, or other similar equipment.

255 (2)(a) ~~Whenever~~ A towing-storage operator may charge the  
256 owner or operator of a vehicle or vessel only the following fees  
257 for, or incidental to, the recovery, removal, or storage of the  
258 vehicle or vessel:

259 1. Any reasonable fee for service specifically authorized  
260 under s. 125.0103 or s. 166.043 by ordinance, resolution,  
261 regulation, or rule of the county or municipality in which the  
262 service is performed.

263 2. Any reasonable fee for service specifically authorized  
264 by the Division of Florida Highway Patrol of the Department of  
265 Highway Safety and Motor Vehicles under s. 321.051(2).

266 3. Any reasonable fee for service as agreed upon in  
267 writing between a towing-storage operator and the owner of a  
268 vehicle or vessel.

269 4. Any lien release administrative fee as set forth in  
270 paragraph (15) (a).

271 5. Any reasonable administrative fee or charge imposed by  
272 a county or municipality pursuant to s. 125.01047, s. 166.04465,  
273 or s. 323.002 upon the registered owner or other legally  
274 authorized person in control of a vehicle or vessel.

275 (b) If a towing-storage operator ~~person~~ regularly engaged

276 ~~in the business of transporting vehicles or vessels by wrecker,~~  
 277 ~~tow truck, or car carrier~~ recovers, removes, or stores a vehicle  
 278 or vessel upon instructions from:

279 ~~1.(a)~~ The owner thereof;

280 ~~2.(b)~~ The owner or lessor, or a person authorized by the  
 281 owner or lessor, of property on which such vehicle or vessel is  
 282 wrongfully parked, and the removal is done in compliance with s.  
 283 715.07;

284 ~~3.(c)~~ The landlord or a person authorized by the landlord,  
 285 when such ~~motor~~ vehicle or vessel remained on the premises after  
 286 the tenancy terminated and the removal is done in compliance  
 287 with s. 83.806 or s. 715.104; or

288 ~~4.(d)~~ Any law enforcement agency, county, or municipality,

289  
 290 she or he has ~~shall have~~ a lien on the vehicle or vessel for  
 291 fees specified in paragraph (a) ~~a reasonable towing fee, for a~~  
 292 ~~reasonable administrative fee or charge imposed by a county or~~  
 293 ~~municipality, and for a reasonable storage fee;~~ except that a  
 294 storage fee may not be charged if the vehicle or vessel is  
 295 stored for less ~~fewer~~ than 6 hours or for any storage of the  
 296 vehicle or vessel before the towing-storage operator submits the  
 297 vehicle or vessel information to an approved third-party service  
 298 in order for the third-party service to transmit notices as  
 299 required under subsection (16).

300 (4) (a) A towing-storage operator ~~person regularly engaged~~

301 ~~in the business of recovering, towing, or storing vehicles or~~  
 302 ~~vessels~~ who comes into possession of a vehicle or vessel  
 303 pursuant to paragraph (2) (b) ~~subsection (2)~~, and who claims a  
 304 lien for recovery, towing, or storage services, must ~~shall~~ give  
 305 notice, by certified mail, pursuant to subsection (16), to the  
 306 registered owner, the insurance company insuring the vehicle  
 307 notwithstanding s. 627.736, and all persons claiming a lien  
 308 thereon, as disclosed by the records in the Department of  
 309 Highway Safety and Motor Vehicles or as disclosed by the records  
 310 of any corresponding agency in any other state in which the  
 311 vehicle is identified through a records check of the National  
 312 Motor Vehicle Title Information System or an equivalent  
 313 commercially available system as being titled or registered.

314 (b) When ~~Whenever~~ a law enforcement agency authorizes the  
 315 removal of a vehicle or vessel or ~~whenever~~ a towing service,  
 316 garage, repair shop, or automotive service, storage, or parking  
 317 place notifies the law enforcement agency of possession of a  
 318 vehicle or vessel pursuant to s. 715.07(2) (a)2., if an approved  
 319 third-party service cannot obtain the vehicle's or vessel's  
 320 owner, lienholder, and insurer information or last state of  
 321 record pursuant to subsection (16), then the person in charge of  
 322 the towing service, garage, repair shop, or automotive service,  
 323 storage, or parking place must request such information from the  
 324 law enforcement agency of the jurisdiction where the vehicle or  
 325 vessel is stored. The law enforcement agency to which the

326 request was made must ~~shall~~ contact the Department of Highway  
 327 Safety and Motor Vehicles, or the appropriate agency of the  
 328 state of registration, if known, within 24 hours through the  
 329 medium of electronic communications, giving the full description  
 330 of the vehicle or vessel. Upon receipt of the full description  
 331 of the vehicle or vessel, the department must ~~shall~~ search its  
 332 files to determine the owner's name, the insurance company  
 333 insuring the vehicle or vessel, and whether any person has filed  
 334 a lien upon the vehicle or vessel as provided in s. 319.27(2)  
 335 and (3) and notify the applicable law enforcement agency within  
 336 72 hours. The person in charge of the towing service, garage,  
 337 repair shop, or automotive service, storage, or parking place  
 338 must request ~~shall obtain~~ such information from the applicable  
 339 law enforcement agency within 5 days after the date of storage  
 340 and must provide the information to the approved third-party  
 341 service in order to transmit notices as required under  
 342 subsection (16) ~~shall give notice pursuant to paragraph (a)~~. The  
 343 department may release the insurance company information to the  
 344 requestor notwithstanding s. 627.736.

345 (c) The notice of lien must be sent by an approved third-  
 346 party service by certified mail to the registered owner, the  
 347 insurance company insuring the vehicle notwithstanding s.  
 348 627.736, and all other persons claiming a lien thereon within 5  
 349 7 business days, excluding a Saturday, and Sunday, or federal  
 350 legal holiday, after the date of storage of the vehicle or

351 vessel. ~~However, in no event shall the notice of lien be sent~~  
352 ~~less than 30 days before the sale of the vehicle or vessel.~~ The  
353 notice must state all of the following:

354 1. If the claim of lien is for a vehicle, the last 8  
355 digits of the vehicle identification number of the vehicle  
356 subject to the lien, or, if the claim of lien is for a vessel,  
357 the hull identification number of the vessel subject to the  
358 lien, clearly printed in the delivery address box and on the  
359 outside of the envelope sent to the registered owner and all  
360 other persons claiming an interest in ~~therein~~ or lien on the  
361 vehicle or vessel ~~thereon~~.

362 2. The name, physical address, and telephone number of the  
363 lienor, and the entity name, as registered with the Division of  
364 Corporations, of the business where the towing and storage  
365 occurred, which must also appear on the outside of the envelope  
366 sent to the registered owner and all other persons claiming an  
367 interest in or lien on the vehicle or vessel.

368 3. The fact of possession of the vehicle or vessel.

369 4. The name of the person or entity that authorized the  
370 lienor to take possession of the vehicle or vessel.

371 5. That a lien as provided in paragraph (2)(b) ~~subsection~~  
372 ~~(2)~~ is claimed.

373 6. That charges have accrued and include an itemized  
374 statement of the amount thereof.

375 7. That the lien is subject to enforcement under law and

376 that the owner or lienholder, if any, has the right to a hearing  
 377 as set forth in subsection (5).

378 8. That any vehicle or vessel that remains unclaimed, or  
 379 for which the charges for recovery, towing, or storage services  
 380 remain unpaid, may be sold free of all prior liens 35 days after  
 381 the vehicle or vessel is stored by the lienor if the vehicle or  
 382 vessel is an older model ~~more than 3 years of age~~ or ~~57~~ 50 days  
 383 and 12 hours after the vehicle or vessel is stored by the lienor  
 384 if the vehicle or vessel is a newer model ~~3 years of age or~~  
 385 ~~less~~.

386 9. The address at which the vehicle or vessel is  
 387 physically located.

388 (d) The notice of lien may not be sent to the registered  
 389 owner, the insurance company insuring the vehicle or vessel, and  
 390 all other persons claiming a lien thereon less than 30 days  
 391 before the sale of a the vehicle or vessel that is an older  
 392 model or less than 55 days before the sale of a vehicle or  
 393 vessel that is a newer model.

394 (e) If attempts to locate the name and address of the  
 395 owner or lienholder are ~~prove~~ unsuccessful, 5 ~~the towing-storage~~  
 396 ~~operator shall, after 7~~ business days, excluding a Saturday, and  
 397 Sunday, or federal legal holiday, after the initial tow or  
 398 storage, the towing-storage operator must notify the public  
 399 agency of jurisdiction where the vehicle or vessel is stored in  
 400 writing by certified mail or receipt-acknowledged electronic



401 delivery ~~acknowledged hand delivery~~ that the towing-storage  
 402 operator ~~company~~ has been unable to locate the name and address  
 403 of the owner or lienholder and a physical search of the vehicle  
 404 or vessel has disclosed no ownership information and a good  
 405 faith effort has been made, including records checks of the  
 406 Department of Highway Safety and Motor Vehicles database and the  
 407 National Motor Vehicle Title Information System or an equivalent  
 408 commercially available system. ~~For purposes of this paragraph~~  
 409 ~~and subsection (9), the term "good faith effort" means that the~~  
 410 ~~following checks have been performed by the company to establish~~  
 411 ~~the prior state of registration and for title:~~

412 1. ~~A check of the department's database for the owner and~~  
 413 ~~any lienholder.~~

414 2. ~~A check of the electronic National Motor Vehicle Title~~  
 415 ~~Information System or an equivalent commercially available~~  
 416 ~~system to determine the state of registration when there is not~~  
 417 ~~a current registration record for the vehicle or vessel on file~~  
 418 ~~with the department.~~

419 3. ~~A check of the vehicle or vessel for any type of tag,~~  
 420 ~~tag record, temporary tag, or regular tag.~~

421 4. ~~A check of the law enforcement report for a tag number~~  
 422 ~~or other information identifying the vehicle or vessel, if the~~  
 423 ~~vehicle or vessel was towed at the request of a law enforcement~~  
 424 ~~officer.~~

425 5. ~~A check of the trip sheet or tow ticket of the tow~~

426 ~~truck operator to determine whether a tag was on the vehicle or~~  
 427 ~~vessel at the beginning of the tow, if a private tow.~~

428 ~~6. If there is no address of the owner on the impound~~  
 429 ~~report, a check of the law enforcement report to determine~~  
 430 ~~whether an out-of-state address is indicated from driver license~~  
 431 ~~information.~~

432 ~~7. A check of the vehicle or vessel for an inspection~~  
 433 ~~sticker or other stickers and decals that may indicate a state~~  
 434 ~~of possible registration.~~

435 ~~8. A check of the interior of the vehicle or vessel for~~  
 436 ~~any papers that may be in the glove box, trunk, or other areas~~  
 437 ~~for a state of registration.~~

438 ~~9. A check of the vehicle for a vehicle identification~~  
 439 ~~number.~~

440 ~~10. A check of the vessel for a vessel registration~~  
 441 ~~number.~~

442 ~~11. A check of the vessel hull for a hull identification~~  
 443 ~~number which should be carved, burned, stamped, embossed, or~~  
 444 ~~otherwise permanently affixed to the outboard side of the~~  
 445 ~~transom or, if there is no transom, to the outmost seaboard side~~  
 446 ~~at the end of the hull that bears the rudder or other steering~~  
 447 ~~mechanism.~~

448 (5) (a) The owner of a vehicle or vessel removed pursuant  
 449 to paragraph (2) (b) ~~subsection (2)~~, or any person claiming a  
 450 lien, other than the towing-storage operator, within 10 days

451 after the time she or he has knowledge of the location of the  
 452 vehicle or vessel, may file a complaint in the county court of  
 453 the county in which the vehicle or vessel is stored to determine  
 454 whether her or his property was wrongfully taken or withheld.

455 (6) A vehicle or vessel that is stored pursuant to  
 456 paragraph (2)(b) ~~subsection (2)~~ and remains unclaimed, or for  
 457 which reasonable charges for recovery, towing, or storing remain  
 458 unpaid, and any contents not released pursuant to subsection  
 459 (10), may be sold by the owner or operator of the storage space  
 460 for such towing or storage charge 35 days after the vehicle or  
 461 vessel is stored by the lienor if the vehicle or vessel is an  
 462 older model ~~more than 3 years of age~~ or 55 ~~50~~ days after the  
 463 vehicle or vessel is stored by the lienor if the vehicle or  
 464 vessel is a newer model ~~3 years of age or less~~. The sale must  
 465 ~~shall~~ be at public sale for cash. If the date of the sale was  
 466 not included in the notice required in subsection (4), notice of  
 467 the sale must ~~shall~~ be given to the person in whose name the  
 468 vehicle or vessel is registered and to all persons claiming a  
 469 lien on the vehicle or vessel as shown on the records of the  
 470 Department of Highway Safety and Motor Vehicles or of any  
 471 corresponding agency in any other state in which the vehicle is  
 472 identified through a records check of the National Motor Vehicle  
 473 Title Information System or an equivalent commercially available  
 474 system as being titled. Notice of the sale must be sent by  
 475 certified mail to the registered owner of the vehicle or vessel,

476 the insurance company insuring the vehicle or vessel, and the  
 477 person having the recorded lien on the vehicle or vessel at the  
 478 address shown on the records of the registering agency at least  
 479 30 days before the sale of the vehicle or vessel. ~~The notice~~  
 480 ~~must have clearly identified and printed, if the claim of lien~~  
 481 ~~is for a motor vehicle,~~ The last 8 digits of the vehicle  
 482 identification number of the ~~motor~~ vehicle subject to the lien,  
 483 or, if the claim of lien is for a vessel, the hull  
 484 identification number of the vessel subject to the lien, must be  
 485 clearly identified and printed in the delivery address box and  
 486 on the outside of the envelope sent to the registered owner and  
 487 all other persons claiming an interest in ~~therein~~ or lien on the  
 488 vehicle or vessel ~~thereon.~~ ~~The notice must be sent to the owner~~  
 489 ~~of the vehicle or vessel and the person having the recorded lien~~  
 490 ~~on the vehicle or vessel at the address shown on the records of~~  
 491 ~~the registering agency at least 30 days before the sale of the~~  
 492 ~~vehicle or vessel.~~ The notice must state the name, physical  
 493 address, and telephone number of the lienor, and the vehicle  
 494 identification number if the claim of lien is for a vehicle or  
 495 the hull identification number if the claim of lien is for a  
 496 vessel, all of which must also appear in the return address  
 497 section on the outside of the envelope containing the notice of  
 498 sale. After diligent search and inquiry, if the name and address  
 499 of the registered owner or the owner of the recorded lien cannot  
 500 be ascertained, the requirements of notice by mail may be

501 dispensed with. In addition to the notice by mail, public notice  
502 of the time and place of sale must ~~shall~~ be made by publishing a  
503 notice thereof one time, at least 20 ~~40~~ days before the date of  
504 the sale, on the publicly available website maintained by an  
505 approved third-party service. The third-party service must  
506 electronically report to the Department of Highway Safety and  
507 Motor Vehicles, via an electronic data exchange process using a  
508 web interface, the name, physical address, and telephone number  
509 of the lienor; the time and place of the sale; the vehicle's  
510 license plate number, if known; the vehicle identification  
511 number, if the claim of lien is for a vehicle, or the hull  
512 identification number, if the claim of lien is for a vessel; and  
513 the amount due for towing, recovery, storage, and administrative  
514 fees. The third-party service that publishes the public notice  
515 of sale and electronically reports the required information to  
516 the department may collect and retain a service charge of no  
517 more than \$1 ~~in a newspaper of general circulation in the county~~  
518 ~~in which the sale is to be held.~~ The proceeds of the sale, after  
519 payment of reasonable towing and storage charges, and costs of  
520 the sale, in that order of priority, must ~~shall~~ be deposited  
521 with the clerk of the circuit court for the county if the owner  
522 or lienholder is absent, and the clerk must ~~shall~~ hold such  
523 proceeds subject to the claim of the owner or lienholder legally  
524 entitled thereto. The clerk is ~~shall be~~ entitled to receive 5  
525 percent of such proceeds for the care and disbursement thereof.

526 The certificate of title issued under this section must ~~this law~~  
 527 ~~shall~~ be discharged of all liens unless otherwise provided by  
 528 court order. The owner or lienholder may file a complaint after  
 529 the vehicle or vessel has been sold in the county court of the  
 530 county in which it is stored. Upon determining the respective  
 531 rights of the parties, the court may award damages, attorney  
 532 fees, and costs in favor of the prevailing party.

533 (8) A towing-storage operator ~~person regularly engaged in~~  
 534 ~~the business of recovering, towing, or storing vehicles or~~  
 535 ~~vessels~~, except a person licensed under chapter 493 while  
 536 engaged in "repossession" activities as defined in s. 493.6101,  
 537 may not operate a wrecker, tow truck, or car carrier unless the  
 538 name, address, and telephone number of the company performing  
 539 the service is clearly printed in contrasting colors on the  
 540 driver and passenger sides of its vehicle. The name must be in  
 541 at least 3-inch permanently affixed letters, and the address and  
 542 telephone number must be in at least 1-inch permanently affixed  
 543 letters.

544 (9) Failure to make good faith efforts to comply with the  
 545 notice requirements of this section precludes the imposition of  
 546 any storage charges against the vehicle or vessel. If a lienor  
 547 fails to provide notice to a person claiming a lien on a vehicle  
 548 or vessel in accordance with subsection (4), the lienor may not  
 549 charge the person for more than 4 ~~7~~ days of storage, but such  
 550 failure does not affect charges made for towing the vehicle or

551 vessel or the priority of liens on the vehicle or vessel.

552 (10) A towing-storage operator must ~~Persons who provide~~  
553 ~~services pursuant to this section shall~~ permit vehicle or vessel  
554 owners, lienholders, insurance company representatives, or their  
555 agents, whose interest in the vehicle or vessel is evidenced by  
556 any of the documents listed in subsection (17) ~~which agency is~~  
557 ~~evidenced by an original writing acknowledged by the owner~~  
558 ~~before a notary public or other person empowered by law to~~  
559 ~~administer oaths,~~ to inspect the towed vehicle or vessel and  
560 must shall release to the owner, lienholder, or agent the  
561 vehicle, vessel, or all personal property not affixed to the  
562 vehicle or vessel which was in the vehicle or vessel at the time  
563 the vehicle or vessel came into the custody of the towing-  
564 storage operator. The inspection and release of the vehicle,  
565 vessel, or personal property must be permitted within 1 hour  
566 after the owner, lienholder, insurance company representative,  
567 or their agent presents any of the documents listed in  
568 subsection (17) to the towing-storage operator during normal  
569 business hours at the site where the vehicle or vessel is  
570 stored. Notwithstanding subparagraph (17)(a)5., a rental vehicle  
571 or vessel agreement is not evidence that the person who rented a  
572 vehicle or vessel is an agent of the rental vehicle or vessel  
573 owner for the purpose of releasing the vehicle or vessel.  
574 However, a towing-storage operator must release to the renter of  
575 a rental vehicle or vessel all personal property belonging to

576 the renter which is not affixed to the rental vehicle or vessel  
 577 within 1 hour after the renter's arrival ~~person providing such~~  
 578 ~~services.~~

579 (11) (a) A towing-storage operator ~~Any person regularly~~  
 580 ~~engaged in the business of recovering, towing, or storing~~  
 581 ~~vehicles or vessels~~ who comes into possession of a vehicle or  
 582 vessel pursuant to paragraph (2) (b) ~~subsection (2)~~ and who has  
 583 complied with ~~the provisions of~~ subsections (4) ~~(3)~~ and (6),  
 584 when such vehicle or vessel is to be sold for purposes of being  
 585 dismantled, destroyed, or changed in such manner that it is not  
 586 the ~~motor~~ vehicle or vessel described in the certificate of  
 587 title, must ~~shall~~ report the vehicle to the National Motor  
 588 Vehicle Title Information System and apply to the Department of  
 589 Highway Safety and Motor Vehicles for a certificate of  
 590 destruction. A certificate of destruction, which authorizes the  
 591 dismantling or destruction of the vehicle or vessel described  
 592 therein, is ~~shall be~~ reassignable a maximum of two times before  
 593 dismantling or destruction of the vehicle is ~~shall be~~ required,  
 594 and must ~~shall~~ accompany the vehicle or vessel for which it is  
 595 issued, when such vehicle or vessel is sold for such purposes,  
 596 in lieu of a certificate of title. The application for a  
 597 certificate of destruction must include proof of reporting to  
 598 the National Motor Vehicle Title Information System and an  
 599 affidavit from the applicant that she or he ~~it~~ has complied with  
 600 all applicable requirements of this section and, if the vehicle



601 or vessel is not registered in this state or any other state, by  
602 a statement from a law enforcement officer that the vehicle or  
603 vessel is not reported stolen, and must ~~shall~~ be accompanied by  
604 such documentation as may be required by the department.

605 (12) (a) Any person who violates ~~any provision of~~  
606 ~~subsection (1),~~ subsection (2), subsection (4), subsection (5),  
607 subsection (6), or subsection (7) is guilty of a misdemeanor of  
608 the first degree, punishable as provided in s. 775.082 or s.  
609 775.083.

610 (d) Employees of the Department of Highway Safety and  
611 Motor Vehicles and law enforcement officers are authorized to  
612 inspect the records of a towing-storage operator ~~any person~~  
613 ~~regularly engaged in the business of recovering, towing, or~~  
614 ~~storing vehicles or vessels or transporting vehicles or vessels~~  
615 ~~by wrecker, tow truck, or car carrier,~~ to ensure compliance with  
616 the requirements of this section. A towing-storage operator ~~Any~~  
617 ~~person~~ who fails to maintain records, or fails to produce  
618 records when required in a reasonable manner and at a reasonable  
619 time, commits a misdemeanor of the first degree, punishable as  
620 provided in s. 775.082 or s. 775.083.

621 (13) (a) Upon receipt by the Department of Highway Safety  
622 and Motor Vehicles of written notice from a wrecker operator who  
623 claims a wrecker operator's lien under subparagraph (2) (b) 4.  
624 ~~paragraph (2) (d)~~ for recovery, towing, or storage of an  
625 abandoned vehicle or vessel upon instructions from any law

626 enforcement agency, for which a certificate of destruction has  
627 been issued under subsection (11) and the vehicle has been  
628 reported to the National Motor Vehicle Title Information System,  
629 the department shall place the name of the registered owner of  
630 that vehicle or vessel on the list of those persons who may not  
631 be issued a license plate or revalidation sticker for any motor  
632 vehicle under s. 320.03(8). If the vehicle or vessel is owned  
633 jointly by more than one person, the name of each registered  
634 owner must ~~shall~~ be placed on the list. The notice of wrecker  
635 operator's lien must ~~shall~~ be submitted on forms provided by the  
636 department and, which must include all of the following:

637 1. The name, address, and telephone number of the wrecker  
638 operator.

639 2. The name of the registered owner of the vehicle or  
640 vessel and the address to which the wrecker operator provided  
641 notice of the lien to the registered owner under subsection (4).

642 3. A general description of the vehicle or vessel,  
643 including its color, make, model, body style, and year.

644 4. The vehicle identification number (VIN); registration  
645 license plate number, state, and year; validation decal number,  
646 state, and year; vessel registration number; hull identification  
647 number; or other identification number, as applicable.

648 5. The name of the person or the corresponding law  
649 enforcement agency that requested that the vehicle or vessel be  
650 recovered, towed, or stored.

651           6. The amount of the wrecker operator's lien, not to  
652 exceed the amount allowed by paragraph (b).

653           (b) For purposes of this subsection only, the amount of  
654 the wrecker operator's lien for which the department will  
655 prevent issuance of a license plate or revalidation sticker may  
656 not exceed the amount of the charges for recovery, towing, and  
657 storage of the vehicle or vessel for 7 days. These charges may  
658 not exceed the maximum rates imposed by the ordinances of the  
659 respective county or municipality under ss. 125.0103(1)(c) and  
660 166.043(1)(c). This paragraph does not limit the amount of a  
661 wrecker operator's lien claimed under paragraph (2)(b)  
662 ~~subsection (2)~~ or prevent a wrecker operator from seeking civil  
663 remedies for enforcement of the entire amount of the lien, but  
664 limits only that portion of the lien for which the department  
665 will prevent issuance of a license plate or revalidation  
666 sticker.

667           (d) Upon discharge of the amount of the wrecker operator's  
668 lien allowed by paragraph (b), the wrecker operator must issue a  
669 certificate of discharged wrecker operator's lien on forms  
670 provided by the department to each registered owner of the  
671 vehicle or vessel attesting that the amount of the wrecker  
672 operator's lien allowed by paragraph (b) has been discharged.  
673 Upon presentation of the certificate of discharged wrecker  
674 operator's lien by the registered owner, the department must  
675 ~~shall~~ immediately remove the registered owner's name from the

676 list of those persons who may not be issued a license plate or  
677 revalidation sticker for any motor vehicle under s. 320.03(8),  
678 thereby allowing issuance of a license plate or revalidation  
679 sticker. Issuance of a certificate of discharged wrecker  
680 operator's lien under this paragraph does not discharge the  
681 entire amount of the wrecker operator's lien claimed under  
682 paragraph (2)(b) ~~subsection (2)~~, but only certifies to the  
683 department that the amount of the wrecker operator's lien  
684 allowed by paragraph (b), for which the department will prevent  
685 issuance of a license plate or revalidation sticker, has been  
686 discharged.

687 (17)(a) A towing-storage operator must accept an original  
688 or a copy of any of the following documents as evidence of a  
689 person's interest in a vehicle or vessel:

690 1. An electronic title.

691 2. A paper title.

692 3. A contract between a lender and the owner of the  
693 vehicle or vessel.

694 4. A contract between a lessor and the lessee of the  
695 vehicle or vessel.

696 5. A written agreement evidencing that the person is an  
697 agent of the vehicle or vessel owner, lienholder, or insurance  
698 company.

699 (b) A towing-storage operator may not require any of the  
700 documents listed in paragraph (a) to be notarized.

701 (c) Presenting one form of current government-issued photo  
 702 identification constitutes sufficient identity verification for  
 703 the purposes of this section ~~A lienor must accept either a copy~~  
 704 ~~of an electronic title or a paper title as evidence of a~~  
 705 ~~person's interest in a vehicle or vessel.~~

706 (18) A towing-storage operator must retain for 3 years  
 707 records produced for all vehicles or vessels recovered, towed,  
 708 stored, or released. Such records must include at least all of  
 709 the following:

710 (a) All notice publications and certified mailings.

711 (b) The purchase price of any unclaimed vehicle or vessel  
 712 sold.

713 (c) The names and addresses of persons to which vehicles  
 714 or vessels were released.

715 (d) The names and addresses of vehicle or vessel  
 716 purchasers.

717 (e) All fees imposed under this section, including the  
 718 itemized invoice required under paragraph (20)(c).

719 (19)(a) A towing-storage operator must accept payment for  
 720 accrued charges from an authorized person listed in subsection  
 721 (10) in any form from at least two of the following  
 722 subparagraphs:

723 1. Cash, cashier's check, money order, or traveler's  
 724 check.

725 2. Bank, debit, or credit card.

726       3. Mobile payment service, digital wallet, or other  
 727 electronic payment system.

728       (b) Any of the authorized persons listed in subsection  
 729 (10) are not required to furnish more than one form of current  
 730 government-issued photo identification when payment is made in  
 731 any of the forms listed in paragraph (a).

732       (20) (a) A towing-storage operator must maintain a rate  
 733 sheet listing all fees for, or incidental to, the recovery,  
 734 removal, or storage of a vehicle or vessel and must do all of  
 735 the following:

736           1. Post the rate sheet at the towing-storage operator's  
 737 place of business.

738           2. Make the rate sheet available upon request by the  
 739 vehicle or vessel owner, lienholder, insurance company, or their  
 740 agent.

741           3. Before attaching a vehicle or vessel to a wrecker,  
 742 furnish the rate sheet to the owner or operator of the vehicle  
 743 or vessel, if the owner or operator is present at the scene of  
 744 the disabled vehicle or vessel.

745       (b) Any fee charged in excess of those listed on the rate  
 746 sheet required under this subsection is deemed unreasonable.

747       (c) An itemized invoice of actual fees charged by a  
 748 towing-storage operator for a completed tow must be produced and  
 749 be available to the vehicle or vessel owner, lienholder,  
 750 insurance company, or their agent no later than 1 business day

751 after:

752 1. The tow is completed; or

753 2. The towing-storage operator has obtained all necessary  
 754 information to be included on the invoice, including any charges  
 755 submitted by subcontractors used by the towing-storage operator  
 756 to complete the tow and recovery.

757 (d) The itemized invoice required under paragraph (c) must  
 758 contain all of the following information:

759 1. The date and time the vehicle or vessel was towed.

760 2. The location to which the vehicle or vessel was towed.

761 3. The name, address, and telephone number of the towing-  
 762 storage operator.

763 4. A description of the towed vehicle or vessel, including  
 764 the color, make, model, model year, and vehicle identification  
 765 number of the vehicle or hull identification number of the  
 766 vessel.

767 5. The license plate number and state of registration for  
 768 the towed vehicle or vessel.

769 6. The cost of the initial towing service.

770 7. The cost of any storage fees, expressed as a daily  
 771 rate.

772 8. Other fees, including administrative fees, vehicle or  
 773 vessel search fees, fees for hazardous material and nonhazardous  
 774 material cleanup, and fees for labor.

775 9. A list of the services that were performed under a

776 warranty or that were otherwise performed at no cost to the  
777 owner of the vehicle or vessel.

778 (e) Any service performed or fee charged in addition to  
779 those described in subparagraph (d)6. or subparagraph (d)7. must  
780 be set forth on the itemized invoice required under paragraph  
781 (c) individually as a single line item that includes an  
782 explanation of the service or fee and the exact amount charged  
783 for the service or the exact amount of the fee.

784 (f) A towing-storage operator must make the itemized  
785 invoice required under paragraph (c) available for inspection  
786 and copying no later than 48 hours after receiving a written  
787 request to inspect such invoice from:

- 788 1. A law enforcement agency;
- 789 2. The Attorney General;
- 790 3. A city attorney, a county attorney, or the prosecuting  
791 attorney having jurisdiction in the location of any of the  
792 towing-storage operator's business locations;
- 793 4. The vehicle or vessel owner, lienholder, insurance  
794 company, or their agent; or
- 795 5. If the vehicle or vessel was involved in a collision,  
796 any individual involved in the underlying collision or the  
797 individual's insurance company.

798 Section 5. Paragraph (a) of subsection (2) of section  
799 715.07, Florida Statutes, is amended to read:

800 715.07 Vehicles or vessels parked on private property;



801 towing.—

802 (2) The owner or lessee of real property, or any person  
 803 authorized by the owner or lessee, which person may be the  
 804 designated representative of the condominium association if the  
 805 real property is a condominium, may cause any vehicle or vessel  
 806 parked on such property without her or his permission to be  
 807 removed by a person regularly engaged in the business of towing  
 808 vehicles or vessels, without liability for the costs of removal,  
 809 transportation, or storage or damages caused by such removal,  
 810 transportation, or storage, under any of the following  
 811 circumstances:

812 (a) The towing or removal of any vehicle or vessel from  
 813 private property without the consent of the registered owner or  
 814 other legally authorized person in control of that vehicle or  
 815 vessel is subject to substantial compliance with the following  
 816 conditions and restrictions:

817 1.a. Any towed or removed vehicle or vessel must be stored  
 818 at a site within a 10-mile radius of the point of removal in any  
 819 county of 500,000 population or more, and within a 15-mile  
 820 radius of the point of removal in any county of fewer than  
 821 500,000 population. That site must be open for the purpose of  
 822 redemption of vehicles on any day that the person or firm towing  
 823 such vehicle or vessel is open for towing purposes, from 8:00  
 824 a.m. to 6:00 p.m., and, when closed, shall have prominently  
 825 posted a sign indicating a telephone number where the operator

826 of the site can be reached at all times. Upon receipt of a  
827 telephoned request to open the site to redeem a vehicle or  
828 vessel, the operator shall return to the site within 1 hour or  
829 she or he will be in violation of this section.

830       b. If no towing business providing such service is located  
831 within the area of towing limitations set forth in sub-  
832 subparagraph a., the following limitations apply: any towed or  
833 removed vehicle or vessel must be stored at a site within a 20-  
834 mile radius of the point of removal in any county of 500,000  
835 population or more, and within a 30-mile radius of the point of  
836 removal in any county of fewer than 500,000 population.

837       2. The person or firm towing or removing the vehicle or  
838 vessel shall, within 30 minutes after completion of such towing  
839 or removal, notify the municipal police department or, in an  
840 unincorporated area, the sheriff, of such towing or removal, the  
841 storage site, the time the vehicle or vessel was towed or  
842 removed, and the make, model, color, and license plate number of  
843 the vehicle or description and registration number of the vessel  
844 and shall obtain the name of the person at that department to  
845 whom such information was reported and note that name on the  
846 trip record.

847       3. A person in the process of towing or removing a vehicle  
848 or vessel from the premises or parking lot in which the vehicle  
849 or vessel is not lawfully parked must stop when a person seeks  
850 the return of the vehicle or vessel. The vehicle or vessel must

851 be returned upon the payment of a reasonable service fee of not  
852 more than one-half of the posted rate for the towing or removal  
853 service as provided in subparagraph 6. The vehicle or vessel may  
854 be towed or removed if, after a reasonable opportunity, the  
855 owner or legally authorized person in control of the vehicle or  
856 vessel is unable to pay the service fee. If the vehicle or  
857 vessel is redeemed, a detailed signed receipt must be given to  
858 the person redeeming the vehicle or vessel.

859 4. A person may not pay or accept money or other valuable  
860 consideration for the privilege of towing or removing vehicles  
861 or vessels from a particular location.

862 5. Except for property appurtenant to and obviously a part  
863 of a single-family residence, and except for instances when  
864 notice is personally given to the owner or other legally  
865 authorized person in control of the vehicle or vessel that the  
866 area in which that vehicle or vessel is parked is reserved or  
867 otherwise unavailable for unauthorized vehicles or vessels and  
868 that the vehicle or vessel is subject to being removed at the  
869 owner's or operator's expense, any property owner or lessee, or  
870 person authorized by the property owner or lessee, before towing  
871 or removing any vehicle or vessel from private property without  
872 the consent of the owner or other legally authorized person in  
873 control of that vehicle or vessel, must post a notice meeting  
874 the following requirements:

875 a. The notice must be prominently placed at each driveway

876 access or curb cut allowing vehicular access to the property  
 877 within 10 feet from the road, as defined in s. 334.03(22). If  
 878 there are no curbs or access barriers, the signs must be posted  
 879 not fewer than one sign for each 25 feet of lot frontage.

880       b. The notice must clearly indicate, in not fewer than 2-  
 881 inch high, light-reflective letters on a contrasting background,  
 882 that unauthorized vehicles will be towed away at the owner's  
 883 expense. The words "tow-away zone" must be included on the sign  
 884 in not fewer than 4-inch high letters.

885       c. The notice must also provide the name and current  
 886 telephone number of the person or firm towing or removing the  
 887 vehicles or vessels.

888       d. The sign structure containing the required notices must  
 889 be permanently installed with the words "tow-away zone" not  
 890 fewer than 3 feet and not more than 6 feet above ground level  
 891 and must be continuously maintained on the property for not  
 892 fewer than 24 hours before the towing or removal of any vehicles  
 893 or vessels.

894       e. The local government may require permitting and  
 895 inspection of these signs before any towing or removal of  
 896 vehicles or vessels being authorized.

897       f. A business with 20 or fewer parking spaces satisfies  
 898 the notice requirements of this subparagraph by prominently  
 899 displaying a sign stating "Reserved Parking for Customers Only  
 900 Unauthorized Vehicles or Vessels Will be Towed Away At the

901 Owner's Expense" in not fewer than 4-inch high, light-reflective  
 902 letters on a contrasting background.

903 g. A property owner towing or removing vessels from real  
 904 property must post notice, consistent with the requirements in  
 905 sub-subparagraphs a.-f., which apply to vehicles, that  
 906 unauthorized vehicles or vessels will be towed away at the  
 907 owner's expense.

908  
 909 A business owner or lessee may authorize the removal of a  
 910 vehicle or vessel by a towing company when the vehicle or vessel  
 911 is parked in such a manner that restricts the normal operation  
 912 of business; and if a vehicle or vessel parked on a public  
 913 right-of-way obstructs access to a private driveway the owner,  
 914 lessee, or agent may have the vehicle or vessel removed by a  
 915 towing company upon signing an order that the vehicle or vessel  
 916 be removed without a posted tow-away zone sign.

917 6. Any person or firm that tows or removes vehicles or  
 918 vessels and proposes to require an owner, operator, or person in  
 919 control or custody of a vehicle or vessel to pay the costs of  
 920 towing and storage before redemption of the vehicle or vessel  
 921 must file and keep on record with the local law enforcement  
 922 agency a complete copy of the current rates to be charged for  
 923 such services and post at the storage site an identical rate  
 924 schedule and any written contracts with property owners,  
 925 lessees, or persons in control of property which authorize such

926 person or firm to remove vehicles or vessels as provided in this  
927 section.

928 7. Any person or firm towing or removing any vehicles or  
929 vessels from private property without the consent of the owner  
930 or other legally authorized person in control or custody of the  
931 vehicles or vessels shall, on any trucks, wreckers as defined in  
932 s. 713.78(1) ~~s. 713.78(1)(e)~~, or other vehicles used in the  
933 towing or removal, have the name, address, and telephone number  
934 of the company performing such service clearly printed in  
935 contrasting colors on the driver and passenger sides of the  
936 vehicle. The name shall be in at least 3-inch permanently  
937 affixed letters, and the address and telephone number shall be  
938 in at least 1-inch permanently affixed letters.

939 8. Vehicle entry for the purpose of removing the vehicle  
940 or vessel shall be allowed with reasonable care on the part of  
941 the person or firm towing the vehicle or vessel. Such person or  
942 firm shall be liable for any damage occasioned to the vehicle or  
943 vessel if such entry is not in accordance with the standard of  
944 reasonable care.

945 9. When a vehicle or vessel has been towed or removed  
946 pursuant to this section, it must be released to its owner or  
947 person in control or custody within 1 hour after requested. Any  
948 vehicle or vessel owner or person in control or custody has the  
949 right to inspect the vehicle or vessel before accepting its  
950 return, and no release or waiver of any kind which would release

951 the person or firm towing the vehicle or vessel from liability  
952 for damages noted by the owner or person in control or custody  
953 at the time of the redemption may be required from any vehicle  
954 or vessel owner or person in control or custody as a condition  
955 of release of the vehicle or vessel to its owner or person in  
956 control or custody. A detailed receipt showing the legal name of  
957 the company or person towing or removing the vehicle or vessel  
958 must be given to the person paying towing or storage charges at  
959 the time of payment, whether requested or not.

960 Section 6. This act shall take effect July 1, 2024.