

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>      </u>	(Y/N)
ADOPTED AS AMENDED	<u>      </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>      </u>	(Y/N)
FAILED TO ADOPT	<u>      </u>	(Y/N)
WITHDRAWN	<u>      </u>	(Y/N)
OTHER	<u>      </u>	

1 Committee/Subcommittee hearing bill: Transportation & Modals  
 2 Subcommittee

3 Representative Salzman offered the following:

4  
 5 **Amendment (with title amendment)**

6 Remove lines 42-134 and insert:

7 (15) The application form for motor vehicle registration  
 8 must include language allowing an applicant to voluntarily  
 9 indicate that the applicant has been diagnosed with, or is the  
 10 parent or legal guardian of a child or ward who has been  
 11 diagnosed with, any of the following disabilities or disorders  
 12 by a physician licensed under chapter 458 or chapter 459:

- 13 (a) Autism.
- 14 (b) Attention deficit hyperactivity disorder.
- 15 (c) Down Syndrome.
- 16 (d) Alzheimer's disease.

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17 (e) Traumatic brain injury.

18 (f) Posttraumatic stress disorder.

19 (g) Diabetes.

20 (h) An autoimmune disorder.

21 (i) Deafness.

22 (j) Blindness.

23 (k) Any other mentally or physically limiting disorder.

24  
25 If the applicant indicates one of the diagnoses listed above on  
26 the application and provides proof acceptable to the department  
27 of such diagnosis, the information from the application must be  
28 included through the Driver and Vehicle Information Database and  
29 available through the Florida Crime Information Center system.  
30 The department must allow a motor vehicle owner or co-owner to  
31 update a motor vehicle registration to include or remove  
32 information regarding a diagnosis under this subsection at any  
33 time.

34 Section 3. Paragraph (b) of subsection (9) of section  
35 320.27, Florida Statutes, is amended to read:

36 320.27 Motor vehicle dealers.—

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

38 (b) The department may deny, suspend, or revoke any  
39 license issued hereunder or under the provisions of s. 320.77 or  
40 s. 320.771 upon proof that a licensee has committed, with  
41 sufficient frequency so as to establish a pattern of wrongdoing

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42 on the part of a licensee, violations of one or more of the  
43 following activities:

44 1. Representation that a demonstrator is a new motor  
45 vehicle, or the attempt to sell or the sale of a demonstrator as  
46 a new motor vehicle without written notice to the purchaser that  
47 the vehicle is a demonstrator. For the purposes of this section,  
48 a "demonstrator," a "new motor vehicle," and a "used motor  
49 vehicle" shall be defined as under s. 320.60.

50 2. Unjustifiable refusal to comply with a licensee's  
51 responsibility under the terms of the new motor vehicle warranty  
52 issued by its respective manufacturer, distributor, or importer.  
53 However, if such refusal is at the direction of the  
54 manufacturer, distributor, or importer, such refusal shall not  
55 be a ground under this section.

56 3. Misrepresentation or false, deceptive, or misleading  
57 statements with regard to the sale or financing of motor  
58 vehicles which any motor vehicle dealer has, or causes to have,  
59 advertised, printed, displayed, published, distributed,  
60 broadcast, televised, or made in any manner with regard to the  
61 sale or financing of motor vehicles.

62 4. Failure by any motor vehicle dealer to provide a  
63 customer or purchaser with an odometer disclosure statement and  
64 a copy of any bona fide written, executed sales contract or  
65 agreement of purchase connected with the purchase of the motor  
66 vehicle purchased by the customer or purchaser.

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67           5. Failure of any motor vehicle dealer to comply with the  
68 terms of any bona fide written, executed agreement, pursuant to  
69 the sale of a motor vehicle.

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

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

74           8. Failure to continually meet the requirements of the  
75 licensure law.

76           9. Representation to a customer or any advertisement to  
77 the public representing or suggesting that a motor vehicle is a  
78 new motor vehicle if such vehicle lawfully cannot be titled in  
79 the name of the customer or other member of the public by the  
80 seller using a manufacturer's statement of origin as permitted  
81 in s. 319.23(1).

82           10. Requirement by any motor vehicle dealer that a  
83 customer or purchaser accept equipment on his or her motor  
84 vehicle which was not ordered by the customer or purchaser.

85           11. Requirement by any motor vehicle dealer that any  
86 customer or purchaser finance a motor vehicle with a specific  
87 financial institution or company.

88           12. Requirement by any motor vehicle dealer that the  
89 purchaser of a motor vehicle contract with the dealer for  
90 physical damage insurance.

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91 13. Perpetration of a fraud upon any person as a result of  
92 dealing in motor vehicles, including, without limitation, the  
93 misrepresentation to any person by the licensee of the  
94 licensee's relationship to any manufacturer, importer, or  
95 distributor.

96 14. Violation of any of the provisions of s. 319.35 by any  
97 motor vehicle dealer.

98 15. Sale by a motor vehicle dealer of a vehicle offered in  
99 trade by a customer prior to consummation of the sale, exchange,  
100 or transfer of a newly acquired vehicle to the customer, unless  
101 the customer provides written authorization for the sale of the  
102 trade-in vehicle prior to delivery of the newly acquired  
103 vehicle.

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

106 17. Violation of chapter 319, this chapter, or ss.  
107 559.901-559.9221, which has to do with dealing in or repairing  
108 motor vehicles or mobile homes. Additionally, in the case of  
109 used motor vehicles, the willful violation of the federal law  
110 and rule in 15 U.S.C. s. 2304, 16 C.F.R. part 455, pertaining to  
111 the consumer sales window form.

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

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

117 Section 4. This act shall take effect October 1, 2024.  
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120 **T I T L E A M E N D M E N T**

121 Remove lines 4-11 and insert:

122 amending s. 320.02, F.S.; requiring certain language  
123 on an application for motor vehicle registration in  
124 order to allow an applicant to indicate that he or she  
125 has been diagnosed with, or is the parent or legal  
126 guardian of a child or ward who has been diagnosed  
127 with, specified disabilities or disorders; requiring  
128 proof; requiring information to be included in a  
129 specified database and system; requiring the  
130 Department of Highway Safety and Motor Vehicles to  
131 allow specified persons to update a motor vehicle  
132 registration at any time; amending s. 320.27, F.S.;