

26 | mental disabilities may create barriers to receiving immediate
 27 | and appropriate assistance, and

28 | WHEREAS, providing law enforcement officers and first
 29 | responders with advance notice that a person with whom they are
 30 | about to interact has a developmental disability, mental
 31 | illness, or other special need will improve communication,
 32 | reduce unnecessary adverse actions, and ensure that the person
 33 | receives the specific response and care he or she requires, NOW,
 34 | THEREFORE,

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36 | Be It Enacted by the Legislature of the State of Florida:

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38 | Section 1. This act may be cited as the "Safeguarding
 39 | American Families Everywhere (SAFE) Act."

40 | Section 2. Subsections (15) through (20) of section
 41 | 320.02, Florida Statutes, are renumbered as subsections (16)
 42 | through (21), respectively, and a new subsection (15) is added
 43 | to that section to read:

44 | 320.02 Registration required; application for
 45 | registration; forms.—

46 | (15) The application form for motor vehicle registration
 47 | must include language allowing an applicant to voluntarily
 48 | indicate that the applicant has been diagnosed with, or is the
 49 | parent or legal guardian of a child or ward who has been
 50 | diagnosed with, any of the following disabilities or disorders

- 51 by a physician licensed under chapter 458 or chapter 459:
- 52 (a) Autism.
 - 53 (b) Attention deficit hyperactivity disorder.
 - 54 (c) Down syndrome.
 - 55 (d) Alzheimer's disease.
 - 56 (e) Traumatic brain injury.
 - 57 (f) Posttraumatic stress disorder.
 - 58 (g) Diabetes.
 - 59 (h) An autoimmune disorder.
 - 60 (i) Deafness.
 - 61 (j) Blindness.
 - 62 (k) Any other mentally or physically limiting disorder.

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64 If the applicant indicates one of the diagnoses listed above on
 65 the application and provides proof acceptable to the department
 66 of such diagnosis, the information from the application must be
 67 included through the Driver and Vehicle Information Database and
 68 available through the Florida Crime Information Center system.
 69 The department must allow a motor vehicle owner or co-owner to
 70 update a motor vehicle registration to include or remove
 71 information regarding a diagnosis under this subsection at any
 72 time.

73 Section 3. Paragraph (b) of subsection (9) of section
 74 320.27, Florida Statutes, is amended to read:

75 320.27 Motor vehicle dealers.—

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

77 (b) The department may deny, suspend, or revoke any
 78 license issued hereunder or under the provisions of s. 320.77 or
 79 s. 320.771 upon proof that a licensee has committed, with
 80 sufficient frequency so as to establish a pattern of wrongdoing
 81 on the part of a licensee, violations of one or more of the
 82 following activities:

83 1. Representation that a demonstrator is a new motor
 84 vehicle, or the attempt to sell or the sale of a demonstrator as
 85 a new motor vehicle without written notice to the purchaser that
 86 the vehicle is a demonstrator. For the purposes of this section,
 87 a "demonstrator," a "new motor vehicle," and a "used motor
 88 vehicle" shall be defined as under s. 320.60.

89 2. Unjustifiable refusal to comply with a licensee's
 90 responsibility under the terms of the new motor vehicle warranty
 91 issued by its respective manufacturer, distributor, or importer.
 92 However, if such refusal is at the direction of the
 93 manufacturer, distributor, or importer, such refusal shall not
 94 be a ground under this section.

95 3. Misrepresentation or false, deceptive, or misleading
 96 statements with regard to the sale or financing of motor
 97 vehicles which any motor vehicle dealer has, or causes to have,
 98 advertised, printed, displayed, published, distributed,
 99 broadcast, televised, or made in any manner with regard to the
 100 sale or financing of motor vehicles.

101 4. Failure by any motor vehicle dealer to provide a
102 customer or purchaser with an odometer disclosure statement and
103 a copy of any bona fide written, executed sales contract or
104 agreement of purchase connected with the purchase of the motor
105 vehicle purchased by the customer or purchaser.

106 5. Failure of any motor vehicle dealer to comply with the
107 terms of any bona fide written, executed agreement, pursuant to
108 the sale of a motor vehicle.

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

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

113 8. Failure to continually meet the requirements of the
114 licensure law.

115 9. Representation to a customer or any advertisement to
116 the public representing or suggesting that a motor vehicle is a
117 new motor vehicle if such vehicle lawfully cannot be titled in
118 the name of the customer or other member of the public by the
119 seller using a manufacturer's statement of origin as permitted
120 in s. 319.23(1).

121 10. Requirement by any motor vehicle dealer that a
122 customer or purchaser accept equipment on his or her motor
123 vehicle which was not ordered by the customer or purchaser.

124 11. Requirement by any motor vehicle dealer that any
125 customer or purchaser finance a motor vehicle with a specific

126 financial institution or company.

127 12. Requirement by any motor vehicle dealer that the
 128 purchaser of a motor vehicle contract with the dealer for
 129 physical damage insurance.

130 13. Perpetration of a fraud upon any person as a result of
 131 dealing in motor vehicles, including, without limitation, the
 132 misrepresentation to any person by the licensee of the
 133 licensee's relationship to any manufacturer, importer, or
 134 distributor.

135 14. Violation of any of the provisions of s. 319.35 by any
 136 motor vehicle dealer.

137 15. Sale by a motor vehicle dealer of a vehicle offered in
 138 trade by a customer prior to consummation of the sale, exchange,
 139 or transfer of a newly acquired vehicle to the customer, unless
 140 the customer provides written authorization for the sale of the
 141 trade-in vehicle prior to delivery of the newly acquired
 142 vehicle.

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

145 17. Violation of chapter 319, this chapter, or ss.
 146 559.901-559.9221, which has to do with dealing in or repairing
 147 motor vehicles or mobile homes. Additionally, in the case of
 148 used motor vehicles, the willful violation of the federal law
 149 and rule in 15 U.S.C. s. 2304, 16 C.F.R. part 455, pertaining to
 150 the consumer sales window form.

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

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

156 Section 4. This act shall take effect October 1, 2024.