

1 A bill to be entitled
2 An act relating to the Department of Highway Safety
3 and Motor Vehicles operations; amending s. 207.001,
4 F.S.; revising a short title; amending s. 207.002,
5 F.S.; revising definitions for the Florida Motor Fuel
6 Use Tax Act; amending ss. 207.003, 207.008, 207.013,
7 207.014, 207.023, and 207.0281, F.S.; conforming
8 provisions to changes made by the act; amending s.
9 207.004, F.S.; requiring licensure in lieu of
10 registration of motor carriers operating certain
11 qualified motor vehicles; requiring qualified vehicles
12 to carry copy of license or make the license available
13 electronically; specifying how fuel tax decals are to
14 be displayed on qualified motor vehicles; requiring
15 the department or its authorized agent to issue
16 licenses and fuel tax decals; requiring fuel tax decal
17 renewal orders to be submitted electronically;
18 revising required contents of temporary fuel-use
19 permits; deleting provisions for driveway permits;
20 amending s. 207.005, F.S.; revising due dates for
21 motor fuel use tax returns; requiring tax returns to
22 be submitted electronically; amending s. 207.007,
23 F.S.; revising requirements for calculation of
24 interest due for delinquent tax; providing penalties
25 for any person who counterfeits, alters, manufactures,

26 | or sells fuel tax licenses, fuel tax decals, or
27 | temporary fuel-use permits except under certain
28 | circumstances; amending s. 207.011, F.S.; authorizing
29 | the department to inspect specified documents of motor
30 | carriers, motor fuel retail dealers, and wholesale
31 | distributors to verify tax returns; amending s.
32 | 207.019, F.S.; requiring motor carriers to destroy
33 | fuel tax decals under certain circumstances and notify
34 | the department; amending s. 212.08, F.S.; conforming
35 | provisions to changes made by the act; amending s.
36 | 316.065, F.S.; revising the apparent amount of
37 | property damage that requires the driver of a vehicle
38 | involved in a crash to notify law enforcement of the
39 | crash; amending s. 316.545, F.S.; conforming
40 | provisions to changes made by the act; amending s.
41 | 318.15, F.S.; revising methods by which the department
42 | must issue an order suspending a driver license;
43 | amending s. 319.35, F.S.; conforming a cross-
44 | reference; amending s. 320.02, F.S.; revising vehicle
45 | registration requirements except for certain members
46 | of the United States Armed Forces; requiring
47 | applicants to provide proof of address; revising
48 | requirements for documenting an applicant's address
49 | and proof of legal presence; defining the term "REAL
50 | ID driver's license or identification card";

51 conforming provisions; amending s. 320.605, 320.63,
 52 and 322.292, F.S.; revising terminology; amending ss.
 53 320.95, 322.08, and 328.30, F.S.; revising the
 54 purposes for which the department may provide
 55 notification by electronic mail; amending s. 322.01,
 56 F.S.; revising definition of the term "tank vehicle";
 57 amending ss. 322.18, 322.21, and 322.251, F.S.;
 58 authorizing the department to provide electronic
 59 notification in lieu of United States mail for
 60 providing certain orders and notices; amending ss.
 61 322.2616, 322.245, 324.171, 322.64, and 324.091, F.S.;
 62 conforming provisions to changes made by the act;
 63 providing an effective date.

64
 65 Be It Enacted by the Legislature of the State of Florida:

66
 67 **Section 1. Section 207.001, Florida Statutes, is amended**
 68 **to read:**

69 207.001 Short title.—This chapter shall be known as the
 70 "Florida ~~Diesel Fuel and~~ Motor Fuel Use Tax Act ~~of 1981~~," and
 71 the taxes levied under this chapter shall be in addition to all
 72 other taxes imposed by law.

73 **Section 2. Section 207.002, Florida Statutes, is amended**
 74 **to read:**

75 207.002 Definitions.—As used in this chapter, the term:

76 ~~(1)-(2)~~ "Department" means the Department of Highway Safety
77 and Motor Vehicles.

78 (2) "International Fuel Tax Agreement" means the
79 reciprocal agreement among certain states of the United States,
80 provinces of Canada, and other member jurisdictions which
81 provides for the administration, collection, and enforcement of
82 taxes on the basis of fuel consumed, distance accrued, or both,
83 in member jurisdictions.

84 ~~(3) "Diesel fuel" means any liquid product or gas product~~
85 ~~or combination thereof, including, but not limited to, all forms~~
86 ~~of fuel known or sold as diesel fuel, kerosene, butane gas, or~~
87 ~~propane gas and all other forms of liquefied petroleum gases,~~
88 ~~except those defined as "motor fuel," used to propel a motor~~
89 ~~vehicle.~~

90 ~~(4) "International Registration Plan" means a registration~~
91 ~~reciprocity agreement among states of the United States and~~
92 ~~provinces of Canada providing for payment of license fees or~~
93 ~~license taxes on the basis of fleet miles operated in various~~
94 ~~jurisdictions.~~

95 (3)-(5) "Interstate" means vehicle movement between or
96 through two or more member jurisdictions states.

97 (4)-(6) "Intrastate" means vehicle movement from one point
98 within a member jurisdiction state to another point within the
99 same member jurisdiction state.

100 (5) "Member jurisdiction" means a state of the United

101 States, province of Canada, or other jurisdiction that is a
102 member of the International Fuel Tax Agreement.

103 (6)-(7) "Motor carrier" means any person owning,
104 controlling, operating, or managing any motor vehicle used to
105 transport persons or property over any public highway.

106 (7)-(8) "Motor fuel" means any fuel placed in the fuel
107 supply storage unit of a qualified motor vehicle, including an
108 alternative fuel such as pure methanol, ethanol, or other
109 alcohol; a blend of 85 percent or more alcohol with gasoline;
110 natural gas and liquified fuel produced from natural gas;
111 propane; coal-derived liquified fuel; hydrogen; electricity;
112 pure biodiesel (B100) fuel, other than alcohol, derived from
113 biological materials; P-series fuel; or any other type of fuel
114 or energy used to propel a qualified motor vehicle ~~what is~~
115 ~~commonly known and sold as gasoline and fuels containing a~~
116 ~~mixture of gasoline and other products.~~

117 (8)-(9) "Operate," "operated," "operation," or "operating"
118 means ~~and includes~~ the utilization in any form of any qualified
119 ~~commercial~~ motor vehicle, whether loaded or empty, whether
120 utilized for compensation or not for compensation, and whether
121 owned by or leased to the motor carrier who uses it or causes it
122 to be used.

123 (9)-(1) "Qualified ~~Commercial~~ motor vehicle" means any
124 vehicle not owned or operated by a governmental entity which
125 uses ~~diesel fuel or~~ motor fuel on the public highways; and which

126 has two axles and a gross vehicle weight or registered gross
 127 vehicle weight in excess of 26,000 pounds, or has three or more
 128 axles regardless of weight, or is used in combination when the
 129 weight of such combination exceeds 26,000 pounds gross vehicle
 130 weight or registered gross vehicle weight. The term excludes any
 131 recreational vehicle or vehicle owned or operated by a community
 132 transportation coordinator as defined in s. 427.011 or by a
 133 private operator that provides public transit services under
 134 contract with such a provider.

135 (10) "Person" means ~~and includes~~ natural persons,
 136 corporations, copartnerships, firms, companies, agencies, or
 137 associations, singular or plural.

138 (11) "Public highway" means any public street, road, or
 139 highway in this state.

140 ~~(12) "Registrant" means a person in whose name or names a~~
 141 ~~vehicle is properly registered.~~

142 ~~(12)~~~~(13)~~ "Use," "uses," or "used" means the consumption of
 143 ~~diesel fuel or motor fuel in a~~ qualified commercial motor
 144 vehicle for the propulsion thereof.

145 **Section 3. Section 207.003, Florida Statutes, is amended**
 146 **to read:**

147 207.003 Privilege tax levied.—A tax for the privilege of
 148 operating any qualified commercial motor vehicle upon the public
 149 highways of this state shall be levied upon every motor carrier
 150 at a rate which includes the minimum rates provided in parts I,

151 II, and IV of chapter 206 on each gallon of ~~diesel fuel or~~ motor
 152 fuel used for the propulsion of a qualified commercial motor
 153 vehicle by such motor carrier within the state.

154 **Section 4. Section 207.004, Florida Statutes, is amended**
 155 **to read:**

156 207.004 Licensing Registration of motor carriers; fuel tax
 157 decals identifying devices; fees; renewals; temporary fuel-use
 158 permits ~~and driveaway permits.~~

159 (1) (a) A ~~No~~ motor carrier may not ~~shall~~ operate or cause
 160 to be operated in this state any qualified commercial motor
 161 vehicle, other than a Florida-based qualified commercial motor
 162 vehicle that travels Florida intrastate mileage only, that uses
 163 ~~diesel fuel or~~ motor fuel until such carrier is licensed ~~has~~
 164 ~~registered with the department or has registered under the~~ the
 165 International Fuel Tax Agreement ~~a cooperative reciprocal~~
 166 ~~agreement as described in s. 207.0281, after such time as this~~
 167 ~~state enters into such agreement,~~ and has been issued fuel tax
 168 decals an identifying device or such carrier has been issued a
 169 temporary fuel-use permit as authorized under subsection (4)
 170 ~~subsections (4) and (5)~~ for each vehicle operated. The fee for
 171 each set of fuel tax decals issued is ~~There shall be a fee of \$4~~
 172 per year or any fraction thereof. A copy of the license must be
 173 carried in each vehicle or made available electronically ~~for~~
 174 ~~each such identifying device issued.~~ The fuel tax decals
 175 ~~identifying device shall be provided by the department and must~~

176 be conspicuously displayed on the qualified ~~commercial~~ motor
177 vehicle as prescribed by the instructions on the reverse side of
178 the decals ~~department~~ while the vehicle ~~it~~ is being operated on
179 the public highways of this state. The transfer of a fuel tax
180 decal ~~an identifying device~~ from one vehicle to another vehicle
181 or from one motor carrier to another motor carrier is
182 prohibited. The department or its authorized agent shall issue
183 the licenses and fuel tax decals.

184 (b) The motor carrier to whom fuel tax decals have ~~an~~
185 ~~identifying device has~~ been issued is ~~shall be~~ solely
186 responsible for the proper use of the fuel tax decals
187 ~~identifying device~~ by its employees, consignees, or lessees.

188 (2) Fuel tax decals ~~Identifying devices~~ shall be issued
189 each year for the period January 1 through December 31, or any
190 portion thereof, if tax returns and tax payments, when
191 applicable, have been submitted to the department for all prior
192 reporting periods. Fuel tax decals ~~Identifying devices~~ may be
193 displayed for the next succeeding indicia period beginning
194 December 1 of each year. Beginning October 1, 2025, except as
195 otherwise authorized by the department, all fuel tax decal
196 renewal orders must be electronically submitted through an
197 online system prescribed by the department.

198 (3) If a motor carrier licensed in this state no longer
199 operates or causes to be operated in this state any qualified a
200 ~~commercial~~ motor vehicle, the fuel tax decal for each motor

201 carrier that is no longer operated or caused to be operated by
202 the motor carrier identifying device shall be destroyed and the
203 motor carrier to whom the fuel tax decal was ~~device was~~ issued
204 must ~~shall~~ notify the department immediately by letter of such
205 removal and of the number of fuel tax decal ~~the identifying~~
206 ~~device~~ that was ~~has been~~ destroyed.

207 (4) A motor carrier, before operating a qualified
208 ~~commercial~~ motor vehicle on the public highways of this state,
209 must require each motor vehicle to display a fuel tax decal an
210 ~~identifying device~~ as required under subsections (1) and (2) or
211 must obtain a temporary fuel-use permit for that vehicle as
212 provided in subsection (5). ~~A temporary fuel-use permit shall~~
213 ~~expire within 10 days after date of issuance. The cost of a~~
214 ~~temporary fuel-use permit is \$45, and the permit exempts the~~
215 ~~vehicle from the payment of the motor fuel or diesel fuel tax~~
216 ~~imposed under this chapter during the term for which the permit~~
217 ~~is valid. However, the vehicle is not exempt from paying the~~
218 ~~fuel tax at the pump.~~

219 (5) (a) A ~~registered~~ motor carrier holding a valid license
220 may certificate of registration may, upon payment of the \$45 fee
221 ~~per permit~~, secure from the department, or any wire service
222 authorized by the department, a temporary fuel-use permit.

223 (b) The fee for a temporary fuel-use permit is \$45. A
224 temporary fuel-use permit expires 10 days after the date of
225 issuance and exempts the vehicle from payment of the motor fuel

226 tax imposed under this chapter during the period for which the
227 permit is valid. However, this paragraph does not exempt the
228 vehicle from payment at the pump of any fuel taxes imposed under
229 chapter 206.

230 (c) A ~~blank~~ temporary fuel-use permit, ~~before its use,~~
231 ~~must be executed by the motor carrier, in ink or type, so as to~~
232 identify the carrier, the vehicle to which the permit is
233 assigned, and the permit's effective date and expiration date
234 ~~that the vehicle is placed in and removed from service. The~~
235 ~~temporary fuel-use permit shall also show a complete~~
236 ~~identification of the vehicle on which the permit is to be used,~~
237 ~~together with the name and address of the owner or lessee of the~~
238 ~~vehicle. The endorsed temporary fuel-use permit must shall then~~
239 be carried on the vehicle that it identifies and must ~~shall~~ be
240 exhibited on demand to any authorized personnel. Temporary fuel-
241 use permits may be transmitted to the motor carrier by
242 electronic means ~~and shall be completed as outlined by~~
243 ~~department personnel prior to transmittal.~~

244 (d) The motor carrier to whom a temporary fuel-use permit
245 is issued shall be solely responsible for the proper use of the
246 permit by its employees, consignees, or lessees. Any erasure,
247 alteration, or unauthorized use of a temporary fuel-use permit
248 renders ~~shall render~~ it invalid and of no effect. A motor
249 carrier to whom a temporary fuel-use permit is issued may not
250 knowingly allow the permit to be used by any other person ~~or~~

251 organization.

252 ~~(b) An unregistered motor carrier may, upon payment of the~~
253 ~~\$45 fee, secure from any wire service authorized by the~~
254 ~~department, by electronic means, a temporary fuel use permit~~
255 ~~that shall be valid for a period of 10 days. Such permit must~~
256 ~~show the name and address of the unregistered motor carrier to~~
257 ~~whom it is issued, the date the vehicle is placed in and removed~~
258 ~~from service, a complete identification of the vehicle on which~~
259 ~~the permit is to be used, and the name and address of the owner~~
260 ~~or lessee of the vehicle. The temporary fuel use permit shall~~
261 ~~then be carried on the vehicle that it identifies and shall be~~
262 ~~exhibited on demand to any authorized personnel. The~~
263 ~~unregistered motor carrier to whom a temporary fuel use permit~~
264 ~~is issued shall be solely responsible for the proper use of the~~
265 ~~permit by its employees, consignees, or lessees. Any erasure,~~
266 ~~alteration, or unauthorized use of a temporary fuel use permit~~
267 ~~shall render it invalid and of no effect. The unregistered motor~~
268 ~~carrier to whom a temporary fuel use permit is issued may not~~
269 ~~knowingly allow the permit to be used by any other person or~~
270 ~~organization.~~

271 ~~(c) A registered motor carrier engaged in driveaway~~
272 ~~transportation, in which the cargo is the vehicle itself and is~~
273 ~~in transit to stock inventory and the ownership of the vehicle~~
274 ~~is not vested in the motor carrier, may, upon payment of the \$4~~
275 ~~fee, secure from the department a driveaway permit. The~~

276 ~~driveaway permits shall be issued for the period January 1~~
277 ~~through December 31. An original permit must be in the~~
278 ~~possession of the operator of each vehicle and shall be~~
279 ~~exhibited on demand to any authorized personnel. Vehicle mileage~~
280 ~~reports must be submitted by the motor carrier, and the road~~
281 ~~privilege tax must be paid on all miles operated within this~~
282 ~~state during the reporting period. All other provisions of this~~
283 ~~chapter shall apply to the holder of a driveaway permit.~~

284 **Section 5. 207.005, Florida Statutes, is amended to read:**

285 207.005 Returns and payment of tax; delinquencies;
286 calculation of fuel used during operations in the state; credit;
287 bond.—

288 (1) The taxes levied under this chapter shall be due and
289 payable on the first day of the month following the last month
290 of the reporting period. The department may promulgate rules for
291 requiring and establishing procedures for annual, semiannual, or
292 quarterly filing. The reporting period shall be the 12 months
293 beginning January 1 ~~July 1~~ and ending December 31. ~~June 30. It~~
294 ~~shall be the duty of~~ Each motor carrier licensed under
295 ~~registered or required to be registered under the provisions of~~
296 this chapter must ~~to~~ submit a return by ~~within 30 days after the~~
297 ~~due date.~~ the following due dates ~~date~~ shall be as follows:

298 (a) If annual filing, the due date is January 31 ~~shall be~~
299 ~~July 1;~~

300 (b) If semiannual filing, the due dates are ~~shall be~~

301 January 31 ~~±~~ and July 31 ~~±~~; or

302 (c) If quarterly filing, the due dates are ~~shall be~~
 303 January 31 ~~±~~, April 30 ~~±~~, July 31 ~~±~~, and October 31 ~~±~~,

304
 305 except if the last day of the month falls on a Saturday, Sunday,
 306 or legal holiday, the due date is further extended until the
 307 next day that is not a Saturday, Sunday, or legal holiday.

308 (2) The amount of fuel used in the propulsion of any
 309 qualified ~~commercial~~ motor vehicle within this state may be
 310 calculated, if the motor carrier maintains adequate records, by
 311 applying total interstate vehicular consumption of all ~~diesel~~
 312 ~~fuel and~~ motor fuel used as related to total miles traveled and
 313 applying such rate to total miles traveled within this state. In
 314 the absence of adequate documentation by the motor carrier, the
 315 department is authorized to promulgate rules converting miles
 316 driven to gallons used.

317 (3) For the purpose of computing the carrier's liability
 318 for the fuel ~~road privilege~~ tax, the total gallons of fuel used
 319 in the propulsion of any qualified ~~commercial~~ motor vehicle in
 320 this state shall be multiplied by the rates provided in parts I,
 321 II, and IV of chapter 206. From the sum determined by this
 322 calculation, there shall be allowed a credit equal to the amount
 323 of the tax per gallon under parts I, II, and IV of chapter 206
 324 for each gallon of fuel purchased in this state during the
 325 reporting period when the ~~diesel fuel or~~ motor fuel tax was paid

326 at the time of purchase. If the tax paid under parts I, II, and
 327 IV of chapter 206 exceeds the total tax due under this chapter,
 328 the excess may be allowed as a credit against future tax
 329 payments, until the credit is fully offset or until eight
 330 calendar quarters shall have passed since the end of the
 331 calendar quarter in which the credit accrued, whichever occurs
 332 first. A refund may be made for this credit provided it exceeds
 333 \$10.

334 (4) The department is authorized to promulgate the
 335 necessary rules to provide for an adequate bond from each motor
 336 carrier to ensure payment of taxes required under this chapter.

337 (5) Beginning October 1, 2025, except as otherwise
 338 authorized by the department, all returns must be submitted
 339 electronically through an online system prescribed by the
 340 department.

341 **Section 6. 207.007, Florida Statutes, is amended to read:**

342 207.007 Offenses; penalties and interest.—

343 (1) If any motor carrier licensed ~~registered~~ under this
 344 chapter fails to file a return or ~~and~~ pay any tax liability
 345 under this chapter within the time required ~~hereunder~~, the
 346 department may impose a delinquency penalty of \$50 or 10 percent
 347 of the delinquent taxes due, whichever is greater, if the
 348 failure is for not more than 30 days, with an additional 10
 349 percent penalty for each additional 30 days, or fraction
 350 thereof, during the time which the failure continues, not to

351 exceed a total penalty of 100 percent in the aggregate. However,
352 the penalty may not be less than \$50.

353 (2) In addition to any other penalties, any delinquent tax
354 shall bear interest in accordance with the International Fuel
355 Tax Agreement at the rate of 1 percent per month, or fraction
356 thereof, calculated from the date the tax was due. If the
357 department enters into a cooperative reciprocal agreement under
358 the provisions of s. 207.0281, the department shall collect and
359 distribute all interest due to other jurisdictions at the same
360 rate as if such interest were due to the state.

361 (3) Any person who:

362 (a) Willfully refuses or neglects to make any statement,
363 report, or return required by the provisions of this chapter;

364 (b) Knowingly makes, or assists any other person in
365 making, a false statement in a return or report ~~or~~ in connection
366 with an application for licensure registration under this
367 chapter or in connection with an audit; or

368 (c) Counterfeits, alters, manufactures, or sells fuel tax
369 licenses, fuel tax decals, or temporary fuel-use permits without
370 first having obtained the department's permission in writing; or

371 (d)-(e) Violates any provision ~~of the provisions~~ of this
372 chapter, a penalty for which is not otherwise provided,

373
374 is guilty of a felony of the third degree, punishable as
375 provided in s. 775.082, s. 775.083, or s. 775.084. In addition,

376 the department may revoke or suspend the licensure and
 377 registration privileges under ss. 207.004 and 320.02 of the
 378 violator. Each day or part thereof during which a person
 379 operates or causes to be operated a qualified ~~commercial~~ motor
 380 vehicle without being the holder of fuel tax decals ~~an~~
 381 ~~identifying device~~ or having a valid temporary fuel-use ~~or~~
 382 ~~driveaway~~ permit as required by this chapter constitutes a
 383 separate offense within the meaning of this section. In addition
 384 to the penalty imposed by this section, the defendant shall be
 385 required to pay all taxes, interest, and penalties due to the
 386 state.

387 **Section 7. Section 207.008, Florida Statutes, is amended**
 388 **to read:**

389 207.008 Retention of records by motor carrier.—Each
 390 licensed ~~registered~~ motor carrier must ~~shall~~ maintain and keep
 391 pertinent records and papers as may be required by the
 392 department for the reasonable administration of this chapter and
 393 shall preserve the records upon which each ~~quarterly~~ tax return
 394 is based for 4 years following the due date or filing date of
 395 the return, whichever is later.

396 **Section 8. Subsection (3) of section 207.011, Florida**
 397 **Statutes, is amended to read:**

398 207.011 Inspection of records; hearings; forms; rules.—
 399 (3) The department, or any authorized agent thereof, may
 400 ~~is authorized to~~ examine the records, books, papers, and

401 equipment of any motor carrier, any retail dealer of motor
 402 ~~diesel~~ fuels, and any wholesale distributor of ~~diesel fuels or~~
 403 motor fuels that are deemed necessary to verify the truth and
 404 accuracy of any statement, ~~or~~ report, or return and ascertain
 405 whether the tax imposed by this chapter has been paid.

406 **Section 9. Section 207.013, Florida Statutes, is amended**
 407 **to read:**

408 207.013 Suits for collection of unpaid taxes, penalties,
 409 and interest.—Upon demand of the department, the Department of
 410 Legal Affairs or the state attorney for a judicial circuit shall
 411 bring appropriate actions, in the name of the state or in the
 412 name of the Department of Highway Safety and Motor Vehicles in
 413 the capacity of its office, for the recovery of taxes,
 414 penalties, and interest due under this chapter; and judgment
 415 shall be rendered for the amount ~~so~~ found to be due together
 416 with costs. However, if it is ~~shall be~~ found as a fact that such
 417 claim for, or grant of, an exemption or credit was willful on
 418 the part of any motor carrier, retail dealer, or distributor of
 419 ~~diesel fuel or~~ motor fuel, judgment shall be rendered for double
 420 the amount of the tax found to be due with costs. The department
 421 may employ an attorney at law to institute and prosecute proper
 422 proceedings to enforce payment of the taxes, penalties, and
 423 interest provided for by this chapter and may fix the
 424 compensation for the services of such attorney at law.

425 **Section 10. Subsection (3) of section 207.014, Florida**

426 **Statutes, is amended to read:**

427 207.014 Departmental warrant for collection of unpaid
428 taxes.—

429 (3) In the event there is a contest or claim of any kind
430 with reference to the property levied upon or the amount of
431 taxes, costs, or penalties due, such contest or claim shall be
432 tried in the circuit court in and for the county in which the
433 warrant was executed, as nearly as may be in the same manner and
434 means as such contest or claim would have been tried in such
435 court had the warrant originally issued upon a judgment rendered
436 by such court. The warrant issued as provided in this section
437 shall constitute prima facie evidence of the amount of taxes,
438 interest, and penalties due to the state by the motor carrier;
439 and the burden of proof shall be upon the motor carrier, retail
440 dealer, or distributor of ~~diesel fuel or~~ motor fuel to show that
441 the amounts or penalties were incorrect.

442 **Section 11. Subsection (1) of section 207.019, Florida**
443 **Statutes, is amended to read:**

444 207.019 Discontinuance or transfer of business; change of
445 address.—

446 (1) Whenever a person ceases to engage in business as a
447 motor carrier within the state by reason of the discontinuance,
448 sale, or transfer of the business of such person, the person ~~he~~
449 ~~or she~~ shall notify the department in writing at least 10 days
450 before ~~prior to~~ the time the discontinuance, sale, or transfer

451 takes effect. Such notice shall give the date of discontinuance
452 and, in the event of a sale or transfer of the business, the
453 date thereof and the name and address of the purchaser or
454 transferee. All ~~diesel fuel or~~ motor fuel use taxes are ~~shall~~
455 ~~become~~ due and payable concurrently with such discontinuance,
456 sale, or transfer; ~~and~~ any such person shall, concurrently with
457 such discontinuance, sale, or transfer, make a report, pay all
458 such taxes, interest, and penalties; and the fuel tax decals
459 must be destroyed and the motor carrier to whom the decals were
460 issued shall notify the department immediately by letter of
461 their destruction and of the number of fuel tax decals that were
462 destroyed, ~~and surrender to the department the registration~~
463 ~~issued to such person.~~

464 **Section 12. Subsections (1) and (3) of section 207.023,**
465 **Florida Statutes, are amended to read:**

466 207.023 Authority to inspect vehicles, make arrests, seize
467 property, and execute warrants.—

468 (1) As a part of their responsibility when inspecting
469 qualified ~~commercial~~ vehicles, the Department of Highway Safety
470 and Motor Vehicles, the Department of Agriculture and Consumer
471 Services, and the Department of Transportation shall ensure that
472 all vehicles are properly qualified under the provisions of this
473 chapter.

474 (3) Qualified ~~Commercial~~ motor vehicles owned or operated
475 by any motor carrier who refuses to comply with this chapter may

476 be seized by authorized agents or employees of the Department of
 477 Highway Safety and Motor Vehicles, the Department of Agriculture
 478 and Consumer Services, or the Department of Transportation; or
 479 authorized agents and employees of any of these departments also
 480 may seize property as set out in ss. 206.205, 206.21, and
 481 206.215. Upon such seizure, the property shall be surrendered
 482 without delay to the sheriff of the county where the property
 483 was seized for further proceedings.

484 **Section 13. Subsections (1) and (6) of section 207.0821,**
 485 **Florida Statutes, are amended to read:**

486 207.0281 Registration; cooperative reciprocal agreements
 487 between states.—

488 (1) The Department of Highway Safety and Motor Vehicles
 489 may enter into a cooperative reciprocal agreement, including,
 490 but not limited to, the International Fuel Tax ~~fuel-tax~~
 491 Agreement, with another state or group of states for the
 492 administration of the tax imposed by this chapter. An agreement
 493 arrangement, declaration, or amendment is not effective until
 494 stated in writing and filed with the Department of Highway
 495 Safety and Motor Vehicles.

496 (6) This section and the contents of any reciprocal
 497 agreement entered into under this section supersede all other
 498 fuel-tax requirements of this chapter for qualified ~~commercial~~
 499 motor vehicles.

500 **Section 14. Paragraph (aa) of subsection (7) of section**

501 **212.08, Florida Statutes, is amended to read:**

502 212.08 Sales, rental, use, consumption, distribution, and
503 storage tax; specified exemptions.—The sale at retail, the
504 rental, the use, the consumption, the distribution, and the
505 storage to be used or consumed in this state of the following
506 are hereby specifically exempt from the tax imposed by this
507 chapter.

508 (7) MISCELLANEOUS EXEMPTIONS.—Exemptions provided to any
509 entity by this chapter do not inure to any transaction that is
510 otherwise taxable under this chapter when payment is made by a
511 representative or employee of the entity by any means,
512 including, but not limited to, cash, check, or credit card, even
513 when that representative or employee is subsequently reimbursed
514 by the entity. In addition, exemptions provided to any entity by
515 this subsection do not inure to any transaction that is
516 otherwise taxable under this chapter unless the entity has
517 obtained a sales tax exemption certificate from the department
518 or the entity obtains or provides other documentation as
519 required by the department. Eligible purchases or leases made
520 with such a certificate must be in strict compliance with this
521 subsection and departmental rules, and any person who makes an
522 exempt purchase with a certificate that is not in strict
523 compliance with this subsection and the rules is liable for and
524 shall pay the tax. The department may adopt rules to administer
525 this subsection.

526 (aa) Certain commercial vehicles.—Also exempt is the sale,
527 lease, or rental of a qualified ~~commercial~~ motor vehicle as
528 defined in s. 207.002, when the following conditions are met:

529 1. The sale, lease, or rental occurs between two commonly
530 owned and controlled corporations;

531 2. Such vehicle was titled and registered in this state at
532 the time of the sale, lease, or rental; and

533 3. Florida sales tax was paid on the acquisition of such
534 vehicle by the seller, lessor, or renter.

535 **Section 15. Subsection (1) of section 316.065, Florida**
536 **Statutes, is amended to read:**

537 316.065 Crashes; reports; penalties.—

538 (1) The driver of a vehicle involved in a crash resulting
539 in injury to or death of any persons or damage to any vehicle or
540 other property in an apparent amount of at least \$1,500 ~~\$500~~
541 shall immediately by the quickest means of communication give
542 notice of the crash to the local police department, if such
543 crash occurs within a municipality; otherwise, to the office of
544 the county sheriff or the nearest office or station of the
545 Florida Highway Patrol. A violation of this subsection is a
546 noncriminal traffic infraction, punishable as a nonmoving
547 violation as provided in chapter 318.

548 **Section 16. Paragraphs (a) and (b) of subsection (4) of**
549 **section 316.545, Florida Statutes, are amended to read:**

550 316.545 Weight and load unlawful; special fuel and motor

551 fuel tax enforcement; inspection; penalty; review.—

552 (4) (a) A commercial vehicle may not be operated over the
553 highways of this state unless it has been properly licensed
554 ~~registered~~ under s. 207.004. Whenever any law enforcement
555 officer identified in s. 207.023(1), upon inspecting the vehicle
556 or combination of vehicles, determines that the vehicle is in
557 violation of s. 207.004, a penalty in the amount of \$50 shall be
558 assessed, and the vehicle may be detained until payment is
559 collected by the law enforcement officer.

560 (b) In addition to the penalty provided for in paragraph
561 (a), the vehicle may be detained until the owner or operator of
562 the vehicle furnishes evidence that the vehicle has been
563 properly licensed ~~registered~~ pursuant to s. 207.004. Any officer
564 of the Florida Highway Patrol or agent of the Department of
565 Transportation may issue a temporary fuel use permit and collect
566 the appropriate fee as provided for in s. 207.004(4).
567 Notwithstanding the provisions of subsection (6), all permit
568 fees collected pursuant to this paragraph shall be transferred
569 to the Department of Highway Safety and Motor Vehicles to be
570 allocated pursuant to s. 207.026.

571 **Section 17. Paragraph (a) of subsection (1) of section**
572 **318.15, Florida Statutes, is amended to read:**

573 318.15 Failure to comply with civil penalty or to appear;
574 penalty.—

575 (1) (a) If a person fails to comply with the civil

576 penalties provided in s. 318.18 within the time period specified
577 in s. 318.14(4), fails to enter into or comply with the terms of
578 a penalty payment plan with the clerk of the court in accordance
579 with ss. 318.14 and 28.246, fails to attend driver improvement
580 school, or fails to appear at a scheduled hearing, the clerk of
581 the court must notify the Department of Highway Safety and Motor
582 Vehicles of such failure within 10 days after such failure. Upon
583 receipt of such notice, the department must immediately issue an
584 order suspending the driver license and privilege to drive of
585 such person effective 20 days after the date the order of
586 suspension is provided ~~mailed~~ in accordance with s. 322.251(1),
587 (2), and (6). The order also must inform the person that he or
588 she may contact the clerk of the court to establish a payment
589 plan pursuant to s. 28.246(4) to make partial payments for
590 court-related fines, fees, service charges, and court costs. Any
591 such suspension of the driving privilege which has not been
592 reinstated, including a similar suspension imposed outside of
593 this state, must remain on the records of the department for a
594 period of 7 years from the date imposed and must be removed from
595 the records after the expiration of 7 years from the date it is
596 imposed. The department may not accept the resubmission of such
597 suspension.

598 **Section 18. Paragraph (b) of subsection (1) of section**
599 **319.35, Florida Statutes, is amended to read:**

600 319.35 Unlawful acts in connection with motor vehicle

601 | odometer readings; penalties.—

602 | (1)

603 | (b) It is unlawful for any person to knowingly provide
604 | false information on the odometer readings required pursuant to
605 | ss. 319.23(3) and 320.02(2)(d) ~~320.02(2)(b)~~.

606 | **Section 19. Subsection (2) and paragraph (e) of subsection**
607 | **(5) of section 320.02, Florida Statutes, are amended to read:**

608 | 320.02 Registration required; application for
609 | registration; forms.—

610 | (2)(a) The application for registration must include the
611 | street address of the owner's permanent Florida residence or the
612 | address of his or her permanent place of business in Florida and
613 | be accompanied by personal or business identification
614 | information. If the vehicle is registered to an active duty
615 | member of the United States Armed Forces who is a Florida
616 | resident, the active duty member is exempt from the requirement
617 | of providing the street address of a permanent Florida
618 | residence.

619 | (b) An individual applicant must provide proof of address
620 | satisfactory to the department and:

- 621 | 1. A valid REAL ID driver's ~~driver~~ license or
622 | identification card issued by this state or another state; ~~or~~
- 623 | 2. A valid, unexpired United States passport; or
- 624 | 3. A valid, unexpired passport issued by another country
625 | and an unexpired Form I-94 issued by the United States Bureau of

626 Customs and Border Protection.

627

628 For purposes of this paragraph, the term "REAL ID driver's
629 license or identification card" has the same meaning as provided
630 in 6 C.F.R. s. 37.3.

631 (c) A business applicant must provide a federal employer
632 identification number, if applicable, or verification that the
633 business is authorized to conduct business in the state, or a
634 Florida municipal or county business license or number.

635 ~~1. If the owner does not have a permanent residence or~~
636 ~~permanent place of business or if the owner's permanent~~
637 ~~residence or permanent place of business cannot be identified by~~
638 ~~a street address, the application must include:~~

639 ~~a. If the vehicle is registered to a business, the name~~
640 ~~and street address of the permanent residence of an owner of the~~
641 ~~business, an officer of the corporation, or an employee who is~~
642 ~~in a supervisory position.~~

643 ~~b. If the vehicle is registered to an individual, the name~~
644 ~~and street address of the permanent residence of a close~~
645 ~~relative or friend who is a resident of this state.~~

646 ~~2. If the vehicle is registered to an active duty member~~
647 ~~of the Armed Forces of the United States who is a Florida~~
648 ~~resident, the active duty member is exempt from the requirement~~
649 ~~to provide the street address of a permanent residence.~~

650 (d)(b) The department shall prescribe a form upon which

651 motor vehicle owners may record odometer readings when
 652 registering their motor vehicles.

653 (5)

654 (e) Upon the expiration date noted in the cancellation
 655 notice that the department receives from the insurer, the
 656 department shall suspend the registration, issued under this
 657 chapter or the license issued under s. 207.004(1), of a motor
 658 carrier who operates a commercial motor vehicle or a qualified
 659 motor vehicle who permits it to be operated in this state during
 660 the registration period without having in full force liability
 661 insurance, a surety bond, or a valid self-insurance certificate
 662 that complies with this section. The insurer shall provide
 663 notice to the department at the same time the cancellation
 664 notice is provided to the insured pursuant to s. 627.7281. The
 665 department may adopt rules regarding the electronic submission
 666 of the cancellation notice.

667 **Section 20. Section 320.605, Florida Statutes, is amended**
 668 **to read:**

669 320.605 Legislative intent.—It is the intent of the
 670 Legislature to protect the public health, safety, and welfare of
 671 the citizens of the state by regulating the licensing of motor
 672 vehicle dealers and manufacturers, maintaining competition,
 673 providing consumer protection and fair trade, and providing
 674 those residing in economically disadvantaged areas ~~minorities~~
 675 with opportunities for full participation as motor vehicle

676 dealers. Sections 320.61-320.70 are intended to apply solely to
677 the licensing of manufacturers, factory branches, distributors,
678 and importers and do not apply to non-motor-vehicle-related
679 businesses.

680 **Section 21. Subsection (3) of section 320.63, Florida**
681 **Statutes, is amended to read:**

682 320.63 Application for license; contents.—Any person
683 desiring to be licensed pursuant to ss. 320.60-320.70 shall make
684 application therefor to the department upon a form containing
685 such information as the department requires. The department
686 shall require, with such application or otherwise and from time
687 to time, all of the following, which information may be
688 considered by the department in determining the fitness of the
689 applicant or licensee to engage in the business for which the
690 applicant or licensee desires to be licensed:

691 (3) (a) From each manufacturer, distributor, or importer
692 which utilizes an identical blanket basic agreement for its
693 dealers or distributors in this state, which agreement comprises
694 all or any part of the applicant's or licensee's agreements with
695 motor vehicle dealers in this state, a copy of the written
696 agreement and all supplements thereto, together with a list of
697 the applicant's or licensee's authorized dealers or distributors
698 and their addresses. The applicant or licensee shall further
699 notify the department immediately of the appointment of any
700 additional dealer or distributor. The applicant or licensee

701 shall annually report to the department on its efforts to add
702 new ~~minority~~ dealer points in economically disadvantaged areas,
703 including difficulties encountered under ss. 320.61-320.70. ~~For~~
704 ~~purposes of this section "minority" shall have the same meaning~~
705 ~~as that given it in the definition of "minority person" in s.~~
706 ~~288.703.~~ Not later than 60 days before the date a revision or
707 modification to a franchise agreement is offered uniformly to a
708 licensee's motor vehicle dealers in this state, the licensee
709 shall notify the department of such revision, modification, or
710 addition to the franchise agreement on file with the department.
711 In no event may a franchise agreement, or any addendum or
712 supplement thereto, be offered to a motor vehicle dealer in this
713 state until the applicant or licensee files an affidavit with
714 the department acknowledging that the terms or provisions of the
715 agreement, or any related document, are not inconsistent with,
716 prohibited by, or contrary to the provisions contained in ss.
717 320.60-320.70. Any franchise agreement offered to a motor
718 vehicle dealer in this state shall provide that all terms and
719 conditions in such agreement inconsistent with the law and rules
720 of this state are of no force and effect.

721 (b) For purposes of paragraph (a), the term "economically
722 disadvantaged area" means a defined geographic area within the
723 state in which at least one of the following conditions exists:

724 1. The per capita income for residents within the area is
725 less than 80 percent of the per capita income in the state.

726 2. The unemployment rate within the area was more than 1
727 percent over the unemployment rate for the state over the
728 previous 24 months.

729 **Section 22. Subsection (2) of section 320.95, Florida**
730 **Statutes, is amended to read:**

731 320.95 Transactions by electronic or telephonic means.—
732 (2) The department may collect electronic mail addresses
733 and use electronic mail in lieu of the United States Postal
734 Service to provide any notice ~~for the purpose of providing~~
735 ~~renewal notices.~~

736 **Section 23. Subsection (44) of section 322.01, Florida**
737 **Statutes, is amended to read:**

738 322.01 Definitions.—As used in this chapter:
739 (44) "Tank vehicle" means a vehicle that is designed to
740 transport any liquid or gaseous material within one or more
741 tanks that each have an individual rated capacity exceeding 119
742 gallons or an aggregate rated capacity exceeding 1,000 gallons
743 and that are a tank either permanently or temporarily attached
744 to the vehicle or chassis. The term does not include a
745 commercial motor vehicle transporting an empty storage container
746 tank that is not designed for transportation, but that is
747 temporarily attached to a flatbed trailer, ~~if such tank has a~~
748 ~~designed capacity of 1,000 gallons or more.~~

749 **Section 24. Subsection (10) of section 322.08, Florida**
750 **Statutes, is amended to read:**

751 322.08 Application for license; requirements for license
752 and identification card forms.—

753 (10) The department may collect electronic mail addresses
754 and use electronic mail in lieu of the United States Postal
755 Service to provide any notice ~~for the purpose of providing~~
756 ~~renewal notices.~~

757 **Section 25. Paragraphs (b) through (e) of subsection (8)**
758 **of section 322.18, Florida Statutes, are redesignated as**
759 **paragraphs (c) through (f), respectively, and a new paragraph**
760 **(b) is added to that subsection, to read:**

761 322.18 Original applications, licenses, and renewals;
762 expiration of licenses; delinquent licenses.—

763 (8) The department shall issue 8-year renewals using a
764 convenience service without reexamination to drivers who have
765 not attained 80 years of age. The department shall issue 6-year
766 renewals using a convenience service when the applicant has
767 satisfied the requirements of subsection (5).

768 (b) The department may provide a renewal notice by
769 electronic notification instead of using the United States mail.

770 **Section 26. Subsection (4) of section 322.21, Florida**
771 **Statutes, is amended to read:**

772 322.21 License fees; procedure for handling and collecting
773 fees.—

774 (4) If the department determines from its records or is
775 otherwise satisfied that the holder of a license about to expire

776 is entitled to have it renewed, the department shall mail a
777 renewal notice to the licensee at his or her last known address,
778 within 30 days before the licensee's birthday. The department
779 may provide a renewal notice by electronic notification instead
780 of using the United States mail. The licensee shall be issued a
781 renewal license, after reexamination, if required, during the 30
782 days immediately preceding his or her birthday upon presenting a
783 renewal notice, his or her current license, and the fee for
784 renewal to the department at any driver license examining
785 office.

786 **Section 27. Subsection (3) of section 322.245, Florida**
787 **Statutes, is amended to read:**

788 322.245 Suspension of license upon failure of person
789 charged with specified offense under chapter 316, chapter 320,
790 or this chapter to comply with directives ordered by traffic
791 court or upon failure to pay child support in non-IV-D cases as
792 provided in chapter 61 or failure to pay any financial
793 obligation in any other criminal case.-

794 (3) If the person fails to comply with the directives of
795 the court within the 30-day period, or, in non-IV-D cases, fails
796 to comply with the requirements of s. 61.13016 within the period
797 specified in that statute, the depository or the clerk of the
798 court must electronically notify the department of such failure
799 within 10 days. Upon electronic receipt of the notice, the
800 department shall immediately issue an order suspending the

801 person's driver license and privilege to drive effective 20 days
802 after the date the order of suspension is provided ~~mailed~~ in
803 accordance with s. 322.251(1), (2), and (6). The order of
804 suspension must also contain information specifying that the
805 person may contact the clerk of the court to establish a payment
806 plan pursuant to s. 28.246(4) to make partial payments for
807 fines, fees, service charges, and court costs.

808 **Section 28. Subsections (1), (2), (3), and (6) of section**
809 **322.251, Florida Statutes, are amended to read:**

810 322.251 Notice of cancellation, suspension, revocation, or
811 disqualification of license.—

812 (1) All orders of cancellation, suspension, revocation, or
813 disqualification issued under the provisions of this chapter,
814 chapter 318, chapter 324, or ss. 627.732-627.734 shall be given
815 ~~either~~ by personal delivery ~~thereof~~ to the licensee whose
816 license is being canceled, suspended, revoked, or disqualified;
817 ~~or~~ by deposit in the United States mail in an envelope, first
818 class, postage prepaid, addressed to the licensee at his or her
819 last known mailing address furnished to the department; or by
820 electronic notification if authorized by the licensee. Such
821 methods of notification ~~mailing~~ by the department constitute
822 notice ~~constitutes notification~~, and any failure by the person
823 to receive the ~~mailed~~ order does ~~will~~ not affect or stay the
824 effective date or term of the cancellation, suspension,
825 revocation, or disqualification of the licensee's driving

826 | privilege.

827 | (2) The giving of notice and an order of cancellation,
828 | suspension, revocation, or disqualification ~~by mail~~ is complete
829 | upon expiration of 20 days after electronic notification or, if
830 | mailed, 20 days after deposit in the United States mail for all
831 | notices except those issued under chapter 324 or ss. 627.732-
832 | 627.734, which are complete 15 days after electronic
833 | notification or, if mailed, 15 days after deposit in the United
834 | States mail. Proof of the giving of notice and an order of
835 | cancellation, suspension, revocation, or disqualification in
836 | such ~~either~~ manner shall be made by entry in the records of the
837 | department that such notice was given. The entry is admissible
838 | in the courts of this state and constitutes sufficient proof
839 | that such notice was given.

840 | (3) Whenever the driving privilege is suspended, revoked,
841 | or disqualified under ~~the provisions of~~ this chapter, the period
842 | of such suspension, revocation, or disqualification shall be
843 | indicated on the order of suspension, revocation, or
844 | disqualification, and the department shall require the licensee
845 | whose driving privilege is suspended, revoked, or disqualified
846 | to surrender all licenses then held by him or her to the
847 | department. However, should the person fail to surrender such
848 | licenses, the suspension, revocation, or disqualification period
849 | shall not expire until a period identical to the period for
850 | which the driving privilege was suspended, revoked, or

851 disqualified has expired after the date of surrender of the
852 licenses, or the date an affidavit swearing such licenses are
853 lost has been filed with the department. In any instance where
854 notice of the suspension, revocation, or disqualification order
855 is given ~~mailed~~ as provided herein, and the license is not
856 surrendered to the department, and such license thereafter
857 expires, the department may ~~shall~~ not renew that license until a
858 period of time identical to the period of such suspension,
859 revocation, or disqualification imposed has expired.

860 (6) Whenever a cancellation, suspension, revocation, or
861 disqualification occurs, the department shall enter the
862 cancellation, suspension, revocation, or disqualification order
863 on the licensee's driver file 20 days after electronic
864 notification or, if mailed, 20 days after the notice was
865 actually placed in the mail. Any inquiry into the file after the
866 20-day period shall reveal that the license is canceled,
867 suspended, revoked, or disqualified and whether the license has
868 been received by the department.

869 **Section 29. Subsection (4) of section 322.2616, Florida**
870 **Statutes, is amended to read:**

871 322.2616 Suspension of license; persons under 21 years of
872 age; right to review.—

873 (4) If the department finds that the license of the person
874 should be suspended under this section and if the notice of
875 suspension has not already been served upon the person by a law

876 enforcement officer or correctional officer as provided in
877 subsection (2), the department shall issue a notice of
878 suspension and, unless the notice is provided ~~mailed~~ under s.
879 322.251, a temporary driving permit that expires 10 days after
880 the date of issuance if the driver is otherwise eligible.

881 **Section 30. Paragraph (c) of subsection (2) of section**
882 **322.292, Florida Statutes, is amended to read:**

883 322.292 DUI programs supervision; powers and duties of the
884 department.—

885 (2) The department shall adopt rules to implement its
886 supervisory authority over DUI programs in accordance with the
887 procedures of chapter 120, including the establishment of
888 uniform standards of operation for DUI programs and the method
889 for setting and approving fees, as follows:

890 (c) Implement procedures for the granting and revoking of
891 licenses for DUI programs, including:

892 1. A uniform application fee not to exceed \$1,000 but in
893 an amount sufficient to cover the department's administrative
894 costs in processing and evaluating DUI program license
895 applications. The application fee shall not apply to programs
896 that apply for licensure to serve a county that does not have a
897 currently licensed DUI program or where the currently licensed
898 program has relinquished its license.

899 2. In considering an application for approval of a DUI
900 program, the department shall determine whether improvements in

901 service may be derived from the operation of the DUI program and
902 the number of clients currently served in the circuit. The
903 department shall apply the following criteria:

904 a. The increased frequency of classes and availability of
905 locations of services offered by the applicant DUI program.

906 b. Services and fees offered by the applicant DUI program
907 and any existing DUI program.

908 c. The number of DUI clients currently served and
909 historical trends in the number of clients served in the
910 circuit.

911 d. The availability, accessibility, and service history of
912 any existing DUI program services.

913 e. The applicant DUI program's service history.

914 f. The availability of resources, including personnel,
915 demonstrated management capability, and capital and operating
916 expenditures of the applicant DUI program.

917 g. Improved services to ~~minority and~~ special needs clients
918 and those residing in economically disadvantaged areas.

919 3. Authority for competing applicants and currently
920 licensed DUI programs serving the same geographic area to
921 request an administrative hearing under chapter 120 to contest
922 the department's determination of need for an additional
923 licensed DUI program in that area.

924 4. A requirement that the department revoke the license of
925 any DUI program that does not provide the services specified in

926 | its application within 45 days after licensure and notify the
927 | chief judge of that circuit of such revocation.

928 | 5. A requirement that all applicants for initial licensure
929 | as a DUI program in a particular circuit on and after the
930 | effective date of this act must, at a minimum, satisfy each of
931 | the following criteria:

932 | a. Maintain a primary business office in the circuit which
933 | is located in a permanent structure that is readily accessible
934 | by public transportation, if public transportation is available.
935 | The primary business office must be adequately staffed and
936 | equipped to provide all DUI program support services, including
937 | registration and a file for each person who registers for the
938 | program.

939 | b. Have a satellite office for registration of DUI
940 | offenders in each county in the circuit which is located in a
941 | permanent structure that is readily accessible by public
942 | transportation, if public transportation is available. A
943 | satellite office is not required in any county where the total
944 | number of DUI convictions in the most recent calendar year is
945 | less than 200.

946 | c. Have a classroom in each county in the circuit which is
947 | located in a permanent structure that is readily accessible by
948 | public transportation, if public transportation is available. A
949 | classroom is not required in any county where the total number
950 | of DUI convictions in the most recent calendar year is less than

951 100. A classroom may not be located within 250 feet of any
 952 business that sells alcoholic beverages. However, a classroom
 953 shall not be required to be relocated when a business selling
 954 alcoholic beverages locates to within 250 feet of the classroom.

955 d. Have a plan for conducting all DUI education courses,
 956 evaluation services, and other services required by the
 957 department. The level I DUI education course must be taught in
 958 four segments, with no more than 6 hours of classroom
 959 instruction provided to any offender each day.

960 e. Employ at least 1 full-time certified addiction
 961 professional for the program at all times.

962 f. Document support from community agencies involved in
 963 DUI education and substance abuse treatment in the circuit.

964 g. Have a volunteer board of directors and advisory
 965 committee made up of citizens who reside in the circuit in which
 966 licensure is sought.

967 h. Submit documentation of compliance with all applicable
 968 federal, state, and local laws, including, but not limited to,
 969 the Americans with Disabilities Act.

970 **Section 31. Subsection (3) of section 322.64, Florida**
 971 **Statutes, is amended to read:**

972 322.64 Holder of commercial driver license; persons
 973 operating a commercial motor vehicle; driving with unlawful
 974 blood-alcohol level; refusal to submit to breath, urine, or
 975 blood test.—

976 (3) If the department determines that the person arrested
 977 should be disqualified from operating a commercial motor vehicle
 978 pursuant to this section and if the notice of disqualification
 979 has not already been served upon the person by a law enforcement
 980 officer or correctional officer as provided in subsection (1),
 981 the department shall issue a notice of disqualification and,
 982 unless the notice is provided ~~mailed~~ pursuant to s. 322.251, a
 983 temporary permit which expires 10 days after the date of
 984 issuance if the driver is otherwise eligible.

985 **Section 32. Subsection (1) of section 324.091, Florida**
 986 **Statutes, is amended to read:**

987 324.091 Notice to department; notice to insurer.—

988 (1) Each owner and operator involved in a crash or
 989 conviction case within the purview of this chapter shall furnish
 990 evidence of automobile liability insurance or motor vehicle
 991 liability insurance within 14 days after the date of providing
 992 ~~the mailing of~~ notice of crash by the department in the form and
 993 manner as it may designate. Upon receipt of evidence that an
 994 automobile liability policy or motor vehicle liability policy
 995 was in effect at the time of the crash or conviction case, the
 996 department shall forward to the insurer such information for
 997 verification in a method as determined by the department. The
 998 insurer shall respond to the department within 20 days after the
 999 notice whether or not such information is valid. If the
 1000 department determines that an automobile liability policy or

1001 motor vehicle liability policy was not in effect and did not
 1002 provide coverage for both the owner and the operator, it shall
 1003 take action as it is authorized to do under this chapter.

1004 **Section 33. Paragraph (c) of subsection (1) of section**
 1005 **324.171, Florida Statutes, is amended to read:**

1006 324.171 Self-insurer.—

1007 (1) Any person may qualify as a self-insurer by obtaining
 1008 a certificate of self-insurance from the department which may,
 1009 in its discretion and upon application of such a person, issue
 1010 said certificate of self-insurance when such person has
 1011 satisfied the requirements of this section to qualify as a self-
 1012 insurer under this section:

1013 (c) The owner of a qualified ~~commercial~~ motor vehicle, as
 1014 defined in s. 207.002 or s. 320.01, may qualify as a self-
 1015 insurer subject to the standards provided for in subparagraph
 1016 (b)2.

1017 **Section 34. Subsection (3) of section 328.30, Florida**
 1018 **Statutes, is amended to read:**

1019 328.30 Transactions by electronic or telephonic means.—

1020 (3) The department may collect electronic mail addresses
 1021 and use electronic mail in lieu of the United States Postal
 1022 Service as a method of delivering notices to the owner of a
 1023 vessel ~~for the purpose of providing renewal notices.~~

1024 **Section 35.** This act shall take effect October 1, 2025.