

By Senator Collins

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1                                   A bill to be entitled  
2       An act relating to the Department of Highway Safety  
3       and Motor Vehicles; amending s. 207.001, F.S.;  
4       revising a short title; reordering and amending s.  
5       207.002, F.S.; defining terms and revising  
6       definitions; amending s. 207.003, F.S.; conforming  
7       provisions to changes made by the act; amending s.  
8       207.004, F.S.; requiring licensure in lieu of  
9       registration of motor carriers operating certain  
10      qualified motor vehicles; requiring motor carriers to  
11      obtain fuel use decals in lieu of identifying devices;  
12      requiring that qualified motor vehicles carry a copy  
13      of the license or make the license available  
14      electronically; requiring that fuel tax decals be  
15      conspicuously displayed on qualified motor vehicles  
16      while the vehicles are operated on public highways;  
17      requiring the department or its authorized agent to  
18      issue licenses and fuel tax decals; requiring that  
19      fuel tax decal renewal orders be submitted  
20      electronically through an online system beginning on a  
21      certain date; providing an exception; revising  
22      required contents of temporary fuel-use permits;  
23      deleting provisions for driveaway permits; amending s.  
24      207.005, F.S.; revising due dates for motor fuel use  
25      tax returns submitted by licensed motor carriers;  
26      requiring that tax returns be submitted electronically  
27      through an online system beginning on a certain date;  
28      providing an exception; amending s. 207.007, F.S.;  
29      revising the method of calculating interest due for

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30 certain delinquent taxes; prohibiting a person from  
31 knowingly making, or assisting any other person in  
32 making, a false statement in connection with an audit;  
33 prohibiting a person from counterfeiting, altering,  
34 manufacturing, or selling fuel tax licenses, fuel tax  
35 decals, or temporary fuel-use permits except under  
36 certain circumstances; providing penalties; amending  
37 s. 207.008, F.S.; conforming provisions to changes  
38 made by the act; amending s. 207.011, F.S.;

39 authorizing the department to inspect the records of  
40 motor carriers, motor fuel retail dealers, and  
41 wholesale distributors which are necessary to verify  
42 tax returns; amending ss. 207.013 and 207.014, F.S.;

43 conforming provisions to changes made by the act;  
44 amending s. 207.019, F.S.; requiring motor carriers to  
45 destroy fuel tax decals and notify the department upon  
46 the discontinuance, sale, or transfer of the business;  
47 amending ss. 207.023, 207.0281, and 212.08, F.S.;

48 conforming provisions to changes made by the act;  
49 amending s. 316.065, F.S.; revising the apparent  
50 amount of property damage that requires the driver of  
51 a vehicle involved in a crash to notify law  
52 enforcement of the crash; amending s. 318.15, F.S.;

53 conforming provisions to changes made by the act;  
54 amending s. 320.02, F.S.; requiring vehicle  
55 registration applicants to provide a Florida address;  
56 providing an exception; requiring an applicant to  
57 provide satisfactory proof of address and certain  
58 documentation; defining the term "REAL ID driver's

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59 license or identification card"; amending s. 320.605,  
60 F.S.; revising legislative intent; amending s. 320.63,  
61 F.S.; revising information that an applicant or  
62 licensee must annually report to the department;  
63 defining the term "economically disadvantaged area";  
64 amending s. 320.95, F.S.; revising the purpose for  
65 which the department may use e-mail; amending s.  
66 322.01, F.S.; revising the definition of the term  
67 "tank vehicle"; amending s. 322.08, F.S.; revising the  
68 purpose for which the department may use e-mail;  
69 amending ss. 322.18, 322.21, and 322.251, F.S.;  
70 authorizing the department to provide certain orders  
71 and notices by e-mail notification; amending s.  
72 322.2616, F.S.; conforming provisions to changes made  
73 by the act; amending s. 322.292, F.S.; revising  
74 criteria the department must apply in considering an  
75 application for approval of a DUI program; amending  
76 ss. 322.64, 324.091, and 324.171, F.S.; conforming  
77 provisions to changes made by the act; amending s.  
78 328.30, F.S.; revising the purpose for which the  
79 department may use e-mail; amending s. 627.7415, F.S.;  
80 conforming a provision to changes made by the act;  
81 amending ss. 316.545 and 319.35, F.S.; conforming  
82 cross-references; providing an effective date.

83

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

85

86 Section 1. Section 207.001, Florida Statutes, is amended to  
87 read:

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88           207.001 Short title.—This chapter shall be known as the  
89 “Florida ~~Diesel Fuel and Motor Fuel Use Tax Act of 1981,~~” and  
90 the taxes levied under this chapter shall be in addition to all  
91 other taxes imposed by law.

92           Section 2. Section 207.002, Florida Statutes, is reordered  
93 and amended to read:

94           207.002 Definitions.—As used in this chapter, the term:

95           (1)~~(1)~~ “Qualified Commercial motor vehicle” means any  
96 vehicle not owned or operated by a governmental entity which  
97 uses ~~diesel fuel or~~ motor fuel on the public highways; and which  
98 has two axles and a gross vehicle weight or registered gross  
99 vehicle weight in excess of 26,000 pounds, or has three or more  
100 axles regardless of weight, or is used in combination when the  
101 weight of such combination exceeds 26,000 pounds gross vehicle  
102 weight or registered gross vehicle weight. The term excludes any  
103 recreational vehicle or vehicle owned or operated by a community  
104 transportation coordinator as defined in s. 427.011 or by a  
105 private operator that provides public transit services under  
106 contract with such a provider.

107           (1)~~(2)~~ “Department” means the Department of Highway Safety  
108 and Motor Vehicles.

109           (2) “International Fuel Tax Agreement” means a reciprocal  
110 agreement among states of the United States, provinces of  
111 Canada, and other such member jurisdictions to provide for the  
112 administration, collection, and enforcement of taxes on the  
113 basis of fuel consumed, distance accrued, or both, in member  
114 jurisdictions.

115           ~~(3) “Diesel fuel” means any liquid product or gas product~~  
116 ~~or combination thereof, including, but not limited to, all forms~~

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117 ~~of fuel known or sold as diesel fuel, kerosene, butane gas, or~~  
118 ~~propane gas and all other forms of liquefied petroleum gases,~~  
119 ~~except those defined as "motor fuel," used to propel a motor~~  
120 ~~vehicle.~~

121 ~~(4) "International Registration Plan" means a registration~~  
122 ~~reciprocity agreement among states of the United States and~~  
123 ~~provinces of Canada providing for payment of license fees or~~  
124 ~~license taxes on the basis of fleet miles operated in various~~  
125 ~~jurisdictions.~~

126 ~~(3)(5)~~ "Interstate" means vehicle movement between or  
127 through two or more member jurisdictions states.

128 ~~(4)(6)~~ "Intrastate" means vehicle movement from one point  
129 within a member jurisdiction state to another point within the  
130 same member jurisdiction state.

131 ~~(5)~~ "Member jurisdiction" means a state of the United  
132 States, province of Canada, or other such jurisdiction that is a  
133 member of the International Fuel Tax Agreement.

134 ~~(6)(7)~~ "Motor carrier" means any person owning,  
135 controlling, operating, or managing any motor vehicle used to  
136 transport persons or property over any public highway.

137 ~~(7)(8)~~ "Motor fuel" means any fuel placed in the fuel  
138 supply storage unit of a qualified motor vehicle, including an  
139 alternative fuel, such as pure methanol, ethanol, or other  
140 alcohol; a blend of 85 percent or more alcohol with gasoline;  
141 natural gas and liquified fuel produced from natural gas;  
142 propane; coal-derived liquified fuel; hydrogen; electricity;  
143 pure biodiesel (B100) fuel, other than alcohol, derived from  
144 biological materials; P-series fuel; or any other type of fuel  
145 or energy used to propel a qualified motor vehicle ~~what is~~

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146 ~~commonly known and sold as gasoline and fuels containing a~~  
147 ~~mixture of gasoline and other products.~~

148 (8)~~(9)~~ "Operate," "operated," "operation," or "operating"  
149 means and includes the utilization in any form of any qualified  
150 ~~commercial~~ motor vehicle, whether loaded or empty, whether  
151 utilized for compensation or not for compensation, and whether  
152 owned by or leased to the motor carrier who uses it or causes it  
153 to be used.

154 (9)~~(10)~~ "Person" means and includes natural persons,  
155 corporations, copartnerships, firms, companies, agencies, or  
156 associations, singular or plural.

157 (10)~~(11)~~ "Public highway" means any public street, road, or  
158 highway in this state.

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

161 (12)~~(13)~~ "Use," "uses," or "used" means the consumption of  
162 ~~diesel fuel or~~ motor fuel in a qualified ~~commercial~~ motor  
163 vehicle for the propulsion thereof.

164 Section 3. Section 207.003, Florida Statutes, is amended to  
165 read:

166 207.003 Privilege tax levied.—A tax for the privilege of  
167 operating any qualified ~~commercial~~ motor vehicle upon the public  
168 highways of this state shall be levied upon every motor carrier  
169 at a rate which includes the minimum rates provided in parts I,  
170 II, and IV of chapter 206 on each gallon of ~~diesel fuel or~~ motor  
171 fuel used for the propulsion of a qualified ~~commercial~~ motor  
172 vehicle by such motor carrier within this ~~the~~ state.

173 Section 4. Section 207.004, Florida Statutes, is amended to  
174 read:

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175           207.004 Licensing Registration of motor carriers; fuel tax  
 176 decals ~~identifying devices~~; fees; renewals; temporary fuel-use  
 177 permits and ~~driveaway permits~~.—

178           (1) (a) A ~~No~~ motor carrier may not ~~shall~~ operate or cause to  
 179 be operated in this state any qualified ~~commercial~~ motor  
 180 vehicle, other than a Florida-based qualified ~~commercial~~ motor  
 181 vehicle that travels Florida intrastate mileage only, which ~~that~~  
 182 uses ~~diesel fuel or~~ motor fuel until such carrier is licensed  
 183 under the International Fuel Tax Agreement and issued fuel tax  
 184 decals ~~has registered with the department or has registered~~  
 185 ~~under a cooperative reciprocal agreement as described in s.~~  
 186 ~~207.0281, after such time as this state enters into such~~  
 187 ~~agreement, and has been issued an identifying device or such~~  
 188 carrier is ~~has been~~ issued a temporary fuel-use permit as  
 189 authorized under subsection (5) ~~subsections (4) and (5)~~ for each  
 190 vehicle operated. The fee for each set of fuel tax decals is  
 191 ~~There shall be a fee of \$4 per year or any fraction thereof.~~ A  
 192 copy of the license must be carried in each vehicle or made  
 193 available electronically. The fuel tax decals ~~for each such~~  
 194 ~~identifying device issued. The identifying device shall be~~  
 195 ~~provided by the department and must be conspicuously displayed~~  
 196 on the qualified ~~commercial~~ motor vehicle as prescribed by the  
 197 instructions on the reverse side of the decal ~~department~~ while  
 198 the vehicle ~~it~~ is being operated on the public highways of this  
 199 state. The transfer of fuel tax decals ~~an identifying device~~  
 200 from one vehicle to another vehicle or from one motor carrier to  
 201 another motor carrier is prohibited. The department or its  
 202 authorized agent shall issue the licenses and fuel tax decals.

203           (b) The motor carrier to whom fuel tax decals have been

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204 ~~issued is an identifying device has been issued shall be~~ solely  
205 responsible for the proper use of the fuel tax decals  
206 ~~identifying device~~ by its employees, consignees, or lessees.

207 (2) Fuel tax decals ~~Identifying devices~~ shall be issued  
208 each year for the period January 1 through December 31, or any  
209 portion thereof, if tax returns and tax payments, when  
210 applicable, have been submitted to the department for all prior  
211 reporting periods. Fuel tax decals ~~Identifying devices~~ may be  
212 displayed for the next succeeding indicia period beginning  
213 December 1 of each year. Beginning October 1, 2025, except as  
214 otherwise authorized by the department, all fuel tax decal  
215 renewal orders must be electronically submitted through an  
216 online system prescribed by the department.

217 (3) If a motor carrier licensed in this state no longer  
218 operates or causes to be operated in this state a qualified  
219 ~~commercial~~ motor vehicle, the fuel tax decals must ~~identifying~~  
220 ~~device shall~~ be destroyed and the motor carrier to whom the fuel  
221 tax decals were ~~device was~~ issued must ~~shall~~ notify the  
222 department immediately by letter of such removal and of the  
223 number of fuel tax decals ~~the identifying device that has been~~  
224 destroyed.

225 (4) A motor carrier must, before operating a qualified  
226 ~~commercial~~ motor vehicle on the public highways of this state,  
227 ~~must~~ display fuel tax decals ~~an identifying device~~ as required  
228 under subsections (1) and (2) or must obtain a temporary fuel-  
229 use permit for that vehicle as provided in subsection (5). ~~A~~  
230 ~~temporary fuel use permit shall expire within 10 days after date~~  
231 ~~of issuance. The cost of a temporary fuel use permit is \$45, and~~  
232 ~~the permit exempts the vehicle from the payment of the motor~~



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233 ~~fuel or diesel fuel tax imposed under this chapter during the~~  
234 ~~term for which the permit is valid. However, the vehicle is not~~  
235 ~~exempt from paying the fuel tax at the pump.~~

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

240 (b) The fee for a temporary fuel-use permit is \$45. A  
241 temporary fuel-use permit expires 10 days after the date of  
242 issuance and exempts the vehicle from payment of the motor fuel  
243 tax imposed under this chapter during the period for which the  
244 permit is valid. However, this paragraph does not exempt the  
245 vehicle from payment at the pump of the fuel tax imposed under  
246 chapter 206.

247 (c) A blank temporary fuel-use permit must, before its use,  
248 ~~must be executed by the motor carrier, in ink or type, so as to~~  
249 identify the carrier, the vehicle to which the permit is  
250 assigned, and the permit's effective date and expiration date  
251 ~~that the vehicle is placed in and removed from service. The~~  
252 ~~temporary fuel-use permit shall also show a complete~~  
253 ~~identification of the vehicle on which the permit is to be used,~~  
254 ~~together with the name and address of the owner or lessee of the~~  
255 ~~vehicle.~~ The ~~endorsed~~ temporary fuel-use permit must ~~shall then~~  
256 be carried on the vehicle that it identifies and must ~~shall~~ be  
257 exhibited on demand to any authorized personnel. Temporary fuel-  
258 use permits may be transmitted to the motor carrier by  
259 electronic means ~~and shall be completed as outlined by~~  
260 ~~department personnel prior to transmittal.~~

261 (d) The motor carrier to whom a temporary fuel-use permit

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262 is issued is ~~shall be~~ solely responsible for the proper use of  
263 the permit by its employees, consignees, or lessees. Any  
264 erasure, alteration, or unauthorized use of a temporary fuel-use  
265 permit renders ~~shall render~~ it invalid and of no effect. A motor  
266 carrier to whom a temporary fuel-use permit is issued may not  
267 knowingly allow the permit to be used by any other person ~~or~~  
268 organization.

269 ~~(b) An unregistered motor carrier may, upon payment of the~~  
270 ~~\$45 fee, secure from any wire service authorized by the~~  
271 ~~department, by electronic means, a temporary fuel-use permit~~  
272 ~~that shall be valid for a period of 10 days. Such permit must~~  
273 ~~show the name and address of the unregistered motor carrier to~~  
274 ~~whom it is issued, the date the vehicle is placed in and removed~~  
275 ~~from service, a complete identification of the vehicle on which~~  
276 ~~the permit is to be used, and the name and address of the owner~~  
277 ~~or lessee of the vehicle. The temporary fuel-use permit shall~~  
278 ~~then be carried on the vehicle that it identifies and shall be~~  
279 ~~exhibited on demand to any authorized personnel. The~~  
280 ~~unregistered motor carrier to whom a temporary fuel-use permit~~  
281 ~~is issued shall be solely responsible for the proper use of the~~  
282 ~~permit by its employees, consignees, or lessees. Any erasure,~~  
283 ~~alteration, or unauthorized use of a temporary fuel-use permit~~  
284 ~~shall render it invalid and of no effect. The unregistered motor~~  
285 ~~carrier to whom a temporary fuel-use permit is issued may not~~  
286 ~~knowingly allow the permit to be used by any other person or~~  
287 ~~organization.~~

288 ~~(c) A registered motor carrier engaged in driveaway~~  
289 ~~transportation, in which the cargo is the vehicle itself and is~~  
290 ~~in transit to stock inventory and the ownership of the vehicle~~

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291 ~~is not vested in the motor carrier, may, upon payment of the \$4~~  
292 ~~fee, secure from the department a driveaway permit. The~~  
293 ~~driveaway permits shall be issued for the period January 1~~  
294 ~~through December 31. An original permit must be in the~~  
295 ~~possession of the operator of each vehicle and shall be~~  
296 ~~exhibited on demand to any authorized personnel. Vehicle mileage~~  
297 ~~reports must be submitted by the motor carrier, and the road~~  
298 ~~privilege tax must be paid on all miles operated within this~~  
299 ~~state during the reporting period. All other provisions of this~~  
300 ~~chapter shall apply to the holder of a driveaway permit.~~

301 Section 5. Section 207.005, Florida Statutes, is amended to  
302 read:

303 207.005 Returns and payment of tax; delinquencies;  
304 calculation of fuel used during operations in the state; credit;  
305 bond.—

306 (1) The taxes levied under this chapter are ~~shall be~~ due  
307 and payable on the first day of the month following the last  
308 month of the reporting period. The department may adopt  
309 ~~promulgate~~ rules for requiring and establishing procedures for  
310 annual, semiannual, or quarterly filing. The reporting period is  
311 ~~shall be~~ the 12 months beginning January 1 ~~July 1~~ and ending  
312 December 31 ~~June 30~~. ~~It shall be the duty of~~ Each motor carrier  
313 licensed ~~registered or required to be registered~~ under the  
314 ~~provisions of this chapter~~ must ~~to~~ submit a return by the  
315 following due dates, except that each due date is extended until  
316 the last day of the month of the due date, and, if the last day  
317 of the month falls on a Saturday, Sunday, or legal holiday, the  
318 due date is further extended until the next day that is not a  
319 Saturday, Sunday, or legal holiday ~~within 30 days after the due~~

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320 ~~date. The due date shall be as follows:~~

321 (a) If annual filing, the due date is January 1. ~~shall be~~  
322 ~~July 1;~~

323 (b) If semiannual filing, the due dates are ~~shall be~~  
324 ~~January 1 and July 1.~~~~or~~

325 (c) If quarterly filing, the due dates are ~~shall be~~ January  
326 1, April 1, July 1, and October 1.

327 (2) The amount of fuel used in the propulsion of any  
328 qualified ~~commercial~~ motor vehicle within this state may be  
329 calculated, if the motor carrier maintains adequate records, by  
330 applying total interstate vehicular consumption of all ~~diesel~~  
331 ~~fuel and~~ motor fuel used as related to total miles traveled and  
332 applying such rate to total miles traveled within this state. In  
333 the absence of adequate documentation by the motor carrier, the  
334 department may adopt ~~is authorized to promulgate~~ rules  
335 converting miles driven to gallons used.

336 (3) For the purpose of computing the carrier's liability  
337 for the road privilege tax, the total gallons of fuel used in  
338 the propulsion of any qualified ~~commercial~~ motor vehicle in this  
339 state shall be multiplied by the rates provided in parts I, II,  
340 and IV of chapter 206. From the sum determined by this  
341 calculation, there shall be allowed a credit equal to the amount  
342 of the tax per gallon under parts I, II, and IV of chapter 206  
343 for each gallon of fuel purchased in this state during the  
344 reporting period when the diesel fuel or motor fuel tax was paid  
345 at the time of purchase. If the tax paid under parts I, II, and  
346 IV of chapter 206 exceeds the total tax due under this chapter,  
347 the excess may be allowed as a credit against future tax  
348 payments, until the credit is fully offset or until eight

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349 calendar quarters ~~shall~~ have passed since the end of the  
350 calendar quarter in which the credit accrued, whichever occurs  
351 first. A refund may be made for this credit provided it exceeds  
352 \$10.

353 (4) The department may adopt ~~is authorized to promulgate~~  
354 the necessary rules to provide for an adequate bond from each  
355 motor carrier to ensure payment of taxes required under this  
356 chapter.

357 (5) Beginning October 1, 2025, except as otherwise  
358 authorized by the department, all returns must be submitted  
359 electronically through an online system prescribed by the  
360 department.

361 Section 6. Section 207.007, Florida Statutes, is amended to  
362 read:

363 207.007 Offenses; penalties and interest.—

364 (1) If any motor carrier licensed ~~registered~~ under this  
365 chapter fails to file a return or ~~and~~ pay any tax liability  
366 under this chapter within the time required hereunder, the  
367 department may impose a delinquency penalty of \$50 or 10 percent  
368 of the delinquent taxes due, whichever is greater, if the  
369 failure is for not more than 30 days, with an additional 10  
370 percent penalty for each additional 30 days, or fraction  
371 thereof, during the time which the failure continues, not to  
372 exceed a total penalty of 100 percent in the aggregate. However,  
373 the penalty may not be less than \$50.

374 (2) In addition to any other penalties, any delinquent tax  
375 shall bear interest in accordance with the International Fuel  
376 Tax Agreement ~~at the rate of 1 percent per month, or fraction~~  
377 ~~thereof, calculated from the date the tax was due. If the~~

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378 ~~department enters into a cooperative reciprocal agreement under~~  
379 ~~the provisions of s. 207.0281, the department shall collect and~~  
380 ~~distribute all interest due to other jurisdictions at the same~~  
381 ~~rate as if such interest were due to the state.~~

382 (3) Any person who:

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

385 (b) Knowingly makes, or assists any other person in making,  
386 a false statement in a return or report, ~~or~~ in connection with  
387 an application for licensure registration under this chapter, or  
388 in connection with an audit; or

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

392 (d) Violates any of the provisions of this chapter, a  
393 penalty for which is not otherwise provided,

394  
395 commits ~~is guilty of~~ a felony of the third degree, punishable as  
396 provided in s. 775.082, s. 775.083, or s. 775.084. In addition,  
397 the department may revoke or suspend the licensure and  
398 registration privileges under ss. 207.004 and 320.02 of the  
399 violator. Each day or part thereof during which a person  
400 operates or causes to be operated a qualified commercial motor  
401 vehicle without being the holder of fuel tax decals ~~an~~  
402 ~~identifying device~~ or having a valid temporary fuel-use ~~or~~  
403 ~~driveaway~~ permit as required by this chapter constitutes a  
404 separate offense within the meaning of this section. In addition  
405 to the penalty imposed by this section, the defendant is ~~shall~~  
406 ~~be~~ required to pay all taxes, interest, and penalties due to the

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407 state.

408 Section 7. Section 207.008, Florida Statutes, is amended to  
409 read:

410 207.008 Retention of records by motor carrier.—Each  
411 licensed ~~registered~~ motor carrier shall maintain and keep  
412 pertinent records and papers as may be required by the  
413 department for the reasonable administration of this chapter and  
414 shall preserve the records upon which each ~~quarterly~~ tax return  
415 is based for 4 years following the due date or filing date of  
416 the return, whichever is later.

417 Section 8. Subsection (3) of section 207.011, Florida  
418 Statutes, is amended to read:

419 207.011 Inspection of records; hearings; forms; rules.—

420 (3) The department, or any authorized agent thereof, is  
421 authorized to examine the records, books, papers, and equipment  
422 of any motor carrier, any retail dealer of motor ~~diesel~~ fuels,  
423 and any wholesale distributor of ~~diesel fuels~~ or motor fuels  
424 which ~~that~~ are deemed necessary to verify the truth and accuracy  
425 of any statement, ~~or~~ report, or return and ascertain whether the  
426 tax imposed by this chapter has been paid.

427 Section 9. Section 207.013, Florida Statutes, is amended to  
428 read:

429 207.013 Suits for collection of unpaid taxes, penalties,  
430 and interest.—Upon demand of the department, the Department of  
431 Legal Affairs or the state attorney for a judicial circuit shall  
432 bring appropriate actions, in the name of the state or in the  
433 name of the Department of Highway Safety and Motor Vehicles in  
434 the capacity of its office, for the recovery of taxes,  
435 penalties, and interest due under this chapter; and judgment

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436 shall be rendered for the amount so found to be due together  
437 with costs. However, if it is ~~shall be~~ found as a fact that such  
438 claim for, or grant of, an exemption or credit was willful on  
439 the part of any motor carrier, retail dealer, or distributor of  
440 ~~diesel fuel or~~ motor fuel, judgment must ~~shall~~ be rendered for  
441 double the amount of the tax found to be due with costs. The  
442 department may employ an attorney at law to institute and  
443 prosecute proper proceedings to enforce payment of the taxes,  
444 penalties, and interest provided for by this chapter and may fix  
445 the compensation for the services of such attorney at law.

446 Section 10. Subsection (3) of section 207.014, Florida  
447 Statutes, is amended to read:

448 207.014 Departmental warrant for collection of unpaid  
449 taxes.—

450 (3) In the event there is a contest or claim of any kind  
451 with reference to the property levied upon or the amount of  
452 taxes, costs, or penalties due, such contest or claim must ~~shall~~  
453 be tried in the circuit court in and for the county in which the  
454 warrant was executed, as nearly as may be in the same manner and  
455 means as such contest or claim would have been tried in such  
456 court had the warrant originally issued upon a judgment rendered  
457 by such court. The warrant issued as provided in this section  
458 constitutes ~~shall constitute~~ prima facie evidence of the amount  
459 of taxes, interest, and penalties due to the state by the motor  
460 carrier; and the burden of proof is ~~shall be~~ upon the motor  
461 carrier, retail dealer, or distributor of ~~diesel fuel or~~ motor  
462 fuel to show that the amounts or penalties were incorrect.

463 Section 11. Subsection (1) of section 207.019, Florida  
464 Statutes, is amended to read:



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465 207.019 Discontinuance or transfer of business; change of  
466 address.-

467 (1) Whenever a person ceases to engage in business as a  
468 motor carrier within this ~~the~~ state by reason of the  
469 discontinuance, sale, or transfer of the business of such  
470 person, he or she shall notify the department in writing at  
471 least 10 days before ~~prior to~~ the time the discontinuance, sale,  
472 or transfer takes effect. Such notice must ~~shall~~ give the date  
473 of discontinuance and, in the event of a sale or transfer of the  
474 business, the date thereof and the name and address of the  
475 purchaser or transferee. All ~~diesel fuel or~~ motor fuel use taxes  
476 ~~shall~~ become due and payable concurrently with such  
477 discontinuance, sale, or transfer; and any such person shall,  
478 concurrently with such discontinuance, sale, or transfer, make a  
479 report and, pay all such taxes, interest, and penalties. The  
480 person shall immediately destroy the fuel tax decals and notify  
481 the department by letter of such destruction and of the number  
482 of the fuel tax decals that have been destroyed, and surrender  
483 ~~to the department the registration issued to such person.~~

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

486 207.023 Authority to inspect vehicles, make arrests, seize  
487 property, and execute warrants.-

488 (1) As a part of their responsibility when inspecting  
489 qualified motor ~~commercial~~ vehicles, the Department of Highway  
490 Safety and Motor Vehicles, the Department of Agriculture and  
491 Consumer Services, and the Department of Transportation shall  
492 ensure that all vehicles are properly qualified under ~~the~~  
493 ~~provisions of~~ this chapter.

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494 (3) Qualified Commercial motor vehicles owned or operated  
495 by any motor carrier who refuses to comply with this chapter may  
496 be seized by authorized agents or employees of the Department of  
497 Highway Safety and Motor Vehicles, the Department of Agriculture  
498 and Consumer Services, or the Department of Transportation; or  
499 authorized agents and employees of any of these departments also  
500 may seize property as set out in ss. 206.205, 206.21, and  
501 206.215. Upon such seizure, the property must ~~shall~~ be  
502 surrendered without delay to the sheriff of the county where the  
503 property was seized for further proceedings.

504 Section 13. Subsections (1) and (6) of section 207.0281,  
505 Florida Statutes, are amended to read:

506 207.0281 Registration; cooperative reciprocal agreements  
507 between states.—

508 (1) The Department of Highway Safety and Motor Vehicles may  
509 enter into a cooperative reciprocal agreement, including, but  
510 not limited to, the International Fuel Tax ~~fuel-tax~~ Agreement,  
511 with another state or group of states for the administration of  
512 the tax imposed by this chapter. An agreement arrangement,  
513 declaration, or amendment is not effective until stated in  
514 writing and filed with the Department of Highway Safety and  
515 Motor Vehicles.

516 (6) This section and the contents of any reciprocal  
517 agreement entered into under this section supersede all other  
518 fuel-tax requirements of this chapter for qualified commercial  
519 motor vehicles.

520 Section 14. Paragraph (aa) of subsection (7) of section  
521 212.08, Florida Statutes, is amended to read:

522 212.08 Sales, rental, use, consumption, distribution, and

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523 storage tax; specified exemptions.—The sale at retail, the  
524 rental, the use, the consumption, the distribution, and the  
525 storage to be used or consumed in this state of the following  
526 are hereby specifically exempt from the tax imposed by this  
527 chapter.

528 (7) MISCELLANEOUS EXEMPTIONS.—Exemptions provided to any  
529 entity by this chapter do not inure to any transaction that is  
530 otherwise taxable under this chapter when payment is made by a  
531 representative or employee of the entity by any means,  
532 including, but not limited to, cash, check, or credit card, even  
533 when that representative or employee is subsequently reimbursed  
534 by the entity. In addition, exemptions provided to any entity by  
535 this subsection do not inure to any transaction that is  
536 otherwise taxable under this chapter unless the entity has  
537 obtained a sales tax exemption certificate from the department  
538 or the entity obtains or provides other documentation as  
539 required by the department. Eligible purchases or leases made  
540 with such a certificate must be in strict compliance with this  
541 subsection and departmental rules, and any person who makes an  
542 exempt purchase with a certificate that is not in strict  
543 compliance with this subsection and the rules is liable for and  
544 shall pay the tax. The department may adopt rules to administer  
545 this subsection.

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

- 549 1. The sale, lease, or rental occurs between two commonly  
550 owned and controlled corporations;
- 551 2. Such vehicle was titled and registered in this state at

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552 the time of the sale, lease, or rental; and

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

555 Section 15. Subsection (1) of section 316.065, Florida  
556 Statutes, is amended to read:

557 316.065 Crashes; reports; penalties.—

558 (1) The driver of a vehicle involved in a crash resulting  
559 in injury to or death of any persons or damage to any vehicle or  
560 other property in an apparent amount of at least \$1,500 ~~\$500~~  
561 shall immediately by the quickest means of communication give  
562 notice of the crash to the local police department, if such  
563 crash occurs within a municipality; otherwise, to the office of  
564 the county sheriff or the nearest office or station of the  
565 Florida Highway Patrol. A violation of this subsection is a  
566 noncriminal traffic infraction, punishable as a nonmoving  
567 violation as provided in chapter 318.

568 Section 16. Paragraph (a) of subsection (1) of section  
569 318.15, Florida Statutes, is amended to read:

570 318.15 Failure to comply with civil penalty or to appear;  
571 penalty.—

572 (1)(a) If a person fails to comply with the civil penalties  
573 provided in s. 318.18 within the time period specified in s.  
574 318.14(4), fails to enter into or comply with the terms of a  
575 penalty payment plan with the clerk of the court in accordance  
576 with ss. 318.14 and 28.246, fails to attend driver improvement  
577 school, or fails to appear at a scheduled hearing, the clerk of  
578 the court must notify the Department of Highway Safety and Motor  
579 Vehicles of such failure within 10 days after such failure. Upon  
580 receipt of such notice, the department must immediately issue an

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581 order suspending the driver license and privilege to drive of  
582 such person effective 20 days after the date the order of  
583 suspension is provided ~~mailed~~ in accordance with s. 322.251(1),  
584 (2), and (6). The order also must inform the person that he or  
585 she may contact the clerk of the court to establish a payment  
586 plan pursuant to s. 28.246(4) to make partial payments for  
587 court-related fines, fees, service charges, and court costs. Any  
588 such suspension of the driving privilege which has not been  
589 reinstated, including a similar suspension imposed outside of  
590 this state, must remain on the records of the department for a  
591 period of 7 years from the date imposed and must be removed from  
592 the records after the expiration of 7 years from the date it is  
593 imposed. The department may not accept the resubmission of such  
594 suspension.

595 Section 17. Subsection (2) of section 320.02, Florida  
596 Statutes, is amended to read:

597 320.02 Registration required; application for registration;  
598 forms.—

599 (2)(a) The application for registration must include the  
600 street address of the owner's permanent residence in this state  
601 or the address of his or her permanent place of business in this  
602 state and be accompanied by personal or business identification  
603 information. If the vehicle is registered to an active duty  
604 member of the United States Armed Forces who is a Florida  
605 resident, the active duty member is not required to provide the  
606 street address of a permanent Florida residence.

607 (b) An individual applicant must provide proof of address  
608 satisfactory to the department and:

609 1. A valid REAL ID driver's ~~driver~~ license or

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610 identification card issued by this state or another state; ~~or~~

611 2. A valid passport; or

612 3. A valid, unexpired passport issued by another country  
613 and an unexpired Form I-94.

614

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

618 (c) A business applicant must provide a federal employer  
619 identification number, if applicable, or verification that the  
620 business is authorized to conduct business in this ~~the~~ state, or  
621 a Florida municipal or county business license or number.

622 ~~1. If the owner does not have a permanent residence or~~  
623 ~~permanent place of business or if the owner's permanent~~  
624 ~~residence or permanent place of business cannot be identified by~~  
625 ~~a street address, the application must include:~~

626 ~~a. If the vehicle is registered to a business, the name and~~  
627 ~~street address of the permanent residence of an owner of the~~  
628 ~~business, an officer of the corporation, or an employee who is~~  
629 ~~in a supervisory position.~~

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

633 ~~2. If the vehicle is registered to an active duty member of~~  
634 ~~the Armed Forces of the United States who is a Florida resident,~~  
635 ~~the active duty member is exempt from the requirement to provide~~  
636 ~~the street address of a permanent residence.~~

637 (d) ~~(b)~~ The department shall prescribe a form upon which  
638 motor vehicle owners may record odometer readings when

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639 registering their motor vehicles.

640 Section 18. Section 320.605, Florida Statutes, is amended  
641 to read:

642 320.605 Legislative intent.—It is the intent of the  
643 Legislature to protect the public health, safety, and welfare of  
644 the citizens of the state by regulating the licensing of motor  
645 vehicle dealers and manufacturers, maintaining competition,  
646 providing consumer protection and fair trade, and providing  
647 those residing in economically disadvantaged areas ~~minorities~~  
648 with opportunities for full participation as motor vehicle  
649 dealers. Sections 320.61-320.70 are intended to apply solely to  
650 the licensing of manufacturers, factory branches, distributors,  
651 and importers and do not apply to non-motor-vehicle-related  
652 businesses.

653 Section 19. Subsection (3) of section 320.63, Florida  
654 Statutes, is amended to read:

655 320.63 Application for license; contents.—Any person  
656 desiring to be licensed pursuant to ss. 320.60-320.70 shall make  
657 application therefor to the department upon a form containing  
658 such information as the department requires. The department  
659 shall require, with such application or otherwise and from time  
660 to time, all of the following, which information may be  
661 considered by the department in determining the fitness of the  
662 applicant or licensee to engage in the business for which the  
663 applicant or licensee desires to be licensed:

664 (3) (a) From each manufacturer, distributor, or importer  
665 which utilizes an identical blanket basic agreement for its  
666 dealers or distributors in this state, which agreement comprises  
667 all or any part of the applicant's or licensee's agreements with

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668 motor vehicle dealers in this state, a copy of the written  
669 agreement and all supplements thereto, together with a list of  
670 the applicant's or licensee's authorized dealers or distributors  
671 and their addresses. The applicant or licensee shall further  
672 notify the department immediately of the appointment of any  
673 additional dealer or distributor. The applicant or licensee  
674 shall annually report to the department on its efforts to add  
675 new ~~minority~~ dealer points in economically disadvantaged areas,  
676 including difficulties encountered under ss. 320.61-320.70. ~~For~~  
677 ~~purposes of this section "minority" shall have the same meaning~~  
678 ~~as that given it in the definition of "minority person" in s.~~  
679 ~~288.703.~~ Not later than 60 days before the date a revision or  
680 modification to a franchise agreement is offered uniformly to a  
681 licensee's motor vehicle dealers in this state, the licensee  
682 shall notify the department of such revision, modification, or  
683 addition to the franchise agreement on file with the department.  
684 In no event may a franchise agreement, or any addendum or  
685 supplement thereto, be offered to a motor vehicle dealer in this  
686 state until the applicant or licensee files an affidavit with  
687 the department acknowledging that the terms or provisions of the  
688 agreement, or any related document, are not inconsistent with,  
689 prohibited by, or contrary to ~~the provisions contained in~~ ss.  
690 320.60-320.70. Any franchise agreement offered to a motor  
691 vehicle dealer in this state must ~~shall~~ provide that all terms  
692 and conditions in such agreement inconsistent with the law and  
693 rules of this state are of no force and effect.

694 (b) For purposes of this subsection, the term "economically  
695 disadvantaged area" means a defined geographic area within this  
696 state in which at least one of the following conditions exists:



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697 1. The per capita income for residents within the area is  
698 less than 80 percent of the per capita income in this state.

699 2. The unemployment rate within the area was more than 1  
700 percent over the unemployment rate for this state over the  
701 previous 24 months.

702 Section 20. Subsection (2) of section 320.95, Florida  
703 Statutes, is amended to read:

704 320.95 Transactions by electronic or telephonic means.—

705 (2) The department may collect e-mail ~~electronic mail~~  
706 addresses and use e-mail ~~electronic mail~~ in lieu of the United  
707 States Postal Service as a method of notification ~~for the~~  
708 ~~purpose of providing renewal notices.~~

709 Section 21. Subsection (44) of section 322.01, Florida  
710 Statutes, is amended to read:

711 322.01 Definitions.—As used in this chapter:

712 (44) "Tank vehicle" means a vehicle ~~that is~~ designed to  
713 transport any liquid or gaseous material within one or more  
714 tanks that have an individual rated capacity that exceeds 119  
715 gallons or an aggregate rated capacity that exceeds 1,000  
716 gallons and that are a tank either permanently or temporarily  
717 attached to the vehicle or chassis. A commercial motor vehicle  
718 transporting an empty storage container tank that is not  
719 designed for transportation, but that is temporarily attached to  
720 a flatbed trailer, is not a tank vehicle, if such tank has a  
721 designed capacity of 1,000 gallons or more.

722 Section 22. Subsection (10) of section 322.08, Florida  
723 Statutes, is amended to read:

724 322.08 Application for license; requirements for license  
725 and identification card forms.—

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726 (10) The department may collect e-mail ~~electronic mail~~  
727 addresses and use e-mail ~~electronic mail~~ in lieu of the United  
728 States Postal Service as a method of notification ~~for the~~  
729 ~~purpose of providing renewal notices.~~

730 Section 23. Paragraph (a) of subsection (8) of section  
731 322.18, Florida Statutes, is amended to read:

732 322.18 Original applications, licenses, and renewals;  
733 expiration of licenses; delinquent licenses.—

734 (8) The department shall issue 8-year renewals using a  
735 convenience service without reexamination to drivers who have  
736 not attained 80 years of age. The department shall issue 6-year  
737 renewals using a convenience service when the applicant has  
738 satisfied the requirements of subsection (5).

739 (a) If the department determines from its records that the  
740 holder of a license about to expire is eligible for renewal, the  
741 department must ~~shall~~ mail a renewal notice to the licensee at  
742 his or her last known address or provide a renewal notice to the  
743 licensee by e-mail notification, not less than 30 days before  
744 ~~prior~~ to the licensee's birthday. The renewal notice must ~~shall~~  
745 direct the licensee to appear at a driver license office for in-  
746 person renewal or to transmit the completed renewal notice and  
747 the fees required by s. 322.21 to the department using a  
748 convenience service.

749 Section 24. Subsection (4) of section 322.21, Florida  
750 Statutes, is amended to read:

751 322.21 License fees; procedure for handling and collecting  
752 fees.—

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

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755 is entitled to have it renewed, the department must ~~shall~~ mail a  
756 renewal notice to the licensee at his or her last known address  
757 or provide a renewal notice to the licensee by e-mail  
758 notification, within 30 days before the licensee's birthday. The  
759 licensee must ~~shall~~ be issued a renewal license, after  
760 reexamination, if required, during the 30 days immediately  
761 preceding his or her birthday upon presenting a renewal notice,  
762 his or her current license, and the fee for renewal to the  
763 department at any driver license examining office.

764 Section 25. Subsections (1), (2), (3), and (6) of section  
765 322.251, Florida Statutes, are amended to read:

766 322.251 Notice of cancellation, suspension, revocation, or  
767 disqualification of license.—

768 (1) All orders of cancellation, suspension, revocation, or  
769 disqualification issued under the provisions of this chapter,  
770 chapter 318, chapter 324, or ss. 627.732-627.734 must ~~shall~~ be  
771 given ~~either~~ by personal delivery thereof to the licensee whose  
772 license is being canceled, suspended, revoked, or disqualified;  
773 ~~or~~ by deposit in the United States mail in an envelope, first  
774 class, postage prepaid, addressed to the licensee at his or her  
775 last known mailing address furnished to the department; or by e-  
776 mail notification authorized by the licensee. Such methods of  
777 notification ~~mailing~~ by the department constitute notice  
778 ~~constitutes notification~~, and any failure by the person to  
779 receive the ~~mailed~~ order does ~~will~~ not affect or stay the  
780 effective date or term of the cancellation, suspension,  
781 revocation, or disqualification of the licensee's driving  
782 privilege.

783 (2) The giving of notice and an order of cancellation,

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784 suspension, revocation, or disqualification ~~by mail~~ is complete  
785 upon expiration of 20 days after e-mail notification or, if  
786 mailed, 20 days after deposit in the United States mail for all  
787 notices except those issued under chapter 324 or ss. 627.732-  
788 627.734, which are complete 15 days after e-mail notification  
789 or, if mailed, 15 days after deposit in the United States mail.  
790 Proof of the giving of notice and an order of cancellation,  
791 suspension, revocation, or disqualification in such ~~either~~  
792 manner must ~~shall~~ be made by entry in the records of the  
793 department that such notice was given. The entry is admissible  
794 in the courts of this state and constitutes sufficient proof  
795 that such notice was given.

796 (3) Whenever the driving privilege is suspended, revoked,  
797 or disqualified under ~~the provisions of~~ this chapter, the period  
798 of such suspension, revocation, or disqualification must ~~shall~~  
799 be indicated on the order of suspension, revocation, or  
800 disqualification, and the department shall require the licensee  
801 whose driving privilege is suspended, revoked, or disqualified  
802 to surrender all licenses then held by him or her to the  
803 department. However, if ~~should~~ the person fails ~~fail~~ to  
804 surrender such licenses, the suspension, revocation, or  
805 disqualification period does ~~shall~~ not expire until a period  
806 identical to the period for which the driving privilege was  
807 suspended, revoked, or disqualified has expired after the date  
808 of surrender of the licenses, or the date an affidavit swearing  
809 such licenses are lost has been filed with the department. In  
810 any instance where notice of the suspension, revocation, or  
811 disqualification order is given ~~mailed~~ as provided herein, and  
812 the license is not surrendered to the department, and such

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813 license thereafter expires, the department may ~~shall~~ not renew  
814 that license until a period of time identical to the period of  
815 such suspension, revocation, or disqualification imposed has  
816 expired.

817 (6) Whenever a cancellation, suspension, revocation, or  
818 disqualification occurs, the department shall enter the  
819 cancellation, suspension, revocation, or disqualification order  
820 on the licensee's driver file 20 days after e-mail notification  
821 or, if mailed, 20 days after the notice was actually placed in  
822 the mail. Any inquiry into the file after the 20-day period  
823 shall reveal that the license is canceled, suspended, revoked,  
824 or disqualified and whether the license has been received by the  
825 department.

826 Section 26. Subsection (4) of section 322.2616, Florida  
827 Statutes, is amended to read:

828 322.2616 Suspension of license; persons under 21 years of  
829 age; right to review.—

830 (4) If the department finds that the license of the person  
831 should be suspended under this section and if the notice of  
832 suspension has not already been served upon the person by a law  
833 enforcement officer or correctional officer as provided in  
834 subsection (2), the department must ~~shall~~ issue a notice of  
835 suspension and, unless the notice is provided ~~mailed~~ under s.  
836 322.251, a temporary driving permit that expires 10 days after  
837 the date of issuance if the driver is otherwise eligible.

838 Section 27. Paragraph (c) of subsection (2) of section  
839 322.292, Florida Statutes, is amended to read:

840 322.292 DUI programs supervision; powers and duties of the  
841 department.—

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842 (2) The department shall adopt rules to implement its  
843 supervisory authority over DUI programs in accordance with the  
844 procedures of chapter 120, including the establishment of  
845 uniform standards of operation for DUI programs and the method  
846 for setting and approving fees, as follows:

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

849 1. A uniform application fee not to exceed \$1,000 but in an  
850 amount sufficient to cover the department's administrative costs  
851 in processing and evaluating DUI program license applications.  
852 The application fee does ~~shall~~ not apply to programs that apply  
853 for licensure to serve a county that does not have a currently  
854 licensed DUI program or where the currently licensed program has  
855 relinquished its license.

856 2. In considering an application for approval of a DUI  
857 program, the department shall determine whether improvements in  
858 service may be derived from the operation of the DUI program and  
859 the number of clients currently served in the circuit. The  
860 department shall apply the following criteria:

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

863 b. Services and fees offered by the applicant DUI program  
864 and any existing DUI program.

865 c. The number of DUI clients currently served and  
866 historical trends in the number of clients served in the  
867 circuit.

868 d. The availability, accessibility, and service history of  
869 any existing DUI program services.

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

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871 f. The availability of resources, including personnel,  
872 demonstrated management capability, and capital and operating  
873 expenditures of the applicant DUI program.

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

876 3. Authority for competing applicants and currently  
877 licensed DUI programs serving the same geographic area to  
878 request an administrative hearing under chapter 120 to contest  
879 the department's determination of need for an additional  
880 licensed DUI program in that area.

881 4. A requirement that the department revoke the license of  
882 any DUI program that does not provide the services specified in  
883 its application within 45 days after licensure and notify the  
884 chief judge of that circuit of such revocation.

885 5. A requirement that all applicants for initial licensure  
886 as a DUI program in a particular circuit on and after the  
887 effective date of this act must, at a minimum, satisfy each of  
888 the following criteria:

889 a. Maintain a primary business office in the circuit which  
890 is located in a permanent structure that is readily accessible  
891 by public transportation, if public transportation is available.  
892 The primary business office must be adequately staffed and  
893 equipped to provide all DUI program support services, including  
894 registration and a file for each person who registers for the  
895 program.

896 b. Have a satellite office for registration of DUI  
897 offenders in each county in the circuit which is located in a  
898 permanent structure that is readily accessible by public  
899 transportation, if public transportation is available. A

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900 satellite office is not required in any county where the total  
901 number of DUI convictions in the most recent calendar year is  
902 less than 200.

903 c. Have a classroom in each county in the circuit which is  
904 located in a permanent structure that is readily accessible by  
905 public transportation, if public transportation is available. A  
906 classroom is not required in any county where the total number  
907 of DUI convictions in the most recent calendar year is less than  
908 100. A classroom may not be located within 250 feet of any  
909 business that sells alcoholic beverages. However, a classroom  
910 may ~~shall~~ not be required to be relocated when a business  
911 selling alcoholic beverages locates to within 250 feet of the  
912 classroom.

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

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

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

922 g. Have a volunteer board of directors and advisory  
923 committee made up of citizens who reside in the circuit in which  
924 licensure is sought.

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

928 Section 28. Subsection (3) of section 322.64, Florida



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929 Statutes, is amended to read:

930 322.64 Holder of commercial driver license; persons  
931 operating a commercial motor vehicle; driving with unlawful  
932 blood-alcohol level; refusal to submit to breath, urine, or  
933 blood test.—

934 (3) If the department determines that the person arrested  
935 should be disqualified from operating a commercial motor vehicle  
936 pursuant to this section and if the notice of disqualification  
937 has not already been served upon the person by a law enforcement  
938 officer or correctional officer as provided in subsection (1),  
939 the department must ~~shall~~ issue a notice of disqualification  
940 and, unless the notice is provided ~~mailed~~ pursuant to s.  
941 322.251, a temporary permit which expires 10 days after the date  
942 of issuance if the driver is otherwise eligible.

943 Section 29. Subsection (1) of section 324.091, Florida  
944 Statutes, is amended to read:

945 324.091 Notice to department; notice to insurer.—

946 (1) Each owner and operator involved in a crash or  
947 conviction case within the purview of this chapter shall furnish  
948 evidence of automobile liability insurance or motor vehicle  
949 liability insurance within 14 days after the date of providing  
950 ~~the mailing of~~ notice of crash by the department in the form and  
951 manner as it may designate. Upon receipt of evidence that an  
952 automobile liability policy or motor vehicle liability policy  
953 was in effect at the time of the crash or conviction case, the  
954 department shall forward to the insurer such information for  
955 verification in a method as determined by the department. The  
956 insurer shall respond to the department within 20 days after the  
957 notice whether or not such information is valid. If the

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958 department determines that an automobile liability policy or  
959 motor vehicle liability policy was not in effect and did not  
960 provide coverage for both the owner and the operator, it must  
961 ~~shall~~ take action as it is authorized to do under this chapter.

962 Section 30. Paragraph (c) of subsection (1) of section  
963 324.171, Florida Statutes, is amended to read:

964 324.171 Self-insurer.—

965 (1) Any person may qualify as a self-insurer by obtaining a  
966 certificate of self-insurance from the department which may, in  
967 its discretion and upon application of such a person, issue said  
968 certificate of self-insurance when such person has satisfied the  
969 requirements of this section to qualify as a self-insurer under  
970 this section:

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

975 Section 31. Subsection (3) of section 328.30, Florida  
976 Statutes, is amended to read:

977 328.30 Transactions by electronic or telephonic means.—

978 (3) The department may collect e-mail ~~electronic mail~~  
979 addresses and use e-mail ~~electronic mail~~ in lieu of the United  
980 States Postal Service as a method of notification ~~for the~~  
981 ~~purpose of providing renewal notices.~~

982 Section 32. Section 627.7415, Florida Statutes, is amended  
983 to read:

984 627.7415 Commercial or qualified motor vehicles; additional  
985 liability insurance coverage.—Commercial motor vehicles, as  
986 defined in ~~s. 207.002 or~~ s. 320.01, and qualified motor

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987 vehicles, as defined in s. 207.002, operated upon the roads and  
988 highways of this state must ~~shall~~ be insured with the following  
989 minimum levels of combined bodily liability insurance and  
990 property damage liability insurance in addition to any other  
991 insurance requirements:

992 (1) Fifty thousand dollars per occurrence for a commercial  
993 motor vehicle or qualified motor vehicle with a gross vehicle  
994 weight of 26,000 pounds or more, but less than 35,000 pounds.

995 (2) One hundred thousand dollars per occurrence for a  
996 commercial motor vehicle or qualified motor vehicle with a gross  
997 vehicle weight of 35,000 pounds or more, but less than 44,000  
998 pounds.

999 (3) Three hundred thousand dollars per occurrence for a  
1000 commercial motor vehicle or qualified motor vehicle with a gross  
1001 vehicle weight of 44,000 pounds or more.

1002 (4) All commercial motor vehicles and qualified motor  
1003 vehicles subject to regulations of the United States Department  
1004 of Transportation, 49 C.F.R. part 387, subparts A and B, and as  
1005 may be hereinafter amended, must ~~shall~~ be insured in an amount  
1006 equivalent to the minimum levels of financial responsibility as  
1007 set forth in such regulations.

1008  
1009 A violation of this section is a noncriminal traffic infraction,  
1010 punishable as a nonmoving violation as provided in chapter 318.

1011 Section 33. Paragraph (b) of subsection (4) of section  
1012 316.545, Florida Statutes, is amended to read:

1013 316.545 Weight and load unlawful; special fuel and motor  
1014 fuel tax enforcement; inspection; penalty; review.—

1015 (4)

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1016 (b) In addition to the penalty provided for in paragraph  
1017 (a), the vehicle may be detained until the owner or operator of  
1018 the vehicle furnishes evidence that the vehicle has been  
1019 properly registered pursuant to s. 207.004. Any officer of the  
1020 Florida Highway Patrol or agent of the Department of  
1021 Transportation may issue a temporary fuel use permit and collect  
1022 the appropriate fee as provided for in s. 207.004(5) ~~s.~~  
1023 ~~207.004(4)~~. Notwithstanding the provisions of subsection (6),  
1024 all permit fees collected pursuant to this paragraph shall be  
1025 transferred to the Department of Highway Safety and Motor  
1026 Vehicles to be allocated pursuant to s. 207.026.

1027 Section 34. Paragraph (b) of subsection (1) of section  
1028 319.35, Florida Statutes, is amended to read:

1029 319.35 Unlawful acts in connection with motor vehicle  
1030 odometer readings; penalties.—

1031 (1)

1032 (b) It is unlawful for any person to knowingly provide  
1033 false information on the odometer readings required pursuant to  
1034 ss. 319.23(3) and 320.02(2)(d) ~~ss. 319.23(3) and 320.02(2)(b)~~.

1035 Section 35. This act shall take effect July 1, 2025.