

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN _____ (Y/N)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

1 Committee/Subcommittee hearing bill: State Affairs Committee
2 Representative Nix offered the following:

3
4 **Amendment (with title amendment)**

5 Remove everything after the enacting clause and insert:

6 **Section 1. Paragraph (d) of subsection (1) of section**
7 **125.0103, Florida Statutes, is redesignated as paragraph (e),**
8 **and paragraph (d) is added to that subsection, to read:**

9 125.0103 Ordinances and rules imposing price controls.—

10 (1)

11 (d) Counties shall establish a daily administration fee
12 for the proper storage of electric vehicles as defined in s.
13 320.01(36) which have been involved in an accident. The daily
14 administration fee for proper storage of an electric vehicle may
15 be up to three times the amount established under paragraph (c)
16 and shall apply in the event the electric vehicle owner or

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17 operator is incapacitated, unavailable, leaves the procurement
18 of wrecker service to the law enforcement officer at the scene,
19 or otherwise does not consent to the removal of the electric
20 vehicle. Such fee may not be charged unless the electric vehicle
21 is properly stored as defined in this paragraph. For purposes of
22 this paragraph, the term:

23 1. "Daily administration fee" means any fee imposed by a
24 wrecker service or towing-storage or wrecker operator for
25 administrative costs due for towing and storing the electric
26 vehicle after the cleanup of the accident scene and debris
27 removal in order to provide proper storage of a damaged electric
28 vehicle.

29 2. "Proper storage" means when the damaged electric vehicle
30 has been separated from combustibles and structures by 50 feet
31 on all sides, or has a barrier of earth, steel, concrete, or
32 solid masonry surrounding the vehicle.

33 **Section 2. Paragraph (d) of subsection (1) of section**
34 **166.043, Florida Statutes, is redesignated as paragraph (e), and**
35 **paragraph (d) is added to that subsection, to read:**

36 166.043 Ordinances and rules imposing price controls.—

37 (1)

38 (d) Municipalities may establish a daily administration
39 fee for the proper storage of electric vehicles as defined in s.
40 320.01(36) which have been involved in an accident. The daily
41 administration fee for proper storage of an electric vehicle may

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42 be up to three times the amount established under paragraph (c)
43 and shall apply in the event the electric vehicle owner or
44 operator is incapacitated, unavailable, leaves the procurement
45 of wrecker service to the law enforcement officer at the scene,
46 or otherwise does not consent to the removal of the electric
47 vehicle. Such fee may not be charged unless the electric vehicle
48 is properly stored as defined in this paragraph. If a
49 municipality chooses to enact an ordinance establishing a daily
50 administration fee as described in this paragraph, a county's
51 ordinance establishing a daily administration fee under s.
52 125.0103(1)(d) does not apply within such municipality. For the
53 purposes of this paragraph, the term:

54 1. "Daily administration fee" means any fee imposed by a
55 wrecker service or towing-storage or wrecker operator for
56 administrative costs due for towing and storing the electric
57 vehicle after the cleanup of the accident scene and debris
58 removal in order to provide proper storage of a damaged electric
59 vehicle.

60 2. "Proper storage" means when the damaged electric vehicle
61 has been separated from combustibles and structures by 50 feet
62 on all sides, or has a barrier of earth, steel, concrete, or
63 solid masonry surrounding the vehicle.

64 **Section 3. Section 324.0222, Florida Statutes, is created**
65 **to read:**

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66 324.0222 Storage of electric vehicles; coverage.- Nothing
67 in s. 125.0103 or s. 166.043 relating to the storage of electric
68 vehicles requires a motor vehicle insurer to pay any costs
69 beyond what is covered pursuant to a contract with its insured.

70 **Section 4. Paragraph (a) of subsection (2) of section**
71 **713.78, Florida Statutes, is amended to read:**

72 713.78 Liens for recovering, towing, or storing vehicles
73 and vessels.-

74 (2) (a) A towing-storage operator may charge the owner or
75 operator of a vehicle or vessel only the following fees for, or
76 incidental to, the recovery, removal, or storage of the vehicle
77 or vessel:

78 1. Any reasonable fee for service, including any daily
79 administration fee, specifically authorized under s. 125.0103 or
80 s. 166.043 by ordinance, resolution, regulation, or rule of the
81 county or municipality in which the service is performed.

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

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

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

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

94 **Section 5.** This act shall take effect July 1, 2025.
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97 **T I T L E A M E N D M E N T**

98 Remove everything before the enacting clause and insert:

99 An act relating to the removal, storage, and cleanup
100 of electric vehicles; amending s. 125.0103, F.S.;
101 requiring counties to establish a daily administration
102 fee for the proper storage of electric vehicles;
103 providing a maximum amount for such fees; providing
104 applicability; providing definitions; amending s.
105 166.043, F.S.; authorizing municipalities establish a
106 daily administration fee for the proper storage of
107 electric vehicles; providing a maximum amount for such
108 fees; providing applicability; providing definitions;
109 creating s. 324.0222, F.S.; providing that motor
110 vehicle insurers are not required to pay certain
111 costs; amending s. 713.78, F.S.; providing a
112 reasonable fee for service includes any daily
113 administration fee authorized by statute; providing an
114 effective date.

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