

1 A bill to be entitled
2 An act relating to the removal, storage, and cleanup
3 of electric vehicles; amending s. 125.0103, F.S.;
4 requiring counties to establish a daily administration
5 fee for the proper storage of certain electric
6 vehicles; providing a maximum amount for such fees;
7 providing applicability; defining the terms "daily
8 administration fee" and "proper storage"; amending s.
9 166.043, F.S.; authorizing municipalities to establish
10 a daily administration fee for the proper storage of
11 certain electric vehicles; providing a maximum amount
12 for such fees; providing applicability; defining the
13 terms "daily administration fee" and "proper storage";
14 creating s. 324.0222, F.S.; providing that motor
15 vehicle insurers are not required to pay certain
16 costs; amending s. 713.78, F.S.; providing that a
17 reasonable fee for service includes any daily
18 administration fee; providing an effective date.

19
20 Be It Enacted by the Legislature of the State of Florida:

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22 **Section 1. Paragraph (d) of subsection (1) of section**
23 **125.0103, Florida Statutes, is redesignated as paragraph (e),**
24 **and a new paragraph (d) is added to that subsection to read:**
25 125.0103 Ordinances and rules imposing price controls.—

(1)

(d)1. Counties shall establish a daily administration fee for the proper storage of electric vehicles, as defined in s. 320.01(36), which have been involved in an accident. The daily administration fee for proper storage of an electric vehicle may be up to three times the amount established under paragraph (c) and shall apply in the event the electric vehicle owner or operator is incapacitated, is unavailable, leaves the procurement of wrecker service to the law enforcement officer at the scene, or otherwise does not consent to the removal of the electric vehicle. Such fee may not be charged unless the electric vehicle is properly stored as defined in this paragraph.

2. For purposes of this paragraph, the term:

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

b. "Proper storage" means the damaged electric vehicle is separated from combustibles and structures by at least 50 feet on all sides or is surrounded by a barrier of earth, steel, concrete, or solid masonry.

Section 2. Paragraph (d) of subsection (1) of section

51 **166.043, Florida Statutes, is redesignated as paragraph (e), and**
52 **a new paragraph (d) is added to that subsection to read:**

53 166.043 Ordinances and rules imposing price controls.—

54 (1)

55 (d)1. Municipalities may establish a daily administration
56 fee for the proper storage of electric vehicles, as defined in
57 s. 320.01(36), which have been involved in an accident. The
58 daily administration fee for proper storage of an electric
59 vehicle may be up to three times the amount established under
60 paragraph (c) and shall apply in the event the electric vehicle
61 owner or operator is incapacitated, is unavailable, leaves the
62 procurement of wrecker service to the law enforcement officer at
63 the scene, or otherwise does not consent to the removal of the
64 electric vehicle. Such fee may not be charged unless the
65 electric vehicle is properly stored as defined in this
66 paragraph. If a municipality enacts an ordinance establishing a
67 daily administration fee as defined in this paragraph, a
68 county's ordinance establishing a daily administration fee under
69 s. 125.0103(1)(d) does not apply within such municipality.

70 2. For purposes of this paragraph, the term:

71 a. "Daily administration fee" means a fee imposed by a
72 wrecker service or towing-storage or wrecker operator for
73 administrative costs for towing and storing a damaged electric
74 vehicle after the cleanup of the accident scene and debris

75 removal in order to provide proper storage of the damaged
76 electric vehicle.

77 b. "Proper storage" means the damaged electric vehicle is
78 separated from combustibles and structures by at least 50 feet
79 on all sides or is surrounded by a barrier of earth, steel,
80 concrete, or solid masonry.

81 **Section 3. Section 324.0222, Florida Statutes, is created**
82 **to read:**

83 324.0222 Storage of electric vehicles; coverage.—Nothing
84 in s. 125.0103 or s. 166.043 relating to the storage of electric
85 vehicles requires a motor vehicle insurer to pay any costs
86 beyond costs covered pursuant to a contract with its insured.

87 **Section 4. Paragraph (a) of subsection (2) of section**
88 **713.78, Florida Statutes, is amended to read:**

89 713.78 Liens for recovering, towing, or storing vehicles
90 and vessels.—

91 (2)(a) A towing-storage operator may charge the owner or
92 operator of a vehicle or vessel only the following fees for, or
93 incidental to, the recovery, removal, or storage of the vehicle
94 or vessel:

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

99 2. Any reasonable fee for service specifically authorized

100 by the Division of Florida Highway Patrol of the Department of
101 Highway Safety and Motor Vehicles under s. 321.051(2).

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

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

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

111 **Section 5.** This act shall take effect July 1, 2025.