

By Senator Martin

33-00522-26

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1 A bill to be entitled
2 An act relating to common entities of motor vehicle
3 distributors and manufacturers; amending s. 320.60,
4 F.S.; revising the definition of the term "common
5 entity"; providing an effective date.
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7 Be It Enacted by the Legislature of the State of Florida:
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9 Section 1. Subsection (2) of section 320.60, Florida
10 Statutes, is amended to read:

11 320.60 Definitions for ss. 320.61-320.70.—Whenever used in
12 ss. 320.61-320.70, unless the context otherwise requires, the
13 following words and terms have the following meanings:

14 (2)(a) "Common entity" means a person:

15 1. Who is directly or indirectly controlled by or has more
16 than 30 percent of its equity interest directly or indirectly
17 owned, beneficially or of record, through any form of ownership
18 structure, by a manufacturer, an importer, a distributor, or a
19 licensee, or an affiliate thereof; or

20 2. Who has more than 30 percent of its equity interest
21 directly or indirectly controlled or owned, beneficially or of
22 record, through any form of ownership structure, by one or more
23 persons who also directly or indirectly control or own,
24 beneficially or of record, more than 30 percent of the equity
25 interests of a manufacturer, an importer, a distributor, or a
26 licensee, or an affiliate thereof.

27 (b) Notwithstanding subparagraph (a)1. or subparagraph
28 (a)2., an entity that would otherwise be considered a common
29 entity of a distributor or a manufacturer under subparagraph

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(a)1. or subparagraph (a)2. because of its relation to a distributor or a manufacturer is not considered a common entity of that distributor or manufacturer if:

1.a. The distributor to which the entity is related was a licensed distributor on March 1, 2023;

~~b.2.~~ The entity is not a common entity of a manufacturer or an importer; and

~~c.3.~~ The distributor to which the entity is related is not, and has never been, a common entity of a manufacturer or an importer; or

2. The entity was incorporated in the United States and solely manufactures or assembles vehicles that are part of a motor vehicle line-make that has no franchised motor vehicle dealers in this state.

Section 2. This act shall take effect July 1, 2026.