

Amendment No.

CHAMBER ACTION

Senate

House

.

1 Representative Yarkosky offered the following:

2
3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5 **Section 1. Section 207.001, Florida Statutes, is amended**
6 **to read:**

7 207.001 Short title.—This chapter shall be known as the
8 "Florida ~~Diesel Fuel and~~ Motor Fuel Use Tax Act ~~of 1981~~," and
9 the taxes levied under this chapter shall be in addition to all
10 other taxes imposed by law.

11 **Section 2. Section 207.002, Florida Statutes, is amended**
12 **to read:**

13 207.002 Definitions.—As used in this chapter, the term:

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14 ~~(1)-(2)~~ "Department" means the Department of Highway Safety
15 and Motor Vehicles.

16 (2) "International Fuel Tax Agreement" means the
17 reciprocal agreement among certain states of the United States,
18 provinces of Canada, and other member jurisdictions which
19 provides for the administration, collection, and enforcement of
20 taxes on the basis of fuel consumed or distance accrued, or
21 both, in member jurisdictions.

22 ~~(3) "Diesel fuel" means any liquid product or gas product~~
23 ~~or combination thereof, including, but not limited to, all forms~~
24 ~~of fuel known or sold as diesel fuel, kerosene, butane gas, or~~
25 ~~propane gas and all other forms of liquefied petroleum gases,~~
26 ~~except those defined as "motor fuel," used to propel a motor~~
27 ~~vehicle.~~

28 ~~(4) "International Registration Plan" means a registration~~
29 ~~reciprocity agreement among states of the United States and~~
30 ~~provinces of Canada providing for payment of license fees or~~
31 ~~license taxes on the basis of fleet miles operated in various~~
32 ~~jurisdictions.~~

33 (3)-(5) "Interstate" means vehicle movement between or
34 through two or more member jurisdictions states.

35 (4)-(6) "Intrastate" means vehicle movement from one point
36 within a member jurisdiction state to another point within the
37 same member jurisdiction state.

38 (5) "Member jurisdiction" means a member of the

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39 International Fuel Tax Agreement.

40 (6)-(7) "Motor carrier" means any person owning,
41 controlling, operating, or managing any motor vehicle used to
42 transport persons or property over any public highway.

43 (7)-(8) "Motor fuel" means any fuel placed in the fuel
44 supply storage unit of a qualified motor vehicle, including an
45 alternative fuel such as pure methanol, ethanol, or other
46 alcohol; a blend of 85 percent or more alcohol with gasoline;
47 natural gas and liquid fuel produced from natural gas; propane;
48 coal-derived liquified fuel; hydrogen; electricity; pure
49 biodiesel (B100) fuel, other than alcohol, derived from
50 biological materials; P-series fuel; or any other type of fuel
51 or energy used to propel a qualified motor vehicle ~~what is~~
52 ~~commonly known and sold as gasoline and fuels containing a~~
53 ~~mixture of gasoline and other products.~~

54 (8)-(9) "Operate," "operated," "operation," or "operating"
55 means ~~and includes~~ the use ~~utilization~~ in any form of any
56 qualified commercial motor vehicle, whether loaded or empty,
57 whether used ~~utilized~~ for compensation or not for compensation,
58 and whether owned by or leased to the motor carrier who uses it
59 or causes it to be used.

60 (9)-(10) "Person" means ~~and includes~~ natural persons,
61 corporations, copartnerships, firms, companies, agencies, or
62 associations, singular or plural.

63 (10)-(11) "Public highway" means any public street, road,

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64 or highway in this state.

65 ~~(11)(1)~~ "Qualified commercial motor vehicle" means any
66 vehicle not owned or operated by a governmental entity which
67 uses ~~diesel fuel or~~ motor fuel on the public highways, and which
68 has two axles and a gross vehicle weight or registered gross
69 vehicle weight in excess of 26,000 pounds, or has three or more
70 axles regardless of weight, or is used in combination when the
71 weight of such combination exceeds 26,000 pounds gross vehicle
72 weight or registered gross vehicle weight. The term excludes any
73 recreational vehicle or vehicle owned or operated by a community
74 transportation coordinator as defined in s. 427.011 or by a
75 private operator that provides public transit services under
76 contract with such a provider.

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

79 ~~(12)(13)~~ "Use," "uses," or "used" means the consumption of
80 ~~diesel fuel or~~ motor fuel in a qualified commercial motor
81 vehicle for the propulsion thereof.

82 **Section 3. Section 207.004, Florida Statutes, is amended**
83 **to read:**

84 207.004 Licensing registration of motor carriers; fuel tax
85 decals identifying devices; fees; renewals; temporary fuel-use
86 permits ~~and driveaway permits.~~

87 (1) (a) A ~~no~~ motor carrier may not shall operate or cause
88 to be operated in this state any qualified commercial motor

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89 vehicle, other than a Florida-based qualified commercial motor
90 vehicle that travels Florida intrastate mileage only, which that
91 ~~uses diesel fuel or motor fuel until such carrier is licensed~~
92 ~~has registered with the department or has registered under the~~
93 International Fuel Tax Agreement a cooperative reciprocal
94 ~~agreement as described in s. 207.0281, after such time as this~~
95 ~~state enters into such agreement,~~ and has been issued fuel tax
96 decals an identifying device or such carrier has been issued a
97 temporary fuel-use permit as authorized under subsection
98 ~~subsections (4) and (5) for each vehicle operated. The fee for~~
99 each set of fuel tax decals is There shall be a fee of \$4 per
100 year or any fraction thereof. A copy of the license must be
101 carried in each vehicle or made available electronically. The
102 fuel tax decal for each such identifying device issued. The
103 ~~identifying device shall be provided by the department and must~~
104 be conspicuously displayed on the qualified commercial motor
105 vehicle as prescribed by the instructions on the reverse side of
106 the decal department while the vehicle it is being operated on
107 the public highways of this state. The transfer of a fuel tax
108 decal an identifying device from one vehicle to another vehicle
109 or from one motor carrier to another motor carrier is
110 prohibited. The department or its authorized agent shall issue
111 the licenses and fuel tax decals.

112 (b) The motor carrier to whom fuel tax decals have an
113 ~~identifying device has been issued is shall be~~ solely

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114 responsible for the proper use of the fuel tax decals
115 ~~identifying device~~ by its employees, consignees, or lessees.

116 (2) Fuel tax decals ~~Identifying devices~~ shall be issued
117 each year for the period January 1 through December 31, or any
118 portion thereof, if tax returns and tax payments, when
119 applicable, have been submitted to the department for all prior
120 reporting periods. Fuel tax decals ~~Identifying devices~~ may be
121 displayed for the next succeeding indicia period beginning
122 December 1 of each year. Beginning October 1, 2026, except as
123 otherwise authorized by the department, all fuel tax decal
124 renewal orders must be submitted electronically through an
125 online system prescribed by the department.

126 (3) If a motor carrier licensed in this state no longer
127 operates or causes to be operated in this state any qualified a
128 ~~commercial~~ motor vehicle, the fuel tax decal for each qualified
129 motor vehicle that is no longer operated or caused to be
130 operated by the motor carrier must ~~identifying device~~ shall be
131 destroyed and the motor carrier to whom the fuel tax decal
132 ~~device~~ was issued must ~~shall~~ notify the department immediately
133 by letter of such removal and of the number of the fuel tax
134 decal ~~identifying device~~ that was ~~has been~~ destroyed.

135 (4) A motor carrier, before operating a qualified
136 ~~commercial~~ motor vehicle on the public highways of this state,
137 must require each qualified motor vehicle to display a fuel tax
138 decal ~~an identifying device~~ as required under subsections (1)

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139 and (2) or must obtain a temporary fuel-use permit for that
140 vehicle as provided in subsection (5). ~~A temporary fuel-use~~
141 ~~permit shall expire within 10 days after date of issuance. The~~
142 ~~cost of a temporary fuel-use permit is \$45, and the permit~~
143 ~~exempts the vehicle from the payment of the motor fuel or diesel~~
144 ~~fuel tax imposed under this chapter during the term for which~~
145 ~~the permit is valid. However, the vehicle is not exempt from~~
146 ~~paying the fuel tax at the pump.~~

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

151 (b) The fee for a temporary fuel-use permit is \$45. A
152 temporary fuel-use permit expires 10 days after the date of
153 issuance and exempts the vehicle from payment of the motor fuel
154 tax imposed under this chapter during the period for which the
155 permit is valid. However, this paragraph does not exempt the
156 vehicle from payment at the pump of the fuel tax imposed under
157 chapter 206.

158 (c) A blank temporary fuel-use permit, before its use,
159 must be executed by the motor carrier, in ink or type, so as to
160 identify the carrier, the vehicle to which the permit is
161 assigned, and the permit's effective date and expiration date
162 that the vehicle is placed in and removed from service. The
163 temporary fuel-use permit shall also show a complete

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164 ~~identification of the vehicle on which the permit is to be used,~~
165 ~~together with the name and address of the owner or lessee of the~~
166 ~~vehicle. The endorsed temporary fuel-use permit must ~~shall~~ then~~
167 ~~be carried on the vehicle that it identifies and must ~~shall~~ be~~
168 ~~exhibited on demand to any authorized personnel. Temporary fuel-~~
169 ~~use permits may be transmitted to the motor carrier by~~
170 ~~electronic means and shall be completed as outlined by~~
171 ~~department personnel prior to transmittal.~~

172 (d) The motor carrier to whom a temporary fuel-use permit
173 is issued is ~~shall be~~ solely responsible for the proper use of
174 the permit by its employees, consignees, or lessees. Any
175 erasure, alteration, or unauthorized use of a temporary fuel-use
176 permit renders ~~shall render~~ it invalid and of no effect. A motor
177 carrier to whom a temporary fuel-use permit is issued may not
178 knowingly allow the permit to be used by any other person ~~or~~
179 ~~organization.~~

180 (b) ~~An unregistered motor carrier may, upon payment of the~~
181 ~~\$45 fee, secure from any wire service authorized by the~~
182 ~~department, by electronic means, a temporary fuel-use permit~~
183 ~~that shall be valid for a period of 10 days. Such permit must~~
184 ~~show the name and address of the unregistered motor carrier to~~
185 ~~whom it is issued, the date the vehicle is placed in and removed~~
186 ~~from service, a complete identification of the vehicle on which~~
187 ~~the permit is to be used, and the name and address of the owner~~
188 ~~or lessee of the vehicle. The temporary fuel-use permit shall~~

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189 ~~then be carried on the vehicle that it identifies and shall be~~
190 ~~exhibited on demand to any authorized personnel. The~~
191 ~~unregistered motor carrier to whom a temporary fuel-use permit~~
192 ~~is issued shall be solely responsible for the proper use of the~~
193 ~~permit by its employees, consignees, or lessees. Any erasure,~~
194 ~~alteration, or unauthorized use of a temporary fuel-use permit~~
195 ~~shall render it invalid and of no effect. The unregistered motor~~
196 ~~carrier to whom a temporary fuel-use permit is issued may not~~
197 ~~knowingly allow the permit to be used by any other person or~~
198 ~~organization.~~

199 ~~(c) A registered motor carrier engaged in driveaway~~
200 ~~transportation, in which the cargo is the vehicle itself and is~~
201 ~~in transit to stock inventory and the ownership of the vehicle~~
202 ~~is not vested in the motor carrier, may, upon payment of the \$4~~
203 ~~fee, secure from the department a driveaway permit. The~~
204 ~~driveaway permits shall be issued for the period January 1~~
205 ~~through December 31. An original permit must be in the~~
206 ~~possession of the operator of each vehicle and shall be~~
207 ~~exhibited on demand to any authorized personnel. Vehicle mileage~~
208 ~~reports must be submitted by the motor carrier, and the road~~
209 ~~privilege tax must be paid on all miles operated within this~~
210 ~~state during the reporting period. All other provisions of this~~
211 ~~chapter shall apply to the holder of a driveaway permit.~~

212 **Section 4. Section 207.005, Florida Statutes, is amended**
213 **to read:**

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214 207.005 Returns and payment of tax; delinquencies;
215 calculation of fuel used during operations in this ~~the~~ state;
216 credit; bond.-

217 (1) The taxes levied under this chapter are ~~shall be~~ due
218 and payable on the first day of the month following the last
219 month of the reporting period. The department may adopt
220 ~~promulgate~~ rules for requiring and establishing procedures for
221 annual, semiannual, or quarterly filing. The reporting period is
222 ~~shall be~~ the 12 months beginning January ~~July~~ 1 and ending
223 December 31 ~~June 30~~. ~~It shall be the duty of~~ Each motor carrier
224 licensed ~~registered~~ or required to be licensed ~~registered~~ under
225 ~~the provisions of~~ this chapter must ~~to~~ submit a return by the
226 following due dates, except that each due date is extended until
227 the last day of the month of the due date, and, if the last day
228 of the month falls on a Saturday, Sunday, or legal holiday, the
229 due date is further extended until the next day that is not a
230 Saturday, Sunday, or legal holiday ~~within 30 days after the due~~
231 ~~date. The due date shall be as follows:~~

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

234 (b) If semiannual filing, the due dates are ~~shall be~~
235 January 31 ~~±~~ and July 31 ~~±~~; or

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

238 (2) The amount of fuel used in the propulsion of any

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239 qualified commercial motor vehicle within this state may be
240 calculated, if the motor carrier maintains adequate records, by
241 applying total interstate vehicular consumption of all ~~diesel~~
242 ~~fuel and~~ motor fuel used as related to total miles traveled and
243 applying such rate to total miles traveled within this state. In
244 the absence of adequate documentation by the motor carrier, the
245 department may adopt ~~is authorized to promulgate~~ rules
246 converting miles driven to gallons used.

247 (3) For the purpose of computing the carrier's liability
248 for the fuel road privilege tax, the total gallons of fuel used
249 in the propulsion of any qualified commercial motor vehicle in
250 this state shall be multiplied by the rates provided in parts I-
251 III of chapter 206. From the sum determined by this calculation,
252 there shall be allowed a credit equal to the amount of the tax
253 per gallon under parts I-III of chapter 206 for each gallon of
254 fuel purchased in this state during the reporting period when
255 the ~~diesel fuel or~~ motor fuel tax was paid at the time of
256 purchase. If the tax paid under parts I-III of chapter 206
257 exceeds the total tax due under this chapter, the excess may be
258 allowed as a credit against future tax payments, until the
259 credit is fully offset or until eight calendar quarters shall
260 have passed since the end of the calendar quarter in which the
261 credit accrued, whichever occurs first. A refund may be made for
262 this credit provided it exceeds \$10.

263 (4) The department may adopt ~~is authorized to promulgate~~

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264 the necessary rules to provide for an adequate bond from each
265 motor carrier to ensure payment of taxes required under this
266 chapter.

267 (5) Beginning October 1, 2026, except as otherwise
268 authorized by the department, all returns must be submitted
269 electronically through an online system prescribed by the
270 department.

271 **Section 5. Section 207.007, Florida Statutes, is amended**
272 **to read:**

273 207.007 Offenses; penalties and interest.—

274 (1) If any motor carrier licensed ~~registered~~ under this
275 chapter fails to file a return or ~~and~~ pay any tax liability
276 under this chapter within the time required ~~hereunder~~, the
277 department may impose a delinquency penalty of \$50 or 10 percent
278 of the delinquent taxes due, whichever is greater, if the
279 failure is for not more than 30 days, with an additional 10
280 percent penalty for each additional 30 days, or fraction
281 thereof, during the time which the failure continues, not to
282 exceed a total penalty of 100 percent in the aggregate. However,
283 the penalty may not be less than \$50.

284 (2) In addition to any other penalties, any delinquent tax
285 shall bear interest in accordance with the International Fuel
286 Tax Agreement ~~at the rate of 1 percent per month, or fraction~~
287 ~~thereof, calculated from the date the tax was due. If the~~
288 ~~department enters into a cooperative reciprocal agreement under~~

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289 ~~the provisions of s. 207.0281, the department shall collect and~~
290 ~~distribute all interest due to other jurisdictions at the same~~
291 ~~rate as if such interest were due to the state.~~

292 (3) Any person who:

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

295 (b) Knowingly makes, or assists any other person in
296 making, a false statement in a return or report ~~or~~ in connection
297 with an application for licensure registration under this
298 chapter or in connection with an audit; or

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

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

304
305 commits ~~is guilty of~~ a felony of the third degree, punishable as
306 provided in s. 775.082, s. 775.083, or s. 775.084. In addition,
307 the department may revoke or suspend the licensure and

308 registration privileges under ss. 207.004 and 320.02,
309 respectively, of the violator. Each day or part thereof during

310 which a person operates or causes to be operated a qualified
311 ~~commercial~~ motor vehicle without being the holder of fuel tax
312 decals ~~an identifying device~~ or having a valid temporary fuel-
313 use ~~or driveaway~~ permit as required by this chapter constitutes

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314 a separate offense within the meaning of this section. In
315 addition to the penalty imposed by this section, the defendant
316 ~~is shall be~~ required to pay all taxes, interest, and penalties
317 due to this ~~the~~ state.

318 **Section 6. Subsection (1) of section 207.019, Florida**
319 **Statutes, is amended to read:**

320 207.019 Discontinuance or transfer of business; change of
321 address.-

322 (1) Whenever a person ceases to engage in business as a
323 motor carrier within this ~~the~~ state by reason of the
324 discontinuance, sale, or transfer of the business of such
325 person, the person ~~he or she~~ shall notify the department in
326 writing at least 10 days before ~~prior to~~ the time the
327 discontinuance, sale, or transfer takes effect. Such notice must
328 ~~shall~~ give the date of discontinuance and, in the event of a
329 sale or transfer of the business, the date thereof and the name
330 and address of the purchaser or transferee. All ~~diesel fuel or~~
331 motor fuel use taxes are ~~shall become~~ due and payable
332 concurrently with such discontinuance, sale, or transfer; ~~and~~
333 any such person shall, concurrently with such discontinuance,
334 sale, or transfer, make a report and, pay all such taxes,
335 interest, and penalties; and the fuel tax decals must be
336 destroyed and the motor carrier to whom the decals were issued
337 shall notify the department by letter of their destruction and
338 of the numbers of the fuel tax decals that were destroyed, ~~and~~

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339 ~~surrender to the department the registration issued to such~~
340 ~~person.~~

341 **Section 7. Subsection (1) of section 316.065, Florida**
342 **Statutes, is amended to read:**

343 316.065 Crashes; reports; penalties.—

344 (1) The driver of a vehicle involved in a crash resulting
345 in injury to or death of any persons or damage to any vehicle or
346 other property in an apparent amount of at least \$2,000 ~~\$500~~
347 shall immediately by the quickest means of communication give
348 notice of the crash to the local police department, if such
349 crash occurs within a municipality; otherwise, to the office of
350 the county sheriff or the nearest office or station of the
351 Florida Highway Patrol. A violation of this subsection is a
352 noncriminal traffic infraction, punishable as a nonmoving
353 violation as provided in chapter 318.

354 **Section 8. Subsection (2) and paragraph (e) of subsection**
355 **(5) of section 320.02, Florida Statutes, are amended to read:**

356 320.02 Registration required; application for
357 registration; forms.—

358 (2)(a) The application for registration must include the
359 street address of the owner's permanent Florida residence or the
360 address of his or her permanent place of business in Florida and
361 be accompanied by personal or business identification
362 information. If the vehicle is registered to an active duty
363 member of the United States Armed Forces who is a Florida

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364 resident, the active duty member is not required to provide the
365 street address of a permanent Florida residence.

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

368 1. A valid REAL ID driver license or identification card
369 issued by this state or another state; ~~or~~

370 2. A valid, unexpired United States passport; or

371 3. A valid, unexpired passport issued by another country
372 and an unexpired Form I-94 issued by the United States Bureau of
373 Customs and Border Protection.

374
375 For purposes of this paragraph, the term "REAL ID driver license
376 or identification card" has the same meaning as provided in 6
377 C.F.R. s. 37.3.

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

382 ~~1. If the owner does not have a permanent residence or~~
383 ~~permanent place of business or if the owner's permanent~~
384 ~~residence or permanent place of business cannot be identified by~~
385 ~~a street address, the application must include:~~

386 ~~a. If the vehicle is registered to a business, the name~~
387 ~~and street address of the permanent residence of an owner of the~~
388 ~~business, an officer of the corporation, or an employee who is~~

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389 ~~in a supervisory position.~~

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

393 ~~2. If the vehicle is registered to an active duty member~~
394 ~~of the Armed Forces of the United States who is a Florida~~
395 ~~resident, the active duty member is exempt from the requirement~~
396 ~~to provide the street address of a permanent residence.~~

397 ~~(d)-(b)~~ The department shall prescribe a form upon which
398 motor vehicle owners may record odometer readings when
399 registering their motor vehicles.

400 (5)

401 (e) Upon the expiration date noted in the cancellation
402 notice that the department receives from the insurer, the
403 department shall suspend the registration~~7~~ issued under this
404 chapter or revoke the license issued under s. 207.004(1)~~7~~ of a
405 motor carrier who operates a commercial motor vehicle or a
406 qualified motor vehicle who permits it to be operated in this
407 state during the registration period or licensure period without
408 having in full force liability insurance, a surety bond, or a
409 valid self-insurance certificate that complies with this
410 section. The insurer shall provide notice to the department at
411 the same time the cancellation notice is provided to the insured
412 pursuant to s. 627.7281. The department may adopt rules
413 regarding the electronic submission of the cancellation notice.

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414 **Section 9. Section 320.061, Florida Statutes, is amended**
415 **to read:**

416 320.061 Unlawful to alter motor vehicle registration
417 certificates, license plates, temporary license plates, mobile
418 home stickers, or validation stickers or to obscure license
419 plates; penalty.—

420 (1) A person may not alter the original appearance of a
421 vehicle registration certificate, license plate, temporary
422 license plate, mobile home sticker, or validation sticker issued
423 for and assigned to a motor vehicle or mobile home, whether by
424 mutilation, alteration, defacement, or change of color or in any
425 other manner. A person may not apply or attach a substance,
426 reflective matter, illuminated device, spray, coating, covering,
427 or other material onto or around any license plate which
428 interferes with the legibility, angular visibility, or
429 detectability of ~~any feature or detail on~~ the license plate
430 number or validation sticker or interferes with the ability to
431 record ~~any feature or detail on~~ the license plate number or
432 validation sticker. A person who knowingly violates this section
433 commits a misdemeanor of the second degree, punishable as
434 provided in s. 775.082 or s. 775.083.

435 (2) The use of a license plate frame or decorative border
436 around a license plate is not an offense under this section,
437 provided that the frame or border does not obscure the
438 visibility of the following:

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439 (a) The alphanumeric designation or license plate number.

440 (b) The registration decal or validation sticker located
441 in the upper right corner.

442 **Section 10. Paragraphs (c) and (d) of subsection (1) of**
443 **section 320.262, Florida Statutes, are amended, and subsection**
444 **(5) is added to that section, to read:**

445 320.262 License plate obscuring device prohibited;
446 penalties.—

447 (1) As used in this section, the term "license plate
448 obscuring device" means a manual, electronic, or mechanical
449 device designed or adapted to be installed on a motor vehicle
450 for the purpose of:

451 (c) Covering, obscuring, or otherwise interfering with the
452 legibility, angular visibility, or detectability of the ~~primary~~
453 ~~features or details, including the~~ license plate number or
454 validation sticker, ~~on the license plate;~~ or

455 (d) Interfering with the ability to record the ~~primary~~
456 ~~features or details, including the~~ license plate number or
457 validation sticker, ~~on the license plate.~~

458 (5) The use of a license plate frame or decorative border
459 device is not an offense under this section, provided that the
460 device does not obscure the visibility of the following:

461 (a) The alphanumeric designation or license plate number.

462 (b) The registration decal or validation sticker located
463 in the upper right corner.

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464 **Section 11. Subsection (2) of section 320.95, Florida**
465 **Statutes, is amended to read:**

466 320.95 Transactions by electronic or telephonic means.—

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

471 **Section 12. Subsection (44) of section 322.01, Florida**
472 **Statutes, is amended to read:**

473 322.01 Definitions.—As used in this chapter:

474 (44) "Tank vehicle" means a commercial motor vehicle that
475 is designed to transport any liquid or gaseous material within
476 one or more tanks that each have an individual rated capacity of
477 more than 119 gallons and an aggregate rated capacity of 1,000
478 gallons or more and that are ~~a tank~~ either permanently or
479 temporarily attached to the vehicle or chassis. The term does
480 not include a commercial motor vehicle transporting an empty
481 storage tank that is not designed for transportation but that is
482 temporarily attached to a flatbed trailer, ~~if such tank has a~~
483 ~~designed capacity of 1,000 gallons or more.~~

484 **Section 13. Paragraph (a) of subsection (1) of section**
485 **322.051, Florida Statutes, is amended to read:**

486 322.051 Identification cards.—

487 (1) Any person who is 5 years of age or older, or any
488 person who has a disability, regardless of age, who applies for

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489 a disabled parking permit under s. 320.0848, may be issued an
490 identification card by the department upon completion of an
491 application and payment of an application fee.

492 (a) The application must include the following information
493 regarding the applicant:

494 1. Full name (first, middle or maiden, and last), gender,
495 proof of social security card number satisfactory to the
496 department, which may include a military identification card,
497 county of residence, mailing address, e-mail address, proof of
498 residential address satisfactory to the department, country of
499 birth, and a brief description.

500 2. Proof of birth date satisfactory to the department.

501 3. Proof of identity satisfactory to the department. Such
502 proof must include one of the following documents issued to the
503 applicant:

504 a. A driver license record or identification card record
505 from another jurisdiction that required the applicant to submit
506 a document for identification which is substantially similar to
507 a document required under sub-subparagraph b., sub-subparagraph
508 c., sub-subparagraph d., sub-subparagraph e., sub-subparagraph
509 f., sub-subparagraph g., or sub-subparagraph h.;

510 b. A certified copy of a United States birth certificate;

511 c. A valid, unexpired United States passport;

512 d. A naturalization certificate issued by the United
513 States Department of Homeland Security;

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514 e. A valid, unexpired alien registration receipt card
515 (green card);

516 f. A Consular Report of Birth Abroad provided by the
517 United States Department of State;

518 g. An unexpired employment authorization card issued by
519 the United States Department of Homeland Security; or

520 h. Proof of nonimmigrant classification provided by the
521 United States Department of Homeland Security, for an original
522 identification card. In order to prove nonimmigrant
523 classification, an applicant must provide at least one of the
524 following documents. In addition, the department may require
525 applicants to produce United States Department of Homeland
526 Security documents for the sole purpose of establishing the
527 maintenance of, or efforts to maintain, continuous lawful
528 presence:

529 (I) A notice of hearing from an immigration court
530 scheduling a hearing on any proceeding.

531 (II) A notice from the Board of Immigration Appeals
532 acknowledging pendency of an appeal.

533 (III) A notice of the approval of an application for
534 adjustment of status issued by the United States Citizenship and
535 Immigration Services.

536 (IV) An official documentation confirming the filing of a
537 petition for asylum or refugee status or any other relief issued
538 by the United States Citizenship and Immigration Services.

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539 (V) A notice of action transferring any pending matter
540 from another jurisdiction to Florida, issued by the United
541 States Citizenship and Immigration Services.

542 (VI) An order of an immigration judge or immigration
543 officer granting relief that authorizes the alien to live and
544 work in the United States, including, but not limited to,
545 asylum.

546 (VII) Evidence that an application is pending for
547 adjustment of status to that of an alien lawfully admitted for
548 permanent residence in the United States or conditional
549 permanent resident status in the United States, if a visa number
550 is available having a current priority date for processing by
551 the United States Citizenship and Immigration Services.

552 (VIII) On or after January 1, 2010, an unexpired foreign
553 passport with an unexpired United States Visa affixed,
554 accompanied by an approved I-94, documenting the most recent
555 admittance into the United States.

556

557 An identification card issued based on documents required in
558 sub-subparagraph g. or sub-subparagraph h. is valid for a period
559 not to exceed the expiration date of the document presented or 1
560 year, whichever occurs first.

561 **Section 14. Subsection (1) of section 322.17, Florida**
562 **Statutes, is amended to read:**

563 322.17 Replacement licenses and permits.—

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564 (1) (a) In the event that an instruction permit or driver
565 license issued under ~~the provisions of~~ this chapter is lost or
566 destroyed, the person to whom the same was issued may, upon
567 payment of the appropriate fee pursuant to s. 322.21, obtain a
568 replacement upon furnishing proof satisfactory to the department
569 that such permit or license has been lost or destroyed, and
570 further furnishing the full name, date of birth, sex, residence
571 and mailing address, e-mail address, proof of birth satisfactory
572 to the department, and proof of identity satisfactory to the
573 department.

574 (b) In the event that an instruction permit or driver
575 license issued under ~~the provisions of~~ this chapter is stolen,
576 the person to whom the same was issued may, at no charge, obtain
577 a replacement upon furnishing proof satisfactory to the
578 department that such permit or license was stolen and further
579 furnishing the full name, date of birth, sex, residence and
580 mailing address, e-mail address, proof of birth satisfactory to
581 the department, and proof of identity satisfactory to the
582 department.

583 **Section 15. Subsections (1), (2), (3), and (6) of section**
584 **322.251, Florida Statutes, are amended to read:**

585 322.251 Notice of cancellation, suspension, revocation, or
586 disqualification of license.—

587 (1) All orders of cancellation, suspension, revocation, or
588 disqualification issued under ~~the provisions of~~ this chapter,

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589 chapter 318, chapter 324, or ss. 627.732-627.734 must ~~shall~~ be
590 given ~~either~~ by personal delivery ~~thereof~~ to the licensee whose
591 license is being canceled, suspended, revoked, or disqualified;
592 ~~or~~ by deposit in the United States mail in an envelope, first
593 class, postage prepaid, addressed to the licensee at his or her
594 last known mailing address furnished to the department; or by e-
595 mail notification if authorized by the licensee. Such methods of
596 notification ~~mailing~~ by the department constitute notice
597 ~~constitutes notification~~, and any failure by the person to
598 receive the ~~mailed~~ order does ~~will~~ not affect or stay the
599 effective date or term of the cancellation, suspension,
600 revocation, or disqualification of the licensee's driving
601 privilege.

602 (2) The giving of notice and an order of cancellation,
603 suspension, revocation, or disqualification ~~by mail~~ is complete
604 upon expiration of 20 days after e-mail notification or deposit
605 in the United States mail for all notices except those issued
606 under chapter 324 or ss. 627.732-627.734, which are complete 15
607 days after e-mail notification or deposit in the United States
608 mail. Proof of the giving of notice and an order of
609 cancellation, suspension, revocation, or disqualification in
610 such ~~either~~ manner must ~~shall~~ be made by entry in the records of
611 the department that such notice was given. The entry is
612 admissible in the courts of this state and constitutes
613 sufficient proof that such notice was given.

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614 (3) Whenever the driving privilege is suspended, revoked,
615 or disqualified under ~~the provisions of~~ this chapter, the period
616 of such suspension, revocation, or disqualification must ~~shall~~
617 be indicated on the order of suspension, revocation, or
618 disqualification, and the department shall require the licensee
619 whose driving privilege is suspended, revoked, or disqualified
620 to surrender all licenses then held by him or her to the
621 department. However, if ~~should~~ the person fails ~~fail~~ to
622 surrender such licenses, the suspension, revocation, or
623 disqualification period does ~~shall~~ not expire until a period
624 identical to the period for which the driving privilege was
625 suspended, revoked, or disqualified has expired after the date
626 of surrender of the licenses, or the date an affidavit swearing
627 such licenses are lost has been filed with the department. In
628 any instance where notice of the suspension, revocation, or
629 disqualification order is given ~~mailed~~ as provided herein, and
630 the license is not surrendered to the department, and such
631 license thereafter expires, the department may ~~shall~~ not renew
632 that license until a period of time identical to the period of
633 such suspension, revocation, or disqualification imposed has
634 expired.

635 (6) Whenever a cancellation, suspension, revocation, or
636 disqualification occurs, the department shall enter the
637 cancellation, suspension, revocation, or disqualification order
638 on the licensee's driver file 20 days after e-mail notification

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639 or deposit the notice was actually placed in the United States
640 mail. Any inquiry into the file after the 20-day period shall
641 reveal that the license is canceled, suspended, revoked, or
642 disqualified and whether the license has been received by the
643 department.

644 **Section 16. Paragraph (a) of subsection (8) of section**
645 **120.80, Florida Statutes, is amended to read:**

646 120.80 Exceptions and special requirements; agencies.—

647 (8) DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES.—

648 (a) Driver licenses.—

649 1. Notwithstanding s. 120.57(1)(a), hearings regarding
650 driver licensing pursuant to chapter 322 need not be conducted
651 by an administrative law judge assigned by the division.

652 2. Notwithstanding s. 120.60(5), cancellation, suspension,
653 or revocation of a driver license shall be by personal delivery
654 to the licensee or by first-class mail or e-mail as provided in
655 s. 322.251.

656 **Section 17. Section 207.003, Florida Statutes, is amended**
657 **to read:**

658 207.003 Privilege tax levied.—A tax for the privilege of
659 operating any qualified commercial motor vehicle upon the public
660 highways of this state shall be levied upon every motor carrier
661 at a rate which includes the minimum rates provided in parts I-
662 III of chapter 206 on each gallon of ~~diesel fuel or~~ motor fuel
663 used for the propulsion of a qualified commercial motor vehicle

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664 by such motor carrier within this ~~the~~ state.

665 **Section 18. Section 207.008, Florida Statutes, is amended**
666 **to read:**

667 207.008 Retention of records by motor carrier.—Each
668 licensed ~~registered~~ motor carrier shall maintain and keep
669 pertinent records and papers as may be required by the
670 department for the reasonable administration of this chapter and
671 shall preserve the records upon which each ~~quarterly~~ tax return
672 is based for 4 years after ~~following~~ the due date or filing date
673 of the return, whichever is later.

674 **Section 19. Subsection (3) of section 207.011, Florida**
675 **Statutes, is amended to read:**

676 207.011 Inspection of records; hearings; forms; rules.—
677 (3) The department, or any authorized agent thereof, may
678 ~~is authorized to~~ examine the records, books, papers, and
679 equipment of any motor carrier, any retail dealer of motor
680 ~~diesel~~ fuels, and any wholesale distributor of ~~diesel fuels or~~
681 motor fuels which ~~that~~ are deemed necessary to verify the truth
682 and accuracy of any statement, ~~or~~ report, or return and
683 ascertain whether the tax imposed by this chapter has been paid.

684 **Section 20. Section 207.013, Florida Statutes, is amended**
685 **to read:**

686 207.013 Suits for collection of unpaid taxes, penalties,
687 and interest.—Upon demand of the department, the Department of
688 Legal Affairs or the state attorney for a judicial circuit shall

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689 bring appropriate actions, in the name of the state or in the
690 name of the Department of Highway Safety and Motor Vehicles in
691 the capacity of its office, for the recovery of taxes,
692 penalties, and interest due under this chapter; and judgment
693 shall be rendered for the amount so found to be due together
694 with costs. However, if it is ~~shall be~~ found as a fact that such
695 claim for, or grant of, an exemption or credit was willful on
696 the part of any motor carrier, retail dealer, or distributor of
697 ~~diesel fuel or~~ motor fuel, judgment must ~~shall~~ be rendered for
698 double the amount of the tax found to be due with costs. The
699 department may employ an attorney at law to institute and
700 prosecute proper proceedings to enforce payment of the taxes,
701 penalties, and interest provided for by this chapter and may fix
702 the compensation for the services of such attorney at law.

703 **Section 21. Subsection (3) of section 207.014, Florida**
704 **Statutes, is amended to read:**

705 207.014 Departmental warrant for collection of unpaid
706 taxes.—

707 (3) In the event there is a contest or claim of any kind
708 with reference to the property levied upon or the amount of
709 taxes, costs, or penalties due, such contest or claim must ~~shall~~
710 be tried in the circuit court in and for the county in which the
711 warrant was executed, as nearly as may be in the same manner and
712 means as such contest or claim would have been tried in such
713 court had the warrant originally issued upon a judgment rendered

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714 by such court. The warrant issued as provided in this section
715 constitutes ~~shall constitute~~ prima facie evidence of the amount
716 of taxes, interest, and penalties due to the state by the motor
717 carrier,^r and the burden of proof is ~~shall be~~ upon the motor
718 carrier, retail dealer, or distributor of ~~diesel fuel or~~ motor
719 fuel to show that the amounts or penalties were incorrect.

720 **Section 22. Subsections (1) and (3) of section 207.023,**
721 **Florida Statutes, are amended to read:**

722 207.023 Authority to inspect vehicles, make arrests, seize
723 property, and execute warrants.—

724 (1) As a part of their responsibility when inspecting
725 qualified motor ~~commercial~~ vehicles, the Department of Highway
726 Safety and Motor Vehicles, the Department of Agriculture and
727 Consumer Services, and the Department of Transportation shall
728 ensure that all vehicles are properly qualified under ~~the~~
729 ~~provisions of~~ this chapter.

730 (3) Qualified ~~commercial~~ motor vehicles owned or operated
731 by any motor carrier who refuses to comply with this chapter may
732 be seized by authorized agents or employees of the Department of
733 Highway Safety and Motor Vehicles, the Department of Agriculture
734 and Consumer Services, or the Department of Transportation; or
735 authorized agents and employees of any of these departments also
736 may seize property as set out in ss. 206.205, 206.21, and
737 206.215. Upon such seizure, the property must ~~shall~~ be
738 surrendered without delay to the sheriff of the county where the

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739 property was seized for further proceedings.

740 **Section 23. Subsections (1) and (6) of section 207.0281,**
741 **Florida Statutes, are amended to read:**

742 207.0281 ~~Registration~~; Cooperative reciprocal agreements
743 between states.—

744 (1) The Department of Highway Safety and Motor Vehicles
745 may enter into a cooperative reciprocal agreement, including,
746 but not limited to, the International Fuel Tax ~~fuel-tax~~
747 Agreement, with another state or group of states for the
748 administration of the tax imposed by this chapter. An agreement
749 arrangement, declaration, or amendment is not effective until
750 stated in writing and filed with the Department of Highway
751 Safety and Motor Vehicles.

752 (6) This section and the contents of any reciprocal
753 agreement entered into under this section supersede all other
754 fuel-tax requirements of this chapter for qualified ~~commercial~~
755 motor vehicles.

756 **Section 24. Paragraph (aa) of subsection (7) of section**
757 **212.08, Florida Statutes, is amended to read:**

758 212.08 Sales, rental, use, consumption, distribution, and
759 storage tax; specified exemptions.—The sale at retail, the
760 rental, the use, the consumption, the distribution, and the
761 storage to be used or consumed in this state of the following
762 are hereby specifically exempt from the tax imposed by this
763 chapter.

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764 (7) MISCELLANEOUS EXEMPTIONS.—Exemptions provided to any
765 entity by this chapter do not inure to any transaction that is
766 otherwise taxable under this chapter when payment is made by a
767 representative or employee of the entity by any means,
768 including, but not limited to, cash, check, or credit card, even
769 when that representative or employee is subsequently reimbursed
770 by the entity. In addition, exemptions provided to any entity by
771 this subsection do not inure to any transaction that is
772 otherwise taxable under this chapter unless the entity has
773 obtained a sales tax exemption certificate from the department
774 or the entity obtains or provides other documentation as
775 required by the department. Eligible purchases or leases made
776 with such a certificate must be in strict compliance with this
777 subsection and departmental rules, and any person who makes an
778 exempt purchase with a certificate that is not in strict
779 compliance with this subsection and the rules is liable for and
780 shall pay the tax. The department may adopt rules to administer
781 this subsection.

782 (aa) Qualified motor ~~certain commercial~~ vehicles.—Also
783 exempt is the sale, lease, or rental of a qualified ~~commercial~~
784 motor vehicle as defined in s. 207.002, when the following
785 conditions are met:

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

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

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

792 **Section 25. Paragraphs (a) and (b) of subsection (4) of**
793 **section 316.545, Florida Statutes, are amended to read:**

794 316.545 Weight and load unlawful; special fuel and motor
795 fuel tax enforcement; inspection; penalty; review.—

796 (4) (a) A commercial vehicle may not be operated over the
797 highways of this state unless it has been properly licensed
798 ~~registered~~ under s. 207.004. Whenever any law enforcement
799 officer identified in s. 207.023(1), upon inspecting the vehicle
800 or combination of vehicles, determines that the vehicle is in
801 violation of s. 207.004, a penalty in the amount of \$50 shall be
802 assessed, and the vehicle may be detained until payment is
803 collected by the law enforcement officer.

804 (b) In addition to the penalty provided for in paragraph
805 (a), the vehicle may be detained until the owner or operator of
806 the vehicle furnishes evidence that the vehicle has been
807 properly licensed ~~registered~~ pursuant to s. 207.004. Any officer
808 of the Florida Highway Patrol or agent of the Department of
809 Transportation may issue a temporary fuel-use ~~fuel-use~~ permit
810 and collect the appropriate fee as provided for in s. 207.004(5)
811 ~~s. 207.004(4)~~. Notwithstanding ~~the provisions of~~ subsection (6),
812 all permit fees collected pursuant to this paragraph shall be
813 transferred to the Department of Highway Safety and Motor

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814 Vehicles to be allocated pursuant to s. 207.026.

815 **Section 26. Paragraph (a) of subsection (1) of section**
816 **318.15, Florida Statutes, is amended to read:**

817 318.15 Failure to comply with civil penalty or to appear;
818 penalty.-

819 (1)(a) If a person fails to comply with the civil
820 penalties provided in s. 318.18 within the time period specified
821 in s. 318.14(4), fails to enter into or comply with the terms of
822 a penalty payment plan with the clerk of the court in accordance
823 with ss. 318.14 and 28.246, fails to attend driver improvement
824 school, or fails to appear at a scheduled hearing, the clerk of
825 the court must notify the Department of Highway Safety and Motor
826 Vehicles of such failure within 10 days after such failure. Upon
827 receipt of such notice, the department must immediately issue an
828 order suspending the driver license and privilege to drive of
829 such person effective 20 days after the date the order of
830 suspension is provided ~~mailed~~ in accordance with s. 322.251(1),
831 (2), and (6). The order also must inform the person that he or
832 she may contact the clerk of the court to establish a payment
833 plan pursuant to s. 28.246(4) to make partial payments for
834 court-related fines, fees, service charges, and court costs. Any
835 such suspension of the driving privilege which has not been
836 reinstated, including a similar suspension imposed outside of
837 this state, must remain on the records of the department for a
838 period of 7 years after ~~from~~ the date imposed and must be

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839 removed from the records after the expiration of 7 years after
840 ~~from~~ the date it is imposed. The department may not accept the
841 resubmission of such suspension.

842 **Section 27. Paragraph (b) of subsection (1) of section**
843 **319.35, Florida Statutes, is amended to read:**

844 319.35 Unlawful acts in connection with motor vehicle
845 odometer readings; penalties.—

846 (1)

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

850 **Section 28. Subsection (3) of section 319.40, Florida**
851 **Statutes, is amended to read:**

852 319.40 Transactions by electronic or telephonic means.—

853 (3) The department may collect e-mail ~~electronic mail~~
854 addresses and use e-mail ~~electronic mail~~ in lieu of the United
855 States Postal Service as a method of notification. However, any
856 notice regarding the potential forfeiture or foreclosure of an
857 interest in property must be sent via the United States Postal
858 Service.

859 **Section 29. Paragraph (b) of subsection (5) of section**
860 **320.03, Florida Statutes, is amended to read:**

861 320.03 Registration; duties of tax collectors;
862 International Registration Plan.—

863 (5)

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864 (b) Upon a tax collector's request, the department may
865 provide ancillary technology to integrate other tax collection
866 systems used by tax collectors in order to provide tax
867 collectors with data access and uniform interface
868 functionalities for registration renewal transactions performed
869 at a tax collector's office or online via a tax collector's
870 website. The department shall prescribe the best manner of
871 delivering the data access and uniform interface functionalities
872 to tax collectors for the purpose of processing registration
873 renewal transactions and shall provide the ability to record and
874 process registration renewal transactions in the state system in
875 real time and bulk data reporting for vehicle registrations,
876 including each applicant's e-mail ~~electronic mail~~ address
877 collected pursuant to s. 320.95. Such data and functionality may
878 be used only for purposes of fulfilling the tax collector's
879 statutory duties pursuant to this chapter, chapter 319, chapter
880 322, or chapter 328 and may not be resold or used for any other
881 purpose. Such data access and uniform interface functionalities
882 shall be developed no later than July 1, 2023. For the purposes
883 of this paragraph, the term "registration renewal transactions"
884 means issuance of motor vehicle, mobile home, and trailer
885 registration certificates, registration license plates, and
886 validation stickers.

887 **Section 30. Subsection (10) of section 322.08, Florida**
888 **Statutes, is amended to read:**

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889 322.08 Application for license; requirements for license
890 and identification card forms.—

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

895 **Section 31. Paragraph (a) of subsection (8) of section**
896 **322.18, Florida Statutes, is amended to read:**

897 322.18 Original applications, licenses, and renewals;
898 expiration of licenses; delinquent licenses.—

899 (8) The department shall issue 8-year renewals using a
900 convenience service without reexamination to drivers who have
901 not attained 80 years of age. The department shall issue 6-year
902 renewals using a convenience service when the applicant has
903 satisfied the requirements of subsection (5).

904 (a) If the department determines from its records that the
905 holder of a license about to expire is eligible for renewal, the
906 department must ~~shall~~ mail a renewal notice to the licensee at
907 his or her last known address or provide a renewal notice to the
908 licensee by e-mail notification at least, ~~not less than~~ 30 days
909 before ~~prior to~~ the licensee's birthday. The renewal notice must
910 ~~shall~~ direct the licensee to appear at a driver license office
911 for in-person renewal or to transmit the completed renewal
912 notice and the fees required by s. 322.21 to the department
913 using a convenience service.

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914 **Section 32. Subsection (4) of section 322.21, Florida**
915 **Statutes, is amended to read:**

916 322.21 License fees; procedure for handling and collecting
917 fees.—

918 (4) If the department determines from its records or is
919 otherwise satisfied that the holder of a license about to expire
920 is entitled to have it renewed, the department must ~~shall~~ mail a
921 renewal notice to the licensee at his or her last known address
922 or provide a renewal notice to the licensee by e-mail
923 notification at least, ~~within~~ 30 days before the licensee's
924 birthday. The licensee must ~~shall~~ be issued a renewal license,
925 after reexamination, if required, during the 30 days immediately
926 preceding his or her birthday upon presenting a renewal notice,
927 his or her current license, and the fee for renewal to the
928 department at any driver license examining office.

929 **Section 33. Subsection (3) and paragraph (a) of subsection**
930 **(5) of section 322.245, Florida Statutes, are amended to read:**

931 322.245 Suspension of license upon failure of person
932 charged with specified offense under chapter 316, chapter 320,
933 or this chapter to comply with directives ordered by traffic
934 court or upon failure to pay child support in non-IV-D cases as
935 provided in chapter 61 or failure to pay any financial
936 obligation in any other criminal case.—

937 (3) If the person fails to comply with the directives of
938 the court within the 30-day period, or, in non-IV-D cases, fails

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939 to comply with the requirements of s. 61.13016 within the period
940 specified in that statute, the depository or the clerk of the
941 court must electronically notify the department of such failure
942 within 10 days. Upon electronic receipt of the notice, the
943 department shall immediately issue an order suspending the
944 person's driver license and privilege to drive effective 20 days
945 after the date the order of suspension is provided ~~mailed~~ in
946 accordance with s. 322.251(1), (2), and (6). The order of
947 suspension must also contain information specifying that the
948 person may contact the clerk of the court to establish a payment
949 plan pursuant to s. 28.246(4) to make partial payments for
950 fines, fees, service charges, and court costs.

951 (5) (a) When the department receives notice from a clerk of
952 the court that a person licensed to operate a motor vehicle in
953 this state under ~~the provisions of~~ this chapter has failed to
954 pay financial obligations for any criminal offense other than
955 those specified in subsection (1), in full or in part under a
956 payment plan pursuant to s. 28.246(4), the department must
957 suspend the license of the person named in the notice. The
958 department shall provide ~~mail~~ an order of suspension in
959 accordance with s. 322.251(1), (2), and (6), which must also
960 contain information specifying that the person may contact the
961 clerk of the court to establish a payment plan pursuant to s.
962 28.246(4) to make partial payments for fines, fees, service
963 charges, and court costs.

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964 **Section 34. Subsections (3) and (5) of section 322.2615,**
965 **Florida Statutes, are amended to read:**

966 322.2615 Suspension of license; right to review.—

967 (3) If the department determines that the license should
968 be suspended pursuant to this section and if the notice of
969 suspension has not already been served upon the person by a law
970 enforcement officer or correctional officer as provided in
971 subsection (1), the department shall issue a notice of
972 suspension and, unless the notice is provided ~~mailed~~ pursuant to
973 s. 322.251, a temporary permit that expires 10 days after the
974 date of issuance if the driver is otherwise eligible.

975 (5) After completion of the informal review, notice of the
976 department's decision sustaining, amending, or invalidating the
977 suspension of the driver license of the person whose license was
978 suspended must be provided to such person. Such notice must be
979 mailed to the person at the last known address shown on the
980 department's records, mailed ~~or~~ to the address provided in the
981 law enforcement officer's report if such address differs from
982 the address of record, or e-mailed to the e-mail address
983 furnished to the department within 21 days after the expiration
984 of the temporary permit issued pursuant to subsection (1) or
985 subsection (3).

986 **Section 35. Subsection (4) of section 322.2616, Florida**
987 **Statutes, is amended to read:**

988 322.2616 Suspension of license; persons under 21 years of

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989 age; right to review.—

990 (4) If the department finds that the license of the person
991 should be suspended under this section and if the notice of
992 suspension has not already been served upon the person by a law
993 enforcement officer or correctional officer as provided in
994 subsection (2), the department must ~~shall~~ issue a notice of
995 suspension and, unless the notice is provided ~~mailed~~ under s.
996 322.251, a temporary driving permit that expires 10 days after
997 the date of issuance if the driver is otherwise eligible.

998 **Section 36. Subsection (3) of section 322.64, Florida**
999 **Statutes, is amended to read:**

1000 322.64 Holder of commercial driver license; persons
1001 operating a commercial motor vehicle; driving with unlawful
1002 blood-alcohol level; refusal to submit to breath, urine, or
1003 blood test.—

1004 (3) If the department determines that the person arrested
1005 should be disqualified from operating a commercial motor vehicle
1006 pursuant to this section and if the notice of disqualification
1007 has not already been served upon the person by a law enforcement
1008 officer or correctional officer as provided in subsection (1),
1009 the department must ~~shall~~ issue a notice of disqualification
1010 and, unless the notice is provided ~~mailed~~ pursuant to s.
1011 322.251, a temporary permit which expires 10 days after the date
1012 of issuance if the driver is otherwise eligible.

1013 **Section 37. Subsection (1) of section 324.091, Florida**

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1014 **Statutes, is amended to read:**

1015 324.091 Notice to department; notice to insurer.—

1016 (1) Each owner and operator involved in a crash or
1017 conviction case within the purview of this chapter shall furnish
1018 evidence of automobile liability insurance or motor vehicle
1019 liability insurance within 14 days after the date of providing
1020 ~~the mailing of~~ notice of crash by the department in the form and
1021 manner as it may designate. Upon receipt of evidence that an
1022 automobile liability policy or motor vehicle liability policy
1023 was in effect at the time of the crash or conviction case, the
1024 department shall forward to the insurer such information for
1025 verification in a method as determined by the department. The
1026 insurer shall respond to the department within 20 days after the
1027 notice whether or not such information is valid. If the
1028 department determines that an automobile liability policy or
1029 motor vehicle liability policy was not in effect and did not
1030 provide coverage for both the owner and the operator, it must
1031 ~~shall~~ take action as it is authorized to do under this chapter.

1032 **Section 38. Paragraph (c) of subsection (1) of section**
1033 **324.171, Florida Statutes, is amended to read:**

1034 324.171 Self-insurer.—

1035 (1) Any person may qualify as a self-insurer by obtaining
1036 a certificate of self-insurance from the department which may,
1037 in its discretion and upon application of such a person, issue
1038 said certificate of self-insurance when such person has

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1039 satisfied the requirements of this section to qualify as a self-
1040 insurer under this section:

1041 (c) The owner of a commercial motor vehicle~~,~~ as defined in
1042 ~~s. 207.002 or~~ s. 320.01 or a qualified motor vehicle as defined
1043 in s. 207.002~~,~~ may qualify as a self-insurer subject to the
1044 standards provided for in subparagraph (b)2.

1045 **Section 39. Subsection (3) of section 328.30, Florida**
1046 **Statutes, is amended to read:**

1047 328.30 Transactions by electronic or telephonic means.—

1048 (3) The department may collect e-mail ~~electronic mail~~
1049 addresses and use e-mail ~~electronic mail~~ in lieu of the United
1050 States Postal Service as a method of notification ~~for the~~
1051 ~~purpose of providing renewal notices.~~

1052 **Section 40. Paragraph (b) of subsection (1) of section**
1053 **328.73, Florida Statutes, is amended to read:**

1054 328.73 Registration; duties of tax collectors.—

1055 (1)

1056 (b) Upon a tax collector's request, the department may
1057 provide ancillary technology to integrate other tax collection
1058 systems used by tax collectors in order to provide tax
1059 collectors with data access and uniform interface
1060 functionalities for registration renewal transactions performed
1061 at a tax collector's office or online via a tax collector's
1062 website. The department shall prescribe the best manner of
1063 delivering the data access and uniform interface functionalities

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1064 to tax collectors for the purpose of processing registration
1065 renewal transactions and shall provide the ability to record and
1066 process registration renewal transactions in the state system in
1067 real time and bulk data reporting for vessel registrations,
1068 including each applicant's e-mail ~~electronic-mail~~ address
1069 collected pursuant to s. 328.30. Such data and functionality may
1070 be used only for purposes of fulfilling the tax collector's
1071 statutory duties pursuant to this chapter, chapter 319, chapter
1072 320, or chapter 322 and may not be resold or used for any other
1073 purpose. Such data access and uniform interface functionalities
1074 shall be developed no later than July 1, 2023. For the purposes
1075 of this paragraph, the term "registration renewal transactions"
1076 means vessel registration certificates, vessel numbers, and
1077 decals.

1078 **Section 41. Section 627.7415, Florida Statutes, is amended**
1079 **to read:**

1080 627.7415 Commercial motor vehicles and qualified motor
1081 vehicles; additional liability insurance coverage.—Commercial
1082 motor vehicles~~7~~ as defined in ~~s. 207.002~~ ~~or~~ s. 320.01 and
1083 qualified motor vehicles as defined in s. 207.002~~7~~ operated upon
1084 the roads and highways of this state must ~~shall~~ be insured with
1085 the following minimum levels of combined bodily liability
1086 insurance and property damage liability insurance in addition to
1087 any other insurance requirements:

1088 (1) Fifty thousand dollars per occurrence for a commercial

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1089 motor vehicle or qualified motor vehicle with a gross vehicle
1090 weight of 26,000 pounds or more, but less than 35,000 pounds.

1091 (2) One hundred thousand dollars per occurrence for a
1092 commercial motor vehicle or qualified motor vehicle with a gross
1093 vehicle weight of 35,000 pounds or more, but less than 44,000
1094 pounds.

1095 (3) Three hundred thousand dollars per occurrence for a
1096 commercial motor vehicle or qualified motor vehicle with a gross
1097 vehicle weight of 44,000 pounds or more.

1098 (4) All commercial motor vehicles and qualified motor
1099 vehicles subject to regulations of the United States Department
1100 of Transportation, 49 C.F.R. part 387, subparts A and B, and as
1101 may be hereinafter amended, must ~~shall~~ be insured in an amount
1102 equivalent to the minimum levels of financial responsibility as
1103 set forth in such regulations.

1104
1105 A violation of this section is a noncriminal traffic infraction,
1106 punishable as a nonmoving violation as provided in chapter 318.

1107 **Section 42.** This act shall take effect October 1, 2026.

1108 -----

1109 **T I T L E A M E N D M E N T**

1110 Remove everything before the enacting clause and insert:

1111 A bill to be entitled

1112 An act relating to transportation; amending s.

1113 207.001, F.S.; revising a short title; amending s.

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1114 207.002, F.S.; providing and revising definitions;
1115 amending s. 207.004, F.S.; requiring licensing, rather
1116 than registration, of motor carriers; requiring fuel
1117 tax decals, rather than identifying devices, for motor
1118 carriers; requiring a copy of the license to be
1119 carried in each qualified motor vehicle or made
1120 available electronically; specifying how fuel tax
1121 decals are to be displayed on qualified motor
1122 vehicles; requiring the Department of Highway Safety
1123 and Motor Vehicles or its authorized agent to issue
1124 licenses and fuel tax decals; requiring fuel tax decal
1125 renewal orders to be submitted electronically
1126 beginning on a specified date; revising required
1127 contents of temporary fuel-use permits; removing
1128 provisions relating to driveaway permits; amending s.
1129 207.005, F.S.; revising reporting periods and due
1130 dates for motor fuel use tax returns; requiring such
1131 tax returns to be submitted electronically beginning
1132 on a specified date; amending s. 207.007, F.S.;
1133 revising requirements for calculation of interest due
1134 for delinquent tax; providing penalties for any person
1135 who counterfeits, alters, manufactures, or sells fuel
1136 tax licenses, fuel tax decals, or temporary fuel-use
1137 permits except under certain circumstances; amending
1138 s. 207.019, F.S.; requiring motor carriers to destroy

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1139 fuel tax decals under certain circumstances and notify
1140 the department; amending s. 316.065, F.S.; revising
1141 the apparent amount of property damage that requires
1142 the driver of a vehicle involved in a crash to notify
1143 law enforcement of the crash; amending s. 320.02,
1144 F.S.; providing an exemption from certain vehicle
1145 registration requirements for certain active duty
1146 military members; requiring applicants to provide
1147 proof of address; revising requirements for
1148 documenting an applicant's address and proof of legal
1149 presence; defining the term "REAL ID driver license or
1150 identification card"; removing certain requirements
1151 for business applicants; amending s. 320.061, F.S.;
1152 revising a prohibition on obscuring a license plate;
1153 providing that the use of a license plate frame or
1154 decorative border is not prohibited under specified
1155 conditions; amending s. 320.262, F.S.; revising the
1156 definition of the term "license plate obscuring
1157 device"; providing that the use of a license plate
1158 frame or decorative border device is not prohibited
1159 under specified conditions; amending s. 320.95, F.S.;
1160 authorizing the department to use e-mail as a method
1161 of notification; amending s. 322.01, F.S.; revising
1162 the definition of the term "tank vehicle"; amending
1163 ss. 322.051 and 322.17, F.S.; requiring an e-mail

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1164 address to be included on an identification card
1165 application and a request for a replacement driver
1166 license or instruction permit, respectively; amending
1167 s. 322.251, F.S.; authorizing orders of cancellation,
1168 suspension, revocation, or disqualification to be
1169 provided by e-mail notification; amending ss. 120.80,
1170 207.003, 207.008, 207.011, 207.013, 207.014, 207.023,
1171 207.0281, 212.08, 316.545, 318.15, 319.35, 319.40,
1172 320.03, 322.08, 322.18, 322.21, 322.245, 322.2615,
1173 322.2616, 322.64, 324.091, 324.171, 328.30, 328.73,
1174 and 627.7415, F.S.; conforming provisions to changes
1175 made by the act; providing an effective date.

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