

By Senator Gaetz

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A bill to be entitled
An act relating to commercial motor vehicles operated
by unauthorized aliens; creating s. 316.3021, F.S.;
requiring law enforcement officers to take certain
persons operating commercial motor vehicles into
custody and facilitate the transfer of such persons
into the custody of a federal immigration agency;
requiring the impoundment of a commercial motor
vehicle under certain circumstances; requiring the
owner of an impounded commercial motor vehicle to pay
a fine and certain costs and fees; prohibiting certain
motor carriers from operating in this state; providing
an effective date.

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

Section 1. Section 316.3021, Florida Statutes, is created
to read:

316.3021 Unauthorized alien operation of commercial motor
vehicles; penalties.—

(1) A law enforcement officer who determines that a person
operating a commercial motor vehicle in this state is an
unauthorized alien as defined in s. 908.111 shall take the
unauthorized alien into custody and facilitate the transfer of
the unauthorized alien into the custody of a federal immigration
agency as defined in s. 908.102, consistent with federal law.

(2) A commercial motor vehicle operated by an unauthorized
alien who is taken into custody pursuant to this section must be
impounded. A \$50,000 fine payable to the department and all

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30 costs and fees for the impoundment, including the cost of
31 notification, must be paid by the owner of the commercial motor
32 vehicle before the commercial motor vehicle may be released to
33 such owner.

34 (3) A motor carrier that owns, leases, or otherwise
35 operates a commercial motor vehicle operated by a person who is
36 taken into custody pursuant to this section may not operate in
37 this state.

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