

HB 989

2026

A bill to be entitled
An act relating to motor vehicle manufacturers and
franchised motor vehicle dealers; amending s. 320.64,
F.S.; prohibiting an applicant or licensee from
establishing a monopolistic dealer body; providing an
effective date.

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

Section 1. Subsection (44) is added to section 320.64, Florida Statutes, to read:

320.64 Denial, suspension, or revocation of license; grounds.—A license of a licensee under s. 320.61 may be denied, suspended, or revoked within the entire state or at any specific location or locations within the state at which the applicant or licensee engages or proposes to engage in business, upon proof that the section was violated with sufficient frequency to establish a pattern of wrongdoing, and a licensee or applicant shall be liable for claims and remedies provided in ss. 320.695 and 320.697 for any violation of any of the following provisions. A licensee is prohibited from committing the following acts:

(44) The applicant or licensee has sold at least 3,000 motor vehicles at wholesale to motor vehicle dealers in the state in a 12-month period without first establishing at least

26 five motor vehicle dealers in the state that are all independent
27 from each other. This subsection shall apply unless the
28 applicant or licensee is not prohibited by s. 320.645 from
29 owning or operating a motor vehicle dealer. A motor vehicle
30 dealer is independent from another motor vehicle dealer under
31 this subsection only if the motor vehicle dealer:

32 (a) Is not controlled by another motor vehicle dealer;

33 (b) Is not controlled by one or more persons who also

34 control another motor vehicle dealer;

35 (c) Has no more than 30 percent of its equity interest

36 directly or indirectly owned, beneficially or of record, through
37 any form of ownership structure, by another motor vehicle

38 dealer; and

39 (d) Has no more than 30 percent of its equity interest

40 directly or indirectly controlled or owned, beneficially or of
41 record, through any form of ownership structure, by one or more

42 persons who also directly or indirectly control or own,

43 beneficially or of record, more than 30 percent of the equity
44 interests of another motor vehicle dealer.

45
46 A motor vehicle dealer who can demonstrate that a violation of,
47 or failure to comply with, any of the preceding provisions by an
48 applicant or licensee will or may adversely and pecuniarily
49 affect the complaining dealer, shall be entitled to pursue all
50 of the remedies, procedures, and rights of recovery available

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51 under ss. 320.695 and 320.697.

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