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CS/HB 139

2021 Legislature

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2 An act relating to motor vehicle and vessel
3 registration data; amending s. 320.03, F.S.; requiring
4 tax collectors, third parties contracted with tax
5 collectors, and license tag agents to enter into a
6 memorandum of understanding with the Department of
7 Highway Safety and Motor Vehicles and make certain
8 determinations regarding registration applicants;
9 requiring the department to ensure that certain
10 technology used by tax collectors protects customer
11 privacy and data; authorizing the department to
12 provide certain technology to tax collectors upon
13 request in order to provide data access and uniform
14 interface functionalities for registration renewal
15 transactions; providing requirements; authorizing use
16 of such data and functionality for certain purposes;
17 requiring development of data access and uniform
18 interface functionalities by a certain date; defining
19 the term "registration renewal transactions"; amending
20 s. 328.73, F.S.; authorizing the department to provide
21 certain technology to tax collectors upon request in
22 order to provide data access and uniform interface
23 functionalities for registration renewal transactions;
24 providing requirements; authorizing use of such data
25 and functionality for certain purposes; requiring

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26 development of data access and uniform interface
27 functionalities by a certain date; defining the term
28 "registration renewal transactions"; providing an
29 effective date.
30

31 Be It Enacted by the Legislature of the State of Florida:
32

33 Section 1. Paragraph (a) of subsection (4) and subsection
34 (5) of section 320.03, Florida Statutes, are amended to read:

35 320.03 Registration; duties of tax collectors;
36 International Registration Plan.-

37 (4) (a) Each tax collector, third party contracted with a
38 tax collector, or license tag agent who has online computer
39 access to the department's systems or department data center ~~or~~
40 ~~other reasonable access thereto~~ shall enter into a memorandum of
41 understanding with the department and shall, except when the
42 department has issued a registration renewal notice, upon
43 receipt of an application for the registration of any motor
44 vehicle, determine from the driver file of the applicant whether
45 the applicant's driver license has been canceled, suspended, or
46 revoked and, if so, whether the applicant has surrendered his or
47 her license to the department as required by s. 322.251. If the
48 applicant has not surrendered his or her license in accordance
49 with ~~the provisions of~~ that section, the tax collector shall
50 refuse to register the vehicle until such time as the applicant

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51 surrenders his or her driver license to the department.

52 (5) (a) In addition to the fees required under s. 320.08, a
53 fee of 50 cents shall be charged on every license registration
54 sold to cover the costs of the Florida Real Time Vehicle
55 Information System. The fees collected shall be deposited into
56 the Highway Safety Operating Trust Fund to be used exclusively
57 to fund the system. The fee may only be used to fund the system
58 equipment, software, personnel associated with the maintenance
59 and programming of the system, and networks used in the offices
60 of the county tax collectors as agents of the department and the
61 ancillary technology necessary to integrate the system with
62 other tax collection systems. The department shall administer
63 this program upon consultation with the Florida Tax Collectors,
64 Inc., to ensure that each county tax collector's office is
65 technologically equipped and functional for the operation of the
66 Florida Real Time Vehicle Information System and to ensure that
67 all ancillary technology and other tax collection systems used
68 by tax collectors protect customer privacy and data. Any
69 designated revenue collected to support functions of the county
70 tax collectors and not used in a given year must remain
71 exclusively in the trust fund as a carryover to the following
72 year.

73 (b) Upon a tax collector's request, the department may
74 provide ancillary technology to integrate other tax collection
75 systems used by tax collectors in order to provide tax

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76 | collectors with data access and uniform interface
77 | functionalities for registration renewal transactions performed
78 | at a tax collector's office or online via a tax collector's
79 | website. The department shall prescribe the best manner of
80 | delivering the data access and uniform interface functionalities
81 | to tax collectors for the purpose of processing registration
82 | renewal transactions and shall provide the ability to record and
83 | process registration renewal transactions in the state system in
84 | real time and bulk data reporting for vehicle registrations,
85 | including each applicant's electronic mail address collected
86 | pursuant to s. 320.95. Such data and functionality may be used
87 | only for purposes of fulfilling the tax collector's statutory
88 | duties pursuant to this chapter, chapter 319, chapter 322, or
89 | chapter 328 and may not be resold or used for any other purpose.
90 | Such data access and uniform interface functionalities shall be
91 | developed no later than July 1, 2023. For the purposes of this
92 | paragraph, the term "registration renewal transactions" means
93 | issuance of motor vehicle, mobile home, and trailer registration
94 | certificates, registration license plates, and validation
95 | stickers.

96 | Section 2. Subsection (1) of section 328.73, Florida
97 | Statutes, is amended to read:

98 | 328.73 Registration; duties of tax collectors.—

99 | (1) (a) The tax collectors in the counties of the state, as
100 | authorized agents of the department, shall issue registration

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101 certificates and vessel numbers and decals to applicants,
102 subject to the requirements of law and in accordance with rules
103 of the department.

104 (b) Upon a tax collector's request, the department may
105 provide ancillary technology to integrate other tax collection
106 systems used by tax collectors in order to provide tax
107 collectors with data access and uniform interface
108 functionalities for registration renewal transactions performed
109 at a tax collector's office or online via a tax collector's
110 website. The department shall prescribe the best manner of
111 delivering the data access and uniform interface functionalities
112 to tax collectors for the purpose of processing registration
113 renewal transactions and shall provide the ability to record and
114 process registration renewal transactions in the state system in
115 real time and bulk data reporting for vessel registrations,
116 including each applicant's electronic mail address collected
117 pursuant to s. 328.30. Such data and functionality may be used
118 only for purposes of fulfilling the tax collector's statutory
119 duties pursuant to this chapter, chapter 319, chapter 320, or
120 chapter 322 and may not be resold or used for any other purpose.
121 Such data access and uniform interface functionalities shall be
122 developed no later than July 1, 2023. For the purposes of this
123 paragraph, the term "registration renewal transactions" means
124 vessel registration certificates, vessel numbers, and decals.

125 Section 3. This act shall take effect July 1, 2021.