

# Florida

## Department of Highway Safety and Motor Vehicles

### *Division of Motorist Services*

PROCEDURE  RS-44	SUBJECT:  AGRICULTURAL (RESTRICTED), HORTICULTURAL (RESTRICTED) OR GOAT LICENSE PLATES		
DESCRIPTION AND USE: THIS PROCEDURE PROVIDES <u>INFORMATION AND INSTRUCTIONS</u> TO ASSIST TAX COLLECTOR EMPLOYEES, LICENSE PLATE AGENCY EMPLOYEES, AND THE DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES FOR ISSUING LICENSE PLATES FOR TRUCK-TRACTORS AND HEAVY TRUCKS USED EXCLUSIVELY TO HAUL AGRICULTURAL OR HORTICULTURAL PRODUCTS OR <u>TO</u> TRANSPORT CROPS OR EQUIPMENT ON FARMS.			
<p>I. PROVISIONS OF LAW:</p> <p>Section 320.08(3)(d), Florida Statutes, provides for a special registration class for a truck <u>defined as a "goat," or any other vehicle if used in the field by a farmer or in the woods to harvest a crop, including naval stores, during such harvesting operations, and which is not principally operated upon the roads of the state. A "goat" is designed, constructed, and mainly used to transport citrus fruit within citrus groves or crops on farms. A "goat" vehicle can also be used to haul associated equipment or supplies, including required sanitary equipment, and to tow farm trailers.</u></p> <p>Section 320.08(4)(n), Florida Statutes, provides for a special registration class for a truck tractor or heavy truck, not operated as a for-hire vehicle, which is engaged exclusively in transporting raw, unprocessed, and nonmanufactured agricultural or horticultural products within a 150 mile radius of the vehicle's home address. <u>Such a vehicle is eligible for a restricted license plate upon payment of the necessary fee if:</u></p> <p>A. <u>The vehicle's declared gross vehicle weight is less than 44,000 pounds;</u></p> <p>B. <u>The vehicle's declared gross vehicle weight is 44,000 pounds or more and it only transports from the point of production to:</u></p> <p style="margin-left: 20px;">1. <u>The point of primary manufacture;</u></p> <p style="margin-left: 20px;">2. <u>The point of assembling the same, or</u></p> <p style="margin-left: 20px;">3. <u>A shipping point of a rail, water, or motor transportation company.</u></p> <p>This section also <u>allows these</u> not-for-hire truck tractors and heavy trucks <u>that are</u> used exclusively <u>to</u> transport raw, unprocessed, and nonmanufactured agricultural or horticultural products to be <u>used</u> incidentally to haul farm implements and fertilizers when delivered direct to the growers. <u>As it is used in</u> this paragraph, "not-for-hire" means the owner of the motor vehicle must also be the owner of the raw unprocessed, and nonmanufactured agricultural or horticultural product, or the user of farm implements and fertilizer being delivered.</p>			
<i>Revision(s) to this procedure: Updated statutes on pg. 1, removed specific fee information and provided the License Plate Rate Chart and web link for reference on page 3.</i>			
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<p>II. DEFINITIONS:</p> <p>The following definitions and terms apply to the issuance and use of agricultural or horticultural license plates:</p> <p>A. "Agricultural products" means any food product; any agricultural, horticultural, or livestock product, including livestock; any raw material used in plant food formulation; or any plant food used to produce food and fiber.</p> <p>B. "Point of Production" means the initial point of harvest, collection, or gathering of agricultural products.</p> <p>C. "Transporting" means the initial hauling or initial transportation by truck tractor or heavy truck of agricultural products from the point of production to another location for primary manufacture, assembling, or to a shipping point.</p> <p>D. "Home Address" means the address as recorded on form HSMV 82041 Application for Vehicle/Vessel Certificate of Title and/or Registration or the Vehicle/Vessel Registration Certificate.</p> <p>E. "Not-for-hire" means the owner of the motor vehicle must also be the owner of the raw, unprocessed, and nonmanufactured agricultural or horticultural product, or the owner of the livestock or livestock product, or the user of the farm implements and fertilizer being delivered.</p> <p>F. "Goat" means a motor vehicle designed, constructed, and used principally for the transportation of citrus fruit within citrus groves or for transportation of crops on farms, which can also be used for the hauling of associated equipment or supplies, including required sanitary equipment, and towing of farm trailers.</p> <p>G. "Gross vehicle weight" (<b><u>GVW</u></b>) means:</p> <ol style="list-style-type: none"><li>1. For heavy trucks with a net weight of more than 5,000 pounds, but less than 8,000 pounds, the gross weight of the heavy truck. The gross vehicle weight is calculated by adding the net weight of the heavy truck and the maximum weight of any load that may be carried by it, which is the maximum gross weight as declared by the owner or person applying for registration.</li><li>2. For heavy trucks with a net weight of 8,000 pounds or more, the gross weight of the heavy truck, includes the gross weight of any trailer coupled thereto. The gross vehicle weight is calculated by adding the gross weight of the heavy truck and the gross weight of the trailer, which is the maximum gross weight as declared by the owner or person applying for registration.</li><li>3. The gross weight of a truck tractor and semi trailer combination is calculated by adding to the net weight of the truck tractor the gross weight of the semi trailer, which is the maximum gross weight as declared by the owner or person applying for registration; such vehicles are together by means of fifth-wheel arrangement whereby part of the weight of the semi trailer and load rests upon the truck tractor.</li></ol> <p><b>NOTE: Refer to RS-45 Exhibit A for tips for declaring gross vehicle weight (GVW).</b></p>	
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<p>III. ELIGIBILITY REQUIREMENTS:</p> <p>A. Eligibility for Agricultural (Restricted) or Horticultural (Restricted)</p> <ol style="list-style-type: none"><li>1. The vehicle must be a truck tractor or heavy truck not operated as a for-hire vehicle.</li><li>2. The vehicle must be engaged exclusively in transporting raw, unprocessed, non-manufactured agricultural or horticultural products or the user of farm equipment and fertilizer being transported.</li><li>3. The vehicle must only be operated within a 150-mile radius of <b>its</b> home address.</li><li>4. The truck tractor or heavy truck must be owned and the driver paid by the grower of the product or owner of the livestock or livestock product, that is being taken to the point of manufacture, sale or shipping.</li><li>5. The vehicle may also be used to haul the owner's farm equipment and fertilizer.</li></ol> <p>B. Eligibility for Goat License Plate</p> <ol style="list-style-type: none"><li>1. The vehicle must be a truck tractor or heavy truck not operated as a for-hire vehicle.</li><li>2. The vehicle must be principally used for the transportation of citrus fruit within citrus groves or for the transportation of crops on farms.</li><li>3. The vehicle may also be used for the hauling of associated equipment or supplies, including required sanitary equipment and the towing of farm trailers.</li><li>4. The vehicle cannot be operated over public roads carrying a load.</li></ol> <p>IV. APPLICATION REQUIREMENTS:</p> <p>Application for an agricultural, horticultural or goat license plate may be processed by any county license plate agency upon declaration that the applicant meets the eligibility requirements specified in section III of this procedure. The declaration must be made on form HSMV 83110, Application for Registration of A Motor Vehicle for Agricultural <b>(Restricted)</b>, Horticultural <b>(Restricted)</b> or <b>“Goat”</b> License Plate (Rev. 04/03), that the vehicle will be used solely for hauling agricultural or horticultural products <b><u>or for the transportation of crops and/or supplies, including required sanitary equipment and towing of farm trailers.</u></b></p> <p>A. <b><u>Owner’s Declared Gross Vehicle Weight (GVW):</u></b> Using the information under section II, G, of this procedure, the owner must declare the <b><u>GVW</u></b> of the truck or truck tractor.</p> <p>B. Fees: <b><u>For gross vehicle weight registration taxes on vehicles less than 44,000 GVW, more than 44,000 GVW, or on vehicles declared as goats, see the License Plate Rate Chart at the link provided below. (Taxes include the following if applicable: various trust fund fees, original license plate fee, decal on demand fee, service fee, and branch fee if applying through a county branch agency).</u></b></p> <p><a href="http://www.flhsmv.gov/dmv/forms/BTR/83140.pdf">http://www.flhsmv.gov/dmv/forms/BTR/83140.pdf</a></p>	
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<p>C. HEAVY VEHICLE USE TAX:</p> <p>If the vehicle has a <b>GVW</b> of 55,000 pounds or more, proof of filing, payment, or exemption from Federal Heavy Vehicle Use Tax must be provided. <b>Refer</b> to DMS Procedure RS-34 for additional information.</p> <p>D. PROOF OF INSURANCE:</p> <p>Proof of Florida insurance is required. Refer to DMS Procedure RS-36 for additional insurance requirements.</p> <p>If the GVW is 26,001 pounds or more, applicant must submit proof of commercial motor vehicle insurance. Refer to DMS Procedure RS-33 for additional information on commercial motor vehicle insurance.</p> <p>V. RENEWALS AND TRANSFERS:</p> <p>Renewals and transfers may be processed in the county license plate agency. Form HSMV 83080, Motor Vehicle Registration <b>Eligibility Affidavit / Application</b>, must be completed and submitted to certify that the vehicle will continue to be used solely to transport agricultural and horticultural products, to transport crops on farms, <b>to</b> haul associated equipment or supplies, including required sanitary equipment, and <b>to</b> tow farm trailers.</p> <p>VI. REPLACEMENT LICENSE PLATES:</p> <p>Applications for replacement license plates may be processed by the county license plate agency.</p> <p>The following is required:</p> <p>A. Form HSMV 83146, Application for Replacement License Plate, Validation Decal or Parking Permit, accurately completed.</p> <p>B. A copy of the vehicle registration certificate.</p> <p><b>NOTE:</b> Refer to DMS Procedure RS-06 for additional information and fees</p> <p>C. When an applicant reports a license plate or decal as stolen to a law enforcement agency and attests that the license plate or decal has been reported as stolen on form HSMV 83146, no fee should be charged for the replacement license plate or decal.</p>	
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