

Amendment No. 3

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Business & Professions
 2 Subcommittee

3 Representative Latvala offered the following:

4

5 **Amendment (with title amendment)**

6 Remove lines 1725-2019 and insert:

7 Section 37. Subsections (1), (2), (5), (7), and (13) of
 8 section 713.585, Florida Statutes, are amended to read:

9 713.585 Enforcement of lien by sale of motor vehicle.—A
 10 person claiming a lien under s. 713.58 for performing labor or
 11 services on a motor vehicle may enforce such lien by sale of the
 12 vehicle in accordance with the following procedures:

13 (1) The lienor must give notice, by certified mail, return
 14 receipt requested, within 7 ~~15~~ business days, excluding Saturday
 15 and Sunday, from the beginning date of the assessment of storage
 16 charges on said motor vehicle, to the registered owner of the
 17 vehicle, to the customer as indicated on the order for repair,

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18 and to all other persons claiming an interest in or lien
19 thereon, as disclosed by the records of the Department of
20 Highway Safety and Motor Vehicles or as disclosed by the records
21 of any corresponding agency of any other state in which the
22 vehicle is identified through a records check of the National
23 Motor Vehicle Title Information System or an equivalent
24 commercially available system as being the current state where
25 the vehicle is titled. Such notice must contain:

26 (a) A description of the vehicle, including, at minimum,
27 its ~~(year, make, vehicle identification number,)~~ and the
28 vehicle's ~~its~~ location.

29 (b) The name and address of the owner of the vehicle, the
30 customer as indicated on the order for repair, and any person
31 claiming an interest in or lien thereon.

32 (c) The name, address, and telephone number of the lienor.

33 (d) Notice that the lienor claims a lien on the vehicle
34 for labor and services performed and storage charges, if any,
35 and the cash sum which, if paid to the lienor, would be
36 sufficient to redeem the vehicle from the lien claimed by the
37 lienor.

38 (e) Notice that the lien claimed by the lienor is subject
39 to enforcement pursuant to this section and that the vehicle may
40 be sold to satisfy the lien.

41 (f) If known, the date, time, and location of any proposed
42 or scheduled sale of the vehicle. A ~~No~~ vehicle may not be sold
43 earlier than 60 days after completion of the repair work.

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44 (g) Notice that the owner of the vehicle or any person
45 claiming an interest in or lien thereon has a right to a hearing
46 at any time before ~~prior to~~ the scheduled date of sale by filing
47 a demand for hearing with the clerk of the circuit court in the
48 county in which the vehicle is held and mailing copies of the
49 demand for hearing to all other owners and lienors as reflected
50 on the notice.

51 (h) Notice that the owner of the vehicle has a right to
52 recover possession of the vehicle without instituting judicial
53 proceedings by posting bond in accordance with ~~the provisions of~~
54 s. 559.917.

55 (i) Notice that any proceeds from the sale of the vehicle
56 remaining after payment of the amount claimed to be due and
57 owing to the lienor will be deposited with the clerk of the
58 circuit court for disposition upon court order pursuant to
59 subsection (8).

60 (j) Notice that a lienholder, if any, has the right, as
61 specified in subsection (5), to demand a hearing or to post a
62 bond.

63 (2) If attempts to locate the owner or lienholder are
64 unsuccessful after a check of the records of the Department of
65 Highway Safety and Motor Vehicles and any state disclosed by the
66 check of the National Motor Vehicle Title Information System or
67 an equivalent commercially available system, the lienor must
68 notify the local law enforcement agency in writing by certified
69 mail or acknowledged hand delivery that the lienor has been

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70 unable to locate the owner or lienholder, that a physical search
71 of the vehicle has disclosed no ownership information, and that
72 a good faith effort, including records checks of the Department
73 of Highway Safety and Motor Vehicles database and the National
74 Motor Vehicle Title Information System or an equivalent
75 commercially available system, has been made. A description of
76 the motor vehicle which includes the year, make, and
77 identification number must be given on the notice. This
78 notification must take place within 7 ~~15~~ business days,
79 excluding Saturday and Sunday, from the beginning date of the
80 assessment of storage charges on said motor vehicle. For
81 purposes of this paragraph, the term "good faith effort" means
82 that the following checks have been performed by the company to
83 establish the prior state of registration and title:

84 (a) A check of the Department of Highway Safety and Motor
85 Vehicles database for the owner and any lienholder;

86 (b) A check of the federally mandated electronic National
87 Motor Vehicle Title Information System or an equivalent
88 commercially available system to determine the state of
89 registration when there is not a current title or registration
90 record for the vehicle on file with the Department of Highway
91 Safety and Motor Vehicles;

92 (c) A check of vehicle for any type of tag, tag record,
93 temporary tag, or regular tag;

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94 (d) A check of vehicle for inspection sticker or other
95 stickers and decals that could indicate the state of possible
96 registration; and

97 (e) A check of the interior of the vehicle for any papers
98 that could be in the glove box, trunk, or other areas for the
99 state of registration.

100 (5) At any time before ~~prior to~~ the proposed or scheduled
101 date of sale of a vehicle, the owner of the vehicle, or any
102 person claiming an interest in the vehicle or a lien thereon,
103 may post a bond following the procedures outlined in s. 559.917
104 or file a demand for hearing with the clerk of the circuit court
105 in the county in which the vehicle is held to determine whether
106 the vehicle has been wrongfully taken or withheld from her or
107 him. Any person who files a demand for hearing shall mail copies
108 of the demand to all other owners and lienors as reflected on
109 the notice required in subsection (1).

110 (a) Upon the filing of a demand for hearing, a hearing
111 shall be held before ~~prior to~~ the proposed or scheduled date of
112 sale of the vehicle.

113 (b) Upon the posting of the bond and payment of the
114 applicable fee set forth in s. 28.24, the clerk of the court
115 shall issue a certificate notifying the lienor of the posting of
116 the bond and directing the lienor to release the vehicle to the
117 lienholder or the owner, based upon whomever posted the bond.

118 (c) If a lienholder obtains the vehicle and the owner of
119 the vehicle is not in default under the installment sales

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120 contract or title loan at the time the lienholder has possession
121 of the vehicle, the lienholder must return the vehicle to the
122 owner within 5 days after the owner repays the lienholder for
123 the amount of the bond, or makes arrangements to repay the
124 lienholder for the bond under terms agreeable to the lienholder.
125 A lienholder may retain possession of the vehicle if the owner
126 is in default until such time as the default is cured and the
127 amount of the bond is repaid by the owner, or an arrangement
128 agreeable to the lienholder is made with the owner.

129 (7) At a the hearing on a complaint relating to the
130 requirements of this section on the complaint, the court shall
131 ~~forthwith~~ issue an its order determining:

132 (a) Whether the vehicle is subject to a valid lien by the
133 lienor and the amount thereof;

134 (b) The priority of the lien of the lienor as against any
135 existing security interest in the vehicle;

136 (c) The distribution of any proceeds of the sale by the
137 clerk of the circuit court;

138 (d) The awarding of damages, if any;

139 (e)-(d) The award of reasonable attorney attorney's fees
140 and costs, at the court's discretion, to the prevailing party;
141 and

142 (f)-(e) The reasonableness of storage charges.
143

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144 A final order, by the court, must also provide for immediate
145 payment of any proceeds or awards, and the immediate release of
146 the bond to the posting party, if applicable.

147 (13) A failure to make good faith efforts as defined in
148 subsection (2) precludes the imposition of any storage charges
149 against the vehicle. If a lienor fails to provide notice to any
150 person claiming a lien on a vehicle under subsection (1) within
151 7 ~~15~~ business days after the assessment of storage charges has
152 begun, then the lienor is precluded from charging for more than
153 7 ~~15~~ days of storage, but failure to provide timely notice does
154 not affect charges made for repairs, adjustments, or
155 modifications to the vehicle or the priority of liens on the
156 vehicle.

157 Section 38. Subsections (2), (4), (5), and (10) of section
158 790.06, Florida Statutes, are amended, and paragraph (f) is
159 added to subsection (6) of that section, to read:

160 790.06 License to carry concealed weapon or firearm.—

161 (2) The Department of Agriculture and Consumer Services
162 shall issue a license if the applicant:

163 (a) Is a resident of the United States and a citizen of
164 the United States or a permanent resident alien of the United
165 States, as determined by the United States Bureau of Citizenship
166 and Immigration Services, or is a consular security official of
167 a foreign government that maintains diplomatic relations and
168 treaties of commerce, friendship, and navigation with the United

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169 States and is certified as such by the foreign government and by
170 the appropriate embassy in this country;

171 (b) Is 21 years of age or older;

172 (c) Does not suffer from a physical infirmity which
173 prevents the safe handling of a weapon or firearm;

174 (d) Is not ineligible to possess a firearm pursuant to s.
175 790.23 by virtue of having been convicted of a felony;

176 (e) Has not been committed for the abuse of a controlled
177 substance or been found guilty of a crime under the provisions
178 of chapter 893 or similar laws of any other state relating to
179 controlled substances within a 3-year period immediately
180 preceding the date on which the application is submitted;

181 (f) Does not chronically and habitually use alcoholic
182 beverages or other substances to the extent that his or her
183 normal faculties are impaired. It shall be presumed that an
184 applicant chronically and habitually uses alcoholic beverages or
185 other substances to the extent that his or her normal faculties
186 are impaired if the applicant has been committed under chapter
187 397 or under the provisions of former chapter 396 or has been
188 convicted under s. 790.151 or has been deemed a habitual
189 offender under s. 856.011(3), or has had two or more convictions
190 under s. 316.193 or similar laws of any other state, within the
191 3-year period immediately preceding the date on which the
192 application is submitted;

193 (g) Desires a legal means to carry a concealed weapon or
194 firearm for lawful self-defense;

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195 (h) Demonstrates competence with a firearm by any one of
196 the following:

197 1. Completion of any hunter education or hunter safety
198 course approved by the Fish and Wildlife Conservation Commission
199 or a similar agency of another state;

200 2. Completion of any National Rifle Association firearms
201 safety or training course;

202 3. Completion of any firearms safety or training course or
203 class available to the general public offered by a law
204 enforcement agency, junior college, college, or private or
205 public institution or organization or firearms training school,
206 using ~~utilizing~~ instructors certified by the National Rifle
207 Association, Criminal Justice Standards and Training Commission,
208 or the Department of Agriculture and Consumer Services;

209 4. Completion of any law enforcement firearms safety or
210 training course or class offered for security guards,
211 investigators, special deputies, or any division or subdivision
212 of a law enforcement agency or security enforcement;

213 5. Presents evidence of equivalent experience with a
214 firearm through participation in organized shooting competition
215 or military service;

216 6. Is licensed or has been licensed to carry a firearm in
217 this state or a county or municipality of this state, unless
218 such license has been revoked for cause; or

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219 7. Completion of any firearms training or safety course or
220 class conducted by a state-certified or National Rifle
221 Association certified firearms instructor;

222
223 A photocopy of a certificate of completion of any of the courses
224 or classes; ~~or~~ an affidavit from the instructor, school, club,
225 organization, or group that conducted or taught such ~~said~~ course
226 or class attesting to the completion of the course or class by
227 the applicant; or a copy of any document that ~~which~~ shows
228 completion of the course or class or evidences participation in
229 firearms competition shall constitute evidence of qualification
230 under this paragraph. A; any ~~any~~ person who conducts a course
231 pursuant to subparagraph 2., subparagraph 3., or subparagraph
232 7., or who, as an instructor, attests to the completion of such
233 courses, must maintain records certifying that he or she
234 observed the student safely handle and discharge the firearm in
235 his or her physical presence and that the discharge of the
236 firearm included live fire using a firearm and ammunition as
237 defined in s. 790.001;

238 (i) Has not been adjudicated an incapacitated person under
239 s. 744.331, or similar laws of any other state, unless 5 years
240 have elapsed since the applicant's restoration to capacity by
241 court order;

242 (j) Has not been committed to a mental institution under
243 chapter 394, or similar laws of any other state, unless the
244 applicant produces a certificate from a licensed psychiatrist

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245 that he or she has not suffered from disability for at least 5
246 years before ~~prior to~~ the date of submission of the application;

247 (k) Has not had adjudication of guilt withheld or
248 imposition of sentence suspended on any felony ~~or misdemeanor~~
249 ~~crime of domestic violence~~ unless 3 years have elapsed since
250 probation or any other conditions set by the court have been
251 fulfilled, or expunction has occurred ~~the record has been sealed~~
252 ~~or expunged~~;

253 (l) Has not had adjudication of guilt withheld or
254 imposition of sentence suspended on any misdemeanor crime of
255 domestic violence unless 3 years have elapsed since probation or
256 any other conditions set by the court have been fulfilled, or
257 the record has been sealed or expunged;

258 (m) ~~(l)~~ Has not been issued an injunction that is currently
259 in force and effect and that restrains the applicant from
260 committing acts of domestic violence or acts of repeat violence;
261 and

262 (n) ~~(m)~~ Is not prohibited from purchasing or possessing a
263 firearm by any other provision of Florida or federal law.

264 (4) The application shall be completed, under oath, on a
265 form adopted ~~promulgated~~ by the Department of Agriculture and
266 Consumer Services and shall include:

267 (a) The name, address, place of birth, ~~and~~ date of birth,
268 and race, ~~and occupation~~ of the applicant;

269 (b) A statement that the applicant is in compliance with
270 criteria contained within subsections (2) and (3);

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271 (c) A statement that the applicant has been furnished a
272 copy of this chapter and is knowledgeable of its provisions;

273 (d) A conspicuous warning that the application is executed
274 under oath and that a false answer to any question, or the
275 submission of any false document by the applicant, subjects the
276 applicant to criminal prosecution under s. 837.06; ~~and~~

277 (e) A statement that the applicant desires a concealed
278 weapon or firearms license as a means of lawful self-defense;
279 and-

280 (f) Directions for an applicant who is a servicemember, as
281 defined in s. 250.01, or a veteran, as defined in s. 1.01, to
282 request expedited processing of his or her application.

283 (5) The applicant shall submit to the Department of
284 Agriculture and Consumer Services or an approved tax collector
285 pursuant to s. 790.0625:

286 (a) A completed application as described in subsection
287 (4).

288 (b) A nonrefundable license fee of up to \$60 ~~\$70~~ if he or
289 she has not previously been issued a statewide license or of up
290 to \$50 ~~\$60~~ for renewal of a statewide license. The cost of
291 processing fingerprints as required in paragraph (c) shall be
292 borne by the applicant. However, an individual holding an active
293 certification from the Criminal Justice Standards and Training
294 Commission as a law enforcement officer, correctional officer,
295 or correctional probation officer as defined in s. 943.10(1),
296 (2), (3), (6), (7), (8), or (9) is exempt from the licensing

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297 requirements of this section. If such individual wishes to
298 receive a concealed weapon ~~weapons~~ or firearm ~~firearms~~ license,
299 he or she is exempt from the background investigation and all
300 background investigation fees, but must pay the current license
301 fees regularly required to be paid by nonexempt applicants.
302 Further, a law enforcement officer, a correctional officer, or a
303 correctional probation officer as defined in s. 943.10(1), (2),
304 or (3) is exempt from the required fees and background
305 investigation for ~~a period of~~ 1 year after his or her
306 retirement.

307 (c) A full set of fingerprints of the applicant
308 administered by a law enforcement agency or the Division of
309 Licensing of the Department of Agriculture and Consumer Services
310 or an approved tax collector pursuant to s. 790.0625 together
311 with any personal identifying information required by federal
312 law to process fingerprints.

313 (d) A photocopy of a certificate, affidavit, or document
314 as described in paragraph (2)(h).

315 (e) A full frontal view color photograph of the applicant
316 taken within the preceding 30 days, in which the head, including
317 hair, measures 7/8 of an inch wide and 1 1/8 inches high.

318 (f) For expedited processing of an application:

319 1. A servicemember shall submit a copy of the Common
320 Access Card, United States Uniformed Services Identification
321 Card, or current deployment orders.

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322 2. A veteran shall submit a copy of the DD Form 214,
323 issued by the United States Department of Defense, or another
324 acceptable form of identification as specified by the Department
325 of Veterans' Affairs.

(6)

327 (f) The Department of Agriculture and Consumer Services
328 shall, upon receipt of a completed application and the
329 identifying information required under paragraph (5) (f),
330 expedite the processing of a servicemember's or a veteran's
331 concealed weapon or firearm license application.

332 (10) A license issued under this section shall be
333 suspended or revoked pursuant to chapter 120 if the licensee:

334 (a) Is found to be ineligible under the criteria set forth
335 in subsection (2);

336 (b) Develops or sustains a physical infirmity which
337 prevents the safe handling of a weapon or firearm;

338 (c) Is convicted of a felony which would make the licensee
339 ineligible to possess a firearm pursuant to s. 790.23;

340 (d) Is found guilty of a crime under the provisions of
341 chapter 893, or similar laws of any other state, relating to
342 controlled substances;

343 (e) Is committed as a substance abuser under chapter 397,
344 or is deemed a habitual offender under s. 856.011(3), or similar
345 laws of any other state;

346 (f) Is convicted of a second violation of s. 316.193, or a
347 similar law of another state, within 3 years after ~~of~~ a first

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348 ~~previous~~ conviction of such section, or similar law of another
349 state, even though the first violation may have occurred before
350 ~~prior to~~ the date on which the application was submitted;

351 (g) Is adjudicated an incapacitated person under s.
352 744.331, or similar laws of any other state; or

353 (h) Is committed to a mental institution under chapter
354 394, or similar laws of any other state.

355

356 Notwithstanding s. 120.60(5), service of a notice of the
357 suspension or revocation of a concealed weapon or firearm
358 license must be given by either certified mail, return receipt
359 requested, to the licensee at his or her last known mailing
360 address furnished to the Department of Agriculture and Consumer
361 Services, or by personal service. If a notice given by certified
362 mail is returned as undeliverable, a second attempt must be made
363 to provide notice to the licensee at that address, by either
364 first-class mail in an envelope, postage prepaid, addressed to
365 the licensee at his or her last known mailing address furnished
366 to the department, or, if the licensee has provided an e-mail
367 address to the department, by e-mail. Such mailing by the
368 department constitutes notice, and any failure by the licensee
369 to receive such notice does not stay the effective date or term
370 of the suspension or revocation. A request for hearing must be
371 filed with the department within 21 days after notice is
372 received by personal delivery, or within 26 days after the date
373 the department deposits the notice in the United States mail (21

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374 days plus 5 days for mailing). The department shall document its
375 attempts to provide notice and such documentation is admissible
376 in the courts of this state and constitutes sufficient proof
377 that notice was given.

378 Section 39. Effective upon this act becoming a law,
379 paragraph (a) of subsection (11) of section 790.06, Florida
380 Statutes, is amended to read:

381 790.06 License to carry concealed weapon or firearm.—

382 (11) (a) At least ~~No less than~~ 90 days before the
383 expiration date of the license, the Department of Agriculture
384 and Consumer Services shall mail to each licensee a written
385 notice of the expiration and a renewal form prescribed by the
386 Department of Agriculture and Consumer Services. The licensee
387 must renew his or her license on or before the expiration date
388 by filing with the Department of Agriculture and Consumer
389 Services the renewal form containing an ~~a notarized~~ affidavit
390 submitted under oath and under penalty of perjury stating that
391 the licensee remains qualified pursuant to the criteria
392 specified in subsections (2) and (3), a color photograph as
393 specified in paragraph (5) (e), and the required renewal fee.
394 Out-of-state residents must also submit a complete set of
395 fingerprints and fingerprint processing fee. The license shall
396 be renewed upon receipt of the completed renewal form, color
397 photograph, appropriate payment of fees, and, if applicable,
398 fingerprints. Additionally, a licensee who fails to file a
399 renewal application on or before its expiration date must renew

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400 his or her license by paying a late fee of \$15. A license may
401 not be renewed 180 days or more after its expiration date, and
402 such a license is deemed to be permanently expired. A person
403 whose license has been permanently expired may reapply for
404 licensure; however, an application for licensure and fees under
405 subsection (5) must be submitted, and a background investigation
406 shall be conducted pursuant to this section. A person who
407 knowingly files false information under this subsection is
408 subject to criminal prosecution under s. 837.06.

409 Section 40. Subsection (8) is added to section 790.0625,
410 Florida Statutes, to read:

411 790.0625 Appointment of tax collectors to accept
412 applications for a concealed weapon or firearm license; fees;
413 penalties.—

414 (8) Upon receipt of a completed renewal application, a new
415 color photograph, and appropriate payment of fees, a tax
416 collector authorized to accept renewal applications for
417 concealed weapon or firearm licenses under this section may,
418 upon approval and confirmation of license issuance by the
419 department, print and deliver a concealed weapon or firearm
420 license to a licensee renewing his or her license at the tax
421 collector's office.

422 Section 41. Subsections (1) through (4) of section
423 559.917, Florida Statutes, are amended to read:

424 559.917 Bond to release possessory lien claimed by motor
425 vehicle repair shop.—

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426 (1) As used in this section, the term:

427 (a) "Lienholder" means a person claiming an interest in or
428 a lien on a vehicle pursuant to s. 713.585(5).

429 (b) "Lienor" means a person claiming a lien for motor
430 vehicle repair shop work under part II of chapter 713.

431 (2)(1)(a) A lienholder or Any customer may obtain the
432 release of a her or his motor vehicle for which the lienholder
433 or customer has a lien or ownership rights, respectively, from
434 any lien claimed under part II of chapter 713 by a motor vehicle
435 repair shop for repair work performed under a written repair
436 estimate by filing with the clerk of the court in the circuit in
437 which the disputed transaction occurred a cash or surety bond,
438 payable to the person claiming the lien and conditioned for the
439 payment of any judgment which may be entered on the lien. The
440 bond shall be in the amount stated on the invoice required by s.
441 559.911, plus accrued storage charges, if any, less any amount
442 paid to the motor vehicle repair shop as indicated on the
443 invoice. The lienholder or customer shall not be required to
444 institute judicial proceedings in order to post the bond in the
445 registry of the court, nor shall the lienholder or customer be
446 required to use a particular form for posting the bond, unless
447 the clerk provides shall provide such form to the lienholder or
448 customer for filing. Upon the posting of such bond, the clerk of
449 the court shall automatically issue a certificate notifying the
450 lienor of the posting of the bond and directing the lienor to
451 release the lienholder's or customer's motor vehicle.

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452 (b) The lienor shall have 60 days to file suit to recover
453 the bond. The prevailing party in that action may be entitled to
454 damages plus court costs and reasonable attorney ~~attorney's~~
455 fees. If the lienor fails to file suit within 60 days after the
456 posting of such bond, the bond shall be discharged.

457 ~~(3)(2)~~ The failure of a lienor to release or return to the
458 lienholder or customer the motor vehicle upon which any lien is
459 claimed, upon receiving a copy of a certificate giving notice of
460 the posting of the bond and directing release of the motor
461 vehicle, shall subject the lienor to judicial proceedings which
462 may be brought by the lienholder or customer to compel
463 compliance with the certificate. ~~If Whenever~~ a lienholder
464 pursuant to s. 713.585 or customer brings an action to compel
465 compliance with the certificate, the lienholder or customer need
466 only establish that:

467 (a) Bond in the amount of the invoice, plus accrued
468 storage charges, if any, less any amount paid to the motor
469 vehicle repair shop as indicated on the invoice, was posted;

470 (b) A certificate was issued pursuant to this section;

471 (c) The motor vehicle repair shop, or any employee or
472 agent thereof who is authorized to release the motor vehicle,
473 received a copy of a certificate issued pursuant to this
474 section; and

475 (d) The motor vehicle repair shop or employee authorized
476 to release the motor vehicle failed to release the motor
477 vehicle.

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478
479 The lienholder or customer, upon a judgment in her or his favor
480 in an action brought under this subsection, may be entitled to
481 damages plus court costs and reasonable attorney ~~attorney's~~ fees
482 sustained by her or him by reason of such wrongful detention or
483 retention. Upon a judgment in favor of the motor vehicle repair
484 shop, the shop may be entitled to reasonable attorney ~~attorney's~~
485 fees.

486 ~~(4)(3)~~ Any motor vehicle repair shop that ~~which~~, or any
487 employee or agent thereof who is authorized to release the motor
488 vehicle who, upon receiving a copy of a certificate giving
489 notice of the posting of the bond in the required amount and
490 directing release of the motor vehicle, fails to release or
491 return the property to the lienholder or customer pursuant to
492 this section commits ~~is guilty of~~ a misdemeanor of the second
493 degree, punishable as provided in s. 775.082 or s. 775.083.

494 ~~(5)(4)~~ Any lienholder or customer who stops payment on a
495 credit card charge or a check drawn in favor of a motor vehicle
496 repair shop on account of an invoice, or who fails to post a
497 cash or surety bond pursuant to this section, shall be
498 prohibited from any recourse under this section with respect to
499 the motor vehicle repair shop.

500

501

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

503 Remove lines 2-174 and insert:

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504 An act relating to regulated service providers; amending s.
505 472.007, F.S.; revising the composition of the Board of
506 Professional Surveyors and Mappers; amending s. 472.015, F.S.;
507 requiring the Department of Agriculture and Consumer Services to
508 waive the initial land surveying and mapping license fee for
509 certain veterans, the spouses of such veterans, or certain
510 business entities that have a majority ownership held by such
511 veterans or spouses; amending s. 493.6105, F.S.; waiving the
512 initial application fee for veterans for certain private
513 investigative, private security, and repossession service
514 licenses; revising certain fees for initial license
515 applications; revising the submission requirements for a Class
516 "K" license; amending s. 493.6106, F.S.; deleting a provision
517 requiring that certain applicants submit additional
518 documentation establishing state residency; amending s.
519 493.6107, F.S.; waiving the initial license fees for veterans
520 for certain private investigative, private security, and
521 repossession service licenses; amending s. 493.6108, F.S.;
522 requiring the Department of Law Enforcement to retain
523 fingerprints submitted for private investigative, private
524 security, and repossession service licenses, to enter such
525 fingerprints into the statewide automated biometric
526 identification system and the Federal Bureau of Investigation's
527 national retained print arrest notification program, and to
528 report any arrest record information to the Department of
529 Agriculture and Consumer Services; requiring the department to

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530 provide information about an arrest of a licensee for certain
531 crime within the state to the agency that employs the licensee;
532 amending s. 493.6113, F.S.; clarifying the renewal requirements
533 for Class "K" licenses; requiring a person holding a private
534 investigative, private security, or repossession service license
535 issued before a certain date to submit, upon first renewal of
536 the license, a full set of fingerprints and a fingerprint
537 processing fee; amending ss. 493.6202, 493.6302, and 493.6402,
538 F.S.; waiving initial license fees for veterans for certain
539 private investigative, private security, and repossession
540 service licenses; amending s. 501.0125, F.S.; revising the
541 definition of the term "health studio"; defining the term
542 "personal trainer"; amending s. 501.015, F.S.; requiring the
543 department to waive the initial health studio registration fee
544 for certain veterans, the spouses of such veterans, or certain
545 business entities that have a majority ownership held by such
546 veterans or spouses; amending s. 501.605, F.S.; prohibiting the
547 use of a mail drop as a street address for the principal
548 location of a commercial telephone seller; requiring the
549 department to waive the initial commercial telephone seller
550 license fee for certain veterans, the spouses of such veterans,
551 or certain business entities that have a majority ownership held
552 by such veterans or spouses; amending s. 501.607, F.S.;
553 requiring the department to waive the initial telephone
554 salesperson license fees for certain veterans, the spouses of
555 such veterans, or certain business entities that have a majority

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556 ownership held by such veterans or spouses; amending s. 507.03,
557 F.S.; requiring the department to waive the initial registration
558 fee for an intrastate mover for certain veterans, the spouses of
559 such veterans, or certain business entities that have a majority
560 ownership held by such veterans or spouses; amending s. 527.02,
561 F.S.; requiring the department to waive the original liquefied
562 petroleum gas license fee for certain veterans, the spouses of
563 such veterans, or certain business entities that have a majority
564 ownership held by such veterans or spouses; amending s. 527.021,
565 F.S.; deleting a provision requiring a fee for registering
566 transport vehicles; amending s. 531.37, F.S.; revising the
567 definition of the term "weights and measures"; amending s.
568 531.415, F.S.; revising the fees for actual metrology laboratory
569 calibration and testing services; amending s. 531.60, F.S.;
570 clarifying the applicability of permits for commercially
571 operated or tested weights or measures instruments or devices;
572 requiring a new permit application if a new owner acquires and
573 moves an instrument or a device; requiring a business to notify
574 the department of certain information under certain
575 circumstances; deleting a provision authorizing the department
576 to test weights and measures instruments or devices under
577 certain circumstances; amending s. 531.61, F.S.; clarifying
578 provisions exempting certain instruments or devices from
579 specified requirements; amending s. 531.62, F.S.; specifying
580 that the commercial use permit fee is based upon the number and
581 types of instruments or devices permitted; revising the

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582 expiration date of the commercial use permit; requiring annual
583 and biennial commercial use permit renewals to meet the same
584 requirements; amending s. 531.63, F.S.; revising the commercial
585 use permit fees and fee structures; amending s. 531.65, F.S.;
586 clarifying that the department may use one or more of the
587 prescribed penalties for the unauthorized use of a weights and
588 measures instrument or device; amending s. 539.001, F.S.;
589 requiring the department to waive the initial pawnbroker license
590 fee for certain veterans, the spouses of such veterans, or
591 certain business entities that have a majority ownership held by
592 such veterans or spouses; amending s. 559.904, F.S.; requiring
593 the department to waive the initial motor vehicle repair shop
594 registration fee for certain veterans, the spouses of such
595 veterans, or certain business entities that have a majority
596 ownership held by such veterans or spouses; amending s. 559.927,
597 F.S.; revising definitions; amending s. 559.928, F.S.; revising
598 the registration requirements for sellers of travel; requiring
599 the department to waive the initial seller of travel
600 registration fee for certain veterans, the spouses of such
601 veterans, or certain business entities that have a majority
602 ownership held by such veterans or spouses; requiring each
603 advertisement, each certificate, or any other travel document to
604 include a specified phrase; deleting a provision requiring an
605 advertisement to include a specified phrase; revising the
606 circumstances under which the department may deny or refuse to
607 renew a registration; authorizing the department to revoke the

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608 registration of a seller of travel under certain circumstances;
609 amending s. 559.929, F.S.; revising certain security
610 requirements; amending s. 559.9295, F.S.; revising the
611 requirements that certain sellers of travel submit and disclose
612 to the department; deleting provisions relating to the duties of
613 the department; amending s. 559.932, F.S.; requiring a specified
614 typeface point size for certain disclosures; requiring the
615 department to review copies of certain certificates and
616 contracts for compliance with disclosure requirements; amending
617 s. 559.933, F.S.; making technical changes; amending s.
618 559.9335, F.S.; revising violations relating to the sale of
619 travel; amending s. 559.935, F.S.; deleting a provision
620 requiring an affidavit of exemption to obtain a seller of travel
621 affiliate exemption; adding embezzlement as a crime for which
622 the department may revoke certain exemptions; amending s.
623 559.936, F.S.; conforming cross-references; amending s. 616.242,
624 F.S.; exempting water-related amusement rides operated by
625 lodging and food service establishments and membership
626 campgrounds, amusement rides at private, membership-only
627 facilities, and nonprofit permanent facilities from certain
628 safety standards; authorizing owners or managers of amusement
629 rides to use alternative forms to record ride inspections and
630 employee training; amending s. 713.585, F.S.; revising certain
631 notice requirements; authorizing the owner of a vehicle or a
632 person claiming an interest in the vehicle or in a lien thereon
633 to post a bond to recover possession of a vehicle held by a

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634 | lienor; requiring the clerk of the court to issue a certificate
635 | notifying the lienor of the posting of bond; establishing
636 | procedures and requirements for a vehicle owner to reclaim such
637 | vehicles recovered by a lienholder; authorizing courts to award
638 | damages based on claims relating to the enforcement of certain
639 | lien and recovery rights; requiring courts to provide for the
640 | immediate payment of proceeds and awards and immediate release
641 | of bonds; amending s. 790.06, F.S.; revising the requirements
642 | for issuance of a concealed weapon or firearm license; requiring
643 | directions for expedited processing requests in the license
644 | application form; revising the initial and renewal fees for a
645 | concealed weapon or firearm license; providing a process for
646 | expediting applications for servicemembers and veterans;
647 | requiring that notice of the suspension or revocation of a
648 | concealed weapon or firearm license or the suspension of the
649 | processing of an application for such license be given by
650 | personal delivery or first-class mail; specifying deadlines for
651 | requests for a hearing for suspensions or revocations;
652 | specifying standards of proof for notice of suspensions or
653 | revocations; requiring concealed weapon or firearm license
654 | renewals to include an affidavit submitted under oath and under
655 | penalty of perjury, rather than a notarized affidavit; amending
656 | s. 790.0625, F.S.; authorizing certain tax collector offices,
657 | upon approval and confirmation of license issuance by the
658 | department, to print and deliver concealed weapon or firearm

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659 licenses; amending ss. 559.917, 559.9285, and 559.937, F.S.;

660 conforming terminology; providing effective dates.