

THE FLORIDA SENATE
2023 SUMMARY OF LEGISLATION PASSED
Committee on Commerce and Tourism

CS/HB 737 — Secondhand Goods

by Commerce Committee and Reps. Barnaby, Mooney, and others (SB 442 by Senators Gruters, Hooper, and DiCeglie)

Chapter 538, F.S., regulates secondhand dealers and secondary metal recyclers in the trade of secondhand goods. A secondhand dealer is a person, corporation, or other business organization or entity that is not a secondary metals recycler, engaged in the business of purchasing, consigning, or trading secondhand goods. Secondhand goods are previously owned or used personal property that is purchased, consigned, or traded as used property.

The bill amends the definition of “secondhand goods” to exclude gold bullion, silver bullion, platinum bullion, palladium bullion, or rhodium bullion if such bullion has been assayed and is properly marked as to its weight and fineness.

By excluding the listed kinds of bullions from the definition of “secondhand goods,” these items will no longer be regulated as secondhand goods under state law, thus secondhand dealers will no longer be subject to transaction recordkeeping or holding period requirements in connection with them.

If approved by the Governor, or allowed to become law without the Governor’s signature, these provisions take effect July 1, 2023.

Vote: Senate 38-0; House 108-1