

By Senator Laurent

17-210A-00

See HB

1 A bill to be entitled
2 An act relating to warehouseman liens; amending
3 s. 677.209, F.S.; providing for a lien on goods
4 covered by an electronic notification of
5 receipt; amending s. 671.201, F.S.; providing
6 that a warehouse receipt is a written receipt
7 or an electronic notification of receipt;
8 providing an effective date.

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

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12 Section 1. Subsection (1) of section 677.209, Florida
13 Statutes, is amended to read:

14 677.209 Lien of warehouseman.--

15 (1) A warehouseman has a lien against the bailor on
16 the goods covered by a warehouse receipt or an electronic
17 notification of receipt of such goods or on the proceeds
18 thereof in his or her possession for charges for storage or
19 transportation (including demurrage and terminal charges),
20 insurance, labor, or charges present or future in relation to
21 the goods, and for expenses necessary for preservation of the
22 goods or reasonably incurred in their sale pursuant to law.
23 If the person on whose account the goods are held is liable
24 for like charges or expenses in relation to other goods
25 whenever deposited and it is stated in the receipt that a lien
26 is claimed for charges and expenses in relation to other
27 goods, the warehouseman also has a lien against him or her for
28 such charges and expenses whether or not the other goods have
29 been delivered by the warehouseman. But against a person to
30 whom a negotiable warehouse receipt is duly negotiated a
31 warehouseman's lien is limited to charges in an amount or at a

1 rate specified on the receipt or if no charges are so
2 specified then to a reasonable charge for storage of the goods
3 covered by the receipt or the electronic notification
4 subsequent to the date of the receipt.

5 Section 2. Subsection (45) of section 671.201, Florida
6 Statutes, is amended to read:

7 671.201 General definitions.--Subject to additional
8 definitions contained in the subsequent chapters of this code
9 which are applicable to specific chapters or parts thereof,
10 and unless the context otherwise requires, in this code:

11 (45) "Warehouse receipt" means a written receipt or an
12 electronic notification of receipt issued by a person engaged
13 in the business of storing goods for hire.

14 Section 3. This act shall take effect October 1, 2000.

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17 SENATE SUMMARY

18 Provides for a warehouseman's lien against a bailor for
19 goods covered by an electronic notification of receipt.
20 Provides that a warehouse receipt is a written receipt or
an electronic notification of receipt.

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