



1 personal property moving to or from a factory, store, or other  
2 place of business.

3 (c) "Mover" means any person who engages in the  
4 transportation or shipment of household goods for  
5 compensation.

6 (d) "Shipper" means any person who uses the services  
7 of a mover to transport or ship household goods.

8 (2) A mover must relinquish household goods to a  
9 shipper and must place the goods inside a shipper's dwelling,  
10 unless the shipper has not tendered payment in the amount  
11 specified in a written contract or estimate signed and dated  
12 by the shipper. A mover may not refuse to relinquish  
13 prescription medicines and goods for use by children,  
14 including children's furniture, clothing, or toys under any  
15 circumstances.

16 (3) A mover may not refuse to relinquish to a shipper  
17 household goods, or fail to place the goods inside a shipper's  
18 dwelling, based on the mover's refusal to accept a particular  
19 form of payment, including cash, cashier's check, money order,  
20 travelers check, personal check, credit card, charge card, or  
21 debit card, unless the mover clearly and conspicuously  
22 discloses in a written contract or estimate signed and dated  
23 by the shipper the accepted methods of payment.

24 (4) If a written contract or estimate is provided to a  
25 prospective shipper under this section, the contract, and  
26 estimate if the information is known at the time of making the  
27 estimate, must be in writing and include:

28 (a) The name, telephone number, and physical address  
29 where the mover's employees are available during normal  
30 business hours.

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1           (b) The date the contract or estimate is prepared and  
2 any proposed date of the move.

3           (c) The name and address of the shipper, the addresses  
4 where the items are to be picked up and delivered, and a  
5 telephone number where the shipper may be reached.

6           (d) The name, telephone number, and physical address  
7 of any location where the goods will be held pending further  
8 transportation, including situations where the mover retains  
9 possession of goods pending resolution of a fee dispute with  
10 the shipper.

11           (e) An itemized breakdown and description and total of  
12 all costs and services for transportation and accessorial  
13 services to be provided during a move or storage of household  
14 goods.

15           (f) The accepted methods of payment.

16           (5) A mover that lawfully fails to relinquish a  
17 shipper's household goods may place the goods in storage until  
18 payment is tendered; however, the mover must notify the  
19 shipper of the location where the goods are stored and the  
20 amount due within 5 days after receipt of a written request  
21 for that information from the shipper, which request must  
22 include the address where the shipper may receive the notice.  
23 A mover may not require a prospective shipper to waive any  
24 rights or requirements under this section.

25           (6)(a) The refusal of a mover or a mover's employee,  
26 agent, or contractor to comply with an order from a law  
27 enforcement officer to relinquish a shipper's household goods  
28 after the officer determines that the shipper has tendered  
29 payment of the amount of a written estimate or contract, or  
30 after the officer determines that the mover did not produce a  
31 signed estimate or contract upon which demand is being made

1 for payment, is a felony of the third degree, punishable as  
2 provided in section 775.082, section 775.083, or section  
3 775.084, Florida Statutes. A mover's compliance with an order  
4 from a law enforcement officer to relinquish goods to a  
5 shipper is not a waiver or finding of fact regarding any right  
6 to seek further payment from the shipper.

7 (b) The failure or refusal of a mover to comply with  
8 the requirements in subsection (2), subsection (3), or  
9 subsection (5) is a misdemeanor of the first degree,  
10 punishable as provided in section 775.082 or section 775.083,  
11 Florida Statutes.

12 (8) A county may not enact an ordinance regulating the  
13 transportation or shipment of household goods by a mover,  
14 unless:

15 (a) The ordinance regulates the transportation or  
16 shipment of household goods by a mover, originating and  
17 terminating within the jurisdiction of the county; or

18 (b) The ordinance regulates the transportation or  
19 shipment of household goods by a mover, originating and  
20 terminating within the jurisdiction of two or more counties  
21 that:

22 1. Have enacted uniform and identical ordinances;

23 2. Require not more than a single registration and  
24 fee-payment system for partnering counties;

25 3. Require no more than one set of forms that are  
26 consistent with the requirements for the written contract or  
27 estimate in subsection (4); and

28 4. Require that any fees collected be directed only to  
29 funding moving regulation.

30 Section 2. This act shall take effect July 1, 2002.

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STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
COMMITTEE SUBSTITUTE FOR  
CS/SB 2006

The committee substitute clarifies the circumstances when a written contract or estimate must be provided to a prospective shipper; specifies the requirements for a mover to notify a shipper when lawfully withholding household goods for payment; clarifies which proscribed acts are subject to criminal penalties; and authorizes county ordinances regulating local moving that originates and terminates within the county (intra-county), but prohibits inter-county ordinances (local moving that originates and terminates in two or more counties) unless the ordinances of the partnering counties are uniform and identical, establish a single registration and fee-payment system that directs the fees to fund the regulation, and provide a uniform set of forms.