

1                                   A bill to be entitled  
 2       An act relating to household moving services; amending s.  
 3       507.01, F.S.; amending the definition of the term  
 4       "storage"; amending s. 507.02, F.S.; stating that chapter  
 5       507, F.S., relating to household moving services, does not  
 6       supersede certain rights of a mover to refuse to transport  
 7       certain items or the right to exclude liability of certain  
 8       cause of loss provided the terms are in the estimate and  
 9       contract for services; amending s. 507.03, F.S.; removing  
 10      the requirement for certain movers and brokers to obtain a  
 11      local license or registration; removing the requirement  
 12      for such movers and brokers to pay state registration fees  
 13      as well as local fees; amending s. 507.13, F.S.;  
 14      preempting to the state the regulation of movers of  
 15      household goods and moving brokers; providing an effective  
 16      date.

17  
 18 Be It Enacted by the Legislature of the State of Florida:

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 20           Section 1. Subsection (13) of section 507.01, Florida  
 21 Statutes, is amended to read:

22           507.01 Definitions.--As used in this chapter, the term:

23           (13) "Storage" means the temporary warehousing of a  
 24 shipper's goods while under the care, custody, and control of  
 25 the mover.

26           Section 2. Subsection (5) is added to section 507.02,  
 27 Florida Statutes, to read:

28           507.02 Construction; intent; application.--

29           (5) This chapter does not supersede a mover's right to  
 30 refuse to transport certain items, or a mover's common law right  
 31 to exclude liability of certain cause of loss, provided that the  
 32 terms are provided in the estimate and contract for services.

33           Section 3. Subsections (4) through (9) of section 507.03,  
 34 Florida Statutes, are amended to read:

35           507.03 Registration.--

36           ~~(4) Any mover or moving broker whose principal place of~~  
 37 ~~business is located in a county or municipality that requires,~~  
 38 ~~by local ordinance, a local license or registration to engage in~~  
 39 ~~the business of moving and storage of household goods must~~  
 40 ~~obtain the license or registration from the county or~~  
 41 ~~municipality. A mover or broker that obtains a local license or~~  
 42 ~~registration must also pay the state registration fee under~~  
 43 ~~subsection (3).~~

44           (4)-(5) Each contract of a mover or moving broker must  
 45 include the phrase " (NAME OF FIRM) is registered with the  
 46 State of Florida as a Mover or Moving Broker. Registration No.  
 47 \_\_\_\_\_."

48           (5)-(6) Each advertisement of a mover or moving broker must  
 49 include the phrase "Fla. Mover Reg. No. \_\_\_\_\_" or "Fla. IM No.  
 50 \_\_\_\_\_." Each of the mover's vehicles must clearly and  
 51 conspicuously display a sign on the driver's side door which  
 52 includes at least one of these phrases in lettering of at least  
 53 1.5 inches in height.

54           (6)-(7) A registration is not valid for any mover or broker  
 55 transacting business at any place other than that designated in  
 56 the mover's or broker's application, unless the department is

57 first notified in writing before any change of location. A  
58 registration issued under this chapter is not assignable, and  
59 the mover or broker may not conduct business under more than one  
60 name except as registered. A mover or broker desiring to change  
61 its registered name or location or designated agent for service  
62 of process at a time other than upon renewal of registration  
63 must notify the department of the change.

64 (7)~~(8)~~ The department may deny, refuse to renew, or revoke  
65 the registration of any mover or moving broker based upon a  
66 determination that the mover or moving broker, or any of the  
67 mover's or moving broker's directors, officers, owners, or  
68 general partners:

69 (a) Has failed to meet the requirements for registration  
70 as provided in this chapter;

71 (b) Has been convicted of a crime involving fraud,  
72 dishonest dealing, or any other act of moral turpitude;

73 (c) Has not satisfied a civil fine or penalty arising out  
74 of any administrative or enforcement action brought by any  
75 governmental agency or private person based upon conduct  
76 involving fraud, dishonest dealing, or any violation of this  
77 chapter;

78 (d) Has pending against him or her any criminal,  
79 administrative, or enforcement proceedings in any jurisdiction,  
80 based upon conduct involving fraud, dishonest dealing, or any  
81 other act of moral turpitude; or

82 (e) Has had a judgment entered against him or her in any  
83 action brought by the department or the Department of Legal

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84 Affairs under this chapter or ss. 501.201-501.213, the Florida  
85 Deceptive and Unfair Trade Practices Act.

86 ~~(8)(9)~~ Each mover and moving broker shall provide evidence  
87 of the current and valid insurance or alternative coverages  
88 required under s. 507.04.

89 Section 4. Subsection (1) of section 507.13, Florida  
90 Statutes, is amended to read:

91 507.13 Local regulation.--

92 (1) This chapter preempts ~~does not preempt~~ local  
93 ordinances or regulations of a county or municipality which  
94 regulate transactions relating to movers of household goods or  
95 moving brokers. ~~As provided in s. 507.03(4), counties and~~  
96 ~~municipalities may require, levy, or collect any registration~~  
97 ~~fee or tax or require the registration or bonding in any manner~~  
98 ~~of any mover or moving broker.~~

99 Section 5. This act shall take effect July 1, 2007.