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CHAMBER ACTION

Senate

House

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1 The Committee on Commerce (Diaz de la Portilla) recommended the
2 following **amendment**:

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4 **Senate Amendment (with title amendment)**

5 Between line(s) 41 and 42

6 insert:

7 Section 2. Section 527.02, Florida Statutes, is amended to
8 read:

9 527.02 License; penalty; fees.--

10 (1) It is unlawful for any person to engage in this state
11 in the activities of a pipeline system operator, category I
12 liquefied petroleum gas dealer, category II liquefied petroleum
13 gas dispenser, category III liquefied petroleum gas cylinder
14 exchange operator, category IV liquefied petroleum gas dispenser
15 and recreational vehicle servicer, category V liquefied

Bill No. SPB 7052



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16 petroleum gas dealer for industrial uses only, LP gas installer,
 17 specialty installer, dealer in liquefied petroleum gas
 18 appliances and equipment, manufacturer of liquefied petroleum
 19 gas appliances and equipment, requalifier of cylinders, or
 20 fabricator, repairer, and tester of vehicles and cargo tanks
 21 without first obtaining from the department a license to engage
 22 in one or more of these businesses. The sale of liquefied
 23 petroleum gas cylinders with a volume of 10 pounds water
 24 capacity or 4.2 pounds liquefied petroleum gas capacity or less
 25 is exempt from the requirements of this chapter. It is a felony
 26 of the third degree, punishable as provided in s. 775.082, s.
 27 775.083, or s. 775.084, to intentionally or willfully engage in
 28 any of said activities without first obtaining appropriate
 29 licensure from the department.

30 (2) Each business location of a person having multiple
 31 locations shall be separately licensed and must meet the
 32 requirements of this section. Such license shall be granted to
 33 any applicant determined by the department to be competent,
 34 qualified, and trustworthy who files with the department a
 35 surety bond, insurance affidavit, or other proof of insurance,
 36 as hereinafter specified, and pays for such license the
 37 following original application fee for new licenses and annual
 38 renewal fees for existing licenses:

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License Category	Original Application Fee	Renewal Fee
Category I liquefied	<u>\$600</u> \$525	<u>\$500</u> \$425

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	petroleum gas dealer		
		
	. .		
41	Category II	525	<u>425</u> 375
	liquefied		
	petroleum gas		
	dispenser		
		
42	Category III	<u>125</u> 100	<u>75</u> 65
	liquefied		
	petroleum gas		
	cylinder		
	exchange unit		
	operator		
		
43	Category IV	525	<u>425</u> 400
	liquefied		
	petroleum gas		
	dispenser and		
	recreational vehicle		
	servicer		
		
44	Category V liquefied	<u>350</u> 300	<u>275</u> 200
	petroleum petroleum		
	gases dealer for		



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	industrial		
	uses only		
		
45	LP gas installer . .	<u>400</u> 300	<u>300</u> 200
		
46	Specialty installer	300	<u>250</u> 200
		
	. .		
47	Dealer in appliances	50	45
	and equipment for		
	use of liquefied		
	petroleum gas . . .		
		
48	Manufacturer of	525	<u>425</u> 375
	liquefied petroleum		
	gas appliances and		
	equipment		
		
49	Requalifier of	525	<u>425</u> 375
	cylinders		
		
50	Fabricator,	525	<u>425</u> 375
	repairer, and tester		
	of		



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vehicles and cargo

tanks

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Pipeline system 350 275

operator

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53 (3) Beginning July 1, 2012, the department may adjust the
54 fees provided under this section by rule, based on the change in
55 the Consumer Price Index published by the United States
56 Department of Labor, and every 5 years thereafter.

57 (4)~~(3)~~ Any applicant for original license whose
58 application is submitted during the last 6 months of the license
59 year may have the original license fee reduced by one-half for
60 the 6-month period. This provision shall apply only to those
61 companies applying for an original license and shall not be
62 applied to licensees who held a license during the previous
63 license year and failed to renew the license. The department may
64 refuse to issue an initial license to any applicant who is under
65 investigation in any jurisdiction for an action that would
66 constitute a violation of this chapter until such time as the
67 investigation is complete.

68 (5)~~(4)~~ Any person applying for a liquefied petroleum gas
69 license as a specialty installer, as defined by s. 527.01(11),
70 shall upon application to the department identify the specific
71 area of work to be performed. Upon completion of all license
72 requirements set forth in this chapter, the department shall
73 issue the applicant a license specifying the scope of work, as



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74 identified by the applicant and defined by rule of the
75 department, for which the person is authorized.

76 ~~(5) The license fee for a pipeline system operator shall~~
77 ~~be \$100 per system owned or operated by the person, not to~~
78 ~~exceed \$400 per license year. Such license fee applies only to a~~
79 ~~pipeline system operator who owns or operates a liquefied~~
80 ~~petroleum gas pipeline system that is used to transmit liquefied~~
81 ~~petroleum gas from a common source to the ultimate customer and~~
82 ~~that serves 10 or more customers.~~

83 (6) The department shall promulgate rules specifying acts
84 deemed by the department to demonstrate a lack of
85 trustworthiness to engage in activities requiring a license or
86 qualifier identification card under this section.

87 (7) Any license issued by the department may be
88 transferred to any person, firm, or corporation for the
89 remainder of the current license year upon written request to
90 the department by the original licenseholder. Prior to approval
91 of any transfer, all licensing requirements of this chapter must
92 be met by the transferee. A license transfer fee of \$50 shall be
93 charged for each such transfer.

94 Section 3. Subsection (1) of section 527.0201, Florida
95 Statutes, is amended to read:

96 527.0201 Qualifiers; master qualifiers; examinations.--

97 (1) In addition to the requirements of s. 527.02, any
98 person applying for a license to engage in the activities of a
99 pipeline system operator, category I liquefied petroleum gas
100 dealer, category II liquefied petroleum gas dispenser, category
101 IV liquefied petroleum gas dispenser and recreational vehicle



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102 servicer, category V liquefied petroleum gases dealer for
 103 industrial uses only, LP gas installer, specialty installer,
 104 requalification of cylinders, or fabricator, repairer, and
 105 tester of vehicles and cargo tanks must prove competency by
 106 passing a written examination administered by the department or
 107 its agent with a grade of 75 percent or above. Each applicant
 108 for examination as a category II liquefied petroleum gas
 109 dispenser or category V liquefied petroleum gases dealer for
 110 industrial uses only shall submit a \$20 nonrefundable fee. An
 111 applicant for any other examination category must submit a
 112 nonrefundable fee of \$50. The department shall by rule specify
 113 the general areas of competency to be covered by each
 114 examination and the relative weight to be assigned in grading
 115 each area tested.

116 Section 4. Subsection (4) of section 527.021, Florida
 117 Statutes, is amended to read:

118 527.021 Registration of transport vehicles.--

119 (4) An inspection fee of \$75 ~~\$50~~ shall be assessed for
 120 each registered vehicle inspected by the department pursuant to
 121 s. 527.061. All inspection fees collected in connection with
 122 this section shall be deposited in the General Inspection Trust
 123 Fund for the purpose of administering the provisions of this
 124 chapter.

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===== T I T L E A M E N D M E N T =====



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130 And the title is amended as follows:

131 On line(s) 7, after the semicolon,

132 insert:

133 amending s. 527.02, F.S.; increasing certain application
134 fees and renewal fees for licensure as a business that
135 deals in liquefied petroleum gas; revising fees and
136 requirements for licensure as a pipeline system operator;
137 authorizing the department to adjust fees every 5 years by
138 rule; amending s. 527.0201, F.S.; increasing the
139 examination fee for certain categories of applicants for
140 licensure; amending s. 527.021, F.S.; increasing the
141 inspection fee for liquefied petroleum gas delivery
142 vehicles;