

By the Committees on Community Affairs; and Commerce and  
Tourism; and Senator Wise

578-04244-11

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1                                   A bill to be entitled  
2           An act relating to household moving services; amending  
3           s. 507.01, F.S.; redefining the term "storage";  
4           amending s. 507.03, F.S.; providing for the biennial  
5           renewal of mover and moving broker registrations;  
6           authorizing the Department of Agriculture and Consumer  
7           Services to extend registration expiration dates in  
8           order to establish staggered dates; requiring the  
9           calculation of biennial registration fees based on an  
10          annual rate; deleting a provision requiring certain  
11          movers and moving brokers to obtain a local license or  
12          registration and pay the state registration fee;  
13          amending s. 507.07, F.S.; prohibiting a mover or  
14          moving broker from conducting business without being  
15          registered with the department; providing penalties;  
16          amending s. 507.13, F.S.; preempting local ordinances  
17          and regulations except in certain counties;  
18          restricting the levy or collection of local  
19          registration fees and taxes of movers and moving  
20          brokers; providing for local registration and bonding;  
21          exempting local business taxes from preemption;  
22          providing for retroactive application; providing an  
23          effective date.

24  
25   Be It Enacted by the Legislature of the State of Florida:

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

29           507.01 Definitions.—As used in this chapter, the term:

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

33 Section 2. Subsections (1), (3), and (4) of section 507.03,  
34 Florida Statutes, are amended to read:

35 507.03 Registration.—

36 (1) Each mover and moving broker must ~~annually~~ register  
37 with the department, providing its legal business and trade  
38 name, mailing address, and business locations; the full names,  
39 addresses, and telephone numbers of its owners or corporate  
40 officers and directors and the Florida agent of the corporation;  
41 a statement whether it is a domestic or foreign corporation, its  
42 state and date of incorporation, its charter number, and, if a  
43 foreign corporation, the date it registered with the Department  
44 of State; the date on which the mover or broker registered its  
45 fictitious name if the mover or broker is operating under a  
46 fictitious or trade name; the name of all other corporations,  
47 business entities, and trade names through which each owner of  
48 the mover or broker operated, was known, or did business as a  
49 mover or moving broker within the preceding 5 years; and proof  
50 of the insurance or alternative coverages required under s.  
51 507.04.

52 (3) Registration fees shall be calculated at the rate of  
53 \$300 per year per mover or moving broker. All amounts collected  
54 shall be deposited by the Chief Financial Officer to the credit  
55 of the General Inspection Trust Fund of the department for the  
56 sole purpose of administration of this chapter.

57 (4) A registration must be renewed biennially on or before  
58 its expiration date. In order to establish staggered expiration

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59 dates, the department may extend the expiration date of a  
60 registration for a period not to exceed 12 months. ~~Any mover or~~  
61 ~~moving broker whose principal place of business is located in a~~  
62 ~~county or municipality that requires, by local ordinance, a~~  
63 ~~local license or registration to engage in the business of~~  
64 ~~moving and storage of household goods must obtain the license or~~  
65 ~~registration from the county or municipality. A mover or broker~~  
66 ~~that obtains a local license or registration must also pay the~~  
67 ~~state registration fee under subsection (3).~~

68 Section 3. Subsection (1) of section 507.07, Florida  
69 Statutes, is amended to read:

70 507.07 Violations.—It is a violation of this chapter to:

71 (1) Conduct business as a mover or moving broker, or  
72 advertise to engage in the business of moving or offering to  
73 move, without ~~first~~ being registered ~~annually~~ with the  
74 department.

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

77 507.13 Local regulation.—

78 (1) (a) Except as provided in paragraphs (b) and (c), this  
79 chapter preempts a ~~does not preempt~~ local ordinance ~~ordinances~~  
80 or regulation ~~regulations~~ of a county or municipality which  
81 regulates ~~regulate~~ transactions relating to movers of household  
82 goods or moving brokers.

83 (b) This chapter does not preempt an ordinance or  
84 regulation originally enacted by a county before January 1,  
85 2011, or a subsequent amendment to such an ordinance or  
86 regulation. However, registration fees required by such an  
87 ordinance or regulation must be reasonable and may not exceed

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88 the cost of administering the ordinance or regulation. In  
89 addition, registration and bonding may be required only of a  
90 mover or moving broker whose principal place of business is  
91 located within that county's jurisdiction.

92 (c) This section does not preempt a local government's  
93 authority to levy a local business tax pursuant to chapter 205.  
94 ~~As provided in s. 507.03(4), counties and municipalities may~~  
95 ~~require , levy, or collect any registration fee or tax or~~  
96 ~~require the registration or bonding in any manner of any mover~~  
97 ~~or moving broker.~~

98 Section 5. This act shall take effect July 1, 2011, and  
99 shall apply retroactively to local ordinances or regulations  
100 adopted on or after January 1, 2011.