

By Senator Richter

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1                   A bill to be entitled  
2       An act relating to consumer licensing; amending s.  
3       472.015, F.S.; waiving the initial land surveying and  
4       mapping license fee for certain veterans of the United  
5       States Armed Forces, the spouses of such veterans, or  
6       a business entity that has a majority ownership held  
7       by such a veteran or spouse; amending s. 493.6105,  
8       F.S.; requiring that the initial license application  
9       for private investigative, private security, and  
10      repossession services include payment of fingerprint  
11      processing and fingerprint retention fees; amending s.  
12      493.6106, F.S.; deleting a requirement for additional  
13      documentation establishing state residency for private  
14      investigative, private security, and repossession  
15      service licenses; amending s. 493.6108, F.S.;  
16      directing the Department of Law Enforcement to retain  
17      fingerprints submitted for private investigative,  
18      private security, and repossession service licenses,  
19      to enter such fingerprints into the statewide  
20      automated biometric identification system and the  
21      national retained print arrest notification program,  
22      and to report any arrest record information to the  
23      Department of Agriculture and Consumer Services;  
24      directing the Department of Agriculture and Consumer  
25      Services to provide information about an arrest within  
26      the state to the agency that employs the licensee;  
27      amending s. 493.6113, F.S.; requiring a person holding  
28      a private investigative, private security, or  
29      repossession service license issued before a certain

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30 date to submit upon first renewal of the license a  
31 full set of fingerprints and a fingerprint processing  
32 fee to cover the cost of entering the fingerprints in  
33 the statewide automated biometric identification  
34 system; amending ss. 493.6115 and 493.6118, F.S.;  
35 conforming cross-references; amending s. 501.015,  
36 F.S.; waiving the initial health studio registration  
37 fee for certain veterans of the United States Armed  
38 Forces, the spouses of such veterans, or a business  
39 entity that has a majority ownership held by such a  
40 veteran or spouse; amending s. 501.0581, F.S.;  
41 transferring enforcement authority of the Florida  
42 Commercial Weight-Loss Practices Act from the  
43 Department of Agriculture and Consumer Services to the  
44 Department of Health; amending s. 501.0583, F.S.;  
45 transferring enforcement authority of penalties for  
46 selling, delivering, bartering, furnishing, or giving  
47 weight-loss pills to persons under the age of 18 from  
48 the Department of Agriculture and Consumer Services to  
49 the Department of Health; amending s. 501.605, F.S.;  
50 prohibiting the use of a mail drop as a street address  
51 for the principal location of a commercial telephone  
52 seller; amending s. 501.607, F.S.; waiving the initial  
53 salesperson license fees for certain veterans of the  
54 United States Armed Forces, the spouses of such  
55 veterans, or a business entity that has a majority  
56 ownership held by such a veteran or spouse; amending  
57 s. 507.03, F.S.; waiving the initial registration fee  
58 for an intrastate movers license for certain veterans

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59 of the United States Armed Forces, the spouses of such  
60 veterans, or a business entity that has a majority  
61 ownership held by such a veteran or spouse; amending  
62 s. 527.02, F.S.; waiving the original liquefied  
63 petroleum gas dealer license fee for certain veterans  
64 of the United States Armed Forces, the spouses of such  
65 veterans, or a business entity that has a majority  
66 ownership held by such a veteran or spouse; amending  
67 s. 539.001, F.S.; waiving the initial pawnbroker  
68 license fee for certain veterans of the United States  
69 Armed Forces, the spouses of such veterans, or a  
70 business entity that has a majority ownership held by  
71 such a veteran or spouse; amending s. 559.904, F.S.;  
72 waiving the initial motor vehicle repair shop  
73 registration fee for certain veterans of the United  
74 States Armed Forces, the spouses of such veterans, or  
75 a business entity that has a majority ownership held  
76 by such a veteran or spouse; amending s. 559.928,  
77 F.S.; waiving the initial seller of travel  
78 registration fee for certain veterans of the United  
79 States Armed Forces, the spouses of such veterans, or  
80 a business entity that has a majority ownership held  
81 by such a veteran or spouse; amending s. 616.242,  
82 F.S.; deleting an obsolete provision allowing fair  
83 owners to post a bond rather than carry a certificate  
84 of insurance; exempting water-related amusement rides  
85 operated by lodging and food service establishments  
86 and membership campgrounds, amusement rides at  
87 private, membership-only facilities, and nonprofit

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88 permanent facilities from certain safety standards;  
89 authorizing owners or managers of amusement rides to  
90 use alternate forms to record employee training and  
91 ride inspections; amending s. 790.06, F.S.; requiring  
92 firearm course instructors to maintain records  
93 attesting to the use of live fire with specified  
94 firearms and ammunition by students in his or her  
95 physical presence; requiring notice of the suspension  
96 or revocation of a concealed weapon or firearm license  
97 or the suspension of the processing of an application  
98 for such license to be given by personal delivery,  
99 first-class mail, or e-mail; requiring concealed  
100 weapon or firearm license renewals to include an  
101 affidavit submitted under oath and under penalty of  
102 perjury; amending s. 790.0625, F.S.; authorizing  
103 certain tax collector offices, upon approval and  
104 confirmation of license issuance by the Department of  
105 Agriculture and Consumer Services, to print and  
106 deliver concealed weapon or firearm licenses;  
107 providing an effective date.

108  
109 Be It Enacted by the Legislature of the State of Florida:

110  
111 Section 1. Subsection (3) of section 472.015, Florida  
112 Statutes, is amended to read:

113 472.015 Licensure.—

114 (3) (a) Before the issuance of any license, the department  
115 may charge an initial license fee as determined by rule of the  
116 board. Upon receipt of the appropriate license fee, except as

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117 provided in subsection (6), the department shall issue a license  
118 to any person certified by the board, or its designee, as having  
119 met the applicable requirements imposed by law or rule. However,  
120 an applicant who is not otherwise qualified for licensure is not  
121 entitled to licensure solely based on a passing score on a  
122 required examination.

123 (b) The department shall waive the initial license fee for  
124 an honorably discharged veteran of the United States Armed  
125 Forces, the spouse of such a veteran, or a business entity that  
126 has a majority ownership held by such a veteran or spouse if the  
127 department receives an application, in a format prescribed by  
128 the department, within 60 months after the date of the veteran's  
129 discharge from any branch of the United States Armed Forces. To  
130 qualify for the waiver, a veteran must provide to the department  
131 a copy of his or her DD Form 214 or NGB Form 22; the spouse of a  
132 veteran must provide to the department a copy of the veteran's  
133 DD Form 214 or NGB Form 22 and a copy of a valid marriage  
134 license or certificate verifying that he or she was lawfully  
135 married to the veteran at the time of discharge; or a business  
136 entity must provide to the department proof that a veteran or  
137 the spouse of a veteran holds a majority ownership in the  
138 business, a copy of the veteran's DD Form 214 or NGB Form 22,  
139 and, if applicable, a copy of a valid marriage license or  
140 certificate verifying that the spouse of the veteran was  
141 lawfully married to the veteran at the time of discharge.

142 Section 2. Paragraph (j) of subsection (3) of section  
143 493.6105, Florida Statutes, is amended to read:

144 493.6105 Initial application for license.—

145 (3) The application must contain the following information

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146 concerning the individual signing the application:

147 (j) A full set of fingerprints, a fingerprint processing  
148 fee, and a fingerprint retention fee to cover the cost of  
149 retaining the fingerprints in the statewide automated biometric  
150 identification system pursuant to s. 493.6108(2) (a) and the cost  
151 of enrolling the fingerprints in the national retained print  
152 arrest notification program when the program is operational and  
153 the Department of Law Enforcement begins participation. The  
154 fingerprint processing and retention fees shall ~~to~~ be  
155 established by rule of the department based upon costs  
156 determined by state and federal agency charges and department  
157 processing costs. An applicant who has, within the immediately  
158 preceding 6 months, submitted such fingerprints and fees ~~fee~~ for  
159 licensing purposes under this chapter and who still holds a  
160 valid license is not required to submit another set of  
161 fingerprints or another fingerprint processing fee. An applicant  
162 who holds multiple licenses issued under this chapter is  
163 required to pay only a single fingerprint retention fee.

164 Section 3. Paragraph (f) of subsection (1) of section  
165 493.6106, Florida Statutes, is amended to read:

166 493.6106 License requirements; posting.—

167 (1) Each individual licensed by the department must:

168 (f) Be a citizen or permanent legal resident alien of the  
169 United States or have appropriate authorization issued by the  
170 United States Citizenship and Immigration Services of the United  
171 States Department of Homeland Security.

172 1. An applicant for a Class "C," Class "CC," Class "D,"  
173 Class "DI," Class "E," Class "EE," Class "M," Class "MA," Class  
174 "MB," Class "MR," or Class "RI" license who is not a United

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175 States citizen must submit proof of current employment  
176 authorization issued by the United States Citizenship and  
177 Immigration Services or proof that she or he is deemed a  
178 permanent legal resident alien by the United States Citizenship  
179 and Immigration Services.

180 2. An applicant for a Class "G" or Class "K" license who is  
181 not a United States citizen must submit proof that she or he is  
182 deemed a permanent legal resident alien by the United States  
183 Citizenship and Immigration Services, ~~together with additional~~  
184 ~~documentation establishing that she or he has resided in the~~  
185 ~~state of residence shown on the application for at least 90~~  
186 ~~consecutive days before the date that the application is~~  
187 ~~submitted.~~

188 3. An applicant for an agency or school license who is not  
189 a United States citizen or permanent legal resident alien must  
190 submit documentation issued by the United States Citizenship and  
191 Immigration Services stating that she or he is lawfully in the  
192 United States and is authorized to own and operate the type of  
193 agency or school for which she or he is applying. An employment  
194 authorization card issued by the United States Citizenship and  
195 Immigration Services is not sufficient documentation.

196 Section 4. Subsections (2) and (3) of section 493.6108,  
197 Florida Statutes, are renumbered as subsections (3) and (4),  
198 respectively, and a new subsection (2) is added to that section,  
199 to read:

200 493.6108 Investigation of applicants by Department of  
201 Agriculture and Consumer Services.—

202 (2) (a) The Department of Law Enforcement shall retain and  
203 enter into the statewide automated biometric identification

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204 system authorized under s. 943.05 all fingerprints submitted to  
205 the department pursuant to this chapter. The Department of Law  
206 Enforcement shall enroll such fingerprints in the national  
207 retained print arrest notification program when the program is  
208 operational and the Department of Law Enforcement begins  
209 participation. Thereafter, the fingerprints shall be available  
210 for arrest notifications required by paragraph (b) and all  
211 purposes and uses authorized for arrest fingerprints entered  
212 into the statewide automated biometric identification system.

213 (b) The Department of Law Enforcement shall search all  
214 arrest fingerprints against fingerprints retained pursuant to  
215 paragraph (a) and report any arrest record identified by the  
216 Department of Law Enforcement or the Federal Bureau of  
217 Investigation to the department. If the department receives  
218 information about an arrest within the state of a person who  
219 holds a valid license issued under this chapter for a crime that  
220 could potentially disqualify the person from holding such a  
221 license, the department shall provide the arrest information to  
222 the agency that employs the licensee.

223 Section 5. Subsection (3) of section 493.6113, Florida  
224 Statutes, is amended to read:

225 493.6113 Renewal application for licensure.—

226 (3) (a) Each licensee is responsible for renewing his or her  
227 license on or before its expiration by filing with the  
228 department an application for renewal accompanied by payment of  
229 the renewal fee and the fingerprint retention fee to cover the  
230 cost of ongoing retention in the statewide automated biometric  
231 identification system ~~prescribed license fee.~~

232 (b) In addition to the fees specified in paragraph (a), a



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233 person holding a valid license issued under this chapter before  
234 January 1, 2016, must submit upon first renewal of the license a  
235 full set of fingerprints and a fingerprint processing fee to  
236 cover the cost of entering the fingerprints into the statewide  
237 automated biometric identification system pursuant to s.  
238 493.6108(2) (a). Subsequent renewals may be completed without  
239 submission of a set of fingerprints.

240 (c)~~(a)~~ Each Class "B" licensee shall additionally submit on  
241 a form prescribed by the department a certification of insurance  
242 that evidences that the licensee maintains coverage as required  
243 under s. 493.6110.

244 (d)~~(b)~~ Each Class "G" licensee shall additionally submit  
245 proof that he or she has received during each year of the  
246 license period a minimum of 4 hours of firearms recertification  
247 training taught by a Class "K" licensee and has complied with  
248 such other health and training requirements that the department  
249 shall adopt by rule. Proof of completion of firearms  
250 recertification training shall be submitted to the department  
251 upon completion of the training. If the licensee fails to  
252 complete the required 4 hours of annual training during the  
253 first year of the 2-year term of the license, the license shall  
254 be automatically suspended. The licensee must complete the  
255 minimum number of hours of range and classroom training required  
256 at the time of initial licensure and submit proof of completion  
257 of such training to the department before the license may be  
258 reinstated. If the licensee fails to complete the required 4  
259 hours of annual training during the second year of the 2-year  
260 term of the license, the licensee must complete the minimum  
261 number of hours of range and classroom training required at the

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262 time of initial licensure and submit proof of completion of such  
263 training to the department before the license may be renewed.

264 The department may waive the firearms training requirement if:

265 1. The applicant provides proof that he or she is currently  
266 certified as a law enforcement officer or correctional officer  
267 under the Criminal Justice Standards and Training Commission and  
268 has completed law enforcement firearms requalification training  
269 annually during the previous 2 years of the licensure period;

270 2. The applicant provides proof that he or she is currently  
271 certified as a federal law enforcement officer and has received  
272 law enforcement firearms training administered by a federal law  
273 enforcement agency annually during the previous 2 years of the  
274 licensure period; or

275 3. The applicant submits a valid firearm certificate among  
276 those specified in s. 493.6105(6) (a) and provides proof of  
277 having completed requalification training during the previous 2  
278 years of the licensure period.

279 (e)~~(e)~~ Each Class "DS" or Class "RS" licensee shall  
280 additionally submit the current curriculum, examination, and  
281 list of instructors.

282 (f)~~(d)~~ Each Class "K" licensee shall additionally submit  
283 one of the certificates specified under s. 493.6105(6) as proof  
284 that he or she remains certified to provide firearms  
285 instruction.

286 Section 6. Subsection (6) of section 493.6115, Florida  
287 Statutes, is amended to read:

288 493.6115 Weapons and firearms.—

289 (6) In addition to any other firearm approved by the  
290 department, a licensee who has been issued a Class "G" license

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291 may carry a .38 caliber revolver; or a .380 caliber or 9  
292 millimeter semiautomatic pistol; or a .357 caliber revolver with  
293 .38 caliber ammunition only; or a .40 caliber handgun; or a .45  
294 ACP handgun while performing duties authorized under this  
295 chapter. A licensee may not carry more than two firearms upon  
296 her or his person when performing her or his duties. A licensee  
297 may only carry a firearm of the specific type and caliber with  
298 which she or he is qualified pursuant to the firearms training  
299 referenced in subsection (8) or s. 493.6113(3)(d)  
300 ~~493.6113(3)(b)~~.

301 Section 7. Paragraph (u) of subsection (1) of section  
302 493.6118, Florida Statutes, is amended to read:

303 493.6118 Grounds for disciplinary action.—

304 (1) The following constitute grounds for which disciplinary  
305 action specified in subsection (2) may be taken by the  
306 department against any licensee, agency, or applicant regulated  
307 by this chapter, or any unlicensed person engaged in activities  
308 regulated under this chapter.

309 (u) For a Class "G" licensee, failing to timely complete  
310 recertification training as required in s. 493.6113(3)(d)  
311 ~~493.6113(3)(b)~~.

312 Section 8. Subsection (2) of section 501.015, Florida  
313 Statutes, is amended to read:

314 501.015 Health studios; registration requirements and  
315 fees.—Each health studio shall:

316 (2) Remit an annual registration fee of \$300 to the  
317 department at the time of registration for each of the health  
318 studio's business locations. The department shall waive the  
319 initial registration fee for an honorably discharged veteran of

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320 the United States Armed Forces, the spouse of such a veteran, or  
321 a business entity that has a majority ownership held by such a  
322 veteran or spouse if the department receives an application, in  
323 a format prescribed by the department, within 60 months after  
324 the date of the veteran's discharge from any branch of the  
325 United States Armed Forces. To qualify for the waiver, a veteran  
326 must provide to the department a copy of his or her DD Form 214  
327 or NGB Form 22; the spouse of a veteran must provide to the  
328 department a copy of the veteran's DD Form 214 or NGB Form 22  
329 and a copy of a valid marriage license or certificate verifying  
330 that he or she was lawfully married to the veteran at the time  
331 of discharge; or a business entity must provide to the  
332 department proof that a veteran or the spouse of a veteran holds  
333 a majority ownership in the business, a copy of the veteran's DD  
334 Form 214 or NGB Form 22, and, if applicable, a copy of a valid  
335 marriage license or certificate verifying that the spouse of the  
336 veteran was lawfully married to the veteran at the time of  
337 discharge.

338 Section 9. Subsections (1) and (2) of section 501.0581,  
339 Florida Statutes, are amended to read:

340 501.0581 Commercial Weight-Loss Practices Act; civil  
341 remedies.—

342 (1) The Department of Health ~~Ag~~~~riculture~~ ~~and~~ ~~Consumer~~  
343 ~~Services~~ may bring a civil action in circuit court for temporary  
344 or permanent injunctive relief to enforce ~~the provisions of this~~  
345 act and may seek other appropriate civil relief, including a  
346 civil penalty not to exceed \$5,000 for each violation, for  
347 restitution and damages for injured customers, court costs, and  
348 reasonable attorney ~~attorney's~~ fees.

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349 (2) The Department of Health ~~Agriculture and Consumer~~  
350 ~~Services~~ may terminate any investigation or action upon  
351 agreement by the offender to pay a stipulated civil penalty,  
352 make restitution or pay damages to customers, or satisfy any  
353 other relief authorized herein and requested by the department.

354 Section 10. Subsection (3) of section 501.0583, Florida  
355 Statutes, is amended to read:

356 501.0583 Selling, delivering, bartering, furnishing, or  
357 giving weight-loss pills to persons under age 18; penalties;  
358 defense.—

359 (3) A first violation of subsection (2) or this subsection  
360 is punishable by a fine of \$100. A second violation of  
361 subsection (2) or this subsection is punishable by a fine of  
362 \$250. A third violation of subsection (2) or this subsection is  
363 punishable by a fine of \$500. A fourth or subsequent violation  
364 of subsection (2) or this subsection is punishable by a fine as  
365 determined by the Department of Health ~~Agriculture and Consumer~~  
366 ~~Services~~, not to exceed \$1,000.

367 Section 11. Paragraph (j) of subsection (2) and paragraph  
368 (b) of subsection (5) of section 501.605, Florida Statutes, are  
369 amended to read:

370 501.605 Licensure of commercial telephone sellers.—

371 (2) An applicant for a license as a commercial telephone  
372 seller must submit to the department, in such form as it  
373 prescribes, a written application for the license. The  
374 application must set forth the following information:

375 (j) The complete street address of each location,  
376 designating the principal location, from which the applicant  
377 will be doing business. The street address may not be ~~if any~~

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378 ~~location is a mail drop, this shall be disclosed as such.~~

379  
380 The application shall be accompanied by a copy of any: Script,  
381 outline, or presentation the applicant will require or suggest a  
382 salesperson to use when soliciting, or, if no such document is  
383 used, a statement to that effect; sales information or  
384 literature to be provided by the applicant to a salesperson; and  
385 sales information or literature to be provided by the applicant  
386 to a purchaser in connection with any solicitation.

387 (5) An application filed pursuant to this part must be  
388 verified and accompanied by:

389 (b) A fee for licensing in the amount of \$1,500. The fee  
390 shall be deposited into the General Inspection Trust Fund. The  
391 department shall waive the initial licensing fee for an  
392 honorably discharged veteran of the United States Armed Forces,  
393 the spouse of such a veteran, or a business entity that has a  
394 majority ownership held by such a veteran or spouse if the  
395 department receives an application, in a format prescribed by  
396 the department, within 60 months after the date of the veteran's  
397 discharge from any branch of the United States Armed Forces. To  
398 qualify for the waiver, a veteran must provide to the department  
399 a copy of his or her DD Form 214 or NGB Form 22; the spouse of a  
400 veteran must provide to the department a copy of the veteran's  
401 DD Form 214 or NGB Form 22 and a copy of a valid marriage  
402 license or certificate verifying that he or she was lawfully  
403 married to the veteran at the time of discharge; or a business  
404 entity must provide to the department proof that a veteran or  
405 the spouse of a veteran holds a majority ownership in the  
406 business, a copy of the veteran's DD Form 214 or NGB Form 22,

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407 and, if applicable, a copy of a valid marriage license or  
408 certificate verifying that the spouse of the veteran was  
409 lawfully married to the veteran at the time of discharge.

410 Section 12. Paragraph (b) of subsection (2) of section  
411 501.607, Florida Statutes, is amended to read:

412 501.607 Licensure of salespersons.—

413 (2) An application filed pursuant to this section must be  
414 verified and be accompanied by:

415 (b) A fee for licensing in the amount of \$50 per  
416 salesperson. The fee shall be deposited into the General  
417 Inspection Trust Fund. The fee for licensing may be paid after  
418 the application is filed, but must be paid within 14 days after  
419 the applicant begins work as a salesperson. The department shall  
420 waive the initial licensing fee for an honorably discharged  
421 veteran of the United States Armed Forces, the spouse of such a  
422 veteran, or a business entity that has a majority ownership held  
423 by such a veteran or spouse if the department receives an  
424 application, in a format prescribed by the department, within 60  
425 months after the date of the veteran's discharge from any branch  
426 of the United States Armed Forces. To qualify for the waiver, a  
427 veteran must provide to the department a copy of his or her DD  
428 Form 214 or NGB Form 22; the spouse of a veteran must provide to  
429 the department a copy of the veteran's DD Form 214 or NGB Form  
430 22 and a copy of a valid marriage license or certificate  
431 verifying that he or she was lawfully married to the veteran at  
432 the time of discharge; or a business entity must provide to the  
433 department proof that a veteran or the spouse of a veteran holds  
434 a majority ownership in the business, a copy of the veteran's DD  
435 Form 214 or NGB Form 22, and, if applicable, a copy of a valid

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436 marriage license or certificate verifying that the spouse of the  
437 veteran was lawfully married to the veteran at the time of  
438 discharge.

439 Section 13. Subsection (3) of section 507.03, Florida  
440 Statutes, is amended to read:

441 507.03 Registration.—

442 (3) (a) Registration fees shall be calculated at the rate of  
443 \$300 per year per mover or moving broker. All amounts collected  
444 shall be deposited by the Chief Financial Officer to the credit  
445 of the General Inspection Trust Fund of the department for the  
446 sole purpose of administration of this chapter.

447 (b) The department shall waive the initial registration fee  
448 for an honorably discharged veteran of the United States Armed  
449 Forces, the spouse of such a veteran, or a business entity that  
450 has a majority ownership held by such a veteran or spouse if the  
451 department receives an application, in a format prescribed by  
452 the department, within 60 months after the date of the veteran's  
453 discharge from any branch of the United States Armed Forces. To  
454 qualify for the waiver, a veteran must provide to the department  
455 a copy of his or her DD Form 214 or NGB Form 22; the spouse of a  
456 veteran must provide to the department a copy of the veteran's  
457 DD Form 214 or NGB Form 22 and a copy of a valid marriage  
458 license or certificate verifying that he or she was lawfully  
459 married to the veteran at the time of discharge; or a business  
460 entity must provide to the department proof that a veteran or  
461 the spouse of a veteran holds a majority ownership in the  
462 business, a copy of the veteran's DD Form 214 or NGB Form 22,  
463 and, if applicable, a copy of a valid marriage license or  
464 certificate verifying that the spouse of the veteran was



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465 lawfully married to the veteran at the time of discharge.

466 Section 14. Subsection (3) of section 527.02, Florida  
467 Statutes, is amended to read:

468 527.02 License; penalty; fees.—

469 (3) (a) An ~~Any~~ applicant for an original license who submits  
470 an ~~whose~~ application ~~is submitted~~ during the last 6 months of  
471 the license year may have the original license fee reduced by  
472 one-half for the 6-month period. This provision applies ~~shall~~  
473 ~~apply~~ only to those companies applying for an original license  
474 and may ~~shall~~ not be applied to licensees who held a license  
475 during the previous license year and failed to renew the  
476 license. The department may refuse to issue an initial license  
477 to an ~~any~~ applicant who is under investigation in any  
478 jurisdiction for an action that would constitute a violation of  
479 this chapter until such time as the investigation is complete.

480 (b) The department shall waive the original license fee for  
481 an honorably discharged veteran of the United States Armed  
482 Forces, the spouse of such a veteran, or a business entity that  
483 has a majority ownership held by such a veteran or spouse if the  
484 department receives an application, in a format prescribed by  
485 the department, within 60 months after the date of the veteran's  
486 discharge from any branch of the United States Armed Forces. To  
487 qualify for the waiver, a veteran must provide to the department  
488 a copy of his or her DD Form 214 or NGB Form 22; the spouse of a  
489 veteran must provide to the department a copy of the veteran's  
490 DD Form 214 or NGB Form 22 and a copy of a valid marriage  
491 license or certificate verifying that he or she was lawfully  
492 married to the veteran at the time of discharge; or a business  
493 entity must provide to the department proof that a veteran or

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494 the spouse of a veteran holds a majority ownership in the  
495 business, a copy of the veteran's DD Form 214 or NGB Form 22,  
496 and, if applicable, a copy of a valid marriage license or  
497 certificate verifying that the spouse of the veteran was  
498 lawfully married to the veteran at the time of discharge.

499 Section 15. Paragraph (c) of subsection (3) of section  
500 539.001, Florida Statutes, is amended to read:

501 539.001 The Florida Pawnbroking Act.—

502 (3) LICENSE REQUIRED.—

503 (c) Each license is valid for a period of 1 year unless it  
504 is earlier relinquished, suspended, or revoked. Each license  
505 shall be renewed annually, and each licensee shall, initially  
506 and annually thereafter, pay to the agency a license fee of \$300  
507 for each license held. The agency shall waive the initial  
508 license fee for an honorably discharged veteran of the United  
509 States Armed Forces, the spouse of such a veteran, or a business  
510 entity that has a majority ownership held by such a veteran or  
511 spouse if the agency receives an application, in a format  
512 prescribed by the agency, within 60 months after the date of the  
513 veteran's discharge from any branch of the United States Armed  
514 Forces. To qualify for the waiver, a veteran must provide to the  
515 department a copy of his or her DD Form 214 or NGB Form 22; the  
516 spouse of a veteran must provide to the agency a copy of the  
517 veteran's DD Form 214 or NGB Form 22 and a copy of a valid  
518 marriage license or certificate verifying that he or she was  
519 lawfully married to the veteran at the time of discharge; or a  
520 business entity must provide to the agency proof that a veteran  
521 or the spouse of a veteran holds a majority ownership in the  
522 business, a copy of the veteran's DD Form 214 or NGB Form 22,

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523 and, if applicable, a copy of a valid marriage license or  
524 certificate verifying that the spouse of the veteran was  
525 lawfully married to the veteran at the time of discharge.

526 Section 16. Subsection (3) of section 559.904, Florida  
527 Statutes, is amended to read:

528 559.904 Motor vehicle repair shop registration;  
529 application; exemption.—

530 (3) (a) Each application for registration must be  
531 accompanied by a registration fee calculated on a per-year basis  
532 as follows:

533 1. ~~(a)~~ If the place of business has 1 to 5 employees: \$50.

534 2. ~~(b)~~ If the place of business has 6 to 10 employees: \$150.

535 3. ~~(c)~~ If the place of business has 11 or more employees:  
536 \$300.

537 (b) The department shall waive the initial registration fee  
538 for an honorably discharged veteran of the United States Armed  
539 Forces, the spouse of such a veteran, or a business entity that  
540 has a majority ownership held by such a veteran or spouse if the  
541 department receives an application, in a format prescribed by  
542 the department, within 60 months after the date of the veteran's  
543 discharge from any branch of the United States Armed Forces. To  
544 qualify for the waiver, a veteran must provide to the department  
545 a copy of his or her DD Form 214 or NGB Form 22; the spouse of a  
546 veteran must provide to the department a copy of the veteran's  
547 DD Form 214 or NGB Form 22 and a copy of a valid marriage  
548 license or certificate verifying that he or she was lawfully  
549 married to the veteran at the time of discharge; or a business  
550 entity must provide to the department proof that a veteran or  
551 the spouse of a veteran holds a majority ownership in the

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552 business, a copy of the veteran's DD Form 214 or NGB Form 22,  
553 and, if applicable, a copy of a valid marriage license or  
554 certificate verifying that the spouse of the veteran was  
555 lawfully married to the veteran at the time of discharge.

556 Section 17. Paragraph (c) is added to subsection (2) of  
557 section 559.928, Florida Statutes, to read:

558 559.928 Registration.—

559 (2)

560 (c) The department shall waive the initial registration fee  
561 for an honorably discharged veteran of the United States Armed  
562 Forces, the spouse of such a veteran, or a business entity that  
563 has a majority ownership held by such a veteran or spouse if the  
564 department receives an application, in a format prescribed by  
565 the department, within 60 months after the date of the veteran's  
566 discharge from any branch of the United States Armed Forces. To  
567 qualify for the waiver, a veteran must provide to the department  
568 a copy of his or her DD Form 214 or NGB Form 22; the spouse of a  
569 veteran must provide to the department a copy of the veteran's  
570 DD Form 214 or NGB Form 22 and a copy of a valid marriage  
571 license or certificate verifying that he or she was lawfully  
572 married to the veteran at the time of discharge; or the business  
573 entity must provide to the department proof that a veteran or  
574 the spouse of a veteran holds a majority ownership in the  
575 business, a copy of the veteran's DD Form 214 or NGB Form 22,  
576 and, if applicable, a copy of a valid marriage license or  
577 certificate verifying that the spouse of the veteran was  
578 lawfully married to the veteran at the time of discharge.

579 Section 18. Paragraph (b) of subsection (5), paragraph (a)  
580 of subsection (10), and subsections (15) and (16) of section

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581 616.242, Florida Statutes, are amended to read:

582 616.242 Safety standards for amusement rides.—

583 (5) ANNUAL PERMIT.—

584 (b) To apply for an annual permit, an owner must submit to  
585 the department a written application on a form prescribed by  
586 rule of the department, which must include the following:

587 1. The legal name, address, and primary place of business  
588 of the owner.

589 2. A description, manufacturer's name, serial number, model  
590 number and, if previously assigned, the United States Amusement  
591 Identification Number of the amusement ride.

592 3. A valid certificate of insurance ~~or bond~~ for each  
593 amusement ride.

594 4. An affidavit of compliance that the amusement ride was  
595 inspected in person by the affiant and that the amusement ride  
596 is in general conformance with the requirements of this section  
597 and all applicable rules adopted by the department. The  
598 affidavit must be executed by a professional engineer or a  
599 qualified inspector at least ~~no earlier than~~ 60 days before, but  
600 not later than, the date ~~of the filing of~~ the application is  
601 filed with the department. The owner shall request inspection  
602 and permitting of the amusement ride within 60 days after ~~of~~ the  
603 date ~~of filing~~ the application is filed with the department. The  
604 department shall inspect and permit the amusement ride within 60  
605 days after the date ~~filing~~ the application is filed with the  
606 department.

607 5. If required by subsection (6), an affidavit of  
608 nondestructive testing dated and executed at least ~~no earlier~~  
609 ~~than~~ 60 days before ~~prior to~~, but not later than, the date ~~of~~

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610 ~~the filing of~~ the application is filed with the department. The  
611 owner shall request inspection and permitting of the amusement  
612 ride within 60 days after ~~of~~ the date ~~of filing~~ the application  
613 is filed with the department. The department shall inspect and  
614 permit the amusement ride within 60 days after the date ~~filing~~  
615 the application is filed with the department.

616 6. A request for inspection.

617 7. Upon request, the owner shall, at no cost to the  
618 department, provide the department a copy of the manufacturer's  
619 current recommended operating instructions in the possession of  
620 the owner, the owner's operating fact sheet, and any written  
621 bulletins in the possession of the owner concerning the safety,  
622 operation, or maintenance of the amusement ride.

623 (10) EXEMPTIONS.—

624 (a) This section does not apply to:

625 1. Permanent facilities that employ at least 1,000 full-  
626 time employees and that maintain full-time, in-house safety  
627 inspectors. Furthermore, the permanent facilities must file an  
628 affidavit of the annual inspection with the department, on a  
629 form prescribed by rule of the department. Additionally, the  
630 Department of Agriculture and Consumer Services may consult  
631 annually with the permanent facilities regarding industry safety  
632 programs.

633 2. Any playground operated by a school, local government,  
634 or business licensed under chapter 509, if the playground is an  
635 incidental amenity and the operating entity is not primarily  
636 engaged in providing amusement, pleasure, thrills, or  
637 excitement.

638 3. Museums or other institutions principally devoted to the

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639 exhibition of products of agriculture, industry, education,  
640 science, religion, or the arts.

641 4. Conventions or trade shows for the sale or exhibit of  
642 amusement rides if there are a minimum of 15 amusement rides on  
643 display or exhibition, and if any operation of such amusement  
644 rides is limited to the registered attendees of the convention  
645 or trade show.

646 5. Skating rinks, arcades, laser ~~lazer~~ or paint ball war  
647 games, bowling alleys, miniature golf courses, mechanical bulls,  
648 inflatable rides, trampolines, ball crawls, exercise equipment,  
649 jet skis, paddle boats, airboats, helicopters, airplanes,  
650 parasails, hot air or helium balloons whether tethered or  
651 untethered, theatres, batting cages, stationary spring-mounted  
652 fixtures, rider-propelled merry-go-rounds, games, side shows,  
653 live animal rides, or live animal shows.

654 6. Go-karts operated in competitive sporting events if  
655 participation is not open to the public.

656 7. Nonmotorized playground equipment that is not required  
657 to have a manager.

658 8. Coin-actuated amusement rides designed to be operated by  
659 depositing coins, tokens, credit cards, debit cards, bills, or  
660 other cash money and which are not required to have a manager,  
661 and which have a capacity of six persons or less.

662 9. Facilities described in s. 549.09(1)(a) when such  
663 facilities are operating cars, trucks, or motorcycles only.

664 10. Battery-powered cars or other vehicles that are  
665 designed to be operated by children 7 years of age or under and  
666 that cannot exceed a speed of 4 miles per hour.

667 11. Mechanically driven vehicles that pull train cars,

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668 carts, wagons, or other similar vehicles, that are not confined  
669 to a metal track or confined to an area but are steered by an  
670 operator and do not exceed a speed of 4 miles per hour.

671 12. A water-related amusement ride operated by a business  
672 licensed under chapter 509 if the water-related amusement ride  
673 is an incidental amenity and the operating business is not  
674 primarily engaged in providing amusement, pleasure, thrills, or  
675 excitement and does not offer day rates.

676 13. An amusement ride at a private, membership-only  
677 facility if the amusement ride is an incidental amenity and the  
678 facility is not open to the general public, is not primarily  
679 engaged in providing amusement, pleasure, thrills, or  
680 excitement, and does not offer day rates.

681 14. A nonprofit permanent facility registered under chapter  
682 496 which is not open to the general public.

683 (15) INSPECTION BY OWNER OR MANAGER.—~~Before~~ ~~Prior~~ ~~to~~  
684 opening on each day of operation and before ~~prior~~ ~~to~~ any  
685 inspection by the department, the owner or manager of an  
686 amusement ride must inspect and test the amusement ride to  
687 ensure compliance with all requirements of this section. Each  
688 inspection must be recorded on a form prescribed by rule of the  
689 department and signed by the person who conducted the  
690 inspection. In lieu of the form prescribed by rule of the  
691 department, the owner or manager may request approval of an  
692 alternate form if the alternate form includes, at a minimum, the  
693 information required on the form prescribed by rule of the  
694 department. Inspection records of the last 14 daily inspections  
695 must be kept on site by the owner or manager and made  
696 immediately available to the department upon request.



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697 (16) TRAINING OF EMPLOYEES.—The owner or manager of an ~~any~~  
698 amusement ride shall maintain a record of employee training for  
699 each employee authorized to operate, assemble, disassemble,  
700 transport, or conduct maintenance on an amusement ride, ~~on a~~  
701 form prescribed by rule of the department. In lieu of the form  
702 prescribed by rule of the department, the owner or manager may  
703 request approval of an alternate form if the alternate form  
704 includes, at a minimum, the information required on the form  
705 prescribed by rule of the department. The training record must  
706 be kept on site by the owner or manager and made immediately  
707 available to the department upon request. Training may not be  
708 conducted when an amusement ride is open to the public unless  
709 the training is conducted under the supervision of an employee  
710 who is trained in the operation of that ride. The owner or  
711 manager shall certify that each employee is trained, as required  
712 by this section and any rules adopted thereunder, on the  
713 amusement ride for which the employee is responsible.

714 Section 19. Paragraph (h) of subsection (2), subsection  
715 (10), and paragraph (a) of subsection (11) of section 790.06,  
716 Florida Statutes, are amended to read:

717 790.06 License to carry concealed weapon or firearm.—

718 (2) The Department of Agriculture and Consumer Services  
719 shall issue a license if the applicant:

720 (h) Demonstrates competence with a firearm by any one of  
721 the following:

722 1. Completion of any hunter education or hunter safety  
723 course approved by the Fish and Wildlife Conservation Commission  
724 or a similar agency of another state;

725 2. Completion of any National Rifle Association firearms

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726 safety or training course;

727 3. Completion of any firearms safety or training course or  
728 class available to the general public offered by a law  
729 enforcement, junior college, college, or private or public  
730 institution or organization or firearms training school,  
731 utilizing instructors certified by the National Rifle  
732 Association, Criminal Justice Standards and Training Commission,  
733 or the Department of Agriculture and Consumer Services;

734 4. Completion of any law enforcement firearms safety or  
735 training course or class offered for security guards,  
736 investigators, special deputies, or any division or subdivision  
737 of law enforcement or security enforcement;

738 5. Presents evidence of equivalent experience with a  
739 firearm through participation in organized shooting competition  
740 or military service;

741 6. Is licensed or has been licensed to carry a firearm in  
742 this state or a county or municipality of this state, unless  
743 such license has been revoked for cause; or

744 7. Completion of any firearms training or safety course or  
745 class conducted by a state-certified or National Rifle  
746 Association certified firearms instructor;

747

748 A photocopy of a certificate of completion of any of the courses  
749 or classes; ~~or~~ an affidavit from the instructor, school, club,  
750 organization, or group that conducted or taught such ~~said~~ course  
751 or class attesting to the completion of the course or class by  
752 the applicant; or a copy of any document that ~~which~~ shows  
753 completion of the course or class or evidences participation in  
754 firearms competition shall constitute evidence of qualification

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755 under this paragraph. ~~A~~, any person who conducts a course  
 756 pursuant to subparagraph 2., subparagraph 3., or subparagraph  
 757 7., or who, as an instructor, attests to the completion of such  
 758 courses, must maintain records certifying that he or she  
 759 observed the student safely handle and discharge the firearm in  
 760 his or her physical presence and that the discharge of the  
 761 firearm included live fire using a firearm and ammunition as  
 762 defined in s. 790.001;

763 (10) A license issued under this section shall be suspended  
 764 or revoked pursuant to chapter 120 if the licensee:

765 (a) Is found to be ineligible under the criteria set forth  
 766 in subsection (2);

767 (b) Develops or sustains a physical infirmity which  
 768 prevents the safe handling of a weapon or firearm;

769 (c) Is convicted of a felony which would make the licensee  
 770 ineligible to possess a firearm pursuant to s. 790.23;

771 (d) Is found guilty of a crime under the provisions of  
 772 chapter 893, or similar laws of any other state, relating to  
 773 controlled substances;

774 (e) Is committed as a substance abuser under chapter 397,  
 775 or is deemed a habitual offender under s. 856.011(3), or similar  
 776 laws of any other state;

777 (f) Is convicted of a second violation of s. 316.193, or a  
 778 similar law of another state, within 3 years after ~~of~~ a first  
 779 ~~previous~~ conviction of such section, or similar law of another  
 780 state, even though the first violation may have occurred before  
 781 ~~prior to~~ the date on which the application was submitted;

782 (g) Is adjudicated an incapacitated person under s.  
 783 744.331, or similar laws of any other state; or

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784 (h) Is committed to a mental institution under chapter 394,  
785 or similar laws of any other state.

786

787 Notwithstanding s. 120.60(5), notice of the suspension or  
788 revocation of a concealed weapon or firearm license or the  
789 suspension of the processing of an application for such license  
790 shall be given by personal delivery to the licensee, by first-  
791 class mail in an envelope, postage prepaid, addressed to the  
792 licensee at his or her last known mailing address furnished to  
793 the department, or by e-mail if the licensee has provided an e-  
794 mail address to the department. Such mailing or sending of e-  
795 mail by the department constitutes notification, and any failure  
796 by the person to receive the mailed or e-mailed notice does not  
797 stay the effective date or term of the suspension or revocation.  
798 The giving of notice by mail is complete upon expiration of 20  
799 days after deposit in the United States mail. Proof of the  
800 giving of notice shall be made by entry in the records of the  
801 department that such notice was given. The entry is admissible  
802 in the courts of this state and constitutes sufficient proof  
803 that such notice was given.

804 (11) (a) At least ~~No less than~~ 90 days before the expiration  
805 date of the license, the Department of Agriculture and Consumer  
806 Services shall mail to each licensee a written notice of the  
807 expiration and a renewal form prescribed by the Department of  
808 Agriculture and Consumer Services. The licensee must renew his  
809 or her license on or before the expiration date by filing with  
810 the Department of Agriculture and Consumer Services the renewal  
811 form containing an a-notarized affidavit submitted under oath  
812 and under penalty of perjury stating that the licensee remains

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813 qualified pursuant to the criteria specified in subsections (2)  
814 and (3), a color photograph as specified in paragraph (5)(e),  
815 and the required renewal fee. Out-of-state residents must also  
816 submit a complete set of fingerprints and fingerprint processing  
817 fee. The license shall be renewed upon receipt of the completed  
818 renewal form, color photograph, appropriate payment of fees,  
819 and, if applicable, fingerprints. Additionally, a licensee who  
820 fails to file a renewal application on or before its expiration  
821 date must renew his or her license by paying a late fee of \$15.  
822 A license may not be renewed 180 days or more after its  
823 expiration date, and such a license is deemed to be permanently  
824 expired. A person whose license has been permanently expired may  
825 reapply for licensure; however, an application for licensure and  
826 fees under subsection (5) must be submitted, and a background  
827 investigation shall be conducted pursuant to this section. A  
828 person who knowingly files false information under this  
829 subsection is subject to criminal prosecution under s. 837.06.

830 Section 20. Subsection (8) is added to section 790.0625,  
831 Florida Statutes, to read:

832 790.0625 Appointment of tax collectors to accept  
833 applications for a concealed weapon or firearm license; fees;  
834 penalties.—

835 (8) Upon receipt of a completed renewal application, a new  
836 color photograph, and appropriate payment of fees, a tax  
837 collector authorized to accept renewal applications for  
838 concealed weapon or firearm licenses under this section may,  
839 upon approval and confirmation of license issuance by the  
840 department, print and deliver a concealed weapon or firearm  
841 license to a licensee renewing his or her license at the tax

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842 collector's office.

843 Section 21. This act shall take effect July 1, 2015.