

By the Committees on Banking and Insurance; and Commerce and Tourism; and Senators Young and Hutson

597-02619-18

20181052c2

1                   A bill to be entitled  
2       An act relating to lost or abandoned property;  
3       amending s. 705.17, F.S.; providing that certain  
4       provisions of ch. 705, F.S., do not apply to lost or  
5       abandoned personal property on the premises of  
6       specified facilities if certain conditions are met;  
7       creating s. 705.185, F.S.; providing for the disposal  
8       of lost or abandoned personal property found on the  
9       premises of specified facilities; specifying  
10      procedures for the disposal or donation of such  
11      property; authorizing the rightful owner to claim lost  
12      or abandoned property at any time before its disposal  
13      or donation; providing an effective date.

14  
15 Be It Enacted by the Legislature of the State of Florida:

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17       Section 1. Section 705.17, Florida Statutes, is amended to  
18       read:

19       705.17 Exceptions.—Sections 705.1015-705.106 do not apply  
20 The provisions of ss. 705.101-705.106 of this chapter shall not  
21 be applied to any personal property lost or abandoned on the  
22 campus of any institution in the State University System; or on  
23 premises owned or controlled by the operator of a public-use  
24 airport having regularly scheduled international passenger  
25 service; or, if the owner or operator of the premises elects to  
26 comply with s. 705.185, on any premises located within a theme  
27 park or entertainment complex, as the term is defined in s.  
28 509.013(9), or operated as a zoo, a museum, or an aquarium or on  
29 any premises of a public food service establishment or public

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30 lodging establishment licensed under part I of chapter 509.

31 Section 2. Section 705.185, Florida Statutes, is created to  
32 read:

33 705.185 Disposal of personal property lost or abandoned on  
34 the premises of certain facilities.—Whenever any lost or  
35 abandoned personal property is found on any premises located  
36 within a theme park or entertainment complex, as the term is  
37 defined in s. 509.013(9), or operated as a zoo, a museum, or an  
38 aquarium; or on any premises of a public food service  
39 establishment or public lodging establishment licensed under  
40 part I of chapter 509, if the owner or operator of the premises  
41 elects to comply with this section, any lost or abandoned  
42 property must be delivered to the owner or operator of the  
43 premises, who shall take charge of the property and make a  
44 record of the date such property was found. If the property is  
45 not claimed by the owner within 30 days after it is found, or a  
46 longer period of time as may be deemed appropriate by the owner  
47 or operator of the premises, the owner or operator of the  
48 premises may not sell and must dispose of the property or donate  
49 it to a charitable institution that is exempt from federal  
50 income tax under s. 501(c)(3) of the Internal Revenue Code for  
51 sale or disposal as that charitable institution deems  
52 appropriate. The rightful owner of the property may reclaim the  
53 property at any time before the disposition or donation of the  
54 property in accordance with this section and the established  
55 policies and procedures of the owner or operator of the  
56 premises.

57 Section 3. This act shall take effect July 1, 2018.