

Amendment No. 1 SA

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED                                         (Y/N)  
ADOPTED AS AMENDED                         (Y/N)  
ADOPTED W/O OBJECTION                     (Y/N)  
FAILED TO ADOPT                             (Y/N)  
WITHDRAWN                                     (Y/N)  
OTHER                                          

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1 Committee/Subcommittee hearing bill: Commerce Committee  
2 Representative Gruters offered the following:

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4                    **Substitute Amendment for Amendment (751967) by**  
5 **Representative Olszewski**

6                    Remove everything after the enacting clause and insert:  
7                    Section 1. Section 705.17, Florida Statutes, is amended to  
8 read:

9                    705.17 Exceptions. -

10                    (1) The provisions of ss. 705.101-705.106 of this chapter  
11 shall not be applied to any personal property lost or abandoned  
12 on the campus of any institution in the State University System;  
13 ~~or~~ on premises owned or controlled by the operator of a public-  
14 use airport having regularly scheduled international passenger  
15 service.

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16       (2) The provisions of ss. 705.1015-705.106 of this chapter  
17 shall not be applied if the owner or operator of the premises  
18 elects to comply with s. 705.185, on any premises located within  
19 a theme park or entertainment complex, as the term is defined in  
20 s. 509.013(9), or operated as a zoo, a museum, or an aquarium,  
21 or on any premises of a public food service establishment or  
22 public lodging establishment licensed under part I of chapter  
23 509.

24       Section 2. Section 705.185, Florida Statutes, is created to  
25 read:

26       705.185 Disposition of personal property lost or  
27 abandoned on the premises of certain facilities.-Whenever any  
28 lost or abandoned personal property is found on any premises  
29 located within a theme park or entertainment complex, as the  
30 term is defined in s. 509.013(9), or operated as a zoo, a  
31 museum, or an aquarium, or on any premises of a public food  
32 service establishment or public lodging establishment licensed  
33 under part I of chapter 509, if the owner or operator of the  
34 premises elects to comply with this section, any lost or  
35 abandoned property must be delivered to the owner or operator of  
36 the premises, who shall take charge of the property and make a  
37 record of the date such property was found. If the property is  
38 not claimed by the owner within 30 days after it is found, or a  
39 longer period of time as may be deemed appropriate by the owner  
40 or operator of the premises, the owner or operator of the

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41 premises may not sell and must dispose of the property or donate  
42 it to a charitable institution that is exempt from federal  
43 income tax under s. 501(c)(3) of the Internal Revenue Code for  
44 sale or other disposition as that charitable institution deems  
45 appropriate. The rightful owner of the property may reclaim the  
46 property from the owner or operator of the premises at any time  
47 before the disposition or donation of the property in accordance  
48 with this section and the established policies and procedures of  
49 the owner or operator of the premises. A charitable institution  
50 that accepts any electronic device, as defined in s. 815.03(9),  
51 access to which is not secured by a password or other personal  
52 identification technology, must make reasonable efforts to  
53 delete the personal data from the electronic device prior to its  
54 sale or other disposition, unless the institution chooses to  
55 discard it or donate it to another charitable institution.

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