

By the Committee on Regulated Industries; and Senators Hutson and Book

580-01750-17

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1 A bill to be entitled

2 An act relating to household movers; amending s.
3 507.03, F.S.; requiring the Department of Agriculture
4 and Consumer Services to deny or refuse to renew the
5 registration of a mover under certain circumstances;
6 amending s. 507.07, F.S.; prohibiting a mover from
7 knowingly refusing or failing to disclose in writing
8 specified criminal information under certain
9 circumstances; amending ss. 507.09 and 507.10, F.S.,
10 relating to administrative remedies and civil
11 penalties, respectively; requiring the department to
12 impose either a civil penalty or an administrative
13 fine for failure to disclose in writing specified
14 criminal information; providing an effective date.

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16 Be It Enacted by the Legislature of the State of Florida:

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18 Section 1. Present subsections (9) and (10) of section
19 507.03, Florida Statutes, are redesignated as subsections (10)
20 and (11), respectively, and a new subsection (9) is added to
21 that section, to read:

22 507.03 Registration.—

23 (9) The department shall deny or refuse to renew the
24 registration of a mover or deny a registration or renewal
25 request by any of the mover's directors, officers, owners, or
26 general partners if the mover has not satisfied a civil penalty
27 or administrative fine for a violation of s. 507.07(9).

28 Section 2. Subsection (9) is added to section 507.07,
29 Florida Statutes, to read:

30 507.07 Violations.—It is a violation of this chapter:

31 (9) For a mover to knowingly refuse or fail to disclose in

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32 writing to a customer before a household move that the mover or
33 an employee of the mover who has access to the dwelling or
34 property of the customer has been convicted of a felony listed
35 in s. 775.21(4)(a)1. or convicted of a similar offense of
36 another jurisdiction, regardless of when such felony offense was
37 committed.

38 Section 3. Paragraph (b) of subsection (1) of section
39 507.09, Florida Statutes, is amended to read:

40 507.09 Administrative remedies; penalties.—

41 (1) The department may enter an order doing one or more of
42 the following if the department finds that a mover or moving
43 broker, or a person employed or contracted by a mover or broker,
44 has violated or is operating in violation of this chapter or the
45 rules or orders issued pursuant to this chapter:

46 (b) Imposing an administrative fine in the Class II
47 category pursuant to s. 570.971 for each act or omission.
48 However, the department must impose an administrative fine in
49 the Class IV category for each violation of s. 507.07(9) if the
50 department does not seek a civil penalty for the same offense.

51 Section 4. Subsection (2) of section 507.10, Florida
52 Statutes, is amended to read:

53 507.10 Civil penalties; remedies.—

54 (2) The department may seek a civil penalty in the Class II
55 category pursuant to s. 570.971 for each violation of this
56 chapter. However, the department must seek a civil penalty in
57 the Class IV category for each violation of s. 507.07(9) if the
58 department does not impose an administrative fine for the same
59 offense.

60 Section 5. This act shall take effect October 1, 2017.