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An act relating to used watches; amending s. 501.925, F.S.; redefining what constitutes a used watch, for purposes of the regulation of

A bill to be entitled

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

their sale; providing an effective date.

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Section 1. Subsection (5) of section 501.925, Florida Statutes, is amended to read:

501.925 Used watches; sales regulated.--

- (5) A watch shall be deemed to be used if:
- (a) It as a whole or the case thereof or the movement thereof has been previously sold to or acquired by any person who bought or acquired the same for his use or the use of another, but not for resale; provided, however, that a watch that which has been so sold or acquired and is thereafter returned either through an exchange or for credit to the original individual, firm, partnership, association or corporation who sold or passed title to such watch within 10 days after the sale or acquisition thereof, shall not be deemed to be a used watch for the purpose of this section; if such vendor keeps shall keep a written or printed record setting forth the name of the purchaser thereof, the date of the sale or transfer thereof and the serial number, if any, on the case and the movement, and any other distinguishing numbers or identification marks, which said record must shall be kept for at least 2 years from the date of such sale or transfer and shall be open for inspection during all business hours by the sheriff or any prosecuting officer of the county in which such vendor is engaged in business; or

| (b) Its case serial numbers or movement numbers or |
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| other distinguishing numbers or identification marks $\underline{\text{are}}$ $\underline{\text{shall}}$ |
| be erased, defaced, removed, altered or covered; however, a |
| watch will not be deemed used if such numbers or marks are |
| erased, defaced, removed, altered, or covered by any person, |
| firm, partnership, association, or corporation engaged in the |
| business of selling watches who bought or acquired such watch |
| for resale, but not for his use or the use of another, from an |
| authorized dealer who bought or acquired such watch directly |
| from its manufacturer, wholesaler, or distributor; or |
| (c) Its movement is more than 5 years old and has been |
| repaired by any person or persons, including the vendor. |
| Cleaning and oiling a watch movement or recasing the movement |
| in a new case shall not be deemed a watch repair for the |

Section 2. This act shall take effect July 1, 1997.

purpose of this section.

SENATE SUMMARY

Provides that a watch that has had identifying numbers or marks erased, removed, or otherwise obliterated will not be deemed a used watch if such acts were performed by a person who acquired the watch for resale, and not for his own use or for the use of another, from a dealer that, in turn, acquired the watch from its manufacturer, wholesaler, or distributor.