Florida Senate - 2007

By Senator Posey

24-127A-07

1	A bill to be entitled
2	An act relating to regulatory fees of the
3	Department of Agriculture and Consumer
4	Services; amending s. 527.02, F.S.; increasing
5	certain application fees and renewal fees for
6	licensure as a business that deals in liquefied
7	petroleum gas; revising fees and requirements
8	for licensure as a pipeline system operator;
9	amending s. 527.0201, F.S.; increasing the
10	examination fee for certain categories of
11	applicants for licensure; amending s. 527.021,
12	F.S.; increasing the inspection fee for
13	liquefied petroleum gas delivery vehicles;
14	providing an effective date.
15	
16	Be It Enacted by the Legislature of the State of Florida:
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18	Section 1. Section 527.02, Florida Statutes, is
19	amended to read:
20	527.02 License; penalty; fees
21	(1) It is unlawful for any person to engage in this
22	state in the activities of a pipeline system operator,
23	category I liquefied petroleum gas dealer, category II
24	liquefied petroleum gas dispenser, category III liquefied
25	petroleum gas cylinder exchange operator, category IV
26	liquefied petroleum gas dispenser and recreational vehicle
27	servicer, category V liquefied petroleum gas dealer for
28	industrial uses only, LP gas installer, specialty installer,
29	dealer in liquefied petroleum gas appliances and equipment,
30	manufacturer of liquefied petroleum gas appliances and
31	equipment, requalifier of cylinders, or fabricator, repairer,
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1	and tester of vehicles and cargo tanks without first obtaining
2	from the department a license to engage in one or more of
3	these businesses. The sale of liquefied petroleum gas
4	cylinders with a volume of 10 pounds water capacity or 4.2
5	pounds liquefied petroleum gas capacity or less is exempt from
6	the requirements of this chapter. It is a felony of the third
7	degree, punishable as provided in s. 775.082, s. 775.083, or
8	s. 775.084, to intentionally or willfully engage in any of
9	said activities without first obtaining appropriate licensure
10	from the department.
11	(2) Each business location of a person having multiple
12	locations shall be separately licensed and must meet the
13	requirements of this section. Such license shall be granted to
14	any applicant determined by the department to be competent,
15	qualified, and trustworthy who files with the department a
16	surety bond, insurance affidavit, or other proof of insurance,
17	as hereinafter specified, and pays for such license the
18	following original application fee for new licenses and annual
19	renewal fees for existing licenses:
20	
21	Original Renewal
22	License Category Application Fee Fee
23	
24	
25	Category I liquefied
26	petroleum gas dealer <u>\$600</u> \$525 <u>\$500</u> \$425
27	Category II liquefied
28	petroleum gas dispenser
29	Category III liquefied
30	petroleum gas cylinder exchange unit
31	operator <u>125</u> 100 <u>75</u> 65

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1 Category IV liquefied 2 petroleum gas dispenser and 425 400 3 4 Category V liquefied 5 petroleum gases dealer for industrial 6 uses only......<u>350</u> 300 275 200 7 <u>300</u> 200 8 <u>250</u> 200 9 Dealer in appliances and equipment 10 for use of liquefied petroleum gas.....50 45 Manufacturer of liquefied petroleum 11 12 425 375 13 Requalifier of cylinders......525 <u>425</u> 375 Fabricator, repairer, and tester of 14 <u>425</u> 375 15 <u>Pipeline system operator.....350</u> 16 275 17 (3) Any applicant for original license whose 18 application is submitted during the last 6 months of the 19 license year may have the original license fee reduced by one-half for the 6-month period. This provision shall apply 20 21 only to those companies applying for an original license and 22 shall not be applied to licensees who held a license during 23 the previous license year and failed to renew the license. The department may refuse to issue an initial license to any 2.4 applicant who is under investigation in any jurisdiction for 25 an action that would constitute a violation of this chapter 26 27 until such time as the investigation is complete. 28 (4) Any person applying for a liquefied petroleum gas license as a specialty installer, as defined by s. 527.01(11), 29 shall upon application to the department identify the specific 30 area of work to be performed. Upon completion of all license 31

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1 requirements set forth in this chapter, the department shall 2 issue the applicant a license specifying the scope of work, as identified by the applicant and defined by rule of the 3 department, for which the person is authorized. 4 5 (5) The license fee for a pipeline system operator б shall be \$100 per system owned or operated by the person, not 7 to exceed \$400 per license year. Such license fee applies only 8 to a pipeline system operator who owns or operates a liquefied 9 petroleum gas pipeline system that is used to transmit 10 liquefied petroleum gas from a common source to the ultimate customer and that serves 10 or more customers. 11 12 (5) (5) (6) The department shall promulgate rules 13 specifying acts deemed by the department to demonstrate a lack of trustworthiness to engage in activities requiring a license 14 or qualifier identification card under this section. 15 (6) (7) Any license issued by the department may be 16 17 transferred to any person, firm, or corporation for the remainder of the current license year upon written request to 18 the department by the original licenseholder. Prior to 19 approval of any transfer, all licensing requirements of this 20 21 chapter must be met by the transferee. A license transfer fee 22 of \$50 shall be charged for each such transfer. 23 Section 2. Subsection (1) of section 527.0201, Florida Statutes, is amended to read: 2.4 527.0201 Qualifiers; master qualifiers; 25 examinations.--26 27 (1) In addition to the requirements of s. 527.02, any 2.8 person applying for a license to engage in the activities of a pipeline system operator, category I liquefied petroleum gas 29 dealer, category II liquefied petroleum gas dispenser, 30 category IV liquefied petroleum gas dispenser and recreational 31 4

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1 vehicle servicer, category V liquefied petroleum gases dealer 2 for industrial uses only, LP gas installer, specialty installer, requalification of cylinders, or fabricator, 3 repairer, and tester of vehicles and cargo tanks must prove 4 5 competency by passing a written examination administered by 6 the department or its agent with a grade of 75 percent or 7 above. Each applicant for examination as a category II 8 liquefied petroleum qas dispenser or category V liquefied petroleum gases dealer for industrial uses only shall submit a 9 10 \$20 nonrefundable fee. An applicant for any other examination category must submit a nonrefundable fee of \$50. The 11 12 department shall by rule specify the general areas of 13 competency to be covered by each examination and the relative weight to be assigned in grading each area tested. 14 Section 3. Subsection (4) of section 527.021, Florida 15 16 Statutes, is amended to read: 17 527.021 Registration of transport vehicles.--(4) An inspection fee of $\frac{575}{50}$ shall be assessed for 18 each registered vehicle inspected by the department pursuant 19 20 to s. 527.061. All inspection fees collected in connection 21 with this section shall be deposited in the General Inspection 2.2 Trust Fund for the purpose of administering the provisions of 23 this chapter. Section 4. This act shall take effect July 1, 2007. 2.4 25 26 27 SENATE SUMMARY 28 Increases certain fees imposed by the Department of Agriculture and Consumer Services for licensure as a 29 business that deals in liquefied petroleum gas or licensure as a pipeline system operator. Increases the examination fee for certain categories of applicants. 30 Increases the inspection fee for liquefied petroleum gas 31 delivery vehicles.

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