1	A bill to be entitled
2	An act relating to secondhand dealers and secondary metals
3	recyclers; amending s. 538.03, F.S.; excluding specified
4	equipment from the definition of "secondhand goods";
5	amending s. 538.21, F.S.; preempting certain local
6	government ordinances relating to hold notices for
7	secondary metals recyclers; providing an effective date.
8	
9	Be It Enacted by the Legislature of the State of Florida:
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11	Section 1. Paragraph (f) of subsection (1) of section
12	538.03, Florida Statutes, is amended to read:
13	538.03 Definitions; applicability.--
14	(1) As used in this part, the term:
15	(f) "Secondhand goods" means personal property previously
16	owned or used, which is not regulated metals property regulated
17	under part II and which is purchased, consigned, or traded as
18	used property. Such secondhand goods do not include office
19	furniture, pianos, books, clothing, organs, coins, motor
20	vehicles, costume jewelry, cardio and strength training or
21	conditioning equipment designed primarily for indoor use, and
22	secondhand sports equipment that is not permanently labeled with
23	a serial number. For purposes of this paragraph, "secondhand
24	sports equipment" does not include golf clubs.
25	Section 2. Subsection (4) is added to section 538.21,
26	Florida Statutes, to read:
27	538.21 Hold notice.--
28	(4) This section provides a uniform statewide process and

29 | preempts municipal or county ordinances enacted after December
30 | 31, 2008, relating specifically to secondary metals recyclers
31 | holding such metals.
32 | Section 3. This act shall take effect October 1, 2009.

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