

1 A bill to be entitled
2 An act relating to consumer licensing; amending s.
3 472.015, F.S.; waiving the initial land surveying and
4 mapping license fee for certain veterans of the United
5 States Armed Forces, the spouses of such veterans, or
6 a business entity that has a majority ownership held
7 by such a veteran or spouse; amending s. 493.6105,
8 F.S.; requiring that the initial license application
9 for private investigative, private security, and
10 repossession services include payment of fingerprint
11 processing and fingerprint retention fees; amending s.
12 493.6106, F.S.; deleting a requirement for additional
13 documentation establishing state residency for private
14 investigative, private security, and repossession
15 service licenses; amending s. 493.6108, F.S.;
16 directing the Department of Law Enforcement to retain
17 fingerprints submitted for private investigative,
18 private security, and repossession service licenses,
19 to enter such fingerprints into the statewide
20 automated biometric identification system and the
21 national retained print arrest notification program,
22 and to report any arrest record information to the
23 Department of Agriculture and Consumer Services;
24 directing the Department of Agriculture and Consumer
25 Services to provide information about an arrest within
26 the state to the agency that employs the licensee;

27 | amending s. 493.6113, F.S.; requiring a person holding
28 | a private investigative, private security, or
29 | repossession service license issued before a certain
30 | date to submit upon first renewal of the license a
31 | full set of fingerprints and a fingerprint processing
32 | fee to cover the cost of entering the fingerprints in
33 | the statewide automated biometric identification
34 | system; amending ss. 493.6115 and 493.6118, F.S.;
35 | conforming cross-references; amending s. 501.015,
36 | F.S.; waiving the initial health studio registration
37 | fee for certain veterans of the United States Armed
38 | Forces, the spouses of such veterans, or a business
39 | entity that has a majority ownership held by such a
40 | veteran or spouse; amending s. 501.0581, F.S.;
41 | transferring enforcement authority of the Florida
42 | Commercial Weight-Loss Practices Act from the
43 | Department of Agriculture and Consumer Services to the
44 | Department of Health; amending s. 501.0583, F.S.;
45 | transferring enforcement authority of penalties for
46 | selling, delivering, bartering, furnishing, or giving
47 | weight-loss pills to persons under the age of 18 from
48 | the Department of Agriculture and Consumer Services to
49 | the Department of Health; amending s. 501.605, F.S.;
50 | prohibiting the use of a mail drop as a street address
51 | for the principal location of a commercial telephone
52 | seller; amending s. 501.607, F.S.; waiving the initial

53 commercial telephone seller license fee for certain
54 veterans of the United States Armed Forces, the
55 spouses of such veterans, or a business entity that
56 has a majority ownership held by such a veteran or
57 spouse; amending s. 507.03, F.S.; waiving the initial
58 registration fee for an intrastate movers license for
59 certain veterans of the United States Armed Forces,
60 the spouses of such veterans, or a business entity
61 that has a majority ownership held by such a veteran
62 or spouse; amending s. 527.02, F.S.; waiving the
63 original liquefied petroleum gas dealer license fee
64 for certain veterans of the United States Armed
65 Forces, the spouses of such veterans, or a business
66 entity that has a majority ownership held by such a
67 veteran or spouse; amending s. 539.001, F.S.; waiving
68 the initial pawnbroker license fee for certain
69 veterans of the United States Armed Forces, the
70 spouses of such veterans, or a business entity that
71 has a majority ownership held by such a veteran or
72 spouse; amending s. 559.904, F.S.; waiving the initial
73 motor vehicle repair shop registration fee for certain
74 veterans of the United States Armed Forces, the
75 spouses of such veterans, or a business entity that
76 has a majority ownership held by such a veteran or
77 spouse; amending s. 559.928, F.S.; waiving the initial
78 seller of travel registration fee for certain veterans

79 | of the United States Armed Forces, the spouses of such
80 | veterans, or a business entity that has a majority
81 | ownership held by such a veteran or spouse; creating
82 | s. 570.695, F.S.; authorizing the department to issue
83 | Florida veteran identification cards; providing
84 | eligibility, application, and fee requirements;
85 | requiring that fee proceeds be deposited into the
86 | Division of Licensing Trust Fund; providing an
87 | appropriation and authorizing a position; amending s.
88 | 616.242, F.S.; deleting an obsolete provision allowing
89 | fair owners to post a bond rather than carry a
90 | certificate of insurance; exempting water-related
91 | amusement rides operated by lodging and food service
92 | establishments and membership campgrounds, amusement
93 | rides at private, membership-only facilities, and
94 | nonprofit permanent facilities from certain safety
95 | standards; authorizing owners or managers of amusement
96 | rides to use alternate forms to record employee
97 | training and ride inspections; amending s. 790.06,
98 | F.S.; requiring firearm course instructors to maintain
99 | records attesting to the use of live fire with
100 | specified firearms and ammunition by students in his
101 | or her physical presence; revising the initial and
102 | renewal fees for a concealed weapon or firearm
103 | license; requiring notice of the suspension or
104 | revocation of a concealed weapon or firearm license or

105 the suspension of the processing of an application for
106 such license to be given by personal delivery, first-
107 class mail, or e-mail; requiring concealed weapon or
108 firearm license renewals to include an affidavit
109 submitted under oath and under penalty of perjury;
110 amending s. 790.0625, F.S.; authorizing certain tax
111 collector offices, upon approval and confirmation of
112 license issuance by the Department of Agriculture and
113 Consumer Services, to print and deliver concealed
114 weapon or firearm licenses; providing an effective
115 date.

116

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

118

119 Section 1. Subsection (3) of section 472.015, Florida
120 Statutes, is amended to read:

121 472.015 Licensure.—

122 (3) (a) Before the issuance of any license, the department
123 may charge an initial license fee as determined by rule of the
124 board. Upon receipt of the appropriate license fee, except as
125 provided in subsection (6), the department shall issue a license
126 to any person certified by the board, or its designee, as having
127 met the applicable requirements imposed by law or rule. However,
128 an applicant who is not otherwise qualified for licensure is not
129 entitled to licensure solely based on a passing score on a
130 required examination.

131 (b) The department shall waive the initial license fee for
132 an honorably discharged veteran of the United States Armed
133 Forces, the spouse of such a veteran, or a business entity that
134 has a majority ownership held by such a veteran or spouse if the
135 department receives an application, in a format prescribed by
136 the department, within 60 months after the date of the veteran's
137 discharge from any branch of the United States Armed Forces. To
138 qualify for the waiver, a veteran must provide to the department
139 a copy of his or her DD Form 214 or NGB Form 22; the spouse of a
140 veteran must provide to the department a copy of the veteran's
141 DD Form 214 or NGB Form 22 and a copy of a valid marriage
142 license or certificate verifying that he or she was lawfully
143 married to the veteran at the time of discharge; or a business
144 entity must provide to the department proof that a veteran or
145 the spouse of a veteran holds a majority ownership in the
146 business, a copy of the veteran's DD Form 214 or NGB Form 22,
147 and, if applicable, a copy of a valid marriage license or
148 certificate verifying that the spouse of the veteran was
149 lawfully married to the veteran at the time of discharge.

150 Section 2. Paragraph (j) of subsection (3) of section
151 493.6105, Florida Statutes, is amended to read:

152 493.6105 Initial application for license.—

153 (3) The application must contain the following information
154 concerning the individual signing the application:

155 (j) A full set of fingerprints, a fingerprint processing
156 fee, and a fingerprint retention fee to cover the cost of

157 retaining the fingerprints in the statewide automated biometric
 158 identification system pursuant to s. 493.6108(2) (a) and the cost
 159 of enrolling the fingerprints in the national retained print
 160 arrest notification program when the program is operational and
 161 the Department of Law Enforcement begins participation. The
 162 fingerprint processing and retention fees shall ~~to~~ be
 163 established by rule of the department based upon costs
 164 determined by state and federal agency charges and department
 165 processing costs. An applicant who has, ~~within the immediately~~
 166 ~~preceding 6 months,~~ submitted such fingerprints and fees ~~fee~~ for
 167 licensing purposes under this chapter and who still holds a
 168 valid license is not required to submit another set of
 169 fingerprints or another fingerprint processing fee. An applicant
 170 who holds multiple licenses issued under this chapter is
 171 required to pay only a single fingerprint retention fee.

172 Section 3. Paragraph (f) of subsection (1) of section
 173 493.6106, Florida Statutes, is amended to read:

174 493.6106 License requirements; posting.—

175 (1) Each individual licensed by the department must:

176 (f) Be a citizen or permanent legal resident alien of the
 177 United States or have appropriate authorization issued by the
 178 United States Citizenship and Immigration Services of the United
 179 States Department of Homeland Security.

180 1. An applicant for a Class "C," Class "CC," Class "D,"
 181 Class "DI," Class "E," Class "EE," Class "M," Class "MA," Class
 182 "MB," Class "MR," or Class "RI" license who is not a United

183 States citizen must submit proof of current employment
184 authorization issued by the United States Citizenship and
185 Immigration Services or proof that she or he is deemed a
186 permanent legal resident alien by the United States Citizenship
187 and Immigration Services.

188 2. An applicant for a Class "G" or Class "K" license who
189 is not a United States citizen must submit proof that she or he
190 is deemed a permanent legal resident alien by the United States
191 Citizenship and Immigration Services, ~~together with additional~~
192 ~~documentation establishing that she or he has resided in the~~
193 ~~state of residence shown on the application for at least 90~~
194 ~~consecutive days before the date that the application is~~
195 ~~submitted.~~

196 3. An applicant for an agency or school license who is not
197 a United States citizen or permanent legal resident alien must
198 submit documentation issued by the United States Citizenship and
199 Immigration Services stating that she or he is lawfully in the
200 United States and is authorized to own and operate the type of
201 agency or school for which she or he is applying. An employment
202 authorization card issued by the United States Citizenship and
203 Immigration Services is not sufficient documentation.

204 Section 4. Subsections (2) and (3) of section 493.6108,
205 Florida Statutes, are renumbered as subsections (3) and (4),
206 respectively, and a new subsection (2) is added to that section,
207 to read:

208 493.6108 Investigation of applicants by Department of

209 Agriculture and Consumer Services.—

210 (2) (a) The Department of Law Enforcement shall retain and
 211 enter into the statewide automated biometric identification
 212 system authorized under s. 943.05 all fingerprints submitted to
 213 the department pursuant to this chapter. The Department of Law
 214 Enforcement shall enroll such fingerprints in the national
 215 retained print arrest notification program when the program is
 216 operational and the Department of Law Enforcement begins
 217 participation. Thereafter, the fingerprints shall be available
 218 for arrest notifications required by paragraph (b) and all
 219 purposes and uses authorized for arrest fingerprints entered
 220 into the statewide automated biometric identification system.

221 (b) The Department of Law Enforcement shall search all
 222 arrest fingerprints against fingerprints retained pursuant to
 223 paragraph (a) and report any arrest record identified by the
 224 Department of Law Enforcement or the Federal Bureau of
 225 Investigation to the department. If the department receives
 226 information about an arrest within the state of a person who
 227 holds a valid license issued under this chapter for a crime that
 228 could potentially disqualify the person from holding such a
 229 license, the department shall provide the arrest information to
 230 the agency that employs the licensee.

231 Section 5. Subsection (3) of section 493.6113, Florida
 232 Statutes, is amended to read:

233 493.6113 Renewal application for licensure.—

234 (3) (a) Each licensee is responsible for renewing his or

235 her license on or before its expiration by filing with the
236 department an application for renewal accompanied by payment of
237 the renewal fee and the fingerprint retention fee to cover the
238 cost of ongoing retention in the statewide automated biometric
239 identification system ~~prescribed license fee.~~

240 (b) In addition to the fees specified in paragraph (a), a
241 person holding a valid license issued under this chapter before
242 January 1, 2016, must submit upon first renewal of the license a
243 full set of fingerprints and a fingerprint processing fee to
244 cover the cost of entering the fingerprints into the statewide
245 automated biometric identification system pursuant to s.
246 493.6108(2) (a). Subsequent renewals may be completed without
247 submission of a set of fingerprints.

248 (c) ~~(a)~~ Each Class "B" licensee shall additionally submit
249 on a form prescribed by the department a certification of
250 insurance that evidences that the licensee maintains coverage as
251 required under s. 493.6110.

252 (d) ~~(b)~~ Each Class "G" licensee shall additionally submit
253 proof that he or she has received during each year of the
254 license period a minimum of 4 hours of firearms recertification
255 training taught by a Class "K" licensee and has complied with
256 such other health and training requirements that the department
257 shall adopt by rule. Proof of completion of firearms
258 recertification training shall be submitted to the department
259 upon completion of the training. If the licensee fails to
260 complete the required 4 hours of annual training during the

261 first year of the 2-year term of the license, the license shall
262 be automatically suspended. The licensee must complete the
263 minimum number of hours of range and classroom training required
264 at the time of initial licensure and submit proof of completion
265 of such training to the department before the license may be
266 reinstated. If the licensee fails to complete the required 4
267 hours of annual training during the second year of the 2-year
268 term of the license, the licensee must complete the minimum
269 number of hours of range and classroom training required at the
270 time of initial licensure and submit proof of completion of such
271 training to the department before the license may be renewed.
272 The department may waive the firearms training requirement if:
273 1. The applicant provides proof that he or she is
274 currently certified as a law enforcement officer or correctional
275 officer under the Criminal Justice Standards and Training
276 Commission and has completed law enforcement firearms
277 requalification training annually during the previous 2 years of
278 the licensure period;
279 2. The applicant provides proof that he or she is
280 currently certified as a federal law enforcement officer and has
281 received law enforcement firearms training administered by a
282 federal law enforcement agency annually during the previous 2
283 years of the licensure period; or
284 3. The applicant submits a valid firearm certificate among
285 those specified in s. 493.6105(6) (a) and provides proof of
286 having completed requalification training during the previous 2

287 years of the licensure period.

288 (e)~~(e)~~ Each Class "DS" or Class "RS" licensee shall
 289 additionally submit the current curriculum, examination, and
 290 list of instructors.

291 (f)~~(d)~~ Each Class "K" licensee shall additionally submit
 292 one of the certificates specified under s. 493.6105(6) as proof
 293 that he or she remains certified to provide firearms
 294 instruction.

295 Section 6. Subsection (6) of section 493.6115, Florida
 296 Statutes, is amended to read:

297 493.6115 Weapons and firearms.—

298 (6) In addition to any other firearm approved by the
 299 department, a licensee who has been issued a Class "G" license
 300 may carry a .38 caliber revolver; or a .380 caliber or 9
 301 millimeter semiautomatic pistol; or a .357 caliber revolver with
 302 .38 caliber ammunition only; or a .40 caliber handgun; or a .45
 303 ACP handgun while performing duties authorized under this
 304 chapter. A licensee may not carry more than two firearms upon
 305 her or his person when performing her or his duties. A licensee
 306 may only carry a firearm of the specific type and caliber with
 307 which she or he is qualified pursuant to the firearms training
 308 referenced in subsection (8) or s. 493.6113(3)(d)
 309 ~~493.6113(3)(b)~~.

310 Section 7. Paragraph (u) of subsection (1) of section
 311 493.6118, Florida Statutes, is amended to read:

312 493.6118 Grounds for disciplinary action.—

313 (1) The following constitute grounds for which
 314 disciplinary action specified in subsection (2) may be taken by
 315 the department against any licensee, agency, or applicant
 316 regulated by this chapter, or any unlicensed person engaged in
 317 activities regulated under this chapter.

318 (u) For a Class "G" licensee, failing to timely complete
 319 recertification training as required in s. 493.6113(3)(d)
 320 ~~493.6113(3)(b)~~.

321 Section 8. Subsection (2) of section 501.015, Florida
 322 Statutes, is amended to read:

323 501.015 Health studios; registration requirements and
 324 fees.—Each health studio shall:

325 (2) Remit an annual registration fee of \$300 to the
 326 department at the time of registration for each of the health
 327 studio's business locations. The department shall waive the
 328 initial registration fee for an honorably discharged veteran of
 329 the United States Armed Forces, the spouse of such a veteran, or
 330 a business entity that has a majority ownership held by such a
 331 veteran or spouse if the department receives an application, in
 332 a format prescribed by the department, within 60 months after
 333 the date of the veteran's discharge from any branch of the
 334 United States Armed Forces. To qualify for the waiver, a veteran
 335 must provide to the department a copy of his or her DD Form 214
 336 or NGB Form 22; the spouse of a veteran must provide to the
 337 department a copy of the veteran's DD Form 214 or NGB Form 22
 338 and a copy of a valid marriage license or certificate verifying

339 that he or she was lawfully married to the veteran at the time
340 of discharge; or a business entity must provide to the
341 department proof that a veteran or the spouse of a veteran holds
342 a majority ownership in the business, a copy of the veteran's DD
343 Form 214 or NGB Form 22, and, if applicable, a copy of a valid
344 marriage license or certificate verifying that the spouse of the
345 veteran was lawfully married to the veteran at the time of
346 discharge.

347 Section 9. Subsections (1) and (2) of section 501.0581,
348 Florida Statutes, are amended to read:

349 501.0581 Commercial Weight-Loss Practices Act; civil
350 remedies.—

351 (1) The Department of Health ~~Agriculture and Consumer~~
352 ~~Services~~ may bring a civil action in circuit court for temporary
353 or permanent injunctive relief to enforce ~~the provisions of~~ this
354 act and may seek other appropriate civil relief, including a
355 civil penalty not to exceed \$5,000 for each violation, for
356 restitution and damages for injured customers, court costs, and
357 reasonable attorney ~~attorney's~~ fees.

358 (2) The Department of Health ~~Agriculture and Consumer~~
359 ~~Services~~ may terminate any investigation or action upon
360 agreement by the offender to pay a stipulated civil penalty,
361 make restitution or pay damages to customers, or satisfy any
362 other relief authorized herein and requested by the department.

363 Section 10. Subsection (3) of section 501.0583, Florida
364 Statutes, is amended to read:

365 501.0583 Selling, delivering, bartering, furnishing, or
 366 giving weight-loss pills to persons under age 18; penalties;
 367 defense.—

368 (3) A first violation of subsection (2) or this subsection
 369 is punishable by a fine of \$100. A second violation of
 370 subsection (2) or this subsection is punishable by a fine of
 371 \$250. A third violation of subsection (2) or this subsection is
 372 punishable by a fine of \$500. A fourth or subsequent violation
 373 of subsection (2) or this subsection is punishable by a fine as
 374 determined by the Department of Health ~~Agriculture and Consumer~~
 375 ~~Services~~, not to exceed \$1,000.

376 Section 11. Paragraph (j) of subsection (2) and paragraph
 377 (b) of subsection (5) of section 501.605, Florida Statutes, are
 378 amended to read:

379 501.605 Licensure of commercial telephone sellers.—

380 (2) An applicant for a license as a commercial telephone
 381 seller must submit to the department, in such form as it
 382 prescribes, a written application for the license. The
 383 application must set forth the following information:

384 (j) The complete street address of each location,
 385 designating the principal location, from which the applicant
 386 will be doing business. The street address may not be ~~If any~~
 387 ~~location is a mail drop, this shall be disclosed as such.~~

388
 389 The application shall be accompanied by a copy of any: Script,
 390 outline, or presentation the applicant will require or suggest a

391 salesperson to use when soliciting, or, if no such document is
392 used, a statement to that effect; sales information or
393 literature to be provided by the applicant to a salesperson; and
394 sales information or literature to be provided by the applicant
395 to a purchaser in connection with any solicitation.

396 (5) An application filed pursuant to this part must be
397 verified and accompanied by:

398 (b) A fee for licensing in the amount of \$1,500. The fee
399 shall be deposited into the General Inspection Trust Fund. The
400 department shall waive the initial licensing fee for an
401 honorably discharged veteran of the United States Armed Forces,
402 the spouse of such a veteran, or a business entity that has a
403 majority ownership held by such a veteran or spouse if the
404 department receives an application, in a format prescribed by
405 the department, within 60 months after the date of the veteran's
406 discharge from any branch of the United States Armed Forces. To
407 qualify for the waiver, a veteran must provide to the department
408 a copy of his or her DD Form 214 or NGB Form 22; the spouse of a
409 veteran must provide to the department a copy of the veteran's
410 DD Form 214 or NGB Form 22 and a copy of a valid marriage
411 license or certificate verifying that he or she was lawfully
412 married to the veteran at the time of discharge; or a business
413 entity must provide to the department proof that a veteran or
414 the spouse of a veteran holds a majority ownership in the
415 business, a copy of the veteran's DD Form 214 or NGB Form 22,
416 and, if applicable, a copy of a valid marriage license or

417 certificate verifying that the spouse of the veteran was
418 lawfully married to the veteran at the time of discharge.

419 Section 12. Paragraph (b) of subsection (2) of section
420 501.607, Florida Statutes, is amended to read:

421 501.607 Licensure of salespersons.—

422 (2) An application filed pursuant to this section must be
423 verified and be accompanied by:

424 (b) A fee for licensing in the amount of \$50 per
425 salesperson. The fee shall be deposited into the General
426 Inspection Trust Fund. The fee for licensing may be paid after
427 the application is filed, but must be paid within 14 days after
428 the applicant begins work as a salesperson. The department shall
429 waive the initial licensing fee for an honorably discharged
430 veteran of the United States Armed Forces, the spouse of such a
431 veteran, or a business entity that has a majority ownership held
432 by such a veteran or spouse if the department receives an
433 application, in a format prescribed by the department, within 60
434 months after the date of the veteran's discharge from any branch
435 of the United States Armed Forces. To qualify for the waiver, a
436 veteran must provide to the department a copy of his or her DD
437 Form 214 or NGB Form 22; the spouse of a veteran must provide to
438 the department a copy of the veteran's DD Form 214 or NGB Form
439 22 and a copy of a valid marriage license or certificate
440 verifying that he or she was lawfully married to the veteran at
441 the time of discharge; or a business entity must provide to the
442 department proof that a veteran or the spouse of a veteran holds

443 a majority ownership in the business, a copy of the veteran's DD
444 Form 214 or NGB Form 22, and, if applicable, a copy of a valid
445 marriage license or certificate verifying that the spouse of the
446 veteran was lawfully married to the veteran at the time of
447 discharge.

448 Section 13. Subsection (3) of section 507.03, Florida
449 Statutes, is amended to read:

450 507.03 Registration.—

451 (3)(a) Registration fees shall be calculated at the rate
452 of \$300 per year per mover or moving broker. All amounts
453 collected shall be deposited by the Chief Financial Officer to
454 the credit of the General Inspection Trust Fund of the
455 department for the sole purpose of administration of this
456 chapter.

457 (b) The department shall waive the initial registration
458 fee for an honorably discharged veteran of the United States
459 Armed Forces, the spouse of such a veteran, or a business entity
460 that has a majority ownership held by such a veteran or spouse
461 if the department receives an application, in a format
462 prescribed by the department, within 60 months after the date of
463 the veteran's discharge from any branch of the United States
464 Armed Forces. To qualify for the waiver, a veteran must provide
465 to the department a copy of his or her DD Form 214 or NGB Form
466 22; the spouse of a veteran must provide to the department a
467 copy of the veteran's DD Form 214 or NGB Form 22 and a copy of a
468 valid marriage license or certificate verifying that he or she

469 was lawfully married to the veteran at the time of discharge; or
470 a business entity must provide to the department proof that a
471 veteran or the spouse of a veteran holds a majority ownership in
472 the business, a copy of the veteran's DD Form 214 or NGB Form
473 22, and, if applicable, a copy of a valid marriage license or
474 certificate verifying that the spouse of the veteran was
475 lawfully married to the veteran at the time of discharge.

476 Section 14. Subsection (3) of section 527.02, Florida
477 Statutes, is amended to read:

478 527.02 License; penalty; fees.—

479 (3) (a) An ~~Any~~ applicant for an original license who
480 submits an ~~whose~~ application ~~is submitted~~ during the last 6
481 months of the license year may have the original license fee
482 reduced by one-half for the 6-month period. This provision
483 applies ~~shall apply~~ only to those companies applying for an
484 original license and may ~~shall~~ not be applied to licensees who
485 held a license during the previous license year and failed to
486 renew the license. The department may refuse to issue an initial
487 license to an ~~any~~ applicant who is under investigation in any
488 jurisdiction for an action that would constitute a violation of
489 this chapter until such time as the investigation is complete.

490 (b) The department shall waive the original license fee
491 for an honorably discharged veteran of the United States Armed
492 Forces, the spouse of such a veteran, or a business entity that
493 has a majority ownership held by such a veteran or spouse if the
494 department receives an application, in a format prescribed by

495 the department, within 60 months after the date of the veteran's
496 discharge from any branch of the United States Armed Forces. To
497 qualify for the waiver, a veteran must provide to the department
498 a copy of his or her DD Form 214 or NGB Form 22; the spouse of a
499 veteran must provide to the department a copy of the veteran's
500 DD Form 214 or NGB Form 22 and a copy of a valid marriage
501 license or certificate verifying that he or she was lawfully
502 married to the veteran at the time of discharge; or a business
503 entity must provide to the department proof that a veteran or
504 the spouse of a veteran holds a majority ownership in the
505 business, a copy of the veteran's DD Form 214 or NGB Form 22,
506 and, if applicable, a copy of a valid marriage license or
507 certificate verifying that the spouse of the veteran was
508 lawfully married to the veteran at the time of discharge.

509 Section 15. Paragraph (c) of subsection (3) of section
510 539.001, Florida Statutes, is amended to read:

511 539.001 The Florida Pawnbroking Act.—

512 (3) LICENSE REQUIRED.—

513 (c) Each license is valid for a period of 1 year unless it
514 is earlier relinquished, suspended, or revoked. Each license
515 shall be renewed annually, and each licensee shall, initially
516 and annually thereafter, pay to the agency a license fee of \$300
517 for each license held. The agency shall waive the initial
518 license fee for an honorably discharged veteran of the United
519 States Armed Forces, the spouse of such a veteran, or a business
520 entity that has a majority ownership held by such a veteran or

521 spouse if the agency receives an application, in a format
522 prescribed by the agency, within 60 months after the date of the
523 veteran's discharge from any branch of the United States Armed
524 Forces. To qualify for the waiver, a veteran must provide to the
525 agency a copy of his or her DD Form 214 or NGB Form 22; the
526 spouse of a veteran must provide to the agency a copy of the
527 veteran's DD Form 214 or NGB Form 22 and a copy of a valid
528 marriage license or certificate verifying that he or she was
529 lawfully married to the veteran at the time of discharge; or a
530 business entity must provide to the agency proof that a veteran
531 or the spouse of a veteran holds a majority ownership in the
532 business, a copy of the veteran's DD Form 214 or NGB Form 22,
533 and, if applicable, a copy of a valid marriage license or
534 certificate verifying that the spouse of the veteran was
535 lawfully married to the veteran at the time of discharge.

536 Section 16. Subsection (3) of section 559.904, Florida
537 Statutes, is amended to read:

538 559.904 Motor vehicle repair shop registration;
539 application; exemption.—

540 (3) (a) Each application for registration must be
541 accompanied by a registration fee calculated on a per-year basis
542 as follows:

543 1. (a) If the place of business has 1 to 5 employees: \$50.

544 2. (b) If the place of business has 6 to 10 employees:
545 \$150.

546 3. (c) If the place of business has 11 or more employees:

547 | \$300.

548 | (b) The department shall waive the initial registration
549 | fee for an honorably discharged veteran of the United States
550 | Armed Forces, the spouse of such a veteran, or a business entity
551 | that has a majority ownership held by such a veteran or spouse
552 | if the department receives an application, in a format
553 | prescribed by the department, within 60 months after the date of
554 | the veteran's discharge from any branch of the United States
555 | Armed Forces. To qualify for the waiver, a veteran must provide
556 | to the department a copy of his or her DD Form 214 or NGB Form
557 | 22; the spouse of a veteran must provide to the department a
558 | copy of the veteran's DD Form 214 or NGB Form 22 and a copy of a
559 | valid marriage license or certificate verifying that he or she
560 | was lawfully married to the veteran at the time of discharge; or
561 | a business entity must provide to the department proof that a
562 | veteran or the spouse of a veteran holds a majority ownership in
563 | the business, a copy of the veteran's DD Form 214 or NGB Form
564 | 22, and, if applicable, a copy of a valid marriage license or
565 | certificate verifying that the spouse of the veteran was
566 | lawfully married to the veteran at the time of discharge.

567 | Section 17. Paragraph (c) is added to subsection (2) of
568 | section 559.928, Florida Statutes, to read:

569 | 559.928 Registration.—

570 | (2)

571 | (c) The department shall waive the initial registration
572 | fee for an honorably discharged veteran of the United States

573 Armed Forces, the spouse of such a veteran, or a business entity
574 that has a majority ownership held by such a veteran or spouse
575 if the department receives an application, in a format
576 prescribed by the department, within 60 months after the date of
577 the veteran's discharge from any branch of the United States
578 Armed Forces. To qualify for the waiver, a veteran must provide
579 to the department a copy of his or her DD Form 214 or NGB Form
580 22; the spouse of a veteran must provide to the department a
581 copy of the veteran's DD Form 214 or NGB Form 22 and a copy of a
582 valid marriage license or certificate verifying that he or she
583 was lawfully married to the veteran at the time of discharge; or
584 the business entity must provide to the department proof that a
585 veteran or the spouse of a veteran holds a majority ownership in
586 the business, a copy of the veteran's DD Form 214 or NGB Form
587 22, and, if applicable, a copy of a valid marriage license or
588 certificate verifying that the spouse of the veteran was
589 lawfully married to the veteran at the time of discharge.

590 Section 18. Section 570.695, Florida Statutes, is created
591 to read:

592 570.695 Florida veteran identification card.—

593 (1) Beginning January 1, 2016, the department may issue
594 Florida veteran identification cards. Each card must bear a
595 color photograph of the cardholder for verification purposes.

596 (2) The department shall issue a Florida veteran
597 identification card to any applicant who:

598 (a) Is a veteran as defined in s. 1.01(14);

599 (b) Resides in this state;
 600 (c) Submits a completed application provided by the
 601 department with accompanying documents; and
 602 (d) Pays the application fee.
 603 (3) The information to be included on the application is
 604 limited to the following:
 605 (a) Full name, including first, middle or maiden, and last
 606 names;
 607 (b) Mailing address;
 608 (c) Branch of service;
 609 (d) Optional contact telephone number or e-mail address;
 610 and
 611 (e) Florida residency statement.
 612 (4) The applicant shall submit the following documents to
 613 the department:
 614 (a) A completed application signed and verified by the
 615 applicant under oath as provided in s. 92.525(2);
 616 (b) A copy of the applicant's DD Form 214, DD Form 256, or
 617 WD AGO Form issued by the United States Department of Defense
 618 which displays the applicant's discharge status. Alternatively,
 619 the applicant may provide a copy of his or her valid Florida
 620 driver license bearing a capital "V" or "Veteran" designation;
 621 and
 622 (c) A fullface color photograph of the applicant taken
 623 within the preceding 90 days in which the head, including hair,
 624 measures 7/8 inches wide and 1-1/8 inches high.

625 (5) The applicant shall submit a fee of \$15 to cover the
626 cost of issuing the identification card, with any balance
627 distributed to Friends of Florida State Forests, Inc., for the
628 sole purpose of supporting the Operation Outdoor Freedom
629 Program.

630 (6) Upon receipt of the fee and the documents listed in
631 subsection (4), the department shall:

632 (a) Issue the Florida veteran identification card; or

633 (b) Return the application as incomplete and allow the
634 applicant to resubmit it. The application fee shall be refunded
635 to an applicant who requests a refund based on the inability to
636 provide a completed application. The department's determination
637 that an application is incomplete is exempt from chapter 120.

638 (7) A Florida veteran identification card does not expire.
639 If the card is lost, a replacement card shall be issued if the
640 applicant meets the requirements of this section.

641 (8) All moneys collected pursuant to this section shall be
642 deposited into the Division of Licensing Trust Fund.
643 Notwithstanding s. 493.6117, moneys collected pursuant to this
644 section shall not revert to the General Revenue Fund. However,
645 this does not abrogate the requirement for payment of the
646 service charge imposed pursuant to chapter 215.

647 Section 19. For the 2015-2016 fiscal year, the sums of
648 \$114,018 in recurring funds and \$140,282 in nonrecurring funds
649 are appropriated from the Division of Licensing Trust Fund to
650 the Department of Agriculture and Consumer Services, and one

651 full-time equivalent position with associated salary rate of
652 31,109 is authorized, to implement s. 570.695, Florida Statutes,
653 as created by this act.

654 Section 20. Paragraph (b) of subsection (5), paragraph (a)
655 of subsection (10), and subsections (15) and (16) of section
656 616.242, Florida Statutes, are amended to read:

657 616.242 Safety standards for amusement rides.—

658 (5) ANNUAL PERMIT.—

659 (b) To apply for an annual permit, a owner must submit to
660 the department a written application on a form prescribed by
661 rule of the department, which must include the following:

662 1. The legal name, address, and primary place of business
663 of the owner.

664 2. A description, manufacturer's name, serial number,
665 model number and, if previously assigned, the United States
666 Amusement Identification Number of the amusement ride.

667 3. A valid certificate of insurance ~~or bond~~ for each
668 amusement ride.

669 4. An affidavit of compliance that the amusement ride was
670 inspected in person by the affiant and that the amusement ride
671 is in general conformance with the requirements of this section
672 and all applicable rules adopted by the department. The
673 affidavit must be executed by a professional engineer or a
674 qualified inspector at least ~~no earlier than~~ 60 days before, but
675 not later than, the date ~~of the filing of~~ the application is
676 filed with the department. The owner shall request inspection

677 and permitting of the amusement ride within 60 days after ~~of~~ the
 678 date ~~of filing~~ the application is filed with the department. The
 679 department shall inspect and permit the amusement ride within 60
 680 days after the date ~~filing~~ the application is filed with the
 681 department.

682 5. If required by subsection (6), an affidavit of
 683 nondestructive testing dated and executed at least ~~no earlier~~
 684 ~~than~~ 60 days before ~~prior to~~, but not later than, the date ~~of~~
 685 ~~the filing of~~ the application is filed with the department. The
 686 owner shall request inspection and permitting of the amusement
 687 ride within 60 days after ~~of~~ the date ~~of filing~~ the application
 688 is filed with the department. The department shall inspect and
 689 permit the amusement ride within 60 days after the date ~~filing~~
 690 the application is filed with the department.

691 6. A request for inspection.

692 7. Upon request, the owner shall, at no cost to the
 693 department, provide the department a copy of the manufacturer's
 694 current recommended operating instructions in the possession of
 695 the owner, the owner's operating fact sheet, and any written
 696 bulletins in the possession of the owner concerning the safety,
 697 operation, or maintenance of the amusement ride.

698 (10) EXEMPTIONS.—

699 (a) This section does not apply to:

700 1. Permanent facilities that employ at least 1,000 full-
 701 time employees and that maintain full-time, in-house safety
 702 inspectors. Furthermore, the permanent facilities must file an

703 affidavit of the annual inspection with the department, on a
704 form prescribed by rule of the department. Additionally, the
705 Department of Agriculture and Consumer Services may consult
706 annually with the permanent facilities regarding industry safety
707 programs.

708 2. Any playground operated by a school, local government,
709 or business licensed under chapter 509, if the playground is an
710 incidental amenity and the operating entity is not primarily
711 engaged in providing amusement, pleasure, thrills, or
712 excitement.

713 3. Museums or other institutions principally devoted to
714 the exhibition of products of agriculture, industry, education,
715 science, religion, or the arts.

716 4. Conventions or trade shows for the sale or exhibit of
717 amusement rides if there are a minimum of 15 amusement rides on
718 display or exhibition, and if any operation of such amusement
719 rides is limited to the registered attendees of the convention
720 or trade show.

721 5. Skating rinks, arcades, laser ~~lazer~~ or paint ball war
722 games, bowling alleys, miniature golf courses, mechanical bulls,
723 inflatable rides, trampolines, ball crawls, exercise equipment,
724 jet skis, paddle boats, airboats, helicopters, airplanes,
725 parasails, hot air or helium balloons whether tethered or
726 untethered, theatres, batting cages, stationary spring-mounted
727 fixtures, rider-propelled merry-go-rounds, games, side shows,
728 live animal rides, or live animal shows.

729 6. Go-karts operated in competitive sporting events if
730 participation is not open to the public.

731 7. Nonmotorized playground equipment that is not required
732 to have a manager.

733 8. Coin-actuated amusement rides designed to be operated
734 by depositing coins, tokens, credit cards, debit cards, bills,
735 or other cash money and which are not required to have a
736 manager, and which have a capacity of six persons or less.

737 9. Facilities described in s. 549.09(1)(a) when such
738 facilities are operating cars, trucks, or motorcycles only.

739 10. Battery-powered cars or other vehicles that are
740 designed to be operated by children 7 years of age or under and
741 that cannot exceed a speed of 4 miles per hour.

742 11. Mechanically driven vehicles that pull train cars,
743 carts, wagons, or other similar vehicles, that are not confined
744 to a metal track or confined to an area but are steered by an
745 operator and do not exceed a speed of 4 miles per hour.

746 12. A water-related amusement ride operated by a business
747 licensed under chapter 509 if the water-related amusement ride
748 is an incidental amenity and the operating business is not
749 primarily engaged in providing amusement, pleasure, thrills, or
750 excitement and does not offer day rates.

751 13. An amusement ride at a private, membership-only
752 facility if the amusement ride is an incidental amenity and the
753 facility is not open to the general public, is not primarily
754 engaged in providing amusement, pleasure, thrills, or

755 excitement, and does not offer day rates.

756 14. A nonprofit permanent facility registered under
 757 chapter 496 which is not open to the general public.

758 (15) INSPECTION BY OWNER OR MANAGER.—~~Before~~ Prior to
 759 opening on each day of operation and before ~~prior~~ to any
 760 inspection by the department, the owner or manager of an
 761 amusement ride must inspect and test the amusement ride to
 762 ensure compliance with all requirements of this section. Each
 763 inspection must be recorded on a form prescribed by rule of the
 764 department and signed by the person who conducted the
 765 inspection. In lieu of the form prescribed by rule of the
 766 department, the owner or manager may request approval of an
 767 alternate form if the alternate form includes, at a minimum, the
 768 information required on the form prescribed by rule of the
 769 department. Inspection records of the last 14 daily inspections
 770 must be kept on site by the owner or manager and made
 771 immediately available to the department upon request.

772 (16) TRAINING OF EMPLOYEES.—The owner or manager of an ~~any~~
 773 amusement ride shall maintain a record of employee training for
 774 each employee authorized to operate, assemble, disassemble,
 775 transport, or conduct maintenance on an amusement ride, ~~on a~~
 776 form prescribed by rule of the department. In lieu of the form
 777 prescribed by rule of the department, the owner or manager may
 778 request approval of an alternate form if the alternate form
 779 includes, at a minimum, the information required on the form
 780 prescribed by rule of the department. The training record must

781 be kept on site by the owner or manager and made immediately
 782 available to the department upon request. Training may not be
 783 conducted when an amusement ride is open to the public unless
 784 the training is conducted under the supervision of an employee
 785 who is trained in the operation of that ride. The owner or
 786 manager shall certify that each employee is trained, as required
 787 by this section and any rules adopted thereunder, on the
 788 amusement ride for which the employee is responsible.

789 Section 21. Paragraph (h) of subsection (2), paragraph (b)
 790 of subsection (5), subsection (10), and paragraph (a) of
 791 subsection (11) of section 790.06, Florida Statutes, are amended
 792 to read:

793 790.06 License to carry concealed weapon or firearm.—

794 (2) The Department of Agriculture and Consumer Services
 795 shall issue a license if the applicant:

796 (h) Demonstrates competence with a firearm by any one of
 797 the following:

798 1. Completion of any hunter education or hunter safety
 799 course approved by the Fish and Wildlife Conservation Commission
 800 or a similar agency of another state;

801 2. Completion of any National Rifle Association firearms
 802 safety or training course;

803 3. Completion of any firearms safety or training course or
 804 class available to the general public offered by a law
 805 enforcement, junior college, college, or private or public
 806 institution or organization or firearms training school,

807 | utilizing instructors certified by the National Rifle
 808 | Association, Criminal Justice Standards and Training Commission,
 809 | or the Department of Agriculture and Consumer Services;

810 | 4. Completion of any law enforcement firearms safety or
 811 | training course or class offered for security guards,
 812 | investigators, special deputies, or any division or subdivision
 813 | of law enforcement or security enforcement;

814 | 5. Presents evidence of equivalent experience with a
 815 | firearm through participation in organized shooting competition
 816 | or military service;

817 | 6. Is licensed or has been licensed to carry a firearm in
 818 | this state or a county or municipality of this state, unless
 819 | such license has been revoked for cause; or

820 | 7. Completion of any firearms training or safety course or
 821 | class conducted by a state-certified or National Rifle
 822 | Association certified firearms instructor;

823 |
 824 | A photocopy of a certificate of completion of any of the courses
 825 | or classes; ~~or~~ an affidavit from the instructor, school, club,
 826 | organization, or group that conducted or taught such ~~said~~ course
 827 | or class attesting to the completion of the course or class by
 828 | the applicant; or a copy of any document that ~~which~~ shows
 829 | completion of the course or class or evidences participation in
 830 | firearms competition shall constitute evidence of qualification
 831 | under this paragraph. A; ~~any~~ person who conducts a course
 832 | pursuant to subparagraph 2., subparagraph 3., or subparagraph

833 7., or who, as an instructor, attests to the completion of such
834 courses, must maintain records certifying that he or she
835 observed the student safely handle and discharge the firearm in
836 his or her physical presence and that the discharge of the
837 firearm included live fire using a firearm and ammunition as
838 defined in s. 790.001;

839 (5) The applicant shall submit to the Department of
840 Agriculture and Consumer Services or an approved tax collector
841 pursuant to s. 790.0625:

842 (b) A nonrefundable license fee of up to \$60 ~~\$70~~ if he or
843 she has not previously been issued a statewide license or of up
844 to \$50 ~~\$60~~ for renewal of a statewide license. The cost of
845 processing fingerprints as required in paragraph (c) shall be
846 borne by the applicant. However, an individual holding an active
847 certification from the Criminal Justice Standards and Training
848 Commission as a law enforcement officer, correctional officer,
849 or correctional probation officer as defined in s. 943.10(1),
850 (2), (3), (6), (7), (8), or (9) is exempt from the licensing
851 requirements of this section. If such individual wishes to
852 receive a concealed weapon ~~weapons~~ or firearm ~~firearms~~ license,
853 he or she is exempt from the background investigation and all
854 background investigation fees, but must pay the current license
855 fees regularly required to be paid by nonexempt applicants.
856 Further, a law enforcement officer, a correctional officer, or a
857 correctional probation officer as defined in s. 943.10(1), (2),
858 or (3) is exempt from the required fees and background

859 investigation for ~~a period of~~ 1 year after his or her
 860 retirement.

861 (10) A license issued under this section shall be
 862 suspended or revoked pursuant to chapter 120 if the licensee:

863 (a) Is found to be ineligible under the criteria set forth
 864 in subsection (2);

865 (b) Develops or sustains a physical infirmity which
 866 prevents the safe handling of a weapon or firearm;

867 (c) Is convicted of a felony which would make the licensee
 868 ineligible to possess a firearm pursuant to s. 790.23;

869 (d) Is found guilty of a crime under the provisions of
 870 chapter 893, or similar laws of any other state, relating to
 871 controlled substances;

872 (e) Is committed as a substance abuser under chapter 397,
 873 or is deemed a habitual offender under s. 856.011(3), or similar
 874 laws of any other state;

875 (f) Is convicted of a second violation of s. 316.193, or a
 876 similar law of another state, within 3 years after ~~of~~ a first
 877 ~~previous~~ conviction of such section, or similar law of another
 878 state, even though the first violation may have occurred before
 879 ~~prior to~~ the date on which the application was submitted;

880 (g) Is adjudicated an incapacitated person under s.
 881 744.331, or similar laws of any other state; or

882 (h) Is committed to a mental institution under chapter
 883 394, or similar laws of any other state.

884

885 Notwithstanding s. 120.60(5), notice of the suspension or
886 revocation of a concealed weapon or firearm license or the
887 suspension of the processing of an application for such license
888 shall be given by personal delivery to the licensee, by first-
889 class mail in an envelope, postage prepaid, addressed to the
890 licensee at his or her last known mailing address furnished to
891 the department, or by e-mail if the licensee has provided an e-
892 mail address to the department. Such mailing or sending of e-
893 mail by the department constitutes notification, and any failure
894 by the person to receive the mailed or e-mailed notice does not
895 stay the effective date or term of the suspension or revocation.
896 The giving of notice by mail is complete upon expiration of 20
897 days after deposit in the United States mail. Proof of the
898 giving of notice shall be made by entry in the records of the
899 department that such notice was given. The entry is admissible
900 in the courts of this state and constitutes sufficient proof
901 that such notice was given.

902 (11) (a) At least ~~No less than~~ 90 days before the
903 expiration date of the license, the Department of Agriculture
904 and Consumer Services shall mail to each licensee a written
905 notice of the expiration and a renewal form prescribed by the
906 Department of Agriculture and Consumer Services. The licensee
907 must renew his or her license on or before the expiration date
908 by filing with the Department of Agriculture and Consumer
909 Services the renewal form containing an ~~a notarized~~ affidavit
910 submitted under oath and under penalty of perjury stating that

911 the licensee remains qualified pursuant to the criteria
912 specified in subsections (2) and (3), a color photograph as
913 specified in paragraph (5)(e), and the required renewal fee.
914 Out-of-state residents must also submit a complete set of
915 fingerprints and fingerprint processing fee. The license shall
916 be renewed upon receipt of the completed renewal form, color
917 photograph, appropriate payment of fees, and, if applicable,
918 fingerprints. Additionally, a licensee who fails to file a
919 renewal application on or before its expiration date must renew
920 his or her license by paying a late fee of \$15. A license may
921 not be renewed 180 days or more after its expiration date, and
922 such a license is deemed to be permanently expired. A person
923 whose license has been permanently expired may reapply for
924 licensure; however, an application for licensure and fees under
925 subsection (5) must be submitted, and a background investigation
926 shall be conducted pursuant to this section. A person who
927 knowingly files false information under this subsection is
928 subject to criminal prosecution under s. 837.06.

929 Section 22. Subsection (8) is added to section 790.0625,
930 Florida Statutes, to read:

931 790.0625 Appointment of tax collectors to accept
932 applications for a concealed weapon or firearm license; fees;
933 penalties.—

934 (8) Upon receipt of a completed renewal application, a new
935 color photograph, and appropriate payment of fees, a tax
936 collector authorized to accept renewal applications for

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937 concealed weapon or firearm licenses under this section may,
938 upon approval and confirmation of license issuance by the
939 department, print and deliver a concealed weapon or firearm
940 license to a licensee renewing his or her license at the tax
941 collector's office.

942 Section 23. This act shall take effect July 1, 2015.