



REVOCATION OF LICENSES SECONDHAND DEALER - SECONDARY METALS RECYCLER

Background

Subsection 538.09(5), Florida Statutes (F.S.), pertaining to secondhand dealers, and subsection 538.25(4), F.S., pertaining to secondary metals recyclers, allow the Department of Revenue to deny, revoke, restrict, or suspend registrations issued pursuant to Chapter 538, F.S.

Revocation Process

All statutory grounds for disciplinary actions of secondary metal recycler licenses require a criminal conviction as a prerequisite. The Department requests that all law enforcement agencies that refer cases to the local state attorney for criminal prosecution include, as a sentencing recommendation in the criminal court, a request to revoke the secondhand dealer or secondary metals recycler registration (license) issued by the Department.

On obtaining a conviction, guilty plea, or nolo contendere plea, local law enforcement provide the following documents to the Department:

1. Arrest report and offense report;
2. Certified copy of Information or Indictment (criminal charging document);
3. Certified copy of Plea (if entered);
4. Certified copy of Court Order(s) or Judgment of Conviction reflecting whether the defendant was or was not adjudicated; and
5. Statement from the clerk of court or law enforcement that the judgment or conviction is final (not appealed, or the appeal has been resolved and the conviction upheld).

Mail the documents to:

Florida Department of Revenue
General Tax Administration
Janet L. Young, Sales Tax Coordinator
5050 West Tennessee Street
Tallahassee, Florida 32399-0100

For more information, contact Janet L. Young:
e-mail: youngj@floridarevenue.com
phone: 850-717-7301