

**SENATE AMENDMENT 5,
TO SENATE AMENDMENT 1,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 133**

June 30, 1999 – Offered by Senator WELCH.

1 At the locations indicated, amend the amendment as follows:

2 **1.** Page 215, line 16: after that line insert:

3 “786b. Page 953, line 14: after that line insert:

4 **“SECTION 1810dm.** 77.21 (1) of the statutes is amended to read:

5 77.21 (1) “Conveyance” includes deeds and other instruments for the passage
6 of ownership interests in real estate, including contracts and assignments of a
7 vendee’s interest therein, including instruments that are evidence of a sale of
8 time-share property, as defined in s. 707.02 (32), and including leases for at least 99
9 years but excluding leases for less than 99 years, easements and wills.”.”.

10 **2.** Page 215, line 17: after that line insert:

11 “786d. Page 953, line 21: after that line insert:

1 **“SECTION 1812Lm.** 77.51 (4) (c) 6. of the statutes is repealed.

2 **SECTION 1812Ln.** 77.52 (2) (a) 1. of the statutes is amended to read:

3 77.52 (2) (a) 1. The furnishing of rooms or lodging to transients by hotelkeepers,
4 motel operators and other persons furnishing accommodations that are available to
5 the public, irrespective of whether membership is required for use of the
6 accommodations, ~~including the furnishing of rooms or lodging through the sale of a~~
7 ~~time-share property, as defined in s. 707.02 (32),~~ if the use of the rooms or lodging
8 is not fixed at the time of sale as to the starting day or the lodging unit. In this
9 subdivision, “transient” means any person residing for a continuous period of less
10 than one month in a hotel, motel or other furnished accommodations available to the
11 public. In this subdivision, “hotel” or “motel” means a building or group of buildings
12 in which the public may obtain accommodations for a consideration, including,
13 without limitation, such establishments as inns, motels, tourist homes, tourist
14 houses or courts, lodging houses, rooming houses, summer camps, apartment hotels,
15 resort lodges and cabins and any other building or group of buildings in which
16 accommodations are available to the public, except accommodations, including
17 mobile homes as defined in s. 66.058 (1) (d), rented for a continuous period of more
18 than one month and accommodations furnished by any hospitals, sanatoriums, or
19 nursing homes, or by corporations or associations organized and operated
20 exclusively for religious, charitable or educational purposes provided that no part of
21 the net earnings of such corporations and associations inures to the benefit of any
22 private shareholder or individual. In this subdivision, “one month” means a calendar
23 month or 30 days, whichever is less, counting the first day of the rental and not
24 counting the last day of the rental.

25 **SECTION 1812Lp.** 77.52 (2) (a) 2. of the statutes is amended to read:

1 77.52 (2) (a) 2. The sale of admissions to amusement, athletic, entertainment
2 or recreational events or places except county fairs, the sale, rental or use of regular
3 bingo cards, extra regular cards, special bingo cards and the sale of bingo supplies
4 to players and the furnishing, for dues, fees or other considerations, the privilege of
5 access to clubs or the privilege of having access to or the use of amusement,
6 entertainment, athletic or recreational devices or facilities, including, ~~in connection~~
7 ~~with the sale or use of time-share property, as defined in s. 707.02 (32),~~ the sale or
8 furnishing of use of recreational facilities on a periodic basis or other recreational
9 rights, including but not limited to membership rights, vacation services and club
10 memberships.”.”.

11 **3.** Page 426, line 16: after that line insert:

12 “1078m. page 1407, line 18: after that line insert:

13 “**SECTION 3044m.** 707.46 (3) of the statutes is created to read:

14 707.46 (3) RECORDING. A contract for the purchase of a time-share and any
15 other instrument that is evidence of a purchase of a time-share is valid only if it is
16 recorded.”.”.

17 **4.** Page 547, line 4: after that line insert:

18 “1353d. Page 1613, line 24: after that line insert:

19 “(4g) TIME-SHARE PROPERTY. The treatment of sections 77.21 (1), 77.51 (4) (c) 6.,
20 77.52 (2) (a) 1. and 2. and 707.46 (3) of the statutes takes effect on the first day of the
21 2nd month beginning after publication.”.”.

22 **(END)**