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CS/HB 1193, Engrossed 3

2020 Legislature

1  
2 An act relating to the deregulation of professions and  
3 occupations; providing a short title; amending s.  
4 322.57, F.S.; defining the term "servicemember";  
5 requiring the Department of Highway Safety and Motor  
6 Vehicles to waive the requirement to pass the  
7 Commercial Driver License Skills Tests for certain  
8 servicemembers and veterans; requiring an applicant  
9 who receives such waiver to complete certain  
10 requirements within a specified time; requiring the  
11 department to adopt rules; amending s. 326.004, F.S.;  
12 deleting the requirement that a yacht broker maintain  
13 a separate license for each branch office; deleting  
14 the requirement that the Division of Florida  
15 Condominiums, Timeshares, and Mobile Homes establish a  
16 fee; amending s. 447.02, F.S.; conforming provisions  
17 to changes made by the act; repealing s. 447.04, F.S.,  
18 relating to licensure and permit requirements for  
19 business agents; repealing s. 447.041, F.S., relating  
20 to hearings for persons or labor organizations denied  
21 licensure as a business agent; repealing s. 447.045,  
22 F.S., relating to confidential information obtained  
23 during the application process; repealing s. 447.06,  
24 F.S., relating to required registration of labor  
25 organizations; amending s. 447.09, F.S.; deleting

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26 | certain prohibited actions relating to the right of  
27 | franchise of a member of a labor organization;  
28 | repealing s. 447.12, F.S., relating to registration  
29 | fees; repealing s. 447.16, F.S., relating to  
30 | applicability; amending s. 447.305, F.S.; deleting a  
31 | provision that requires notification of registrations  
32 | and renewals to the Department of Business and  
33 | Professional Regulation; amending s. 455.213, F.S.;  
34 | requiring the department or a board to enter into  
35 | reciprocal licensing agreements with other states  
36 | under certain circumstances; providing requirements;  
37 | creating s. 455.2278, F.S.; defining terms;  
38 | prohibiting the department or a board from suspending  
39 | or revoking a person's license solely on the basis of  
40 | a delinquency or default in the payment of his or her  
41 | student loan; prohibiting the department or a board  
42 | from suspending or revoking a person's license solely  
43 | on the basis of a default in satisfying the  
44 | requirements of his or her work-conditional  
45 | scholarship; amending s. 456.072, F.S.; specifying  
46 | that the failure to repay certain student loans is not  
47 | considered a failure to perform a statutory or legal  
48 | obligation for which certain disciplinary action can  
49 | be taken; conforming provisions to changes made by the  
50 | act; repealing s. 456.0721, F.S., relating to health

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51 care practitioners who are in default on student loan  
52 or scholarship obligations; amending s. 456.074, F.S.;  
53 deleting a provision relating to the suspension of a  
54 license issued by the Department of Health for  
55 defaulting on certain student loans; amending s.  
56 468.505, F.S.; providing that certain unlicensed  
57 persons are not prohibited or restricted from their  
58 practice, services, or activities in dietetics and  
59 nutrition under certain circumstances; amending s.  
60 468.603, F.S.; revising which inspectors are included  
61 in the definition of the term "categories of building  
62 code inspectors"; amending s. 468.609, F.S.; revising  
63 certain experience requirements for a person to take  
64 the examination for certification; revising the time  
65 period a provisional certificate is valid; amending s.  
66 468.613, F.S.; providing for waiver of specified  
67 requirements for certification under certain  
68 circumstances; amending s. 468.8314, F.S.; requiring  
69 an applicant for a license by endorsement to maintain  
70 a specified insurance policy; requiring the department  
71 to certify an applicant who holds a specified license  
72 issued by another state or territory of the United  
73 States under certain circumstances; amending s.  
74 471.015, F.S.; revising licensure requirements for  
75 engineers who hold specified licenses in another

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76 | state; amending s. 473.308, F.S.; deleting continuing  
 77 | education requirements for license by endorsement for  
 78 | certified public accountants; amending s. 474.202,  
 79 | F.S.; revising the definition of the term "limited-  
 80 | service veterinary medical practice" to include  
 81 | certain procedures; amending s. 474.203, F.S.;  
 82 | providing an exemption for certain persons whose work  
 83 | is solely confined to microchip implantation in dogs  
 84 | and cats; amending s. 474.207, F.S.; revising  
 85 | education requirements for licensure by examination;  
 86 | amending s. 474.217, F.S.; requiring the department to  
 87 | issue a license by endorsement to certain applicants  
 88 | who successfully complete a specified examination;  
 89 | amending s. 476.114, F.S.; revising training  
 90 | requirements for licensure as a barber; amending s.  
 91 | 476.144, F.S.; requiring the department to certify as  
 92 | qualified for licensure by endorsement an applicant  
 93 | who is licensed to practice barbering in another  
 94 | state; amending s. 477.013, F.S.; revising the  
 95 | definition of the term "hair braiding"; repealing s.  
 96 | 477.0132, F.S., relating to registration for hair  
 97 | braiding, hair wrapping, and body wrapping; amending  
 98 | s. 477.0135, F.S.; providing additional exemptions  
 99 | from license or registration requirements for  
 100 | specified occupations or practices; amending s.

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101 477.019, F.S.; deleting a provision prohibiting the  
 102 Board of Cosmetology from asking for proof of certain  
 103 educational hours under certain circumstances;  
 104 conforming provisions to changes made by the act;  
 105 amending s. 477.0201, F.S.; providing requirements for  
 106 registration as a specialist; amending s. 477.026,  
 107 F.S.; conforming provisions to changes made by the  
 108 act; amending s. 477.0263, F.S.; providing that  
 109 certain cosmetology services may be performed in a  
 110 location other than a licensed salon under certain  
 111 circumstances; amending ss. 477.0265 and 477.029,  
 112 F.S.; conforming provisions to changes made by the  
 113 act; amending s. 481.201, F.S.; deleting legislative  
 114 findings relating to the practice of interior design;  
 115 amending s. 481.203, F.S.; revising and deleting  
 116 definitions; amending s. 481.205, F.S.; conforming  
 117 provisions to changes made by the act; amending s.  
 118 481.207, F.S.; revising certain fees for interior  
 119 designers; conforming provisions to changes made by  
 120 the act; amending s. 481.209, F.S.; providing  
 121 requirements for a certificate of registration and a  
 122 seal for interior designers; specifying that certain  
 123 persons who are already licensed as interior designers  
 124 are eligible to obtain a certificate of registration;  
 125 conforming provisions to changes made by the act;

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126 | amending s. 481.213, F.S.; revising requirements for  
 127 | certification of licensure by endorsement for a  
 128 | certain licensee to engage in the practice of  
 129 | architecture; providing that a certificate of  
 130 | registration is not required for specified persons to  
 131 | practice; conforming provisions to changes made by the  
 132 | act; amending s. 481.2131, F.S.; revising who may  
 133 | perform interior design; requiring certain interior  
 134 | designers to include a specified seal when submitting  
 135 | documents for the issuance of a building permit under  
 136 | certain circumstances; amending s. 481.215, F.S.;  
 137 | conforming provisions to changes made by the act;  
 138 | revising the number of hours of specified courses the  
 139 | board must require for the renewal of a license or  
 140 | certificate of registration; authorizing licensees to  
 141 | complete certain courses online; amending s. 481.217,  
 142 | F.S.; conforming provisions to changes made by the  
 143 | act; amending s. 481.219, F.S.; deleting provisions  
 144 | permitting the practice of or offer to practice  
 145 | interior design through certain business  
 146 | organizations; deleting provisions requiring  
 147 | certificates of authorization for certain business  
 148 | organizations offering interior design services to the  
 149 | public; requiring a licensee or applicant in the  
 150 | practice of architecture to qualify as a business

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151 organization; providing requirements; amending s.  
 152 481.221, F.S.; conforming provisions to changes made  
 153 by the act; requiring registered architects and  
 154 certain business organizations to display certain  
 155 license numbers in specified advertisements; amending  
 156 s. 481.223, F.S.; providing construction; conforming  
 157 provisions to changes made by the act; amending s.  
 158 481.2251, F.S.; revising the acts that constitute  
 159 grounds for disciplinary actions relating to interior  
 160 designers; conforming provisions to changes made by  
 161 the act; amending ss. 481.229 and 481.231, F.S.;  
 162 conforming provisions to changes made by the act;  
 163 amending s. 481.303, F.S.; deleting the definition of  
 164 the term "certificate of authorization"; amending s.  
 165 481.310, F.S.; providing that an applicant who holds  
 166 certain degrees is not required to demonstrate 1 year  
 167 of practical experience for licensure; amending s.  
 168 481.311, F.S.; revising requirements for certification  
 169 of licensure by endorsement for a certain applicant to  
 170 engage in the practice of landscape architecture;  
 171 amending s. 481.313, F.S.; authorizing a landscape  
 172 architect to receive hour-for-hour credit for certain  
 173 approved continuing education courses under certain  
 174 circumstances; amending s. 481.317, F.S.; conforming  
 175 provisions to changes made by the act; amending s.

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176 481.319, F.S.; deleting the requirement for a  
 177 certificate of authorization; authorizing landscape  
 178 architects to practice in the name of a corporation or  
 179 partnership; amending s. 481.321, F.S.; requiring a  
 180 landscape architect to display a certain certificate  
 181 number in specified advertisements; amending s.  
 182 481.329, F.S.; conforming a cross-reference; amending  
 183 s. 489.103, F.S.; revising certain contract prices for  
 184 exemption; amending s. 489.111, F.S.; revising  
 185 provisions relating to eligibility for licensure;  
 186 amending s. 489.113, F.S.; providing that applicants  
 187 who meet certain requirements are not required to pass  
 188 a specified examination; amending s. 489.115, F.S.;  
 189 requiring the Construction Industry Licensing Board to  
 190 certify any applicant who holds a specified license to  
 191 practice contracting issued by another state or  
 192 territory of the United States under certain  
 193 circumstances; requiring certain applicants to  
 194 complete certain training; amending s. 489.511, F.S.;  
 195 requiring the board to certify as qualified for  
 196 certification by endorsement any applicant who holds a  
 197 specified license to practice electrical or alarm  
 198 system contracting issued by another state or  
 199 territory of the United States under certain  
 200 circumstances; requiring certain applicants to



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201 complete certain training; amending s. 489.517, F.S.;

202 providing a reduction in certain continuing education

203 hours required for certain contractors; amending s.

204 489.518, F.S.; requiring a person to have completed a

205 specified amount of training within a certain time

206 period to perform the duties of an alarm system agent;

207 amending s. 492.104, F.S.; conforming provisions to

208 changes made by the act; amending 492.108, F.S.;

209 requiring the department to issue a license by

210 endorsement to any applicant who has held a specified

211 license to practice geology in another state, trust,

212 territory, or possession of the United States for a

213 certain period of time; providing that an applicant

214 may take the examination required by the board if they

215 have not met the specified examination requirement;

216 amending s. 492.111, F.S.; deleting the requirements

217 for a certificate of authorization for a professional

218 geologist; amending ss. 492.113 and 492.115, F.S.;

219 conforming provisions to changes made by the act;

220 creating s. 509.102, F.S.; defining the term "mobile

221 food dispensing vehicle"; preempting certain

222 regulation of mobile food dispensing vehicles to the

223 state; prohibiting certain entities from prohibiting

224 mobile food dispensing vehicles from operating within

225 the entirety of such entities' jurisdictions;

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226 providing construction and applicability; amending s.  
 227 548.003, F.S.; deleting the requirement that the  
 228 Florida State Boxing Commission adopt rules relating  
 229 to a knockdown timekeeper; amending s. 548.017, F.S.;  
 230 deleting the licensure requirement for a timekeeper or  
 231 an announcer; amending s. 553.5141, F.S.; conforming  
 232 provisions to changes made by the act; amending s.  
 233 553.74, F.S.; revising the membership and  
 234 qualifications of the Florida Building Commission;  
 235 amending s. 823.15, F.S.; authorizing certain persons  
 236 to implant dogs and cats with specified microchips  
 237 under certain circumstances; authorizing certain  
 238 persons to contact the owner of record listed on radio  
 239 frequency identification microchips under certain  
 240 circumstances; amending ss. 287.055, 558.002, and  
 241 725.08, F.S.; conforming provisions to changes made by  
 242 the act; providing effective dates.

243

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

245

246 Section 1. This act may be cited as the "Occupational  
 247 Freedom and Opportunity Act."

248 Section 2. Present subsection (4) of section 322.57,  
 249 Florida Statutes, is redesignated as subsection (5), and a new  
 250 subsection (4) is added to that section, to read:

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251 322.57 Tests of knowledge concerning specified vehicles;  
 252 endorsement; nonresidents; violations.—

253 (4) (a) As used in this subsection, the term  
 254 "servicemember" means a member of any branch of the United  
 255 States military or military reserves, the United States Coast  
 256 Guard or its reserves, the Florida National Guard, or the  
 257 Florida Air National Guard.

258 (b) The department shall waive the requirement to pass the  
 259 Commercial Driver License Skills Tests for servicemembers and  
 260 veterans if:

261 1. The applicant has been honorably discharged from  
 262 military service within 1 year of the application, if the  
 263 applicant is a veteran;

264 2. The applicant is trained as an MOS 88M Army Motor  
 265 Transport Operator or similar military job specialty;

266 3. The applicant has received training to operate large  
 267 trucks in compliance with the Federal Motor Carrier Safety  
 268 Administration; and

269 4. The applicant has at least 2 years of experience in the  
 270 military driving vehicles that would require a commercial driver  
 271 license to operate.

272 (c) An applicant must complete every other requirement for  
 273 a commercial driver license within 1 year of receiving a waiver  
 274 under paragraph (b) or the waiver is invalid.

275 (d) The department shall adopt rules to administer this

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276 subsection.

277 Section 3. Subsection (13) of section 326.004, Florida  
278 Statutes, is amended to read:

279 326.004 Licensing.—

280 (13) Each broker must maintain a principal place of  
281 business in this state and may establish branch offices in the  
282 state. ~~A separate license must be maintained for each branch  
283 office. The division shall establish by rule a fee not to exceed  
284 \$100 for each branch office license.~~

285 Section 4. Subsection (3) of section 447.02, Florida  
286 Statutes, is amended to read:

287 447.02 Definitions.—The following terms, when used in this  
288 chapter, shall have the meanings ascribed to them in this  
289 section:

290 ~~(3) The term "department" means the Department of Business  
291 and Professional Regulation.~~

292 Section 5. Section 447.04, Florida Statutes, is repealed.

293 Section 6. Section 447.041, Florida Statutes, is repealed.

294 Section 7. Section 447.045, Florida Statutes, is repealed.

295 Section 8. Section 447.06, Florida Statutes, is repealed.

296 Section 9. Subsections (6) and (8) of section 447.09,  
297 Florida Statutes, are amended to read:

298 447.09 Right of franchise preserved; penalties.—It shall  
299 be unlawful for any person:

300 ~~(6) To act as a business agent without having obtained and~~

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301 ~~possessing a valid and subsisting license or permit.~~

302 ~~(8) To make any false statement in an application for a~~  
 303 ~~license.~~

304 Section 10. Section 447.12, Florida Statutes, is repealed.

305 Section 11. Section 447.16, Florida Statutes, is repealed.

306 Section 12. Subsection (4) of section 447.305, Florida  
 307 Statutes, is amended to read:

308 447.305 Registration of employee organization.—

309 ~~(4) Notification of registrations and renewals of~~  
 310 ~~registration shall be furnished at regular intervals by the~~  
 311 ~~commission to the Department of Business and Professional~~  
 312 ~~Regulation.~~

313 Section 13. Subsection (14) is added to section 455.213,  
 314 Florida Statutes, to read:

315 455.213 General licensing provisions.—

316 (14) The department or a board must enter into a  
 317 reciprocal licensing agreement with other states if the practice  
 318 act within the purview of this chapter permits such agreement.  
 319 If a reciprocal licensing agreement exists or if the department  
 320 or board has determined another state's licensing requirements  
 321 or examinations to be substantially equivalent or more stringent  
 322 to those under the practice act, the department or board must  
 323 post on its website which jurisdictions have such reciprocal  
 324 licensing agreements or substantially similar licenses.

325 Section 14. Section 455.2278, Florida Statutes, is created

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326 to read:

327 455.2278 Restriction on disciplinary action for student  
 328 loan default.-

329 (1) DEFINITIONS.-As used in this section, the term:

330 (a) "Default" means the failure to repay a student loan  
 331 according to the terms agreed to in the promissory note.

332 (b) "Delinquency" means the failure to make a student loan  
 333 payment when it is due.

334 (c) "Student loan" means a federal-guaranteed or state-  
 335 guaranteed loan for the purposes of postsecondary education.

336 (d) "Work-conditional scholarship" means an award of  
 337 financial aid for a student to further his or her education  
 338 which imposes an obligation on the student to complete certain  
 339 work-related requirements to receive or to continue receiving  
 340 the scholarship.

341 (2) STUDENT LOAN DEFAULT; DELINQUENCY.-The department or a  
 342 board may not suspend or revoke a license that it has issued to  
 343 any person who is in default on or delinquent in the payment of  
 344 his or her student loans solely on the basis of such default or  
 345 delinquency.

346 (3) WORK-CONDITIONAL SCHOLARSHIP DEFAULT.-The department  
 347 or a board may not suspend or revoke a license that it has  
 348 issued to any person who is in default on the satisfaction of  
 349 the requirements of his or her work-conditional scholarship  
 350 solely on the basis of such default.

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351 Section 15. Paragraph (k) of subsection (1) of section  
 352 456.072, Florida Statutes, is amended to read:

353 456.072 Grounds for discipline; penalties; enforcement.—

354 (1) The following acts shall constitute grounds for which  
 355 the disciplinary actions specified in subsection (2) may be  
 356 taken:

357 (k) Failing to perform any statutory or legal obligation  
 358 placed upon a licensee. For purposes of this section, failing to  
 359 repay a student loan issued or guaranteed by the state or the  
 360 Federal Government in accordance with the terms of the loan is  
 361 not ~~or failing to comply with service scholarship obligations~~  
 362 ~~shall be~~ considered a failure to perform a statutory or legal  
 363 obligation, ~~and the minimum disciplinary action imposed shall be~~  
 364 ~~a suspension of the license until new payment terms are agreed~~  
 365 ~~upon or the scholarship obligation is resumed, followed by~~  
 366 ~~probation for the duration of the student loan or remaining~~  
 367 ~~scholarship obligation period, and a fine equal to 10 percent of~~  
 368 ~~the defaulted loan amount.~~ Fines collected shall be deposited  
 369 into the Medical Quality Assurance Trust Fund.

370 Section 16. Section 456.0721, Florida Statutes, is  
 371 repealed.

372 Section 17. Subsection (4) of section 456.074, Florida  
 373 Statutes, is amended to read:

374 456.074 Certain health care practitioners; immediate  
 375 suspension of license.—

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376 ~~(4) Upon receipt of information that a Florida-licensed~~  
 377 ~~health care practitioner has defaulted on a student loan issued~~  
 378 ~~or guaranteed by the state or the Federal Government, the~~  
 379 ~~department shall notify the licensee by certified mail that he~~  
 380 ~~or she shall be subject to immediate suspension of license~~  
 381 ~~unless, within 45 days after the date of mailing, the licensee~~  
 382 ~~provides proof that new payment terms have been agreed upon by~~  
 383 ~~all parties to the loan. The department shall issue an emergency~~  
 384 ~~order suspending the license of any licensee who, after 45 days~~  
 385 ~~following the date of mailing from the department, has failed to~~  
 386 ~~provide such proof. Production of such proof shall not prohibit~~  
 387 ~~the department from proceeding with disciplinary action against~~  
 388 ~~the licensee pursuant to s. 456.073.~~

389 Section 18. Paragraph (n) is added to subsection (1) of  
 390 section 468.505, Florida Statutes, to read:

391 468.505 Exemptions; exceptions.—

392 (1) Nothing in this part may be construed as prohibiting  
 393 or restricting the practice, services, or activities of:

394 (n) Any person who provides information, wellness  
 395 recommendations, or advice concerning nutrition, or who markets  
 396 food, food materials, or dietary supplements for remuneration,  
 397 if such person does not provide such services to a person under  
 398 the direct care and supervision of a medical doctor for a  
 399 disease or medical condition requiring nutrition intervention,  
 400 not including obesity or weight loss, and does not represent



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401 himself or herself as a dietitian, licensed dietitian,  
 402 registered dietitian, nutritionist, licensed nutritionist,  
 403 nutrition counselor, or licensed nutrition counselor, or use any  
 404 word, letter, symbol, or insignia indicating or implying that he  
 405 or she is a dietitian, nutritionist, or nutrition counselor.

406 Section 19. Paragraph (f) of subsection (5) of section  
 407 468.603, Florida Statutes, is amended to read:

408 468.603 Definitions.—As used in this part:

409 (5) "Categories of building code inspectors" include the  
 410 following:

411 (f) "Residential ~~One and two family dwelling~~ inspector"  
 412 means a person who is qualified to inspect and determine that  
 413 one-family, two-family, or three-family residences not exceeding  
 414 two habitable stories above no more than one uninhabitable story  
 415 and accessory use structures in connection therewith ~~one and two~~  
 416 ~~family dwellings and accessory structures~~ are constructed in  
 417 accordance with the provisions of the governing building,  
 418 plumbing, mechanical, accessibility, and electrical codes.

419 Section 20. Paragraph (c) of subsection (2) and paragraph  
 420 (a) of subsection (7) of section 468.609, Florida Statutes, are  
 421 amended to read:

422 468.609 Administration of this part; standards for  
 423 certification; additional categories of certification.—

424 (2) A person may take the examination for certification as  
 425 a building code inspector or plans examiner pursuant to this

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426 part if the person:

427 (c) Meets eligibility requirements according to one of the  
428 following criteria:

429 1. Demonstrates 4 ~~5~~ years' combined experience in the  
430 field of construction or a related field, building code  
431 inspection, or plans review corresponding to the certification  
432 category sought;

433 2. Demonstrates a combination of postsecondary education  
434 in the field of construction or a related field and experience  
435 which totals 3 ~~4~~ years, with at least 1 year of such total being  
436 experience in construction, building code inspection, or plans  
437 review;

438 3. Demonstrates a combination of technical education in  
439 the field of construction or a related field and experience  
440 which totals 3 ~~4~~ years, with at least 1 year of such total being  
441 experience in construction, building code inspection, or plans  
442 review;

443 4. Currently holds a standard certificate issued by the  
444 board or a firesafety inspector license issued pursuant to  
445 chapter 633, with ~~has~~ a minimum of 3 years' verifiable full-time  
446 experience in firesafety inspection or firesafety plan review,  
447 and has satisfactorily completed a building code inspector or  
448 plans examiner training program that provides at least 100 hours  
449 but not more than 200 hours of cross-training in the  
450 certification category sought. The board shall establish by rule

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451 criteria for the development and implementation of the training  
452 programs. The board shall accept all classroom training offered  
453 by an approved provider if the content substantially meets the  
454 intent of the classroom component of the training program;

455 5. Demonstrates a combination of the completion of an  
456 approved training program in the field of building code  
457 inspection or plan review and a minimum of 2 years' experience  
458 in the field of building code inspection, plan review, fire code  
459 inspections and fire plans review of new buildings as a  
460 firesafety inspector certified under s. 633.216, or  
461 construction. The approved training portion of this requirement  
462 shall include proof of satisfactory completion of a training  
463 program that provides at least 200 hours but not more than 300  
464 hours of cross-training that is approved by the board in the  
465 chosen category of building code inspection or plan review in  
466 the certification category sought with at least 20 hours but not  
467 more than 30 hours of instruction in state laws, rules, and  
468 ethics relating to professional standards of practice, duties,  
469 and responsibilities of a certificateholder. The board shall  
470 coordinate with the Building Officials Association of Florida,  
471 Inc., to establish by rule the development and implementation of  
472 the training program. However, the board shall accept all  
473 classroom training offered by an approved provider if the  
474 content substantially meets the intent of the classroom  
475 component of the training program;

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476           6. Currently holds a standard certificate issued by the  
477 board or a firesafety inspector license issued pursuant to  
478 chapter 633 and:

479           a. Has at least 4 ~~5~~ years' verifiable full-time experience  
480 as an inspector or plans examiner in a standard certification  
481 category currently held or has a minimum of 4 ~~5~~ years'  
482 verifiable full-time experience as a firesafety inspector  
483 licensed pursuant to chapter 633.

484           b. Has satisfactorily completed a building code inspector  
485 or plans examiner classroom training course or program that  
486 provides at least 200 but not more than 300 hours in the  
487 certification category sought, except for one-family and two-  
488 family dwelling training programs, which must provide at least  
489 500 but not more than 800 hours of training as prescribed by the  
490 board. The board shall establish by rule criteria for the  
491 development and implementation of classroom training courses and  
492 programs in each certification category; or

493           7.a. Has completed a 4-year internship certification  
494 program as a building code inspector or plans examiner while  
495 employed full-time by a municipality, county, or other  
496 governmental jurisdiction, under the direct supervision of a  
497 certified building official. Proof of graduation with a related  
498 vocational degree or college degree or of verifiable work  
499 experience may be exchanged for the internship experience  
500 requirement year-for-year, but may reduce the requirement to no

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501 less than 1 year.

502 b. Has passed an examination administered by the  
 503 International Code Council in the certification category sought.  
 504 Such examination must be passed before beginning the internship  
 505 certification program.

506 c. Has passed the principles and practice examination  
 507 before completing the internship certification program.

508 d. Has passed a board-approved 40-hour code training  
 509 course in the certification category sought before completing  
 510 the internship certification program.

511 e. Has obtained a favorable recommendation from the  
 512 supervising building official after completion of the internship  
 513 certification program.

514 (7) (a) The board shall provide for the issuance of  
 515 provisional certificates valid for 2 years ~~1 year~~, as specified  
 516 by board rule, to any building code inspector or plans examiner  
 517 who meets the eligibility requirements described in subsection  
 518 (2) and any newly employed or promoted building code  
 519 administrator who meets the eligibility requirements described  
 520 in subsection (3). The provisional license may be renewed by the  
 521 board for just cause; however, a provisional license is not  
 522 valid for longer than 3 years.

523 Section 21. Section 468.613, Florida Statutes, is amended  
 524 to read:

525 468.613 Certification by endorsement.—The board shall

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526 | examine other certification or training programs, as applicable,  
 527 | upon submission to the board for its consideration of an  
 528 | application for certification by endorsement. The board shall  
 529 | waive its examination, qualification, education, or training  
 530 | requirements, to the extent that such examination,  
 531 | qualification, education, or training requirements of the  
 532 | applicant are determined by the board to be comparable with  
 533 | those established by the board. The board shall waive its  
 534 | examination, qualification, education, or training requirements  
 535 | if an applicant for certification by endorsement is at least 18  
 536 | years of age; is of good moral character; has held a valid  
 537 | building administrator, inspector, plans examiner, or the  
 538 | equivalent, certification issued by another state or territory  
 539 | of the United States for at least 10 years before the date of  
 540 | application; and has successfully passed an applicable  
 541 | examination administered by the International Code Council. Such  
 542 | application must be made either when the license in another  
 543 | state or territory is active or within 2 years after such  
 544 | license was last active.

545 |       Section 22. Subsection (3) of section 468.8314, Florida  
 546 | Statutes, is amended to read:

547 |             468.8314 Licensure.—

548 |             (3) The department shall certify as qualified for a  
 549 | license by endorsement an applicant who is of good moral  
 550 | character as determined in s. 468.8313, who maintains an

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551 insurance policy as required by s. 468.8322, and who:

552 (a) Holds a valid license to practice home inspection  
 553 services in another state or territory of the United States,  
 554 whose educational requirements are substantially equivalent to  
 555 those required by this part; and has passed a national,  
 556 regional, state, or territorial licensing examination that is  
 557 substantially equivalent to the examination required by this  
 558 part; or

559 (b) Has held a valid license to practice home inspection  
 560 services issued by another state or territory of the United  
 561 States for at least 10 years before the date of application.  
 562 Such application must be made either when the license in another  
 563 state or territory is active or within 2 years after such  
 564 license was last active.

565 Section 23. Subsection (5) of section 471.015, Florida  
 566 Statutes, is amended to read:

567 471.015 Licensure.—

568 (5) (a) The board shall deem that an applicant who seeks  
 569 licensure by endorsement has passed an examination substantially  
 570 equivalent to the fundamentals examination when such applicant  
 571 has held a valid professional engineer's license in another  
 572 state for 10 ~~15~~ years and ~~has had 20 years of continuous~~  
 573 ~~professional-level engineering experience.~~

574 (b) The board shall deem that an applicant who seeks  
 575 licensure by endorsement has passed an examination substantially

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576 equivalent to the fundamentals examination and the principles  
 577 and practices examination when such applicant has held a valid  
 578 professional engineer's license in another state for 15 ~~25~~ years  
 579 and has had ~~30 years of continuous professional-level~~  
 580 ~~engineering experience.~~

581 Section 24. Subsection (7) of section 473.308, Florida  
 582 Statutes, is amended to read:

583 473.308 Licensure.—

584 (7) The board shall certify as qualified for a license by  
 585 endorsement an applicant who:

586 (a)~~1.~~ Is not licensed and has not been licensed in another  
 587 state or territory and who has met the requirements of this  
 588 section for education, work experience, and good moral character  
 589 and has passed a national, regional, state, or territorial  
 590 licensing examination that is substantially equivalent to the  
 591 examination required by s. 473.306; or ~~and~~

592 ~~2. Has completed such continuing education courses as the~~  
 593 ~~board deems appropriate, within the limits for each applicable~~  
 594 ~~2-year period as set forth in s. 473.312, but at least such~~  
 595 ~~courses as are equivalent to the continuing education~~  
 596 ~~requirements for a Florida certified public accountant licensed~~  
 597 ~~in this state during the 2 years immediately preceding her or~~  
 598 ~~his application for licensure by endorsement; or~~

599 (b)1.a. Holds a valid license to practice public  
 600 accounting issued by another state or territory of the United



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601 States, if the criteria for issuance of such license were  
 602 substantially equivalent to the licensure criteria that existed  
 603 in this state at the time the license was issued;

604 2.b. Holds a valid license to practice public accounting  
 605 issued by another state or territory of the United States but  
 606 the criteria for issuance of such license did not meet the  
 607 requirements of subparagraph 1. ~~sub-subparagraph a.~~; has met the  
 608 requirements of this section for education, work experience, and  
 609 good moral character; and has passed a national, regional,  
 610 state, or territorial licensing examination that is  
 611 substantially equivalent to the examination required by s.  
 612 473.306; or

613 3.e. Holds a valid license to practice public accounting  
 614 issued by another state or territory of the United States for at  
 615 least 10 years before the date of application; has passed a  
 616 national, regional, state, or territorial licensing examination  
 617 that is substantially equivalent to the examination required by  
 618 s. 473.306; and has met the requirements of this section for  
 619 good moral character; ~~and~~

620 ~~2. Has completed continuing education courses that are~~  
 621 ~~equivalent to the continuing education requirements for a~~  
 622 ~~Florida certified public accountant licensed in this state~~  
 623 ~~during the 2 years immediately preceding her or his application~~  
 624 ~~for licensure by endorsement.~~

625 Section 25. Subsection (6) of section 474.202, Florida

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626 Statutes, is amended to read:

627 474.202 Definitions.—As used in this chapter:

628 (6) "Limited-service veterinary medical practice" means  
 629 offering or providing veterinary services at any location that  
 630 has a primary purpose other than that of providing veterinary  
 631 medical service at a permanent or mobile establishment permitted  
 632 by the board; provides veterinary medical services for privately  
 633 owned animals that do not reside at that location; operates for  
 634 a limited time; and provides limited types of veterinary medical  
 635 services, including vaccinations or immunizations against  
 636 disease, preventative procedures for parasitic control, and  
 637 microchipping.

638 Section 26. Subsection (9) is added to section 474.203,  
 639 Florida Statutes, to read:

640 474.203 Exemptions.—This chapter does not apply to:

641 (9) An employee, an agent, or a contractor of a public or  
 642 private animal shelter, humane organization, or animal control  
 643 agency operated by a humane organization or by a county, a  
 644 municipality, or another incorporated political subdivision  
 645 whose work is confined solely to the implantation of a radio  
 646 frequency identification device microchip for dogs and cats in  
 647 accordance with s. 823.15.

648  
 649 For the purposes of chapters 465 and 893, persons exempt  
 650 pursuant to subsection (1), subsection (2), or subsection (4)

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651 are deemed to be duly licensed practitioners authorized by the  
 652 laws of this state to prescribe drugs or medicinal supplies.

653 Section 27. Paragraph (b) of subsection (2) of section  
 654 474.207, Florida Statutes, is amended to read:

655 474.207 Licensure by examination.—

656 (2) The department shall license each applicant who the  
 657 board certifies has:

658 (b)1. Graduated from a college of veterinary medicine  
 659 accredited by the American Veterinary Medical Association  
 660 Council on Education; or

661 2. Graduated from a college of veterinary medicine listed  
 662 in the American Veterinary Medical Association Roster of  
 663 Veterinary Colleges of the World and obtained a certificate from  
 664 the Education Commission for Foreign Veterinary Graduates or the  
 665 Program for the Assessment of Veterinary Education Equivalence.

666  
 667 The department shall not issue a license to any applicant who is  
 668 under investigation in any state or territory of the United  
 669 States or in the District of Columbia for an act which would  
 670 constitute a violation of this chapter until the investigation  
 671 is complete and disciplinary proceedings have been terminated,  
 672 at which time the provisions of s. 474.214 shall apply.

673 Section 28. Subsection (1) of section 474.217, Florida  
 674 Statutes, is amended to read:

675 474.217 Licensure by endorsement.—

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676 (1) The department shall issue a license by endorsement to  
 677 any applicant who, upon applying to the department and remitting  
 678 a fee set by the board, demonstrates to the board that she or  
 679 he:

680 (a) Has demonstrated, in a manner designated by rule of  
 681 the board, knowledge of the laws and rules governing the  
 682 practice of veterinary medicine in this state; and

683 (b)1. ~~Either~~ Holds, and has held for the 3 years  
 684 immediately preceding the application for licensure, a valid,  
 685 active license to practice veterinary medicine in another state  
 686 of the United States, the District of Columbia, or a territory  
 687 of the United States, provided that the applicant has  
 688 successfully completed a state, regional, national, or other  
 689 examination that is equivalent to or more stringent than the  
 690 examination required by the board ~~requirements for licensure in~~  
 691 ~~the issuing state, district, or territory are equivalent to or~~  
 692 ~~more stringent than the requirements of this chapter; or~~

693 2. Meets the qualifications of s. 474.207(2) (b) and has  
 694 successfully completed a state, regional, national, or other  
 695 examination which is equivalent to or more stringent than the  
 696 examination given by the department and has passed the board's  
 697 clinical competency examination or another clinical competency  
 698 examination specified by rule of the board.

699 Section 29. Effective January 1, 2021, subsection (2) of  
 700 section 476.114, Florida Statutes, is amended to read:

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701           476.114 Examination; prerequisites.—  
 702           (2) An applicant shall be eligible for licensure by  
 703 examination to practice barbering if the applicant:  
 704           (a) Is at least 16 years of age;  
 705           (b) Pays the required application fee; and  
 706           (c)1. Holds an active valid license to practice barbering  
 707 in another state, has held the license for at least 1 year, and  
 708 does not qualify for licensure by endorsement as provided for in  
 709 s. 476.144(5); or  
 710           2. Has received a minimum of 900 ~~1,200~~ hours of training  
 711 in sanitation, safety, and laws and rules, as established by the  
 712 board, which shall include, but shall not be limited to, the  
 713 equivalent of completion of services directly related to the  
 714 practice of barbering at one of the following:  
 715           a. A school of barbering licensed pursuant to chapter  
 716 1005;  
 717           b. A barbering program within the public school system; or  
 718           c. A government-operated barbering program in this state.  
 719  
 720 The board shall establish by rule procedures whereby the school  
 721 or program may certify that a person is qualified to take the  
 722 required examination after the completion of a minimum of 600  
 723 ~~1,000~~ actual school hours. If the person passes the examination,  
 724 she or he shall have satisfied this requirement; but if the  
 725 person fails the examination, she or he shall not be qualified

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726 to take the examination again until the completion of the full  
727 requirements provided by this section.

728 Section 30. Subsection (5) of section 476.144, Florida  
729 Statutes, is amended to read:

730 476.144 Licensure.—

731 (5) The board shall certify as qualified for licensure by  
732 endorsement as a barber in this state an applicant who holds a  
733 current active license to practice barbering in another state.

734 The board shall adopt rules specifying procedures for the  
735 licensure by endorsement of practitioners desiring to be  
736 licensed in this state who hold a current active license in  
737 another ~~state or~~ country and who have met qualifications  
738 substantially similar to, equivalent to, or greater than the  
739 qualifications required of applicants from this state.

740 Section 31. Subsection (9) of section 477.013, Florida  
741 Statutes, is amended to read:

742 477.013 Definitions.—As used in this chapter:

743 (9) "Hair braiding" means the weaving or interweaving of  
744 natural human hair or commercial hair, including the use of hair  
745 extensions or wefts, for compensation without cutting, coloring,  
746 permanent waving, relaxing, removing, or chemical treatment ~~and~~  
747 ~~does not include the use of hair extensions or wefts.~~

748 Section 32. Section 477.0132, Florida Statutes, is  
749 repealed.

750 Section 33. Subsections (7) through (11) are added to

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751 section 477.0135, Florida Statutes, to read:

752 477.0135 Exemptions.—

753 (7) A license or registration is not required for a person  
 754 whose occupation or practice is confined solely to hair braiding  
 755 as defined in s. 477.013(9).

756 (8) A license or registration is not required for a person  
 757 whose occupation or practice is confined solely to hair wrapping  
 758 as defined in s. 477.013(10).

759 (9) A license or registration is not required for a person  
 760 whose occupation or practice is confined solely to body wrapping  
 761 as defined in s. 477.013(12).

762 (10) A license or registration is not required for a  
 763 person whose occupation or practice is confined solely to  
 764 applying polish to fingernails and toenails.

765 (11) A license or registration is not required for a  
 766 person whose occupation or practice is confined solely to makeup  
 767 application, which includes, but is not limited to, application  
 768 of makeup primer, face paint, lipstick, eyeliner, eye shadow,  
 769 foundation, rouge or cheek color, mascara, strip lashes,  
 770 individual lashes, face powder, corrective stick, and makeup  
 771 remover; but does not include manual or chemical exfoliation,  
 772 semipermanent lash application, lash or brow tinting, permanent  
 773 makeup application, microblading, or hair removal.

774 Section 34. Subsections (6) and (7) of section 477.019,  
 775 Florida Statutes, are amended to read:

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776           477.019 Cosmetologists; qualifications; licensure;  
777 supervised practice; license renewal; endorsement; continuing  
778 education.—

779           (6) The board shall certify as qualified for licensure by  
780 endorsement as a cosmetologist in this state an applicant who  
781 holds a current active license to practice cosmetology in  
782 another state. ~~The board may not require proof of educational~~  
783 ~~hours if the license was issued in a state that requires 1,200~~  
784 ~~or more hours of prelicensure education and passage of a written~~  
785 ~~examination. This subsection does not apply to applicants who~~  
786 ~~received their license in another state through an~~  
787 ~~apprenticeship program.~~

788           (7) (a) The board shall prescribe by rule continuing  
789 education requirements intended to ensure protection of the  
790 public through updated training of licensees and registered  
791 specialists, not to exceed 10 ~~16~~ hours biennially, as a  
792 condition for renewal of a license or registration as a  
793 specialist under this chapter. Continuing education courses  
794 shall include, but not be limited to, the following subjects as  
795 they relate to the practice of cosmetology: human  
796 immunodeficiency virus and acquired immune deficiency syndrome;  
797 Occupational Safety and Health Administration regulations;  
798 workers' compensation issues; state and federal laws and rules  
799 as they pertain to cosmetologists, cosmetology, salons,  
800 specialists, specialty salons, and booth renters; chemical



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801 | makeup as it pertains to hair, skin, and nails; and  
 802 | environmental issues. Courses given at cosmetology conferences  
 803 | may be counted toward the number of continuing education hours  
 804 | required if approved by the board.

805 |       (b) ~~Any person whose occupation or practice is confined~~  
 806 | ~~solely to hair braiding, hair wrapping, or body wrapping is~~  
 807 | ~~exempt from the continuing education requirements of this~~  
 808 | ~~subsection.~~

809 |       ~~(e)~~ The board may, by rule, require any licensee in  
 810 | violation of a continuing education requirement to take a  
 811 | refresher course or refresher course and examination in addition  
 812 | to any other penalty. The number of hours for the refresher  
 813 | course may not exceed 48 hours.

814 |       Section 35. Effective January 1, 2021, subsection (1) of  
 815 | section 477.0201, Florida Statutes, is amended to read:

816 |       477.0201 Specialty registration; qualifications;  
 817 | registration renewal; endorsement.—

818 |       (1) Any person is qualified for registration as a  
 819 | specialist in any ~~one or more of the specialty practice~~  
 820 | ~~practices~~ within the practice of cosmetology under this chapter  
 821 | who:

822 |       (a) Is at least 16 years of age or has received a high  
 823 | school diploma.

824 |       (b) Has received a certificate of completion for: in a  
 825 | 1. One hundred and eighty hours of training, as

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826 established by the board, which shall focus primarily on  
 827 sanitation and safety, to practice specialties as defined in s.  
 828 477.013(6) (a) and (b); ~~specialty pursuant to s. 477.013(6)~~

829 2. Two hundred and twenty hours of training, as  
 830 established by the board, which shall focus primarily on  
 831 sanitation and safety, to practice the specialty as defined in  
 832 s. 477.013(6) (c); or

833 3. Four hundred hours of training or the number of hours  
 834 of training required to maintain minimum Pell Grant  
 835 requirements, as established by the board, which shall focus  
 836 primarily on sanitation and safety, to practice the specialties  
 837 as defined in s. 477.013(6) (a)-(c).

838 (c) The certificate of completion specified in paragraph  
 839 (b) must be from one of the following:

- 840 1. A school licensed pursuant to s. 477.023.
- 841 2. A school licensed pursuant to chapter 1005 or the
- 842 equivalent licensing authority of another state.
- 843 3. A specialty program within the public school system.
- 844 4. A specialty division within the Cosmetology Division of
- 845 the Florida School for the Deaf and the Blind, provided the
- 846 training programs comply with minimum curriculum requirements
- 847 established by the board.

848 Section 36. Paragraph (f) of subsection (1) of section  
 849 477.026, Florida Statutes, is amended to read:

850 477.026 Fees; disposition.—

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851 (1) The board shall set fees according to the following  
852 schedule:

853 ~~(f) For hair braiders, hair wrappers, and body wrappers,~~  
854 ~~fees for registration shall not exceed \$25.~~

855 Section 37. Subsection (4) of section 477.0263, Florida  
856 Statutes, is amended, and subsection (5) is added to that  
857 section, to read:

858 477.0263 Cosmetology services to be performed in licensed  
859 salon; exceptions.—

860 (4) Pursuant to rules adopted by the board, any  
861 cosmetology or specialty service may be performed in a location  
862 other than a licensed salon when the service is performed in  
863 connection with a special event and is performed by a person ~~who~~  
864 ~~is employed by a licensed salon and~~ who holds the proper license  
865 or specialty registration. ~~An appointment for the performance of~~  
866 ~~any such service in a location other than a licensed salon must~~  
867 ~~be made through a licensed salon.~~

868 (5) Hair shampooing, hair cutting, hair arranging, nail  
869 polish removal, nail filing, nail buffing, and nail cleansing  
870 may be performed in a location other than a licensed salon when  
871 the service is performed by a person who holds the proper  
872 license.

873 Section 38. Paragraph (f) of subsection (1) of section  
874 477.0265, Florida Statutes, is amended to read:

875 477.0265 Prohibited acts.—

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876 (1) It is unlawful for any person to:

877 (f) Advertise or imply that skin care services ~~or body~~  
 878 ~~wrapping~~, as performed under this chapter, have any relationship  
 879 to the practice of massage therapy as defined in s. 480.033(3),  
 880 except those practices or activities defined in s. 477.013.

881 Section 39. Paragraph (a) of subsection (1) of section  
 882 477.029, Florida Statutes, is amended to read:

883 477.029 Penalty.—

884 (1) It is unlawful for any person to:

885 (a) Hold himself or herself out as a cosmetologist or  
 886 ~~specialist, hair wrapper, hair braider, or body wrapper~~ unless  
 887 duly licensed or registered, or otherwise authorized, as  
 888 provided in this chapter.

889 Section 40. Section 481.201, Florida Statutes, is amended  
 890 to read:

891 481.201 Purpose.—The primary legislative purpose for  
 892 enacting this part is to ensure that every architect practicing  
 893 in this state meets minimum requirements for safe practice. It  
 894 is the legislative intent that architects who fall below minimum  
 895 competency or who otherwise present a danger to the public shall  
 896 be prohibited from practicing in this state. ~~The Legislature~~  
 897 ~~further finds that it is in the interest of the public to limit~~  
 898 ~~the practice of interior design to interior designers or~~  
 899 ~~architects who have the design education and training required~~  
 900 ~~by this part or to persons who are exempted from the provisions~~

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901 ~~of this part.~~

902 Section 41. Section 481.203, Florida Statutes, is  
 903 reordered and amended to read:

904 481.203 Definitions.—As used in this part, the term:

905 (3)~~(1)~~ "Board" means the Board of Architecture and  
 906 Interior Design.

907 (7)~~(2)~~ "Department" means the Department of Business and  
 908 Professional Regulation.

909 (1)~~(3)~~ "Architect" or "registered architect" means a  
 910 natural person who is licensed under this part to engage in the  
 911 practice of architecture.

912 (5)~~(4)~~ "Certificate of registration" means a license or  
 913 registration issued by the department to a natural person to  
 914 engage in the practice of architecture or interior design.

915 (4)~~(5)~~ "Business organization" means a partnership, a  
 916 limited liability company, a corporation, or an individual  
 917 operating under a fictitious name "~~Certificate of authorization~~"  
 918 ~~means a certificate issued by the department to a corporation or~~  
 919 ~~partnership to practice architecture or interior design.~~

920 (2)~~(6)~~ "Architecture" means the rendering or offering to  
 921 render services in connection with the design and construction  
 922 of a structure or group of structures which have as their  
 923 principal purpose human habitation or use, and the utilization  
 924 of space within and surrounding such structures. These services  
 925 include planning, providing preliminary study designs, drawings

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926 and specifications, job-site inspection, and administration of  
 927 construction contracts.

928 (16)~~(7)~~ "Townhouse" is a single-family dwelling unit not  
 929 exceeding three stories in height which is constructed in a  
 930 series or group of attached units with property lines separating  
 931 such units. Each townhouse shall be considered a separate  
 932 building and shall be separated from adjoining townhouses by the  
 933 use of separate exterior walls meeting the requirements for zero  
 934 clearance from property lines as required by the type of  
 935 construction and fire protection requirements; or shall be  
 936 separated by a party wall; or may be separated by a single wall  
 937 meeting the following requirements:

938 (a) Such wall shall provide not less than 2 hours of fire  
 939 resistance. Plumbing, piping, ducts, or electrical or other  
 940 building services shall not be installed within or through the  
 941 2-hour wall unless such materials and methods of penetration  
 942 have been tested in accordance with the Standard Building Code.

943 (b) Such wall shall extend from the foundation to the  
 944 underside of the roof sheathing, and the underside of the roof  
 945 shall have at least 1 hour of fire resistance for a width not  
 946 less than 4 feet on each side of the wall.

947 (c) Each dwelling unit sharing such wall shall be designed  
 948 and constructed to maintain its structural integrity independent  
 949 of the unit on the opposite side of the wall.

950 (10)~~(8)~~ "Interior design" means designs, consultations,

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951 studies, drawings, specifications, and administration of design  
 952 construction contracts relating to nonstructural interior  
 953 elements of a building or structure. "Interior design" includes,  
 954 but is not limited to, reflected ceiling plans, space planning,  
 955 furnishings, and the fabrication of nonstructural elements  
 956 within and surrounding interior spaces of buildings. "Interior  
 957 design" specifically excludes the design of or the  
 958 responsibility for architectural and engineering work, except  
 959 for specification of fixtures and their location within interior  
 960 spaces. As used in this subsection, "architectural and  
 961 engineering interior construction relating to the building  
 962 systems" includes, but is not limited to, construction of  
 963 structural, mechanical, plumbing, heating, air-conditioning,  
 964 ventilating, electrical, or vertical transportation systems, or  
 965 construction which materially affects lifesafety systems  
 966 pertaining to firesafety protection such as fire-rated  
 967 separations between interior spaces, fire-rated vertical shafts  
 968 in multistory structures, fire-rated protection of structural  
 969 elements, smoke evacuation and compartmentalization, emergency  
 970 ingress or egress systems, and emergency alarm systems.

971 (13)~~(9)~~ "Registered interior designer" ~~or "interior~~  
 972 ~~designer"~~ means a natural person who holds a valid certificate  
 973 of registration to practice interior design ~~is licensed under~~  
 974 ~~this part.~~

975 (11)~~(10)~~ "Nonstructural element" means an element which

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976 | does not require structural bracing and which is something other  
 977 | than a load-bearing wall, load-bearing column, or other load-  
 978 | bearing element of a building or structure which is essential to  
 979 | the structural integrity of the building.

980 |       (12)~~(11)~~ "Reflected ceiling plan" means a ceiling design  
 981 | plan which is laid out as if it were projected downward and  
 982 | which may include lighting and other elements.

983 |       (15)~~(12)~~ "Space planning" means the analysis, programming,  
 984 | or design of spatial requirements, including preliminary space  
 985 | layouts and final planning.

986 |       (6)~~(13)~~ "Common area" means an area that is held out for  
 987 | use by all tenants or owners in a multiple-unit dwelling,  
 988 | including, but not limited to, a lobby, elevator, hallway,  
 989 | laundry room, clubhouse, or swimming pool.

990 |       (8)~~(14)~~ "Diversified interior design experience" means  
 991 | experience which substantially encompasses the various elements  
 992 | of interior design services set forth under the definition of  
 993 | "interior design" in subsection (10) ~~(8)~~.

994 |       (9)~~(15)~~ "Interior decorator services" includes the  
 995 | selection or assistance in selection of surface materials,  
 996 | window treatments, wallcoverings, paint, floor coverings,  
 997 | surface-mounted lighting, surface-mounted fixtures, and loose  
 998 | furnishings not subject to regulation under applicable building  
 999 | codes.

1000 |       (14)~~(16)~~ "Responsible supervising control" means the



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1001 exercise of direct personal supervision and control throughout  
 1002 the preparation of documents, instruments of service, or any  
 1003 other work requiring the seal and signature of a licensee under  
 1004 this part.

1005 Section 42. Paragraph (a) of subsection (3) of section  
 1006 481.205, Florida Statutes, is amended to read:

1007 481.205 Board of Architecture and Interior Design.—

1008 (3) (a) Notwithstanding the provisions of ss. 455.225,  
 1009 455.228, and 455.32, the duties and authority of the department  
 1010 to receive complaints and investigate and discipline persons  
 1011 licensed or registered under this part, including the ability to  
 1012 determine legal sufficiency and probable cause; to initiate  
 1013 proceedings and issue final orders for summary suspension or  
 1014 restriction of a license or certificate of registration pursuant  
 1015 to s. 120.60(6); to issue notices of noncompliance, notices to  
 1016 cease and desist, subpoenas, and citations; to retain legal  
 1017 counsel, investigators, or prosecutorial staff in connection  
 1018 with the licensed practice of architecture or registered ~~and~~  
 1019 interior design; and to investigate and deter the unlicensed  
 1020 practice of architecture ~~and interior design~~ as provided in s.  
 1021 455.228 are delegated to the board. All complaints and any  
 1022 information obtained pursuant to an investigation authorized by  
 1023 the board are confidential and exempt from s. 119.07(1) as  
 1024 provided in s. 455.225(2) and (10).

1025 Section 43. Section 481.207, Florida Statutes, is amended

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1026 | to read:

1027 |       481.207 Fees.—The board, by rule, may establish ~~separate~~  
 1028 | fees for architects and registered interior designers, to be  
 1029 | paid for applications, examination, reexamination, licensing and  
 1030 | renewal, delinquency, reinstatement, and recordmaking and  
 1031 | recordkeeping. The examination fee shall be in an amount that  
 1032 | covers the cost of obtaining and administering the examination  
 1033 | and shall be refunded if the applicant is found ineligible to  
 1034 | sit for the examination. The application fee is nonrefundable.  
 1035 | The fee for initial application and examination for architects  
 1036 | ~~and interior designers~~ may not exceed \$775 plus the actual per  
 1037 | applicant cost to the department for purchase of the examination  
 1038 | from the National Council of Architectural Registration Boards  
 1039 | ~~or the National Council of Interior Design Qualifications,~~  
 1040 | ~~respectively,~~ or similar national organizations. The initial  
 1041 | nonrefundable fee for registered interior designers may not  
 1042 | exceed \$75. The biennial renewal fee for architects may not  
 1043 | exceed \$200. The biennial renewal fee for registered interior  
 1044 | designers may not exceed \$75 ~~\$500~~. The delinquency fee may not  
 1045 | exceed the biennial renewal fee established by the board for an  
 1046 | active license. The board shall establish fees that are adequate  
 1047 | to ensure the continued operation of the board and to fund the  
 1048 | proportionate expenses incurred by the department which are  
 1049 | allocated to the regulation of architects and registered  
 1050 | interior designers. Fees shall be based on department estimates

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1051 of the revenue required to implement this part and the  
 1052 provisions of law with respect to the regulation of architects  
 1053 and interior designers.

1054 Section 44. Section 481.209, Florida Statutes, is amended  
 1055 to read:

1056 481.209 Examinations.—

1057 (1) A person desiring to be licensed as a registered  
 1058 architect by initial examination shall apply to the department,  
 1059 complete the application form, and remit a nonrefundable  
 1060 application fee. The department shall license any applicant who  
 1061 the board certifies+

1062 ~~(a)~~ has passed the licensure examination prescribed by  
 1063 board rule+ and

1064 ~~(b)~~ is a graduate of a school or college of architecture  
 1065 with a program accredited by the National Architectural  
 1066 Accreditation Board.

1067 (2) A person seeking to obtain a certificate of  
 1068 registration as a registered interior designer and a seal  
 1069 pursuant to s. 481.221 must provide the department with his or  
 1070 her name and address and written proof that he or she has  
 1071 successfully passed the qualification examination prescribed by  
 1072 the Council for Interior Design Qualification or its successor  
 1073 entity or has successfully passed an equivalent exam as  
 1074 determined by the department. Any person who is licensed as an  
 1075 interior designer by the department and who was in good standing

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1076 as of July 1, 2020, is eligible to obtain a certificate of  
 1077 registration as a registered interior designer ~~A person desiring~~  
 1078 ~~to be licensed as a registered interior designer shall apply to~~  
 1079 ~~the department for licensure. The department shall administer~~  
 1080 ~~the licensure examination for interior designers to each~~  
 1081 ~~applicant who has completed the application form and remitted~~  
 1082 ~~the application and examination fees specified in s. 481.207 and~~  
 1083 ~~who the board certifies:~~

1084 ~~(a) Is a graduate from an interior design program of 5~~  
 1085 ~~years or more and has completed 1 year of diversified interior~~  
 1086 ~~design experience;~~

1087 ~~(b) Is a graduate from an interior design program of 4~~  
 1088 ~~years or more and has completed 2 years of diversified interior~~  
 1089 ~~design experience;~~

1090 ~~(c) Has completed at least 3 years in an interior design~~  
 1091 ~~curriculum and has completed 3 years of diversified interior~~  
 1092 ~~design experience; or~~

1093 ~~(d) Is a graduate from an interior design program of at~~  
 1094 ~~least 2 years and has completed 4 years of diversified interior~~  
 1095 ~~design experience.~~

1096  
 1097 ~~Subsequent to October 1, 2000, for the purpose of having the~~  
 1098 ~~educational qualification required under this subsection~~  
 1099 ~~accepted by the board, the applicant must complete his or her~~  
 1100 ~~education at a program, school, or college of interior design~~

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1101 ~~whose curriculum has been approved by the board as of the time~~  
1102 ~~of completion. Subsequent to October 1, 2003, all of the~~  
1103 ~~required amount of educational credits shall have been obtained~~  
1104 ~~in a program, school, or college of interior design whose~~  
1105 ~~curriculum has been approved by the board, as of the time each~~  
1106 ~~educational credit is gained. The board shall adopt rules~~  
1107 ~~providing for the review and approval of programs, schools, and~~  
1108 ~~colleges of interior design and courses of interior design study~~  
1109 ~~based on a review and inspection by the board of the curriculum~~  
1110 ~~of programs, schools, and colleges of interior design in the~~  
1111 ~~United States, including those programs, schools, and colleges~~  
1112 ~~accredited by the Foundation for Interior Design Education~~  
1113 ~~Research. The board shall adopt rules providing for the review~~  
1114 ~~and approval of diversified interior design experience required~~  
1115 ~~by this subsection.~~

1116 Section 45. Section 481.213, Florida Statutes, is amended  
1117 to read:

1118 481.213 Licensure and registration.—

1119 (1) The department shall license or register any applicant  
1120 who the board certifies is qualified for licensure or  
1121 registration and who has paid the initial licensure or  
1122 registration fee. Licensure as an architect under this section  
1123 shall be deemed to include all the rights and privileges of  
1124 registration ~~licensure~~ as an interior designer under this  
1125 section.

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1126 (2) The board shall certify for licensure or registration  
 1127 by examination any applicant who passes the prescribed licensure  
 1128 or registration examination and satisfies the requirements of  
 1129 ss. 481.209 and 481.211, for architects, or the requirements of  
 1130 s. 481.209, for interior designers.

1131 (3) The board shall certify as qualified for a license by  
 1132 endorsement as an architect or registration as a registered an  
 1133 interior designer an applicant who:

1134 (a) Qualifies to take the prescribed licensure or  
 1135 registration examination, and has passed the prescribed  
 1136 licensure or registration examination or a substantially  
 1137 equivalent examination in another jurisdiction, as set forth in  
 1138 s. 481.209 for architects or registered interior designers, as  
 1139 applicable, and has satisfied the internship requirements set  
 1140 forth in s. 481.211 for architects;

1141 (b) Holds a valid license to practice architecture or a  
 1142 license, registration, or certification to practice interior  
 1143 design issued by another jurisdiction of the United States, if  
 1144 the criteria for issuance of such license were substantially  
 1145 equivalent to the licensure criteria that existed in this state  
 1146 at the time the license was issued; ~~provided, however, that an~~  
 1147 ~~applicant who has been licensed for use of the title "interior~~  
 1148 ~~design" rather than licensed to practice interior design shall~~  
 1149 ~~not qualify hereunder;~~ or

1150 (c) Has passed the prescribed licensure examination and

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1151 holds a valid certificate issued by the National Council of  
1152 Architectural Registration Boards, and holds a valid license to  
1153 practice architecture issued by another state or jurisdiction of  
1154 the United States.

1155  
1156 An architect who is licensed in another state who seeks  
1157 qualification for license by endorsement under this subsection  
1158 must complete a 2-hour class approved by the board on wind  
1159 mitigation techniques.

1160 (4) The board may refuse to certify any applicant who has  
1161 violated any of the provisions of s. 481.223, s. 481.225, or s.  
1162 481.2251, as applicable.

1163 (5) The board may refuse to certify any applicant who is  
1164 under investigation in any jurisdiction for any act which would  
1165 constitute a violation of this part or of chapter 455 until such  
1166 time as the investigation is complete and disciplinary  
1167 proceedings have been terminated.

1168 (6) The board shall adopt rules to implement the  
1169 provisions of this part relating to the examination, internship,  
1170 and licensure of applicants.

1171 (7) For persons whose licensure requires satisfaction of  
1172 the requirements of ss. 481.209 and 481.211, the board shall, by  
1173 rule, establish qualifications for certification of such persons  
1174 as special inspectors of threshold buildings, as defined in ss.  
1175 553.71 and 553.79, and shall compile a list of persons who are

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1176 certified. A special inspector is not required to meet standards  
 1177 for certification other than those established by the board, and  
 1178 the fee owner of a threshold building may not be prohibited from  
 1179 selecting any person certified by the board to be a special  
 1180 inspector. The board shall develop minimum qualifications for  
 1181 the qualified representative of the special inspector who is  
 1182 authorized under s. 553.79 to perform inspections of threshold  
 1183 buildings on behalf of the special inspector.

1184 (8) A certificate of registration is not required for a  
 1185 person whose occupation or practice is confined to interior  
 1186 decorator services or for a person whose occupation or practice  
 1187 is confined to interior design as provided in this part.

1188 Section 46. Subsection (1) of section 481.2131, Florida  
 1189 Statutes, is amended to read:

1190 481.2131 Interior design; practice requirements;  
 1191 disclosure of compensation for professional services.—

1192 (1) An ~~A registered interior designer may~~ is authorized to  
 1193 perform "interior design" as defined in s. 481.203. Interior  
 1194 design documents prepared by a registered interior designer  
 1195 shall contain a statement that the document is not an  
 1196 architectural or engineering study, drawing, specification, or  
 1197 design and is not to be used for construction of any load-  
 1198 bearing columns, load-bearing framing or walls of structures, or  
 1199 issuance of any building permit, except as otherwise provided by  
 1200 law. Interior design documents that are prepared and sealed by a



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1201 registered interior designer must ~~may~~, if required by a  
 1202 permitting body, be accepted by the permitting body ~~be submitted~~  
 1203 for the issuance of a building permit for interior construction  
 1204 excluding design of any structural, mechanical, plumbing,  
 1205 heating, air-conditioning, ventilating, electrical, or vertical  
 1206 transportation systems or that materially affect lifesafety  
 1207 systems pertaining to firesafety protection such as fire-rated  
 1208 separations between interior spaces, fire-rated vertical shafts  
 1209 in multistory structures, fire-rated protection of structural  
 1210 elements, smoke evacuation and compartmentalization, emergency  
 1211 ingress or egress systems, and emergency alarm systems. If a  
 1212 permitting body requires sealed interior design documents for  
 1213 the issuance of a permit, an individual performing interior  
 1214 design services who is not a licensed architect must include a  
 1215 seal issued by the department and in conformance with the  
 1216 requirements of s. 481.221.

1217 Section 47. Section 481.215, Florida Statutes, is amended  
 1218 to read:

1219 481.215 Renewal of license or certificate of  
 1220 registration.—

1221 (1) Subject to the requirement of subsection (3), the  
 1222 department shall renew a license or certificate of registration  
 1223 upon receipt of the renewal application and renewal fee.

1224 (2) The department shall adopt rules establishing a  
 1225 procedure for the biennial renewal of licenses and certificates

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1226 of registration.

1227 (3) A ~~No~~ license or certificate of registration renewal  
 1228 may not shall be issued to an architect or a registered an  
 1229 interior designer by the department until the licensee or  
 1230 registrant submits proof satisfactory to the department that,  
 1231 during the 2 years before ~~prior to~~ application for renewal, the  
 1232 licensee or registrant participated per biennium in not less  
 1233 than 20 hours of at least 50 minutes each per biennium of  
 1234 continuing education approved by the board. The board shall  
 1235 approve only continuing education that builds upon the basic  
 1236 knowledge of architecture or interior design. The board may make  
 1237 exception from the requirements of continuing education in  
 1238 emergency or hardship cases.

1239 (4) The board shall by rule establish criteria for the  
 1240 approval of continuing education courses and providers and shall  
 1241 by rule establish criteria for accepting alternative  
 1242 nonclassroom continuing education on an hour-for-hour basis.

1243 (5) For a license or certificate of registration, the  
 1244 board shall require, by rule adopted pursuant to ss. 120.536(1)  
 1245 and 120.54, 2 ~~a specified number of~~ hours in specialized or  
 1246 advanced courses, ~~approved by the Florida Building Commission,~~  
 1247 on any portion of the Florida Building Code, adopted pursuant to  
 1248 part IV of chapter 553, relating to the licensee's respective  
 1249 area of practice. Such hours count toward the continuing  
 1250 education hours required under subsection (3). A licensee may

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1251 complete the courses required under this subsection online.

1252 Section 48. Section 481.217, Florida Statutes, is amended  
1253 to read:

1254 481.217 Inactive status.—

1255 (1) The board may prescribe by rule continuing education  
1256 requirements as a condition of reactivating a license. The rules  
1257 may not require more than one renewal cycle of continuing  
1258 education to reactivate a license or registration for a  
1259 registered architect or registered interior designer. ~~For~~  
1260 ~~interior design, the board may approve only continuing education~~  
1261 ~~that builds upon the basic knowledge of interior design.~~

1262 (2) The board shall adopt rules relating to application  
1263 procedures for inactive status and for the reactivation of  
1264 inactive licenses and registrations.

1265 Section 49. Section 481.219, Florida Statutes, is amended  
1266 to read:

1267 481.219 Qualification of business organizations  
1268 ~~certification of partnerships, limited liability companies, and~~  
1269 ~~corporations.—~~

1270 (1) A licensee may ~~The practice of or the offer to~~  
1271 ~~practice architecture or interior design by licensees~~ through a  
1272 qualified business organization that offers ~~corporation, limited~~  
1273 ~~liability company, or partnership offering architectural or~~  
1274 ~~interior design~~ services to the public, ~~or by a corporation,~~  
1275 ~~limited liability company, or partnership offering architectural~~

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1276 ~~or interior design services to the public through licensees~~  
 1277 ~~under this part as agents, employees, officers, or partners, is~~  
 1278 ~~permitted, subject to the provisions of this section.~~

1279 (2) If a licensee or an applicant proposes to engage in  
 1280 the practice of architecture as a business organization, the  
 1281 licensee or applicant shall qualify the business organization  
 1282 upon approval of the board ~~For the purposes of this section, a~~  
 1283 ~~certificate of authorization shall be required for a~~  
 1284 ~~corporation, limited liability company, partnership, or person~~  
 1285 ~~practicing under a fictitious name, offering architectural~~  
 1286 ~~services to the public jointly or separately. However, when an~~  
 1287 ~~individual is practicing architecture in her or his own name,~~  
 1288 ~~she or he shall not be required to be certified under this~~  
 1289 ~~section. Certification under this subsection to offer~~  
 1290 ~~architectural services shall include all the rights and~~  
 1291 ~~privileges of certification under subsection (3) to offer~~  
 1292 ~~interior design services.~~

1293 (3) (a) A business organization may not engage in the  
 1294 practice of architecture unless its qualifying agent is a  
 1295 registered architect under this part. A qualifying agent who  
 1296 terminates an affiliation with a qualified business organization  
 1297 shall immediately notify the department of such termination. If  
 1298 such qualifying agent is the only qualifying agent for that  
 1299 business organization, the business organization must be  
 1300 qualified by another qualifying agent within 60 days after the

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1301 termination. Except as provided in paragraph (b), the business  
 1302 organization may not engage in the practice of architecture  
 1303 until it is qualified by another qualifying agent.

1304 (b) In the event a qualifying agent ceases employment with  
 1305 a qualified business organization, the executive director or the  
 1306 chair of the board may authorize another registered architect  
 1307 employed by the business organization to temporarily serve as  
 1308 its qualifying agent for a period of no more than 60 days. The  
 1309 business organization is not authorized to operate beyond such  
 1310 period under this chapter absent replacement of the qualifying  
 1311 agent who has ceased employment.

1312 (c) A qualifying agent shall notify the department in  
 1313 writing before engaging in the practice of architecture in her  
 1314 or his own name or in affiliation with a different business  
 1315 organization, and she or he or such business organization shall  
 1316 supply the same information to the department as required of  
 1317 applicants under this part.

1318 ~~(3) For the purposes of this section, a certificate of~~  
 1319 ~~authorization shall be required for a corporation, limited~~  
 1320 ~~liability company, partnership, or person operating under a~~  
 1321 ~~fictitious name, offering interior design services to the public~~  
 1322 ~~jointly or separately. However, when an individual is practicing~~  
 1323 ~~interior design in her or his own name, she or he shall not be~~  
 1324 ~~required to be certified under this section.~~

1325 (4) All final construction documents and instruments of

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1326 service which include drawings, specifications, plans, reports,  
 1327 or other papers or documents that involve ~~involving~~ the practice  
 1328 of architecture which are prepared or approved for the use of  
 1329 the business organization ~~corporation, limited liability~~  
 1330 ~~company, or partnership~~ and filed for public record within the  
 1331 state must ~~shall~~ bear the signature and seal of the licensee who  
 1332 prepared or approved them and the date on which they were  
 1333 sealed.

1334 (5) ~~All drawings, specifications, plans, reports, or other~~  
 1335 ~~papers or documents prepared or approved for the use of the~~  
 1336 ~~corporation, limited liability company, or partnership by an~~  
 1337 ~~interior designer in her or his professional capacity and filed~~  
 1338 ~~for public record within the state shall bear the signature and~~  
 1339 ~~seal of the licensee who prepared or approved them and the date~~  
 1340 ~~on which they were sealed.~~

1341 ~~(6) The department shall issue a certificate of~~  
 1342 ~~authorization to any applicant who the board certifies as~~  
 1343 ~~qualified for a certificate of authorization and who has paid~~  
 1344 ~~the fee set in s. 481.207.~~

1345 ~~(7) The board shall~~ allow a licensee or certify an  
 1346 applicant to qualify one or more business organizations as  
 1347 ~~qualified for a certificate of authorization to offer~~  
 1348 ~~architectural or interior design services, or to use a~~  
 1349 fictitious name to offer such services, if provided that:

1350 ~~(a)~~ one or more of the principal officers of the

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1351 corporation or limited liability company, or one or more  
 1352 partners of the partnership, and all personnel of the  
 1353 corporation, limited liability company, or partnership who act  
 1354 in its behalf in this state as architects, are registered as  
 1355 provided by this part; ~~or~~

1356 ~~(b) One or more of the principal officers of the~~  
 1357 ~~corporation or one or more partners of the partnership, and all~~  
 1358 ~~personnel of the corporation, limited liability company, or~~  
 1359 ~~partnership who act in its behalf in this state as interior~~  
 1360 ~~designers, are registered as provided by this part.~~

1361 ~~(8) The department shall adopt rules establishing a~~  
 1362 ~~procedure for the biennial renewal of certificates of~~  
 1363 ~~authorization.~~

1364 ~~(9) The department shall renew a certificate of~~  
 1365 ~~authorization upon receipt of the renewal application and~~  
 1366 ~~biennial renewal fee.~~

1367 ~~(6)~~(10) Each qualifying agent who qualifies a business  
 1368 organization, partnership, limited liability company, or and  
 1369 corporation certified under this section shall notify the  
 1370 department within 30 days after ~~of~~ any change in the information  
 1371 contained in the application upon which the qualification  
 1372 ~~certification~~ is based. Any registered architect ~~or interior~~  
 1373 ~~designer~~ who qualifies the business organization shall ensure  
 1374 ~~corporation, limited liability company, or partnership as~~  
 1375 ~~provided in subsection (7) shall be responsible for ensuring~~

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1376 responsible supervising control of projects of the business  
 1377 organization ~~entity~~ and shall notify the department of the ~~upon~~  
 1378 termination of her or his employment with a business  
 1379 organization qualified partnership, limited liability company,  
 1380 ~~or corporation~~ certified under this section ~~shall notify the~~  
 1381 ~~department of the termination~~ within 30 days after such  
 1382 termination.

1383 (7)(11) A business organization is not ~~No corporation,~~  
 1384 ~~limited liability company, or partnership~~ shall be relieved of  
 1385 responsibility for the conduct or acts of its agents, employees,  
 1386 or officers by reason of its compliance with this section.  
 1387 However, except as provided in s. 558.0035, the architect who  
 1388 signs and seals the construction documents and instruments of  
 1389 service is ~~shall be~~ liable for the professional services  
 1390 performed, and the interior designer who signs and seals the  
 1391 interior design drawings, plans, or specifications shall be  
 1392 liable for the professional services performed.

1393 ~~(12)~~ ~~Disciplinary action against a corporation, limited~~  
 1394 ~~liability company, or partnership shall be administered in the~~  
 1395 ~~same manner and on the same grounds as disciplinary action~~  
 1396 ~~against a registered architect or interior designer,~~  
 1397 ~~respectively.~~

1398 (8)(13) ~~Nothing in~~ This section may not ~~shall~~ be construed  
 1399 to mean that a certificate of registration to practice  
 1400 architecture must ~~or interior design shall~~ be held by a business



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1401 ~~organization corporation, limited liability company, or~~  
 1402 ~~partnership. Nothing in This section does not prohibit a~~  
 1403 ~~business organization from offering prohibits corporations,~~  
 1404 ~~limited liability companies, and partnerships from joining~~  
 1405 ~~together to offer architectural, engineering, interior design,~~  
 1406 ~~surveying and mapping, and landscape architectural services, or~~  
 1407 ~~any combination of such services, to the public if the business~~  
 1408 ~~organization, provided that each corporation, limited liability~~  
 1409 ~~company, or partnership otherwise meets the requirements of law.~~

1410 ~~(14) Corporations, limited liability companies, or~~  
 1411 ~~partnerships holding a valid certificate of authorization to~~  
 1412 ~~practice architecture shall be permitted to use in their title~~  
 1413 ~~the term "interior designer" or "registered interior designer."~~

1414 Section 50. Subsections (5) and (10) of section 481.221,  
 1415 Florida Statutes, are amended to read:

1416 481.221 Seals; display of certificate number.—

1417 (5) No registered interior designer shall affix, or permit  
 1418 to be affixed, her or his seal or signature to any plan,  
 1419 specification, drawing, or other document which depicts work  
 1420 which she or he is not competent or registered ~~licensed~~ to  
 1421 perform.

1422 (10) Each registered architect must ~~or interior designer,~~  
 1423 ~~and each corporation, limited liability company, or partnership~~  
 1424 ~~holding a certificate of authorization, shall include her or his~~  
 1425 license ~~its certificate number~~ in any newspaper, telephone

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1426 | directory, or other advertising medium used by the registered  
 1427 | licensee. Each business organization must include the license  
 1428 | number of the registered architect who serves as the qualifying  
 1429 | agent for that business organization in any newspaper, telephone  
 1430 | directory, or other advertising medium used by the business  
 1431 | ~~organization architect, interior designer, corporation, limited~~  
 1432 | ~~liability company, or partnership. A corporation, limited~~  
 1433 | ~~liability company, or partnership is not required to display the~~  
 1434 | ~~certificate number of individual registered architects or~~  
 1435 | ~~interior designers employed by or working within the~~  
 1436 | ~~corporation, limited liability company, or partnership.~~

1437 | Section 51. Section 481.223, Florida Statutes, is amended  
 1438 | to read:

1439 | 481.223 Prohibitions; penalties; injunctive relief.—

1440 | (1) A person may not knowingly:

1441 | (a) Practice architecture unless the person is an  
 1442 | architect or a registered architect; however, a licensed  
 1443 | architect who has been licensed by the board and who chooses to  
 1444 | relinquish or not to renew his or her license may use the title  
 1445 | "Architect, Retired" but may not otherwise render any  
 1446 | architectural services.

1447 | ~~(b) Practice interior design unless the person is a~~  
 1448 | ~~registered interior designer unless otherwise exempted herein;~~  
 1449 | ~~however, an interior designer who has been licensed by the board~~  
 1450 | ~~and who chooses to relinquish or not to renew his or her license~~

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1451 ~~may use the title "Interior Designer, Retired" but may not~~  
 1452 ~~otherwise render any interior design services.~~

1453 (b)~~(e)~~ Use the name or title "architect," ~~or~~ "registered  
 1454 architect," or ~~"interior designer" or "registered interior~~  
 1455 ~~designer," or words to that effect,~~ when the person is not then  
 1456 the holder of a valid license or certificate of registration  
 1457 issued pursuant to this part. This paragraph does not restrict  
 1458 the use of the name or title "interior designer" or "interior  
 1459 design firm."

1460 (c)~~(d)~~ Present as his or her own the license of another.

1461 (d)~~(e)~~ Give false or forged evidence to the board or a  
 1462 member thereof.

1463 (e)~~(f)~~ Use or attempt to use an architect ~~or interior~~  
 1464 ~~designer~~ license or interior design certificate of registration  
 1465 that has been suspended, revoked, or placed on inactive or  
 1466 delinquent status.

1467 (f)~~(g)~~ Employ unlicensed persons to practice architecture  
 1468 ~~or interior design.~~

1469 (g)~~(h)~~ Conceal information relative to violations of this  
 1470 part.

1471 (2) Any person who violates any provision of subsection  
 1472 (1) commits a misdemeanor of the first degree, punishable as  
 1473 provided in s. 775.082 or s. 775.083.

1474 (3) (a) Notwithstanding chapter 455 or any other law to the  
 1475 contrary, an affected person may maintain an action for

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1476 injunctive relief to restrain or prevent a person from violating  
 1477 paragraph (1) (a) or, paragraph (1) (b), ~~or paragraph (1) (c)~~. The  
 1478 prevailing party is entitled to actual costs and attorney's  
 1479 fees.

1480 (b) For purposes of this subsection, the term "affected  
 1481 person" means a person directly affected by the actions of a  
 1482 person suspected of violating paragraph (1) (a) or, paragraph  
 1483 (1) (b), ~~or paragraph (1) (c)~~ and includes, but is not limited to,  
 1484 the department, any person who received services from the  
 1485 alleged violator, or any private association composed primarily  
 1486 of members of the profession the alleged violator is practicing  
 1487 or offering to practice or holding himself or herself out as  
 1488 qualified to practice.

1489 Section 52. Section 481.2251, Florida Statutes, is amended  
 1490 to read:

1491 481.2251 Disciplinary proceedings against registered  
 1492 interior designers.—

1493 (1) The following acts constitute grounds for which the  
 1494 disciplinary actions specified in subsection (2) may be taken:

1495 (a) Attempting to register ~~obtain, obtaining,~~ or renewing  
 1496 registration, by bribery, by fraudulent misrepresentation, or  
 1497 through an error of the board, ~~a license to practice interior~~  
 1498 ~~design;~~

1499 (b) Having an interior design license, certification, or  
 1500 registration ~~a license to practice interior design~~ revoked,

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1501 suspended, or otherwise acted against, including the denial of  
 1502 licensure, registration, or certification by the licensing  
 1503 authority of another jurisdiction for any act which would  
 1504 constitute a violation of this part or of chapter 455;

1505 (c) Being convicted or found guilty, ~~regardless of~~  
 1506 ~~adjudication,~~ of a crime in any jurisdiction which directly  
 1507 relates to the provision of interior design services or to the  
 1508 ability to provide interior design services. ~~A plea of nolo~~  
 1509 ~~contendere shall create a rebuttable presumption of guilt to the~~  
 1510 ~~underlying criminal charges. However, the board shall allow the~~  
 1511 ~~person being disciplined to present any evidence relevant to the~~  
 1512 ~~underlying charges and the circumstances surrounding her or his~~  
 1513 ~~plea;~~

1514 (d) False, deceptive, or misleading advertising;

1515 (e) ~~Failing to report to the board any person who the~~  
 1516 ~~licensee knows is in violation of this part or the rules of the~~  
 1517 ~~board;~~

1518 (f) ~~Aiding, assisting, procuring, or advising any~~  
 1519 ~~unlicensed person to use the title "interior designer" contrary~~  
 1520 ~~to this part or to a rule of the board;~~

1521 (g) ~~Failing to perform any statutory or legal obligation~~  
 1522 ~~placed upon a registered interior designer;~~

1523 (h) Making or filing a report which the registrant  
 1524 ~~licensee~~ knows to be false, intentionally or negligently failing  
 1525 to file a report or record required by state or federal law, or

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1526 willfully impeding or obstructing such filing or inducing  
 1527 another person to do so. Such reports or records shall include  
 1528 only those which are signed in the capacity as a registered  
 1529 interior designer;

1530 (f)~~(i)~~ Making deceptive, untrue, or fraudulent  
 1531 representations in the provision of interior design services;

1532 (g)~~(j)~~ Accepting and performing professional  
 1533 responsibilities which the registrant licensee knows or has  
 1534 reason to know that she or he is not competent ~~or licensed~~ to  
 1535 perform;

1536 ~~(k) Violating any provision of this part, any rule of the~~  
 1537 ~~board, or a lawful order of the board previously entered in a~~  
 1538 ~~disciplinary hearing;~~

1539 ~~(l) Conspiring with another licensee or with any other~~  
 1540 ~~person to commit an act, or committing an act, which would tend~~  
 1541 ~~to coerce, intimidate, or preclude another licensee from~~  
 1542 ~~lawfully advertising her or his services;~~

1543 ~~(m) Acceptance of compensation or any consideration by an~~  
 1544 ~~interior designer from someone other than the client without~~  
 1545 ~~full disclosure of the compensation or consideration amount or~~  
 1546 ~~value to the client prior to the engagement for services, in~~  
 1547 ~~violation of s. 481.2131(2);~~

1548 (h)~~(n)~~ Rendering or offering to render architectural  
 1549 services; or

1550 (i)~~(o)~~ Committing an act of fraud or deceit, or of

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1551 negligence, incompetency, or misconduct, in the practice of  
 1552 interior design, ~~including, but not limited to, allowing the~~  
 1553 ~~preparation of any interior design studies, plans, or other~~  
 1554 ~~instruments of service in an office that does not have a full-~~  
 1555 ~~time Florida-registered interior designer assigned to such~~  
 1556 ~~office or failing to exercise responsible supervisory control~~  
 1557 ~~over services or projects, as required by board rule.~~

1558 (2) When the board finds any person guilty of any of the  
 1559 grounds set forth in subsection (1), it may enter an order  
 1560 taking the following action or imposing one or more of the  
 1561 following penalties:

1562 (a) Refusal to register the applicant ~~approve an~~  
 1563 ~~application for licensure;~~

1564 (b) Refusal to renew an existing registration ~~license;~~

1565 (c) Removal from the state registry ~~Revocation or~~  
 1566 ~~suspension of a license; or~~

1567 (d) Imposition of an administrative fine not to exceed  
 1568 \$500 ~~\$1,000~~ for each violation or separate offense and a fine of  
 1569 up to \$2,500 ~~\$5,000~~ for matters pertaining to a material  
 1570 violation of the Florida Building Code as reported by a local  
 1571 jurisdiction; ~~or~~

1572 ~~(e) Issuance of a reprimand.~~

1573 Section 53. Paragraph (b) of subsection (5) and  
 1574 subsections (6) and (8) of section 481.229, Florida Statutes,  
 1575 are amended to read:

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1576 481.229 Exceptions; exemptions from licensure.-  
 1577 (5)  
 1578 (b) Notwithstanding any other provision of this part, all  
 1579 persons licensed as architects under this part shall be  
 1580 qualified for interior design registration licensure upon  
 1581 submission of a completed application for such license and a fee  
 1582 not to exceed \$30. Such persons shall be exempt from the  
 1583 requirements of s. 481.209(2). For architects licensed as  
 1584 interior designers, satisfaction of the requirements for renewal  
 1585 of licensure as an architect under s. 481.215 shall be deemed to  
 1586 satisfy the requirements for renewal of registration licensure  
 1587 as an interior designer under that section. Complaint  
 1588 processing, investigation, or other discipline-related legal  
 1589 costs related to persons licensed as interior designers under  
 1590 this paragraph shall be assessed against the architects' account  
 1591 of the Regulatory Trust Fund.  
 1592 (6) This part shall not apply to:  
 1593 (a) A person who performs interior design services or  
 1594 interior decorator services for any residential application,  
 1595 ~~provided that such person does not advertise as, or represent~~  
 1596 ~~himself or herself as, an interior designer.~~ For purposes of  
 1597 this paragraph, "residential applications" includes all types of  
 1598 residences, including, but not limited to, residence buildings,  
 1599 single-family homes, multifamily homes, townhouses, apartments,  
 1600 condominiums, and domestic outbuildings appurtenant to one-



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1601 family or two-family residences. ~~However, "residential~~  
 1602 ~~applications" does not include common areas associated with~~  
 1603 ~~instances of multiple-unit dwelling applications.~~

1604 (b) An employee of a retail establishment providing  
 1605 "interior decorator services" on the premises of the retail  
 1606 establishment or in the furtherance of a retail sale or  
 1607 prospective retail sale, provided that such employee does not  
 1608 advertise as, or represent himself or herself as, a registered  
 1609 ~~an~~ interior designer.

1610 (8) A manufacturer of commercial food service equipment or  
 1611 the manufacturer's representative, distributor, or dealer or an  
 1612 employee thereof, who prepares designs, specifications, or  
 1613 layouts for the sale or installation of such equipment is exempt  
 1614 from licensure as an architect ~~or interior designer~~, if:

1615 (a) The designs, specifications, or layouts are not used  
 1616 for construction or installation that may affect structural,  
 1617 mechanical, plumbing, heating, air conditioning, ventilating,  
 1618 electrical, or vertical transportation systems.

1619 (b) The designs, specifications, or layouts do not  
 1620 materially affect lifesafety systems pertaining to firesafety  
 1621 protection, smoke evacuation and compartmentalization, and  
 1622 emergency ingress or egress systems.

1623 (c) Each design, specification, or layout document  
 1624 prepared by a person or entity exempt under this subsection  
 1625 contains a statement on each page of the document that the

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1626 designs, specifications, or layouts are not architectural,  
 1627 ~~interior design,~~ or engineering designs, specifications, or  
 1628 layouts and not used for construction unless reviewed and  
 1629 approved by a licensed architect or engineer.

1630 Section 54. Subsection (1) of section 481.231, Florida  
 1631 Statutes, is amended to read:

1632 481.231 Effect of part locally.—

1633 (1) ~~Nothing in~~ This part does not ~~shall be construed to~~  
 1634 repeal, amend, limit, or otherwise affect any specific provision  
 1635 of any local building code or zoning law or ordinance that has  
 1636 been duly adopted, now or hereafter enacted, which is more  
 1637 restrictive, with respect to the services of registered  
 1638 architects or registered interior designers, than ~~the provisions~~  
 1639 ~~of~~ this part; provided, however, that a licensed architect shall  
 1640 be deemed registered ~~licensed~~ as an interior designer for  
 1641 purposes of offering or rendering interior design services to a  
 1642 county, municipality, or other local government or political  
 1643 subdivision.

1644 Section 55. Section 481.303, Florida Statutes, is amended  
 1645 to read:

1646 481.303 Definitions.—As used in this chapter, the term:

1647 (1) "Board" means the Board of Landscape Architecture.

1648 (3) ~~(2)~~ "Department" means the Department of Business and  
 1649 Professional Regulation.

1650 (6) ~~(3)~~ "Registered landscape architect" means a person who

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1651 holds a license to practice landscape architecture in this state  
 1652 under the authority of this act.

1653 (2)~~(4)~~ "Certificate of registration" means a license  
 1654 issued by the department to a natural person to engage in the  
 1655 practice of landscape architecture.

1656 ~~(5) "Certificate of authorization" means a license issued~~  
 1657 ~~by the department to a corporation or partnership to engage in~~  
 1658 ~~the practice of landscape architecture.~~

1659 (4)~~(6)~~ "Landscape architecture" means professional  
 1660 services, including, but not limited to, the following:

1661 (a) Consultation, investigation, research, planning,  
 1662 design, preparation of drawings, specifications, contract  
 1663 documents and reports, responsible construction supervision, or  
 1664 landscape management in connection with the planning and  
 1665 development of land and incidental water areas, including the  
 1666 use of Florida-friendly landscaping as defined in s. 373.185,  
 1667 where, and to the extent that, the dominant purpose of such  
 1668 services or creative works is the preservation, conservation,  
 1669 enhancement, or determination of proper land uses, natural land  
 1670 features, ground cover and plantings, or naturalistic and  
 1671 aesthetic values;

1672 (b) The determination of settings, grounds, and approaches  
 1673 for and the siting of buildings and structures, outdoor areas,  
 1674 or other improvements;

1675 (c) The setting of grades, shaping and contouring of land

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1676 and water forms, determination of drainage, and provision for  
 1677 storm drainage and irrigation systems where such systems are  
 1678 necessary to the purposes outlined herein; and

1679 (d) The design of such tangible objects and features as  
 1680 are necessary to the purpose outlined herein.

1681 (5)~~(7)~~ "Landscape design" means consultation for and  
 1682 preparation of planting plans drawn for compensation, including  
 1683 specifications and installation details for plant materials,  
 1684 soil amendments, mulches, edging, gravel, and other similar  
 1685 materials. Such plans may include only recommendations for the  
 1686 conceptual placement of tangible objects for landscape design  
 1687 projects. Construction documents, details, and specifications  
 1688 for tangible objects and irrigation systems shall be designed or  
 1689 approved by licensed professionals as required by law.

1690 Section 56. Section 481.310, Florida Statutes, is amended  
 1691 to read:

1692 481.310 Practical experience requirement.—Beginning  
 1693 October 1, 1990, every applicant for licensure as a registered  
 1694 landscape architect shall demonstrate, prior to licensure, 1  
 1695 year of practical experience in landscape architectural work. An  
 1696 applicant who holds a master of landscape architecture degree  
 1697 and a bachelor's degree in a related field is not required to  
 1698 demonstrate 1 year of practical experience in landscape  
 1699 architectural work to obtain licensure. The board shall adopt  
 1700 rules providing standards for the required experience. An

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1701 applicant who qualifies for examination pursuant to s.  
 1702 481.309(1)(b)1. may obtain the practical experience after  
 1703 completing the required professional degree. Experience used to  
 1704 qualify for examination pursuant to s. 481.309(1)(b)2. may not  
 1705 be used to satisfy the practical experience requirement under  
 1706 this section.

1707 Section 57. Subsections (3) and (4) of s. 481.311, Florida  
 1708 Statutes, are amended to read:

1709 481.311 Licensure.—

1710 (3) The board shall certify as qualified for a license by  
 1711 endorsement an applicant who:

1712 (a) Qualifies to take the examination as set forth in s.  
 1713 481.309; and has passed a national, regional, state, or  
 1714 territorial licensing examination which is substantially  
 1715 equivalent to the examination required by s. 481.309; ~~or~~

1716 (b) Holds a valid license to practice landscape  
 1717 architecture issued by another state or territory of the United  
 1718 States, if the criteria for issuance of such license were  
 1719 substantially identical to the licensure criteria which existed  
 1720 in this state at the time the license was issued; or—

1721 (c) Has held a valid license to practice landscape  
 1722 architecture in another state or territory of the United States  
 1723 for at least 10 years before the date of application and has  
 1724 successfully completed a state, regional, national, or other  
 1725 examination that is equivalent to or more stringent than the

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1726 examination required by the board, subject to subsection (5). An  
 1727 applicant who has met the requirements to be qualified for a  
 1728 license by endorsement, except for successful completion of an  
 1729 examination that is equivalent to or more stringent than the  
 1730 examination required by the board, may take the examination  
 1731 required by the board without completing additional education  
 1732 requirements. Such application must be submitted to the board  
 1733 while the applicant holds a valid license in another state or  
 1734 territory or within 2 years after the expiration of such  
 1735 license.

1736 ~~(4) The board shall certify as qualified for a certificate~~  
 1737 ~~of authorization any applicant corporation or partnership who~~  
 1738 ~~satisfies the requirements of s. 481.319.~~

1739 Section 58. Subsection (4) of section 481.313, Florida  
 1740 Statutes, is amended to read:

1741 481.313 Renewal of license.—

1742 (4) The board, by rule adopted pursuant to ss. 120.536(1)  
 1743 and 120.54, shall establish criteria for the approval of  
 1744 continuing education courses and providers, and shall by rule  
 1745 establish criteria for accepting alternative nonclassroom  
 1746 continuing education on an hour-for-hour basis. A landscape  
 1747 architect shall receive hour-for-hour credit for attending  
 1748 continuing education courses approved by the Landscape  
 1749 Architecture Continuing Education System or another nationally  
 1750 recognized clearinghouse for continuing education that relate to

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1751 and increase his or her basic knowledge of landscape  
 1752 architecture, as determined by the board, if the landscape  
 1753 architect submits proof satisfactory to the board that such  
 1754 course was approved by the Landscape Architecture Continuing  
 1755 Education System or another nationally recognized clearinghouse  
 1756 for continuing education, along with the syllabus or outline for  
 1757 such course and proof of course attendance.

1758 Section 59. Subsection (2) of section 481.317, Florida  
 1759 Statutes, is amended to read:

1760 481.317 Temporary certificates.—

1761 ~~(2) Upon approval by the board and payment of the fee set~~  
 1762 ~~in s. 481.307, the department shall grant a temporary~~  
 1763 ~~certificate of authorization for work on one specified project~~  
 1764 ~~in this state for a period not to exceed 1 year to an out-of-~~  
 1765 ~~state corporation, partnership, or firm, provided one of the~~  
 1766 ~~principal officers of the corporation, one of the partners of~~  
 1767 ~~the partnership, or one of the principals in the fictitiously~~  
 1768 ~~named firm has obtained a temporary certificate of registration~~  
 1769 ~~in accordance with subsection (1).~~

1770 Section 60. Section 481.319, Florida Statutes, is amended  
 1771 to read:

1772 481.319 Corporate and partnership practice of landscape  
 1773 architecture; ~~certificate of authorization.~~—

1774 (1) The practice of or offer to practice landscape  
 1775 architecture by registered landscape architects registered under

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1776 | this part through a corporation or partnership offering  
 1777 | landscape architectural services to the public, or through a  
 1778 | corporation or partnership offering landscape architectural  
 1779 | services to the public through individual registered landscape  
 1780 | architects as agents, employees, officers, or partners, is  
 1781 | permitted, subject to the provisions of this section, if:

1782 |       (a) One or more of the principal officers of the  
 1783 | corporation, or partners of the partnership, and all personnel  
 1784 | of the corporation or partnership who act in its behalf as  
 1785 | landscape architects in this state are registered landscape  
 1786 | architects; and

1787 |       (b) One or more of the officers, one or more of the  
 1788 | directors, one or more of the owners of the corporation, or one  
 1789 | or more of the partners of the partnership is a registered  
 1790 | landscape architect; ~~and~~

1791 |       ~~(c) The corporation or partnership has been issued a~~  
 1792 | ~~certificate of authorization by the board as provided herein.~~

1793 |       (2) All documents involving the practice of landscape  
 1794 | architecture which are prepared for the use of the corporation  
 1795 | or partnership shall bear the signature and seal of a registered  
 1796 | landscape architect.

1797 |       (3) A landscape architect applying to practice in the name  
 1798 | of a ~~An applicant~~ corporation must ~~shall~~ file with the  
 1799 | department the names and addresses of all officers and board  
 1800 | members of the corporation, including the principal officer or



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1801 officers, duly registered to practice landscape architecture in  
 1802 this state and, also, of all individuals duly registered to  
 1803 practice landscape architecture in this state who shall be in  
 1804 responsible charge of the practice of landscape architecture by  
 1805 the corporation in this state. A landscape architect applying to  
 1806 practice in the name of a ~~An applicant~~ partnership must ~~shall~~  
 1807 file with the department the names and addresses of all partners  
 1808 of the partnership, including the partner or partners duly  
 1809 registered to practice landscape architecture in this state and,  
 1810 also, of an individual or individuals duly registered to  
 1811 practice landscape architecture in this state who shall be in  
 1812 responsible charge of the practice of landscape architecture by  
 1813 said partnership in this state.

1814 (4) Each landscape architect qualifying a partnership or  
 1815 ~~and corporation licensed~~ under this part must ~~shall~~ notify the  
 1816 department within 1 month after ~~of~~ any change in the information  
 1817 contained in the application upon which the license is based.  
 1818 Any landscape architect who terminates her or his ~~or her~~  
 1819 employment with a partnership or corporation licensed under this  
 1820 part shall notify the department of the termination within 1  
 1821 month after such termination.

1822 (5) ~~Disciplinary action against a corporation or~~  
 1823 ~~partnership shall be administered in the same manner and on the~~  
 1824 ~~same grounds as disciplinary action against a registered~~  
 1825 ~~landscape architect.~~

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1826           ~~(6)~~ Except as provided in s. 558.0035, the fact that a  
 1827 registered landscape architect practices landscape architecture  
 1828 through a corporation or partnership as provided in this section  
 1829 does not relieve the landscape architect from personal liability  
 1830 for her or his ~~or her~~ professional acts.

1831           Section 61. Subsection (5) of section 481.321, Florida  
 1832 Statutes, is amended to read:

1833           481.321 Seals; display of certificate number.—

1834           (5) Each registered landscape architect must ~~and each~~  
 1835 ~~corporation or partnership holding a certificate of~~  
 1836 ~~authorization shall~~ include her or his ~~its~~ certificate number in  
 1837 any newspaper, telephone directory, or other advertising medium  
 1838 used by the registered landscape architect, corporation, or  
 1839 partnership. A corporation or partnership must ~~is not required~~  
 1840 ~~to~~ display the certificate number ~~numbers~~ of at least one  
 1841 officer, director, owner, or partner who is a individual  
 1842 registered landscape architect ~~architects~~ employed by or  
 1843 practicing with the corporation or partnership.

1844           Section 62. Subsection (5) of section 481.329, Florida  
 1845 Statutes, is amended to read:

1846           481.329 Exceptions; exemptions from licensure.—

1847           (5) This part does not prohibit any person from engaging  
 1848 in the practice of landscape design, as defined in s. 481.303 ~~s.~~  
 1849 ~~481.303(7)~~, or from submitting for approval to a governmental  
 1850 agency planting plans that are independent of, or a component

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1851 of, construction documents that are prepared by a Florida-  
 1852 registered professional. Persons providing landscape design  
 1853 services shall not use the title, term, or designation  
 1854 "landscape architect," "landscape architectural," "landscape  
 1855 architecture," "L.A.," "landscape engineering," or any  
 1856 description tending to convey the impression that she or he is a  
 1857 landscape architect unless she or he is registered as provided  
 1858 in this part.

1859 Section 63. Subsection (9) of section 489.103, Florida  
 1860 Statutes, is amended to read:

1861 489.103 Exemptions.—This part does not apply to:

1862 (9) Any work or operation of a casual, minor, or  
 1863 inconsequential nature in which the aggregate contract price for  
 1864 labor, materials, and all other items is less than \$2,500  
 1865 ~~\$1,000~~, but this exemption does not apply:

1866 (a) If the construction, repair, remodeling, or  
 1867 improvement is a part of a larger or major operation, whether  
 1868 undertaken by the same or a different contractor, or in which a  
 1869 division of the operation is made in contracts of amounts less  
 1870 than \$2,500 ~~\$1,000~~ for the purpose of evading this part or  
 1871 otherwise.

1872 (b) To a person who advertises that he or she is a  
 1873 contractor or otherwise represents that he or she is qualified  
 1874 to engage in contracting.

1875 Section 64. Subsection (2) of section 489.111, Florida

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1876 Statutes, is amended to read:  
 1877 489.111 Licensure by examination.—  
 1878 (2) A person shall be eligible for licensure by  
 1879 examination if the person:  
 1880 (a) Is 18 years of age;  
 1881 (b) Is of good moral character; and  
 1882 (c) Meets eligibility requirements according to one of the  
 1883 following criteria:  
 1884 1. Has received a baccalaureate degree from an accredited  
 1885 4-year college in the appropriate field of engineering,  
 1886 architecture, or building construction and has 1 year of proven  
 1887 experience in the category in which the person seeks to qualify.  
 1888 For the purpose of this part, a minimum of 2,000 person-hours  
 1889 shall be used in determining full-time equivalency. An applicant  
 1890 who is exempt from passing an examination under s. 489.113(1) is  
 1891 eligible for a license under this section.  
 1892 2. Has a total of at least 4 years of active experience as  
 1893 a worker who has learned the trade by serving an apprenticeship  
 1894 as a skilled worker who is able to command the rate of a  
 1895 mechanic in the particular trade or as a foreman who is in  
 1896 charge of a group of workers and usually is responsible to a  
 1897 superintendent or a contractor or his or her equivalent,  
 1898 provided, however, that at least 1 year of active experience  
 1899 shall be as a foreman.  
 1900 3. Has a combination of not less than 1 year of experience

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1901 as a foreman and not less than 3 years of credits for any  
 1902 accredited college-level courses; has a combination of not less  
 1903 than 1 year of experience as a skilled worker, 1 year of  
 1904 experience as a foreman, and not less than 2 years of credits  
 1905 for any accredited college-level courses; or has a combination  
 1906 of not less than 2 years of experience as a skilled worker, 1  
 1907 year of experience as a foreman, and not less than 1 year of  
 1908 credits for any accredited college-level courses. All junior  
 1909 college or community college-level courses shall be considered  
 1910 accredited college-level courses.

1911 4.a. An active certified residential contractor is  
 1912 eligible to receive a certified building contractor license  
 1913 after passing or having previously passed ~~take~~ the building  
 1914 contractors' examination if he or she possesses a minimum of 3  
 1915 years of proven experience in the classification in which he or  
 1916 she is certified.

1917 b. An active certified residential contractor is eligible  
 1918 to receive a certified general contractor license after passing  
 1919 or having previously passed ~~take~~ the general contractors'  
 1920 examination if he or she possesses a minimum of 4 years of  
 1921 proven experience in the classification in which he or she is  
 1922 certified.

1923 c. An active certified building contractor is eligible to  
 1924 receive a certified general contractor license after passing or  
 1925 having previously passed ~~take~~ the general contractors'

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1926 examination if he or she possesses a minimum of 4 years of  
 1927 proven experience in the classification in which he or she is  
 1928 certified.

1929 5.a. An active certified air-conditioning Class C  
 1930 contractor is eligible to receive a certified air-conditioning  
 1931 Class B contractor license after passing or having previously  
 1932 passed ~~take~~ the air-conditioning Class B contractors'  
 1933 examination if he or she possesses a minimum of 3 years of  
 1934 proven experience in the classification in which he or she is  
 1935 certified.

1936 b. An active certified air-conditioning Class C contractor  
 1937 is eligible to receive a certified air-conditioning Class A  
 1938 contractor license after passing or having previously passed  
 1939 ~~take~~ the air-conditioning Class A contractors' examination if he  
 1940 or she possesses a minimum of 4 years of proven experience in  
 1941 the classification in which he or she is certified.

1942 c. An active certified air-conditioning Class B contractor  
 1943 is eligible to receive a certified air-conditioning Class A  
 1944 contractor license after passing or having previously passed  
 1945 ~~take~~ the air-conditioning Class A contractors' examination if he  
 1946 or she possesses a minimum of 1 year of proven experience in the  
 1947 classification in which he or she is certified.

1948 6.a. An active certified swimming pool servicing  
 1949 contractor is eligible to receive a certified residential  
 1950 swimming pool contractor license after passing or having

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1951 | previously passed ~~take~~ the residential swimming pool  
 1952 | contractors' examination if he or she possesses a minimum of 3  
 1953 | years of proven experience in the classification in which he or  
 1954 | she is certified.

1955 |       b. An active certified swimming pool servicing contractor  
 1956 | is eligible to receive a certified commercial swimming pool  
 1957 | contractor license after passing or having previously passed  
 1958 | ~~take~~ the swimming pool commercial contractors' examination if he  
 1959 | or she possesses a minimum of 4 years of proven experience in  
 1960 | the classification in which he or she is certified.

1961 |       c. An active certified residential swimming pool  
 1962 | contractor is eligible to receive a certified commercial  
 1963 | swimming pool contractor license after passing or having  
 1964 | previously passed ~~take~~ the commercial swimming pool contractors'  
 1965 | examination if he or she possesses a minimum of 1 year of proven  
 1966 | experience in the classification in which he or she is  
 1967 | certified.

1968 |       d. An applicant is eligible to receive a certified  
 1969 | swimming pool/spa servicing contractor license after passing or  
 1970 | having previously passed ~~take~~ the swimming pool/spa servicing  
 1971 | contractors' examination if he or she has satisfactorily  
 1972 | completed 60 hours of instruction in courses related to the  
 1973 | scope of work covered by that license and approved by the  
 1974 | Construction Industry Licensing Board by rule and has at least 1  
 1975 | year of proven experience related to the scope of work of such a

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1976 contractor.

1977 Section 65. Subsection (1) of section 489.113, Florida  
 1978 Statutes, is amended to read:

1979 489.113 Qualifications for practice; restrictions.—

1980 (1) Any person who desires to engage in contracting on a  
 1981 statewide basis shall, as a prerequisite thereto, establish his  
 1982 or her competency and qualifications to be certified pursuant to  
 1983 this part. To establish competency, a person shall pass the  
 1984 appropriate examination approved by the board and certified by  
 1985 the department. If an applicant has received a baccalaureate  
 1986 degree in building construction from an accredited 4-year  
 1987 college, or a related degree as approved by the board by rule,  
 1988 and has a grade point average of 3.0 or higher, such applicant  
 1989 is only required to take and pass the business and finance  
 1990 portion of the examination. Any person who desires to engage in  
 1991 contracting on other than a statewide basis shall, as a  
 1992 prerequisite thereto, be registered pursuant to this part,  
 1993 unless exempted by this part.

1994 Section 66. Subsection (3) of section 489.115, Florida  
 1995 Statutes, is amended to read:

1996 489.115 Certification and registration; endorsement;  
 1997 reciprocity; renewals; continuing education.—

1998 (3) The board shall certify as qualified for certification  
 1999 by endorsement any applicant who:

2000 (a) Meets the requirements for certification as set forth



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2001 in this section; has passed a national, regional, state, or  
 2002 United States territorial licensing examination that is  
 2003 substantially equivalent to the examination required by this  
 2004 part; and has satisfied the requirements set forth in s.  
 2005 489.111;

2006 (b) Holds a valid license to practice contracting issued  
 2007 by another state or territory of the United States, if the  
 2008 criteria for issuance of such license were substantially  
 2009 equivalent to Florida's current certification criteria; ~~or~~

2010 (c) Holds a valid, current license to practice contracting  
 2011 issued by another state or territory of the United States, if  
 2012 the state or territory has entered into a reciprocal agreement  
 2013 with the board for the recognition of contractor licenses issued  
 2014 in that state, based on criteria for the issuance of such  
 2015 licenses that are substantially equivalent to the criteria for  
 2016 certification in this state; or

2017 (d) Has held a valid, current license to practice  
 2018 contracting issued by another state or territory of the United  
 2019 States for at least 10 years before the date of application and  
 2020 is applying for the same or similar license in this state,  
 2021 subject to subsections (5)-(9). The board may consider an  
 2022 applicant's technical competence to ensure the applicant is able  
 2023 to meet the requirements of this state's codes and standards for  
 2024 wind mitigation and water intrusion. The board may also consider  
 2025 whether such applicant has had a license to practice contracting

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2026 revoked, suspended, or otherwise acted against by the licensing  
 2027 authority of another state, territory, or country. Such  
 2028 application must be made either when the license in another  
 2029 state or territory is active or within 2 years after such  
 2030 license was last active. Division I contractors and roofing  
 2031 contractors must complete a 2-hour course on the Florida  
 2032 Building Code which includes information on wind mitigation  
 2033 techniques. The required courses may be completed online.

2034 Section 67. Subsection (5) of section 489.511, Florida  
 2035 Statutes, is amended to read:

2036 489.511 Certification; application; examinations;  
 2037 endorsement.—

2038 (5) The board shall certify as qualified for certification  
 2039 by endorsement any individual applying for certification who:

2040 (a) Meets the requirements for certification as set forth  
 2041 in this section; has passed a national, regional, state, or  
 2042 United States territorial licensing examination that is  
 2043 substantially equivalent to the examination required by this  
 2044 part; and has satisfied the requirements set forth in s.

2045 489.521; ~~or~~

2046 (b) Holds a valid license to practice electrical or alarm  
 2047 system contracting issued by another state or territory of the  
 2048 United States, if the criteria for issuance of such license was  
 2049 substantially equivalent to the certification criteria that  
 2050 existed in this state at the time the certificate was issued; or

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2051           (c) Has held a valid, current license to practice  
 2052 electrical or alarm system contracting issued by another state  
 2053 or territory of the United States for at least 10 years before  
 2054 the date of application and is applying for the same or similar  
 2055 license in this state, subject to ss. 489.510 and 489.521(3) (a)  
 2056 and subparagraph (1) (b)1. Such application must be made either  
 2057 when the license in another state or territory is active or  
 2058 within 2 years after such license was last active. Electrical  
 2059 contractors and alarm system contractors must complete a 2-hour  
 2060 course on the Florida Building Code. The required courses may be  
 2061 completed online.

2062           Section 68. Subsection (3) and paragraph (b) of subsection  
 2063 (4) of section 489.517, Florida Statutes, are amended to read:  
 2064           489.517 Renewal of certificate or registration; continuing  
 2065 education.—

2066           (3) (a) Each certificateholder or registrant licensed as a  
 2067 specialty contractor or an alarm system contractor shall provide  
 2068 proof, in a form established by rule of the board, that the  
 2069 certificateholder or registrant has completed at least 7 ~~14~~  
 2070 classroom hours of at least 50 minutes each of continuing  
 2071 education courses during each biennium since the issuance or  
 2072 renewal of the certificate or registration. The board shall by  
 2073 rule establish criteria for the approval of continuing education  
 2074 courses and providers and may by rule establish criteria for  
 2075 accepting alternative nonclassroom continuing education on an

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2076 | hour-for-hour basis.

2077 |       (b) Each certificateholder or registrant licensed as an  
2078 | electrical contractor shall provide proof, in a form established  
2079 | by rule of the board, that the certificateholder or registrant  
2080 | has completed at least 11 classroom hours of at least 50 minutes  
2081 | each of continuing education courses during each biennium since  
2082 | the issuance or renewal of the certificate or registration. The  
2083 | board shall by rule establish criteria for the approval of  
2084 | continuing education courses and providers and may by rule  
2085 | establish criteria for accepting alternative nonclassroom  
2086 | continuing education on an hour-for-hour basis.

2087 |       (4)

2088 |       (b)1. For licensed specialty contractors or alarm system  
2089 | contractors, of the ~~7~~ 14 classroom hours of continuing education  
2090 | required, at least 1 hour ~~7 hours~~ must be on technical subjects,  
2091 | 1 hour on workers' compensation, 1 hour on workplace safety, 1  
2092 | hour on business practices, and ~~for alarm system contractors and~~  
2093 | ~~electrical contractors engaged in alarm system contracting,~~ 2  
2094 | hours on false alarm prevention.

2095 |       2. For licensed electrical contractors, of the minimum 11  
2096 | classroom hours of continuing education required, at least 7  
2097 | hours must be on technical subjects, 1 hour on workers'  
2098 | compensation, 1 hour on workplace safety, and 1 hour on business  
2099 | practices. Electrical contractors engaged in alarm system  
2100 | contracting must also complete 2 hours on false alarm

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2101 prevention.

2102 Section 69. Paragraph (b) of subsection (1) of section  
2103 489.518, Florida Statutes, is amended to read:

2104 489.518 Alarm system agents.—

2105 (1) A licensed electrical or alarm system contractor may  
2106 not employ a person to perform the duties of a burglar alarm  
2107 system agent unless the person:

2108 (b) Has successfully completed a minimum of 14 hours of  
2109 training within 90 days after employment, to include basic alarm  
2110 system electronics in addition to related training including  
2111 CCTV and access control training, with at least 2 hours of  
2112 training in the prevention of false alarms. Such training shall  
2113 be from a board-approved provider, and the employee or applicant  
2114 for employment shall provide proof of successful completion to  
2115 the licensed employer. The board shall by rule establish  
2116 criteria for the approval of training courses and providers and  
2117 may by rule establish criteria for accepting alternative  
2118 nonclassroom education on an hour-for-hour basis. The board  
2119 shall approve providers that conduct training in other than the  
2120 English language. The board shall establish a fee for the  
2121 approval of training providers or courses, not to exceed \$60.  
2122 Qualified employers may conduct training classes for their  
2123 employees, with board approval.

2124 Section 70. Section 492.104, Florida Statutes, is amended  
2125 to read:

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2126           492.104 Rulemaking authority.—The Board of Professional  
 2127 Geologists has authority to adopt rules pursuant to ss.  
 2128 120.536(1) and 120.54 to implement this chapter. Every licensee  
 2129 shall be governed and controlled by this chapter and the rules  
 2130 adopted by the board. The board is authorized to set, by rule,  
 2131 fees for application, examination, ~~certificate of authorization,~~  
 2132 late renewal, initial licensure, and license renewal. These fees  
 2133 may ~~should~~ not exceed the cost of implementing the application,  
 2134 examination, initial licensure, and license renewal or other  
 2135 administrative process and shall be established as follows:

2136           (1) The application fee shall not exceed \$150 and shall be  
 2137 nonrefundable.

2138           (2) The examination fee shall not exceed \$250, and the fee  
 2139 may be apportioned to each part of a multipart examination. The  
 2140 examination fee shall be refundable in whole or part if the  
 2141 applicant is found to be ineligible to take any portion of the  
 2142 licensure examination.

2143           (3) The initial license fee shall not exceed \$100.

2144           (4) The biennial renewal fee shall not exceed \$150.

2145           ~~(5) The fee for a certificate of authorization shall not~~  
 2146 ~~exceed \$350 and the fee for renewal of the certificate shall not~~  
 2147 ~~exceed \$350.~~

2148           (5)(6) The fee for reactivation of an inactive license may  
 2149 ~~shall~~ not exceed \$50.

2150           (6)(7) The fee for a provisional license may ~~shall~~ not

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2151 exceed \$400.

2152 (7)~~(8)~~ The fee for application, examination, and licensure  
 2153 for a license by endorsement is ~~shall be~~ as provided in this  
 2154 section for licenses in general.

2155 Section 71. Subsection (1) of section 492.108, Florida  
 2156 Statutes, is amended to read:

2157 492.108 Licensure by endorsement; requirements; fees.—

2158 (1) The department shall issue a license by endorsement to  
 2159 any applicant who, upon applying to the department and remitting  
 2160 an application fee, has been certified by the board that he or  
 2161 she:

2162 (a) Has met the qualifications for licensure in s.  
 2163 492.105(1)(b)-(e) and:—

2164 1.~~(b)~~ Is the holder of an active license in good standing  
 2165 in a state, trust, territory, or possession of the United  
 2166 States.

2167 2.~~(e)~~ Was licensed through written examination in at least  
 2168 one state, trust, territory, or possession of the United States,  
 2169 the examination requirements of which have been approved by the  
 2170 board as substantially equivalent to or more stringent than  
 2171 those of this state, and has received a score on such  
 2172 examination which is equal to or greater than the score required  
 2173 by this state for licensure by examination.

2174 3.~~(d)~~ Has taken and successfully passed the laws and rules  
 2175 portion of the examination required for licensure as a

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2176 professional geologist in this state.

2177 (b) Has held a valid license to practice geology in  
 2178 another state, trust, territory, or possession of the United  
 2179 States for at least 10 years before the date of application and  
 2180 has successfully completed a state, regional, national, or other  
 2181 examination that is equivalent to or more stringent than the  
 2182 examination required by the department. If such applicant has  
 2183 met the requirements for a license by endorsement except  
 2184 successful completion of an examination that is equivalent to or  
 2185 more stringent than the examination required by the board, such  
 2186 applicant may take the examination required by the board. Such  
 2187 application must be submitted to the board while the applicant  
 2188 holds a valid license in another state or territory or within 2  
 2189 years after the expiration of such license.

2190 Section 72. Section 492.111, Florida Statutes, is amended  
 2191 to read:

2192 492.111 Practice of professional geology by a firm,  
 2193 corporation, or partnership; ~~certificate of authorization.~~—The  
 2194 practice of, or offer to practice, professional geology by  
 2195 individual professional geologists licensed under the provisions  
 2196 of this chapter through a firm, corporation, or partnership  
 2197 offering geological services to the public through individually  
 2198 licensed professional geologists as agents, employees, officers,  
 2199 or partners thereof is permitted subject to the provisions of  
 2200 this chapter, if ~~provided~~ that:



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2201 (1) At all times that it offers geological services to the  
 2202 public, the firm, corporation, or partnership is qualified by  
 2203 ~~has on file with the department the name and license number of~~  
 2204 one or more individuals who hold a current, active license as a  
 2205 professional geologist in the state and are serving as a  
 2206 geologist of record for the firm, corporation, or partnership. A  
 2207 geologist of record may be any principal officer or employee of  
 2208 such firm or corporation, or any partner or employee of such  
 2209 partnership, who holds a current, active license as a  
 2210 professional geologist in this state, or any other Florida-  
 2211 licensed professional geologist with whom the firm, corporation,  
 2212 or partnership has entered into a long-term, ongoing  
 2213 relationship, as defined by rule of the board, to serve as one  
 2214 of its geologists of record. ~~It shall be the responsibility of~~  
 2215 ~~the firm, corporation, or partnership and~~ The geologist of  
 2216 record shall ~~to~~ notify the department of any changes in the  
 2217 relationship or identity of that geologist of record within 30  
 2218 days after such change.

2219 ~~(2) The firm, corporation, or partnership has been issued~~  
 2220 ~~a certificate of authorization by the department as provided in~~  
 2221 ~~this chapter. For purposes of this section, a certificate of~~  
 2222 ~~authorization shall be required of any firm, corporation,~~  
 2223 ~~partnership, association, or person practicing under a~~  
 2224 ~~fictitious name and offering geological services to the public;~~  
 2225 ~~except that, when an individual is practicing professional~~

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2226 | ~~geology in her or his own name, she or he shall not be required~~  
 2227 | ~~to obtain a certificate of authorization under this section.~~  
 2228 | ~~Such certificate of authorization shall be renewed every 2~~  
 2229 | ~~years.~~

2230 |       (2)~~(3)~~ All final geological papers or documents involving  
 2231 | the practice of the profession of geology which have been  
 2232 | prepared or approved for the use of such firm, corporation, or  
 2233 | partnership, for delivery to any person for public record with  
 2234 | the state, shall be dated and bear the signature and seal of the  
 2235 | professional geologist or professional geologists who prepared  
 2236 | or approved them.

2237 |       (3)~~(4)~~ Except as provided in s. 558.0035, the fact that a  
 2238 | licensed professional geologist practices through a corporation  
 2239 | or partnership does not relieve the registrant from personal  
 2240 | liability for negligence, misconduct, or wrongful acts committed  
 2241 | by her or him. The partnership and all partners are jointly and  
 2242 | severally liable for the negligence, misconduct, or wrongful  
 2243 | acts committed by their agents, employees, or partners while  
 2244 | acting in a professional capacity. Any officer, agent, or  
 2245 | employee of a corporation is personally liable and accountable  
 2246 | only for negligent acts, wrongful acts, or misconduct committed  
 2247 | by her or him or committed by any person under her or his direct  
 2248 | supervision and control, while rendering professional services  
 2249 | on behalf of the corporation. The personal liability of a  
 2250 | shareholder of a corporation, in her or his capacity as

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2251 shareholder, may be no greater than that of a shareholder-  
 2252 employee of a corporation incorporated under chapter 607. The  
 2253 corporation is liable up to the full value of its property for  
 2254 any negligent acts, wrongful acts, or misconduct committed by  
 2255 any of its officers, agents, or employees while they are engaged  
 2256 on behalf of the corporation in the rendering of professional  
 2257 services.

2258 ~~(5) The firm, corporation, or partnership desiring a~~  
 2259 ~~certificate of authorization shall file with the department an~~  
 2260 ~~application therefor, upon a form to be prescribed by the~~  
 2261 ~~department, accompanied by the required application fee.~~

2262 ~~(6) The department may refuse to issue a certificate of~~  
 2263 ~~authorization if any facts exist which would entitle the~~  
 2264 ~~department to suspend or revoke an existing certificate of~~  
 2265 ~~authorization or if the department, after giving persons~~  
 2266 ~~involved a full and fair hearing, determines that any of the~~  
 2267 ~~officers or directors of said firm or corporation, or partners~~  
 2268 ~~of said partnership, have violated the provisions of s. 492.113.~~

2269 Section 73. Subsection (4) of section 492.113, Florida  
 2270 Statutes, is amended to read:

2271 492.113 Disciplinary proceedings.—

2272 (4) The department shall reissue the license of a  
 2273 disciplined professional geologist ~~or business~~ upon  
 2274 certification by the board that the disciplined person has  
 2275 complied with ~~all of~~ the terms and conditions set forth in the

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2276 final order.

2277 Section 74. Section 492.115, Florida Statutes, is amended  
2278 to read:

2279 492.115 Roster of licensed professional geologists.—A  
2280 roster showing the names and places of business or residence of  
2281 all licensed professional geologists and all properly qualified  
2282 firms, corporations, or partnerships practicing holding  
2283 ~~certificates of authorization to practice~~ professional geology  
2284 in the state shall be prepared annually by the department. A  
2285 copy of this roster must be made available to ~~shall be~~  
2286 ~~obtainable by~~ each licensed professional geologist and each  
2287 firm, corporation, or partnership qualified by a professional  
2288 geologist holding a certificate of authorization, and copies  
2289 thereof shall be placed on file with the department.

2290 Section 75. Section 509.102, Florida Statutes, is created  
2291 to read:

2292 509.102 Mobile food dispensing vehicles; preemption.—

2293 (1) As used in this section, the term "mobile food  
2294 dispensing vehicle" means any vehicle that is a public food  
2295 service establishment and that is self-propelled or otherwise  
2296 movable from place to place and includes self-contained  
2297 utilities, including, but not limited to, gas, water,  
2298 electricity, or liquid waste disposal.

2299 (2) Regulation of mobile food dispensing vehicles  
2300 involving licenses, registrations, permits, and fees is

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2301 preempted to the state. A municipality, county, or other local  
 2302 governmental entity may not require a separate license,  
 2303 registration, or permit other than the license required under s.  
 2304 509.241, or require the payment of any license, registration, or  
 2305 permit fee other than the fee required under s. 509.251, as a  
 2306 condition for the operation of a mobile food dispensing vehicle  
 2307 within the entity's jurisdiction. A municipality, county, or  
 2308 other local governmental entity may not prohibit mobile food  
 2309 dispensing vehicles from operating within the entirety of the  
 2310 entity's jurisdiction.

2311 (3) This section may not be construed to affect a  
 2312 municipality, county, or other local governmental entity's  
 2313 authority to regulate the operation of mobile food dispensing  
 2314 vehicles other than the regulations described in subsection (2).

2315 (4) This section does not apply to any port authority,  
 2316 aviation authority, airport, or seaport.

2317 Section 76. Paragraph (i) of subsection (2) of section  
 2318 548.003, Florida Statutes, is amended to read:

2319 548.003 Florida State Boxing Commission.—

2320 (2) The Florida State Boxing Commission, as created by  
 2321 subsection (1), shall administer the provisions of this chapter.  
 2322 The commission has authority to adopt rules pursuant to ss.  
 2323 120.536(1) and 120.54 to implement the provisions of this  
 2324 chapter and to implement each of the duties and responsibilities  
 2325 conferred upon the commission, including, but not limited to:

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2326 ~~(i) Designation and duties of a knockdown timekeeper.~~  
 2327 Section 77. Subsection (1) of section 548.017, Florida  
 2328 Statutes, is amended to read:  
 2329 548.017 Participants, managers, and other persons required  
 2330 to have licenses.—  
 2331 (1) A participant, manager, trainer, second, ~~timekeeper,~~  
 2332 referee, judge, ~~announcer,~~ physician, matchmaker, or promoter  
 2333 must be licensed before directly or indirectly acting in such  
 2334 capacity in connection with any match involving a participant. A  
 2335 physician approved by the commission must be licensed pursuant  
 2336 to chapter 458 or chapter 459, must maintain an unencumbered  
 2337 license in good standing, and must demonstrate satisfactory  
 2338 medical training or experience in boxing, or a combination of  
 2339 both, to the executive director before working as the ringside  
 2340 physician.  
 2341 Section 78. Paragraph (d) of subsection (1) of section  
 2342 553.5141, Florida Statutes, is amended to read:  
 2343 553.5141 Certifications of conformity and remediation  
 2344 plans.—  
 2345 (1) For purposes of this section:  
 2346 (d) "Qualified expert" means:  
 2347 1. An engineer licensed pursuant to chapter 471.  
 2348 2. A certified general contractor licensed pursuant to  
 2349 chapter 489.  
 2350 3. A certified building contractor licensed pursuant to

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2351 chapter 489.

2352 4. A building code administrator licensed pursuant to

2353 chapter 468.

2354 5. A building inspector licensed pursuant to chapter 468.

2355 6. A plans examiner licensed pursuant to chapter 468.

2356 7. An interior designer registered ~~licensed~~ pursuant to

2357 chapter 481.

2358 8. An architect licensed pursuant to chapter 481.

2359 9. A landscape architect licensed pursuant to chapter 481.

2360 10. Any person who has prepared a remediation plan related

2361 to a claim under Title III of the Americans with Disabilities

2362 Act, 42 U.S.C. s. 12182, that has been accepted by a federal

2363 court in a settlement agreement or court proceeding, or who has

2364 been qualified as an expert in Title III of the Americans with

2365 Disabilities Act, 42 U.S.C. s. 12182, by a federal court.

2366 Section 79. Effective January 1, 2021, subsection (1) of

2367 section 553.74, Florida Statutes, is amended to read:

2368 553.74 Florida Building Commission.—

2369 (1) The Florida Building Commission is created and located

2370 within the Department of Business and Professional Regulation

2371 for administrative purposes. Members are appointed by the

2372 Governor subject to confirmation by the Senate. The commission

2373 is composed of 19 ~~27~~ members, consisting of the following

2374 members:

2375 (a) One architect licensed pursuant to chapter 481 with at

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2376 | least 5 years of experience in the design and construction of  
 2377 | buildings designated for Group E or Group I occupancies by the  
 2378 | Florida Building Code ~~registered to practice in this state and~~  
 2379 | ~~actively engaged in the profession.~~ The American Institute of  
 2380 | Architects, Florida Section, is encouraged to recommend a list  
 2381 | of candidates for consideration.

2382 | (b) One structural engineer registered to practice in this  
 2383 | state and actively engaged in the profession. The Florida  
 2384 | Engineering Society is encouraged to recommend a list of  
 2385 | candidates for consideration.

2386 | (c) One air-conditioning contractor, ~~or~~ mechanical  
 2387 | contractor, or mechanical engineer certified to do business in  
 2388 | this state and actively engaged in the profession. The Florida  
 2389 | Air Conditioning Contractors Association, the Florida  
 2390 | Refrigeration and Air Conditioning Contractors Association, ~~and~~  
 2391 | the Mechanical Contractors Association of Florida, and the  
 2392 | Florida Engineering Society are encouraged to recommend a list  
 2393 | of candidates for consideration.

2394 | (d) One electrical contractor or electrical engineer  
 2395 | certified to do business in this state and actively engaged in  
 2396 | the profession. The Florida Association of Electrical  
 2397 | Contractors, ~~and~~ the National Electrical Contractors  
 2398 | Association, Florida Chapter, and the Florida Engineering  
 2399 | Society are encouraged to recommend a list of candidates for  
 2400 | consideration.



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2401 ~~(e) One member from fire protection engineering or~~  
 2402 ~~technology who is actively engaged in the profession. The~~  
 2403 ~~Florida Chapter of the Society of Fire Protection Engineers and~~  
 2404 ~~the Florida Fire Marshals and Inspectors Association are~~  
 2405 ~~encouraged to recommend a list of candidates for consideration.~~

2406 (e)~~(f)~~ One certified general contractor or one certified  
 2407 building contractor certified to do business in this state and  
 2408 actively engaged in the profession. The Associated Builders and  
 2409 Contractors of Florida, the Florida Associated General  
 2410 Contractors Council, the Florida Home Builders Association, and  
 2411 the Union Contractors Association are encouraged to recommend a  
 2412 list of candidates for consideration.

2413 (f)~~(g)~~ One plumbing contractor licensed to do business in  
 2414 this state and actively engaged in the profession. The Florida  
 2415 Association of Plumbing, Heating, and Cooling Contractors is  
 2416 encouraged to recommend a list of candidates for consideration.

2417 (g)~~(h)~~ One roofing or sheet metal contractor certified to  
 2418 do business in this state and actively engaged in the  
 2419 profession. The Florida Roofing, Sheet Metal, and Air  
 2420 Conditioning Contractors Association and the Sheet Metal and Air  
 2421 Conditioning Contractors' National Association are encouraged to  
 2422 recommend a list of candidates for consideration.

2423 (h)~~(i)~~ One certified residential contractor licensed to do  
 2424 business in this state and actively engaged in the profession.  
 2425 The Florida Home Builders Association is encouraged to recommend

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2426 a list of candidates for consideration.

2427 (i)~~(j)~~ Three members who are municipal, county, or  
 2428 district codes enforcement officials, one of whom is also a fire  
 2429 official. The Building Officials Association of Florida and the  
 2430 Florida Fire Marshals and Inspectors Association are encouraged  
 2431 to recommend a list of candidates for consideration.

2432 ~~(k) One member who represents the Department of Financial~~  
 2433 ~~Services.~~

2434 ~~(l) One member who is a county codes enforcement official.~~  
 2435 ~~The Building Officials Association of Florida is encouraged to~~  
 2436 ~~recommend a list of candidates for consideration.~~

2437 (j)~~(m)~~ One member of a Florida-based organization of  
 2438 persons with disabilities or a nationally chartered organization  
 2439 of persons with disabilities with chapters in this state which  
 2440 complies with or is certified to be compliant with the  
 2441 requirements of the Americans with Disabilities Act of 1990, as  
 2442 amended.

2443 (k)~~(n)~~ One member of the manufactured buildings industry  
 2444 who is licensed to do business in this state and is actively  
 2445 engaged in the industry. The Florida Manufactured Housing  
 2446 Association is encouraged to recommend a list of candidates for  
 2447 consideration.

2448 ~~(o) One mechanical or electrical engineer registered to~~  
 2449 ~~practice in this state and actively engaged in the profession.~~  
 2450 ~~The Florida Engineering Society is encouraged to recommend a~~

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2451 ~~list of candidates for consideration.~~

2452 ~~(p) One member who is a representative of a municipality~~  
 2453 ~~or a charter county. The Florida League of Cities and the~~  
 2454 ~~Florida Association of Counties are encouraged to recommend a~~  
 2455 ~~list of candidates for consideration.~~

2456 (l)~~(q)~~ One member of the building products manufacturing  
 2457 industry who is authorized to do business in this state and is  
 2458 actively engaged in the industry. The Florida Building Material  
 2459 Association, the Florida Concrete and Products Association, and  
 2460 the Fenestration Manufacturers Association are encouraged to  
 2461 recommend a list of candidates for consideration.

2462 (m)~~(r)~~ One member who is a representative of the building  
 2463 owners and managers industry who is actively engaged in  
 2464 commercial building ownership or management. The Building Owners  
 2465 and Managers Association is encouraged to recommend a list of  
 2466 candidates for consideration.

2467 (n)~~(s)~~ One member who is a representative of the insurance  
 2468 industry. The Florida Insurance Council is encouraged to  
 2469 recommend a list of candidates for consideration.

2470 ~~(t) One member who is a representative of public~~  
 2471 ~~education.~~

2472 (o)~~(u)~~ One member who is a swimming pool contractor  
 2473 licensed to do business in this state and actively engaged in  
 2474 the profession. The Florida Swimming Pool Association and the  
 2475 United Pool and Spa Association are encouraged to recommend a

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2476 list of candidates for consideration.

2477 (p) The Chief Resilience Officer or his or her designee.

2478 ~~(q)-(v) One member who is a representative of the green~~  
 2479 ~~building industry and who is a third-party commission agent, a~~  
 2480 ~~Florida board member of the United States Green Building Council~~  
 2481 ~~or Green Building Initiative, a professional who is accredited~~  
 2482 ~~under the International Green Construction Code (IGCC), or a~~  
 2483 ~~professional who is accredited under Leadership in Energy and~~  
 2484 ~~Environmental Design (LEED).~~

2485 ~~(w) One member who is a representative of a natural gas~~  
 2486 ~~distribution system and who is actively engaged in the~~  
 2487 ~~distribution of natural gas in this state. The Florida Natural~~  
 2488 ~~Gas Association is encouraged to recommend a list of candidates~~  
 2489 ~~for consideration.~~

2490 ~~(x) One member who is a representative of the Department~~  
 2491 ~~of Agriculture and Consumer Services' Office of Energy. The~~  
 2492 ~~Commissioner of Agriculture is encouraged to recommend a list of~~  
 2493 ~~candidates for consideration.~~

2494 ~~(y) One member who shall be the chair.~~

2495 Section 80. Subsections (5) and (6) are added to section  
 2496 823.15, Florida Statutes, to read:

2497 823.15 Dogs and cats released from animal shelters or  
 2498 animal control agencies; sterilization requirement.-

2499 (5) Employees, agents, or contractors of a public or  
 2500 private animal shelter, a humane organization, or an animal

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2501 control agency operated by a humane organization or by a county,  
 2502 municipality, or other incorporated political subdivision may  
 2503 implant dogs and cats with radio frequency identification  
 2504 microchips as part of their work with such public or private  
 2505 animal shelter, humane organization, or animal control agency.

2506 (6) Notwithstanding s. 474.2165, employees, agents, or  
 2507 contractors of a public or private animal shelter, a humane  
 2508 organization, or an animal control agency operated by a humane  
 2509 organization or by a county, municipality, or other incorporated  
 2510 political subdivision may contact the owner of record listed on  
 2511 a radio frequency identification microchip to verify pet  
 2512 ownership.

2513 Section 81. Paragraphs (h) and (k) of subsection (2) of  
 2514 section 287.055, Florida Statutes, are amended to read:

2515 287.055 Acquisition of professional architectural,  
 2516 engineering, landscape architectural, or surveying and mapping  
 2517 services; definitions; procedures; contingent fees prohibited;  
 2518 penalties.—

2519 (2) DEFINITIONS.—For purposes of this section:

2520 (h) A "design-build firm" means a partnership,  
 2521 corporation, or other legal entity that:

2522 1. Is certified under s. 489.119 to engage in contracting  
 2523 through a certified or registered general contractor or a  
 2524 certified or registered building contractor as the qualifying  
 2525 agent; or

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2526           2. Is qualified ~~certified~~ under s. 471.023 to practice or  
 2527 to offer to practice engineering; qualified ~~certified~~ under s.  
 2528 481.219 to practice or to offer to practice architecture; or  
 2529 qualified ~~certified~~ under s. 481.319 to practice or to offer to  
 2530 practice landscape architecture.

2531           (k) A "design criteria professional" means a firm that is  
 2532 qualified ~~who holds a current certificate of registration~~ under  
 2533 chapter 481 to practice architecture or landscape architecture  
 2534 or a firm who holds a current certificate as a registered  
 2535 engineer under chapter 471 to practice engineering and who is  
 2536 employed by or under contract to the agency for the providing of  
 2537 professional architect services, landscape architect services,  
 2538 or engineering services in connection with the preparation of  
 2539 the design criteria package.

2540           Section 82. Subsection (7) of section 558.002, Florida  
 2541 Statutes, is amended to read:

2542           558.002 Definitions.—As used in this chapter, the term:

2543           (7) "Design professional" means a person, as defined in s.  
 2544 1.01, who is licensed in this state as an architect, ~~interior~~  
 2545 ~~designer~~, a landscape architect, an engineer, a surveyor, or a  
 2546 geologist or who is a registered interior designer, as defined  
 2547 in s. 481.203.

2548           Section 83. Subsection (4) of section 725.08, Florida  
 2549 Statutes, is amended to read:

2550           725.08 Design professional contracts; limitation in

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2551 indemnification.—

2552 (4) "Design professional" means an individual or entity  
2553 licensed by the state who holds a current certificate of  
2554 registration or is qualified under chapter 481 to practice  
2555 architecture or landscape architecture, under chapter 472 to  
2556 practice land surveying and mapping, or under chapter 471 to  
2557 practice engineering, and who enters into a professional  
2558 services contract.

2559 Section 84. Except as otherwise expressly provided in this  
2560 act, this act shall take effect July 1, 2020.