

Bill No. CS for SB 2268

Amendment No.

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Geller moved the following amendment:		
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13	Senate Amendment (with title amendment)		
14	On page 6, between lines 18 and 19,		
15			
16	insert:		
17	Section 7. Subsections (1) and (2) and paragraph (a)		
18	of subsection (3) of section 633.061, Florida Statutes, 1998		
19	Supplement, are amended to read:		
20	633.061 License or permit required of organizations		
21	and individuals servicing, recharging, repairing, testing,		
22	marking, inspecting, installing, or hydrotesting fire		
23	extinguishers and preengineered systems.--		
24	(1) It is unlawful for any organization or individual		
25	to engage in the business of servicing, repairing, recharging,		
26	testing, marking, inspecting, installing, or hydrotesting any		
27	fire extinguisher or preengineered system in this state except		
28	in conformity with the provisions of this chapter. Each		
29	organization or individual that engages in such activity must		
30	possess a valid and subsisting license issued by the State		
31	Fire Marshal. All fire extinguishers and preengineered		

Bill No. CS for SB 2268

Amendment No. ____

1 systems required by statute or by rule must be serviced by an
 2 organization or individual licensed under the provisions of
 3 this chapter. The licensee is legally qualified to act for
 4 the business organization in all matters connected with its
 5 business, and the licensee must supervise all activities
 6 undertaken by such business organization. Each licensee shall
 7 maintain a specific business location. A further requirement,
 8 in the case of multiple locations where such servicing or
 9 recharging is taking place, is that each licensee who
 10 maintains more than one place of business where actual work is
 11 carried on must possess an additional license, as set forth in
 12 this section, for each location, except that a licensed
 13 individual may not qualify for more than five locations. A
 14 licensee is limited to a specific type of work performed
 15 depending upon the class of license held. Licenses and license
 16 fees are required for the following:

17 (a) Class A.....\$250~~\$150~~
 18 To service, recharge, repair, install, or inspect all types of
 19 fire extinguishers and to conduct hydrostatic tests on all
 20 types of fire extinguishers.

21 (b) Class B.....\$150~~\$100~~
 22 To service, recharge, repair, install, or inspect all types of
 23 fire extinguishers, including recharging carbon dioxide units
 24 and conducting hydrostatic tests on all types of fire
 25 extinguishers, except carbon dioxide units.

26 (c) Class C.....\$150~~\$100~~
 27 To service, recharge, repair, install, or inspect all types of
 28 fire extinguishers, except recharging carbon dioxide units,
 29 and to conduct hydrostatic tests on all types of fire
 30 extinguishers, except carbon dioxide units.

31 (d) Class D.....\$200~~\$125~~

Bill No. CS for SB 2268

Amendment No. ____

1 To service, repair, recharge, hydrotest, install, or inspect
2 all types of preengineered fire extinguishing systems.

3 (e) Licenses issued as duplicates or to reflect a
4 change of address.....\$10

5
6 Any fire equipment dealer licensed pursuant to this subsection
7 who does not want to engage in the business of servicing,
8 inspecting, recharging, repairing, hydrotesting, or installing
9 halon equipment must file an affidavit on a form provided by
10 the division so stating. Licenses will be issued by the
11 division to reflect the work authorized thereunder. It is
12 unlawful, unlicensed activity for any person or firm to
13 falsely hold himself or herself or a business organization out
14 to perform any service, inspection, recharge, repair,
15 hydrotest, or installation except as specifically described in
16 the license.

17 (2) Each individual actually performing the work of
18 servicing, recharging, repairing, hydrotesting, installing,
19 testing, or inspecting fire extinguishers or preengineered
20 systems must possess a valid and subsisting permit issued by
21 the State Fire Marshal. Permittees are limited as to specific
22 type of work performed dependent upon the class of permit held
23 which shall be a class allowing work no more extensive than
24 the class of license held by the licensee under whom the
25 permittee is working. Permits and fees therefor are required
26 for the following:

27 (a) Class 1.....\$90~~\$50~~
28 Servicing, recharging, repairing, installing, or inspecting
29 all types of fire extinguishers and conducting hydrostatic
30 tests on all types of fire extinguishers.

31 (b) Class 2.....\$90~~\$50~~

Bill No. CS for SB 2268

Amendment No. ____

1 Servicing, recharging, repairing, installing, or inspecting
2 all types of fire extinguishers, including carbon dioxide
3 units, and conducting hydrostatic tests on all types of fire
4 extinguishers, except carbon dioxide units.

5 (c) Class 3.....~~\$90~~^{\$50}
6 Servicing, recharging, repairing, installing, or inspecting
7 all types of fire extinguishers, except recharging carbon
8 dioxide units, and conducting hydrostatic tests on all types
9 of fire extinguishers, except carbon dioxide units.

10 (d) Class 4.....~~\$120~~^{\$65}
11 Servicing, repairing, hydrotesting, recharging, installing, or
12 inspecting all types of preengineered fire extinguishing
13 systems.

14 (e) Permits issued as duplicates or to reflect a
15 change of address.....\$10

16
17 Any fire equipment permittee licensed pursuant to this
18 subsection who does not want to engage in servicing,
19 inspecting, recharging, repairing, hydrotesting, or installing
20 halon equipment must file an affidavit on a form provided by
21 the division so stating. Permits will be issued by the
22 division to reflect the work authorized thereunder. It is
23 unlawful, unlicensed activity for any person or firm to
24 falsely hold himself or herself out to perform any service,
25 inspection, recharge, repair, hydrotest, or installation
26 except as specifically described in the permit.

27 (3)(a) Such licenses and permits shall be issued by
28 the State Fire Marshal for 2 years ~~each license year~~ beginning
29 January 1, 2000, and each 2-year period thereafter and
30 expiring ~~the following~~ December 31 of the second year. All
31 licenses or permits issued will expire on December 31 of each

Bill No. CS for SB 2268

Amendment No. ____

1 odd-numbered year.The failure to renew a license or permit by
2 December 31 of the second year will cause the license or
3 permit to become inoperative. The holder of an inoperative
4 license or permit shall not engage in any activities for which
5 a license or permit is required by this section. A license or
6 permit which is inoperative because of the failure to renew it
7 shall be restored upon payment of the applicable fee plus a
8 penalty equal to the applicable fee, if the application for
9 renewal is filed no later than the following March 31. If the
10 application for restoration is not made before the March 31st
11 deadline, the fee for restoration shall be equal to the
12 original application fee and the penalty provided for herein,
13 and, in addition, the State Fire Marshal shall require
14 reexamination of the applicant. The fee for a license or
15 permit issued for 1 year or less shall be prorated at 50
16 percent of the applicable fee for a biennial license or
17 permit.Each licensee or permittee shall successfully complete
18 a course or courses of continuing education for fire equipment
19 technicians of at least 32 hours within 4 5 years of initial
20 issuance of a license or permit and within each 4-year ~~every~~
21 ~~5-year~~ period thereafter or no such license or permit shall be
22 renewed. The State Fire Marshal shall adopt rules describing
23 the continuing education requirements.

24
25 (Redesignate subsequent sections.)

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27
28 ===== T I T L E A M E N D M E N T =====

29 And the title is amended as follows:

30 On page 1, line 20, after the semicolon

31

Bill No. CS for SB 2268

Amendment No. ____

1 insert:

2 amending s. 633.061, F.S.; providing for
3 biennial licensure of persons servicing,
4 recharging, repairing, testing, marking,
5 inspecting, or installing fire extinguishers
6 and systems; providing license and permit fees;
7 providing for prorated license fee; providing
8 for continuing education;

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