

Bill No. HB 1719, 1st Eng.

Amendment No. \_\_\_\_ Barcode 125948

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11 Senator Argenziano moved the following amendment:

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13 **Senate Amendment (with title amendment)**

14 Between lines 439 and 440,

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16 insert:

17 Section 10. Subsection (7) of section 713.02, Florida  
18 Statutes, is amended to read:

19 713.02 Types of lienors and exemptions.--

20 (7) Notwithstanding any other provision of this part,  
 21 no lien shall exist in favor of any contractor, subcontractor,  
 22 or sub-subcontractor who is unlicensed as provided in s.  
 23 489.128 or s. 489.532. Notwithstanding any other provision of  
 24 this part, if a contract is rendered unenforceable by an  
 25 unlicensed contractor, subcontractor, or sub-subcontractor  
 26 pursuant to s. 489.128 or s. 489.532, such unenforceability  
 27 shall not affect the rights of any other parties to enforce  
 28 contract, lien, or bond remedies and shall not affect the  
 29 obligations of a surety that has provided a bond on behalf of  
 30 the unlicensed contractor, subcontractor, or  
 31 sub-subcontractor. It shall not be a defense to any claim on a

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1 bond or indemnity agreement that the principal or indemnitor  
 2 is unlicensed as provided in s. 489.128 or s. 489.532 unless  
 3 ~~such contractor, subcontractor, or sub-subcontractor is~~  
 4 ~~licensed, if required to be licensed, as a contractor pursuant~~  
 5 ~~to the laws of the jurisdiction within which she or he is~~  
 6 ~~doing business.~~

7  
 8 (Redesignate subsequent sections.)

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11 ===== T I T L E A M E N D M E N T =====

12 And the title is amended as follows:

13 On line 25, after the semicolon,

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15 insert:

16 amending s. 713.02, F.S.; clarifying that an  
 17 unlicensed contractor has no lien rights;

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