

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representative Dean offered the following:

Amendment (title amendment)

Between lines 62 and 63, insert:

Section 2. Subsection (7) of section 713.02, Florida Statutes, is amended to read:

713.02 Types of lienors and exemptions.--

(7) Notwithstanding any other provision of this part, no lien shall exist in favor of any contractor, subcontractor, or sub-subcontractor who is unlicensed as provided in s. 489.128 or s. 489.532. Notwithstanding the provisions of s. 713.06, the enforceability of an unlicensed contractor's contract shall not affect the rights of parties other than the unlicensed contractor to enforce contract, lien, or bond remedies and shall not affect the obligations of a surety that has provided a bond on behalf of an unlicensed contractor. It shall not be a defense to any claim on a bond or indemnity agreement that the principal

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28 ~~or indemnitor is unlicensed for purposes of this section unless~~
 29 ~~such contractor, subcontractor, or sub-subcontractor is~~
 30 ~~licensed, if required to be licensed, as a contractor pursuant~~
 31 ~~to the laws of the jurisdiction within which she or he is doing~~
 32 ~~business.~~

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

36 Remove line 14, and insert:
 37 contracts; amending s. 713.02, F.S.; providing that the rights
 38 of persons other than unlicensed contractors to enforce certain
 39 remedies shall not be affected by the fact that the contractor
 40 was unlicensed; providing that the obligation of a surety that
 41 has provided a bond on behalf of an unlicensed contractor
 42 remains enforceable; amending s. 713.06, F.S.; providing an