

Bill No. CS for SB 2458

Amendment No. Barcode 332760

CHAMBER ACTION

Senate

House

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Senator Argenziano moved the following **amendment to amendment**
(572418):

Senate Amendment (with title amendment)

On page 15, between lines 12 and 13,

insert:

Section 10. 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 any other provision of
this part, if a contract is rendered unenforceable by an
unlicensed contractor, subcontractor, or sub-subcontractor
pursuant to s. 489.128 or s. 489.532, such unenforceability
shall not affect the rights of any other parties to enforce
contract, lien, or bond remedies and shall not affect the
obligations of a subcontractor. It shall not be a defense to
any claim on a bond or indemnity agreement that the principal

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

6
7 (Redesignate subsequent sections.)

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

11 And the title is amended as follows:

12 On page 16, line 21, after the semicolon,

13

14 insert:

15 amending s. 713.02, F.S.; clarifying that an

16 unlicensed contractor has no lien rights;

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