

1 A bill to be entitled
 2 An act relating to construction contracting; amending s.
 3 489.117, F.S.; specifying when a person may perform specialty
 4 contracting services for the construction, remodeling, repair,
 5 or improvement of a swimming pool or spa without obtaining a
 6 local professional license; requiring certain local authorities
 7 to allow local registration, as specified, as an alternative to
 8 other local licenses; authorizing a fee; requiring workers'
 9 compensation coverage or exemption therefrom; providing
 10 applicability to certain other local licensing exemption
 11 provisions; providing an effective date.

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

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 15 Section 1. Paragraph (f) is added to subsection (4) of
 16 section 489.117, Florida Statutes, to read:

17 489.117 Registration; specialty contractors.--

18 (4)

19 (f) Portions of work related to the construction of a
 20 swimming pool or spa require the use of specialized skill and
 21 equipment that are frequently available only through specialty
 22 contracting services. Due to these unique needs for specialty
 23 services, any person who is not required to obtain registration
 24 or certification pursuant to s. 489.105(3)(a)-(i) or (m)-(o) may
 25 perform specialty contracting services for the construction,
 26 remodeling, repair, or improvement of a swimming pool or spa as
 27 specified in s. 489.105(3)(j)-(l) without obtaining a local
 28 professional license if such person is supervised by a certified

CODING: Words **stricken** are deletions; words **underlined** are additions.

29 | or registered commercial pool/spa contractor, residential
 30 | pool/spa contractor, or swimming pool/spa servicing contractor
 31 | acting within the scope of the supervising contractor's license.
 32 | A local authority that does not require a local specialty
 33 | contractor license or local certificate of competency for any
 34 | service provided by a certified or registered commercial
 35 | pool/spa contractor, residential pool/spa contractor, or
 36 | swimming pool/spa servicing contractor must allow, as an
 37 | alternative to the local license or certificate, local
 38 | registration of the person contracting with a supervising
 39 | contractor to perform a specialty service under this paragraph.
 40 | The local authority may charge a fee for local registration
 41 | which does not exceed \$150. The local authority may not require
 42 | proof of competency for local registration and shall require
 43 | documentation that a registrant is covered by workers'
 44 | compensation coverage or a valid exemption from such coverage.
 45 | Local registration shall require the registrant to contract with
 46 | a certified or registered commercial pool/spa contractor,
 47 | residential pool/spa contractor, or swimming pool/spa servicing
 48 | contractor. Nothing in this paragraph shall be construed to
 49 | supersede or affect the provisions of paragraph (e).

50 | Section 2. This act shall take effect July 1, 2004.

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