

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  
 4           specialty contracting services for the construction,  
 5           remodeling, repair, or improvement of a swimming pool or  
 6           spa without obtaining a local professional license;  
 7           requiring certain local authorities to allow local  
 8           registration, as specified, as an alternative to other  
 9           local licenses; authorizing a fee; requiring workers'  
 10          compensation coverage or exemption therefrom; providing  
 11          applicability to certain other local licensing exemption  
 12          provisions; providing an effective date.

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

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

18           489.117 Registration; specialty contractors.--  
 19           (4)

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

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

51 Section 2. This act shall take effect July 1, 2005.