

1 A bill to be entitled
 2 An act relating to labor pools; amending s. 448.24, F.S.;
 3 providing a limit on the amount a labor pool may charge a
 4 laborer for transportation to or from a designated
 5 worksite; authorizing a labor pool to provide day laborers
 6 with a method of obtaining cash from a cash-dispensing
 7 machine; amending s. 448.23, F.S.; conforming a cross-
 8 reference; creating s. 448.26, F.S.; providing for
 9 application of pt. II of ch. 448, F.S., the Labor Pool
 10 Act; providing an effective date.

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

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 14 Section 1. Paragraph (b) of subsection (1) of section
 15 448.24, Florida Statutes, is amended, and subsection (7) is
 16 added to that section, to read:

17 448.24 Duties and rights.--

18 (1) No labor pool shall charge a day laborer:

19 (b) More than a reasonable amount to transport a worker to
 20 or from the designated worksite, but in no event shall the
 21 amount exceed \$1.50 each way ~~the prevailing rate for public~~
 22 ~~transportation in the geographic area; or~~

23 (7) Nothing in this part precludes the labor pool from
 24 providing a day laborer with a method of obtaining cash from a
 25 cash-dispensing machine that is located on the premises of the
 26 labor pool and is operated by the labor pool, or by an

27 | affiliate, pursuant to chapter 560, if required, for a fee for
 28 | each transaction which may not exceed \$1.99, provided:

29 | (a) The labor pool offers payment in compliance with the
 30 | provisions of paragraph (2) (a).

31 | (b) The day laborer voluntarily elects to accept payment
 32 | in cash after disclosure of the fee.

33 | (c) The cash-dispensing machine requires affirmative
 34 | action by the day laborer with respect to imposition of the fee
 35 | and allows the day laborer to negate the transaction in lieu of
 36 | payment in compliance with paragraph (2) (a).

37 | Section 2. Section 448.23, Florida Statutes, is amended to
 38 | read:

39 | 448.23 Exclusions.--Except as specified in ss. ~~§~~
 40 | 448.22(1)(c) and 448.26, this part does not apply to:

41 | (1) Business entities duly registered as farm labor
 42 | contractors pursuant to part III of chapter 450;

43 | (2) Employee leasing companies, as defined in s. 468.520;

44 | (3) Temporary help services engaged in supplying solely
 45 | white collar employees, secretarial employees, clerical
 46 | employees, or skilled laborers;

47 | (4) Labor union hiring halls; or

48 | (5) Labor bureau or employment offices operated by a
 49 | business entity for the sole purpose of employing an individual
 50 | for its own use.

51 | Section 3. Section 448.26, Florida Statutes, is created to
 52 | read:

53 448.26 Application.--Nothing in this part shall exempt any
54 client of any labor pool or temporary help arrangement entity as
55 defined in s. 468.520(4)(a) or any assigned employee from any
56 other license requirements of state, local, or federal law. Any
57 employee assigned to a client who is licensed, registered, or
58 certified pursuant to law shall be deemed an employee of the
59 client for such licensure purposes but shall remain an employee
60 of the labor pool or temporary help arrangement entity for
61 purposes of chapters 440 and 443.

62 Section 4. This act shall take effect July 1, 2006.