

1 A bill to be entitled
 2 An act relating to construction contractors; amending s.
 3 489.127, F.S.; specifying additional prohibited activities
 4 for certain contractors relating to unlicensed or
 5 unpermitted activity; providing a penalty; revising
 6 construction of a limitation on local jurisdictions
 7 exercising disciplinary authority; providing an effective
 8 date.

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

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 12 Section 1. Paragraph (d) of subsection (4) of section
 13 489.127, Florida Statutes, is redesignated as paragraph (e), a
 14 new paragraph (d) is added to that subsection, and paragraph (o)
 15 of subsection (5) of that section is amended, to read:

16 489.127 Prohibitions; penalties.--

17 (4)

18 (d) A certified or registered contractor, or contractor
 19 authorized by a local construction licensing board to do
 20 contracting, may not perform work for which he or she is not
 21 properly licensed, or subcontract to unlicensed persons to
 22 perform work that requires a license, or fail to obtain required
 23 permits.

24 (e)~~(d)~~1. A person who violates this subsection commits a
 25 misdemeanor of the first degree, punishable as provided in s.
 26 775.082 or s. 775.083.

27 2. A person who violates this subsection after having been
 28 previously found guilty of such violation commits a felony of

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29 | the third degree, punishable as provided in s. 775.082 or s.
30 | 775.083.

31 | (5) Each county or municipality may, at its option,
32 | designate one or more of its code enforcement officers, as
33 | defined in chapter 162, to enforce, as set out in this
34 | subsection, the provisions of subsection (1) and s. 489.132(1)
35 | against persons who engage in activity for which a county or
36 | municipal certificate of competency or license or state
37 | certification or registration is required.

38 | (o) Nothing in this subsection shall be construed to
39 | authorize local jurisdictions to exercise disciplinary
40 | authority, other than civil citations, which shall not be
41 | considered discipline, or procedures established in this
42 | ~~subsection~~ against an individual holding a proper valid
43 | certificate issued pursuant to this part.

44 | Section 2. This act shall take effect July 1, 2007.