

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Robaina offered the following:

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3 **Amendment (with title amendment)**

4 Between lines 129 and 130, insert:

5 Section 1. Paragraph (b) of subsection (2) of section  
6 468.436, Florida Statutes, is amended, and subsection (6) is  
7 added to that section, to read:

8 468.436 Disciplinary proceedings.--

9 (2) The following acts constitute grounds for which the  
10 disciplinary actions in subsection (4) may be taken:

11 (b)1. Violation of any provision of this part.

12 2. Violation of any lawful order or rule rendered or  
13 adopted by the department or the council.

14 3. Being convicted of or pleading nolo contendere to a  
15 felony in any court in the United States.

703423

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Amendment No.

16 4. Obtaining a license or certification or any other  
17 order, ruling, or authorization by means of fraud,  
18 misrepresentation, or concealment of material facts.

19 5. Committing acts of ~~gross~~ misconduct or ~~gross~~ negligence  
20 in connection with the profession.

21 6. Contracting, on behalf of an association, with any  
22 entity in which the licensee has a financial interest that is  
23 not disclosed.

24 (6) Upon the fifth or later finding that a community  
25 association manager is guilty of any of the grounds set forth in  
26 subsection (2), or upon the third or later finding that a  
27 community association manager is guilty of a specific ground for  
28 which the disciplinary actions set forth in subsection (2) may  
29 be taken, the department's discretion under subsection (4) shall  
30 not apply and the division shall enter an order permanently  
31 revoking the license.

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33 -----  
34 **T I T L E A M E N D M E N T**

35 Remove line 2 and insert:

36 An act relating to residential properties; amending s. 468.436,  
37 F.S.; revising a ground for disciplinary action relating to  
38 misconduct or negligence; requiring the Department of Business  
39 and Professional Regulation to enter an order permanently  
40 revoking certain community association manager licenses;  
41 amending s.

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