

1 A bill to be entitled
2 An act relating to the Department of Business and
3 Professional Regulation; amending s. 455.213, F.S.;
4 deleting signature notarization from the information that
5 the department may require in documents submitted for the
6 issuance or renewal of a license; prescribing when an
7 application is received for purposes of certain
8 requirements of the Administrative Procedure Act; amending
9 s. 455.227, F.S.; establishing additional grounds for
10 discipline of professions subject to regulation;
11 prohibiting the failure to report criminal convictions and
12 pleas; prohibiting the failure to complete certain
13 treatment programs; providing penalties; creating s.
14 455.2274, F.S.; authorizing the department's
15 representative to appear in criminal proceedings under
16 certain circumstances and provide certain assistance to
17 the court; amending s. 455.2281, F.S.; authorizing the
18 department to set unlicensed activities special fees for
19 each profession; authorizing the department to adopt rules
20 that reduce or waive the fees under certain circumstances;
21 amending s. 473.305, F.S.; deleting an examination late
22 filing fee applicable to certified public accountant
23 examinees; amending s. 473.311, F.S.; deleting a provision
24 requiring passage of a rules examination for renewal of
25 license as a certified public accountant; amending s.
26 473.313, F.S.; deleting a provision requiring passage of
27 an examination as a condition for reactivation of an
28 inactive license as a certified public accountant;

29 | amending s. 475.175, F.S.; deleting the option to submit a
30 | notarized application for a real estate broker or sales
31 | associate license; amending s. 475.451, F.S.; limiting the
32 | attorney exemption from continuing education requirements
33 | to attorneys in good standing with The Florida Bar;
34 | amending s. 475.615, F.S.; deleting a requirement that an
35 | application for a real estate appraiser certification be
36 | notarized; amending ss. 476.134 and 476.144, F.S.;
37 | requiring a written examination for a barbering license;
38 | deleting provisions for a practical examination for
39 | barbering license applicants; amending s. 489.109, F.S.;
40 | limiting fees for registration or certification to qualify
41 | a business organization for contracting; deleting
42 | provisions relating to a business organization's
43 | certificate of authority to conform to changes made by the
44 | act; amending s. 489.114, F.S.; deleting provisions
45 | relating to a business organization's certificate of
46 | authority to conform to changes made by the act; amending
47 | s. 489.117, F.S.; deleting provisions requiring a
48 | contractor applicant to submit proof of a local
49 | occupational license; amending s. 489.119, F.S.; deleting
50 | provisions for the issuance of a certificate of authority
51 | to a business organization for contracting; requiring a
52 | contractor to apply for registration or certification to
53 | qualify a business organization as the qualifying agent;
54 | authorizing the Construction Industry Licensing Board to
55 | deny a registration or certification to qualify a business
56 | organization under certain circumstances; requiring the

57 | qualifying agent of a business organization to present
58 | certain evidence to the board; providing that the board
59 | has discretion to approve a business organization;
60 | amending ss. 489.127, 489.128, 489.129, and 489.132, F.S.;
61 | deleting provisions relating to a business organization's
62 | certificate of authority for contracting to conform to
63 | changes made by the act; amending s. 489.513, F.S.;
64 | deleting a requirement that the local license required for
65 | an electrical or alarm system contractor be an
66 | occupational license; amending s. 509.233, F.S.;
67 | authorizing local governments to establish, by ordinance,
68 | local exemption procedures to allow patrons' dogs within
69 | certain designated outdoor portions of public food service
70 | establishments; deleting provisions for a pilot program
71 | that limits the authority for such local exemption
72 | procedures to a specified time; deleting a provision that
73 | provides for the future review and repeal of such pilot
74 | program; amending s. 548.002, F.S.; defining the term
75 | "event" for regulation of pugilistic exhibitions; amending
76 | s. 548.003, F.S.; authorizing the Florida State Boxing
77 | Commission to adopt criteria for the approval of certain
78 | amateur sanctioning organizations; authorizing the
79 | commission to adopt health and safety standards for
80 | amateur mixed martial arts; reenacting ss. 468.436(2)(a),
81 | 468.832(1)(a), 468.842(1)(a), 471.033(1)(a),
82 | 472.033(1)(a), 473.323(1)(a), 475.25(1)(a), 475.624(1),
83 | 476.204(1)(h), 477.029(1)(h), 481.225(1)(a), and
84 | 481.325(1)(a), F.S., relating to the discipline of

85 | community association managers or firms, home inspectors,
 86 | mold assessors and remediators, engineers, surveyors and
 87 | mappers, certified public accountants and accounting
 88 | firms, real estate brokers and sales associates, real
 89 | estate appraisers, barbers, cosmetologists, architects,
 90 | and landscape architects, to incorporate the amendment
 91 | made to s. 455.227, F.S., in references thereto; repealing
 92 | s. 509.201, F.S., relating to posting and advertising the
 93 | room rates of a public lodging establishment and related
 94 | penalties; providing an effective date.

95 |

96 | Be It Enacted by the Legislature of the State of Florida:

97 |

98 | Section 1. Subsection (1) of section 455.213, Florida
 99 | Statutes, is amended to read:

100 | 455.213 General licensing provisions.--

101 | (1) Any person desiring to be licensed shall apply to the
 102 | department in writing. The application for licensure shall be
 103 | submitted ~~made~~ on a form prescribed ~~prepared and furnished~~ by
 104 | the department and must include the applicant's social security
 105 | number. Notwithstanding any other provision of law, the
 106 | department is the sole authority for determining the contents of
 107 | any documents to be submitted for initial licensure and
 108 | licensure renewal. Such documents may contain information
 109 | including, as appropriate: demographics, education, work
 110 | history, personal background, criminal history, finances,
 111 | business information, complaints, inspections, investigations,
 112 | discipline, bonding, ~~signature notarization,~~ photographs,

113 performance periods, reciprocity, local government approvals,
114 supporting documentation, periodic reporting requirements,
115 fingerprint requirements, continuing education requirements, and
116 ongoing education monitoring. The application shall be
117 supplemented as needed to reflect any material change in any
118 circumstance or condition stated in the application which takes
119 place between the initial filing of the application and the
120 final grant or denial of the license and which might affect the
121 decision of the department. In order to further the economic
122 development goals of the state, and notwithstanding any law to
123 the contrary, the department may enter into an agreement with
124 the county tax collector for the purpose of appointing the
125 county tax collector as the department's agent to accept
126 applications for licenses and applications for renewals of
127 licenses. The agreement must specify the time within which the
128 tax collector must forward any applications and accompanying
129 application fees to the department. In cases where a person
130 applies or schedules directly with a national examination
131 organization or examination vendor to take an examination
132 required for licensure, any organization- or vendor-related fees
133 associated with the examination may be paid directly to the
134 organization or vendor. An application is received for purposes
135 of s. 120.60 upon the department's receipt of the application
136 submitted in the format prescribed by the department; the
137 application fee set by the board or, if there is no board, set
138 by the department; and any other fee required by law or rule to
139 be remitted with the application.

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140 Section 2. Paragraphs (t) and (u) are added to subsection
 141 (1) of section 455.227, Florida Statutes, to read:

142 455.227 Grounds for discipline; penalties; enforcement.--

143 (1) The following acts shall constitute grounds for which
 144 the disciplinary actions specified in subsection (2) may be
 145 taken:

146 (t) Failing to report in writing to the board or, if there
 147 is no board, to the department within 30 days after the licensee
 148 is convicted or found guilty of, or entered a plea of nolo
 149 contendere or guilty to, regardless of adjudication, a crime in
 150 any jurisdiction. A licensee must report a conviction, finding
 151 of guilt, plea, or adjudication entered before the effective
 152 date of this paragraph within 30 days after the effective date
 153 of this paragraph.

154 (u) Termination from a treatment program for impaired
 155 practitioners as described in s. 456.076 for failure to comply,
 156 without good cause, with the terms of the monitoring or
 157 treatment contract entered into by the licensee or failing to
 158 successfully complete a drug or alcohol treatment program.

159 Section 3. Section 455.2274, Florida Statutes, is created
 160 to read:

161 455.2274 Criminal proceedings against licensees;
 162 appearances by department representatives.--A representative of
 163 the department may voluntarily appear in a criminal proceeding
 164 brought against a person licensed by the department to practice
 165 a profession regulated by the state. The department's
 166 representative is authorized to furnish pertinent information,
 167 make recommendations regarding specific conditions of probation,

168 and provide other assistance to the court necessary to promote
 169 justice or protect the public. The court may order a
 170 representative of the department to appear in a criminal
 171 proceeding if the crime charged is substantially related to the
 172 qualifications, functions, or duties of a license regulated by
 173 the department.

174 Section 4. Section 455.2281, Florida Statutes, is amended
 175 to read:

176 455.2281 Unlicensed activities; fees; disposition.--In
 177 order to protect the public and to ensure a consumer-oriented
 178 department, it is the intent of the Legislature that vigorous
 179 enforcement of regulation for all professional activities is a
 180 state priority. All enforcement costs should be covered by
 181 professions regulated by the department. Therefore, the
 182 department may ~~shall~~ impose, upon initial licensure and each
 183 renewal thereof, a special fee not to exceed ~~of~~ \$5 per licensee.
 184 The ~~Such~~ fee shall be set by the department by rule for each
 185 profession and shall be in addition to all other fees collected
 186 from each licensee and shall fund efforts to combat unlicensed
 187 activity. Any profession regulated by the department which
 188 offers services that are not subject to regulation when provided
 189 by an unlicensed person may use funds in its unlicensed activity
 190 account to inform the public of such situation. The board with
 191 concurrence of the department, or the department when there is
 192 no board, may earmark up to \$5 of the current licensure fee for
 193 this purpose, if such board, or profession regulated by the
 194 department, is not in a deficit and has a reasonable cash
 195 balance. The department may adopt rules to waive an unlicensed

196 activity special fee for up to 2 years if both the operating
 197 account and the unlicensed activity account have an excess cash
 198 balance. A board or profession regulated by the department may
 199 authorize the transfer of funds from the operating fund account
 200 to the unlicensed activity account of that profession if the
 201 operating fund account is not in a deficit and has a reasonable
 202 cash balance. The department shall make direct charges to this
 203 fund by profession and shall not allocate indirect overhead. The
 204 department shall seek board advice regarding enforcement methods
 205 and strategies prior to expenditure of funds; however, the
 206 department may, without board advice, allocate funds to cover
 207 the costs of continuing education compliance monitoring under s.
 208 455.2177. The department shall directly credit, by profession,
 209 revenues received from the department's efforts to enforce
 210 licensure provisions. The department shall include all financial
 211 and statistical data resulting from unlicensed activity
 212 enforcement and from continuing education compliance monitoring
 213 as separate categories in the quarterly management report
 214 provided for in s. 455.219. The department shall not charge the
 215 account of any profession for the costs incurred on behalf of
 216 any other profession. For an unlicensed activity account, a
 217 balance which remains at the end of a renewal cycle may, with
 218 concurrence of the applicable board and the department, be
 219 transferred to the operating fund account of that profession.

220 Section 5. Section 473.305, Florida Statutes, is amended
 221 to read:

222 473.305 Fees.--The board, by rule, may establish fees to
 223 be paid for applications, examination, reexamination, licensing

224 and renewal, reinstatement, and recordmaking and recordkeeping.
 225 The fee for the examination shall be established at an amount
 226 that covers the costs for the procurement or development,
 227 administration, grading, and review of the examination. The fee
 228 for the examination is refundable if the applicant is found to
 229 be ineligible to sit for the examination. The fee for initial
 230 application is nonrefundable, and the combined fees for
 231 application and examination may not exceed \$250 plus the actual
 232 per applicant cost to the department for purchase of the
 233 examination from the American Institute of Certified Public
 234 Accountants or a similar national organization. The biennial
 235 renewal fee may not exceed \$250. The board may also establish,
 236 by rule, a reactivation fee, ~~a late filing fee for the law and~~
 237 ~~rules examination,~~ and a delinquency fee not to exceed \$50 for
 238 continuing professional education reporting forms. The board
 239 shall establish fees which are adequate to ensure the continued
 240 operation of the board and to fund the proportionate expenses
 241 incurred by the department which are allocated to the regulation
 242 of public accountants. Fees shall be based on department
 243 estimates of the revenue required to implement this chapter and
 244 the provisions of law with respect to the regulation of
 245 certified public accountants.

246 Section 6. Subsection (1) of section 473.311, Florida
 247 Statutes, is amended to read:

248 473.311 Renewal of license.--

249 (1) The department shall renew a license upon receipt of
 250 the renewal application and fee and upon certification by the
 251 board that the licensee has satisfactorily completed the

252 continuing education requirements of s. 473.312 ~~and has passed~~
 253 ~~an examination approved by the board on chapter 455 and this~~
 254 ~~chapter and the related administrative rules. However, each~~
 255 ~~licensee must complete the requirements of s. 473.312(1)(c)~~
 256 ~~prior to taking the examination.~~

257 Section 7. Subsection (3) of section 473.313, Florida
 258 Statutes, is amended to read:

259 473.313 Inactive status.--

260 (3) Any licensee holding an inactive license may be
 261 permitted to reactivate such license in a conditional manner.
 262 The conditions of reactivation shall require, in addition to the
 263 payment of fees, ~~the passing of the examination approved by the~~
 264 ~~board concerning chapter 455 and this chapter, and the related~~
 265 ~~administrative rules, and the completion of required continuing~~
 266 education.

267 Section 8. Paragraph (a) of subsection (1) of section
 268 475.175, Florida Statutes, is amended to read:

269 475.175 Examinations.--

270 (1) A person shall be entitled to take the license
 271 examination to practice in this state if the person:

272 (a) Submits to the department the appropriate ~~notarized or~~
 273 electronically authenticated application and fee, and a
 274 fingerprint card. The fingerprint card shall be forwarded to the
 275 Division of Criminal Justice Information Systems within the
 276 Department of Law Enforcement for purposes of processing the
 277 fingerprint card to determine if the applicant has a criminal
 278 history record. The fingerprint card shall also be forwarded to
 279 the Federal Bureau of Investigation for purposes of processing

280 the fingerprint card to determine if the applicant has a
281 criminal history record. The information obtained by the
282 processing of the fingerprint card by the Florida Department of
283 Law Enforcement and the Federal Bureau of Investigation shall be
284 sent to the department for the purpose of determining if the
285 applicant is statutorily qualified for examination. Effective
286 July 1, 2006, an applicant shall provide fingerprints in
287 electronic format.

288 Section 9. Subsection (6) of section 475.451, Florida
289 Statutes, is amended to read:

290 475.451 Schools teaching real estate practice.--

291 (6) Any course prescribed by the commission as a condition
292 precedent to any person's becoming initially licensed as a sales
293 associate may be taught in any real estate school through the
294 use of a video tape of instruction by a currently permitted
295 instructor from any such school or may be taught by distance
296 learning pursuant to s. 475.17(2). The commission may require
297 that any such video tape course have a single session of live
298 instruction by a currently permitted instructor from any such
299 school; however, this requirement shall not exceed 3 classroom
300 hours. All other prescribed courses, except the continuing
301 education course required by s. 475.182, shall be taught by a
302 currently permitted school instructor personally in attendance
303 at such course or by distance learning pursuant to s. 475.17.
304 The continuing education course required by s. 475.182 may be
305 taught by distance learning pursuant to s. 475.17 or by an
306 equivalent correspondence course; however, any such
307 correspondence course shall be required to have a final

308 examination, prepared and administered by the school issuing the
 309 correspondence course. The continuing education requirements
 310 provided ~~in this section or provided in any other section~~ in
 311 this chapter do not apply ~~with respect to an~~ any attorney who is
 312 otherwise qualified under ~~the provisions of this chapter and who~~
 313 is certified as a member in good standing by The Florida Bar.

314 Section 10. Subsection (5) of section 475.615, Florida
 315 Statutes, is amended to read:

316 475.615 Qualifications for registration or
 317 certification.--

318 (5) At the time of filing an ~~a notarized~~ application for
 319 registration or certification, the applicant must sign a pledge
 320 to comply with the Uniform Standards of Professional Appraisal
 321 Practice upon registration or certification and must indicate in
 322 writing that she or he understands the types of misconduct for
 323 which disciplinary proceedings may be initiated. The application
 324 shall expire 1 year after the date received.

325 Section 11. Subsection (1) of section 476.134, Florida
 326 Statutes, is amended to read:

327 476.134 Examinations.--

328 (1) Examinations of applicants for licenses as barbers
 329 shall be offered not less than four times each year. The
 330 examination of applicants for licenses as barbers shall ~~may~~
 331 include ~~both a practical demonstration and~~ a written test. The
 332 board shall have the authority to adopt rules with respect to
 333 the examination of applicants for licensure. The board may
 334 provide rules with respect to written ~~or practical~~ examinations
 335 in such manner as the board may deem fit.

336 Section 12. Paragraph (b) of subsection (6) of section
 337 476.144, Florida Statutes, is amended to read:

338 476.144 Licensure.--

339 (6) A person may apply for a restricted license to
 340 practice barbering. The board shall adopt rules specifying
 341 procedures for an applicant to obtain a restricted license if
 342 the applicant:

343 (b) Passes a written examination on the laws and rules
 344 governing the practice of barbering in Florida, as established
 345 by the board, ~~and a practical examination approved by the board.~~

346
 347 The restricted license shall limit the licensee's practice to
 348 those specific areas in which the applicant has demonstrated
 349 competence pursuant to rules adopted by the board.

350 Section 13. Paragraph (c) of subsection (1) of section
 351 489.109, Florida Statutes, is redesignated as paragraph (d),
 352 present paragraph (d) is amended, and a new paragraph (c) is
 353 added to that subsection, to read:

354 489.109 Fees.--

355 (1) The board, by rule, shall establish reasonable fees to
 356 be paid for applications, certification and renewal,
 357 registration and renewal, and recordmaking and recordkeeping.
 358 The fees shall be established as follows:

359 (c) With respect to an application for registration or
 360 certification to qualify a business organization, the initial
 361 application fee and the renewal fee may not exceed \$50.

362 ~~(d) The board, by rule, may establish a fee for transfer~~
 363 ~~of a certificate of authority from one business organization to~~
 364 ~~another, not to exceed the applicable renewal fee.~~

365 Section 14. Section 489.114, Florida Statutes, is amended
 366 to read:

367 489.114 Evidence of workers' compensation
 368 coverage.--Except as provided in s. 489.115(5)(d), any person,
 369 business organization, or qualifying agent engaged in the
 370 business of contracting in this state and certified or
 371 registered under this part shall, as a condition precedent to
 372 the issuance or renewal of a certificate or registration,~~or~~
 373 ~~certificate of authority~~ of the contractor, provide to the
 374 Construction Industry Licensing Board, as provided by board
 375 rule, evidence of workers' compensation coverage pursuant to
 376 chapter 440. In the event that the Division of Workers'
 377 Compensation of the Department of Financial Services receives
 378 notice of the cancellation of a policy of workers' compensation
 379 insurance insuring a person or entity governed by this section,
 380 the Division of Workers' Compensation shall certify and identify
 381 all persons or entities by certification or registration license
 382 number to the department after verification is made by the
 383 Division of Workers' Compensation that persons or entities
 384 governed by this section are no longer covered by workers'
 385 compensation insurance. Such certification and verification by
 386 the Division of Workers' Compensation may result from records
 387 furnished to the Division of Workers' Compensation by the
 388 persons or entities governed by this section or an investigation
 389 completed by the Division of Workers' Compensation. The

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390 department shall notify the persons or entities governed by this
 391 section who have been determined to be in noncompliance with
 392 chapter 440, and the persons or entities notified shall provide
 393 certification of compliance with chapter 440 to the department
 394 and pay an administrative fine in the amount of \$500. The
 395 failure to maintain workers' compensation coverage as required
 396 by law shall be grounds for the board to revoke, suspend, or
 397 deny the issuance or renewal of a certificate or registration,
 398 ~~or certificate of authority~~ of the contractor under the
 399 provisions of s. 489.129.

400 Section 15. Paragraph (a) of subsection (1) of section
 401 489.117, Florida Statutes, is amended to read:

402 489.117 Registration; specialty contractors.--

403 (1) (a) Any person engaged in the business of a contractor
 404 in the state shall be registered in the proper classification,
 405 unless he or she is certified. Any person entering the business
 406 of a contractor shall be registered before ~~prior to~~ engaging in
 407 business as a contractor, unless he or she is certified. To be
 408 initially registered, the applicant shall submit the required
 409 fee and file evidence, ~~in a form provided by the department, of~~
 410 ~~holding a current local occupational license required by any~~
 411 ~~municipality, county, or development district, if any, for the~~
 412 ~~type of work for which registration is desired and evidence of~~
 413 successful compliance with the local examination and licensing
 414 requirements, if any, in the area for which registration is
 415 desired. An ~~No~~ examination is not ~~shall be~~ required for
 416 registration.

417 Section 16. Section 489.119, Florida Statutes, is amended
 418 to read:

419 489.119 Business organizations; qualifying agents.--

420 (1) If an individual proposes to engage in contracting in
 421 the individual's own name, or a fictitious name where the
 422 individual is doing business as a sole proprietorship,
 423 registration or certification may be issued only to that
 424 individual.

425 (2) If the applicant proposes to engage in contracting as
 426 a business organization, including any partnership, corporation,
 427 business trust, or other legal entity, or in any name other than
 428 the applicant's legal name or a fictitious name where the
 429 applicant is doing business as a sole proprietorship, the
 430 applicant business organization must apply for registration or
 431 certification as the ~~for a certificate of authority through a~~
 432 qualifying agent of the business organization ~~and under the~~
 433 ~~fictitious name, if any.~~

434 (a) An ~~The~~ application for registration or certification
 435 to qualify a business organization ~~a certificate of authority~~
 436 must state the name of the partnership and of its partners; the
 437 name of the corporation and of its officers and directors and
 438 the name of each of its stockholders who is also an officer or
 439 director; the name of the business trust and its trustees; or
 440 the name of such other legal entity and its members; and must
 441 state the fictitious name, if any, under which the business
 442 organization is doing business.

443 (b)1. An ~~The~~ application for registration or certification
 444 to qualify a business organization ~~primary qualifying agent~~ must

445 include an affidavit on a form provided by the board attesting
446 that the applicant has final approval authority for all
447 construction work performed by the business organization ~~entity~~
448 and that the applicant has final approval authority on all
449 business matters, including contracts, specifications, checks,
450 drafts, or payments, regardless of the form of payment, made by
451 the business organization ~~entity~~, except where a financially
452 responsible officer is approved.

453 2. The application for financially responsible officer
454 must include an affidavit on a form provided by the board
455 attesting that the applicant's approval is required for all
456 checks, drafts, or payments, regardless of the form of payment,
457 made by the business organization ~~entity~~ and that the applicant
458 has authority to act for the business organization in all
459 financial matters.

460 3. The application for secondary qualifying agent must
461 include an affidavit on a form provided by the board attesting
462 that the applicant has authority to supervise all construction
463 work performed by the business organization ~~entity~~ as provided
464 in s. 489.1195(2).

465 (c) The board may deny an application for registration or
466 certification to qualify a business organization if the
467 applicant, or any person listed in paragraph (a), has been
468 involved in past disciplinary actions or on any grounds for
469 which an individual registration or certification may be denied.

470 (d) ~~(b)~~ The applicant must furnish evidence of statutory
471 compliance if a fictitious name is used, the provisions of s.
472 865.09(7) notwithstanding.

473 ~~(e)~~ A joint venture, including a joint venture composed
474 of qualified business organizations, is itself a separate and
475 distinct organization that must be qualified ~~and obtain a~~
476 ~~certificate of authority~~ in accordance with board rules.

477 ~~(d)~~ A certificate of authority must be renewed every 2
478 years. If there is a change in any information that is required
479 to be stated on the application, the business organization
480 shall, within 45 days after such change occurs, mail the correct
481 information to the department.

482 (3) (a) A The qualifying agent ~~must~~ shall be certified or
483 registered under this part in order for the business
484 organization to operate ~~be issued a certificate of authority in~~
485 the category of contracting in the business conducted for which
486 the qualifying agent is certified or registered. If any
487 qualifying agent ceases to be affiliated with a ~~such~~ business
488 organization, he or she shall ~~so~~ inform the department. In
489 addition, if the ~~such~~ qualifying agent is the only certified or
490 registered contractor affiliated with the business organization,
491 the business organization shall notify the department of the
492 termination of the qualifying agent and shall have 60 days from
493 the termination of the qualifying agent's affiliation with the
494 business organization in which to employ another qualifying
495 agent. The business organization may not engage in contracting
496 until a qualifying agent is employed, unless the executive
497 director or chair of the board has granted a temporary
498 nonrenewable certificate or registration to the financially
499 responsible officer, the president, a partner, or, in the case
500 of a limited partnership, the general partner, who assumes all

501 responsibilities of a primary qualifying agent for the business
502 organization ~~entity~~. This temporary certificate or registration
503 shall only allow the business organization ~~entity~~ to proceed
504 with incomplete contracts. For the purposes of this paragraph,
505 an incomplete contract is one which has been awarded to, or
506 entered into by, the business organization prior to the
507 cessation of affiliation of the qualifying agent with the
508 business organization or one on which the business organization
509 was the low bidder and the contract is subsequently awarded,
510 regardless of whether any actual work has commenced under the
511 contract prior to the qualifying agent ceasing to be affiliated
512 with the business organization.

513 (b) The qualifying agent shall inform the department in
514 writing when he or she proposes to engage in contracting in his
515 or her own name or in affiliation with another business
516 organization, and he or she or such new business organization
517 shall supply the same information to the department as required
518 of applicants under this part.

519 ~~(c) Upon a favorable determination by the board, after~~
520 ~~investigation of the financial responsibility, credit, and~~
521 ~~business reputation of the qualifying agent and the new business~~
522 ~~organization, the department shall issue, without an~~
523 ~~examination, a new certificate of authority in the business~~
524 ~~organization's name.~~

525 ~~(4) Disciplinary action against a business organization~~
526 ~~holding a certificate of authority shall be administered in the~~
527 ~~same manner and on the same grounds as disciplinary action~~
528 ~~against a contractor. The board may deny the certification of~~

529 ~~any person cited in subsection (2) if the person has been~~
 530 ~~involved in past disciplinary actions or on any grounds for~~
 531 ~~which individual certification can be denied.~~

532 (4)~~(5)~~ When a certified qualifying agent, on behalf of a
 533 business organization, makes application for an occupational
 534 license in any municipality or county of this state, the
 535 application shall be made with the tax collector in the name of
 536 the business organization and the qualifying agent; and the
 537 license, when issued, shall be issued to the business
 538 organization, upon payment of the appropriate licensing fee and
 539 exhibition to the tax collector of a valid certificate for the
 540 qualifying agent ~~and a valid certificate of authority for the~~
 541 ~~business organization~~ issued by the department, and the state
 542 license numbers shall be noted thereon.

543 (5)~~(6)~~(a) Each registered or certified contractor shall
 544 affix the number of his or her registration or certification to
 545 each application for a building permit and on each building
 546 permit issued and recorded. Each city or county building
 547 department shall require, as a precondition for the issuance of
 548 the building permit, that the contractor taking out the permit
 549 must provide verification giving his or her Construction
 550 Industry Licensing Board registration or certification number.

551 (b) The registration or certification number of each
 552 contractor ~~or certificate of authority number for each business~~
 553 ~~organization~~ shall appear in each offer of services, business
 554 proposal, bid, contract, or advertisement, regardless of medium,
 555 as defined by board rule, used by that contractor or business
 556 organization in the practice of contracting.

557 (c) If a vehicle bears the name of a contractor or
558 business organization, or any text or artwork which would lead a
559 reasonable person to believe that the vehicle is used for
560 contracting, the registration or certification number of the
561 contractor ~~or certificate of authority number of the business~~
562 ~~organization~~ must be conspicuously and legibly displayed with
563 the name, text, or artwork. Local governments may also require
564 that locally licensed contractors must also display their
565 certificate of competency or license numbers. Nothing in this
566 paragraph shall be construed to create a mandatory vehicle
567 signage requirement.

568 (d) For the purposes of this part, the term
569 "advertisement" does not include business stationery or any
570 promotional novelties such as balloons, pencils, trinkets, or
571 articles of clothing.

572 (e) The board shall issue a notice of noncompliance for
573 the first offense, and may assess a fine or issue a citation for
574 failure to correct the offense within 30 days or for any
575 subsequent offense, to any contractor or business organization
576 that fails to include the certification or registration, ~~or~~
577 ~~certificate of authority~~ number as required by this part when
578 submitting an advertisement for publication, broadcast, or
579 printing or fails to display the certification or registration,
580 ~~or certificate of authority~~ number as required by this part.

581 ~~(6)(7)~~ Each qualifying agent shall pay the department an
582 amount equal to the original fee for registration or
583 certification to qualify ~~a certificate of authority of~~ a new
584 business organization. If the qualifying agent for a business

585 organization desires to qualify additional business
 586 organizations, the board shall require the qualifying agent ~~him~~
 587 ~~or her~~ to present evidence of his or her ability to supervise
 588 the construction activities ~~and financial responsibility~~ of each
 589 such organization. Approval of each business organization ~~The~~
 590 ~~issuance of such certificate of authority~~ is discretionary with
 591 the board.

592 (7) ~~(8)~~ (a) A business organization proposing to engage in
 593 contracting is not required to apply for or obtain authorization
 594 under this part to engage in contracting if:

595 1. The business organization employs one or more
 596 registered or certified contractors licensed in accordance with
 597 this part who are responsible for obtaining permits and
 598 supervising all of the business organization's contracting
 599 activities;

600 2. The business organization engages only in contracting
 601 on property owned by the business organization or by its parent,
 602 subsidiary, or affiliated entities; and

603 3. The business organization, or its parent entity if the
 604 business organization is a wholly owned subsidiary, maintains a
 605 minimum net worth of \$20 million.

606 (b) Any business organization engaging in contracting
 607 under this subsection shall provide the board with the name and
 608 license number of each registered or certified contractor
 609 employed by the business organization to supervise its
 610 contracting activities. The business organization is not
 611 required to post a bond or otherwise evidence any financial or

612 credit information except as necessary to demonstrate compliance
 613 with paragraph (a).

614 (c) A registered or certified contractor employed by a
 615 business organization to supervise its contracting activities
 616 under this subsection shall not be required to post a bond or
 617 otherwise evidence any personal financial or credit information
 618 so long as the individual performs contracting activities
 619 exclusively on behalf of a business organization meeting all of
 620 the requirements of paragraph (a).

621 Section 17. Subsection (1) of section 489.127, Florida
 622 Statutes, is amended to read:

623 489.127 Prohibitions; penalties.--

624 (1) No person shall:

625 (a) Falsely hold himself or herself or a business
 626 organization out as a licensee, certificateholder, or
 627 registrant;

628 (b) Falsely impersonate a certificateholder or registrant;

629 (c) Present as his or her own the certificate or
 630 registration, ~~or certificate of authority~~ of another;

631 (d) Knowingly give false or forged evidence to the board
 632 or a member thereof;

633 (e) Use or attempt to use a certificate or registration
 634 that, ~~or certificate of authority which~~ has been suspended or
 635 revoked;

636 (f) Engage in the business or act in the capacity of a
 637 contractor or advertise himself or herself or a business
 638 organization as available to engage in the business or act in

639 the capacity of a contractor without being duly registered or
 640 certified ~~or having a certificate of authority;~~

641 (g) Operate a business organization engaged in contracting
 642 after 60 days following the termination of its only qualifying
 643 agent without designating another primary qualifying agent,
 644 except as provided in ss. 489.119 and 489.1195;

645 (h) Commence or perform work for which a building permit
 646 is required pursuant to part IV of chapter 553 without such
 647 building permit being in effect; or

648 (i) Willfully or deliberately disregard or violate any
 649 municipal or county ordinance relating to uncertified or
 650 unregistered contractors.

651
 652 For purposes of this subsection, a person or business
 653 organization operating on an inactive or suspended certificate
 654 or, registration, ~~or certificate of authority~~ is not duly
 655 certified or registered and is considered unlicensed. A business
 656 tax receipt issued under the authority of chapter 205 is not a
 657 license for purposes of this part.

658 Section 18. Paragraph (b) of subsection (1) of section
 659 489.128, Florida Statutes, is amended to read:

660 489.128 Contracts entered into by unlicensed contractors
 661 unenforceable.--

662 (1) As a matter of public policy, contracts entered into
 663 on or after October 1, 1990, by an unlicensed contractor shall
 664 be unenforceable in law or in equity by the unlicensed
 665 contractor.

666 (b) For purposes of this section, an individual or
 667 business organization may not be considered unlicensed for
 668 failing to have a business tax receipt issued under the
 669 authority of chapter 205. ~~A business organization may not be~~
 670 ~~considered unlicensed for failing to have a certificate of~~
 671 ~~authority as required by ss. 489.119 and 489.127. For purposes~~
 672 ~~of this section, a business organization entering into the~~
 673 ~~contract may not be considered unlicensed if, before the date~~
 674 ~~established by paragraph (c), an individual possessing a license~~
 675 ~~required by this part concerning the scope of the work to be~~
 676 ~~performed under the contract has submitted an application for a~~
 677 ~~certificate of authority designating that individual as a~~
 678 ~~qualifying agent for the business organization entering into the~~
 679 ~~contract, and the application was not acted upon by the~~
 680 ~~department or applicable board within the time limitations~~
 681 ~~imposed by s. 120.60.~~

682 Section 19. Subsections (1), (5), and (7) of section
 683 489.129, Florida Statutes, are amended to read:

684 489.129 Disciplinary proceedings.--

685 (1) The board may take any of the following actions
 686 against any certificateholder or registrant: place on probation
 687 or reprimand the licensee, revoke, suspend, or deny the issuance
 688 or renewal of the certificate or, registration, ~~or certificate~~
 689 ~~of authority~~, require financial restitution to a consumer for
 690 financial harm directly related to a violation of a provision of
 691 this part, impose an administrative fine not to exceed \$10,000
 692 per violation, require continuing education, or assess costs
 693 associated with investigation and prosecution, if the

694 contractor, financially responsible officer, or business
 695 organization for which the contractor is a primary qualifying
 696 agent, a financially responsible officer, or a secondary
 697 qualifying agent responsible under s. 489.1195 is found guilty
 698 of any of the following acts:

699 (a) Obtaining a certificate or registration, ~~or~~
 700 ~~certificate of authority~~ by fraud or misrepresentation.

701 (b) Being convicted or found guilty of, or entering a plea
 702 of nolo contendere to, regardless of adjudication, a crime in
 703 any jurisdiction which directly relates to the practice of
 704 contracting or the ability to practice contracting.

705 (c) Violating any provision of chapter 455.

706 (d) Performing any act which assists a person or entity in
 707 engaging in the prohibited uncertified and unregistered practice
 708 of contracting, if the certificateholder or registrant knows or
 709 has reasonable grounds to know that the person or entity was
 710 uncertified and unregistered.

711 (e) Knowingly combining or conspiring with an uncertified
 712 or unregistered person by allowing his or her certificate or
 713 registration, ~~or certificate of authority~~ to be used by the
 714 uncertified or unregistered person with intent to evade the
 715 provisions of this part. When a certificateholder or registrant
 716 allows his or her certificate or registration to be used by one
 717 or more business organizations without having any active
 718 participation in the operations, management, or control of such
 719 business organizations, such act constitutes prima facie
 720 evidence of an intent to evade the provisions of this part.

721 (f) Acting in the capacity of a contractor under any
722 certificate or registration issued hereunder except in the name
723 of the certificateholder or registrant as set forth on the
724 issued certificate or registration, or in accordance with the
725 personnel of the certificateholder or registrant as set forth in
726 the application for the certificate or registration, or as later
727 changed as provided in this part.

728 (g) Committing mismanagement or misconduct in the practice
729 of contracting that causes financial harm to a customer.
730 Financial mismanagement or misconduct occurs when:

731 1. Valid liens have been recorded against the property of
732 a contractor's customer for supplies or services ordered by the
733 contractor for the customer's job; the contractor has received
734 funds from the customer to pay for the supplies or services; and
735 the contractor has not had the liens removed from the property,
736 by payment or by bond, within 75 days after the date of such
737 liens;

738 2. The contractor has abandoned a customer's job and the
739 percentage of completion is less than the percentage of the
740 total contract price paid to the contractor as of the time of
741 abandonment, unless the contractor is entitled to retain such
742 funds under the terms of the contract or refunds the excess
743 funds within 30 days after the date the job is abandoned; or

744 3. The contractor's job has been completed, and it is
745 shown that the customer has had to pay more for the contracted
746 job than the original contract price, as adjusted for subsequent
747 change orders, unless such increase in cost was the result of
748 circumstances beyond the control of the contractor, was the

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749 result of circumstances caused by the customer, or was otherwise
750 permitted by the terms of the contract between the contractor
751 and the customer.

752 (h) Being disciplined by any municipality or county for an
753 act or violation of this part.

754 (i) Failing in any material respect to comply with the
755 provisions of this part or violating a rule or lawful order of
756 the board.

757 (j) Abandoning a construction project in which the
758 contractor is engaged or under contract as a contractor. A
759 project may be presumed abandoned after 90 days if the
760 contractor terminates the project without just cause or without
761 proper notification to the owner, including the reason for
762 termination, or fails to perform work without just cause for 90
763 consecutive days.

764 (k) Signing a statement with respect to a project or
765 contract falsely indicating that the work is bonded; falsely
766 indicating that payment has been made for all subcontracted
767 work, labor, and materials which results in a financial loss to
768 the owner, purchaser, or contractor; or falsely indicating that
769 workers' compensation and public liability insurance are
770 provided.

771 (l) Committing fraud or deceit in the practice of
772 contracting.

773 (m) Committing incompetency or misconduct in the practice
774 of contracting.

775 (n) Committing gross negligence, repeated negligence, or
 776 negligence resulting in a significant danger to life or
 777 property.

778 (o) Proceeding on any job without obtaining applicable
 779 local building department permits and inspections.

780 (p) Intimidating, threatening, coercing, or otherwise
 781 discouraging the service of a notice to owner under part I of
 782 chapter 713 or a notice to contractor under chapter 255 or part
 783 I of chapter 713.

784 (q) Failing to satisfy within a reasonable time, the terms
 785 of a civil judgment obtained against the licensee, or the
 786 business organization qualified by the licensee, relating to the
 787 practice of the licensee's profession.

788
 789 For the purposes of this subsection, construction is considered
 790 to be commenced when the contract is executed and the contractor
 791 has accepted funds from the customer or lender. A contractor
 792 does not commit a violation of this subsection when the
 793 contractor relies on a building code interpretation rendered by
 794 a building official or person authorized by s. 553.80 to enforce
 795 the building code, absent a finding of fraud or deceit in the
 796 practice of contracting, or gross negligence, repeated
 797 negligence, or negligence resulting in a significant danger to
 798 life or property on the part of the building official, in a
 799 proceeding under chapter 120.

800 (5) The board may not reinstate the certification or
 801 registration, ~~or certificate of authority~~ of, or cause a
 802 certificate or registration, ~~or certificate of authority~~ to be

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803 issued to, a person who or business organization which the board
804 has determined is unqualified or whose certificate or
805 registration, ~~or certificate of authority~~ the board has
806 suspended until it is satisfied that such person or business
807 organization has complied with all the terms and conditions set
808 forth in the final order and is capable of competently engaging
809 in the business of contracting.

810 (7) The board shall not issue or renew a certificate or
811 registration, ~~or certificate of authority~~ to any person or
812 business organization that has been assessed a fine, interest,
813 or costs associated with investigation and prosecution, or has
814 been ordered to pay restitution, until such fine, interest, or
815 costs associated with investigation and prosecution or
816 restitution are paid in full or until all terms and conditions
817 of the final order have been satisfied.

818 Section 20. Subsection (5) of section 489.132, Florida
819 Statutes, is amended to read:

820 489.132 Prohibited acts by unlicensed principals;
821 investigation; hearing; penalties.--

822 (5) The department may suspend, revoke, or deny issuance
823 or renewal of a certificate or registration, ~~or certificate of~~
824 ~~authority~~ for any individual or business organization that
825 associates a person as an officer, director, or partner, or in a
826 managerial or supervisory capacity, after such person has been
827 found under a final order to have violated this section or was
828 an officer, director, partner, trustee, or manager of a business
829 organization disciplined by the board by revocation, suspension,
830 or fine in excess of \$2,500, upon finding reasonable cause that

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831 such person knew or reasonably should have known of the conduct
832 leading to the discipline.

833 Section 21. Subsection (5) of section 489.513, Florida
834 Statutes, is amended to read:

835 489.513 Registration; application; requirements.--

836 (5) Registration permits the registrant to engage in
837 contracting only in the area and for the type of work covered by
838 the registration, unless local licenses are issued for other
839 areas and types of work or unless certification is obtained.
840 When a registrant desires to register in an additional area of
841 the state, he or she shall ~~first~~ comply with any local
842 requirements of that area and then file a request with the
843 department, together with evidence of holding a current
844 ~~occupational license or~~ license issued by the county or
845 municipality for the area or areas in which he or she desires to
846 be registered, whereupon his or her evidence of registration
847 shall be endorsed by the department to reflect valid
848 registration for the new area or areas.

849 Section 22. Section 509.233, Florida Statutes, is amended
850 to read:

851 509.233 Public food service establishment requirements;
852 local exemption for dogs in designated outdoor portions; ~~pilot~~
853 ~~program.~~--

854 ~~(1) INTENT.--It is the intent of the Legislature by this~~
855 ~~section to establish a 3-year pilot program for local~~
856 ~~governments to allow patrons' dogs within certain designated~~
857 ~~outdoor portions of public food service establishments.~~

858 (1)~~(2)~~ LOCAL EXEMPTION AUTHORIZED.--Notwithstanding s.

859 | 509.032(7), the governing body of a local government may
 860 | ~~participating in the pilot program is authorized to~~ establish,
 861 | by ordinance, a local exemption procedure to certain provisions
 862 | of the Food and Drug Administration Food Code, as currently
 863 | adopted by the division, in order to allow patrons' dogs within
 864 | certain designated outdoor portions of public food service
 865 | establishments.

866 | (2)~~(3)~~ LOCAL DISCRETION; CODIFICATION.--

867 | (a) The adoption of the local exemption procedure shall be
 868 | at the sole discretion of the governing body of a participating
 869 | local government. Nothing in this section shall be construed to
 870 | require or compel a local governing body to adopt an ordinance
 871 | pursuant to this section.

872 | (b) Any ordinance adopted pursuant to this section shall
 873 | provide for codification within the land development code of a
 874 | participating local government.

875 | (3)~~(4)~~ LIMITATIONS ON EXEMPTION; PERMIT REQUIREMENTS.--

876 | (a) Any local exemption procedure adopted pursuant to this
 877 | section shall only provide a variance to those portions of the
 878 | currently adopted Food and Drug Administration Food Code in
 879 | order to allow patrons' dogs within certain designated outdoor
 880 | portions of public food service establishments.

881 | (b) In order to protect the health, safety, and general
 882 | welfare of the public, the local exemption procedure shall
 883 | require participating public food service establishments to
 884 | apply for and receive a permit from the governing body of the
 885 | local government before allowing patrons' dogs on their
 886 | premises. The local government shall require from the applicant

887 such information as the local government deems reasonably
888 necessary to enforce the provisions of this section, but shall
889 require, at a minimum, the following information:

890 1. The name, location, and mailing address of the public
891 food service establishment.

892 2. The name, mailing address, and telephone contact
893 information of the permit applicant.

894 3. A diagram and description of the outdoor area to be
895 designated as available to patrons' dogs, including dimensions
896 of the designated area; a depiction of the number and placement
897 of tables, chairs, and restaurant equipment, if any; the
898 entryways and exits to the designated outdoor area; the
899 boundaries of the designated area and of other areas of outdoor
900 dining not available for patrons' dogs; any fences or other
901 barriers; surrounding property lines and public rights-of-way,
902 including sidewalks and common pathways; and such other
903 information reasonably required by the permitting authority. The
904 diagram or plan shall be accurate and to scale but need not be
905 prepared by a licensed design professional.

906 4. A description of the days of the week and hours of
907 operation that patrons' dogs will be permitted in the designated
908 outdoor area.

909 (c) In order to protect the health, safety, and general
910 welfare of the public, the local exemption ordinance shall
911 include such regulations and limitations as deemed necessary by
912 the participating local government and shall include, but not be
913 limited to, the following requirements:

914 1. All public food service establishment employees shall

915 wash their hands promptly after touching, petting, or otherwise
916 handling dogs. Employees shall be prohibited from touching,
917 petting, or otherwise handling dogs while serving food or
918 beverages or handling tableware or before entering other parts
919 of the public food service establishment.

920 2. Patrons in a designated outdoor area shall be advised
921 that they should wash their hands before eating. Waterless hand
922 sanitizer shall be provided at all tables in the designated
923 outdoor area.

924 3. Employees and patrons shall be instructed that they
925 shall not allow dogs to come into contact with serving dishes,
926 utensils, tableware, linens, paper products, or any other items
927 involved in food service operations.

928 4. Patrons shall keep their dogs on a leash at all times
929 and shall keep their dogs under reasonable control.

930 5. Dogs shall not be allowed on chairs, tables, or other
931 furnishings.

932 6. All table and chair surfaces shall be cleaned and
933 sanitized with an approved product between seating of patrons.
934 Spilled food and drink shall be removed from the floor or ground
935 between seating of patrons.

936 7. Accidents involving dog waste shall be cleaned
937 immediately and the area sanitized with an approved product. A
938 kit with the appropriate materials for this purpose shall be
939 kept near the designated outdoor area.

940 8. A sign or signs reminding employees of the applicable
941 rules shall be posted on premises in a manner and place as
942 determined by the local permitting authority.

943 9. A sign or signs reminding patrons of the applicable
 944 rules shall be posted on premises in a manner and place as
 945 determined by the local permitting authority.

946 10. A sign or signs shall be posted in a manner and place
 947 as determined by the local permitting authority that places the
 948 public on notice that the designated outdoor area is available
 949 for the use of patrons and patrons' dogs.

950 11. Dogs shall not be permitted to travel through indoor
 951 or nondesignated outdoor portions of the public food service
 952 establishment, and ingress and egress to the designated outdoor
 953 portions of the public food service establishment must not
 954 require entrance into or passage through any indoor area of the
 955 food establishment.

956 (d) A permit issued pursuant to this section shall not be
 957 transferred to a subsequent owner upon the sale of a public food
 958 service establishment but shall expire automatically upon the
 959 sale of the establishment. The subsequent owner shall be
 960 required to reapply for a permit pursuant to this section if the
 961 subsequent owner wishes to continue to accommodate patrons'
 962 dogs.

963 (4) ~~(5)~~ POWERS; ENFORCEMENT.--Participating local
 964 governments shall have such powers as are reasonably necessary
 965 to regulate and enforce the provisions of this section.

966 (5) ~~(6)~~ STATE AND LOCAL COOPERATION.--The division shall
 967 provide reasonable assistance to participating local governments
 968 in the development of enforcement procedures and regulations,
 969 and participating local governments shall monitor permitholders
 970 for compliance in cooperation with the division. At a minimum,

971 participating local governments shall establish a procedure to
 972 accept, document, and respond to complaints and to timely report
 973 to the division all such complaints and the participating local
 974 governments' enforcement responses to such complaints. A
 975 participating local government shall provide the division with a
 976 copy of all approved applications and permits issued, and the
 977 participating local government shall require that all
 978 applications, permits, and other related materials contain the
 979 appropriate division-issued license number for each public food
 980 service establishment.

981 ~~(7) FUTURE REVIEW AND REPEAL. This section shall expire~~
 982 ~~July 1, 2009, unless reviewed and saved from repeal through~~
 983 ~~reenactment by the Legislature.~~

984 Section 23. Subsections (8) through (22) of section
 985 548.002, Florida Statutes, are renumbered as subsections (9)
 986 through (23), respectively, and a new subsection (8) is added to
 987 that section, to read:

988 548.002 Definitions.--As used in this chapter, the term:
 989 (8) "Event" means one or more matches comprising a show.

990 Section 24. Paragraph (k) of subsection (2) of section
 991 548.003, Florida Statutes, is amended to read:

992 548.003 Florida State Boxing Commission.--

993 (2) The Florida State Boxing Commission, as created by
 994 subsection (1), shall administer the provisions of this chapter.
 995 The commission has authority to adopt rules pursuant to ss.
 996 120.536(1) and 120.54 to implement the provisions of this
 997 chapter and to implement each of the duties and responsibilities
 998 conferred upon the commission, including, but not limited to:

999 (k) Establishment of criteria for approval, disapproval,
 1000 suspension of approval, and revocation of approval of amateur
 1001 sanctioning organizations for amateur boxing, ~~and~~ kickboxing,
 1002 and mixed martial arts matches held in this state, including,
 1003 but not limited to, the health and safety standards the
 1004 organizations use before, during, and after the matches to
 1005 ensure the health, safety, and well-being of the amateurs
 1006 participating in the matches, including the qualifications and
 1007 numbers of health care personnel required to be present, the
 1008 qualifications required for referees, and other requirements
 1009 relating to the health, safety, and well-being of the amateurs
 1010 participating in the matches. The commission may adopt by rule,
 1011 or incorporate by reference into rule, the health and safety
 1012 standards of USA Boxing as the minimum health and safety
 1013 standards for an amateur boxing sanctioning organization, ~~and~~
 1014 the health and safety standards of the International Sport
 1015 Kickboxing Association as the minimum health and safety
 1016 standards for an amateur kickboxing sanctioning organization,
 1017 and the minimum health and safety standards for an amateur mixed
 1018 martial arts sanctioning organization. The commission shall
 1019 review its rules for necessary revision at least every 2 years
 1020 and may adopt by rule, or incorporate by reference into rule,
 1021 the then-existing current health and safety standards of USA
 1022 Boxing and the International Sport Kickboxing Association. The
 1023 commission may adopt emergency rules to administer this
 1024 paragraph.

1025 Section 25. For the purpose of incorporating the amendment
 1026 made by this act to subsection (1) of section 455.227, Florida

1027 Statutes, in a reference thereto, paragraph (a) of subsection
 1028 (2) of section 468.436, Florida Statutes, is reenacted to read:
 1029 468.436 Disciplinary proceedings.--

1030 (2) The following acts constitute grounds for which the
 1031 disciplinary actions in subsection (4) may be taken:

1032 (a) Violation of any provision of s. 455.227(1).

1033 Section 26. For the purpose of incorporating the amendment
 1034 made by this act to subsection (1) of section 455.227, Florida
 1035 Statutes, in a reference thereto, paragraph (a) of subsection
 1036 (1) of section 468.832, Florida Statutes, is reenacted to read:

1037 468.832 Disciplinary proceedings.--

1038 (1) The following acts constitute grounds for which the
 1039 disciplinary actions in subsection (2) may be taken:

1040 (a) Violation of any provision of this part or s.
 1041 455.227(1);

1042 Section 27. For the purpose of incorporating the amendment
 1043 made by this act to subsection (1) of section 455.227, Florida
 1044 Statutes, in a reference thereto, paragraph (a) of subsection
 1045 (1) of section 468.842, Florida Statutes, is reenacted to read:

1046 468.842 Disciplinary proceedings.--

1047 (1) The following acts constitute grounds for which the
 1048 disciplinary actions in subsection (2) may be taken:

1049 (a) Violation of any provision of this part or s.
 1050 455.227(1);

1051 Section 28. For the purpose of incorporating the amendment
 1052 made by this act to subsection (1) of section 455.227, Florida
 1053 Statutes, in a reference thereto, paragraph (a) of subsection
 1054 (1) of section 471.033, Florida Statutes, is reenacted to read:

1055 471.033 Disciplinary proceedings.--

1056 (1) The following acts constitute grounds for which the
1057 disciplinary actions in subsection (3) may be taken:

1058 (a) Violating any provision of s. 455.227(1), s. 471.025,
1059 or s. 471.031, or any other provision of this chapter or rule of
1060 the board or department.

1061 Section 29. For the purpose of incorporating the amendment
1062 made by this act to section (1) of section 455.227, Florida
1063 Statutes, in a reference thereto, paragraph (a) of subsection
1064 (1) of section 472.033, Florida Statutes, is reenacted to read:

1065 472.033 Disciplinary proceedings.--

1066 (1) The following acts constitute grounds for which the
1067 disciplinary actions in subsection (2) may be taken:

1068 (a) Violation of any provision of s. 472.031 or s.
1069 455.227(1);

1070 Section 30. For the purpose of incorporating the amendment
1071 made by this act to subsection (1) of section 455.227, Florida
1072 Statutes, in a reference thereto, paragraph (a) of subsection
1073 (1) of section 473.323, Florida Statutes, is reenacted to read:

1074 473.323 Disciplinary proceedings.--

1075 (1) The following acts constitute grounds for which the
1076 disciplinary actions in subsection (3) may be taken:

1077 (a) Violation of any provision of s. 455.227(1) or any
1078 other provision of this chapter.

1079 Section 31. For the purpose of incorporating the amendment
1080 made by this act to subsection (1) of section 455.227, Florida
1081 Statutes, in a reference thereto, paragraph (a) of subsection
1082 (1) of section 475.25, Florida Statutes, is reenacted to read:

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1083 475.25 Discipline.--

1084 (1) The commission may deny an application for licensure,
 1085 registration, or permit, or renewal thereof; may place a
 1086 licensee, registrant, or permittee on probation; may suspend a
 1087 license, registration, or permit for a period not exceeding 10
 1088 years; may revoke a license, registration, or permit; may impose
 1089 an administrative fine not to exceed \$5,000 for each count or
 1090 separate offense; and may issue a reprimand, and any or all of
 1091 the foregoing, if it finds that the licensee, registrant,
 1092 permittee, or applicant:

1093 (a) Has violated any provision of s. 455.227(1) or s.
 1094 475.42. However, licensees under this part are exempt from the
 1095 provisions of s. 455.227(1)(i).

1096 Section 32. For the purpose of incorporating the amendment
 1097 made by this act to subsection (1) of section 455.227, Florida
 1098 Statutes, in a reference thereto, subsection (1) of section
 1099 475.624, Florida Statutes, is reenacted to read:

1100 475.624 Discipline.--The board may deny an application for
 1101 registration or certification; may investigate the actions of
 1102 any appraiser registered, licensed, or certified under this
 1103 part; may reprimand or impose an administrative fine not to
 1104 exceed \$5,000 for each count or separate offense against any
 1105 such appraiser; and may revoke or suspend, for a period not to
 1106 exceed 10 years, the registration, license, or certification of
 1107 any such appraiser, or place any such appraiser on probation, if
 1108 it finds that the registered trainee, licensee, or
 1109 certificateholder:

1110 (1) Has violated any provisions of this part or s.
 1111 455.227(1); however, certificateholders, registrants, and
 1112 licensees under this part are exempt from the provisions of s.
 1113 455.227(1) (i).

1114 Section 33. For the purpose of incorporating the amendment
 1115 made by this act to subsection (1) of section 455.227, Florida
 1116 Statutes, in a reference thereto, paragraph (h) of subsection
 1117 (1) of section 476.204, Florida Statutes, is reenacted to read:

1118 476.204 Penalties.--

1119 (1) It is unlawful for any person to:

1120 (h) Violate any provision of s. 455.227(1), s. 476.194, or
 1121 s. 476.214.

1122 Section 34. For the purpose of incorporating the amendment
 1123 made by this act to subsection (1) of section 455.227, Florida
 1124 Statutes, in a reference thereto, paragraph (h) of subsection
 1125 (1) of section 477.029, Florida Statutes, is reenacted to read:

1126 477.029 Penalty.--

1127 (1) It is unlawful for any person to:

1128 (h) Violate any provision of s. 455.227(1), s. 477.0265,
 1129 or s. 477.028.

1130 Section 35. For the purpose of incorporating the amendment
 1131 made by this act to subsection (1) of section 455.227, Florida
 1132 Statutes, in a reference thereto, paragraph (a) of subsection
 1133 (1) of section 481.225, Florida Statutes, is reenacted to read:

1134 481.225 Disciplinary proceedings against registered
 1135 architects.--

1136 (1) The following acts constitute grounds for which the
 1137 disciplinary actions in subsection (3) may be taken:

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1138 (a) Violating any provision of s. 455.227(1), s. 481.221,
 1139 or s. 481.223, or any rule of the board or department lawfully
 1140 adopted pursuant to this part or chapter 455.

1141 Section 36. For the purpose of incorporating the amendment
 1142 made by this act to subsection (1) of section 455.227, Florida
 1143 Statutes, in a reference thereto, paragraph (a) of subsection
 1144 (1) of section 481.325, Florida Statutes, is reenacted to read:

1145 481.325 Disciplinary proceedings.--

1146 (1) The following acts constitute grounds for which the
 1147 disciplinary actions in subsection (3) may be taken:

1148 (a) Violation of any provision of s. 455.227(1), s.
 1149 481.321, or s. 481.323.

1150 Section 37. Section 509.201, Florida Statutes, is
 1151 repealed.

1152 Section 38. This act shall take effect October 1, 2009.