

HB 607

2011

1 A bill to be entitled
 2 An act relating to electrical contracting; amending s.
 3 489.537, F.S.; revising authority of municipalities and
 4 counties to require that certain electrical journeyman be
 5 present on certain industrial or commercial construction
 6 sites; providing an effective date.

7
 8 Be It Enacted by the Legislature of the State of Florida:

9
 10 Section 1. Subsection (3) of section 489.537, Florida
 11 Statutes, is amended to read:

12 489.537 Application of this part.—

13 (3) ~~Nothing in~~ This part does not limit act limits the
 14 power of a municipality or county:

15 (a) To regulate the quality and character of work
 16 performed by contractors through a system of permits, fees, and
 17 inspections which is designed to secure compliance with, and aid
 18 in the implementation of, state and local building laws or to
 19 enforce other local laws for the protection of the public health
 20 and safety. However, a certified alarm system contractor or
 21 certified electrical contractor is not subject to any additional
 22 certification or licensure requirements that are not required by
 23 this part.

24 (b) To collect fees for business tax receipts and
 25 inspections for engaging in contracting or examination fees from
 26 persons who are registered with the local boards pursuant to
 27 local examination requirements.

28 (c) To adopt any system of permits requiring submission to

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29 and approval by the municipality or county of plans and
30 specifications for work to be performed by contractors before
31 commencement of the work.

32 (d) To require one bond for each electrical contractor in
33 an amount not to exceed \$5,000, which bond shall be conditioned
34 only upon compliance with the Florida Building Code adopted
35 pursuant to s. 553.73. Any such bond must be equally available
36 to all electrical contractors without regard to the period of
37 time an electrical contractor has been certified or registered
38 and without regard to any financial responsibility requirements.
39 Any such bonds shall be payable to the Governor and filed in
40 each county or municipality in which a building permit is
41 requested. Bond reciprocity shall be granted statewide. All such
42 bonds shall be included in meeting any financial responsibility
43 requirements imposed by any statute or rule.

44 (e)1. To refuse to issue permits or issue permits with
45 specific conditions to a contractor who has committed multiple
46 violations, when he or she has been disciplined for each of them
47 by the board and when each disciplinary action has involved
48 revocation or suspension of a license, imposition of an
49 administrative fine of at least \$1,000, or probation.

50 2. To issue permits with specific conditions to a
51 contractor who, within the previous 12 months, has had final
52 action taken against him or her, by the department or by a local
53 board or agency which licenses contractors and has reported the
54 action pursuant to paragraph (5) (c), for engaging in the
55 business or acting in the capacity of a contractor without a
56 license.

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57 (f) To require that one electrical journeyman, who
58 possesses a certificate of competency issued by the municipality
59 or county conditioned upon the journeyman's passage of a
60 competency examination ~~is a graduate of the Institute of Applied~~
61 ~~Technology in Construction Excellence or licensed pursuant to s.~~
62 ~~489.5335,~~ be present on an industrial or commercial ~~new~~
63 construction site ~~with a facility~~ of 5,000 ~~50,000~~ gross square
64 feet or more when electrical work in excess of 98 ~~77~~ volts is
65 being performed in order to supervise or perform such work,
66 except as provided in s. 489.503.

67 Section 2. This act shall take effect July 1, 2011.