

By Senator Hays

20-00549-12

2012762

1                                   A bill to be entitled  
2           An act relating to the practice of professions  
3           regulated by the Department of Business and  
4           Professional Regulation; amending s. 373.461, F.S.;  
5           providing for the use of the standards of professional  
6           practice established by the Real Estate Appraisal  
7           Board in connection with the purchase of land to  
8           restore Lake Apopka; amending s. 455.271, F.S.;  
9           reducing the maximum amount of continuing education  
10          that may be required by the Department of Business and  
11          Professional Regulation or one of its boards to  
12          reactivate certain inactive licenses; amending s.  
13          468.391, F.S.; exempting certain types of misconduct  
14          relating to auction businesses from being penalized as  
15          a felony; amending s. 468.4338, F.S.; reducing the  
16          maximum amount of continuing education that may be  
17          required by the Regulatory Council of Community  
18          Association Managers to reactivate an inactive  
19          license; amending s. 468.8317, F.S.; reducing the  
20          maximum amount of continuing education that may be  
21          required by the Department of Business and  
22          Professional Regulation for an inactive home  
23          inspection services license; amending s. 468.8417,  
24          F.S.; reducing the maximum amount of continuing  
25          education that may be required by Department of  
26          Business and Professional Regulation to reactivate an  
27          inactive mold-related services license; amending s.  
28          475.25, F.S.; subjecting a person to discipline for a  
29          violation of rule of the Real Estate Appraisal Board;

20-00549-12

2012762

30 amending s. 475.42, F.S.; deleting a provision  
31 prohibiting a person from violating a lawful order or  
32 rule of the Real Estate Commission; amending s.  
33 475.615, F.S.; requiring an applicant for registration  
34 or certification as a real estate appraiser to pledge  
35 to comply with the standards of professional practice  
36 established by the Real Estate Appraisal Board;  
37 amending s. 475.617, F.S.; authorizing the Real Estate  
38 Appraisal Board to approve courses covering subjects  
39 equivalent to the Uniform Standards of Professional  
40 Appraisal Practice to satisfy the academic course  
41 requirements for registration as a trainee appraiser,  
42 residential appraiser, or general appraiser; amending  
43 s. 475.6175, F.S.; authorizing the Real Estate  
44 Appraisal Board to approve courses covering subjects  
45 equivalent to the Uniform Standards of Professional  
46 Appraisal Practice to satisfy the postlicensure  
47 educational requirements for trainee appraisers;  
48 amending s. 475.6235, F.S.; requiring an applicant for  
49 registration of an appraisal management company to  
50 pledge to comply with the standards of professional  
51 practice established by the Real Estate Appraisal  
52 Board; amending s. 475.624, F.S.; authorizing the Real  
53 Estate Appraisal Board to discipline certain  
54 appraisers who violate a standard of professional  
55 practice established by board rule; amending s.  
56 475.6245, F.S.; authorizing the Real Estate Appraisal  
57 Board to discipline an appraisal management company  
58 that violates a standard of professional practice

20-00549-12

2012762

59 adopted by board rule; amending s. 475.626, F.S.;

60 deleting provisions subjecting a person to criminal

61 penalties for engaging in certain types of misconduct

62 relating to real estate appraisals; amending s.

63 475.628, F.S.; authorizing the Real Estate Appraisal

64 Board to adopt rules of standards of professional

65 practice established by the Appraisal Standards Board

66 of the Appraisal Foundation; amending s. 476.194,

67 F.S.; deleting a provision subjecting a person to

68 criminal penalties for engaging in willful or repeated

69 violations of laws or rules regulating the practice of

70 barbering; amending s. 477.0212, F.S.; reducing the

71 maximum amount of continuing education that may be

72 required by the Board of Cosmetology to reactivate an

73 inactive cosmetologist's license; amending s.

74 477.0265, F.S.; deleting a provision subjecting a

75 person to criminal penalties for engaging in willful

76 or repeated violations of laws or rules regulating

77 cosmetology; amending s. 481.217, F.S.; reducing the

78 maximum amount of continuing education that may be

79 required by the Board of Architecture and Interior

80 Design to reactivate an inactive registered architect

81 or an interior designer license; amending s. 481.315,

82 F.S.; reducing the maximum amount of continuing

83 education that may be required by the Board of

84 Landscape Architecture to reactivate certain inactive

85 licenses; amending s. 489.116, F.S.; requiring a

86 person to meet certain continuing education

87 requirements as a prerequisite to reactivate an

20-00549-12

2012762

88 inactive certificate or registration with the  
89 Construction Industry Licensing Board; reducing the  
90 maximum amount of continuing education that may be  
91 required by the Construction Industry Licensing Board  
92 to reactivate certain inactive certificates or  
93 registrations; amending s. 489.519, F.S.; reducing the  
94 maximum amount of continuing education that may be  
95 required by the Electrical Contractors' Licensing  
96 Board to reactivate certain inactive certificates or  
97 registrations; providing an effective date.

98

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

100

101 Section 1. Paragraph (c) of subsection (5) of section  
102 373.461, Florida Statutes, is amended to read:

103 373.461 Lake Apopka improvement and management.—

104 (5) PURCHASE OF AGRICULTURAL LANDS.—

105 (c) The district shall explore the availability of funding  
106 from all sources, including any federal, state, regional, and  
107 local land acquisition funding programs, to purchase the  
108 agricultural lands described in paragraph (a). The Legislature  
109 intends ~~It is the Legislature's intent~~ that, if such funding  
110 sources can be identified, acquisition of the lands described in  
111 paragraph (a) may be undertaken by the district to purchase  
112 these properties from willing sellers. However, the purchase  
113 price paid for acquisition of such lands that were in active  
114 cultivation during 1996 may ~~shall~~ not exceed the highest  
115 appraisal obtained by the district for these lands from a state-  
116 certified general appraiser following the standards of

20-00549-12

2012762

117 professional practice adopted by rule of the Florida Real Estate  
118 Appraisal Board, including standards for the development or  
119 communication of a real estate appraisal ~~Uniform Standards of~~  
120 ~~Professional Appraisal Practice.~~ This maximum purchase price  
121 limitation ~~does shall~~ not include, or apply nor be applicable  
122 to, that portion of the purchase price attributable to  
123 consideration of income described in paragraph (b), or that  
124 portion attributable to related facilities, or closing costs.

125 Section 2. Subsection (10) of section 455.271, Florida  
126 Statutes, is amended to read:

127 455.271 Inactive and delinquent status.—

128 (10) The board, or the department if there is no board, may  
129 not require ~~Before reactivation,~~ an inactive or delinquent  
130 licensee, except for a licensee under chapter 473 or chapter  
131 475, to complete more than one renewal cycle of shall meet the  
132 ~~same~~ continuing education in order to reactivate a license.  
133 ~~requirements, if any, imposed on an active status licensee for~~  
134 ~~all biennial licensure periods in which the licensee was~~  
135 ~~inactive or delinquent. This subsection does not apply to~~  
136 ~~persons regulated under chapter 473.~~

137 Section 3. Section 468.391, Florida Statutes, is amended to  
138 read:

139 468.391 Penalty.—Any auctioneer, apprentice, or auction  
140 business or any owner or manager thereof, or, in the case of  
141 corporate ownership, any substantial stockholder of the  
142 corporation owning the auction business, who operates without an  
143 active license or engages in an act that is grounds for  
144 disciplinary action ~~violates any provision of the prohibited~~  
145 ~~acts listed under s. 468.389(1)(c), (e), (f), (h), or (i)~~

20-00549-12

2012762

146 commits a felony of the third degree, punishable as provided in  
147 s. 775.082 or s. 775.083.

148 Section 4. Section 468.4338, Florida Statutes, is amended  
149 to read:

150 468.4338 Reactivation; continuing education.—The council  
151 shall prescribe by rule continuing education requirements for  
152 reactivating a license. The continuing education requirements  
153 for reactivating a license may not exceed more than one renewal  
154 cycle of continuing education ~~exceed 10 classroom hours for each~~  
155 ~~year the license was inactive.~~

156 Section 5. Subsection (2) of section 468.8317, Florida  
157 Statutes, is amended to read:

158 468.8317 Inactive license.—

159 (2) A license that becomes ~~has become~~ inactive may be  
160 reactivated upon application to the department. The department  
161 may prescribe by rule continuing education requirements for as a  
162 ~~condition of~~ reactivating a license. The rules may not require  
163 more than one renewal cycle of continuing education in order to  
164 reactivate ~~requirements for reactivating a license may not~~  
165 ~~exceed 14 hours for each year the license was inactive.~~

166 Section 6. Subsection (2) of section 468.8417, Florida  
167 Statutes, is amended to read:

168 468.8417 Inactive license.—

169 (2) A license that becomes ~~has become~~ inactive may be  
170 reactivated upon application to the department. The department  
171 may prescribe by rule continuing education requirements as a  
172 condition of reactivating a license. The rules may not require  
173 more than one renewal cycle of continuing education in order to  
174 reactivate ~~requirements for reactivating a license may not~~

20-00549-12

2012762

175 ~~exceed 14 hours for each year the license was inactive.~~

176 Section 7. Paragraph (t) of subsection (1) of section  
177 475.25, Florida Statutes, is amended to read:

178 475.25 Discipline.—

179 (1) The commission may deny an application for licensure,  
180 registration, or permit, or renewal thereof; may place a  
181 licensee, registrant, or permittee on probation; may suspend a  
182 license, registration, or permit for a period not exceeding 10  
183 years; may revoke a license, registration, or permit; may impose  
184 an administrative fine not to exceed \$5,000 for each count or  
185 separate offense; and may issue a reprimand, and any or all of  
186 the foregoing, if it finds that the licensee, registrant,  
187 permittee, or applicant:

188 (t) Has violated any standard of professional practice  
189 adopted by rule of the Real Estate Appraisal Board, including  
190 standards for the development or communication of a real estate  
191 appraisal ~~or other provision of the Uniform Standards of~~  
192 ~~Professional Appraisal Practice, as defined in s. 475.611, as~~  
193 approved and adopted by the Appraisal Standards Board of the  
194 Appraisal Foundation, as defined in s. 475.611. This paragraph  
195 does not apply to a real estate broker or sales associate who,  
196 in the ordinary course of business, performs a comparative  
197 market analysis, gives a broker price opinion, or gives an  
198 opinion of value of real estate. However, ~~in no event may~~ this  
199 comparative market analysis, broker price opinion, or opinion of  
200 value of real estate may not be referred to as an appraisal, as  
201 defined in s. 475.611.

202 Section 8. Paragraph (e) of subsection (1) of section  
203 475.42, Florida Statutes, is amended, and present paragraphs (f)

20-00549-12

2012762

204 through (o) of that subsection are redesignated as paragraphs  
205 (e) through (n), respectively, to read:

206 475.42 Violations and penalties.—

207 (1) VIOLATIONS.—

208 ~~(c) A person may not violate any lawful order or rule of~~  
209 ~~the commission which is binding upon her or him.~~

210 Section 9. Subsection (5) of section 475.615, Florida  
211 Statutes, is amended to read:

212 475.615 Qualifications for registration or certification.—

213 (5) At the time of filing an application for registration  
214 or certification, the applicant must sign a pledge indicating  
215 that upon becoming registered or certified, the person will  
216 comply with the standards of professional practice adopted by  
217 board rule, including standards for the development or  
218 communication of a real estate appraisal. The applicant ~~to~~  
219 ~~comply with the Uniform Standards of Professional Appraisal~~  
220 ~~Practice upon registration or certification and must also~~  
221 indicate in writing that she or he understands the types of  
222 misconduct for which disciplinary proceedings may be initiated.  
223 The application expires ~~shall expire~~ 1 year after the date it is  
224 received by the department.

225 Section 10. Subsections (1), (2), and (3) of section  
226 475.617, Florida Statutes, are amended to read:

227 475.617 Education and experience requirements.—

228 (1) To be registered as a trainee appraiser, an applicant  
229 must present evidence satisfactory to the board that she or he  
230 has successfully completed at least 100 hours of approved  
231 academic courses in subjects related to real estate appraisal,  
232 which shall include coverage of the Uniform Standards of



20-00549-12

2012762

233 Professional Appraisal Practice, or its equivalent, adopted by  
234 board rule, from a nationally recognized or state-recognized  
235 appraisal organization, career center, accredited community  
236 college, college, or university, state or federal agency or  
237 commission, or proprietary real estate school that holds a  
238 permit pursuant to s. 475.451. The board may increase the  
239 required number of hours to not more than 125 hours. A classroom  
240 hour is defined as 50 minutes out of each 60-minute segment.  
241 Past courses may be approved on an hour-for-hour basis.

242 (2) To be certified as a residential appraiser, an  
243 applicant must present satisfactory evidence to the board that  
244 she or he has met the minimum education and experience  
245 requirements prescribed by rule of the board. The board shall  
246 prescribe by rule education and experience requirements that  
247 meet or exceed the following real property appraiser  
248 qualification criteria adopted on February 20, 2004, by the  
249 Appraisal Qualifications Board of the Appraisal Foundation:

250 (a) Has at least 2,500 hours of experience obtained over a  
251 24-month period in real property appraisal as defined by rule.

252 (b) Has successfully completed at least 200 classroom  
253 hours, inclusive of examination, of approved academic courses in  
254 subjects related to real estate appraisal, which must ~~shall~~  
255 include a 15-hour National Uniform Standards of Professional  
256 Appraisal Practice course, or its equivalent, adopted by board  
257 rule, from a nationally recognized or state-recognized appraisal  
258 organization, career center, accredited community college,  
259 college, or university, state or federal agency or commission,  
260 or proprietary real estate school that holds a permit pursuant  
261 to s. 475.451. A classroom hour is defined as 50 minutes out of

20-00549-12

2012762

262 each 60-minute segment. Past courses may be approved by the  
263 board and substituted on an hour-for-hour basis.

264 (3) To be certified as a general appraiser, an applicant  
265 must present evidence satisfactory to the board that she or he  
266 has met the minimum education and experience requirements  
267 prescribed by rule of the board. The board shall prescribe  
268 education and experience requirements that meet or exceed the  
269 following real property appraiser qualification criteria adopted  
270 on February 20, 2004, by the Appraisal Qualifications Board of  
271 the Appraisal Foundation:

272 (a) Has at least 3,000 hours of experience obtained over a  
273 30-month period in real property appraisal as defined by rule.

274 (b) Has successfully completed at least 300 classroom  
275 hours, inclusive of examination, of approved academic courses in  
276 subjects related to real estate appraisal, which must ~~shall~~  
277 include a 15-hour National Uniform Standards of Professional  
278 Appraisal Practice course, or its equivalent, adopted by board  
279 rule, from a nationally recognized or state-recognized appraisal  
280 organization, career center, accredited community college,  
281 college, or university, state or federal agency or commission,  
282 or proprietary real estate school that holds a permit pursuant  
283 to s. 475.451. A classroom hour is defined as 50 minutes out of  
284 each 60-minute segment. Past courses may be approved by the  
285 board and substituted on an hour-for-hour basis.

286 Section 11. Subsection (1) of section 475.6175, Florida  
287 Statutes, is amended to read:

288 475.6175 Registered trainee appraiser; postlicensure  
289 education required.—

290 (1) The board shall prescribe postlicensure educational

20-00549-12

2012762

291 requirements in order for a person to maintain a valid  
292 registration as a registered trainee appraiser. If prescribed,  
293 the postlicensure educational requirements consist of one or  
294 more courses which total no more than the total educational  
295 hours required to qualify as a state certified residential  
296 appraiser. Such courses must be in subjects related to real  
297 estate appraisal and shall include coverage of the Uniform  
298 Standards of Professional Appraisal Practice, or its equivalent,  
299 adopted by board rule. Such courses are provided by a nationally  
300 or state-recognized appraisal organization, career center,  
301 accredited community college, college, or university, state or  
302 federal agency or commission, or proprietary real estate school  
303 that holds a permit pursuant to s. 475.451.

304 Section 12. Subsection (4) of section 475.6235, Florida  
305 Statutes, is amended to read:

306 475.6235 Registration of appraisal management companies  
307 required.—

308 (4) At the time of filing an application for registration  
309 of an appraisal management company, each person listed in  
310 paragraph (2) (f) must sign a pledge to comply with the standards  
311 of professional practice adopted by board rule, including  
312 standards for the development or communication of a real estate  
313 appraisal. Each person ~~Uniform Standards of Professional~~  
314 ~~Appraisal Practice upon registration and~~ must also indicate in  
315 writing that she or he understands the types of misconduct for  
316 which disciplinary proceedings may be initiated. The application  
317 expires ~~shall expire~~ 1 year after the date it is received by the  
318 department.

319 Section 13. Subsection (14) of section 475.624, Florida

20-00549-12

2012762

320 Statutes, is amended to read:

321 475.624 Discipline of appraisers.—The board may deny an  
322 application for registration or certification of an appraiser;  
323 may investigate the actions of any appraiser registered,  
324 licensed, or certified under this part; may reprimand or impose  
325 an administrative fine not to exceed \$5,000 for each count or  
326 separate offense against any such appraiser; and may revoke or  
327 suspend, for a period not to exceed 10 years, the registration,  
328 license, or certification of any such appraiser, or place any  
329 such appraiser on probation, if the board finds that the  
330 registered trainee, licensee, or certificateholder:

331 (14) Has violated any standard of professional practice,  
332 including standards for the development or communication of a  
333 real estate appraisal, adopted by board rule ~~or other provision~~  
334 ~~of the Uniform Standards of Professional Appraisal Practice.~~

335 Section 14. Paragraph (n) of subsection (1) of section  
336 475.6245, Florida Statutes, is amended to read:

337 475.6245 Discipline of appraisal management companies.—

338 (1) The board may deny an application for registration of  
339 an appraisal management company; may investigate the actions of  
340 any appraisal management company registered under this part; may  
341 reprimand or impose an administrative fine not to exceed \$5,000  
342 for each count or separate offense against any such appraisal  
343 management company; and may revoke or suspend, for a period not  
344 to exceed 10 years, the registration of any such appraisal  
345 management company, or place any such appraisal management  
346 company on probation, if the board finds that the appraisal  
347 management company or any person listed in s. 475.6235(2)(f):

348 (n) Has instructed an appraiser to violate any standard of

20-00549-12

2012762

349 professional practice adopted by board rule, including standards  
350 for the development or communication of a real estate appraisal  
351 or other provision of the Uniform Standards of Professional  
352 Appraisal Practice.

353 Section 15. Paragraphs (b) and (c) of subsection (1) of  
354 section 475.626, Florida Statutes, are amended, and present  
355 paragraphs (d) through (h) of that subsection are redesignated  
356 as paragraphs (b) through (f), respectively, to read:

357 475.626 Violations and penalties.—

358 (1) A person may not:

359 ~~(b) Violate any lawful order or rule of the board which is~~  
360 ~~binding upon her or him.~~

361 ~~(c) If a registered trainee appraiser or a licensed or~~  
362 ~~certified appraiser, commit any conduct or practice set forth in~~  
363 ~~s. 475.624.~~

364 Section 16. Section 475.628, Florida Statutes, is amended  
365 to read:

366 475.628 Professional standards for appraisers registered,  
367 licensed, or certified under this part.—The board shall adopt  
368 rules establishing standards of professional practice that meet  
369 or exceed nationally recognized standards of appraisal practice,  
370 including standards adopted by the Appraisal Standards Board of  
371 the Appraisal Foundation. Each appraiser registered, licensed,  
372 or certified under this part must ~~shall~~ comply with the rules  
373 adopted by the board ~~Uniform Standards of Professional Appraisal~~  
374 ~~Practice.~~ Statements on appraisal standards that are ~~which may~~  
375 ~~be~~ issued for the purpose of clarification, interpretation,  
376 explanation, or elaboration through the Appraisal Foundation are  
377 ~~shall~~ also ~~be~~ binding on any appraiser registered, licensed, or

20-00549-12

2012762\_\_

378 certified under this part, upon adoption by board rule.

379 Section 17. Subsection (1) of section 476.194, Florida  
380 Statutes, is amended to read:

381 476.194 Prohibited acts.—

382 (1) A ~~It is unlawful for any person~~ may not ~~to~~:

383 (a) Engage in the practice of barbering without an active  
384 license as a barber issued pursuant to the provisions of this  
385 chapter ~~act~~ by the department.

386 ~~(b) Engage in willful or repeated violations of this act or~~  
387 ~~of any of the rules adopted by the board.~~

388 (b) ~~(e)~~ Hire or employ any person to engage in the practice  
389 of barbering unless the ~~such~~ person holds a valid license as a  
390 barber.

391 (c) ~~(d)~~ Obtain or attempt to obtain a license for money  
392 other than the required fee or any other thing of value or by  
393 fraudulent misrepresentations.

394 (d) ~~(e)~~ Own, operate, maintain, open, establish, conduct, or  
395 have charge of, either alone or with another person or persons,  
396 a barbershop:

397 1. That ~~Which~~ is not licensed under ~~the provisions of this~~  
398 chapter; or

399 2. In which a person not licensed as a barber is permitted  
400 to perform services.

401 (e) ~~(f)~~ Use or attempt to use a license to practice  
402 barbering which ~~when said license~~ is suspended or revoked.

403 Section 18. Subsection (2) of section 477.0212, Florida  
404 Statutes, is amended to read:

405 477.0212 Inactive status.—

406 (2) The board shall adopt ~~promulgate~~ rules relating to

20-00549-12

2012762

407 licenses that ~~which have~~ become inactive and for the renewal of  
408 inactive licenses. The rules may not require more than one  
409 renewal cycle of continuing education in order to reactivate a  
410 license. The board shall prescribe by rule a fee not to exceed  
411 \$50 for the reactivation of an inactive license and a fee not to  
412 exceed \$50 for the renewal of an inactive license.

413 Section 19. Subsection (1) of section 477.0265, Florida  
414 Statutes, is amended to read:

415 477.0265 Prohibited acts.—

416 (1) A ~~It is unlawful for any person may not to~~:

417 (a) Engage in the practice of cosmetology or a specialty  
418 without an active license as a cosmetologist or registration as  
419 a specialist issued by the department under ~~pursuant to the~~  
420 ~~provisions of~~ this chapter.

421 (b) Own, operate, maintain, open, establish, conduct, or  
422 have charge of, either alone or with another person or persons,  
423 a cosmetology salon or specialty salon:

424 1. That ~~Which~~ is not licensed under ~~the provisions of~~ this  
425 chapter; or

426 2. In which a person not licensed or registered as a  
427 cosmetologist or a specialist is permitted to perform  
428 cosmetology services or any specialty.

429 ~~(c) Engage in willful or repeated violations of this~~  
430 ~~chapter or of any rule adopted by the board.~~

431 (c) ~~(d)~~ Permit an employed person to engage in the practice  
432 of cosmetology or of a specialty unless such person holds a  
433 valid, active license as a cosmetologist or registration as a  
434 specialist.

435 (d) ~~(e)~~ Obtain or attempt to obtain a license or

20-00549-12

2012762

436 registration for money, other than the required fee, or any  
437 other thing of value or by fraudulent misrepresentations.

438 ~~(e)(f)~~ Use or attempt to use a license to practice  
439 cosmetology or a registration to practice a specialty, which  
440 license or registration is suspended or revoked.

441 ~~(f)(g)~~ Advertise or imply that skin care services or body  
442 wrapping, as performed under this chapter, have any relationship  
443 to the practice of massage therapy as defined in s. 480.033(3),  
444 except those practices or activities defined in s. 477.013.

445 ~~(g)(h)~~ In the practice of cosmetology, use or possess a  
446 cosmetic product containing a liquid nail monomer containing any  
447 trace of methyl methacrylate (MMA).

448 Section 20. Subsection (1) of section 481.217, Florida  
449 statutes, is amended to read:

450 481.217 Inactive status.—

451 (1) The board may prescribe by rule continuing education  
452 requirements as a condition of reactivating a license. The rules  
453 may not require more than one renewal cycle of continuing  
454 education in order to reactivate requirements for reactivating a  
455 license for a registered architect or interior designer may not  
456 exceed 12 contact hours for each year the license was inactive.  
457 The minimum continuing education requirement for reactivating a  
458 license for a registered interior designer shall be those of the  
459 most recent biennium plus one-half of the requirements in s.  
460 481.215 for each year or part thereof during which the license  
461 was inactive. The board may ~~shall~~ only approve continuing  
462 education for an interior designer which that builds upon the  
463 basic knowledge of interior design.

464 Section 21. Subsection (1) of section 481.315, Florida



20-00549-12

2012762

465 Statutes, is amended to read:

466 481.315 Inactive status.—

467 (1) A license that has become inactive or delinquent may be  
468 reactivated under this section upon application to the  
469 department and payment of any applicable biennial renewal or  
470 delinquency fee, or both, and a reactivation fee. The board may  
471 not require a licensee to complete more than one renewal cycle  
472 of continuing education requirements in order to reactivate a  
473 license. ~~The board may prescribe by rule continuing education~~  
474 ~~requirements as a condition of reactivating the license. The~~  
475 ~~continuing education requirements for reactivating a license may~~  
476 ~~not exceed 12 classroom hours for each year the license was~~  
477 ~~inactive.~~

478 Section 22. Subsections (3) and (6) of section 489.116,  
479 Florida Statutes, are amended to read:

480 489.116 Inactive and delinquent status; renewal and  
481 cancellation notices.—

482 (3) An inactive status certificateholder or registrant may  
483 change to active status at any time, if provided the  
484 certificateholder or registrant meets all requirements for  
485 active status, pays any additional licensure fees necessary to  
486 equal those imposed on an active status certificateholder or  
487 registrant, and pays any applicable late fees, and meets all  
488 continuing education requirements prescribed by the board.

489 (6) The board may not require an inactive certificateholder  
490 or registrant to complete more than one renewal cycle of shall  
491 comply with the same continuing education for reactivating a  
492 certificate or registration requirements, if any, that are  
493 imposed on an active status certificateholder or registrant.

20-00549-12

2012762\_\_

494 Section 23. Subsection (1) of section 489.519, Florida  
495 Statutes, is amended to read:

496 489.519 Inactive status.—

497 (1) A certificate or registration that becomes ~~has become~~  
498 inactive may be reactivated under s. 489.517 upon application to  
499 the department. The board may not require a licensee to complete  
500 more than one renewal cycle of ~~prescribe, by rule,~~ continuing  
501 education in order to reactivate requirements as a condition of  
502 ~~reactivating~~ a certificate or registration. ~~The continuing~~  
503 ~~education requirements for reactivating a certificate or~~  
504 ~~registration may not exceed 12 classroom hours for each year the~~  
505 ~~certificate or registration was inactive.~~

506 Section 24. This act shall take effect July 1, 2012.