

1 A bill to be entitled
 2 An act relating to the Department of Business and
 3 Professional Regulation; amending s. 455.227, F.S.;
 4 authorizing the department to refuse under certain
 5 circumstances to issue or renew certain professional
 6 licenses; authorizing the department to adopt rules
 7 relating to the discipline of certain licensed
 8 professionals; amending s. 468.631, F.S.; authorizing
 9 the department to transfer certain funds from the
 10 Florida Building Code Administrators and Inspectors
 11 Board to the Florida Homeowners' Construction Recovery
 12 Fund; providing an effective date.

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

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 16 Section 1. Paragraph (c) of subsection (3) of section
 17 455.227, Florida Statutes, is amended, and subsection (6) is
 18 added to that section, to read:

19 455.227 Grounds for discipline; penalties; enforcement.—

20 (3)

21 (c) The department may refuse to ~~shall not~~ issue or renew
 22 a license to any person against whom or business against which
 23 the board or the department has assessed a fine, interest, or
 24 costs associated with investigation and prosecution until the
 25 person or business has paid in full such fine, interest, or
 26 costs associated with investigation and prosecution or until the
 27 person or business complies with or satisfies all terms and
 28 conditions of the final order.

29 (6) The department may adopt rules to administer this
 30 section.

31 Section 2. Subsection (1) of section 468.631, Florida
 32 Statutes, is amended to read:

33 468.631 Building Code Administrators and Inspectors Fund.—

34 (1) This part shall be funded through a surcharge, to be
 35 assessed pursuant to s. 125.56(4) or s. 166.201 at the rate of
 36 1.5 percent of all permit fees associated with enforcement of
 37 the Florida Building Code as defined by the uniform account
 38 criteria and specifically the uniform account code for building
 39 permits adopted for local government financial reporting
 40 pursuant to s. 218.32. The minimum amount collected on any
 41 permit issued shall be \$2. The unit of government responsible
 42 for collecting permit fees pursuant to s. 125.56 or s. 166.201
 43 shall collect such surcharge and shall remit the funds to the
 44 department on a quarterly calendar basis beginning not later
 45 than December 31, 2010, for the preceding quarter, and
 46 continuing each third month thereafter; and such unit of
 47 government shall retain 10 percent of the surcharge collected to
 48 fund the participation of building departments in the national
 49 and state building code adoption processes and to provide
 50 education related to enforcement of the Florida Building Code.
 51 There is created within the Professional Regulation Trust Fund a
 52 separate account to be known as the Building Code Administrators
 53 and Inspectors Fund, which shall deposit and disburse funds as
 54 necessary for the implementation of this part. The proceeds from
 55 this surcharge shall be allocated equally to fund the Florida
 56 Homeowners' Construction Recovery Fund established by s. 489.140

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57 | and the functions of the Building Code Administrators and
58 | Inspectors Board. The department may transfer excess funds it
59 | determines are not required to fund the board from the board to
60 | the Florida Homeowners' Construction Recovery Fund.

61 | Section 3. This act shall take effect October 1, 2013.