

1 A bill to be entitled
 2 An act relating to Department of Business and
 3 Professional Regulation fees; amending s. 455.271,
 4 F.S.; revising the delinquency fee that a professional
 5 board or the department imposes on a delinquent status
 6 licensee; amending s. 553.721, F.S.; revising the
 7 surcharge that the department assesses on building
 8 permits; providing an effective date.

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

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 12 Section 1. Subsection (7) of section 455.271, Florida
 13 Statutes, is amended to read:

14 455.271 Inactive and delinquent status.—

15 (7) Notwithstanding the provisions of the professional
 16 practice acts administered by the department, each board, or the
 17 department when there is no board, shall, by rule, impose an
 18 additional delinquency fee of \$25, ~~not to exceed the biennial~~
 19 ~~renewal fee for an active status license,~~ on a delinquent status
 20 licensee when such licensee applies for active or inactive
 21 status.

22 Section 2. Section 553.721, Florida Statutes, is amended
 23 to read:

24 553.721 Surcharge.—In order for the Department of Business
 25 and Professional Regulation to administer and carry out the

26 | purposes of this part and related activities, there is created a
27 | surcharge,~~to be~~ assessed at the rate of 1 ~~1.5~~ percent of the
28 | permit fees associated with enforcement of the Florida Building
29 | Code as defined by the uniform account criteria and specifically
30 | the uniform account code for building permits adopted for local
31 | government financial reporting pursuant to s. 218.32. The
32 | minimum amount collected on any permit issued shall be \$2. The
33 | unit of government responsible for collecting a permit fee
34 | pursuant to s. 125.56(4) or s. 166.201 shall collect the
35 | surcharge and electronically remit the funds collected to the
36 | department on a quarterly calendar basis for the preceding
37 | quarter and continuing each third month thereafter. The unit of
38 | government shall retain 10 percent of the surcharge collected to
39 | fund the participation of building departments in the national
40 | and state building code adoption processes and to provide
41 | education related to enforcement of the Florida Building Code.
42 | All funds remitted to the department pursuant to this section
43 | shall be deposited in the Professional Regulation Trust Fund.
44 | Funds collected from the surcharge shall be allocated to fund
45 | the Florida Building Commission and the Florida Building Code
46 | Compliance and Mitigation Program under s. 553.841. Funds
47 | allocated to the Florida Building Code Compliance and Mitigation
48 | Program shall be \$925,000 each fiscal year. The Florida Building
49 | Code Compliance and Mitigation Program shall fund the
50 | recommendations made by the Building Code System Uniform

51 Implementation Evaluation Workgroup, dated April 8, 2013, from
52 existing resources, not to exceed \$30,000 in the 2016-2017
53 fiscal year. Funds collected from the surcharge shall also be
54 used to fund Florida Fire Prevention Code informal
55 interpretations managed by the State Fire Marshal and shall be
56 limited to \$15,000 each fiscal year. The State Fire Marshal
57 shall adopt rules to address the implementation and expenditure
58 of the funds allocated to fund the Florida Fire Prevention Code
59 informal interpretations under this section. The funds collected
60 from the surcharge may not be used to fund research on
61 techniques for mitigation of radon in existing buildings. Funds
62 used by the department as well as funds to be transferred to the
63 Department of Health and the State Fire Marshal shall be as
64 prescribed in the annual General Appropriations Act. The
65 department shall adopt rules governing the collection and
66 remittance of surcharges pursuant to chapter 120.

67 Section 3. This act shall take effect July 1, 2017.