

HOUSE OF REPRESENTATIVES LOCAL BILL STAFF ANALYSIS

BILL #: CS/HB 1423 Pinellas County Construction Licensing Board
SPONSOR(S): Local, Federal & Veterans Affairs Subcommittee, DiCeglie
TIED BILLS: **IDEN./SIM. BILLS:**

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR or BUDGET/POLICY CHIEF
1) Local, Federal & Veterans Affairs Subcommittee	15 Y, 0 N, As CS	Renner	Miller
2) State Affairs Committee	21 Y, 0 N	Renner	Williamson

SUMMARY ANALYSIS

The Pinellas County Construction Licensing Board (Board) was created by ch. 75-489, Laws of Florida, as amended. The Board is a dependent agency of the Pinellas County Board of Commissioners (PCBC). The function of the Board is to regulate certain construction and home improvement contractors practicing in all Pinellas County jurisdictions. The Board also provides countywide certification and registration of contractors and countywide certification of journeymen.

The Board consists of 15 members appointed by the PCBC. The PCBC must appoint members to four-year terms. Board members may not serve more than two consecutive terms, but may be reappointed after a two-year hiatus. However, the limitation does not apply to the governmental building official or fire official appointees. All Board members must be residents of Pinellas County.

The bill provides that the residency requirement does not apply to governmental building officials.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. EFFECT OF PROPOSED CHANGES:

Present Situation

The Pinellas County Construction Licensing Board (Board) was created by ch. 75-489, Laws of Florida, as amended.¹ The Board is a dependent agency of the Pinellas County Board of Commissioners (PCBC). The function of the Board is to regulate certain construction and home improvement contractors practicing in all Pinellas County jurisdictions. The Board also provides countywide certification and registration of contractors and countywide certification of journeymen.

The Board consists of 15 members appointed by the PCBC.² The PCBC must appoint members to four-year terms. Board members may not serve more than two consecutive terms, but may be reappointed after a two-year hiatus.³ However, the limitation does not apply to the governmental building official or fire official appointees.⁴ All Board members must be residents of Pinellas County.⁵

Effect of Proposed Changes

The bill provides that the residency requirement does not apply to governmental building officials.

B. SECTION DIRECTORY:

Section 1 amends ch. 75-489, Laws of Fla., as amended, by revising the residency requirements for certain board members.

Section 2 provides an effective date of July 1, 2019.

II. NOTICE/REFERENDUM AND OTHER REQUIREMENTS

A. NOTICE PUBLISHED? Yes No

IF YES, WHEN? February 1, 2019

WHERE? *Tampa Bay Times*, a newspaper published in Pinellas County, Florida.

B. REFERENDUM(S) REQUIRED? Yes No

IF YES, WHEN?

C. LOCAL BILL CERTIFICATION FILED? Yes, attached No

D. ECONOMIC IMPACT STATEMENT FILED? Yes, attached No

¹ See chs. 89-504, 93-387, 2003-319, 2018-179, Laws of Fla.

² Ch. 2018-179, s. 12, Laws of Fla.

³ Ch. 2018-179, s. (3)(a) of s. 12, Laws of Fla.

⁴ *Id.*

⁵ Ch. 2018-179, s. (1)(e)3. of s. 12, Laws of Fla.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

None.

B. RULE-MAKING AUTHORITY:

The bill neither authorizes nor requires administrative rulemaking by executive branch agencies.

C. DRAFTING ISSUES OR OTHER COMMENTS:

None.

IV. AMENDMENTS/ COMMITTEE SUBSTITUTE CHANGES

On March 26, 2019, the Local, Federal & Veterans Affairs Subcommittee adopted a proposed committee substitute (PCS) and reported the bill favorably as a committee substitute. The PCS provides that the residency requirement for the members of the Pinellas County Construction Licensing Board does not apply to governmental building officials.

This analysis is drafted to the committee substitute as passed by the Local, Federal & Veterans Affairs Subcommittee.

HOUSE OF REPRESENTATIVES

2019 - 2020 LOCAL BILL CERTIFICATION FORM

BILL #: 1423
SPONSOR(S): Nick DiCeglie
RELATING TO: Pinellas County Construction Licensing Board, Pinellas County
[Indicate Area Affected (City, County, or Special District) and Subject]
NAME OF DELEGATION: Pinellas County
CONTACT PERSON: Brian Lowack
PHONE NO.: 727.464.5758 F-Mail: Blowack@pinellascounty.org

I. House local bill policy requires the following steps must occur before a committee or subcommittee of the House considers a local bill:

- (1) The members of the local legislative delegation must certify that the purpose of the bill cannot be accomplished at the local level;
- (2) The legislative delegation must hold a public hearing in the area affected for the purpose of considering the local bill issue(s);
- (3) The bill must be approved by a majority of the legislative delegation, or a higher threshold if so required by the rules of the delegation, at the public hearing or at a subsequent delegation meeting; and
- (4) An Economic Impact Statement for local bills must be prepared at the local level and filed with the Clerk of the House. Under House policy, a local bill will not be considered by a committee or subcommittee without an Economic Impact Statement.

(1) Does the delegation certify the purpose of the bill cannot be accomplished by ordinance of a local governing body without the legal need for a referendum?

YES NO

Brief Explanation as to why the purpose of the bill cannot be accomplished at the local level:

The PCCLB is granted its authority from the state.

(2) Did the delegation conduct a public hearing on the subject of the bill?

YES NO

Date hearing held: 02/27/2019

Location: Johns Hopkins All Children's Hospital 600 5th St. S; St. Petersburg, FL 33701

(3) Was this bill formally approved by a majority of the delegation members?

YES NO UNANIMOUSLY APPROVED

(4) Was an Economic Impact Statement prepared at the local level and filed with the Clerk of the House?

YES NO

II. Article III, Section 10 of the State Constitution prohibits passage of any special act unless notice of intention to seek enactment of the bill has been published as provided by general law (s. 11.02, F. S.) or

the act is conditioned to take effect only upon approval by referendum vote of the electors in the area affected.

Has this constitutional notice requirement been met?

Notice published: YES NO DATE 02/01/2019

Where? Tampa Bay Times County Pinellas

Referendum in lieu of publication: YES NO

Date of Referendum N/A

III. Article VII, section 9(b) of the State Constitution prohibits passage of any bill creating a special taxing district, or changing the authorized millage rate for an existing special taxing district, unless the bill subjects the taxing provision to approval by referendum vote of the electors in the area affected.

(1) Does the bill create a special district and authorize the district to impose an ad valorem tax?

YES NO

(2) Does this bill change the authorized ad valorem millage rate for an existing special district?

YES NO

If the answer to question (1) or (2) is YES, does the bill require voter approval of the ad valorem tax provision(s)?

YES NO

Please file this completed, original form with the Clerk of the House.


Delegation Chair (Original Signature)

3/4/19
Date

Darryl Rouson
Printed Name of Delegation Chair

**HOUSE OF REPRESENTATIVES
2019 ECONOMIC IMPACT STATEMENT FORM**

Read all instructions carefully.

House local bill policy requires that no local bill will be considered by a committee or a subcommittee without an Economic Impact Statement. This form must be prepared by an individual who is qualified to establish fiscal data and impacts and has personal knowledge of the information given (for example, a chief financial officer of a particular local government). Please file this completed, original form with the Clerk of the House as soon as possible after a bill is filed. Additional pages may be attached as necessary.

BILL #:	1423
SPONSOR(S):	Nick DiCeglie
RELATING TO:	Pinellas County Construction Licensing Board, Pinellas County

[Indicate Area Affected (City, County or Special District) and Subject]

Check if this is a revised Economic Impact Statement

I. REVENUES:

These figures are new revenues that would not exist but for the passage of the bill. The term "revenue" contemplates, but is not limited to, taxes, fees and special assessments. For example, license plate fees may be a revenue source. If the bill will add or remove property or individuals from the tax base, include this information as well.

	FY 19-20	FY 20-21
Revenue decrease due to bill:	\$ 0	\$ 0
Revenue increase due to bill:	\$ 0	\$ 0

II. COST:

Include all costs, both direct and indirect, including start-up costs. If the bill repeals the existence of a certain entity, state the related costs, such as satisfying liabilities and distributing assets.

Expenditures for Implementation, Administration and Enforcement:

	FY 19-20	FY 20-21
	\$ 0	\$ 0

Please include explanations and calculations regarding how each dollar figure was determined in reaching total cost.

There is no financial impact associated with the change.

III. FUNDING SOURCE(S):

State the specific sources from which funding will be received, for example, license plate fees, state funds, borrowed funds, or special assessments.

If certain funding changes are anticipated to occur beyond the following two fiscal years, explain the change and at what rate taxes, fees or assessments will be collected in those years.

	<u>FY 19-20</u>	<u>FY 20-21</u>
Local:	\$ 0	\$ 0
State:	\$ 0	\$ 0
Federal:	\$ 0	\$ 0

IV. ECONOMIC IMPACT:

Potential Advantages:

Include all possible outcomes linked to the bill, such as increased efficiencies, and positive or negative changes to tax revenue. If an act is being repealed or an entity dissolved, include the increased or decreased efficiencies caused thereby.

Include specific figures for anticipated job growth.

1. Advantages to Individuals:

2. Advantages to Businesses:

3. Advantages to Government:

Potential Disadvantages:

Include all possible outcomes linked to the bill, such as inefficiencies, shortages, or market changes anticipated.

Include reduced business opportunities, such as reduced access to capital or training.

State any decreases in tax revenue as a result of the bill.

- 1. Disadvantages to Individuals: n/a
- 2. Disadvantages to Businesses: n/a
- 3. Disadvantages to Government: n/a

V. DESCRIBE THE POTENTIAL IMPACT OF THE BILL ON PRESENT GOVERNMENTAL SERVICES:

Removing the requirement for governmental building officials to be residents of the county in order to serve on the Pinellas County Construction Licensing Board enhances the Board's ability to fulfill its mission.

VI. SPECIFIC DATA USED IN REACHING ESTIMATES:

Include the type(s) and source(s) of data used, percentages, dollar figures, all assumptions made, history of the industry/issue affected by the bill, and any audits.

n/a

VII. CERTIFICATION BY PREPARER

I hereby certify I am qualified to establish fiscal data and impacts and have personal knowledge of the information given. I have reviewed all available financial information applicable to the substance of the above-stated local bill and confirm the foregoing Economic Impact Statement is a true and accurate estimate of the economic impact of the bill.

PREPARED BY:

[Must be signed by Preparer]

Print preparer's name:

Bill Berger

2/20/2019

Date

TITLE (such as Executive Director, Actuary, Chief Accountant, or Budget Director):

Director, Office of Management & Budget

REPRESENTING:

Pinellas County Government

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