



468322

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2019	.	
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The Committee on Innovation, Industry, and Technology  
(Albritton) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 326 - 2921

and insert:

examinations to be substantially equivalent or more stringent to  
those under the practice act, the department or board must post  
on its website which jurisdictions have such reciprocal  
licensing agreements or substantially similar licenses.

Section 13. Section 468.381, Florida Statutes, is repealed.

Section 14. Section 468.382, Florida Statutes, is amended



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11 to read:

12 468.382 Definitions.—As used in this act, the term:

13 (1)~~(8)~~ "Absolute auction" means an auction that requires no  
14 minimum opening bid that limits the sale other than to the  
15 highest bidder.

16 (2)~~(7)~~ "Agricultural product" means the natural products  
17 from a farm, nursery, grove, orchard, vineyard, garden, or  
18 apiary, including livestock, tobacco, and vegetables and  
19 includes those agricultural products as defined in chapter 618.

20 (3)~~(1)~~ "Auction business" means a sole proprietorship,  
21 partnership, or corporation which in the regular course of  
22 business arranges, manages, sponsors, advertises, promotes, or  
23 carries out auctions, employs auctioneers to conduct auctions in  
24 its facilities, or uses or allows the use of its facilities for  
25 auctions.

26 (4)~~(2)~~ "Auctioneer" means any person who conducts auctions  
27 within the state licensed pursuant to this part ~~who holds a~~  
28 ~~valid Florida auctioneer license.~~

29 ~~(3) "Apprentice" means any person who is being trained as~~  
30 ~~an auctioneer by a licensed auctioneer.~~

31 ~~(4) "Board" means the Florida Board of Auctioneers.~~

32 ~~(5) "Department" means the Department of Business and~~  
33 ~~Professional Regulation.~~

34 (5)~~(6)~~ "Livestock" means any animal included in the  
35 definition of "livestock" by s. 585.01 or s. 588.13.

36 Section 15. Section 468.384, Florida Statutes, is repealed.

37 Section 16. Section 468.385, Florida Statutes, is repealed.

38 Section 17. Section 468.3851, Florida Statutes, is  
39 repealed.



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40           Section 18. Section 468.3852, Florida Statutes, is  
41 repealed.

42           Section 19. Section 468.3855, Florida Statutes, is  
43 repealed.

44           Section 20. Section 468.386, Florida Statutes, is repealed.

45           Section 21. Section 468.387, Florida Statutes, is repealed.

46           Section 22. Subsections (6) through (11) of section  
47 468.388, Florida Statutes, are renumbered as subsections (4)  
48 through (9), respectively, and present subsections (3), (4),  
49 (5), (9), (10), and (11) are amended to read:

50           468.388 Conduct of an auction.—

51           (3) Each auctioneer or auction business shall maintain a  
52 record book of all sales. ~~The record book shall be open to~~  
53 ~~inspection by the board at reasonable times.~~

54           ~~(4) Each auction must be conducted by an auctioneer who has~~  
55 ~~an active license or by an apprentice who has an active~~  
56 ~~apprentice auctioneer license and who has received prior written~~  
57 ~~sponsor consent. Each auction must be conducted under the~~  
58 ~~auspices of a licensed auction business. Any auctioneer or~~  
59 ~~apprentice auctioneer conducting an auction, and any auction~~  
60 ~~business under whose auspices such auction is held, shall be~~  
61 ~~responsible for determining that any auctioneer, apprentice, or~~  
62 ~~auction business with whom they are associated in conducting~~  
63 ~~such auction has an active Florida auctioneer, apprentice, or~~  
64 ~~auction business license.~~

65           ~~(5) The principal auctioneer shall prominently display at~~  
66 ~~the auction site the licenses of the principal auctioneer, the~~  
67 ~~auction business, and any other licensed auctioneers or~~  
68 ~~apprentices who are actively participating in the auction. If~~



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69 ~~such a display is not practicable, then an oral announcement at~~  
70 ~~the beginning of the auction or a prominent written announcement~~  
71 ~~that these licenses are available for inspection at the auction~~  
72 ~~site must be made.~~

73       (7)(9) The auction business under which the auction is  
74 conducted is responsible for all other aspects of the auction as  
75 required by this part ~~board rule~~. The auction business may  
76 delegate in whole, or in part, different aspects of the auction  
77 only to the extent that such delegation is permitted by law and  
78 that such delegation will not impede the principal auctioneer's  
79 ability to ensure the proper conduct of his or her independent  
80 responsibility for the auction. The auction business under whose  
81 auspices the auction is conducted is responsible for ensuring  
82 compliance as required by this part ~~board rule~~.

83       (8)(10)(a) When settlement is not made immediately after an  
84 auction, all sale proceeds received for another person must be  
85 deposited in an escrow or trust account in an insured bank or  
86 savings and loan association located in this state within 2  
87 working days after the auction. A maximum of \$100 may be kept in  
88 the escrow account for administrative purposes.

89       (b) Each auction business shall maintain, for not less than  
90 2 years, a separate ledger showing the funds held for another  
91 person deposited and disbursed by the auction business for each  
92 auction. The escrow or trust account must be reconciled monthly  
93 with the bank statement. A signed and dated record shall be  
94 maintained for a 2-year period ~~and be available for inspection~~  
95 ~~by the department or at the request of the board~~.

96       (c) Any interest which accrues to sale proceeds on deposit  
97 shall be the property of the seller for whom the funds were



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98 received unless the parties have agreed otherwise by written  
99 agreement executed prior to the auction.

100 (d) Unless otherwise provided by written agreement executed  
101 prior to the auction, funds received by an auctioneer or auction  
102 business ~~a licensee~~ from the seller or his or her agent for  
103 expenses, including advertising, must be expended for the  
104 purposes advanced or refunded to the seller at the time of final  
105 settlement. Any funds so received shall be maintained in an  
106 escrow or trust account in an insured bank or savings and loan  
107 association located in this state. However, this does not  
108 prohibit advanced payment of a flat fee.

109 ~~(11) (a) All advertising by an auctioneer or auction~~  
110 ~~business shall include the name and Florida license number of~~  
111 ~~such auctioneer and auction business. The term "advertising"~~  
112 ~~shall not include articles of clothing, directional signs, or~~  
113 ~~other promotional novelty items.~~

114 (9) (a) (b) No licensed auctioneer, apprentice, or auction  
115 business may disseminate or cause to be disseminated any  
116 advertisement or advertising which is false, deceptive,  
117 misleading, or untruthful. Any advertisement or advertising  
118 shall be deemed to be false, deceptive, misleading, or  
119 untruthful if it:

- 120 1. Contains misrepresentations of facts.
- 121 2. Is misleading or deceptive because, in its content or in  
122 the context in which it is presented, it makes only a partial  
123 disclosure of relevant facts.
- 124 3. Creates false or unjustified expectations of the  
125 services to be performed.
- 126 ~~4. Contains any representation or claim which the~~



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127 ~~advertising licensee fails to perform.~~

128 ~~5. Fails to include the name and license number of the~~  
129 ~~principal auctioneer and the auction business.~~

130 ~~6. Fails to include the name and license number of the~~  
131 ~~sponsor if an apprentice is acting as the principal auctioneer.~~

132 ~~4.7.~~ Advertises an auction as absolute without specifying  
133 any and all items to be sold with reserve or with minimum bids.

134 ~~5.8.~~ Fails to include the percentage amount of any buyer's  
135 premium or surcharge which is a condition to sale.

136 ~~(b)(e)~~ The provisions of this subsection apply to media  
137 exposure of any nature, regardless of whether it is in the form  
138 of paid advertising.

139 ~~(c)(d)~~ The auction business shall be responsible for the  
140 content of all advertising disseminated in preparation for an  
141 auction.

142 Section 23. Section 468.389, Florida Statutes, is amended  
143 to read:

144 468.389 Prohibited acts; penalties.—

145 ~~(1)~~ The following acts shall be grounds for a civil cause  
146 of action for damages against an auctioneer, auction business,  
147 or any owner or manager thereof or, in the case of corporate  
148 ownership, any substantial stockholder of the corporation owning  
149 the auction business ~~the disciplinary activities provided in~~  
150 ~~subsections (2) and (3):~~

151 ~~(1)(a)~~ A violation of any law relating to trade or commerce  
152 of this state or of the state in which an auction is conducted.

153 ~~(2)(b)~~ Misrepresentation of property for sale at auction or  
154 making false promises concerning the use, value, or condition of  
155 such property by an auctioneer or auction business or by anyone



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156 acting as an agent of or with the consent of the auctioneer or  
157 auction business.

158 ~~(3)(e)~~ Failure to account for or to pay or return, within a  
159 reasonable time not to exceed 30 days, money or property  
160 belonging to another which has come into the control of an  
161 auctioneer or auction business through an auction.

162 ~~(4)(d)~~ False, deceptive, misleading, or untruthful  
163 advertising.

164 ~~(5)(e)~~ Any conduct in connection with a sales transaction  
165 which demonstrates bad faith or dishonesty.

166 ~~(6)(f)~~ Using or permitting the use of false bidders,  
167 cappers, or shills.

168 ~~(g)~~ Making any material false statement on a license  
169 application.

170 ~~(7)(h)~~ Commingling money or property of another person with  
171 his or her own. Every auctioneer and auction business shall  
172 maintain a separate trust or escrow account in an insured bank  
173 or savings and loan association located in this state in which  
174 shall be deposited all proceeds received for another person  
175 through an auction sale.

176 ~~(8)(i)~~ Refusal or neglect of any auctioneer or other  
177 receiver of public moneys to pay the moneys so received into the  
178 State Treasury at the times and under the regulations prescribed  
179 by law.

180 ~~(9)(j)~~ Violating a statute or administrative rule  
181 regulating practice under this part or a lawful disciplinary  
182 order of the board or the department.

183 ~~(k)~~ Having a license to practice a comparable profession  
184 revoked, suspended, or otherwise acted against by another state,



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185 ~~territory, or country.~~

186 ~~(10)(1) Being convicted or found guilty, regardless of~~  
187 ~~adjudication, of a crime in any jurisdiction which directly~~  
188 ~~relates to the practice or the ability to practice the~~  
189 ~~profession of auctioneering.~~

190 ~~(2) When the board finds any person guilty of any of the~~  
191 ~~prohibited acts set forth in subsection (1), it may enter an~~  
192 ~~order imposing one or more of the following penalties:~~

193 ~~(a) Refusal to certify to the department an application for~~  
194 ~~licensure.~~

195 ~~(b) Revocation or suspension of a license.~~

196 ~~(c) Imposition of an administrative fine not to exceed~~  
197 ~~\$1,000 for each count or separate offense.~~

198 ~~(d) Issuance of a reprimand.~~

199 ~~(e) Placement of the auctioneer on probation for a period~~  
200 ~~of time and subject to conditions as the board may specify,~~  
201 ~~including requiring the auctioneer to successfully complete the~~  
202 ~~licensure examination.~~

203 ~~(f) Requirement that the person in violation make~~  
204 ~~restitution to each consumer affected by that violation. Proof~~  
205 ~~of such restitution shall be a signed and notarized release~~  
206 ~~executed by the consumer or the consumer's estate.~~

207 ~~(3)(a) Failure to pay a fine within a reasonable time, as~~  
208 ~~prescribed by board rule, may be grounds for disciplinary~~  
209 ~~action.~~

210 ~~(b) The department may file for an injunction or bring any~~  
211 ~~other appropriate civil action against anyone who violates this~~  
212 ~~part.~~

213 Section 24. Section 468.391, Florida Statutes, is amended





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214 to read:

215 468.391 Penalty.—Any auctioneer, ~~apprentice,~~ or auction  
216 business or any owner or manager thereof, or, in the case of  
217 corporate ownership, any substantial stockholder of the  
218 corporation owning the auction business, who ~~operates without an~~  
219 ~~active license or~~ violates s. 468.389(3), (5), (6), (7), or (8)  
220 ~~s. 468.389(1)(e), (e), (f), (h), or (i)~~ commits a felony of the  
221 third degree, punishable as provided in s. 775.082 or s.  
222 775.083.

223 Section 25. Section 468.392, Florida Statutes, is repealed.

224 Section 26. Section 468.393, Florida Statutes, is repealed.

225 Section 27. Section 468.394, Florida Statutes, is repealed.

226 Section 28. Section 468.395, Florida Statutes, is repealed.

227 Section 29. Section 468.396, Florida Statutes, is repealed.

228 Section 30. Section 468.397, Florida Statutes, is repealed.

229 Section 31. Section 468.398, Florida Statutes, is repealed.

230 Section 32. Section 468.399, Florida Statutes, is repealed.

231 Section 33. Section 468.401, Florida Statutes, is amended

232 to read:

233 468.401 Regulation of Talent agencies; definitions.—As used  
234 in this part or any rule adopted pursuant hereto:

235 (1) "Talent agency" means any person who, for compensation,  
236 engages in the occupation or business of procuring or attempting  
237 to procure engagements for an artist who is younger than 18  
238 years of age.

239 Section 34. Subsection (1) of section 468.408, Florida  
240 Statutes, is amended to read:

241 468.408 Bond required.—

242 (1) An owner or operator of a ~~There shall be filed with the~~



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243 ~~department for each~~ talent agency shall file ~~license~~ a bond in  
244 the form of a surety by a reputable company engaged in the  
245 bonding business and authorized to do business in this state.  
246 The bond shall be for the penal sum of \$5,000, with one or more  
247 sureties to be approved by the department, and be conditioned  
248 that the owner or operator of the talent agency ~~applicant~~  
249 conform to and not violate any of the duties, terms, conditions,  
250 provisions, or requirements of this part.

251 (a) If any person is aggrieved by the misconduct of any  
252 talent agency, the person may maintain an action in his or her  
253 own name upon the bond of the agency in any court having  
254 jurisdiction of the amount claimed. All such claims shall be  
255 assignable, and the assignee shall be entitled to the same  
256 remedies, upon the bond of the agency or otherwise, as the  
257 person aggrieved would have been entitled to if such claim had  
258 not been assigned. Any claim or claims so assigned may be  
259 enforced in the name of such assignee.

260 (b) The bonding company shall notify the department of any  
261 claim against such bond, and a copy of such notice shall be sent  
262 to the talent agency against which the claim is made.

263 Section 35. Subsection (12) is added to section 468.412,  
264 Florida Statutes, to read:

265 468.412 Talent agency regulations; prohibited acts.—

266 (12) Each employee of a talent agency must complete a level  
267 1 background screening pursuant to s. 435.03.

268 Section 36. Section 468.415, Florida Statutes, is amended  
269 to read:

270 468.415 Sexual misconduct in the operation of a talent  
271 agency.—The talent agent-artist relationship is founded on



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272 mutual trust. Sexual misconduct in the operation of a talent  
273 agency means violation of the talent agent-artist relationship  
274 through which the talent agent uses the relationship to induce  
275 or attempt to induce the artist to engage or attempt to engage  
276 in sexual activity. Sexual misconduct is prohibited in the  
277 operation of a talent agency. ~~If~~ Any agent, owner, or operator  
278 of a ~~licensed~~ talent agency who commits ~~is found to have~~  
279 ~~committed~~ sexual misconduct in the operation of a talent agency,  
280 ~~the agency license shall be permanently revoked. Such agent,~~  
281 ~~owner, or operator shall be permanently~~ prohibited from acting  
282 ~~disqualified from present and future licensure as an agent,~~  
283 owner, or operator of a Florida talent agency.

284 Section 37. Subsection (4) of section 468.524, Florida  
285 Statutes, is amended to read:

286 468.524 Application for license.—

287 (4) ~~A~~ An applicant or licensee is ineligible to reapply for  
288 a license for a period of 1 year following final agency action  
289 on the ~~denial or~~ revocation of a license ~~applied for or~~ issued  
290 under this part. This time restriction does not apply to  
291 administrative ~~denials or~~ revocations entered because:

292 (a) The ~~applicant or~~ licensee has made an inadvertent error  
293 or omission on the application;

294 (b) The experience documented to the board was insufficient  
295 at the time of the previous application; or

296 ~~(c) The department is unable to complete the criminal~~  
297 ~~background investigation because of insufficient information~~  
298 ~~from the Florida Department of Law Enforcement, the Federal~~  
299 ~~Bureau of Investigation, or any other applicable law enforcement~~  
300 ~~agency;~~



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301        ~~(c)(d)~~ The applicant or licensee has failed to submit  
302 required fees. ~~;~~ ~~or~~

303        ~~(e) An applicant or licensed employee leasing company has~~  
304 ~~been deemed ineligible for a license because of the lack of good~~  
305 ~~moral character of an individual or individuals when such~~  
306 ~~individual or individuals are no longer employed in a capacity~~  
307 ~~that would require their licensing under this part.~~

308        Section 38. Section 468.613, Florida Statutes, is amended  
309 to read:

310        468.613 Certification by endorsement.—The board shall  
311 examine other certification or training programs, as applicable,  
312 upon submission to the board for its consideration of an  
313 application for certification by endorsement. The board shall  
314 waive its examination, qualification, education, or training  
315 requirements, to the extent that such examination,  
316 qualification, education, or training requirements of the  
317 applicant are determined by the board to be comparable with  
318 those established by the board. The board shall waive its  
319 examination, qualification, education, or training requirements  
320 if an applicant for certification by endorsement is at least 18  
321 years of age; is of good moral character; has held a valid  
322 building administrator, inspector, plans examiner, or the  
323 equivalent, certification issued by another state or territory  
324 of the United States for at least 10 years before the date of  
325 application; and has successfully passed an applicable  
326 examination administered by the International Codes Council.

327        Section 39. Subsection (3) of section 468.8314, Florida  
328 Statutes, is amended to read:

329        468.8314 Licensure.—



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330 (3) The department shall certify as qualified for a license  
331 by endorsement an applicant who is of good moral character as  
332 determined in s. 468.8313, who maintains an insurance policy as  
333 required by s. 468.8322, and who:

334 (a) Holds a valid license to practice home inspection  
335 services in another state or territory of the United States,  
336 whose educational requirements are substantially equivalent to  
337 those required by this part; and has passed a national,  
338 regional, state, or territorial licensing examination that is  
339 substantially equivalent to the examination required by this  
340 part; or

341 (b) Has held a valid license to practice home inspection  
342 services issued by another state or territory of the United  
343 States for at least 10 years before the date of application.

344 Section 40. Subsection (3) of section 468.8414, Florida  
345 Statutes, is amended to read:

346 468.8414 Licensure.—

347 (3) The department shall certify as qualified for a license  
348 by endorsement an applicant who is of good moral character, who  
349 has the insurance coverage required under s. 468.8421, and who:

350 (a) Is qualified to take the examination as set forth in s.  
351 468.8413 and has passed a certification examination offered by a  
352 nationally recognized organization that certifies persons in the  
353 specialty of mold assessment or mold remediation that has been  
354 approved by the department as substantially equivalent to the  
355 requirements of this part and s. 455.217; ~~or~~

356 (b) Holds a valid license to practice mold assessment or  
357 mold remediation issued by another state or territory of the  
358 United States if the criteria for issuance of the license were



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359 substantially the same as the licensure criteria that is  
360 established by this part as determined by the department; or  
361 (c) Has held a valid license to practice as a mold assessor  
362 or a mold remediator issued by another state or territory of the  
363 United States for at least 10 years before the date of  
364 application.

365 Section 41. Paragraphs (a) and (e) of subsection (2),  
366 subsection (3), paragraph (b) of subsection (4), and subsection  
367 (6) of section 469.006, Florida Statutes, are amended to read:

368 469.006 Licensure of business organizations; qualifying  
369 agents.—

370 (2) (a) If the applicant proposes to engage in consulting or  
371 contracting as a partnership, corporation, business trust, or  
372 other legal entity, or in any name other than the applicant's  
373 legal name, ~~the legal entity must apply for licensure through a~~  
374 ~~qualifying agent or the individual applicant must qualify apply~~  
375 ~~for licensure under the business organization fictitious name.~~

376 (e) ~~A The license, when issued upon application of a~~  
377 ~~business organization, must be in the name of the qualifying~~  
378 ~~agent business organization, and the name of the business~~  
379 ~~organization qualifying agent must be noted on the license~~  
380 ~~thereon.~~ If there is a change in any information that is  
381 required to be stated on the application, the qualifying agent  
382 ~~business organization~~ shall, within 45 days after such change  
383 occurs, mail the correct information to the department.

384 (3) The qualifying agent must ~~shall~~ be licensed under this  
385 chapter in order for the business organization to be qualified  
386 ~~licensed~~ in the category of the business conducted for which the  
387 qualifying agent is licensed. If any qualifying agent ceases to



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388 be affiliated with such business organization, the agent shall  
389 so inform the department. In addition, if such qualifying agent  
390 is the only licensed individual affiliated with the business  
391 organization, the business organization shall notify the  
392 department of the termination of the qualifying agent and has  
393 ~~shall have~~ 60 days after ~~from~~ the date of termination of the  
394 qualifying agent's affiliation with the business organization ~~in~~  
395 ~~which~~ to employ another qualifying agent. The business  
396 organization may not engage in consulting or contracting until a  
397 qualifying agent is employed, unless the department has granted  
398 a temporary nonrenewable license to the financially responsible  
399 officer, the president, the sole proprietor, a partner, or, in  
400 the case of a limited partnership, the general partner, who  
401 assumes all responsibilities of a primary qualifying agent for  
402 the entity. This temporary license only allows ~~shall only allow~~  
403 the entity to proceed with incomplete contracts.

404 (4)

405 (b) Upon a favorable determination by the department, after  
406 investigation of the financial responsibility, credit, and  
407 business reputation of the qualifying agent and the new business  
408 organization, the department shall issue, without any  
409 examination, a new license in the qualifying agent's business  
410 ~~organization's~~ name, and the name of the business organization  
411 ~~qualifying agent~~ shall be noted thereon.

412 (6) Each qualifying agent shall pay the department an  
413 amount equal to the original fee for licensure ~~of a new business~~  
414 ~~organization.~~ if the qualifying agent for a business  
415 organization desires to qualify additional business  
416 organizations. 7 The department shall require the agent to



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417 present evidence of supervisory ability and financial  
418 responsibility of each such organization. Allowing a licensee to  
419 qualify more than one business organization must ~~shall~~ be  
420 conditioned upon the licensee showing that the licensee has both  
421 the capacity and intent to adequately supervise each business  
422 organization. The department may ~~shall~~ not limit the number of  
423 business organizations that ~~which~~ the licensee may qualify  
424 except upon the licensee's failure to provide such information  
425 as is required under this subsection or upon a finding that the  
426 ~~such~~ information or evidence ~~as is~~ supplied is incomplete or  
427 unpersuasive in showing the licensee's capacity and intent to  
428 comply with the requirements of this subsection. A qualification  
429 for an additional business organization may be revoked or  
430 suspended upon a finding by the department that the licensee has  
431 failed in the licensee's responsibility to adequately supervise  
432 the operations of the business organization. Failure to  
433 adequately supervise the operations of a business organization  
434 is ~~shall be~~ grounds for denial to qualify additional business  
435 organizations.

436 Section 42. Subsection (1) of section 469.009, Florida  
437 Statutes, is amended to read:

438 469.009 License revocation, suspension, and denial of  
439 issuance or renewal.—

440 (1) The department may revoke, suspend, or deny the  
441 issuance or renewal of a license; reprimand, censure, or place  
442 on probation any contractor, consultant, or financially  
443 responsible officer, ~~or business organization~~; require financial  
444 restitution to a consumer; impose an administrative fine not to  
445 exceed \$5,000 per violation; require continuing education; or





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446 assess costs associated with any investigation and prosecution  
447 if the contractor or consultant, or business organization or  
448 officer or agent thereof, is found guilty of any of the  
449 following acts:

450 (a) Willfully or deliberately disregarding or violating the  
451 health and safety standards of the Occupational Safety and  
452 Health Act of 1970, the Construction Safety Act, the National  
453 Emission Standards for Asbestos, the Environmental Protection  
454 Agency Asbestos Abatement Projects Worker Protection Rule, the  
455 Florida Statutes or rules promulgated thereunder, or any  
456 ordinance enacted by a political subdivision of this state.

457 (b) Violating any provision of chapter 455.

458 (c) Failing in any material respect to comply with the  
459 provisions of this chapter or any rule promulgated hereunder.

460 (d) Acting in the capacity of an asbestos contractor or  
461 asbestos consultant under any license issued under this chapter  
462 except in the name of the licensee as set forth on the issued  
463 license.

464 (e) Proceeding on any job without obtaining all applicable  
465 approvals, authorizations, permits, and inspections.

466 (f) Obtaining a license by fraud or misrepresentation.

467 (g) Being convicted or found guilty of, or entering a plea  
468 of nolo contendere to, regardless of adjudication, a crime in  
469 any jurisdiction which directly relates to the practice of  
470 asbestos consulting or contracting or the ability to practice  
471 asbestos consulting or contracting.

472 (h) Knowingly violating any building code, lifesafety code,  
473 or county or municipal ordinance relating to the practice of  
474 asbestos consulting or contracting.



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475           (i) Performing any act which assists a person or entity in  
476 engaging in the prohibited unlicensed practice of asbestos  
477 consulting or contracting, if the licensee knows or has  
478 reasonable grounds to know that the person or entity was  
479 unlicensed.

480           (j) Committing mismanagement or misconduct in the practice  
481 of contracting that causes financial harm to a customer.

482 Financial mismanagement or misconduct occurs when:

483           1. Valid liens have been recorded against the property of a  
484 contractor's customer for supplies or services ordered by the  
485 contractor for the customer's job; the contractor has received  
486 funds from the customer to pay for the supplies or services; and  
487 the contractor has not had the liens removed from the property,  
488 by payment or by bond, within 75 days after the date of such  
489 liens;

490           2. The contractor has abandoned a customer's job and the  
491 percentage of completion is less than the percentage of the  
492 total contract price paid to the contractor as of the time of  
493 abandonment, unless the contractor is entitled to retain such  
494 funds under the terms of the contract or refunds the excess  
495 funds within 30 days after the date the job is abandoned; or

496           3. The contractor's job has been completed, and it is shown  
497 that the customer has had to pay more for the contracted job  
498 than the original contract price, as adjusted for subsequent  
499 change orders, unless such increase in cost was the result of  
500 circumstances beyond the control of the contractor, was the  
501 result of circumstances caused by the customer, or was otherwise  
502 permitted by the terms of the contract between the contractor  
503 and the customer.



504 (k) Being disciplined by any municipality or county for an  
505 act or violation of this chapter.

506 (l) Failing in any material respect to comply with the  
507 provisions of this chapter, or violating a rule or lawful order  
508 of the department.

509 (m) Abandoning an asbestos abatement project in which the  
510 asbestos contractor is engaged or under contract as a  
511 contractor. A project may be presumed abandoned after 20 days if  
512 the contractor terminates the project without just cause and  
513 without proper notification to the owner, including the reason  
514 for termination; if the contractor fails to reasonably secure  
515 the project to safeguard the public while work is stopped; or if  
516 the contractor fails to perform work without just cause for 20  
517 days.

518 (n) Signing a statement with respect to a project or  
519 contract falsely indicating that the work is bonded; falsely  
520 indicating that payment has been made for all subcontracted  
521 work, labor, and materials which results in a financial loss to  
522 the owner, purchaser, or contractor; or falsely indicating that  
523 workers' compensation and public liability insurance are  
524 provided.

525 (o) Committing fraud or deceit in the practice of asbestos  
526 consulting or contracting.

527 (p) Committing incompetency or misconduct in the practice  
528 of asbestos consulting or contracting.

529 (q) Committing gross negligence, repeated negligence, or  
530 negligence resulting in a significant danger to life or property  
531 in the practice of asbestos consulting or contracting.

532 (r) Intimidating, threatening, coercing, or otherwise



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533 discouraging the service of a notice to owner under part I of  
534 chapter 713 or a notice to contractor under chapter 255 or part  
535 I of chapter 713.

536 (s) Failing to satisfy, within a reasonable time, the terms  
537 of a civil judgment obtained against the licensee, or the  
538 business organization qualified by the licensee, relating to the  
539 practice of the licensee's profession.

540

541 For the purposes of this subsection, construction is considered  
542 to be commenced when the contract is executed and the contractor  
543 has accepted funds from the customer or lender.

544 Section 43. Subsection (13) of section 471.005, Florida  
545 Statutes, is renumbered as subsection (3), and present  
546 subsection (3) and subsection (8) of that section are amended to  
547 read:

548 471.005 Definitions.—As used in this chapter, the term:

549 ~~(3) "Certificate of authorization" means a license to~~  
550 ~~practice engineering issued by the management corporation to a~~  
551 ~~corporation or partnership.~~

552 (8) "License" means the licensing of engineers ~~or~~  
553 ~~certification of businesses~~ to practice engineering in this  
554 state.

555 Section 44. Subsection (4) of section 471.011, Florida  
556 Statutes, is amended to read:

557 471.011 Fees.—

558 ~~(4) The fee for a certificate of authorization shall not~~  
559 ~~exceed \$125.~~

560 Section 45. Subsection (5) of section 471.015, Florida  
561 Statutes, is amended to read:



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562 471.015 Licensure.—

563 (5) (a) The board shall deem that an applicant who seeks  
564 licensure by endorsement has passed an examination substantially  
565 equivalent to the fundamentals examination when such applicant  
566 has held a valid professional engineer's license in another  
567 state for 10 ~~15~~ years ~~and has had 20 years of continuous~~  
568 ~~professional-level engineering experience.~~

569 (b) The board shall deem that an applicant who seeks  
570 licensure by endorsement has passed an examination substantially  
571 equivalent to the fundamentals examination and the principles  
572 and practices examination when such applicant has held a valid  
573 professional engineer's license in another state for 15 ~~25~~ years  
574 ~~and has had 30 years of continuous professional-level~~  
575 ~~engineering experience.~~

576 Section 46. Section 471.023, Florida Statutes, is amended  
577 to read:

578 471.023 Qualification Certification of business  
579 organizations.—

580 (1) The practice of, or the offer to practice, engineering  
581 by licensees or offering engineering services to the public  
582 through a business organization, including a partnership,  
583 corporation, business trust, or other legal entity or by a  
584 business organization, including a corporation, partnership,  
585 business trust, or other legal entity offering such services to  
586 the public through licensees under this chapter as agents,  
587 employees, officers, or partners is permitted only if the  
588 business organization is qualified by an engineer licensed under  
589 this chapter ~~possesses a certification issued by the management~~  
590 ~~corporation pursuant to qualification by the board, subject to~~



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591 the provisions of this chapter. One or more of the principal  
592 officers of the business organization or one or more partners of  
593 the partnership and all personnel of the business organization  
594 who act in its behalf as engineers in this state shall be  
595 licensed as provided by this chapter. All final drawings,  
596 specifications, plans, reports, or documents involving practices  
597 licensed under this chapter which are prepared or approved for  
598 the use of the business organization or for public record within  
599 the state shall be dated and shall bear the signature and seal  
600 of the licensee who prepared or approved them. Nothing in this  
601 section shall be construed to mean that a license to practice  
602 engineering shall be held by a business organization. Nothing  
603 herein prohibits business organizations from joining together to  
604 offer engineering services to the public, if each business  
605 organization otherwise meets the requirements of this section.  
606 No business organization shall be relieved of responsibility for  
607 the conduct or acts of its agents, employees, or officers by  
608 reason of its compliance with this section, nor shall any  
609 individual practicing engineering be relieved of responsibility  
610 for professional services performed by reason of his or her  
611 employment or relationship with a business organization.

612 (2) For the purposes of this section, a ~~certificate of~~  
613 ~~authorization shall be required for any~~ business organization or  
614 other person practicing under a fictitious name, offering  
615 engineering services to the public must be qualified by an  
616 engineer licensed under this chapter. ~~However, when an~~  
617 ~~individual is practicing engineering in his or her own given~~  
618 ~~name, he or she shall not be required to be licensed under this~~  
619 ~~section.~~



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620 (3) Except as provided in s. 558.0035, the fact that a  
621 licensed engineer practices through a business organization does  
622 not relieve the licensee from personal liability for negligence,  
623 misconduct, or wrongful acts committed by him or her.  
624 Partnerships and all partners shall be jointly and severally  
625 liable for the negligence, misconduct, or wrongful acts  
626 committed by their agents, employees, or partners while acting  
627 in a professional capacity. Any officer, agent, or employee of a  
628 business organization other than a partnership shall be  
629 personally liable and accountable only for negligent acts,  
630 wrongful acts, or misconduct committed by him or her or  
631 committed by any person under his or her direct supervision and  
632 control, while rendering professional services on behalf of the  
633 business organization. The personal liability of a shareholder  
634 or owner of a business organization, in his or her capacity as  
635 shareholder or owner, shall be no greater than that of a  
636 shareholder-employee of a corporation incorporated under chapter  
637 607. The business organization shall be liable up to the full  
638 value of its property for any negligent acts, wrongful acts, or  
639 misconduct committed by any of its officers, agents, or  
640 employees while they are engaged on its behalf in the rendering  
641 of professional services.

642 (4) ~~Each certification of authorization shall be renewed~~  
643 ~~every 2 years.~~ Each qualifying agent of a business organization  
644 qualified ~~certified~~ under this section must notify the board  
645 within 30 days ~~1 month~~ after any change in the information  
646 contained in the application upon which the certification is  
647 based.

648 (a) A qualifying agent who terminates an affiliation with a



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649 qualified business organization shall notify the management  
650 corporation of such termination within 24 hours. If such  
651 qualifying agent is the only qualifying agent for that business  
652 organization, the business organization must be qualified by  
653 another qualifying agent within 60 days after the termination.  
654 Except as provided in paragraph (b), the business organization  
655 may not engage in the practice of engineering until it is  
656 qualified by another qualifying agent.

657 (b) In the event a qualifying agent ceases employment with  
658 a qualified business organization and such qualifying agent is  
659 the only licensed individual affiliated with the business  
660 organization, the executive director of the management  
661 corporation or the chair of the board may authorize another  
662 licensee employed by the business organization to temporarily  
663 serve as its qualifying agent for a period of no more than 60  
664 days to proceed with incomplete contracts. The business  
665 organization is not authorized to operate beyond such period  
666 under this chapter absent replacement of the qualifying agent.

667 (c) A qualifying agent shall notify the department in  
668 writing before engaging in the practice of engineering in the  
669 licensee's name or in affiliation with a different business  
670 organization.

671 ~~(5) Disciplinary action against a business organization~~  
672 ~~shall be administered in the same manner and on the same grounds~~  
673 ~~as disciplinary action against a licensed engineer.~~

674 Section 47. Subsection (7) of section 473.308, Florida  
675 Statutes, is amended to read:

676 473.308 Licensure.—

677 (7) The board shall certify as qualified for a license by





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678 endorsement an applicant who:

679 (a)~~1.~~ Is not licensed and has not been licensed in another  
680 state or territory and who has met the requirements of this  
681 section for education, work experience, and good moral character  
682 and has passed a national, regional, state, or territorial  
683 licensing examination that is substantially equivalent to the  
684 examination required by s. 473.306; or and

685 ~~2. Has completed such continuing education courses as the~~  
686 ~~board deems appropriate, within the limits for each applicable~~  
687 ~~2-year period as set forth in s. 473.312, but at least such~~  
688 ~~courses as are equivalent to the continuing education~~  
689 ~~requirements for a Florida certified public accountant licensed~~  
690 ~~in this state during the 2 years immediately preceding her or~~  
691 ~~his application for licensure by endorsement; or~~

692 (b)1.~~a.~~ Holds a valid license to practice public accounting  
693 issued by another state or territory of the United States, if  
694 the criteria for issuance of such license were substantially  
695 equivalent to the licensure criteria that existed in this state  
696 at the time the license was issued;

697 ~~2.b.~~ Holds a valid license to practice public accounting  
698 issued by another state or territory of the United States but  
699 the criteria for issuance of such license did not meet the  
700 requirements of sub-subparagraph a.; has met the requirements of  
701 this section for education, work experience, and good moral  
702 character; and has passed a national, regional, state, or  
703 territorial licensing examination that is substantially  
704 equivalent to the examination required by s. 473.306; or

705 3.e. Has held  ~~Holds~~ a valid license to practice public  
706 accounting issued by another state or territory of the United



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707 States for at least 10 years before the date of application; has  
708 passed a national, regional, state, or territorial licensing  
709 examination that is substantially equivalent to the examination  
710 required by s. 473.306; and has met the requirements of this  
711 section for good moral character. ~~;~~ and

712 ~~2. Has completed continuing education courses that are~~  
713 ~~equivalent to the continuing education requirements for a~~  
714 ~~Florida certified public accountant licensed in this state~~  
715 ~~during the 2 years immediately preceding her or his application~~  
716 ~~for licensure by endorsement.~~

717 Section 48. Subsection (6) of section 474.202, Florida  
718 Statutes, is amended to read:

719 474.202 Definitions.—As used in this chapter:

720 (6) "Limited-service veterinary medical practice" means  
721 offering or providing veterinary services at any location that  
722 has a primary purpose other than that of providing veterinary  
723 medical service at a permanent or mobile establishment permitted  
724 by the board; provides veterinary medical services for privately  
725 owned animals that do not reside at that location; operates for  
726 a limited time; and provides limited types of veterinary medical  
727 services, including vaccinations or immunizations against  
728 disease, preventative procedures for parasitic control, and  
729 microchipping.

730 Section 49. Paragraph (b) of subsection (2) of section  
731 474.207, Florida Statutes, is amended to read:

732 474.207 Licensure by examination.—

733 (2) The department shall license each applicant who the  
734 board certifies has:

735 (b)1. Graduated from a college of veterinary medicine



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736 accredited by the American Veterinary Medical Association  
737 Council on Education; or

738 2. Graduated from a college of veterinary medicine listed  
739 in the American Veterinary Medical Association Roster of  
740 Veterinary Colleges of the World and obtained a certificate from  
741 the Education Commission for Foreign Veterinary Graduates or the  
742 Program for the Assessment of Veterinary Education Equivalence.

743

744 The department shall not issue a license to any applicant who is  
745 under investigation in any state or territory of the United  
746 States or in the District of Columbia for an act which would  
747 constitute a violation of this chapter until the investigation  
748 is complete and disciplinary proceedings have been terminated,  
749 at which time the provisions of s. 474.214 shall apply.

750 Section 50. Subsection (1) of section 474.217, Florida  
751 Statutes, is amended to read:

752 474.217 Licensure by endorsement.—

753 (1) The department shall issue a license by endorsement to  
754 any applicant who, upon applying to the department and remitting  
755 a fee set by the board, demonstrates to the board that she or  
756 he:

757 (a) Has demonstrated, in a manner designated by rule of the  
758 board, knowledge of the laws and rules governing the practice of  
759 veterinary medicine in this state; and

760 (b) 1. ~~Either~~ Holds, and has held for the 3 years  
761 immediately preceding the application for licensure, a valid,  
762 active license to practice veterinary medicine in another state  
763 of the United States, the District of Columbia, or a territory  
764 of the United States, provided that the applicant has



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765 successfully completed a state, regional, national, or other  
766 examination that is equivalent to or more stringent than the  
767 examination required by the board requirements for licensure in  
768 the issuing state, district, or territory are equivalent to or  
769 more stringent than the requirements of this chapter; or

770       2. Meets the qualifications of s. 474.207(2) (b) and has  
771 successfully completed a state, regional, national, or other  
772 examination which is equivalent to or more stringent than the  
773 examination given by the department and has passed the board's  
774 clinical competency examination or another clinical competency  
775 examination specified by rule of the board.

776       Section 51. Subsection (5) of section 476.144, Florida  
777 Statutes, is amended to read:

778       476.144 Licensure.—

779       (5) The board shall certify as qualified for licensure by  
780 endorsement as a barber in this state an applicant who holds a  
781 current active license to practice barbering in another state.

782 The board shall adopt rules specifying procedures for the  
783 licensure by endorsement of practitioners desiring to be  
784 licensed in this state who hold a current active license in  
785 another ~~state or~~ country and who have met qualifications  
786 substantially similar to, equivalent to, or greater than the  
787 qualifications required of applicants from this state.

788       Section 52. Subsection (9) of section 477.013, Florida  
789 Statutes, is amended to read:

790       477.013 Definitions.—As used in this chapter:

791       (9) "Hair braiding" means the weaving or interweaving of  
792 natural human hair or commercial hair, including the use of hair  
793 extensions or wefts, for compensation without cutting, coloring,



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794 permanent waving, relaxing, removing, or chemical treatment ~~and~~  
795 ~~does not include the use of hair extensions or wefts.~~

796 Section 53. Section 477.0132, Florida Statutes, is  
797 repealed.

798 Section 54. Subsections (7) through (11) are added to  
799 section 477.0135, Florida Statutes, to read:

800 477.0135 Exemptions.—

801 (7) A license or registration is not required for a person  
802 whose occupation or practice is confined solely to hair braiding  
803 as defined in s. 477.013(9).

804 (8) A license or registration is not required for a person  
805 whose occupation or practice is confined solely to hair wrapping  
806 as defined in s. 477.013(10).

807 (9) A license or registration is not required for a person  
808 whose occupation or practice is confined solely to body wrapping  
809 as defined in s. 477.013(12).

810 (10) A license or registration is not required for a person  
811 whose occupation or practice is confined solely to applying  
812 polish to fingernails and toenails.

813 (11) A license or registration is not required for a person  
814 whose occupation or practice is confined solely to makeup  
815 application.

816 Section 55. Subsections (6) and (7) of section 477.019,  
817 Florida Statutes, are amended to read:

818 477.019 Cosmetologists; qualifications; licensure;  
819 supervised practice; license renewal; endorsement; continuing  
820 education.—

821 (6) The board shall certify as qualified for licensure by  
822 endorsement as a cosmetologist in this state an applicant who



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823 holds a current active license to practice cosmetology in  
824 another state. The board may not require proof of educational  
825 hours if the license was issued in a state that requires 1,200  
826 or more hours of prelicensure education and passage of a written  
827 examination. ~~This subsection does not apply to applicants who~~  
828 ~~received their license in another state through an~~  
829 ~~apprenticeship program.~~

830 (7) (a) The board shall prescribe by rule continuing  
831 education requirements intended to ensure protection of the  
832 public through updated training of licensees and registered  
833 specialists, not to exceed 10 ~~16~~ hours biennially, as a  
834 condition for renewal of a license or registration as a  
835 specialist under this chapter. Continuing education courses  
836 shall include, but not be limited to, the following subjects as  
837 they relate to the practice of cosmetology: human  
838 immunodeficiency virus and acquired immune deficiency syndrome;  
839 Occupational Safety and Health Administration regulations;  
840 workers' compensation issues; state and federal laws and rules  
841 as they pertain to cosmetologists, cosmetology, salons,  
842 specialists, specialty salons, and booth renters; chemical  
843 makeup as it pertains to hair, skin, and nails; and  
844 environmental issues. Courses given at cosmetology conferences  
845 may be counted toward the number of continuing education hours  
846 required if approved by the board.

847 ~~(b) Any person whose occupation or practice is confined~~  
848 ~~solely to hair braiding, hair wrapping, or body wrapping is~~  
849 ~~exempt from the continuing education requirements of this~~  
850 ~~subsection.~~

851 (b) ~~(c)~~ The board may, by rule, require any licensee in



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852 violation of a continuing education requirement to take a  
853 refresher course or refresher course and examination in addition  
854 to any other penalty. The number of hours for the refresher  
855 course may not exceed 48 hours.

856 Section 56. Paragraph (f) of subsection (1) of section  
857 477.026, Florida Statutes, is amended to read:

858 477.026 Fees; disposition.-

859 (1) The board shall set fees according to the following  
860 schedule:

861 ~~(f) For hair braiders, hair wrappers, and body wrappers,~~  
862 ~~fees for registration shall not exceed \$25.~~

863 Section 57. Subsection (4) of section 477.0263, Florida  
864 Statutes, is amended, and subsection (5) is added to that  
865 section, to read:

866 477.0263 Cosmetology services to be performed in licensed  
867 salon; exceptions.-

868 (4) Pursuant to rules adopted by the board, any cosmetology  
869 or specialty service may be performed in a location other than a  
870 licensed salon when the service is performed in connection with  
871 a special event and is performed by a person ~~who is employed by~~  
872 ~~a licensed salon and~~ who holds the proper license or specialty  
873 registration. ~~An appointment for the performance of any such~~  
874 ~~service in a location other than a licensed salon must be made~~  
875 ~~through a licensed salon.~~

876 (5) Hair shampooing, hair cutting, and hair arranging may  
877 be performed in a location other than a licensed salon when the  
878 service is performed by a person who holds the proper license.

879 Section 58. Paragraph (f) of subsection (1) of section  
880 477.0265, Florida Statutes, is amended to read:



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881 477.0265 Prohibited acts.—

882 (1) It is unlawful for any person to:

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

887 Section 59. Paragraph (a) of subsection (1) of section  
888 477.029, Florida Statutes, is amended to read:

889 477.029 Penalty.—

890 (1) It is unlawful for any person to:

891 (a) Hold himself or herself out as a cosmetologist or  
892 ~~specialist, hair wrapper, hair braider, or body wrapper~~ unless  
893 duly licensed or registered, or otherwise authorized, as  
894 provided in this chapter.

895 Section 60. Section 481.201, Florida Statutes, is amended  
896 to read:

897 481.201 Purpose.—The primary legislative purpose for  
898 enacting this part is to ensure that every architect practicing  
899 in this state meets minimum requirements for safe practice. It  
900 is the legislative intent that architects who fall below minimum  
901 competency or who otherwise present a danger to the public shall  
902 be prohibited from practicing in this state. ~~The Legislature~~  
903 ~~further finds that it is in the interest of the public to limit~~  
904 ~~the practice of interior design to interior designers or~~  
905 ~~architects who have the design education and training required~~  
906 ~~by this part or to persons who are exempted from the provisions~~  
907 ~~of this part.~~

908 Section 61. Section 481.203, Florida Statutes, is amended  
909 to read:





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910 481.203 Definitions.—As used in this part, the term:  
911 (1)~~(3)~~ "Architect" or "registered architect" means a  
912 natural person who is licensed under this part to engage in the  
913 practice of architecture.  
914 (2)~~(6)~~ "Architecture" means the rendering or offering to  
915 render services in connection with the design and construction  
916 of a structure or group of structures which have as their  
917 principal purpose human habitation or use, and the utilization  
918 of space within and surrounding such structures. These services  
919 include planning, providing preliminary study designs, drawings  
920 and specifications, job-site inspection, and administration of  
921 construction contracts.  
922 (3)~~(1)~~ "Board" means the Board of Architecture ~~and Interior~~  
923 ~~Design.~~  
924 (4)~~(5)~~ "Business organization" means a partnership, a  
925 limited liability company, a corporation, or an individual  
926 operating under a fictitious name "~~Certificate of authorization~~"  
927 ~~means a certificate issued by the department to a corporation or~~  
928 ~~partnership to practice architecture or interior design.~~  
929 (5)~~(4)~~ "Certificate of registration" means a license issued  
930 by the department to a natural person to engage in the practice  
931 of architecture or interior design.  
932 (6)~~(13)~~ "Common area" means an area that is held out for  
933 use by all tenants or owners in a multiple-unit dwelling,  
934 including, but not limited to, a lobby, elevator, hallway,  
935 laundry room, clubhouse, or swimming pool.  
936 (7)~~(2)~~ "Department" means the Department of Business and  
937 Professional Regulation.  
938 (8)~~(14)~~ "Diversified interior design experience" means



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939 experience which substantially encompasses the various elements  
940 of interior design services set forth under the definition of  
941 "interior design" in subsection (10)~~(8)~~.

942 (9)~~(15)~~ "Interior decorator services" includes the  
943 selection or assistance in selection of surface materials,  
944 window treatments, wallcoverings, paint, floor coverings,  
945 surface-mounted lighting, surface-mounted fixtures, and loose  
946 furnishings not subject to regulation under applicable building  
947 codes.

948 (10)~~(8)~~ "Interior design" means designs, consultations,  
949 studies, drawings, specifications, and administration of design  
950 construction contracts relating to nonstructural interior  
951 elements of a building or structure. "Interior design" includes,  
952 but is not limited to, reflected ceiling plans, space planning,  
953 furnishings, and the fabrication of nonstructural elements  
954 within and surrounding interior spaces of buildings. "Interior  
955 design" specifically excludes the design of or the  
956 responsibility for architectural and engineering work, except  
957 for specification of fixtures and their location within interior  
958 spaces. As used in this subsection, "architectural and  
959 engineering interior construction relating to the building  
960 systems" includes, but is not limited to, construction of  
961 structural, mechanical, plumbing, heating, air-conditioning,  
962 ventilating, electrical, or vertical transportation systems, or  
963 construction which materially affects lifesafety systems  
964 pertaining to firesafety protection such as fire-rated  
965 separations between interior spaces, fire-rated vertical shafts  
966 in multistory structures, fire-rated protection of structural  
967 elements, smoke evacuation and compartmentalization, emergency



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968 ingress or egress systems, and emergency alarm systems.

969 ~~(9) "Registered interior designer" or "interior designer"~~  
970 ~~means a natural person who is licensed under this part.~~

971 (11)~~(10)~~ "Nonstructural element" means an element which  
972 does not require structural bracing and which is something other  
973 than a load-bearing wall, load-bearing column, or other load-  
974 bearing element of a building or structure which is essential to  
975 the structural integrity of the building.

976 (12)~~(11)~~ "Reflected ceiling plan" means a ceiling design  
977 plan which is laid out as if it were projected downward and  
978 which may include lighting and other elements.

979 (13)~~(16)~~ "Responsible supervising control" means the  
980 exercise of direct personal supervision and control throughout  
981 the preparation of documents, instruments of service, or any  
982 other work requiring the seal and signature of a licensee under  
983 this part.

984 (14)~~(12)~~ "Space planning" means the analysis, programming,  
985 or design of spatial requirements, including preliminary space  
986 layouts and final planning.

987 (15)~~(7)~~ "Townhouse" is a single-family dwelling unit not  
988 exceeding three stories in height which is constructed in a  
989 series or group of attached units with property lines separating  
990 such units. Each townhouse shall be considered a separate  
991 building and shall be separated from adjoining townhouses by the  
992 use of separate exterior walls meeting the requirements for zero  
993 clearance from property lines as required by the type of  
994 construction and fire protection requirements; or shall be  
995 separated by a party wall; or may be separated by a single wall  
996 meeting the following requirements:



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997 (a) Such wall shall provide not less than 2 hours of fire  
998 resistance. Plumbing, piping, ducts, or electrical or other  
999 building services shall not be installed within or through the  
1000 2-hour wall unless such materials and methods of penetration  
1001 have been tested in accordance with the Standard Building Code.

1002 (b) Such wall shall extend from the foundation to the  
1003 underside of the roof sheathing, and the underside of the roof  
1004 shall have at least 1 hour of fire resistance for a width not  
1005 less than 4 feet on each side of the wall.

1006 (c) Each dwelling unit sharing such wall shall be designed  
1007 and constructed to maintain its structural integrity independent  
1008 of the unit on the opposite side of the wall.

1009 Section 62. Subsection (1) and paragraph (a) of subsection  
1010 (3) of section 481.205, Florida Statutes, are amended to read:

1011 481.205 Board of Architecture ~~and Interior Design.~~

1012 (1) The Board of Architecture ~~and Interior Design~~ is  
1013 created within the Department of Business and Professional  
1014 Regulation. The board shall consist of seven ~~11~~ members. Five  
1015 members must be registered architects who have been engaged in  
1016 the practice of architecture for at least 5 years; ~~three members~~  
1017 ~~must be registered interior designers who have been offering~~  
1018 ~~interior design services for at least 5 years and who are not~~  
1019 ~~also registered architects;~~ and two ~~three~~ members must be  
1020 laypersons who are not, and have never been, architects,  
1021 ~~interior designers,~~ or members of any closely related profession  
1022 or occupation. At least one member of the board must be 60 years  
1023 of age or older.

1024 (3) (a) Notwithstanding the provisions of ss. 455.225,  
1025 455.228, and 455.32, the duties and authority of the department



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1026 to receive complaints and investigate and discipline persons  
1027 licensed under this part, including the ability to determine  
1028 legal sufficiency and probable cause; to initiate proceedings  
1029 and issue final orders for summary suspension or restriction of  
1030 a license pursuant to s. 120.60(6); to issue notices of  
1031 noncompliance, notices to cease and desist, subpoenas, and  
1032 citations; to retain legal counsel, investigators, or  
1033 prosecutorial staff in connection with the licensed practice of  
1034 architecture ~~and interior design~~; and to investigate and deter  
1035 the unlicensed practice of architecture ~~and interior design~~ as  
1036 provided in s. 455.228 are delegated to the board. All  
1037 complaints and any information obtained pursuant to an  
1038 investigation authorized by the board are confidential and  
1039 exempt from s. 119.07(1) as provided in s. 455.225(2) and (10).

1040 Section 63. Section 481.207, Florida Statutes, is amended  
1041 to read:

1042 481.207 Fees.—The board, by rule, may establish separate  
1043 fees for architects ~~and interior designers~~, to be paid for  
1044 applications, examination, reexamination, licensing and renewal,  
1045 delinquency, reinstatement, and recordmaking and recordkeeping.  
1046 The examination fee shall be in an amount that covers the cost  
1047 of obtaining and administering the examination and shall be  
1048 refunded if the applicant is found ineligible to sit for the  
1049 examination. The application fee is nonrefundable. The fee for  
1050 initial application and examination for architects ~~and interior~~  
1051 ~~designers~~ may not exceed \$775 plus the actual per applicant cost  
1052 to the department for purchase of the examination from the  
1053 National Council of Architectural Registration Boards ~~or the~~  
1054 ~~National Council of Interior Design Qualifications,~~



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1055 ~~respectively,~~ or similar national organizations. The biennial  
1056 renewal fee for architects may not exceed \$200. ~~The biennial~~  
1057 ~~renewal fee for interior designers may not exceed \$500.~~ The  
1058 delinquency fee may not exceed the biennial renewal fee  
1059 established by the board for an active license. The board shall  
1060 establish fees that are adequate to ensure the continued  
1061 operation of the board and to fund the proportionate expenses  
1062 incurred by the department which are allocated to the regulation  
1063 of architects ~~and interior designers~~. Fees shall be based on  
1064 department estimates of the revenue required to implement this  
1065 part and the provisions of law with respect to the regulation of  
1066 architects ~~and interior designers~~.

1067 Section 64. Section 481.209, Florida Statutes, is amended  
1068 to read:

1069 481.209 Examinations.—

1070 ~~(1)~~ A person desiring to be licensed as a registered  
1071 architect by initial examination shall apply to the department,  
1072 complete the application form, and remit a nonrefundable  
1073 application fee. The department shall license any applicant who  
1074 the board certifies:

1075 ~~(a)~~ has passed the licensure examination prescribed by  
1076 board rule; and

1077 ~~(b)~~ is a graduate of a school or college of architecture  
1078 with a program accredited by the National Architectural  
1079 Accreditation Board.

1080 ~~(2) A person desiring to be licensed as a registered~~  
1081 ~~interior designer shall apply to the department for licensure.~~  
1082 ~~The department shall administer the licensure examination for~~  
1083 ~~interior designers to each applicant who has completed the~~



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1084 ~~application form and remitted the application and examination~~  
1085 ~~fees specified in s. 481.207 and who the board certifies:~~  
1086 ~~(a) Is a graduate from an interior design program of 5~~  
1087 ~~years or more and has completed 1 year of diversified interior~~  
1088 ~~design experience;~~  
1089 ~~(b) Is a graduate from an interior design program of 4~~  
1090 ~~years or more and has completed 2 years of diversified interior~~  
1091 ~~design experience;~~  
1092 ~~(c) Has completed at least 3 years in an interior design~~  
1093 ~~curriculum and has completed 3 years of diversified interior~~  
1094 ~~design experience; or~~  
1095 ~~(d) Is a graduate from an interior design program of at~~  
1096 ~~least 2 years and has completed 4 years of diversified interior~~  
1097 ~~design experience.~~  
1098 ~~Subsequent to October 1, 2000, for the purpose of having the~~  
1099 ~~educational qualification required under this subsection~~  
1100 ~~accepted by the board, the applicant must complete his or her~~  
1101 ~~education at a program, school, or college of interior design~~  
1102 ~~whose curriculum has been approved by the board as of the time~~  
1103 ~~of completion. Subsequent to October 1, 2003, all of the~~  
1104 ~~required amount of educational credits shall have been obtained~~  
1105 ~~in a program, school, or college of interior design whose~~  
1106 ~~curriculum has been approved by the board, as of the time each~~  
1107 ~~educational credit is gained. The board shall adopt rules~~  
1108 ~~providing for the review and approval of programs, schools, and~~  
1109 ~~colleges of interior design and courses of interior design study~~  
1110 ~~based on a review and inspection by the board of the curriculum~~  
1111 ~~of programs, schools, and colleges of interior design in the~~  
1112 ~~United States, including those programs, schools, and colleges~~



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1113 ~~accredited by the Foundation for Interior Design Education~~  
1114 ~~Research. The board shall adopt rules providing for the review~~  
1115 ~~and approval of diversified interior design experience required~~  
1116 ~~by this subsection.~~

1117 Section 65. Subsections (1) through (4) of section 481.213,  
1118 Florida Statutes, are amended to read:

1119 481.213 Licensure.—

1120 (1) The department shall license any applicant who the  
1121 board certifies is qualified for licensure and who has paid the  
1122 initial licensure fee. ~~Licensure as an architect under this~~  
1123 ~~section shall be deemed to include all the rights and privileges~~  
1124 ~~of licensure as an interior designer under this section.~~

1125 (2) The board shall certify for licensure by examination  
1126 any applicant who passes the prescribed licensure examination  
1127 and satisfies the requirements of ss. 481.209 and 481.211, ~~for~~  
1128 ~~architects, or the requirements of s. 481.209, for interior~~  
1129 ~~designers.~~

1130 (3) The board shall certify as qualified for a license by  
1131 endorsement as an architect ~~or as an interior designer~~ an  
1132 applicant who:

1133 (a) Qualifies to take the prescribed licensure examination,  
1134 and has passed the prescribed licensure examination or a  
1135 substantially equivalent examination in another jurisdiction, as  
1136 set forth in s. 481.209 for architects ~~or interior designers, as~~  
1137 ~~applicable~~, and has satisfied the internship requirements set  
1138 forth in s. 481.211 for architects;

1139 (b) Holds a valid license to practice architecture ~~or~~  
1140 ~~interior design~~ issued by another jurisdiction of the United  
1141 States, if the criteria for issuance of such license were





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1142 substantially equivalent to the licensure criteria that existed  
1143 in this state at the time the license was issued; ~~provided,~~  
1144 ~~however, that an applicant who has been licensed for use of the~~  
1145 ~~title "interior design" rather than licensed to practice~~  
1146 ~~interior design shall not qualify hereunder; or~~

1147 (c) Has passed the prescribed licensure examination and  
1148 holds a valid certificate issued by the National Council of  
1149 Architectural Registration Boards, and holds a valid license to  
1150 practice architecture issued by another state or jurisdiction of  
1151 the United States.

1152 (4) The board may refuse to certify any applicant who has  
1153 violated any of the provisions of s. 481.223, or s. 481.225, ~~or~~  
1154 ~~s. 481.2251,~~ as applicable.

1155 Section 66. Section 481.2131, Florida Statutes, is amended  
1156 to read:

1157 481.2131 Interior design; practice requirements; ~~disclosure~~  
1158 ~~of compensation for professional services.-~~

1159 (1) ~~A registered interior designer is authorized to perform~~  
1160 ~~"interior design" as defined in s. 481.203. Interior design~~  
1161 ~~documents prepared by a registered interior designer shall~~  
1162 ~~contain a statement that the document is not an architectural or~~  
1163 ~~engineering study, drawing, specification, or design and is not~~  
1164 ~~to be used for construction of any load-bearing columns, load-~~  
1165 ~~bearing framing or walls of structures, or issuance of any~~  
1166 ~~building permit, except as otherwise provided by law. Interior~~  
1167 ~~design documents that are prepared and sealed by an a registered~~  
1168 ~~interior designer must ~~may~~, if required by a permitting body, be~~  
1169 ~~accepted by the permitting body be submitted for the issuance of~~  
1170 a building permit for interior construction excluding design of



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1171 any structural, mechanical, plumbing, heating, air-conditioning,  
1172 ventilating, electrical, or vertical transportation systems or  
1173 that materially affect lifesafety systems pertaining to  
1174 firesafety protection such as fire-rated separations between  
1175 interior spaces, fire-rated vertical shafts in multistory  
1176 structures, fire-rated protection of structural elements, smoke  
1177 evacuation and compartmentalization, emergency ingress or egress  
1178 systems, and emergency alarm systems. Interior design documents  
1179 submitted for the issuance of a building permit by an individual  
1180 performing interior design services who is not a licensed  
1181 architect must include written proof that such individual has  
1182 successfully passed the qualification examination prescribed by  
1183 either the National Council for Interior Design Qualifications  
1184 or the California Council for Interior Design Certification. All  
1185 drawings, plans, specifications, or reports prepared or issued  
1186 by the interior designer and filed for public record shall bear  
1187 the signature of the interior designer who prepared or approved  
1188 the document and the date on which they were signed. The  
1189 signature and date shall be evidence of the authenticity of that  
1190 to which they are affixed. Final plans, specifications, or  
1191 reports prepared or issued by an interior designer may be  
1192 transmitted electronically and may be electronically signed by  
1193 the interior designer.

1194 (2) A license or registration is not required for a person  
1195 whose occupation or practice is confined to interior design or  
1196 interior decorator services ~~An interior designer shall, before~~  
1197 ~~entering into a contract, verbal or written, clearly determine~~  
1198 ~~the scope and nature of the project and the method or methods of~~  
1199 ~~compensation. The interior designer may offer professional~~



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1200 ~~services to the client as a consultant, specifier, or supplier~~  
1201 ~~on the basis of a fee, percentage, or markup. The interior~~  
1202 ~~designer shall have the responsibility of fully disclosing to~~  
1203 ~~the client the manner in which all compensation is to be paid.~~  
1204 ~~Unless the client knows and agrees, the interior designer shall~~  
1205 ~~not accept any form of compensation from a supplier of goods and~~  
1206 ~~services in cash or in kind.~~

1207 Section 67. Subsections (3) and (5) of section 481.215,  
1208 Florida Statutes, are amended to read:

1209 481.215 Renewal of license.—

1210 (3) A ~~No~~ license renewal may not shall be issued to an  
1211 architect ~~or an interior designer~~ by the department until the  
1212 licensee submits proof satisfactory to the department that,  
1213 during the 2 years before ~~prior to~~ application for renewal, the  
1214 licensee participated per biennium in not less than 20 hours of  
1215 at least 50 minutes each per biennium of continuing education  
1216 approved by the board. The board shall approve only continuing  
1217 education that builds upon the basic knowledge of architecture  
1218 ~~or interior design~~. The board may make exception from the  
1219 requirements of continuing education in emergency or hardship  
1220 cases.

1221 ~~(5) The board shall require, by rule adopted pursuant to~~  
1222 ~~ss. 120.536(1) and 120.54, a specified number of hours in~~  
1223 ~~specialized or advanced courses, approved by the Florida~~  
1224 ~~Building Commission, on any portion of the Florida Building~~  
1225 ~~Code, adopted pursuant to part IV of chapter 553, relating to~~  
1226 ~~the licensee's respective area of practice.~~

1227 Section 68. Subsection (1) of section 481.217, Florida  
1228 Statutes, is amended to read:



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1229 481.217 Inactive status.-

1230 (1) The board may prescribe by rule continuing education  
1231 requirements as a condition of reactivating a license. The rules  
1232 may not require more than one renewal cycle of continuing  
1233 education to reactivate a license for a registered architect ~~or~~  
1234 ~~interior designer. For interior design, the board may approve~~  
1235 ~~only continuing education that builds upon the basic knowledge~~  
1236 ~~of interior design.~~

1237 Section 69. Section 481.219, Florida Statutes, is amended  
1238 to read:

1239 481.219 Qualification of business organizations  
1240 ~~certification of partnerships, limited liability companies, and~~  
1241 ~~corporations.-~~

1242 (1) A licensee may ~~The practice of or the offer to practice~~  
1243 ~~architecture or interior design by licensees through a~~ qualified  
1244 business organization that offers ~~corporation, limited liability~~  
1245 ~~company, or partnership offering architectural or interior~~  
1246 ~~design services to the public, or by a corporation, limited~~  
1247 ~~liability company, or partnership offering architectural or~~  
1248 ~~interior design services to the public through licensees under~~  
1249 ~~this part as agents, employees, officers, or partners, is~~  
1250 ~~permitted, subject to the provisions of this section.~~

1251 (2) If a licensee or an applicant proposes to engage in the  
1252 practice of architecture as a business organization, the  
1253 licensee or applicant shall qualify the business organization  
1254 upon approval of the board ~~For the purposes of this section, a~~  
1255 ~~certificate of authorization shall be required for a~~  
1256 ~~corporation, limited liability company, partnership, or person~~  
1257 ~~practicing under a fictitious name, offering architectural~~



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1258 ~~services to the public jointly or separately. However, when an~~  
1259 ~~individual is practicing architecture in her or his own name,~~  
1260 ~~she or he shall not be required to be certified under this~~  
1261 ~~section. Certification under this subsection to offer~~  
1262 ~~architectural services shall include all the rights and~~  
1263 ~~privileges of certification under subsection (3) to offer~~  
1264 ~~interior design services.~~

1265 (3) (a) A business organization may not engage in the  
1266 practice of architecture unless its qualifying agent is a  
1267 registered architect under this part. A qualifying agent who  
1268 terminates an affiliation with a qualified business organization  
1269 shall immediately notify the department of such termination. If  
1270 such qualifying agent is the only qualifying agent for that  
1271 business organization, the business organization must be  
1272 qualified by another qualifying agent within 60 days after the  
1273 termination. Except as provided in paragraph (b), the business  
1274 organization may not engage in the practice of architecture  
1275 until it is qualified by another qualifying agent.

1276 (b) In the event a qualifying agent ceases employment with  
1277 a qualified business organization, the executive director or the  
1278 chair of the board may authorize another registered architect  
1279 employed by the business organization to temporarily serve as  
1280 its qualifying agent for a period of no more than 60 days. The  
1281 business organization is not authorized to operate beyond such  
1282 period under this chapter absent replacement of the qualifying  
1283 agent who has ceased employment.

1284 (c) A qualifying agent shall notify the department in  
1285 writing before engaging in the practice of architecture in her  
1286 or his own name or in affiliation with a different business



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1287 organization, and she or he or such business organization shall  
1288 supply the same information to the department as required of  
1289 applicants under this part.

1290 ~~(3) For the purposes of this section, a certificate of~~  
1291 ~~authorization shall be required for a corporation, limited~~  
1292 ~~liability company, partnership, or person operating under a~~  
1293 ~~fictitious name, offering interior design services to the public~~  
1294 ~~jointly or separately. However, when an individual is practicing~~  
1295 ~~interior design in her or his own name, she or he shall not be~~  
1296 ~~required to be certified under this section.~~

1297 (4) All final construction documents and instruments of  
1298 service which include drawings, specifications, plans, reports,  
1299 or other papers or documents that involve ~~involving~~ the practice  
1300 of architecture which are prepared or approved for the use of  
1301 the business organization ~~corporation, limited liability~~  
1302 ~~company, or partnership~~ and filed for public record within the  
1303 state must ~~shall~~ bear the signature and seal of the licensee who  
1304 prepared or approved them and the date on which they were  
1305 sealed.

1306 ~~(5) All drawings, specifications, plans, reports, or other~~  
1307 ~~papers or documents prepared or approved for the use of the~~  
1308 ~~corporation, limited liability company, or partnership by an~~  
1309 ~~interior designer in her or his professional capacity and filed~~  
1310 ~~for public record within the state shall bear the signature and~~  
1311 ~~seal of the licensee who prepared or approved them and the date~~  
1312 ~~on which they were sealed.~~

1313 ~~(6) The department shall issue a certificate of~~  
1314 ~~authorization to any applicant who the board certifies as~~  
1315 ~~qualified for a certificate of authorization and who has paid~~



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1316 ~~the fee set in s. 481.207.~~

1317 ~~(5)(7) The board shall allow a licensee or certify an~~  
1318 ~~applicant to qualify one or more business organizations as~~  
1319 ~~qualified for a certificate of authorization to offer~~  
1320 ~~architectural ~~or interior design~~ services, or to use a~~  
1321 ~~fictitious name to offer such services, if provided that:~~

1322 ~~(a) one or more of the principal officers of the~~  
1323 ~~corporation or limited liability company, or one or more~~  
1324 ~~partners of the partnership, and all personnel of the~~  
1325 ~~corporation, limited liability company, or partnership who act~~  
1326 ~~in its behalf in this state as architects, are registered as~~  
1327 ~~provided by this part.~~;~~ ~~or~~~~

1328 ~~(b) One or more of the principal officers of the~~  
1329 ~~corporation or one or more partners of the partnership, and all~~  
1330 ~~personnel of the corporation, limited liability company, or~~  
1331 ~~partnership who act in its behalf in this state as interior~~  
1332 ~~designers, are registered as provided by this part.~~

1333 ~~(8) The department shall adopt rules establishing a~~  
1334 ~~procedure for the biennial renewal of certificates of~~  
1335 ~~authorization.~~

1336 ~~(9) The department shall renew a certificate of~~  
1337 ~~authorization upon receipt of the renewal application and~~  
1338 ~~biennial renewal fee.~~

1339 ~~(6)(10) Each qualifying agent who qualifies a business~~  
1340 ~~organization partnership, limited liability company, and~~  
1341 ~~corporation certified under this section shall notify the~~  
1342 ~~department within 30 days after ~~of~~ any change in the information~~  
1343 ~~contained in the application upon which the qualification~~  
1344 ~~certification is based. Any registered architect ~~or interior~~~~



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1345 ~~designer~~ who qualifies the business organization shall ensure  
1346 ~~corporation, limited liability company, or partnership as~~  
1347 ~~provided in subsection (7) shall be responsible for ensuring~~  
1348 responsible supervising control of projects of the business  
1349 organization entity and shall notify the department of the ~~upon~~  
1350 termination of her or his employment with a business  
1351 organization qualified partnership, limited liability company,  
1352 ~~or corporation certified under this section shall notify the~~  
1353 ~~department of the termination~~ within 30 days after such  
1354 termination.

1355 ~~(7)(11)~~ A business organization is not ~~No corporation,~~  
1356 ~~limited liability company, or partnership shall be~~ relieved of  
1357 responsibility for the conduct or acts of its agents, employees,  
1358 or officers by reason of its compliance with this section.  
1359 However, except as provided in s. 558.0035, the architect who  
1360 signs and seals the construction documents and instruments of  
1361 service is ~~shall be~~ liable for the professional services  
1362 performed, ~~and the interior designer who signs and seals the~~  
1363 ~~interior design drawings, plans, or specifications shall be~~  
1364 ~~liable for the professional services performed.~~

1365 ~~(12)~~ ~~Disciplinary action against a corporation, limited~~  
1366 ~~liability company, or partnership shall be administered in the~~  
1367 ~~same manner and on the same grounds as disciplinary action~~  
1368 ~~against a registered architect or interior designer,~~  
1369 ~~respectively.~~

1370 ~~(8)(13)~~ ~~Nothing in~~ This section may not ~~shall~~ be construed  
1371 to mean that a certificate of registration to practice  
1372 architecture ~~or interior design~~ must ~~shall~~ be held by a business  
1373 organization ~~corporation, limited liability company, or~~





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1374 ~~partnership. Nothing in This section does not prohibit a~~  
1375 ~~business organization from offering prohibits corporations,~~  
1376 ~~limited liability companies, and partnerships from joining~~  
1377 ~~together to offer architectural or, engineering, interior~~  
1378 ~~design, surveying and mapping, and landscape architectural~~  
1379 ~~services, or any combination of such services, to the public if~~  
1380 ~~the business organization, provided that each corporation,~~  
1381 ~~limited liability company, or partnership otherwise meets the~~  
1382 ~~requirements of law.~~

1383 ~~(14) Corporations, limited liability companies, or~~  
1384 ~~partnerships holding a valid certificate of authorization to~~  
1385 ~~practice architecture shall be permitted to use in their title~~  
1386 ~~the term "interior designer" or "registered interior designer."~~

1387 Section 70. Subsections (4), (6), (8), (10), (11), and (12)  
1388 of section 481.221, Florida Statutes, are renumbered as  
1389 subsections (3), (4), (5), (6), (7), and (8), respectively, and  
1390 present subsections (3), (5), (7), (9), (10), (11), and (12) of  
1391 that section are amended to read:

1392 481.221 Seals; display of certificate number; permitting  
1393 requirements.-

1394 ~~(3) The board shall adopt a rule prescribing the distinctly~~  
1395 ~~different seals to be used by registered interior designers~~  
1396 ~~holding valid certificates of registration. Each registered~~  
1397 ~~interior designer shall obtain a seal as prescribed by the~~  
1398 ~~board, and all drawings, plans, specifications, or reports~~  
1399 ~~prepared or issued by the registered interior designer and being~~  
1400 ~~filed for public record shall bear the signature and seal of the~~  
1401 ~~registered interior designer who prepared or approved the~~  
1402 ~~document and the date on which they were sealed. The signature,~~



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1403 ~~date, and seal shall be evidence of the authenticity of that to~~  
1404 ~~which they are affixed. Final plans, specifications, or reports~~  
1405 ~~prepared or issued by a registered interior designer may be~~  
1406 ~~transmitted electronically and may be signed by the registered~~  
1407 ~~interior designer, dated, and sealed electronically with the~~  
1408 ~~seal in accordance with ss. 668.001-668.006.~~

1409 ~~(5) No registered interior designer shall affix, or permit~~  
1410 ~~to be affixed, her or his seal or signature to any plan,~~  
1411 ~~specification, drawing, or other document which depicts work~~  
1412 ~~which she or he is not competent or licensed to perform.~~

1413 ~~(7) No registered interior designer shall affix her or his~~  
1414 ~~signature or seal to any plans, specifications, or other~~  
1415 ~~documents which were not prepared by her or him or under her or~~  
1416 ~~his responsible supervising control or by another registered~~  
1417 ~~interior designer and reviewed, approved, or modified and~~  
1418 ~~adopted by her or him as her or his own work according to rules~~  
1419 ~~adopted by the board.~~

1420 ~~(9) Studies, drawings, specifications, and other related~~  
1421 ~~documents prepared by a registered interior designer in~~  
1422 ~~providing interior design services shall be of a sufficiently~~  
1423 ~~high standard to clearly and accurately indicate all essential~~  
1424 ~~parts of the work to which they refer.~~

1425 ~~(6)(10) Each registered architect must or interior~~  
1426 ~~designer, and each corporation, limited liability company, or~~  
1427 ~~partnership holding a certificate of authorization, shall~~  
1428 ~~include her or his license ~~its certificate~~ number in any~~  
1429 ~~newspaper, telephone directory, or other advertising medium used~~  
1430 ~~by the registered licensee architect, interior designer,~~  
1431 ~~corporation, limited liability company, or partnership. Each~~



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1432 business organization must include the license number of the  
1433 registered architect who serves as the qualifying agent for that  
1434 business organization in any newspaper, telephone directory, or  
1435 other advertising medium used by the business organization. A  
1436 business organization is not required to display the license  
1437 numbers of other registered architects employed by the business  
1438 organization ~~A corporation, limited liability company, or~~  
1439 ~~partnership is not required to display the certificate number of~~  
1440 ~~individual registered architects or interior designers employed~~  
1441 ~~by or working within the corporation, limited liability company,~~  
1442 ~~or partnership.~~

1443 (7) ~~(11)~~ When the certificate of registration of a  
1444 registered architect ~~or interior designer~~ has been revoked or  
1445 suspended by the board, the registered architect ~~or interior~~  
1446 ~~designer~~ shall surrender her or his seal to the secretary of the  
1447 board within a period of 30 days after the revocation or  
1448 suspension has become effective. If the certificate of the  
1449 registered architect ~~or interior designer~~ has been suspended for  
1450 a period of time, her or his seal shall be returned to her or  
1451 him upon expiration of the suspension period.

1452 (8) ~~(12)~~ A person may not sign and seal by any means any  
1453 final plan, specification, or report after her or his  
1454 certificate of registration has expired or is suspended or  
1455 revoked. A registered architect ~~or interior designer~~ whose  
1456 certificate of registration is suspended or revoked shall,  
1457 within 30 days after the effective date of the suspension or  
1458 revocation, surrender her or his seal to the executive director  
1459 of the board and confirm in writing to the executive director  
1460 the cancellation of the registered architect's ~~or interior~~



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1461 ~~designer's~~ electronic signature in accordance with ss. 668.001-  
1462 668.006. When a registered architect's ~~or interior designer's~~  
1463 certificate of registration is suspended for a period of time,  
1464 her or his seal shall be returned upon expiration of the period  
1465 of suspension.

1466 Section 71. Section 481.222, Florida Statutes, is amended  
1467 to read:

1468 481.222 Architects performing building code inspection  
1469 services.—Notwithstanding any other provision of law, a person  
1470 who is currently licensed to practice as an architect under this  
1471 part may provide building code inspection services described in  
1472 s. 468.603(5) and (8) to a local government or state agency upon  
1473 its request, without being certified by the Florida Building  
1474 Code Administrators and Inspectors Board under part XII of  
1475 chapter 468. With respect to the performance of such building  
1476 code inspection services, the architect is subject to the  
1477 disciplinary guidelines of this part and s. 468.621(1)(c)-(h).  
1478 Any complaint processing, investigation, and discipline that  
1479 arise out of an architect's performance of building code  
1480 inspection services shall be conducted by the Board of  
1481 Architecture ~~and Interior Design~~ rather than the Florida  
1482 Building Code Administrators and Inspectors Board. An architect  
1483 may not perform plans review as an employee of a local  
1484 government upon any job that the architect or the architect's  
1485 company designed.

1486 Section 72. Section 481.223, Florida Statutes, is amended  
1487 to read:

1488 481.223 Prohibitions; penalties; injunctive relief.—

1489 (1) A person may not knowingly:



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1490 (a) Practice architecture unless the person is an architect  
1491 or a registered architect; however, a licensed architect who has  
1492 been licensed by the board and who chooses to relinquish or not  
1493 to renew his or her license may use the title "Architect,  
1494 Retired" but may not otherwise render any architectural  
1495 services.

1496 ~~(b) Practice interior design unless the person is a~~  
1497 ~~registered interior designer unless otherwise exempted herein;~~  
1498 ~~however, an interior designer who has been licensed by the board~~  
1499 ~~and who chooses to relinquish or not to renew his or her license~~  
1500 ~~may use the title "Interior Designer, Retired" but may not~~  
1501 ~~otherwise render any interior design services.~~

1502 ~~(b)(e)~~ Use the name or title "architect," ~~or~~ "registered  
1503 architect," ~~or "interior designer" or "registered interior~~  
1504 ~~designer,"~~ or words to that effect, when the person is not then  
1505 the holder of a valid license issued pursuant to this part.

1506 ~~(c)(d)~~ Present as his or her own the license of another.

1507 ~~(d)(e)~~ Give false or forged evidence to the board or a  
1508 member thereof.

1509 ~~(e)(f)~~ Use or attempt to use an architect ~~or interior~~  
1510 ~~designer~~ license that has been suspended, revoked, or placed on  
1511 inactive or delinquent status.

1512 ~~(f)(g)~~ Employ unlicensed persons to practice architecture  
1513 ~~or interior design.~~

1514 ~~(g)(h)~~ Conceal information relative to violations of this  
1515 part.

1516 (2) Any person who violates any provision of subsection (1)  
1517 commits a misdemeanor of the first degree, punishable as  
1518 provided in s. 775.082 or s. 775.083.



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1519 (3) (a) Notwithstanding chapter 455 or any other law to the  
1520 contrary, an affected person may maintain an action for  
1521 injunctive relief to restrain or prevent a person from violating  
1522 paragraph (1) (a) or, paragraph (1) (b), ~~or paragraph (1) (c)~~. The  
1523 prevailing party is entitled to actual costs and attorney's  
1524 fees.

1525 (b) For purposes of this subsection, the term "affected  
1526 person" means a person directly affected by the actions of a  
1527 person suspected of violating paragraph (1) (a) or, paragraph  
1528 (1) (b), ~~or paragraph (1) (c)~~ and includes, but is not limited to,  
1529 the department, any person who received services from the  
1530 alleged violator, or any private association composed primarily  
1531 of members of the profession the alleged violator is practicing  
1532 or offering to practice or holding himself or herself out as  
1533 qualified to practice.

1534 Section 73. Section 481.2251, Florida Statutes, is  
1535 repealed.

1536 Section 74. Subsections (5) through (8) of section 481.229,  
1537 Florida Statutes, are amended to read:

1538 481.229 Exceptions; exemptions from licensure.—

1539 ~~(5) (a) Nothing contained in this part shall prevent a~~  
1540 ~~registered architect or a partnership, limited liability~~  
1541 ~~company, or corporation holding a valid certificate of~~  
1542 ~~authorization to provide architectural services from performing~~  
1543 ~~any interior design service or from using the title "interior~~  
1544 ~~designer" or "registered interior designer."~~

1545 ~~(b) Notwithstanding any other provision of this part, all~~  
1546 ~~persons licensed as architects under this part shall be~~  
1547 ~~qualified for interior design licensure upon submission of a~~



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1548 ~~completed application for such license and a fee not to exceed~~  
1549 ~~\$30. Such persons shall be exempt from the requirements of s.~~  
1550 ~~481.209(2). For architects licensed as interior designers,~~  
1551 ~~satisfaction of the requirements for renewal of licensure as an~~  
1552 ~~architect under s. 481.215 shall be deemed to satisfy the~~  
1553 ~~requirements for renewal of licensure as an interior designer~~  
1554 ~~under that section. Complaint processing, investigation, or~~  
1555 ~~other discipline-related legal costs related to persons licensed~~  
1556 ~~as interior designers under this paragraph shall be assessed~~  
1557 ~~against the architects' account of the Regulatory Trust Fund.~~

1558 ~~(c) Notwithstanding any other provision of this part, any~~  
1559 ~~corporation, partnership, or person operating under a fictitious~~  
1560 ~~name which holds a certificate of authorization to provide~~  
1561 ~~architectural services shall be qualified, without fee, for a~~  
1562 ~~certificate of authorization to provide interior design services~~  
1563 ~~upon submission of a completed application therefor. For~~  
1564 ~~corporations, partnerships, and persons operating under a~~  
1565 ~~fictitious name which hold a certificate of authorization to~~  
1566 ~~provide interior design services, satisfaction of the~~  
1567 ~~requirements for renewal of the certificate of authorization to~~  
1568 ~~provide architectural services under s. 481.219 shall be deemed~~  
1569 ~~to satisfy the requirements for renewal of the certificate of~~  
1570 ~~authorization to provide interior design services under that~~  
1571 ~~section.~~

1572 ~~(6) This part shall not apply to:~~

1573 ~~(a) A person who performs interior design services or~~  
1574 ~~interior decorator services for any residential application,~~  
1575 ~~provided that such person does not advertise as, or represent~~  
1576 ~~himself or herself as, an interior designer. For purposes of~~



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1577 ~~this paragraph, "residential applications" includes all types of~~  
1578 ~~residences, including, but not limited to, residence buildings,~~  
1579 ~~single-family homes, multifamily homes, townhouses, apartments,~~  
1580 ~~condominiums, and domestic outbuildings appurtenant to one-~~  
1581 ~~family or two-family residences. However, "residential~~  
1582 ~~applications" does not include common areas associated with~~  
1583 ~~instances of multiple-unit dwelling applications.~~

1584 ~~(b) An employee of a retail establishment providing~~  
1585 ~~"interior decorator services" on the premises of the retail~~  
1586 ~~establishment or in the furtherance of a retail sale or~~  
1587 ~~prospective retail sale, provided that such employee does not~~  
1588 ~~advertise as, or represent himself or herself as, an interior~~  
1589 ~~designer.~~

1590 ~~(7) Nothing in this part shall be construed as authorizing~~  
1591 ~~or permitting an interior designer to engage in the business of,~~  
1592 ~~or to act as, a contractor within the meaning of chapter 489,~~  
1593 ~~unless registered or certified as a contractor pursuant to~~  
1594 ~~chapter 489.~~

1595 ~~(5)(8)~~ A manufacturer of commercial food service equipment  
1596 or the manufacturer's representative, distributor, or dealer or  
1597 an employee thereof, who prepares designs, specifications, or  
1598 layouts for the sale or installation of such equipment is exempt  
1599 from licensure as an architect ~~or interior designer~~, if:

1600 (a) The designs, specifications, or layouts are not used  
1601 for construction or installation that may affect structural,  
1602 mechanical, plumbing, heating, air conditioning, ventilating,  
1603 electrical, or vertical transportation systems.

1604 (b) The designs, specifications, or layouts do not  
1605 materially affect lifesafety systems pertaining to firesafety





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1606 protection, smoke evacuation and compartmentalization, and  
1607 emergency ingress or egress systems.

1608 (c) Each design, specification, or layout document prepared  
1609 by a person or entity exempt under this subsection contains a  
1610 statement on each page of the document that the designs,  
1611 specifications, or layouts are not architectural, ~~interior~~  
1612 ~~design,~~ or engineering designs, specifications, or layouts and  
1613 not used for construction unless reviewed and approved by a  
1614 licensed architect or engineer.

1615 Section 75. Subsection (1) of section 481.231, Florida  
1616 Statutes, is amended to read:

1617 481.231 Effect of part locally.-

1618 (1) ~~Nothing in This part does not shall be construed to~~  
1619 ~~repeal, amend, limit, or otherwise affect any specific provision~~  
1620 ~~of any local building code or zoning law or ordinance that has~~  
1621 ~~been duly adopted, now or hereafter enacted, which is more~~  
1622 ~~restrictive, with respect to the services of registered~~  
1623 ~~architects or registered interior designers, than the provisions~~  
1624 ~~of this part; provided, however, that a licensed architect shall~~  
1625 ~~be deemed licensed as an interior designer for purposes of~~  
1626 ~~offering or rendering interior design services to a county,~~  
1627 ~~municipality, or other local government or political~~  
1628 ~~subdivision.~~

1629 Section 76. Section 481.303, Florida Statutes, is amended  
1630 to read:

1631 481.303 Definitions.-As used in this chapter, the term:

1632 (1) "Board" means the Board of Landscape Architecture.

1633 (2)~~(4)~~ "Certificate of registration" means a license issued  
1634 by the department to a natural person to engage in the practice



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1635 of landscape architecture.

1636 ~~(3)~~<sup>(2)</sup> "Department" means the Department of Business and  
1637 Professional Regulation.

1638 ~~(5)~~ "~~Certificate of authorization~~" means a license issued  
1639 ~~by the department to a corporation or partnership to engage in~~  
1640 ~~the practice of landscape architecture.~~

1641 ~~(4)~~<sup>(6)</sup> "Landscape architecture" means professional  
1642 services, including, but not limited to, the following:

1643 (a) Consultation, investigation, research, planning,  
1644 design, preparation of drawings, specifications, contract  
1645 documents and reports, responsible construction supervision, or  
1646 landscape management in connection with the planning and  
1647 development of land and incidental water areas, including the  
1648 use of Florida-friendly landscaping as defined in s. 373.185,  
1649 where, and to the extent that, the dominant purpose of such  
1650 services or creative works is the preservation, conservation,  
1651 enhancement, or determination of proper land uses, natural land  
1652 features, ground cover and plantings, or naturalistic and  
1653 aesthetic values;

1654 (b) The determination of settings, grounds, and approaches  
1655 for and the siting of buildings and structures, outdoor areas,  
1656 or other improvements;

1657 (c) The setting of grades, shaping and contouring of land  
1658 and water forms, determination of drainage, and provision for  
1659 storm drainage and irrigation systems where such systems are  
1660 necessary to the purposes outlined herein; and

1661 (d) The design of such tangible objects and features as are  
1662 necessary to the purpose outlined herein.

1663 ~~(5)~~<sup>(7)</sup> "Landscape design" means consultation for and



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1664 preparation of planting plans drawn for compensation, including  
1665 specifications and installation details for plant materials,  
1666 soil amendments, mulches, edging, gravel, and other similar  
1667 materials. Such plans may include only recommendations for the  
1668 conceptual placement of tangible objects for landscape design  
1669 projects. Construction documents, details, and specifications  
1670 for tangible objects and irrigation systems shall be designed or  
1671 approved by licensed professionals as required by law.

1672 (6)~~(3)~~ "Registered landscape architect" means a person who  
1673 holds a license to practice landscape architecture in this state  
1674 under the authority of this act.

1675 Section 77. Section 481.310, Florida Statutes, is amended  
1676 to read:

1677 481.310 Practical experience requirement.—Beginning October  
1678 1, 1990, every applicant for licensure as a registered landscape  
1679 architect shall demonstrate, prior to licensure, 1 year of  
1680 practical experience in landscape architectural work. An  
1681 applicant who holds a master of landscape architecture degree is  
1682 not required to demonstrate 1 year of practical experience in  
1683 landscape architectural work to obtain licensure. The board  
1684 shall adopt rules providing standards for the required  
1685 experience. An applicant who qualifies for examination pursuant  
1686 to s. 481.309(1)(b)1. may obtain the practical experience after  
1687 completing the required professional degree. Experience used to  
1688 qualify for examination pursuant to s. 481.309(1)(b)2. may not  
1689 be used to satisfy the practical experience requirement under  
1690 this section.

1691 Section 78. Subsections (5) and (6) of section 481.311,  
1692 Florida Statutes, are renumbered as subsections (4) and (5),



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1693 respectively, and subsection (3) and present subsection (4) of  
1694 that section are amended, to read:

1695 481.311 Licensure.—

1696 (3) The board shall certify as qualified for a license by  
1697 endorsement an applicant who:

1698 (a) Qualifies to take the examination as set forth in s.  
1699 481.309; and has passed a national, regional, state, or  
1700 territorial licensing examination which is substantially  
1701 equivalent to the examination required by s. 481.309; ~~or~~

1702 (b) Holds a valid license to practice landscape  
1703 architecture issued by another state or territory of the United  
1704 States, if the criteria for issuance of such license were  
1705 substantially identical to the licensure criteria which existed  
1706 in this state at the time the license was issued; ~~or-~~

1707 (c) Has held a valid license to practice landscape  
1708 architecture in another state or territory of the United States  
1709 for at least 10 years before the date of application and has  
1710 successfully completed a state, regional, national, or other  
1711 examination that is equivalent to or more stringent than the  
1712 examination required by the board, subject to subsection (5). An  
1713 applicant who has met the requirements to be qualified for a  
1714 license by endorsement except for successful completion of an  
1715 examination that is equivalent to or more stringent than the  
1716 examination required by the board may take the examination  
1717 required by the board without completing additional education  
1718 requirements.

1719 ~~(4) The board shall certify as qualified for a certificate~~  
1720 ~~of authorization any applicant corporation or partnership who~~  
1721 ~~satisfies the requirements of s. 481.319.~~



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1722 Section 79. Subsection (2) of section 481.317, Florida  
1723 Statutes, is amended to read:

1724 481.317 Temporary certificates.—

1725 ~~(2) Upon approval by the board and payment of the fee set~~  
1726 ~~in s. 481.307, the department shall grant a temporary~~  
1727 ~~certificate of authorization for work on one specified project~~  
1728 ~~in this state for a period not to exceed 1 year to an out-of-~~  
1729 ~~state corporation, partnership, or firm, provided one of the~~  
1730 ~~principal officers of the corporation, one of the partners of~~  
1731 ~~the partnership, or one of the principals in the fictitiously~~  
1732 ~~named firm has obtained a temporary certificate of registration~~  
1733 ~~in accordance with subsection (1).~~

1734 Section 80. Section 481.319, Florida Statutes, is amended  
1735 to read:

1736 481.319 Corporate and partnership practice of landscape  
1737 architecture; ~~certificate of authorization.~~—

1738 (1) The practice of or offer to practice landscape  
1739 architecture by registered landscape architects registered under  
1740 this part through a corporation or partnership offering  
1741 landscape architectural services to the public, or through a  
1742 corporation or partnership offering landscape architectural  
1743 services to the public through individual registered landscape  
1744 architects as agents, employees, officers, or partners, is  
1745 permitted, subject to the provisions of this section, if:

1746 (a) One or more of the principal officers of the  
1747 corporation, or partners of the partnership, and all personnel  
1748 of the corporation or partnership who act in its behalf as  
1749 landscape architects in this state are registered landscape  
1750 architects; and



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1751 (b) One or more of the officers, one or more of the  
1752 directors, one or more of the owners of the corporation, or one  
1753 or more of the partners of the partnership is a registered  
1754 landscape architect; ~~and~~

1755 ~~(c) The corporation or partnership has been issued a~~  
1756 ~~certificate of authorization by the board as provided herein.~~

1757 (2) All documents involving the practice of landscape  
1758 architecture which are prepared for the use of the corporation  
1759 or partnership shall bear the signature and seal of a registered  
1760 landscape architect.

1761 (3) A landscape architect applying to practice in the name  
1762 of a ~~An applicant~~ corporation must ~~shall~~ file with the  
1763 department the names and addresses of all officers and board  
1764 members of the corporation, including the principal officer or  
1765 officers, duly registered to practice landscape architecture in  
1766 this state and, also, of all individuals duly registered to  
1767 practice landscape architecture in this state who shall be in  
1768 responsible charge of the practice of landscape architecture by  
1769 the corporation in this state. A landscape architect applying to  
1770 practice in the name of a ~~An applicant~~ partnership must ~~shall~~  
1771 file with the department the names and addresses of all partners  
1772 of the partnership, including the partner or partners duly  
1773 registered to practice landscape architecture in this state and,  
1774 also, of an individual or individuals duly registered to  
1775 practice landscape architecture in this state who shall be in  
1776 responsible charge of the practice of landscape architecture by  
1777 said partnership in this state.

1778 (4) Each landscape architect qualifying a partnership or  
1779 and corporation licensed under this part must ~~shall~~ notify the



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1780 department within 1 month after ~~of~~ any change in the information  
1781 contained in the application upon which the license is based.  
1782 Any landscape architect who terminates her or his ~~or her~~  
1783 employment with a partnership or corporation licensed under this  
1784 part shall notify the department of the termination within 1  
1785 month after such termination.

1786 ~~(5) Disciplinary action against a corporation or~~  
1787 ~~partnership shall be administered in the same manner and on the~~  
1788 ~~same grounds as disciplinary action against a registered~~  
1789 ~~landscape architect.~~

1790 (5) ~~(6)~~ Except as provided in s. 558.0035, the fact that a  
1791 registered landscape architect practices landscape architecture  
1792 through a corporation or partnership as provided in this section  
1793 does not relieve the landscape architect from personal liability  
1794 for her or his ~~or her~~ professional acts.

1795 Section 81. Subsection (5) of section 481.321, Florida  
1796 Statutes, is amended to read:

1797 481.321 Seals; display of certificate number.—

1798 (5) Each registered landscape architect must ~~and each~~  
1799 ~~corporation or partnership holding a certificate of~~  
1800 ~~authorization shall~~ include her or his ~~its~~ certificate number in  
1801 any newspaper, telephone directory, or other advertising medium  
1802 used by the registered landscape architect, corporation, or  
1803 partnership. A corporation or partnership must ~~is not required~~  
1804 ~~to~~ display the certificate number ~~numbers~~ of at least one  
1805 officer, director, owner, or partner who is a individual  
1806 registered landscape architect ~~architects~~ employed by or  
1807 practicing with the corporation or partnership.

1808 Section 82. Subsection (5) of section 481.329, Florida



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1809 Statutes, is amended to read:

1810 481.329 Exceptions; exemptions from licensure.—

1811 (5) This part does not prohibit any person from engaging in  
1812 the practice of landscape design, as defined in s. 481.303  
1813 ~~481.303(7)~~, or from submitting for approval to a governmental  
1814 agency planting plans that are independent of, or a component  
1815 of, construction documents that are prepared by a Florida-  
1816 registered professional. Persons providing landscape design  
1817 services shall not use the title, term, or designation  
1818 "landscape architect," "landscape architectural," "landscape  
1819 architecture," "L.A.," "landscape engineering," or any  
1820 description tending to convey the impression that she or he is a  
1821 landscape architect unless she or he is registered as provided  
1822 in this part.

1823 Section 83. Subsection (9) of section 489.103, Florida  
1824 Statutes, is amended to read:

1825 489.103 Exemptions.—This part does not apply to:

1826 (9) Any work or operation of a casual, minor, or  
1827 inconsequential nature in which the aggregate contract price for  
1828 labor, materials, and all other items is less than \$2,500  
1829 ~~\$1,000~~, but this exemption does not apply:

1830 (a) If the construction, repair, remodeling, or improvement  
1831 is a part of a larger or major operation, whether undertaken by  
1832 the same or a different contractor, or in which a division of  
1833 the operation is made in contracts of amounts less than \$2,500  
1834 ~~\$1,000~~ for the purpose of evading this part or otherwise.

1835 (b) To a person who advertises that he or she is a  
1836 contractor or otherwise represents that he or she is qualified  
1837 to engage in contracting.





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1838 Section 84. Subsection (2) of section 489.111, Florida  
1839 Statutes, is amended to read:

1840 489.111 Licensure by examination.—

1841 (2) A person shall be eligible for licensure by examination  
1842 if the person:

1843 (a) Is 18 years of age;

1844 (b) Is of good moral character; and

1845 (c) Meets eligibility requirements according to one of the  
1846 following criteria:

1847 1. Has received a baccalaureate degree from an accredited  
1848 4-year college in the appropriate field of engineering,  
1849 architecture, or building construction and has 1 year of proven  
1850 experience in the category in which the person seeks to qualify.  
1851 For the purpose of this part, a minimum of 2,000 person-hours  
1852 shall be used in determining full-time equivalency. An applicant  
1853 who is exempt from passing an examination as provided in s.  
1854 489.113(1) is eligible for a license under this section.

1855 2. Has a total of at least 4 years of active experience as  
1856 a worker who has learned the trade by serving an apprenticeship  
1857 as a skilled worker who is able to command the rate of a  
1858 mechanic in the particular trade or as a foreman who is in  
1859 charge of a group of workers and usually is responsible to a  
1860 superintendent or a contractor or his or her equivalent,  
1861 provided, however, that at least 1 year of active experience  
1862 shall be as a foreman.

1863 3. Has a combination of not less than 1 year of experience  
1864 as a foreman and not less than 3 years of credits for any  
1865 accredited college-level courses; has a combination of not less  
1866 than 1 year of experience as a skilled worker, 1 year of



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1867 experience as a foreman, and not less than 2 years of credits  
1868 for any accredited college-level courses; or has a combination  
1869 of not less than 2 years of experience as a skilled worker, 1  
1870 year of experience as a foreman, and not less than 1 year of  
1871 credits for any accredited college-level courses. All junior  
1872 college or community college-level courses shall be considered  
1873 accredited college-level courses.

1874 4.a. An active certified residential contractor is eligible  
1875 to receive a certified building contractor license after passing  
1876 or having previously passed ~~take~~ the building contractors'  
1877 examination if he or she possesses a minimum of 3 years of  
1878 proven experience in the classification in which he or she is  
1879 certified.

1880 b. An active certified residential contractor is eligible  
1881 to receive a certified general contractor license after passing  
1882 or having previously passed ~~take~~ the general contractors'  
1883 examination if he or she possesses a minimum of 4 years of  
1884 proven experience in the classification in which he or she is  
1885 certified.

1886 c. An active certified building contractor is eligible to  
1887 receive a certified general contractor license after passing or  
1888 having previously passed ~~take~~ the general contractors'  
1889 examination if he or she possesses a minimum of 4 years of  
1890 proven experience in the classification in which he or she is  
1891 certified.

1892 5.a. An active certified air-conditioning Class C  
1893 contractor is eligible to receive a certified air-conditioning  
1894 Class B contractor license after passing or having previously  
1895 passed ~~take~~ the air-conditioning Class B contractors'



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1896 examination if he or she possesses a minimum of 3 years of  
1897 proven experience in the classification in which he or she is  
1898 certified.

1899         b. An active certified air-conditioning Class C contractor  
1900 is eligible to receive a certified air-conditioning Class A  
1901 contractor license after passing or having previously passed  
1902 ~~take~~ the air-conditioning Class A contractors' examination if he  
1903 or she possesses a minimum of 4 years of proven experience in  
1904 the classification in which he or she is certified.

1905         c. An active certified air-conditioning Class B contractor  
1906 is eligible to receive a certified air-conditioning Class A  
1907 contractor license after passing or having previously passed  
1908 ~~take~~ the air-conditioning Class A contractors' examination if he  
1909 or she possesses a minimum of 1 year of proven experience in the  
1910 classification in which he or she is certified.

1911         6.a. An active certified swimming pool servicing contractor  
1912 is eligible to receive a certified residential swimming pool  
1913 contractor license after passing or having previously passed  
1914 ~~take~~ the residential swimming pool contractors' examination if  
1915 he or she possesses a minimum of 3 years of proven experience in  
1916 the classification in which he or she is certified.

1917         b. An active certified swimming pool servicing contractor  
1918 is eligible to receive a certified commercial swimming pool  
1919 contractor license after passing or having previously passed  
1920 ~~take~~ the swimming pool commercial contractors' examination if he  
1921 or she possesses a minimum of 4 years of proven experience in  
1922 the classification in which he or she is certified.

1923         c. An active certified residential swimming pool contractor  
1924 is eligible to receive a certified commercial swimming pool



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1925 contractor license after passing or having previously passed  
1926 ~~take~~ the commercial swimming pool contractors' examination if he  
1927 or she possesses a minimum of 1 year of proven experience in the  
1928 classification in which he or she is certified.

1929 d. An applicant is eligible to receive a certified swimming  
1930 pool/spa servicing contractor license after passing or having  
1931 previously passed ~~take~~ the swimming pool/spa servicing  
1932 contractors' examination if he or she has satisfactorily  
1933 completed 60 hours of instruction in courses related to the  
1934 scope of work covered by that license and approved by the  
1935 Construction Industry Licensing Board by rule and has at least 1  
1936 year of proven experience related to the scope of work of such a  
1937 contractor.

1938 Section 85. Subsection (1) of section 489.113, Florida  
1939 Statutes, is amended to read:

1940 489.113 Qualifications for practice; restrictions.—

1941 (1) Any person who desires to engage in contracting on a  
1942 statewide basis shall, as a prerequisite thereto, establish his  
1943 or her competency and qualifications to be certified pursuant to  
1944 this part. To establish competency, a person shall pass the  
1945 appropriate examination approved by the board and certified by  
1946 the department. If an applicant has received a baccalaureate  
1947 degree from an accredited 4-year college in building  
1948 construction, or a related degree as approved by the board by  
1949 rule, such applicant is not required to pass such examination.  
1950 Any person who desires to engage in contracting on other than a  
1951 statewide basis shall, as a prerequisite thereto, be registered  
1952 pursuant to this part, unless exempted by this part.

1953 Section 86. Subsection (3) of section 489.115, Florida



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1954 Statutes, is amended to read:

1955 489.115 Certification and registration; endorsement;  
1956 reciprocity; renewals; continuing education.—

1957 (3) The board shall certify as qualified for certification  
1958 by endorsement any applicant who:

1959 (a) Meets the requirements for certification as set forth  
1960 in this section; has passed a national, regional, state, or  
1961 United States territorial licensing examination that is  
1962 substantially equivalent to the examination required by this  
1963 part; and has satisfied the requirements set forth in s.

1964 489.111;

1965 (b) Holds a valid license to practice contracting issued by  
1966 another state or territory of the United States, if the criteria  
1967 for issuance of such license were substantially equivalent to  
1968 Florida's current certification criteria; ~~or~~

1969 (c) Holds a valid, current license to practice contracting  
1970 issued by another state or territory of the United States, if  
1971 the state or territory has entered into a reciprocal agreement  
1972 with the board for the recognition of contractor licenses issued  
1973 in that state, based on criteria for the issuance of such  
1974 licenses that are substantially equivalent to the criteria for  
1975 certification in this state; or

1976 (d) Has held a valid, current license to practice  
1977 contracting issued by another state or territory for at least 10  
1978 years before the date of application and is applying for the  
1979 same or similar license in this state, subject to subsections  
1980 (5)-(9).

1981 Section 87. Subsection (5) of section 489.511, Florida  
1982 Statutes, is amended to read:



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1983 489.511 Certification; application; examinations;  
1984 endorsement.—

1985 (5) The board shall certify as qualified for certification  
1986 by endorsement any individual applying for certification who:

1987 (a) Meets the requirements for certification as set forth  
1988 in this section; has passed a national, regional, state, or  
1989 United States territorial licensing examination that is  
1990 substantially equivalent to the examination required by this  
1991 part; and has satisfied the requirements set forth in s.  
1992 489.521; ~~or~~

1993 (b) Holds a valid license to practice electrical or alarm  
1994 system contracting issued by another state or territory of the  
1995 United States, if the criteria for issuance of such license was  
1996 substantially equivalent to the certification criteria that  
1997 existed in this state at the time the certificate was issued; or

1998 (c) Has held a valid, current license to practice  
1999 electrical or alarm system contracting issued by another state  
2000 or territory for at least 10 years before the date of  
2001 application and is applying for the same or similar license in  
2002 this state, subject to ss. 489.510 and 489.521(3)(a), and  
2003 subparagraph (1)(b)1.

2004 Section 88. Subsection (3) and paragraph (b) of subsection  
2005 (4) of section 489.517, Florida Statutes, are amended to read:

2006 489.517 Renewal of certificate or registration; continuing  
2007 education.—

2008 (3) Each certificateholder or registrant shall provide  
2009 proof, in a form established by rule of the board, that the  
2010 certificateholder or registrant has completed at least 7 ~~14~~  
2011 classroom hours of at least 50 minutes each of continuing



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2012 education courses during each biennium since the issuance or  
2013 renewal of the certificate or registration. The board shall by  
2014 rule establish criteria for the approval of continuing education  
2015 courses and providers and may by rule establish criteria for  
2016 accepting alternative nonclassroom continuing education on an  
2017 hour-for-hour basis.

2018 (4)

2019 (b) Of the 7 ~~14~~ classroom hours of continuing education  
2020 required, at least 1 hour ~~7 hours~~ must be on technical subjects,  
2021 1 hour on workers' compensation, 1 hour on workplace safety, 1  
2022 hour on business practices, and for alarm system contractors and  
2023 electrical contractors engaged in alarm system contracting, 2  
2024 hours on false alarm prevention.

2025 Section 89. Paragraph (b) of subsection (1) of section  
2026 489.518, Florida Statutes, is amended to read:

2027 489.518 Alarm system agents.—

2028 (1) A licensed electrical or alarm system contractor may  
2029 not employ a person to perform the duties of a burglar alarm  
2030 system agent unless the person:

2031 (b) Has successfully completed a minimum of 14 hours of  
2032 training within 90 days after employment, to include basic alarm  
2033 system electronics in addition to related training including  
2034 CCTV and access control training, with at least 2 hours of  
2035 training in the prevention of false alarms. Such training shall  
2036 be from a board-approved provider, and the employee or applicant  
2037 for employment shall provide proof of successful completion to  
2038 the licensed employer. The board shall by rule establish  
2039 criteria for the approval of training courses and providers and  
2040 may by rule establish criteria for accepting alternative



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2041 nonclassroom education on an hour-for-hour basis. The board  
2042 shall approve providers that conduct training in other than the  
2043 English language. The board shall establish a fee for the  
2044 approval of training providers or courses, not to exceed \$60.  
2045 Qualified employers may conduct training classes for their  
2046 employees, with board approval.

2047 Section 90. Section 492.104, Florida Statutes, is amended,  
2048 to read:

2049 492.104 Rulemaking authority.—The Board of Professional  
2050 Geologists has authority to adopt rules pursuant to ss.  
2051 120.536(1) and 120.54 to implement this chapter. Every licensee  
2052 shall be governed and controlled by this chapter and the rules  
2053 adopted by the board. The board is authorized to set, by rule,  
2054 fees for application, examination, ~~certificate of authorization,~~  
2055 late renewal, initial licensure, and license renewal. These fees  
2056 may ~~should~~ not exceed the cost of implementing the application,  
2057 examination, initial licensure, and license renewal or other  
2058 administrative process and shall be established as follows:

2059 (1) The application fee shall not exceed \$150 and shall be  
2060 nonrefundable.

2061 (2) The examination fee shall not exceed \$250, and the fee  
2062 may be apportioned to each part of a multipart examination. The  
2063 examination fee shall be refundable in whole or part if the  
2064 applicant is found to be ineligible to take any portion of the  
2065 licensure examination.

2066 (3) The initial license fee shall not exceed \$100.

2067 (4) The biennial renewal fee shall not exceed \$150.

2068 ~~(5) The fee for a certificate of authorization shall not~~  
2069 ~~exceed \$350 and the fee for renewal of the certificate shall not~~





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2070 ~~exceed \$350.~~

2071 (5)~~(6)~~ The fee for reactivation of an inactive license may  
2072 ~~shall~~ not exceed \$50.

2073 (6)~~(7)~~ The fee for a provisional license may ~~shall~~ not  
2074 exceed \$400.

2075 (7)~~(8)~~ The fee for application, examination, and licensure  
2076 for a license by endorsement is ~~shall be~~ as provided in this  
2077 section for licenses in general.

2078 Section 91. Subsection (1) of section 492.108, Florida  
2079 Statutes, is amended to read:

2080 492.108 Licensure by endorsement; requirements; fees.-

2081 (1) The department shall issue a license by endorsement to  
2082 any applicant who, upon applying to the department and remitting  
2083 an application fee, has been certified by the board that he or  
2084 she:

2085 (a) Has met the qualifications for licensure in s.

2086 492.105(1)(b)-(e) and:-

2087 1.~~(b)~~ Is the holder of an active license in good standing  
2088 in a state, trust, territory, or possession of the United  
2089 States.

2090 2.~~(c)~~ Was licensed through written examination in at least  
2091 one state, trust, territory, or possession of the United States,  
2092 the examination requirements of which have been approved by the  
2093 board as substantially equivalent to or more stringent than  
2094 those of this state, and has received a score on such  
2095 examination which is equal to or greater than the score required  
2096 by this state for licensure by examination.

2097 3.~~(d)~~ Has taken and successfully passed the laws and rules  
2098 portion of the examination required for licensure as a



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2099 professional geologist in this state.

2100 (b) Has held a valid license to practice geology in another  
2101 state, trust, territory, or possession of the United States for  
2102 at least 10 years before the date of application and has  
2103 successfully completed a state, regional, national, or other  
2104 examination that is equivalent to or more stringent than the  
2105 examination required by the department. If such applicant has  
2106 met the requirements for a license by endorsement except  
2107 successful completion of an examination that is equivalent to or  
2108 more stringent than the examination required by the board, such  
2109 applicant may take the examination required by the board.

2110 Section 92. Section 492.111, Florida Statutes, is amended  
2111 to read:

2112 492.111 Practice of professional geology by a firm,  
2113 corporation, or partnership; ~~certificate of authorization.~~—The  
2114 practice of, or offer to practice, professional geology by  
2115 individual professional geologists licensed under the provisions  
2116 of this chapter through a firm, corporation, or partnership  
2117 offering geological services to the public through individually  
2118 licensed professional geologists as agents, employees, officers,  
2119 or partners thereof is permitted subject to the provisions of  
2120 this chapter, if provided that:

2121 (1) At all times that it offers geological services to the  
2122 public, the firm, corporation, or partnership is qualified by  
2123 ~~has on file with the department the name and license number of~~  
2124 one or more individuals who hold a current, active license as a  
2125 professional geologist in the state and are serving as a  
2126 geologist of record for the firm, corporation, or partnership. A  
2127 geologist of record may be any principal officer or employee of



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2128 such firm or corporation, or any partner or employee of such  
2129 partnership, who holds a current, active license as a  
2130 professional geologist in this state, or any other Florida-  
2131 licensed professional geologist with whom the firm, corporation,  
2132 or partnership has entered into a long-term, ongoing  
2133 relationship, as defined by rule of the board, to serve as one  
2134 of its geologists of record. ~~It shall be the responsibility of~~  
2135 ~~the firm, corporation, or partnership and~~ The geologist of  
2136 record shall ~~to~~ notify the department of any changes in the  
2137 relationship or identity of that geologist of record within 30  
2138 days after such change.

2139 ~~(2) The firm, corporation, or partnership has been issued a~~  
2140 ~~certificate of authorization by the department as provided in~~  
2141 ~~this chapter. For purposes of this section, a certificate of~~  
2142 ~~authorization shall be required of any firm, corporation,~~  
2143 ~~partnership, association, or person practicing under a~~  
2144 ~~fictitious name and offering geological services to the public;~~  
2145 ~~except that, when an individual is practicing professional~~  
2146 ~~geology in her or his own name, she or he shall not be required~~  
2147 ~~to obtain a certificate of authorization under this section.~~  
2148 ~~Such certificate of authorization shall be renewed every 2~~  
2149 ~~years.~~

2150 (2) ~~(3)~~ All final geological papers or documents involving  
2151 the practice of the profession of geology which have been  
2152 prepared or approved for the use of such firm, corporation, or  
2153 partnership, for delivery to any person for public record with  
2154 the state, shall be dated and bear the signature and seal of the  
2155 professional geologist or professional geologists who prepared  
2156 or approved them.



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2157           (3)~~(4)~~ Except as provided in s. 558.0035, the fact that a  
2158 licensed professional geologist practices through a corporation  
2159 or partnership does not relieve the registrant from personal  
2160 liability for negligence, misconduct, or wrongful acts committed  
2161 by her or him. The partnership and all partners are jointly and  
2162 severally liable for the negligence, misconduct, or wrongful  
2163 acts committed by their agents, employees, or partners while  
2164 acting in a professional capacity. Any officer, agent, or  
2165 employee of a corporation is personally liable and accountable  
2166 only for negligent acts, wrongful acts, or misconduct committed  
2167 by her or him or committed by any person under her or his direct  
2168 supervision and control, while rendering professional services  
2169 on behalf of the corporation. The personal liability of a  
2170 shareholder of a corporation, in her or his capacity as  
2171 shareholder, may be no greater than that of a shareholder-  
2172 employee of a corporation incorporated under chapter 607. The  
2173 corporation is liable up to the full value of its property for  
2174 any negligent acts, wrongful acts, or misconduct committed by  
2175 any of its officers, agents, or employees while they are engaged  
2176 on behalf of the corporation in the rendering of professional  
2177 services.

2178           ~~(5) The firm, corporation, or partnership desiring a~~  
2179 ~~certificate of authorization shall file with the department an~~  
2180 ~~application therefor, upon a form to be prescribed by the~~  
2181 ~~department, accompanied by the required application fee.~~

2182           ~~(6) The department may refuse to issue a certificate of~~  
2183 ~~authorization if any facts exist which would entitle the~~  
2184 ~~department to suspend or revoke an existing certificate of~~  
2185 ~~authorization or if the department, after giving persons~~



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2186 ~~involved a full and fair hearing, determines that any of the~~  
2187 ~~officers or directors of said firm or corporation, or partners~~  
2188 ~~of said partnership, have violated the provisions of s. 492.113.~~

2189 Section 93. Subsection (4) of section 492.113, Florida  
2190 Statutes, is amended to read:

2191 492.113 Disciplinary proceedings.—

2192 (4) The department shall reissue the license of a  
2193 disciplined professional geologist ~~or business~~ upon  
2194 certification by the board that the disciplined person has  
2195 complied with ~~all of~~ the terms and conditions set forth in the  
2196 final order.

2197 Section 94. Section 492.115, Florida Statutes, is amended  
2198 to read:

2199 492.115 Roster of licensed professional geologists.—A  
2200 roster showing the names and places of business or residence of  
2201 all licensed professional geologists and all properly qualified  
2202 firms, corporations, or partnerships practicing holding  
2203 ~~certificates of authorization to practice~~ professional geology  
2204 in the state shall be prepared annually by the department. A  
2205 copy of this roster must be made available to ~~shall be~~  
2206 ~~obtainable by~~ each licensed professional geologist and each  
2207 firm, corporation, or partnership qualified by a professional  
2208 geologist holding a certificate of authorization, and copies  
2209 thereof shall be placed on file with the department.

2210 Section 95. Paragraph (i) of subsection (2) of section  
2211 548.003, Florida Statutes, is amended to read:

2212 548.003 Florida State Boxing Commission.—

2213 (2) The Florida State Boxing Commission, as created by  
2214 subsection (1), shall administer the provisions of this chapter.



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2215 The commission has authority to adopt rules pursuant to ss.  
2216 120.536(1) and 120.54 to implement the provisions of this  
2217 chapter and to implement each of the duties and responsibilities  
2218 conferred upon the commission, including, but not limited to:

2219 ~~(i) Designation and duties of a knockdown timekeeper.~~

2220 Section 96. Subsection (1) of section 548.017, Florida  
2221 Statutes, is amended to read:

2222 548.017 Participants, managers, and other persons required  
2223 to have licenses.—

2224 (1) A participant, manager, trainer, second, ~~timekeeper,~~  
2225 referee, judge, ~~announcer,~~ physician, matchmaker, or promoter  
2226 must be licensed before directly or indirectly acting in such  
2227 capacity in connection with any match involving a participant. A  
2228 physician approved by the commission must be licensed pursuant  
2229 to chapter 458 or chapter 459, must maintain an unencumbered  
2230 license in good standing, and must demonstrate satisfactory  
2231 medical training or experience in boxing, or a combination of  
2232 both, to the executive director before working as the ringside  
2233 physician.

2234 Section 97. Paragraph (d) of subsection (1) of section  
2235 553.5141, Florida Statutes, is amended to read:

2236 553.5141 Certifications of conformity and remediation  
2237 plans.—

2238 (1) For purposes of this section:

2239 (d) "Qualified expert" means:

2240 1. An engineer licensed pursuant to chapter 471.

2241 2. A certified general contractor licensed pursuant to  
2242 chapter 489.

2243 3. A certified building contractor licensed pursuant to



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2244 chapter 489.  
2245         4. A building code administrator licensed pursuant to  
2246 chapter 468.  
2247         5. A building inspector licensed pursuant to chapter 468.  
2248         6. A plans examiner licensed pursuant to chapter 468.  
2249         7. An interior designer who has passed the qualification  
2250 examination prescribed by either the National Council for  
2251 Interior Design Qualifications or the California Council for  
2252 Interior Design Certification ~~licensed pursuant to chapter 481.~~  
2253         8. An architect licensed pursuant to chapter 481.  
2254         9. A landscape architect licensed pursuant to chapter 481.  
2255         10. Any person who has prepared a remediation plan related  
2256 to a claim under Title III of the Americans with Disabilities  
2257 Act, 42 U.S.C. s. 12182, that has been accepted by a federal  
2258 court in a settlement agreement or court proceeding, or who has  
2259 been qualified as an expert in Title III of the Americans with  
2260 Disabilities Act, 42 U.S.C. s. 12182, by a federal court.  
2261         Section 98. Subsection (1) of section 553.74, Florida  
2262 Statutes, is amended to read:  
2263         553.74 Florida Building Commission.—  
2264         (1) The Florida Building Commission is created and located  
2265 within the Department of Business and Professional Regulation  
2266 for administrative purposes. Members are appointed by the  
2267 Governor subject to confirmation by the Senate. The commission  
2268 is composed of 19 ~~27~~ members, consisting of the following  
2269 members:  
2270         (a) One architect licensed pursuant to chapter 481 with at  
2271 least 5 years of experience in the design and construction of  
2272 buildings containing Florida Building Code designated Group R



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2273 occupancy at or above 210 feet in height above the elevation of  
2274 the lowest level of emergency services access ~~registered to~~  
2275 ~~practice in this state and actively engaged in the profession.~~  
2276 ~~The American Institute of Architects, Florida Section, is~~  
2277 ~~encouraged to recommend a list of candidates for consideration.~~

2278 (b) One structural engineer registered to practice in this  
2279 state and actively engaged in the profession. The Florida  
2280 Engineering Society is encouraged to recommend a list of  
2281 candidates for consideration.

2282 (c) One air-conditioning or mechanical contractor certified  
2283 to do business in this state and actively engaged in the  
2284 profession. The Florida Air Conditioning Contractors  
2285 Association, the Florida Refrigeration and Air Conditioning  
2286 Contractors Association, and the Mechanical Contractors  
2287 Association of Florida are encouraged to recommend a list of  
2288 candidates for consideration.

2289 (d) One electrical contractor certified to do business in  
2290 this state and actively engaged in the profession. The Florida  
2291 Association of Electrical Contractors and the National  
2292 Electrical Contractors Association, Florida Chapter, are  
2293 encouraged to recommend a list of candidates for consideration.

2294 ~~(e) One member from fire protection engineering or~~  
2295 ~~technology who is actively engaged in the profession. The~~  
2296 ~~Florida Chapter of the Society of Fire Protection Engineers and~~  
2297 ~~the Florida Fire Marshals and Inspectors Association are~~  
2298 ~~encouraged to recommend a list of candidates for consideration.~~

2299 (e)(f) One certified general contractor or one certified  
2300 building contractor certified to do business in this state and  
2301 actively engaged in the profession. The Associated Builders and





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2302 Contractors of Florida, the Florida Associated General  
2303 Contractors Council, the Florida Home Builders Association, and  
2304 the Union Contractors Association are encouraged to recommend a  
2305 list of candidates for consideration.

2306 ~~(f)~~ ~~(g)~~ One plumbing contractor licensed to do business in  
2307 this state and actively engaged in the profession. The Florida  
2308 Association of Plumbing, Heating, and Cooling Contractors is  
2309 encouraged to recommend a list of candidates for consideration.

2310 ~~(g)~~ ~~(h)~~ One roofing or sheet metal contractor certified to  
2311 do business in this state and actively engaged in the  
2312 profession. The Florida Roofing, Sheet Metal, and Air  
2313 Conditioning Contractors Association and the Sheet Metal and Air  
2314 Conditioning Contractors' National Association are encouraged to  
2315 recommend a list of candidates for consideration.

2316 ~~(h)~~ ~~(i)~~ One certified residential contractor licensed to do  
2317 business in this state and actively engaged in the profession.  
2318 The Florida Home Builders Association is encouraged to recommend  
2319 a list of candidates for consideration.

2320 ~~(i)~~ ~~(j)~~ Three members who are municipal, county, or district  
2321 codes enforcement officials, one of whom is also a fire  
2322 official. The Building Officials Association of Florida and the  
2323 Florida Fire Marshals and Inspectors Association are encouraged  
2324 to recommend a list of candidates for consideration.

2325 (j) The State Fire Marshal or his or her designee.

2326 ~~(k) One member who represents the Department of Financial~~  
2327 ~~Services.~~

2328 ~~(l) One member who is a county codes enforcement official.~~  
2329 ~~The Building Officials Association of Florida is encouraged to~~  
2330 ~~recommend a list of candidates for consideration.~~



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2331            (k)~~(m)~~ One member of a Florida-based organization of  
2332 persons with disabilities or a nationally chartered organization  
2333 of persons with disabilities with chapters in this state which  
2334 complies with or is certified to be compliant with the  
2335 requirements of the Americans with Disability Act of 1990, as  
2336 amended.

2337            (l)~~(n)~~ One member of the manufactured buildings industry  
2338 who is licensed to do business in this state and is actively  
2339 engaged in the industry. The Florida Manufactured Housing  
2340 Association is encouraged to recommend a list of candidates for  
2341 consideration.

2342            (o) One mechanical or electrical engineer registered to  
2343 practice in this state and actively engaged in the profession.  
2344 The Florida Engineering Society is encouraged to recommend a  
2345 list of candidates for consideration.

2346  
2347 ===== T I T L E   A M E N D M E N T =====

2348 And the title is amended as follows:

2349            Delete lines 60 - 140

2350 and insert:

2351            respectively; amending s. 468.401, F.S.; redefining  
2352 the term "talent agency"; amending s. 468.408, F.S.;;  
2353 conforming provisions to changes made by the act;  
2354 amending s. 468.412, F.S.; requiring employees of  
2355 talent agencies to complete level 1 background  
2356 screenings; amending s. 468.415, F.S.; prohibiting any  
2357 agent, owner, or operator who commits sexual  
2358 misconduct in the operation of a talent agency from  
2359 acting as an agent, owner, or operator of a Florida



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2360 talent agency; amending s. 468.524, F.S.; deleting  
2361 specified exemptions from the time restriction for an  
2362 employee leasing company to reapply for licensure;  
2363 amending s. 468.613, F.S.; providing for waiver of  
2364 specified requirements for certification under certain  
2365 circumstances; amending s. 468.8314, F.S.; requiring  
2366 an applicant for a license by endorsement to maintain  
2367 a specified insurance policy; requiring the department  
2368 to certify an applicant who holds a specified license  
2369 issued by another state or territory of the United  
2370 States under certain circumstances; amending s.  
2371 468.8414, F.S.; providing additional licensure  
2372 requirements for mold remediators; amending s.  
2373 469.006, F.S.; providing additional licensure  
2374 requirements for asbestos abatement consulting or  
2375 contracting as a partnership, corporation, business  
2376 trust, or other legal entity; amending s. 469.009,  
2377 F.S.; conforming provisions to changes made by the  
2378 act; amending s. 471.005, F.S.; revising definitions;  
2379 amending s. 471.011, F.S.; conforming a provision to  
2380 changes made by the act; amending s. 471.015, F.S.;  
2381 revising licensure requirements for engineers who hold  
2382 specified licenses in another state; amending s.  
2383 471.023, F.S.; providing requirements for  
2384 qualification of a business organization; providing  
2385 requirements for a qualifying agent; deleting the  
2386 administration of disciplinary action against a  
2387 business organization; amending s. 473.308, F.S.;  
2388 deleting continuing education requirements for license



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2389 by endorsement for certified public accountants;  
2390 amending s. 474.202, F.S.; revising the definition of  
2391 the term "limited-service veterinary medical practice"  
2392 to include certain vaccinations or immunizations;  
2393 amending s. 474.207, F.S.; revising education  
2394 requirements for licensure by examination; amending s.  
2395 474.217, F.S.; requiring the Department of Business  
2396 and Professional Regulation to issue a license by  
2397 endorsement to certain applicants who successfully  
2398 complete a specified examination; amending s. 476.144,  
2399 F.S.; requiring the department to license an applicant  
2400 who is licensed to practice barbering in another  
2401 state; amending s. 477.013, F.S.; revising the  
2402 definition of the term "hair braiding"; repealing s.  
2403 477.0132, F.S., relating to registration for hair  
2404 braiding, hair wrapping, and body wrapping; amending  
2405 s. 477.0135, F.S.; providing additional exemptions  
2406 from license or registration requirements for  
2407 specified occupations or practices; amending s.  
2408 477.019, F.S.; conforming provisions to changes made  
2409 by the act; amending s. 477.026, F.S.; conforming