

1 A bill to be entitled
2 An act relating to the deregulation of professions and
3 occupations; providing a short title; amending s.
4 322.57, F.S.; defining the term "servicemember";
5 requiring the Department of Highway Safety and Motor
6 Vehicles to waive the requirement to pass the
7 Commercial Driver License Skills Tests for certain
8 servicemembers and veterans; requiring an applicant
9 who receives such waiver to complete certain
10 requirements within a specified time; requiring the
11 department to adopt rules; amending s. 326.004, F.S.;
12 deleting the requirement that a yacht broker maintain
13 a separate license for each branch office; deleting
14 the requirement that the Division of Florida
15 Condominiums, Timeshares, and Mobile Homes establish a
16 fee; amending s. 447.02, F.S.; conforming provisions
17 to changes made by the act; repealing s. 447.04, F.S.,
18 relating to licensure and permit requirements for
19 business agents; repealing s. 447.041, F.S., relating
20 to hearings for persons or labor organizations denied
21 licensure as a business agent; repealing s. 447.045,
22 F.S., relating to confidential information obtained
23 during the application process; repealing s. 447.06,
24 F.S., relating to required registration of labor
25 organizations; amending s. 447.09, F.S.; deleting

26 | certain prohibited actions relating to the right of
27 | franchise of a member of a labor organization;
28 | repealing s. 447.12, F.S., relating to registration
29 | fees; repealing s. 447.16, F.S., relating to
30 | applicability; amending s. 447.305, F.S.; deleting a
31 | provision that requires notification of registrations
32 | and renewals to the Department of Business and
33 | Professional Regulation; amending s. 455.213, F.S.;
34 | requiring the department or a board to enter into
35 | reciprocal licensing agreements with other states
36 | under certain circumstances; providing requirements;
37 | creating s. 455.2278, F.S.; defining terms;
38 | prohibiting the department or a board from suspending
39 | or revoking a person's license solely on the basis of
40 | a delinquency or default in the payment of his or her
41 | student loan; prohibiting the department or a board
42 | from suspending or revoking a person's license solely
43 | on the basis of a default in satisfying the
44 | requirements of his or her work-conditional
45 | scholarship; amending s. 456.072, F.S.; specifying
46 | that the failure to repay certain student loans is not
47 | considered a failure to perform a statutory or legal
48 | obligation for which certain disciplinary action can
49 | be taken; conforming provisions to changes made by the
50 | act; repealing s. 456.0721, F.S., relating to health

51 care practitioners who are in default on student loan
52 or scholarship obligations; amending s. 456.074, F.S.;
53 deleting a provision relating to the suspension of a
54 license issued by the Department of Health for
55 defaulting on certain student loans; amending s.
56 468.505, F.S.; providing that certain unlicensed
57 persons are not prohibited or restricted from their
58 practice, services, or activities in dietetics and
59 nutrition under certain circumstances; amending s.
60 468.603, F.S.; revising which inspectors are included
61 in the definition of the term "categories of building
62 code inspectors"; amending s. 468.609, F.S.; revising
63 certain experience requirements for a person to take
64 the examination for certification; revising the time
65 period a provisional certificate is valid; amending s.
66 468.613, F.S.; providing for waiver of specified
67 requirements for certification under certain
68 circumstances; amending s. 468.8314, F.S.; requiring
69 an applicant for a license by endorsement to maintain
70 a specified insurance policy; requiring the department
71 to certify an applicant who holds a specified license
72 issued by another state or territory of the United
73 States under certain circumstances; amending s.
74 471.015, F.S.; revising licensure requirements for
75 engineers who hold specified licenses in another

76 state; amending s. 473.308, F.S.; deleting continuing
77 education requirements for license by endorsement for
78 certified public accountants; amending s. 474.202,
79 F.S.; revising the definition of the term "limited-
80 service veterinary medical practice" to include
81 certain procedures; amending s. 474.203, F.S.;
82 providing an exemption for certain persons whose work
83 is solely confined to microchip implantation in dogs
84 and cats; amending s. 474.207, F.S.; revising
85 education requirements for licensure by examination;
86 amending s. 474.217, F.S.; requiring the department to
87 issue a license by endorsement to certain applicants
88 who successfully complete a specified examination;
89 amending s. 476.114, F.S.; revising training
90 requirements for licensure as a barber; amending s.
91 476.144, F.S.; requiring the department to certify as
92 qualified for licensure by endorsement an applicant
93 who is licensed to practice barbering in another
94 state; amending s. 477.013, F.S.; revising the
95 definition of the term "hair braiding"; repealing s.
96 477.0132, F.S., relating to registration for hair
97 braiding, hair wrapping, and body wrapping; amending
98 s. 477.0135, F.S.; providing additional exemptions
99 from license or registration requirements for
100 specified occupations or practices; amending s.

101 477.019, F.S.; deleting a provision prohibiting the
102 Board of Cosmetology from asking for proof of certain
103 educational hours under certain circumstances;
104 conforming provisions to changes made by the act;
105 amending s. 477.0201, F.S.; providing requirements for
106 registration as a specialist; amending s. 477.026,
107 F.S.; conforming provisions to changes made by the
108 act; amending s. 477.0263, F.S.; providing that
109 certain cosmetology services may be performed in a
110 location other than a licensed salon under certain
111 circumstances; amending ss. 477.0265 and 477.029,
112 F.S.; conforming provisions to changes made by the
113 act; amending s. 481.201, F.S.; deleting legislative
114 findings relating to the practice of interior design;
115 amending s. 481.203, F.S.; revising and deleting
116 definitions; amending s. 481.205, F.S.; conforming
117 provisions to changes made by the act; amending s.
118 481.207, F.S.; revising certain fees for interior
119 designers; conforming provisions to changes made by
120 the act; amending s. 481.209, F.S.; providing
121 requirements for a certificate of registration and a
122 seal for interior designers; specifying that certain
123 persons who are already licensed as interior designers
124 are eligible to obtain a certificate of registration;
125 conforming provisions to changes made by the act;

126 amending s. 481.213, F.S.; revising requirements for
127 certification of licensure by endorsement for a
128 certain licensee to engage in the practice of
129 architecture; providing that a certificate of
130 registration is not required for specified persons to
131 practice; conforming provisions to changes made by the
132 act; amending s. 481.2131, F.S.; revising who may
133 perform interior design; requiring certain interior
134 designers to include a specified seal when submitting
135 documents for the issuance of a building permit under
136 certain circumstances; amending s. 481.215, F.S.;
137 conforming provisions to changes made by the act;
138 revising the number of hours of specified courses the
139 board must require for the renewal of a license or
140 certificate of registration; authorizing licensees to
141 complete certain courses online; amending s. 481.217,
142 F.S.; conforming provisions to changes made by the
143 act; amending s. 481.219, F.S.; deleting provisions
144 permitting the practice of or offer to practice
145 interior design through certain business
146 organizations; deleting provisions requiring
147 certificates of authorization for certain business
148 organizations offering interior design services to the
149 public; requiring a licensee or applicant in the
150 practice of architecture to qualify as a business

151 organization; providing requirements; amending s.
152 481.221, F.S.; conforming provisions to changes made
153 by the act; requiring registered architects and
154 certain business organizations to display certain
155 license numbers in specified advertisements; amending
156 s. 481.223, F.S.; providing construction; conforming
157 provisions to changes made by the act; amending s.
158 481.2251, F.S.; revising the acts that constitute
159 grounds for disciplinary actions relating to interior
160 designers; conforming provisions to changes made by
161 the act; amending ss. 481.229 and 481.231, F.S.;
162 conforming provisions to changes made by the act;
163 amending s. 481.303, F.S.; deleting the definition of
164 the term "certificate of authorization"; amending s.
165 481.310, F.S.; providing that an applicant who holds
166 certain degrees is not required to demonstrate 1 year
167 of practical experience for licensure; amending s.
168 481.311, F.S.; revising requirements for certification
169 of licensure by endorsement for a certain applicant to
170 engage in the practice of landscape architecture;
171 amending s. 481.313, F.S.; authorizing a landscape
172 architect to receive hour-for-hour credit for certain
173 approved continuing education courses under certain
174 circumstances; amending s. 481.317, F.S.; conforming
175 provisions to changes made by the act; amending s.

176 481.319, F.S.; deleting the requirement for a
177 certificate of authorization; authorizing landscape
178 architects to practice in the name of a corporation or
179 partnership; amending s. 481.321, F.S.; requiring a
180 landscape architect to display a certain certificate
181 number in specified advertisements; amending s.
182 481.329, F.S.; conforming a cross-reference; amending
183 s. 489.103, F.S.; revising certain contract prices for
184 exemption; amending s. 489.111, F.S.; revising
185 provisions relating to eligibility for licensure;
186 amending s. 489.113, F.S.; providing that applicants
187 who meet certain requirements are not required to pass
188 a specified examination; amending s. 489.115, F.S.;
189 requiring the Construction Industry Licensing Board to
190 certify any applicant who holds a specified license to
191 practice contracting issued by another state or
192 territory of the United States under certain
193 circumstances; requiring certain applicants to
194 complete certain training; amending s. 489.511, F.S.;
195 requiring the board to certify as qualified for
196 certification by endorsement any applicant who holds a
197 specified license to practice electrical or alarm
198 system contracting issued by another state or
199 territory of the United States under certain
200 circumstances; requiring certain applicants to

201 complete certain training; amending s. 489.517, F.S.;

202 providing a reduction in certain continuing education

203 hours required for certain contractors; amending s.

204 489.518, F.S.; requiring a person to have completed a

205 specified amount of training within a certain time

206 period to perform the duties of an alarm system agent;

207 amending s. 492.104, F.S.; conforming provisions to

208 changes made by the act; amending 492.108, F.S.;

209 requiring the department to issue a license by

210 endorsement to any applicant who has held a specified

211 license to practice geology in another state, trust,

212 territory, or possession of the United States for a

213 certain period of time; providing that an applicant

214 may take the examination required by the board if they

215 have not met the specified examination requirement;

216 amending s. 492.111, F.S.; deleting the requirements

217 for a certificate of authorization for a professional

218 geologist; amending ss. 492.113 and 492.115, F.S.;

219 conforming provisions to changes made by the act;

220 creating s. 509.102, F.S.; defining the term "mobile

221 food dispensing vehicle"; preempting certain

222 regulation of mobile food dispensing vehicles to the

223 state; prohibiting certain entities from prohibiting

224 mobile food dispensing vehicles from operating within

225 the entirety of such entities' jurisdictions;

226 providing construction and applicability; amending s.
227 548.003, F.S.; deleting the requirement that the
228 Florida State Boxing Commission adopt rules relating
229 to a knockdown timekeeper; amending s. 548.017, F.S.;
230 deleting the licensure requirement for a timekeeper or
231 an announcer; amending s. 553.5141, F.S.; conforming
232 provisions to changes made by the act; amending s.
233 553.74, F.S.; revising the membership and
234 qualifications of the Florida Building Commission;
235 amending s. 823.15, F.S.; authorizing certain persons
236 to implant dogs and cats with specified microchips
237 under certain circumstances; authorizing certain
238 persons to contact the owner of record listed on radio
239 frequency identification microchips under certain
240 circumstances; amending ss. 287.055, 558.002, and
241 725.08, F.S.; conforming provisions to changes made by
242 the act; providing effective dates.

243
244 Be It Enacted by the Legislature of the State of Florida:

245
246 Section 1. This act may be cited as the "Occupational
247 Freedom and Opportunity Act."

248 Section 2. Present subsection (4) of section 322.57,
249 Florida Statutes, is redesignated as subsection (5), and a new
250 subsection (4) is added to that section, to read:

251 322.57 Tests of knowledge concerning specified vehicles;
252 endorsement; nonresidents; violations.—

253 (4) (a) As used in this subsection, the term
254 "servicemember" means a member of any branch of the United
255 States military or military reserves, the United States Coast
256 Guard or its reserves, the Florida National Guard, or the
257 Florida Air National Guard.

258 (b) The department shall waive the requirement to pass the
259 Commercial Driver License Skills Tests for servicemembers and
260 veterans if:

261 1. The applicant has been honorably discharged from
262 military service within 1 year of the application, if the
263 applicant is a veteran;

264 2. The applicant is trained as an MOS 88M Army Motor
265 Transport Operator or similar military job specialty;

266 3. The applicant has received training to operate large
267 trucks in compliance with the Federal Motor Carrier Safety
268 Administration; and

269 4. The applicant has at least 2 years of experience in the
270 military driving vehicles that would require a commercial driver
271 license to operate.

272 (c) An applicant must complete every other requirement for
273 a commercial driver license within 1 year of receiving a waiver
274 under paragraph (b) or the waiver is invalid.

275 (d) The department shall adopt rules to administer this

276 subsection.

277 Section 3. Subsection (13) of section 326.004, Florida
278 Statutes, is amended to read:

279 326.004 Licensing.—

280 (13) Each broker must maintain a principal place of
281 business in this state and may establish branch offices in the
282 state. ~~A separate license must be maintained for each branch~~
283 ~~office. The division shall establish by rule a fee not to exceed~~
284 ~~\$100 for each branch office license.~~

285 Section 4. Subsection (3) of section 447.02, Florida
286 Statutes, is amended to read:

287 447.02 Definitions.—The following terms, when used in this
288 chapter, shall have the meanings ascribed to them in this
289 section:

290 ~~(3) The term "department" means the Department of Business~~
291 ~~and Professional Regulation.~~

292 Section 5. Section 447.04, Florida Statutes, is repealed.

293 Section 6. Section 447.041, Florida Statutes, is repealed.

294 Section 7. Section 447.045, Florida Statutes, is repealed.

295 Section 8. Section 447.06, Florida Statutes, is repealed.

296 Section 9. Subsections (6) and (8) of section 447.09,
297 Florida Statutes, are amended to read:

298 447.09 Right of franchise preserved; penalties.—It shall
299 be unlawful for any person:

300 ~~(6) To act as a business agent without having obtained and~~

301 ~~possessing a valid and subsisting license or permit.~~

302 ~~(8) To make any false statement in an application for a~~
 303 ~~license.~~

304 Section 10. Section 447.12, Florida Statutes, is repealed.

305 Section 11. Section 447.16, Florida Statutes, is repealed.

306 Section 12. Subsection (4) of section 447.305, Florida
 307 Statutes, is amended to read:

308 447.305 Registration of employee organization.—

309 ~~(4) Notification of registrations and renewals of~~
 310 ~~registration shall be furnished at regular intervals by the~~
 311 ~~commission to the Department of Business and Professional~~
 312 ~~Regulation.~~

313 Section 13. Subsection (14) is added to section 455.213,
 314 Florida Statutes, to read:

315 455.213 General licensing provisions.—

316 (14) The department or a board must enter into a
 317 reciprocal licensing agreement with other states if the practice
 318 act within the purview of this chapter permits such agreement.
 319 If a reciprocal licensing agreement exists or if the department
 320 or board has determined another state's licensing requirements
 321 or examinations to be substantially equivalent or more stringent
 322 to those under the practice act, the department or board must
 323 post on its website which jurisdictions have such reciprocal
 324 licensing agreements or substantially similar licenses.

325 Section 14. Section 455.2278, Florida Statutes, is created

326 to read:

327 455.2278 Restriction on disciplinary action for student
328 loan default.-

329 (1) DEFINITIONS.-As used in this section, the term:

330 (a) "Default" means the failure to repay a student loan
331 according to the terms agreed to in the promissory note.

332 (b) "Delinquency" means the failure to make a student loan
333 payment when it is due.

334 (c) "Student loan" means a federal-guaranteed or state-
335 guaranteed loan for the purposes of postsecondary education.

336 (d) "Work-conditional scholarship" means an award of
337 financial aid for a student to further his or her education
338 which imposes an obligation on the student to complete certain
339 work-related requirements to receive or to continue receiving
340 the scholarship.

341 (2) STUDENT LOAN DEFAULT; DELINQUENCY.-The department or a
342 board may not suspend or revoke a license that it has issued to
343 any person who is in default on or delinquent in the payment of
344 his or her student loans solely on the basis of such default or
345 delinquency.

346 (3) WORK-CONDITIONAL SCHOLARSHIP DEFAULT.-The department
347 or a board may not suspend or revoke a license that it has
348 issued to any person who is in default on the satisfaction of
349 the requirements of his or her work-conditional scholarship
350 solely on the basis of such default.

351 Section 15. Paragraph (k) of subsection (1) of section
352 456.072, Florida Statutes, is amended to read:

353 456.072 Grounds for discipline; penalties; enforcement.—

354 (1) The following acts shall constitute grounds for which
355 the disciplinary actions specified in subsection (2) may be
356 taken:

357 (k) Failing to perform any statutory or legal obligation
358 placed upon a licensee. For purposes of this section, failing to
359 repay a student loan issued or guaranteed by the state or the
360 Federal Government in accordance with the terms of the loan is
361 not ~~or failing to comply with service scholarship obligations~~
362 ~~shall be~~ considered a failure to perform a statutory or legal
363 obligation, ~~and the minimum disciplinary action imposed shall be~~
364 ~~a suspension of the license until new payment terms are agreed~~
365 ~~upon or the scholarship obligation is resumed, followed by~~
366 ~~probation for the duration of the student loan or remaining~~
367 ~~scholarship obligation period, and a fine equal to 10 percent of~~
368 ~~the defaulted loan amount.~~ Fines collected shall be deposited
369 into the Medical Quality Assurance Trust Fund.

370 Section 16. Section 456.0721, Florida Statutes, is
371 repealed.

372 Section 17. Subsection (4) of section 456.074, Florida
373 Statutes, is amended to read:

374 456.074 Certain health care practitioners; immediate
375 suspension of license.—

376 ~~(4) Upon receipt of information that a Florida-licensed~~
377 ~~health care practitioner has defaulted on a student loan issued~~
378 ~~or guaranteed by the state or the Federal Government, the~~
379 ~~department shall notify the licensee by certified mail that he~~
380 ~~or she shall be subject to immediate suspension of license~~
381 ~~unless, within 45 days after the date of mailing, the licensee~~
382 ~~provides proof that new payment terms have been agreed upon by~~
383 ~~all parties to the loan. The department shall issue an emergency~~
384 ~~order suspending the license of any licensee who, after 45 days~~
385 ~~following the date of mailing from the department, has failed to~~
386 ~~provide such proof. Production of such proof shall not prohibit~~
387 ~~the department from proceeding with disciplinary action against~~
388 ~~the licensee pursuant to s. 456.073.~~

389 Section 18. Paragraph (n) is added to subsection (1) of
390 section 468.505, Florida Statutes, to read:

391 468.505 Exemptions; exceptions.—

392 (1) Nothing in this part may be construed as prohibiting
393 or restricting the practice, services, or activities of:

394 (n) Any person who provides information, wellness
395 recommendations, or advice concerning nutrition, or who markets
396 food, food materials, or dietary supplements for remuneration,
397 if such person does not provide such services to a person under
398 the direct care and supervision of a medical doctor for a
399 disease or medical condition requiring nutrition intervention,
400 not including obesity or weight loss, and does not represent

401 himself or herself as a dietitian, licensed dietitian,
 402 registered dietitian, nutritionist, licensed nutritionist,
 403 nutrition counselor, or licensed nutrition counselor, or use any
 404 word, letter, symbol, or insignia indicating or implying that he
 405 or she is a dietitian, nutritionist, or nutrition counselor.

406 Section 19. Paragraph (f) of subsection (5) of section
 407 468.603, Florida Statutes, is amended to read:

408 468.603 Definitions.—As used in this part:

409 (5) "Categories of building code inspectors" include the
 410 following:

411 (f) "Residential ~~One and two family dwelling~~ inspector"
 412 means a person who is qualified to inspect and determine that
 413 one-family, two-family, or three-family residences not exceeding
 414 two habitable stories above no more than one uninhabitable story
 415 and accessory use structures in connection therewith ~~one and two~~
 416 ~~family dwellings and accessory structures~~ are constructed in
 417 accordance with the provisions of the governing building,
 418 plumbing, mechanical, accessibility, and electrical codes.

419 Section 20. Paragraph (c) of subsection (2) and paragraph
 420 (a) of subsection (7) of section 468.609, Florida Statutes, are
 421 amended to read:

422 468.609 Administration of this part; standards for
 423 certification; additional categories of certification.—

424 (2) A person may take the examination for certification as
 425 a building code inspector or plans examiner pursuant to this

426 part if the person:

427 (c) Meets eligibility requirements according to one of the
428 following criteria:

429 1. Demonstrates 4 ~~5~~ years' combined experience in the
430 field of construction or a related field, building code
431 inspection, or plans review corresponding to the certification
432 category sought;

433 2. Demonstrates a combination of postsecondary education
434 in the field of construction or a related field and experience
435 which totals 3 ~~4~~ years, with at least 1 year of such total being
436 experience in construction, building code inspection, or plans
437 review;

438 3. Demonstrates a combination of technical education in
439 the field of construction or a related field and experience
440 which totals 3 ~~4~~ years, with at least 1 year of such total being
441 experience in construction, building code inspection, or plans
442 review;

443 4. Currently holds a standard certificate issued by the
444 board or a firesafety inspector license issued pursuant to
445 chapter 633, with ~~has~~ a minimum of 3 years' verifiable full-time
446 experience in firesafety inspection or firesafety plan review,
447 and has satisfactorily completed a building code inspector or
448 plans examiner training program that provides at least 100 hours
449 but not more than 200 hours of cross-training in the
450 certification category sought. The board shall establish by rule

451 criteria for the development and implementation of the training
452 programs. The board shall accept all classroom training offered
453 by an approved provider if the content substantially meets the
454 intent of the classroom component of the training program;

455 5. Demonstrates a combination of the completion of an
456 approved training program in the field of building code
457 inspection or plan review and a minimum of 2 years' experience
458 in the field of building code inspection, plan review, fire code
459 inspections and fire plans review of new buildings as a
460 firesafety inspector certified under s. 633.216, or
461 construction. The approved training portion of this requirement
462 shall include proof of satisfactory completion of a training
463 program that provides at least 200 hours but not more than 300
464 hours of cross-training that is approved by the board in the
465 chosen category of building code inspection or plan review in
466 the certification category sought with at least 20 hours but not
467 more than 30 hours of instruction in state laws, rules, and
468 ethics relating to professional standards of practice, duties,
469 and responsibilities of a certificateholder. The board shall
470 coordinate with the Building Officials Association of Florida,
471 Inc., to establish by rule the development and implementation of
472 the training program. However, the board shall accept all
473 classroom training offered by an approved provider if the
474 content substantially meets the intent of the classroom
475 component of the training program;

476 6. Currently holds a standard certificate issued by the
477 board or a firesafety inspector license issued pursuant to
478 chapter 633 and:

479 a. Has at least 4 ~~5~~ years' verifiable full-time experience
480 as an inspector or plans examiner in a standard certification
481 category currently held or has a minimum of 4 ~~5~~ years'
482 verifiable full-time experience as a firesafety inspector
483 licensed pursuant to chapter 633.

484 b. Has satisfactorily completed a building code inspector
485 or plans examiner classroom training course or program that
486 provides at least 200 but not more than 300 hours in the
487 certification category sought, except for one-family and two-
488 family dwelling training programs, which must provide at least
489 500 but not more than 800 hours of training as prescribed by the
490 board. The board shall establish by rule criteria for the
491 development and implementation of classroom training courses and
492 programs in each certification category; or

493 7.a. Has completed a 4-year internship certification
494 program as a building code inspector or plans examiner while
495 employed full-time by a municipality, county, or other
496 governmental jurisdiction, under the direct supervision of a
497 certified building official. Proof of graduation with a related
498 vocational degree or college degree or of verifiable work
499 experience may be exchanged for the internship experience
500 requirement year-for-year, but may reduce the requirement to no

501 less than 1 year.

502 b. Has passed an examination administered by the
503 International Code Council in the certification category sought.
504 Such examination must be passed before beginning the internship
505 certification program.

506 c. Has passed the principles and practice examination
507 before completing the internship certification program.

508 d. Has passed a board-approved 40-hour code training
509 course in the certification category sought before completing
510 the internship certification program.

511 e. Has obtained a favorable recommendation from the
512 supervising building official after completion of the internship
513 certification program.

514 (7) (a) The board shall provide for the issuance of
515 provisional certificates valid for 2 years ~~1 year~~, as specified
516 by board rule, to any building code inspector or plans examiner
517 who meets the eligibility requirements described in subsection
518 (2) and any newly employed or promoted building code
519 administrator who meets the eligibility requirements described
520 in subsection (3). The provisional license may be renewed by the
521 board for just cause; however, a provisional license is not
522 valid for longer than 3 years.

523 Section 21. Section 468.613, Florida Statutes, is amended
524 to read:

525 468.613 Certification by endorsement.—The board shall

526 examine other certification or training programs, as applicable,
527 upon submission to the board for its consideration of an
528 application for certification by endorsement. The board shall
529 waive its examination, qualification, education, or training
530 requirements, to the extent that such examination,
531 qualification, education, or training requirements of the
532 applicant are determined by the board to be comparable with
533 those established by the board. The board shall waive its
534 examination, qualification, education, or training requirements
535 if an applicant for certification by endorsement is at least 18
536 years of age; is of good moral character; has held a valid
537 building administrator, inspector, plans examiner, or the
538 equivalent, certification issued by another state or territory
539 of the United States for at least 10 years before the date of
540 application; and has successfully passed an applicable
541 examination administered by the International Code Council. Such
542 application must be made either when the license in another
543 state or territory is active or within 2 years after such
544 license was last active.

545 Section 22. Subsection (3) of section 468.8314, Florida
546 Statutes, is amended to read:

547 468.8314 Licensure.—

548 (3) The department shall certify as qualified for a
549 license by endorsement an applicant who is of good moral
550 character as determined in s. 468.8313, who maintains an

551 insurance policy as required by s. 468.8322, and who:

552 (a) Holds a valid license to practice home inspection
553 services in another state or territory of the United States,
554 whose educational requirements are substantially equivalent to
555 those required by this part; and has passed a national,
556 regional, state, or territorial licensing examination that is
557 substantially equivalent to the examination required by this
558 part; or

559 (b) Has held a valid license to practice home inspection
560 services issued by another state or territory of the United
561 States for at least 10 years before the date of application.
562 Such application must be made either when the license in another
563 state or territory is active or within 2 years after such
564 license was last active.

565 Section 23. Subsection (5) of section 471.015, Florida
566 Statutes, is amended to read:

567 471.015 Licensure.—

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

574 (b) The board shall deem that an applicant who seeks
575 licensure by endorsement has passed an examination substantially

576 equivalent to the fundamentals examination and the principles
577 and practices examination when such applicant has held a valid
578 professional engineer's license in another state for 15 ~~25~~ years
579 and ~~has had 30 years of continuous professional-level~~
580 ~~engineering experience.~~

581 Section 24. Subsection (7) of section 473.308, Florida
582 Statutes, is amended to read:

583 473.308 Licensure.—

584 (7) The board shall certify as qualified for a license by
585 endorsement an applicant who:

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

592 ~~2. Has completed such continuing education courses as the~~
593 ~~board deems appropriate, within the limits for each applicable~~
594 ~~2-year period as set forth in s. 473.312, but at least such~~
595 ~~courses as are equivalent to the continuing education~~
596 ~~requirements for a Florida certified public accountant licensed~~
597 ~~in this state during the 2 years immediately preceding her or~~
598 ~~his application for licensure by endorsement; or~~

599 (b) ~~1.a.~~ Holds a valid license to practice public
600 accounting issued by another state or territory of the United

601 States, if the criteria for issuance of such license were
 602 substantially equivalent to the licensure criteria that existed
 603 in this state at the time the license was issued;

604 2.b. Holds a valid license to practice public accounting
 605 issued by another state or territory of the United States but
 606 the criteria for issuance of such license did not meet the
 607 requirements of subparagraph 1. ~~sub-subparagraph a.~~; has met the
 608 requirements of this section for education, work experience, and
 609 good moral character; and has passed a national, regional,
 610 state, or territorial licensing examination that is
 611 substantially equivalent to the examination required by s.
 612 473.306; or

613 3.e. Holds a valid license to practice public accounting
 614 issued by another state or territory of the United States for at
 615 least 10 years before the date of application; has passed a
 616 national, regional, state, or territorial licensing examination
 617 that is substantially equivalent to the examination required by
 618 s. 473.306; and has met the requirements of this section for
 619 good moral character; ~~and~~

620 ~~2. Has completed continuing education courses that are~~
 621 ~~equivalent to the continuing education requirements for a~~
 622 ~~Florida certified public accountant licensed in this state~~
 623 ~~during the 2 years immediately preceding her or his application~~
 624 ~~for licensure by endorsement.~~

625 Section 25. Subsection (6) of section 474.202, Florida

626 Statutes, is amended to read:

627 474.202 Definitions.—As used in this chapter:

628 (6) "Limited-service veterinary medical practice" means
629 offering or providing veterinary services at any location that
630 has a primary purpose other than that of providing veterinary
631 medical service at a permanent or mobile establishment permitted
632 by the board; provides veterinary medical services for privately
633 owned animals that do not reside at that location; operates for
634 a limited time; and provides limited types of veterinary medical
635 services, including vaccinations or immunizations against
636 disease, preventative procedures for parasitic control, and
637 microchipping.

638 Section 26. Subsection (9) is added to section 474.203,
639 Florida Statutes, to read:

640 474.203 Exemptions.—This chapter does not apply to:

641 (9) An employee, an agent, or a contractor of a public or
642 private animal shelter, humane organization, or animal control
643 agency operated by a humane organization or by a county, a
644 municipality, or another incorporated political subdivision
645 whose work is confined solely to the implantation of a radio
646 frequency identification device microchip for dogs and cats in
647 accordance with s. 823.15.

648
649 For the purposes of chapters 465 and 893, persons exempt
650 pursuant to subsection (1), subsection (2), or subsection (4)

651 are deemed to be duly licensed practitioners authorized by the
 652 laws of this state to prescribe drugs or medicinal supplies.

653 Section 27. Paragraph (b) of subsection (2) of section
 654 474.207, Florida Statutes, is amended to read:

655 474.207 Licensure by examination.—

656 (2) The department shall license each applicant who the
 657 board certifies has:

658 (b)1. Graduated from a college of veterinary medicine
 659 accredited by the American Veterinary Medical Association
 660 Council on Education; or

661 2. Graduated from a college of veterinary medicine listed
 662 in the American Veterinary Medical Association Roster of
 663 Veterinary Colleges of the World and obtained a certificate from
 664 the Education Commission for Foreign Veterinary Graduates or the
 665 Program for the Assessment of Veterinary Education Equivalence.

666
 667 The department shall not issue a license to any applicant who is
 668 under investigation in any state or territory of the United
 669 States or in the District of Columbia for an act which would
 670 constitute a violation of this chapter until the investigation
 671 is complete and disciplinary proceedings have been terminated,
 672 at which time the provisions of s. 474.214 shall apply.

673 Section 28. Subsection (1) of section 474.217, Florida
 674 Statutes, is amended to read:

675 474.217 Licensure by endorsement.—

676 (1) The department shall issue a license by endorsement to
677 any applicant who, upon applying to the department and remitting
678 a fee set by the board, demonstrates to the board that she or
679 he:

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

683 (b)1. ~~Either~~ Holds, and has held for the 3 years
684 immediately preceding the application for licensure, a valid,
685 active license to practice veterinary medicine in another state
686 of the United States, the District of Columbia, or a territory
687 of the United States, provided that the applicant has
688 successfully completed a state, regional, national, or other
689 examination that is equivalent to or more stringent than the
690 examination required by the board ~~requirements for licensure in~~
691 ~~the issuing state, district, or territory are equivalent to or~~
692 ~~more stringent than the requirements of this chapter; or~~

693 2. Meets the qualifications of s. 474.207(2)(b) and has
694 successfully completed a state, regional, national, or other
695 examination which is equivalent to or more stringent than the
696 examination given by the department and has passed the board's
697 clinical competency examination or another clinical competency
698 examination specified by rule of the board.

699 Section 29. Effective January 1, 2021, subsection (2) of
700 section 476.114, Florida Statutes, is amended to read:

701 476.114 Examination; prerequisites.—
 702 (2) An applicant shall be eligible for licensure by
 703 examination to practice barbering if the applicant:
 704 (a) Is at least 16 years of age;
 705 (b) Pays the required application fee; and
 706 (c)1. Holds an active valid license to practice barbering
 707 in another state, has held the license for at least 1 year, and
 708 does not qualify for licensure by endorsement as provided for in
 709 s. 476.144(5); or
 710 2. Has received a minimum of 900 ~~1,200~~ hours of training
 711 in sanitation, safety, and laws and rules, as established by the
 712 board, which shall include, but shall not be limited to, the
 713 equivalent of completion of services directly related to the
 714 practice of barbering at one of the following:
 715 a. A school of barbering licensed pursuant to chapter
 716 1005;
 717 b. A barbering program within the public school system; or
 718 c. A government-operated barbering program in this state.
 719
 720 The board shall establish by rule procedures whereby the school
 721 or program may certify that a person is qualified to take the
 722 required examination after the completion of a minimum of 600
 723 ~~1,000~~ actual school hours. If the person passes the examination,
 724 she or he shall have satisfied this requirement; but if the
 725 person fails the examination, she or he shall not be qualified

726 to take the examination again until the completion of the full
727 requirements provided by this section.

728 Section 30. Subsection (5) of section 476.144, Florida
729 Statutes, is amended to read:

730 476.144 Licensure.—

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

734 The board shall adopt rules specifying procedures for the
735 licensure by endorsement of practitioners desiring to be
736 licensed in this state who hold a current active license in
737 another ~~state or~~ country and who have met qualifications
738 substantially similar to, equivalent to, or greater than the
739 qualifications required of applicants from this state.

740 Section 31. Subsection (9) of section 477.013, Florida
741 Statutes, is amended to read:

742 477.013 Definitions.—As used in this chapter:

743 (9) "Hair braiding" means the weaving or interweaving of
744 natural human hair or commercial hair, including the use of hair
745 extensions or wefts, for compensation without cutting, coloring,
746 permanent waving, relaxing, removing, or chemical treatment ~~and~~
747 ~~does not include the use of hair extensions or wefts.~~

748 Section 32. Section 477.0132, Florida Statutes, is
749 repealed.

750 Section 33. Subsections (7) through (11) are added to

751 section 477.0135, Florida Statutes, to read:

752 477.0135 Exemptions.—

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

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

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

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

765 (11) A license or registration is not required for a
766 person whose occupation or practice is confined solely to makeup
767 application, which includes, but is not limited to, application
768 of makeup primer, face paint, lipstick, eyeliner, eye shadow,
769 foundation, rouge or cheek color, mascara, strip lashes,
770 individual lashes, face powder, corrective stick, and makeup
771 remover; but does not include manual or chemical exfoliation,
772 semipermanent lash application, lash or brow tinting, permanent
773 makeup application, microblading, or hair removal.

774 Section 34. Subsections (6) and (7) of section 477.019,
775 Florida Statutes, are amended to read:

776 477.019 Cosmetologists; qualifications; licensure;
 777 supervised practice; license renewal; endorsement; continuing
 778 education.—

779 (6) The board shall certify as qualified for licensure by
 780 endorsement as a cosmetologist in this state an applicant who
 781 holds a current active license to practice cosmetology in
 782 another state. ~~The board may not require proof of educational~~
 783 ~~hours if the license was issued in a state that requires 1,200~~
 784 ~~or more hours of prelicensure education and passage of a written~~
 785 ~~examination. This subsection does not apply to applicants who~~
 786 ~~received their license in another state through an~~
 787 ~~apprenticeship program.~~

788 (7) (a) The board shall prescribe by rule continuing
 789 education requirements intended to ensure protection of the
 790 public through updated training of licensees and registered
 791 specialists, not to exceed 10 ~~16~~ hours biennially, as a
 792 condition for renewal of a license or registration as a
 793 specialist under this chapter. Continuing education courses
 794 shall include, but not be limited to, the following subjects as
 795 they relate to the practice of cosmetology: human
 796 immunodeficiency virus and acquired immune deficiency syndrome;
 797 Occupational Safety and Health Administration regulations;
 798 workers' compensation issues; state and federal laws and rules
 799 as they pertain to cosmetologists, cosmetology, salons,
 800 specialists, specialty salons, and booth renters; chemical

801 | makeup as it pertains to hair, skin, and nails; and
 802 | environmental issues. Courses given at cosmetology conferences
 803 | may be counted toward the number of continuing education hours
 804 | required if approved by the board.

805 | (b) ~~Any person whose occupation or practice is confined~~
 806 | ~~solely to hair braiding, hair wrapping, or body wrapping is~~
 807 | ~~exempt from the continuing education requirements of this~~
 808 | ~~subsection.~~

809 | ~~(e)~~ The board may, by rule, require any licensee in
 810 | violation of a continuing education requirement to take a
 811 | refresher course or refresher course and examination in addition
 812 | to any other penalty. The number of hours for the refresher
 813 | course may not exceed 48 hours.

814 | Section 35. Effective January 1, 2021, subsection (1) of
 815 | section 477.0201, Florida Statutes, is amended to read:

816 | 477.0201 Specialty registration; qualifications;
 817 | registration renewal; endorsement.—

818 | (1) Any person is qualified for registration as a
 819 | specialist in any ~~one or more of the specialty practice~~
 820 | ~~practices~~ within the practice of cosmetology under this chapter
 821 | who:

822 | (a) Is at least 16 years of age or has received a high
 823 | school diploma.

824 | (b) Has received a certificate of completion for: ~~in a~~
 825 | 1. One hundred and eighty hours of training, as

826 established by the board, which shall focus primarily on
 827 sanitation and safety, to practice specialties as defined in s.
 828 477.013(6) (a) and (b); ~~specialty pursuant to s. 477.013(6)~~

829 2. Two hundred and twenty hours of training, as
 830 established by the board, which shall focus primarily on
 831 sanitation and safety, to practice the specialty as defined in
 832 s. 477.013(6) (c); or

833 3. Four hundred hours of training or the number of hours
 834 of training required to maintain minimum Pell Grant
 835 requirements, as established by the board, which shall focus
 836 primarily on sanitation and safety, to practice the specialties
 837 as defined in s. 477.013(6) (a)-(c).

838 (c) The certificate of completion specified in paragraph
 839 (b) must be from one of the following:

- 840 1. A school licensed pursuant to s. 477.023.
- 841 2. A school licensed pursuant to chapter 1005 or the
- 842 equivalent licensing authority of another state.
- 843 3. A specialty program within the public school system.
- 844 4. A specialty division within the Cosmetology Division of
- 845 the Florida School for the Deaf and the Blind, provided the
- 846 training programs comply with minimum curriculum requirements
- 847 established by the board.

848 Section 36. Paragraph (f) of subsection (1) of section
 849 477.026, Florida Statutes, is amended to read:

850 477.026 Fees; disposition.—

851 (1) The board shall set fees according to the following
852 schedule:

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

855 Section 37. Subsection (4) of section 477.0263, Florida
856 Statutes, is amended, and subsection (5) is added to that
857 section, to read:

858 477.0263 Cosmetology services to be performed in licensed
859 salon; exceptions.—

860 (4) Pursuant to rules adopted by the board, any
861 cosmetology or specialty service may be performed in a location
862 other than a licensed salon when the service is performed in
863 connection with a special event and is performed by a person ~~who~~
864 ~~is employed by a licensed salon and~~ who holds the proper license
865 or specialty registration. ~~An appointment for the performance of~~
866 ~~any such service in a location other than a licensed salon must~~
867 ~~be made through a licensed salon.~~

868 (5) Hair shampooing, hair cutting, hair arranging, nail
869 polish removal, nail filing, nail buffing, and nail cleansing
870 may be performed in a location other than a licensed salon when
871 the service is performed by a person who holds the proper
872 license.

873 Section 38. Paragraph (f) of subsection (1) of section
874 477.0265, Florida Statutes, is amended to read:

875 477.0265 Prohibited acts.—

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

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

881 Section 39. Paragraph (a) of subsection (1) of section
 882 477.029, Florida Statutes, is amended to read:

883 477.029 Penalty.—

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

885 (a) Hold himself or herself out as a cosmetologist or
 886 ~~specialist, hair wrapper, hair braider, or body wrapper~~ unless
 887 duly licensed or registered, or otherwise authorized, as
 888 provided in this chapter.

889 Section 40. Section 481.201, Florida Statutes, is amended
 890 to read:

891 481.201 Purpose.—The primary legislative purpose for
 892 enacting this part is to ensure that every architect practicing
 893 in this state meets minimum requirements for safe practice. It
 894 is the legislative intent that architects who fall below minimum
 895 competency or who otherwise present a danger to the public shall
 896 be prohibited from practicing in this state. ~~The Legislature~~
 897 ~~further finds that it is in the interest of the public to limit~~
 898 ~~the practice of interior design to interior designers or~~
 899 ~~architects who have the design education and training required~~
 900 ~~by this part or to persons who are exempted from the provisions~~

901 ~~of this part.~~

902 Section 41. Section 481.203, Florida Statutes, is
903 reordered and amended to read:

904 481.203 Definitions.—As used in this part, the term:

905 (3)~~(1)~~ "Board" means the Board of Architecture and
906 Interior Design.

907 (7)~~(2)~~ "Department" means the Department of Business and
908 Professional Regulation.

909 (1)~~(3)~~ "Architect" or "registered architect" means a
910 natural person who is licensed under this part to engage in the
911 practice of architecture.

912 (5)~~(4)~~ "Certificate of registration" means a license or
913 registration issued by the department to a natural person to
914 engage in the practice of architecture or interior design.

915 (4)~~(5)~~ "Business organization" means a partnership, a
916 limited liability company, a corporation, or an individual
917 operating under a fictitious name "~~Certificate of authorization~~"
918 ~~means a certificate issued by the department to a corporation or~~
919 ~~partnership to practice architecture or interior design.~~

920 (2)~~(6)~~ "Architecture" means the rendering or offering to
921 render services in connection with the design and construction
922 of a structure or group of structures which have as their
923 principal purpose human habitation or use, and the utilization
924 of space within and surrounding such structures. These services
925 include planning, providing preliminary study designs, drawings

926 and specifications, job-site inspection, and administration of
927 construction contracts.

928 (16)~~(7)~~ "Townhouse" is a single-family dwelling unit not
929 exceeding three stories in height which is constructed in a
930 series or group of attached units with property lines separating
931 such units. Each townhouse shall be considered a separate
932 building and shall be separated from adjoining townhouses by the
933 use of separate exterior walls meeting the requirements for zero
934 clearance from property lines as required by the type of
935 construction and fire protection requirements; or shall be
936 separated by a party wall; or may be separated by a single wall
937 meeting the following requirements:

938 (a) Such wall shall provide not less than 2 hours of fire
939 resistance. Plumbing, piping, ducts, or electrical or other
940 building services shall not be installed within or through the
941 2-hour wall unless such materials and methods of penetration
942 have been tested in accordance with the Standard Building Code.

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

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

950 (10)~~(8)~~ "Interior design" means designs, consultations,

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

971 (13)~~(9)~~ "Registered interior designer" ~~or "interior~~
972 ~~designer"~~ means a natural person who holds a valid certificate
973 of registration to practice interior design ~~is licensed under~~
974 ~~this part.~~

975 (11)~~(10)~~ "Nonstructural element" means an element which

976 | does not require structural bracing and which is something other
977 | than a load-bearing wall, load-bearing column, or other load-
978 | bearing element of a building or structure which is essential to
979 | the structural integrity of the building.

980 | (12)~~(11)~~ "Reflected ceiling plan" means a ceiling design
981 | plan which is laid out as if it were projected downward and
982 | which may include lighting and other elements.

983 | (15)~~(12)~~ "Space planning" means the analysis, programming,
984 | or design of spatial requirements, including preliminary space
985 | layouts and final planning.

986 | (6)~~(13)~~ "Common area" means an area that is held out for
987 | use by all tenants or owners in a multiple-unit dwelling,
988 | including, but not limited to, a lobby, elevator, hallway,
989 | laundry room, clubhouse, or swimming pool.

990 | (8)~~(14)~~ "Diversified interior design experience" means
991 | experience which substantially encompasses the various elements
992 | of interior design services set forth under the definition of
993 | "interior design" in subsection (10) ~~(8)~~.

994 | (9)~~(15)~~ "Interior decorator services" includes the
995 | selection or assistance in selection of surface materials,
996 | window treatments, wallcoverings, paint, floor coverings,
997 | surface-mounted lighting, surface-mounted fixtures, and loose
998 | furnishings not subject to regulation under applicable building
999 | codes.

1000 | (14)~~(16)~~ "Responsible supervising control" means the

1001 exercise of direct personal supervision and control throughout
1002 the preparation of documents, instruments of service, or any
1003 other work requiring the seal and signature of a licensee under
1004 this part.

1005 Section 42. Paragraph (a) of subsection (3) of section
1006 481.205, Florida Statutes, is amended to read:

1007 481.205 Board of Architecture and Interior Design.—

1008 (3) (a) Notwithstanding the provisions of ss. 455.225,
1009 455.228, and 455.32, the duties and authority of the department
1010 to receive complaints and investigate and discipline persons
1011 licensed or registered under this part, including the ability to
1012 determine legal sufficiency and probable cause; to initiate
1013 proceedings and issue final orders for summary suspension or
1014 restriction of a license or certificate of registration pursuant
1015 to s. 120.60(6); to issue notices of noncompliance, notices to
1016 cease and desist, subpoenas, and citations; to retain legal
1017 counsel, investigators, or prosecutorial staff in connection
1018 with the licensed practice of architecture or registered ~~and~~
1019 interior design; and to investigate and deter the unlicensed
1020 practice of architecture ~~and interior design~~ as provided in s.
1021 455.228 are delegated to the board. All complaints and any
1022 information obtained pursuant to an investigation authorized by
1023 the board are confidential and exempt from s. 119.07(1) as
1024 provided in s. 455.225(2) and (10).

1025 Section 43. Section 481.207, Florida Statutes, is amended

1026 to read:

1027 481.207 Fees.—The board, by rule, may establish ~~separate~~
 1028 fees for architects and registered interior designers, to be
 1029 paid for applications, examination, reexamination, licensing and
 1030 renewal, delinquency, reinstatement, and recordmaking and
 1031 recordkeeping. The examination fee shall be in an amount that
 1032 covers the cost of obtaining and administering the examination
 1033 and shall be refunded if the applicant is found ineligible to
 1034 sit for the examination. The application fee is nonrefundable.
 1035 The fee for initial application and examination for architects
 1036 ~~and interior designers~~ may not exceed \$775 plus the actual per
 1037 applicant cost to the department for purchase of the examination
 1038 from the National Council of Architectural Registration Boards
 1039 ~~or the National Council of Interior Design Qualifications,~~
 1040 ~~respectively,~~ or similar national organizations. The initial
 1041 nonrefundable fee for registered interior designers may not
 1042 exceed \$75. The biennial renewal fee for architects may not
 1043 exceed \$200. The biennial renewal fee for registered interior
 1044 designers may not exceed \$75 ~~\$500~~. The delinquency fee may not
 1045 exceed the biennial renewal fee established by the board for an
 1046 active license. The board shall establish fees that are adequate
 1047 to ensure the continued operation of the board and to fund the
 1048 proportionate expenses incurred by the department which are
 1049 allocated to the regulation of architects and registered
 1050 interior designers. Fees shall be based on department estimates

1051 of the revenue required to implement this part and the
1052 provisions of law with respect to the regulation of architects
1053 and interior designers.

1054 Section 44. Section 481.209, Florida Statutes, is amended
1055 to read:

1056 481.209 Examinations.—

1057 (1) A person desiring to be licensed as a registered
1058 architect by initial examination shall apply to the department,
1059 complete the application form, and remit a nonrefundable
1060 application fee. The department shall license any applicant who
1061 the board certifies+

1062 ~~(a)~~ has passed the licensure examination prescribed by
1063 board rule+ and

1064 ~~(b)~~ is a graduate of a school or college of architecture
1065 with a program accredited by the National Architectural
1066 Accreditation Board.

1067 (2) A person seeking to obtain a certificate of
1068 registration as a registered interior designer and a seal
1069 pursuant to s. 481.221 must provide the department with his or
1070 her name and address and written proof that he or she has
1071 successfully passed the qualification examination prescribed by
1072 the Council for Interior Design Qualification or its successor
1073 entity or has successfully passed an equivalent exam as
1074 determined by the department. Any person who is licensed as an
1075 interior designer by the department and who was in good standing

1076 as of July 1, 2020, is eligible to obtain a certificate of
 1077 registration as a registered interior designer ~~A person desiring~~
 1078 ~~to be licensed as a registered interior designer shall apply to~~
 1079 ~~the department for licensure. The department shall administer~~
 1080 ~~the licensure examination for interior designers to each~~
 1081 ~~applicant who has completed the application form and remitted~~
 1082 ~~the application and examination fees specified in s. 481.207 and~~
 1083 ~~who the board certifies:~~

1084 ~~(a) Is a graduate from an interior design program of 5~~
 1085 ~~years or more and has completed 1 year of diversified interior~~
 1086 ~~design experience;~~

1087 ~~(b) Is a graduate from an interior design program of 4~~
 1088 ~~years or more and has completed 2 years of diversified interior~~
 1089 ~~design experience;~~

1090 ~~(c) Has completed at least 3 years in an interior design~~
 1091 ~~curriculum and has completed 3 years of diversified interior~~
 1092 ~~design experience; or~~

1093 ~~(d) Is a graduate from an interior design program of at~~
 1094 ~~least 2 years and has completed 4 years of diversified interior~~
 1095 ~~design experience.~~

1096
 1097 ~~Subsequent to October 1, 2000, for the purpose of having the~~
 1098 ~~educational qualification required under this subsection~~
 1099 ~~accepted by the board, the applicant must complete his or her~~
 1100 ~~education at a program, school, or college of interior design~~

1101 ~~whose curriculum has been approved by the board as of the time~~
1102 ~~of completion. Subsequent to October 1, 2003, all of the~~
1103 ~~required amount of educational credits shall have been obtained~~
1104 ~~in a program, school, or college of interior design whose~~
1105 ~~curriculum has been approved by the board, as of the time each~~
1106 ~~educational credit is gained. The board shall adopt rules~~
1107 ~~providing for the review and approval of programs, schools, and~~
1108 ~~colleges of interior design and courses of interior design study~~
1109 ~~based on a review and inspection by the board of the curriculum~~
1110 ~~of programs, schools, and colleges of interior design in the~~
1111 ~~United States, including those programs, schools, and colleges~~
1112 ~~accredited by the Foundation for Interior Design Education~~
1113 ~~Research. The board shall adopt rules providing for the review~~
1114 ~~and approval of diversified interior design experience required~~
1115 ~~by this subsection.~~

1116 Section 45. Section 481.213, Florida Statutes, is amended
1117 to read:

1118 481.213 Licensure and registration.—

1119 (1) The department shall license or register any applicant
1120 who the board certifies is qualified for licensure or
1121 registration and who has paid the initial licensure or
1122 registration fee. Licensure as an architect under this section
1123 shall be deemed to include all the rights and privileges of
1124 registration ~~licensure~~ as an interior designer under this
1125 section.

1126 (2) The board shall certify for licensure or registration
 1127 by examination any applicant who passes the prescribed licensure
 1128 or registration examination and satisfies the requirements of
 1129 ss. 481.209 and 481.211, for architects, or the requirements of
 1130 s. 481.209, for interior designers.

1131 (3) The board shall certify as qualified for a license by
 1132 endorsement as an architect or registration as a registered ~~an~~
 1133 interior designer an applicant who:

1134 (a) Qualifies to take the prescribed licensure or
 1135 registration examination, and has passed the prescribed
 1136 licensure or registration examination or a substantially
 1137 equivalent examination in another jurisdiction, as set forth in
 1138 s. 481.209 for architects or registered interior designers, as
 1139 applicable, and has satisfied the internship requirements set
 1140 forth in s. 481.211 for architects;

1141 (b) Holds a valid license to practice architecture or a
 1142 license, registration, or certification to practice interior
 1143 design issued by another jurisdiction of the United States, if
 1144 the criteria for issuance of such license were substantially
 1145 equivalent to the licensure criteria that existed in this state
 1146 at the time the license was issued; ~~provided, however, that an~~
 1147 ~~applicant who has been licensed for use of the title "interior~~
 1148 ~~design" rather than licensed to practice interior design shall~~
 1149 ~~not qualify hereunder;~~ or

1150 (c) Has passed the prescribed licensure examination and

1151 holds a valid certificate issued by the National Council of
1152 Architectural Registration Boards, and holds a valid license to
1153 practice architecture issued by another state or jurisdiction of
1154 the United States.

1155

1156 An architect who is licensed in another state who seeks
1157 qualification for license by endorsement under this subsection
1158 must complete a 2-hour class approved by the board on wind
1159 mitigation techniques.

1160 (4) The board may refuse to certify any applicant who has
1161 violated any of the provisions of s. 481.223, s. 481.225, or s.
1162 481.2251, as applicable.

1163 (5) The board may refuse to certify any applicant who is
1164 under investigation in any jurisdiction for any act which would
1165 constitute a violation of this part or of chapter 455 until such
1166 time as the investigation is complete and disciplinary
1167 proceedings have been terminated.

1168 (6) The board shall adopt rules to implement the
1169 provisions of this part relating to the examination, internship,
1170 and licensure of applicants.

1171 (7) For persons whose licensure requires satisfaction of
1172 the requirements of ss. 481.209 and 481.211, the board shall, by
1173 rule, establish qualifications for certification of such persons
1174 as special inspectors of threshold buildings, as defined in ss.
1175 553.71 and 553.79, and shall compile a list of persons who are

1176 certified. A special inspector is not required to meet standards
1177 for certification other than those established by the board, and
1178 the fee owner of a threshold building may not be prohibited from
1179 selecting any person certified by the board to be a special
1180 inspector. The board shall develop minimum qualifications for
1181 the qualified representative of the special inspector who is
1182 authorized under s. 553.79 to perform inspections of threshold
1183 buildings on behalf of the special inspector.

1184 (8) A certificate of registration is not required for a
1185 person whose occupation or practice is confined to interior
1186 decorator services or for a person whose occupation or practice
1187 is confined to interior design as provided in this part.

1188 Section 46. Subsection (1) of section 481.2131, Florida
1189 Statutes, is amended to read:

1190 481.2131 Interior design; practice requirements;
1191 disclosure of compensation for professional services.—

1192 (1) An ~~A registered interior designer may is authorized to~~
1193 perform "interior design" as defined in s. 481.203. Interior
1194 design documents prepared by a registered interior designer
1195 shall contain a statement that the document is not an
1196 architectural or engineering study, drawing, specification, or
1197 design and is not to be used for construction of any load-
1198 bearing columns, load-bearing framing or walls of structures, or
1199 issuance of any building permit, except as otherwise provided by
1200 law. Interior design documents that are prepared and sealed by a

1201 registered interior designer must ~~may~~, if required by a
 1202 permitting body, be accepted by the permitting body ~~be submitted~~
 1203 for the issuance of a building permit for interior construction
 1204 excluding design of any structural, mechanical, plumbing,
 1205 heating, air-conditioning, ventilating, electrical, or vertical
 1206 transportation systems or that materially affect lifesafety
 1207 systems pertaining to firesafety protection such as fire-rated
 1208 separations between interior spaces, fire-rated vertical shafts
 1209 in multistory structures, fire-rated protection of structural
 1210 elements, smoke evacuation and compartmentalization, emergency
 1211 ingress or egress systems, and emergency alarm systems. If a
 1212 permitting body requires sealed interior design documents for
 1213 the issuance of a permit, an individual performing interior
 1214 design services who is not a licensed architect must include a
 1215 seal issued by the department and in conformance with the
 1216 requirements of s. 481.221.

1217 Section 47. Section 481.215, Florida Statutes, is amended
 1218 to read:

1219 481.215 Renewal of license or certificate of
 1220 registration.—

1221 (1) Subject to the requirement of subsection (3), the
 1222 department shall renew a license or certificate of registration
 1223 upon receipt of the renewal application and renewal fee.

1224 (2) The department shall adopt rules establishing a
 1225 procedure for the biennial renewal of licenses and certificates

1226 | of registration.

1227 | (3) A ~~No~~ license or certificate of registration renewal
 1228 | may not shall be issued to an architect or a registered an
 1229 | interior designer by the department until the licensee or
 1230 | registrant submits proof satisfactory to the department that,
 1231 | during the 2 years before ~~prior to~~ application for renewal, the
 1232 | licensee or registrant participated per biennium in not less
 1233 | than 20 hours of at least 50 minutes each per biennium of
 1234 | continuing education approved by the board. The board shall
 1235 | approve only continuing education that builds upon the basic
 1236 | knowledge of architecture or interior design. The board may make
 1237 | exception from the requirements of continuing education in
 1238 | emergency or hardship cases.

1239 | (4) The board shall by rule establish criteria for the
 1240 | approval of continuing education courses and providers and shall
 1241 | by rule establish criteria for accepting alternative
 1242 | nonclassroom continuing education on an hour-for-hour basis.

1243 | (5) For a license or certificate of registration, the
 1244 | board shall require, by rule adopted pursuant to ss. 120.536(1)
 1245 | and 120.54, 2 ~~a specified number of~~ hours in specialized or
 1246 | advanced courses, ~~approved by the Florida Building Commission,~~
 1247 | on any portion of the Florida Building Code, adopted pursuant to
 1248 | part IV of chapter 553, relating to the licensee's respective
 1249 | area of practice. Such hours count toward the continuing
 1250 | education hours required under subsection (3). A licensee may

1251 complete the courses required under this subsection online.

1252 Section 48. Section 481.217, Florida Statutes, is amended
1253 to read:

1254 481.217 Inactive status.—

1255 (1) The board may prescribe by rule continuing education
1256 requirements as a condition of reactivating a license. The rules
1257 may not require more than one renewal cycle of continuing
1258 education to reactivate a license or registration for a
1259 registered architect or registered interior designer. ~~For~~
1260 ~~interior design, the board may approve only continuing education~~
1261 ~~that builds upon the basic knowledge of interior design.~~

1262 (2) The board shall adopt rules relating to application
1263 procedures for inactive status and for the reactivation of
1264 inactive licenses and registrations.

1265 Section 49. Section 481.219, Florida Statutes, is amended
1266 to read:

1267 481.219 Qualification of business organizations
1268 ~~certification of partnerships, limited liability companies, and~~
1269 ~~corporations.—~~

1270 (1) A licensee may ~~The practice of or the offer to~~
1271 ~~practice architecture or interior design by licensees~~ through a
1272 qualified business organization that offers ~~corporation, limited~~
1273 ~~liability company, or partnership offering architectural or~~
1274 ~~interior design~~ services to the public, ~~or by a corporation,~~
1275 ~~limited liability company, or partnership offering architectural~~

1276 ~~or interior design services to the public through licensees~~
 1277 ~~under this part as agents, employees, officers, or partners, is~~
 1278 ~~permitted, subject to the provisions of this section.~~

1279 (2) If a licensee or an applicant proposes to engage in
 1280 the practice of architecture as a business organization, the
 1281 licensee or applicant shall qualify the business organization
 1282 upon approval of the board ~~For the purposes of this section, a~~
 1283 ~~certificate of authorization shall be required for a~~
 1284 ~~corporation, limited liability company, partnership, or person~~
 1285 ~~practicing under a fictitious name, offering architectural~~
 1286 ~~services to the public jointly or separately. However, when an~~
 1287 ~~individual is practicing architecture in her or his own name,~~
 1288 ~~she or he shall not be required to be certified under this~~
 1289 ~~section. Certification under this subsection to offer~~
 1290 ~~architectural services shall include all the rights and~~
 1291 ~~privileges of certification under subsection (3) to offer~~
 1292 ~~interior design services.~~

1293 (3) (a) A business organization may not engage in the
 1294 practice of architecture unless its qualifying agent is a
 1295 registered architect under this part. A qualifying agent who
 1296 terminates an affiliation with a qualified business organization
 1297 shall immediately notify the department of such termination. If
 1298 such qualifying agent is the only qualifying agent for that
 1299 business organization, the business organization must be
 1300 qualified by another qualifying agent within 60 days after the

1301 termination. Except as provided in paragraph (b), the business
1302 organization may not engage in the practice of architecture
1303 until it is qualified by another qualifying agent.

1304 (b) In the event a qualifying agent ceases employment with
1305 a qualified business organization, the executive director or the
1306 chair of the board may authorize another registered architect
1307 employed by the business organization to temporarily serve as
1308 its qualifying agent for a period of no more than 60 days. The
1309 business organization is not authorized to operate beyond such
1310 period under this chapter absent replacement of the qualifying
1311 agent who has ceased employment.

1312 (c) A qualifying agent shall notify the department in
1313 writing before engaging in the practice of architecture in her
1314 or his own name or in affiliation with a different business
1315 organization, and she or he or such business organization shall
1316 supply the same information to the department as required of
1317 applicants under this part.

1318 ~~(3) For the purposes of this section, a certificate of~~
1319 ~~authorization shall be required for a corporation, limited~~
1320 ~~liability company, partnership, or person operating under a~~
1321 ~~fictitious name, offering interior design services to the public~~
1322 ~~jointly or separately. However, when an individual is practicing~~
1323 ~~interior design in her or his own name, she or he shall not be~~
1324 ~~required to be certified under this section.~~

1325 (4) All final construction documents and instruments of

1326 service which include drawings, specifications, plans, reports,
1327 or other papers or documents that involve ~~involving~~ the practice
1328 of architecture which are prepared or approved for the use of
1329 the business organization ~~corporation, limited liability~~
1330 ~~company, or partnership~~ and filed for public record within the
1331 state must ~~shall~~ bear the signature and seal of the licensee who
1332 prepared or approved them and the date on which they were
1333 sealed.

1334 (5) ~~All drawings, specifications, plans, reports, or other~~
1335 ~~papers or documents prepared or approved for the use of the~~
1336 ~~corporation, limited liability company, or partnership by an~~
1337 ~~interior designer in her or his professional capacity and filed~~
1338 ~~for public record within the state shall bear the signature and~~
1339 ~~seal of the licensee who prepared or approved them and the date~~
1340 ~~on which they were sealed.~~

1341 ~~(6) The department shall issue a certificate of~~
1342 ~~authorization to any applicant who the board certifies as~~
1343 ~~qualified for a certificate of authorization and who has paid~~
1344 ~~the fee set in s. 481.207.~~

1345 ~~(7) The board shall~~ allow a licensee or certify an
1346 applicant to qualify one or more business organizations as
1347 ~~qualified for a certificate of authorization to offer~~
1348 architectural ~~or interior design~~ services, or to use a
1349 fictitious name to offer such services, if provided that:

1350 ~~(a)~~ one or more of the principal officers of the

1351 corporation or limited liability company, or one or more
 1352 partners of the partnership, and all personnel of the
 1353 corporation, limited liability company, or partnership who act
 1354 in its behalf in this state as architects, are registered as
 1355 provided by this part; ~~or~~

1356 ~~(b) One or more of the principal officers of the~~
 1357 ~~corporation or one or more partners of the partnership, and all~~
 1358 ~~personnel of the corporation, limited liability company, or~~
 1359 ~~partnership who act in its behalf in this state as interior~~
 1360 ~~designers, are registered as provided by this part.~~

1361 ~~(8) The department shall adopt rules establishing a~~
 1362 ~~procedure for the biennial renewal of certificates of~~
 1363 ~~authorization.~~

1364 ~~(9) The department shall renew a certificate of~~
 1365 ~~authorization upon receipt of the renewal application and~~
 1366 ~~biennial renewal fee.~~

1367 ~~(6)~~(10) Each qualifying agent who qualifies a business
 1368 organization, partnership, limited liability company, or ~~and~~
 1369 corporation certified under this section shall notify the
 1370 department within 30 days after ~~of~~ any change in the information
 1371 contained in the application upon which the qualification
 1372 ~~certification~~ is based. Any registered architect ~~or interior~~
 1373 ~~designer~~ who qualifies the business organization shall ensure
 1374 ~~corporation, limited liability company, or partnership as~~
 1375 ~~provided in subsection (7) shall be responsible for ensuring~~

1376 responsible supervising control of projects of the business
 1377 organization ~~entity~~ and shall notify the department of the ~~upon~~
 1378 termination of her or his employment with a business
 1379 organization qualified partnership, limited liability company,
 1380 ~~or corporation certified under this section shall notify the~~
 1381 ~~department of the termination~~ within 30 days after such
 1382 termination.

1383 (7)(11) A business organization is not ~~No corporation,~~
 1384 ~~limited liability company, or partnership shall be relieved of~~
 1385 responsibility for the conduct or acts of its agents, employees,
 1386 or officers by reason of its compliance with this section.
 1387 However, except as provided in s. 558.0035, the architect who
 1388 signs and seals the construction documents and instruments of
 1389 service is ~~shall be~~ liable for the professional services
 1390 performed, and the interior designer who signs and seals the
 1391 interior design drawings, plans, or specifications shall be
 1392 liable for the professional services performed.

1393 ~~(12) Disciplinary action against a corporation, limited~~
 1394 ~~liability company, or partnership shall be administered in the~~
 1395 ~~same manner and on the same grounds as disciplinary action~~
 1396 ~~against a registered architect or interior designer,~~
 1397 ~~respectively.~~

1398 (8)(13) ~~Nothing in~~ This section may not ~~shall~~ be construed
 1399 to mean that a certificate of registration to practice
 1400 architecture must ~~or interior design shall~~ be held by a business

1401 ~~organization corporation, limited liability company, or~~
1402 ~~partnership. Nothing in This section does not prohibit a~~
1403 ~~business organization from offering prohibits corporations,~~
1404 ~~limited liability companies, and partnerships from joining~~
1405 ~~together to offer architectural, engineering, interior design,~~
1406 ~~surveying and mapping, and landscape architectural services, or~~
1407 ~~any combination of such services, to the public if the business~~
1408 ~~organization, provided that each corporation, limited liability~~
1409 ~~company, or partnership otherwise meets the requirements of law.~~

1410 ~~(14) Corporations, limited liability companies, or~~
1411 ~~partnerships holding a valid certificate of authorization to~~
1412 ~~practice architecture shall be permitted to use in their title~~
1413 ~~the term "interior designer" or "registered interior designer."~~

1414 Section 50. Subsections (5) and (10) of section 481.221,
1415 Florida Statutes, are amended to read:

1416 481.221 Seals; display of certificate number.—

1417 (5) No registered interior designer shall affix, or permit
1418 to be affixed, her or his seal or signature to any plan,
1419 specification, drawing, or other document which depicts work
1420 which she or he is not competent or registered ~~licensed~~ to
1421 perform.

1422 (10) Each registered architect must ~~or interior designer,~~
1423 ~~and each corporation, limited liability company, or partnership~~
1424 ~~holding a certificate of authorization, shall include her or his~~
1425 license ~~its certificate~~ number in any newspaper, telephone

1426 | directory, or other advertising medium used by the registered
 1427 | licensee. Each business organization must include the license
 1428 | number of the registered architect who serves as the qualifying
 1429 | agent for that business organization in any newspaper, telephone
 1430 | directory, or other advertising medium used by the business
 1431 | ~~organization architect, interior designer, corporation, limited~~
 1432 | ~~liability company, or partnership. A corporation, limited~~
 1433 | ~~liability company, or partnership is not required to display the~~
 1434 | ~~certificate number of individual registered architects or~~
 1435 | ~~interior designers employed by or working within the~~
 1436 | ~~corporation, limited liability company, or partnership.~~

1437 | Section 51. Section 481.223, Florida Statutes, is amended
 1438 | to read:

1439 | 481.223 Prohibitions; penalties; injunctive relief.—

1440 | (1) A person may not knowingly:

1441 | (a) Practice architecture unless the person is an
 1442 | architect or a registered architect; however, a licensed
 1443 | architect who has been licensed by the board and who chooses to
 1444 | relinquish or not to renew his or her license may use the title
 1445 | "Architect, Retired" but may not otherwise render any
 1446 | architectural services.

1447 | ~~(b) Practice interior design unless the person is a~~
 1448 | ~~registered interior designer unless otherwise exempted herein;~~
 1449 | ~~however, an interior designer who has been licensed by the board~~
 1450 | ~~and who chooses to relinquish or not to renew his or her license~~

1451 ~~may use the title "Interior Designer, Retired" but may not~~
1452 ~~otherwise render any interior design services.~~

1453 (b)~~(e)~~ Use the name or title "architect," ~~or~~ "registered
1454 architect," or ~~"interior designer" or "registered interior~~
1455 ~~designer," or words to that effect,~~ when the person is not then
1456 the holder of a valid license or certificate of registration
1457 issued pursuant to this part. This paragraph does not restrict
1458 the use of the name or title "interior designer" or "interior
1459 design firm."

1460 (c)~~(d)~~ Present as his or her own the license of another.

1461 (d)~~(e)~~ Give false or forged evidence to the board or a
1462 member thereof.

1463 (e)~~(f)~~ Use or attempt to use an architect ~~or interior~~
1464 ~~designer~~ license or interior design certificate of registration
1465 that has been suspended, revoked, or placed on inactive or
1466 delinquent status.

1467 (f)~~(g)~~ Employ unlicensed persons to practice architecture
1468 ~~or interior design.~~

1469 (g)~~(h)~~ Conceal information relative to violations of this
1470 part.

1471 (2) Any person who violates any provision of subsection
1472 (1) commits a misdemeanor of the first degree, punishable as
1473 provided in s. 775.082 or s. 775.083.

1474 (3) (a) Notwithstanding chapter 455 or any other law to the
1475 contrary, an affected person may maintain an action for

1476 injunctive relief to restrain or prevent a person from violating
 1477 paragraph (1) (a) or, paragraph (1) (b), ~~or paragraph (1) (c)~~. The
 1478 prevailing party is entitled to actual costs and attorney's
 1479 fees.

1480 (b) For purposes of this subsection, the term "affected
 1481 person" means a person directly affected by the actions of a
 1482 person suspected of violating paragraph (1) (a) or, paragraph
 1483 (1) (b), ~~or paragraph (1) (c)~~ and includes, but is not limited to,
 1484 the department, any person who received services from the
 1485 alleged violator, or any private association composed primarily
 1486 of members of the profession the alleged violator is practicing
 1487 or offering to practice or holding himself or herself out as
 1488 qualified to practice.

1489 Section 52. Section 481.2251, Florida Statutes, is amended
 1490 to read:

1491 481.2251 Disciplinary proceedings against registered
 1492 interior designers.—

1493 (1) The following acts constitute grounds for which the
 1494 disciplinary actions specified in subsection (2) may be taken:

1495 (a) Attempting to register ~~obtain, obtaining,~~ or renewing
 1496 registration, by bribery, by fraudulent misrepresentation, or
 1497 through an error of the board, ~~a license to practice interior~~
 1498 ~~design;~~

1499 (b) Having an interior design license, certification, or
 1500 registration ~~a license to practice interior design~~ revoked,

1501 suspended, or otherwise acted against, including the denial of
 1502 licensure, registration, or certification by the licensing
 1503 authority of another jurisdiction for any act which would
 1504 constitute a violation of this part or of chapter 455;

1505 (c) Being convicted or found guilty, ~~regardless of~~
 1506 ~~adjudication,~~ of a crime in any jurisdiction which directly
 1507 relates to the provision of interior design services or to the
 1508 ability to provide interior design services. ~~A plea of nolo~~
 1509 ~~contendere shall create a rebuttable presumption of guilt to the~~
 1510 ~~underlying criminal charges. However, the board shall allow the~~
 1511 ~~person being disciplined to present any evidence relevant to the~~
 1512 ~~underlying charges and the circumstances surrounding her or his~~
 1513 ~~plea;~~

1514 (d) False, deceptive, or misleading advertising;

1515 (e) ~~Failing to report to the board any person who the~~
 1516 ~~licensee knows is in violation of this part or the rules of the~~
 1517 ~~board;~~

1518 ~~(f) Aiding, assisting, procuring, or advising any~~
 1519 ~~unlicensed person to use the title "interior designer" contrary~~
 1520 ~~to this part or to a rule of the board;~~

1521 ~~(g) Failing to perform any statutory or legal obligation~~
 1522 ~~placed upon a registered interior designer;~~

1523 ~~(h) Making or filing a report which the registrant~~
 1524 ~~licensee knows to be false, intentionally or negligently failing~~
 1525 ~~to file a report or record required by state or federal law, or~~

1526 willfully impeding or obstructing such filing or inducing
 1527 another person to do so. Such reports or records shall include
 1528 only those which are signed in the capacity as a registered
 1529 interior designer;

1530 (f)~~(i)~~ Making deceptive, untrue, or fraudulent
 1531 representations in the provision of interior design services;

1532 (g)~~(j)~~ Accepting and performing professional
 1533 responsibilities which the registrant licensee knows or has
 1534 reason to know that she or he is not competent ~~or licensed~~ to
 1535 perform;

1536 ~~(k) Violating any provision of this part, any rule of the~~
 1537 ~~board, or a lawful order of the board previously entered in a~~
 1538 ~~disciplinary hearing;~~

1539 ~~(l) Conspiring with another licensee or with any other~~
 1540 ~~person to commit an act, or committing an act, which would tend~~
 1541 ~~to coerce, intimidate, or preclude another licensee from~~
 1542 ~~lawfully advertising her or his services;~~

1543 ~~(m) Acceptance of compensation or any consideration by an~~
 1544 ~~interior designer from someone other than the client without~~
 1545 ~~full disclosure of the compensation or consideration amount or~~
 1546 ~~value to the client prior to the engagement for services, in~~
 1547 ~~violation of s. 481.2131(2);~~

1548 (h)~~(n)~~ Rendering or offering to render architectural
 1549 services; or

1550 (i)~~(o)~~ Committing an act of fraud or deceit, or of

1551 negligence, incompetency, or misconduct, in the practice of
1552 interior design, ~~including, but not limited to, allowing the~~
1553 ~~preparation of any interior design studies, plans, or other~~
1554 ~~instruments of service in an office that does not have a full-~~
1555 ~~time Florida-registered interior designer assigned to such~~
1556 ~~office or failing to exercise responsible supervisory control~~
1557 ~~over services or projects, as required by board rule.~~

1558 (2) When the board finds any person guilty of any of the
1559 grounds set forth in subsection (1), it may enter an order
1560 taking the following action or imposing one or more of the
1561 following penalties:

1562 (a) Refusal to register the applicant ~~approve an~~
1563 ~~application for licensure;~~

1564 (b) Refusal to renew an existing registration ~~license;~~

1565 (c) Removal from the state registry ~~Revocation or~~
1566 ~~suspension of a license; or~~

1567 (d) Imposition of an administrative fine not to exceed
1568 \$500 ~~\$1,000~~ for each violation or separate offense and a fine of
1569 up to \$2,500 ~~\$5,000~~ for matters pertaining to a material
1570 violation of the Florida Building Code as reported by a local
1571 jurisdiction; ~~or~~

1572 ~~(e) Issuance of a reprimand.~~

1573 Section 53. Paragraph (b) of subsection (5) and
1574 subsections (6) and (8) of section 481.229, Florida Statutes,
1575 are amended to read:

1576 481.229 Exceptions; exemptions from licensure.-
 1577 (5)
 1578 (b) Notwithstanding any other provision of this part, all
 1579 persons licensed as architects under this part shall be
 1580 qualified for interior design registration licensure upon
 1581 submission of a completed application for such license and a fee
 1582 not to exceed \$30. Such persons shall be exempt from the
 1583 requirements of s. 481.209(2). For architects licensed as
 1584 interior designers, satisfaction of the requirements for renewal
 1585 of licensure as an architect under s. 481.215 shall be deemed to
 1586 satisfy the requirements for renewal of registration licensure
 1587 as an interior designer under that section. Complaint
 1588 processing, investigation, or other discipline-related legal
 1589 costs related to persons licensed as interior designers under
 1590 this paragraph shall be assessed against the architects' account
 1591 of the Regulatory Trust Fund.
 1592 (6) This part shall not apply to:
 1593 (a) A person who performs interior design services or
 1594 interior decorator services for any residential application,
 1595 ~~provided that such person does not advertise as, or represent~~
 1596 ~~himself or herself as, an interior designer.~~ For purposes of
 1597 this paragraph, "residential applications" includes all types of
 1598 residences, including, but not limited to, residence buildings,
 1599 single-family homes, multifamily homes, townhouses, apartments,
 1600 condominiums, and domestic outbuildings appurtenant to one-

1601 family or two-family residences. ~~However, "residential~~
1602 ~~applications" does not include common areas associated with~~
1603 ~~instances of multiple-unit dwelling applications.~~

1604 (b) An employee of a retail establishment providing
1605 "interior decorator services" on the premises of the retail
1606 establishment or in the furtherance of a retail sale or
1607 prospective retail sale, provided that such employee does not
1608 advertise as, or represent himself or herself as, a registered
1609 ~~an~~ interior designer.

1610 (8) A manufacturer of commercial food service equipment or
1611 the manufacturer's representative, distributor, or dealer or an
1612 employee thereof, who prepares designs, specifications, or
1613 layouts for the sale or installation of such equipment is exempt
1614 from licensure as an architect ~~or interior designer~~, if:

1615 (a) The designs, specifications, or layouts are not used
1616 for construction or installation that may affect structural,
1617 mechanical, plumbing, heating, air conditioning, ventilating,
1618 electrical, or vertical transportation systems.

1619 (b) The designs, specifications, or layouts do not
1620 materially affect lifesafety systems pertaining to firesafety
1621 protection, smoke evacuation and compartmentalization, and
1622 emergency ingress or egress systems.

1623 (c) Each design, specification, or layout document
1624 prepared by a person or entity exempt under this subsection
1625 contains a statement on each page of the document that the

1626 designs, specifications, or layouts are not architectural,
 1627 ~~interior design,~~ or engineering designs, specifications, or
 1628 layouts and not used for construction unless reviewed and
 1629 approved by a licensed architect or engineer.

1630 Section 54. Subsection (1) of section 481.231, Florida
 1631 Statutes, is amended to read:

1632 481.231 Effect of part locally.—

1633 (1) ~~Nothing in~~ This part does not ~~shall be construed to~~
 1634 repeal, amend, limit, or otherwise affect any specific provision
 1635 of any local building code or zoning law or ordinance that has
 1636 been duly adopted, now or hereafter enacted, which is more
 1637 restrictive, with respect to the services of registered
 1638 architects or registered interior designers, than ~~the provisions~~
 1639 ~~of~~ this part; provided, however, that a licensed architect shall
 1640 be deemed registered ~~licensed~~ as an interior designer for
 1641 purposes of offering or rendering interior design services to a
 1642 county, municipality, or other local government or political
 1643 subdivision.

1644 Section 55. Section 481.303, Florida Statutes, is amended
 1645 to read:

1646 481.303 Definitions.—As used in this chapter, the term:

1647 (1) "Board" means the Board of Landscape Architecture.

1648 (3) ~~(2)~~ "Department" means the Department of Business and
 1649 Professional Regulation.

1650 (6) ~~(3)~~ "Registered landscape architect" means a person who

1651 holds a license to practice landscape architecture in this state
 1652 under the authority of this act.

1653 (2)~~(4)~~ "Certificate of registration" means a license
 1654 issued by the department to a natural person to engage in the
 1655 practice of landscape architecture.

1656 ~~(5) "Certificate of authorization" means a license issued~~
 1657 ~~by the department to a corporation or partnership to engage in~~
 1658 ~~the practice of landscape architecture.~~

1659 (4)~~(6)~~ "Landscape architecture" means professional
 1660 services, including, but not limited to, the following:

1661 (a) Consultation, investigation, research, planning,
 1662 design, preparation of drawings, specifications, contract
 1663 documents and reports, responsible construction supervision, or
 1664 landscape management in connection with the planning and
 1665 development of land and incidental water areas, including the
 1666 use of Florida-friendly landscaping as defined in s. 373.185,
 1667 where, and to the extent that, the dominant purpose of such
 1668 services or creative works is the preservation, conservation,
 1669 enhancement, or determination of proper land uses, natural land
 1670 features, ground cover and plantings, or naturalistic and
 1671 aesthetic values;

1672 (b) The determination of settings, grounds, and approaches
 1673 for and the siting of buildings and structures, outdoor areas,
 1674 or other improvements;

1675 (c) The setting of grades, shaping and contouring of land

1676 and water forms, determination of drainage, and provision for
 1677 storm drainage and irrigation systems where such systems are
 1678 necessary to the purposes outlined herein; and

1679 (d) The design of such tangible objects and features as
 1680 are necessary to the purpose outlined herein.

1681 (5)~~(7)~~ "Landscape design" means consultation for and
 1682 preparation of planting plans drawn for compensation, including
 1683 specifications and installation details for plant materials,
 1684 soil amendments, mulches, edging, gravel, and other similar
 1685 materials. Such plans may include only recommendations for the
 1686 conceptual placement of tangible objects for landscape design
 1687 projects. Construction documents, details, and specifications
 1688 for tangible objects and irrigation systems shall be designed or
 1689 approved by licensed professionals as required by law.

1690 Section 56. Section 481.310, Florida Statutes, is amended
 1691 to read:

1692 481.310 Practical experience requirement.—Beginning
 1693 October 1, 1990, every applicant for licensure as a registered
 1694 landscape architect shall demonstrate, prior to licensure, 1
 1695 year of practical experience in landscape architectural work. An
 1696 applicant who holds a master of landscape architecture degree
 1697 and a bachelor's degree in a related field is not required to
 1698 demonstrate 1 year of practical experience in landscape
 1699 architectural work to obtain licensure. The board shall adopt
 1700 rules providing standards for the required experience. An

1701 applicant who qualifies for examination pursuant to s.
 1702 481.309(1)(b)1. may obtain the practical experience after
 1703 completing the required professional degree. Experience used to
 1704 qualify for examination pursuant to s. 481.309(1)(b)2. may not
 1705 be used to satisfy the practical experience requirement under
 1706 this section.

1707 Section 57. Subsections (3) and (4) of s. 481.311, Florida
 1708 Statutes, are amended to read:

1709 481.311 Licensure.—

1710 (3) The board shall certify as qualified for a license by
 1711 endorsement an applicant who:

1712 (a) Qualifies to take the examination as set forth in s.
 1713 481.309; and has passed a national, regional, state, or
 1714 territorial licensing examination which is substantially
 1715 equivalent to the examination required by s. 481.309; ~~or~~

1716 (b) Holds a valid license to practice landscape
 1717 architecture issued by another state or territory of the United
 1718 States, if the criteria for issuance of such license were
 1719 substantially identical to the licensure criteria which existed
 1720 in this state at the time the license was issued; or—

1721 (c) Has held a valid license to practice landscape
 1722 architecture in another state or territory of the United States
 1723 for at least 10 years before the date of application and has
 1724 successfully completed a state, regional, national, or other
 1725 examination that is equivalent to or more stringent than the

1726 examination required by the board, subject to subsection (5). An
1727 applicant who has met the requirements to be qualified for a
1728 license by endorsement, except for successful completion of an
1729 examination that is equivalent to or more stringent than the
1730 examination required by the board, may take the examination
1731 required by the board without completing additional education
1732 requirements. Such application must be submitted to the board
1733 while the applicant holds a valid license in another state or
1734 territory or within 2 years after the expiration of such
1735 license.

1736 ~~(4) The board shall certify as qualified for a certificate~~
1737 ~~of authorization any applicant corporation or partnership who~~
1738 ~~satisfies the requirements of s. 481.319.~~

1739 Section 58. Subsection (4) of section 481.313, Florida
1740 Statutes, is amended to read:

1741 481.313 Renewal of license.—

1742 (4) The board, by rule adopted pursuant to ss. 120.536(1)
1743 and 120.54, shall establish criteria for the approval of
1744 continuing education courses and providers, and shall by rule
1745 establish criteria for accepting alternative nonclassroom
1746 continuing education on an hour-for-hour basis. A landscape
1747 architect shall receive hour-for-hour credit for attending
1748 continuing education courses approved by the Landscape
1749 Architecture Continuing Education System or another nationally
1750 recognized clearinghouse for continuing education that relate to

1751 and increase his or her basic knowledge of landscape
 1752 architecture, as determined by the board, if the landscape
 1753 architect submits proof satisfactory to the board that such
 1754 course was approved by the Landscape Architecture Continuing
 1755 Education System or another nationally recognized clearinghouse
 1756 for continuing education, along with the syllabus or outline for
 1757 such course and proof of course attendance.

1758 Section 59. Subsection (2) of section 481.317, Florida
 1759 Statutes, is amended to read:

1760 481.317 Temporary certificates.—

1761 ~~(2) Upon approval by the board and payment of the fee set~~
 1762 ~~in s. 481.307, the department shall grant a temporary~~
 1763 ~~certificate of authorization for work on one specified project~~
 1764 ~~in this state for a period not to exceed 1 year to an out-of-~~
 1765 ~~state corporation, partnership, or firm, provided one of the~~
 1766 ~~principal officers of the corporation, one of the partners of~~
 1767 ~~the partnership, or one of the principals in the fictitiously~~
 1768 ~~named firm has obtained a temporary certificate of registration~~
 1769 ~~in accordance with subsection (1).~~

1770 Section 60. Section 481.319, Florida Statutes, is amended
 1771 to read:

1772 481.319 Corporate and partnership practice of landscape
 1773 architecture; ~~certificate of authorization.~~—

1774 (1) The practice of or offer to practice landscape
 1775 architecture by registered landscape architects registered under

1776 | this part through a corporation or partnership offering
1777 | landscape architectural services to the public, or through a
1778 | corporation or partnership offering landscape architectural
1779 | services to the public through individual registered landscape
1780 | architects as agents, employees, officers, or partners, is
1781 | permitted, subject to the provisions of this section, if:

1782 | (a) One or more of the principal officers of the
1783 | corporation, or partners of the partnership, and all personnel
1784 | of the corporation or partnership who act in its behalf as
1785 | landscape architects in this state are registered landscape
1786 | architects; and

1787 | (b) One or more of the officers, one or more of the
1788 | directors, one or more of the owners of the corporation, or one
1789 | or more of the partners of the partnership is a registered
1790 | landscape architect; ~~and~~

1791 | ~~(c) The corporation or partnership has been issued a~~
1792 | ~~certificate of authorization by the board as provided herein.~~

1793 | (2) All documents involving the practice of landscape
1794 | architecture which are prepared for the use of the corporation
1795 | or partnership shall bear the signature and seal of a registered
1796 | landscape architect.

1797 | (3) A landscape architect applying to practice in the name
1798 | of a ~~An applicant~~ corporation must ~~shall~~ file with the
1799 | department the names and addresses of all officers and board
1800 | members of the corporation, including the principal officer or

1801 officers, duly registered to practice landscape architecture in
1802 this state and, also, of all individuals duly registered to
1803 practice landscape architecture in this state who shall be in
1804 responsible charge of the practice of landscape architecture by
1805 the corporation in this state. A landscape architect applying to
1806 practice in the name of a ~~An applicant~~ partnership must ~~shall~~
1807 file with the department the names and addresses of all partners
1808 of the partnership, including the partner or partners duly
1809 registered to practice landscape architecture in this state and,
1810 also, of an individual or individuals duly registered to
1811 practice landscape architecture in this state who shall be in
1812 responsible charge of the practice of landscape architecture by
1813 said partnership in this state.

1814 (4) Each landscape architect qualifying a partnership or
1815 ~~and corporation licensed~~ under this part must ~~shall~~ notify the
1816 department within 1 month after ~~of~~ any change in the information
1817 contained in the application upon which the license is based.
1818 Any landscape architect who terminates her or his ~~or her~~
1819 employment with a partnership or corporation licensed under this
1820 part shall notify the department of the termination within 1
1821 month after such termination.

1822 (5) ~~Disciplinary action against a corporation or~~
1823 ~~partnership shall be administered in the same manner and on the~~
1824 ~~same grounds as disciplinary action against a registered~~
1825 ~~landscape architect.~~

1826 ~~(6)~~ Except as provided in s. 558.0035, the fact that a
 1827 registered landscape architect practices landscape architecture
 1828 through a corporation or partnership as provided in this section
 1829 does not relieve the landscape architect from personal liability
 1830 for her or his ~~or her~~ professional acts.

1831 Section 61. Subsection (5) of section 481.321, Florida
 1832 Statutes, is amended to read:

1833 481.321 Seals; display of certificate number.—

1834 (5) Each registered landscape architect must ~~and each~~
 1835 ~~corporation or partnership holding a certificate of~~
 1836 ~~authorization shall~~ include her or his ~~its~~ certificate number in
 1837 any newspaper, telephone directory, or other advertising medium
 1838 used by the registered landscape architect, corporation, or
 1839 partnership. A corporation or partnership must ~~is not required~~
 1840 ~~to~~ display the certificate number ~~numbers~~ of at least one
 1841 officer, director, owner, or partner who is a individual
 1842 registered landscape architect ~~architects~~ employed by or
 1843 practicing with the corporation or partnership.

1844 Section 62. Subsection (5) of section 481.329, Florida
 1845 Statutes, is amended to read:

1846 481.329 Exceptions; exemptions from licensure.—

1847 (5) This part does not prohibit any person from engaging
 1848 in the practice of landscape design, as defined in s. 481.303 ~~s.~~
 1849 ~~481.303(7)~~, or from submitting for approval to a governmental
 1850 agency planting plans that are independent of, or a component

1851 of, construction documents that are prepared by a Florida-
1852 registered professional. Persons providing landscape design
1853 services shall not use the title, term, or designation
1854 "landscape architect," "landscape architectural," "landscape
1855 architecture," "L.A.," "landscape engineering," or any
1856 description tending to convey the impression that she or he is a
1857 landscape architect unless she or he is registered as provided
1858 in this part.

1859 Section 63. Subsection (9) of section 489.103, Florida
1860 Statutes, is amended to read:

1861 489.103 Exemptions.—This part does not apply to:

1862 (9) Any work or operation of a casual, minor, or
1863 inconsequential nature in which the aggregate contract price for
1864 labor, materials, and all other items is less than \$2,500
1865 ~~\$1,000~~, but this exemption does not apply:

1866 (a) If the construction, repair, remodeling, or
1867 improvement is a part of a larger or major operation, whether
1868 undertaken by the same or a different contractor, or in which a
1869 division of the operation is made in contracts of amounts less
1870 than \$2,500 ~~\$1,000~~ for the purpose of evading this part or
1871 otherwise.

1872 (b) To a person who advertises that he or she is a
1873 contractor or otherwise represents that he or she is qualified
1874 to engage in contracting.

1875 Section 64. Subsection (2) of section 489.111, Florida

1876 Statutes, is amended to read:

1877 489.111 Licensure by examination.—

1878 (2) A person shall be eligible for licensure by
1879 examination if the person:

1880 (a) Is 18 years of age;

1881 (b) Is of good moral character; and

1882 (c) Meets eligibility requirements according to one of the
1883 following criteria:

1884 1. Has received a baccalaureate degree from an accredited
1885 4-year college in the appropriate field of engineering,
1886 architecture, or building construction and has 1 year of proven
1887 experience in the category in which the person seeks to qualify.
1888 For the purpose of this part, a minimum of 2,000 person-hours
1889 shall be used in determining full-time equivalency. An applicant
1890 who is exempt from passing an examination under s. 489.113(1) is
1891 eligible for a license under this section.

1892 2. Has a total of at least 4 years of active experience as
1893 a worker who has learned the trade by serving an apprenticeship
1894 as a skilled worker who is able to command the rate of a
1895 mechanic in the particular trade or as a foreman who is in
1896 charge of a group of workers and usually is responsible to a
1897 superintendent or a contractor or his or her equivalent,
1898 provided, however, that at least 1 year of active experience
1899 shall be as a foreman.

1900 3. Has a combination of not less than 1 year of experience

1901 as a foreman and not less than 3 years of credits for any
 1902 accredited college-level courses; has a combination of not less
 1903 than 1 year of experience as a skilled worker, 1 year of
 1904 experience as a foreman, and not less than 2 years of credits
 1905 for any accredited college-level courses; or has a combination
 1906 of not less than 2 years of experience as a skilled worker, 1
 1907 year of experience as a foreman, and not less than 1 year of
 1908 credits for any accredited college-level courses. All junior
 1909 college or community college-level courses shall be considered
 1910 accredited college-level courses.

1911 4.a. An active certified residential contractor is
 1912 eligible to receive a certified building contractor license
 1913 after passing or having previously passed ~~take~~ the building
 1914 contractors' examination if he or she possesses a minimum of 3
 1915 years of proven experience in the classification in which he or
 1916 she is certified.

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

1923 c. An active certified building contractor is eligible to
 1924 receive a certified general contractor license after passing or
 1925 having previously passed ~~take~~ the general contractors'

1926 examination if he or she possesses a minimum of 4 years of
 1927 proven experience in the classification in which he or she is
 1928 certified.

1929 5.a. An active certified air-conditioning Class C
 1930 contractor is eligible to receive a certified air-conditioning
 1931 Class B contractor license after passing or having previously
 1932 passed ~~take~~ the air-conditioning Class B contractors'
 1933 examination if he or she possesses a minimum of 3 years of
 1934 proven experience in the classification in which he or she is
 1935 certified.

1936 b. An active certified air-conditioning Class C contractor
 1937 is eligible to receive a certified air-conditioning Class A
 1938 contractor license after passing or having previously passed
 1939 ~~take~~ the air-conditioning Class A contractors' examination if he
 1940 or she possesses a minimum of 4 years of proven experience in
 1941 the classification in which he or she is certified.

1942 c. An active certified air-conditioning Class B contractor
 1943 is eligible to receive a certified air-conditioning Class A
 1944 contractor license after passing or having previously passed
 1945 ~~take~~ the air-conditioning Class A contractors' examination if he
 1946 or she possesses a minimum of 1 year of proven experience in the
 1947 classification in which he or she is certified.

1948 6.a. An active certified swimming pool servicing
 1949 contractor is eligible to receive a certified residential
 1950 swimming pool contractor license after passing or having

1951 | previously passed ~~take~~ the residential swimming pool
 1952 | contractors' examination if he or she possesses a minimum of 3
 1953 | years of proven experience in the classification in which he or
 1954 | she is certified.

1955 | b. An active certified swimming pool servicing contractor
 1956 | is eligible to receive a certified commercial swimming pool
 1957 | contractor license after passing or having previously passed
 1958 | ~~take~~ the swimming pool commercial contractors' examination if he
 1959 | or she possesses a minimum of 4 years of proven experience in
 1960 | the classification in which he or she is certified.

1961 | c. An active certified residential swimming pool
 1962 | contractor is eligible to receive a certified commercial
 1963 | swimming pool contractor license after passing or having
 1964 | previously passed ~~take~~ the commercial swimming pool contractors'
 1965 | examination if he or she possesses a minimum of 1 year of proven
 1966 | experience in the classification in which he or she is
 1967 | certified.

1968 | d. An applicant is eligible to receive a certified
 1969 | swimming pool/spa servicing contractor license after passing or
 1970 | having previously passed ~~take~~ the swimming pool/spa servicing
 1971 | contractors' examination if he or she has satisfactorily
 1972 | completed 60 hours of instruction in courses related to the
 1973 | scope of work covered by that license and approved by the
 1974 | Construction Industry Licensing Board by rule and has at least 1
 1975 | year of proven experience related to the scope of work of such a

1976 contractor.

1977 Section 65. Subsection (1) of section 489.113, Florida
 1978 Statutes, is amended to read:

1979 489.113 Qualifications for practice; restrictions.—

1980 (1) Any person who desires to engage in contracting on a
 1981 statewide basis shall, as a prerequisite thereto, establish his
 1982 or her competency and qualifications to be certified pursuant to
 1983 this part. To establish competency, a person shall pass the
 1984 appropriate examination approved by the board and certified by
 1985 the department. If an applicant has received a baccalaureate
 1986 degree in building construction from an accredited 4-year
 1987 college, or a related degree as approved by the board by rule,
 1988 and has a grade point average of 3.0 or higher, such applicant
 1989 is only required to take and pass the business and finance
 1990 portion of the examination. Any person who desires to engage in
 1991 contracting on other than a statewide basis shall, as a
 1992 prerequisite thereto, be registered pursuant to this part,
 1993 unless exempted by this part.

1994 Section 66. Subsection (3) of section 489.115, Florida
 1995 Statutes, is amended to read:

1996 489.115 Certification and registration; endorsement;
 1997 reciprocity; renewals; continuing education.—

1998 (3) The board shall certify as qualified for certification
 1999 by endorsement any applicant who:

2000 (a) Meets the requirements for certification as set forth

2001 in this section; has passed a national, regional, state, or
 2002 United States territorial licensing examination that is
 2003 substantially equivalent to the examination required by this
 2004 part; and has satisfied the requirements set forth in s.
 2005 489.111;

2006 (b) Holds a valid license to practice contracting issued
 2007 by another state or territory of the United States, if the
 2008 criteria for issuance of such license were substantially
 2009 equivalent to Florida's current certification criteria; ~~or~~

2010 (c) Holds a valid, current license to practice contracting
 2011 issued by another state or territory of the United States, if
 2012 the state or territory has entered into a reciprocal agreement
 2013 with the board for the recognition of contractor licenses issued
 2014 in that state, based on criteria for the issuance of such
 2015 licenses that are substantially equivalent to the criteria for
 2016 certification in this state; or

2017 (d) Has held a valid, current license to practice
 2018 contracting issued by another state or territory of the United
 2019 States for at least 10 years before the date of application and
 2020 is applying for the same or similar license in this state,
 2021 subject to subsections (5)-(9). The board may consider an
 2022 applicant's technical competence to ensure the applicant is able
 2023 to meet the requirements of this state's codes and standards for
 2024 wind mitigation and water intrusion. The board may also consider
 2025 whether such applicant has had a license to practice contracting

2026 revoked, suspended, or otherwise acted against by the licensing
 2027 authority of another state, territory, or country. Such
 2028 application must be made either when the license in another
 2029 state or territory is active or within 2 years after such
 2030 license was last active. Division I contractors and roofing
 2031 contractors must complete a 2-hour course on the Florida
 2032 Building Code which includes information on wind mitigation
 2033 techniques. The required courses may be completed online.

2034 Section 67. Subsection (5) of section 489.511, Florida
 2035 Statutes, is amended to read:

2036 489.511 Certification; application; examinations;
 2037 endorsement.—

2038 (5) The board shall certify as qualified for certification
 2039 by endorsement any individual applying for certification who:

2040 (a) Meets the requirements for certification as set forth
 2041 in this section; has passed a national, regional, state, or
 2042 United States territorial licensing examination that is
 2043 substantially equivalent to the examination required by this
 2044 part; and has satisfied the requirements set forth in s.

2045 489.521; ~~or~~

2046 (b) Holds a valid license to practice electrical or alarm
 2047 system contracting issued by another state or territory of the
 2048 United States, if the criteria for issuance of such license was
 2049 substantially equivalent to the certification criteria that
 2050 existed in this state at the time the certificate was issued; or

2051 (c) Has held a valid, current license to practice
 2052 electrical or alarm system contracting issued by another state
 2053 or territory of the United States for at least 10 years before
 2054 the date of application and is applying for the same or similar
 2055 license in this state, subject to ss. 489.510 and 489.521(3) (a)
 2056 and subparagraph (1) (b)1. Such application must be made either
 2057 when the license in another state or territory is active or
 2058 within 2 years after such license was last active. Electrical
 2059 contractors and alarm system contractors must complete a 2-hour
 2060 course on the Florida Building Code. The required courses may be
 2061 completed online.

2062 Section 68. Subsection (3) and paragraph (b) of subsection
 2063 (4) of section 489.517, Florida Statutes, are amended to read:
 2064 489.517 Renewal of certificate or registration; continuing
 2065 education.—

2066 (3) (a) Each certificateholder or registrant licensed as a
 2067 specialty contractor or an alarm system contractor shall provide
 2068 proof, in a form established by rule of the board, that the
 2069 certificateholder or registrant has completed at least 7 ~~14~~
 2070 classroom hours of at least 50 minutes each of continuing
 2071 education courses during each biennium since the issuance or
 2072 renewal of the certificate or registration. The board shall by
 2073 rule establish criteria for the approval of continuing education
 2074 courses and providers and may by rule establish criteria for
 2075 accepting alternative nonclassroom continuing education on an

2076 hour-for-hour basis.

2077 (b) Each certificateholder or registrant licensed as an
2078 electrical contractor shall provide proof, in a form established
2079 by rule of the board, that the certificateholder or registrant
2080 has completed at least 11 classroom hours of at least 50 minutes
2081 each of continuing education courses during each biennium since
2082 the issuance or renewal of the certificate or registration. The
2083 board shall by rule establish criteria for the approval of
2084 continuing education courses and providers and may by rule
2085 establish criteria for accepting alternative nonclassroom
2086 continuing education on an hour-for-hour basis.

2087 (4)

2088 (b)1. For licensed specialty contractors or alarm system
2089 contractors, of the ~~7~~ 14 classroom hours of continuing education
2090 required, at least 1 hour ~~7 hours~~ must be on technical subjects,
2091 1 hour on workers' compensation, 1 hour on workplace safety, 1
2092 hour on business practices, and ~~for alarm system contractors and~~
2093 ~~electrical contractors engaged in alarm system contracting,~~ 2
2094 hours on false alarm prevention.

2095 2. For licensed electrical contractors, of the minimum 11
2096 classroom hours of continuing education required, at least 7
2097 hours must be on technical subjects, 1 hour on workers'
2098 compensation, 1 hour on workplace safety, and 1 hour on business
2099 practices. Electrical contractors engaged in alarm system
2100 contracting must also complete 2 hours on false alarm

2101 prevention.

2102 Section 69. Paragraph (b) of subsection (1) of section
2103 489.518, Florida Statutes, is amended to read:

2104 489.518 Alarm system agents.—

2105 (1) A licensed electrical or alarm system contractor may
2106 not employ a person to perform the duties of a burglar alarm
2107 system agent unless the person:

2108 (b) Has successfully completed a minimum of 14 hours of
2109 training within 90 days after employment, to include basic alarm
2110 system electronics in addition to related training including
2111 CCTV and access control training, with at least 2 hours of
2112 training in the prevention of false alarms. Such training shall
2113 be from a board-approved provider, and the employee or applicant
2114 for employment shall provide proof of successful completion to
2115 the licensed employer. The board shall by rule establish
2116 criteria for the approval of training courses and providers and
2117 may by rule establish criteria for accepting alternative
2118 nonclassroom education on an hour-for-hour basis. The board
2119 shall approve providers that conduct training in other than the
2120 English language. The board shall establish a fee for the
2121 approval of training providers or courses, not to exceed \$60.
2122 Qualified employers may conduct training classes for their
2123 employees, with board approval.

2124 Section 70. Section 492.104, Florida Statutes, is amended
2125 to read:

2126 492.104 Rulemaking authority.—The Board of Professional
 2127 Geologists has authority to adopt rules pursuant to ss.
 2128 120.536(1) and 120.54 to implement this chapter. Every licensee
 2129 shall be governed and controlled by this chapter and the rules
 2130 adopted by the board. The board is authorized to set, by rule,
 2131 fees for application, examination, ~~certificate of authorization,~~
 2132 late renewal, initial licensure, and license renewal. These fees
 2133 may ~~should~~ not exceed the cost of implementing the application,
 2134 examination, initial licensure, and license renewal or other
 2135 administrative process and shall be established as follows:

2136 (1) The application fee shall not exceed \$150 and shall be
 2137 nonrefundable.

2138 (2) The examination fee shall not exceed \$250, and the fee
 2139 may be apportioned to each part of a multipart examination. The
 2140 examination fee shall be refundable in whole or part if the
 2141 applicant is found to be ineligible to take any portion of the
 2142 licensure examination.

2143 (3) The initial license fee shall not exceed \$100.

2144 (4) The biennial renewal fee shall not exceed \$150.

2145 ~~(5) The fee for a certificate of authorization shall not~~
 2146 ~~exceed \$350 and the fee for renewal of the certificate shall not~~
 2147 ~~exceed \$350.~~

2148 (5)(6) The fee for reactivation of an inactive license may
 2149 ~~shall~~ not exceed \$50.

2150 (6)(7) The fee for a provisional license may ~~shall~~ not

2151 exceed \$400.

2152 (7)~~(8)~~ The fee for application, examination, and licensure
 2153 for a license by endorsement is ~~shall be~~ as provided in this
 2154 section for licenses in general.

2155 Section 71. Subsection (1) of section 492.108, Florida
 2156 Statutes, is amended to read:

2157 492.108 Licensure by endorsement; requirements; fees.—

2158 (1) The department shall issue a license by endorsement to
 2159 any applicant who, upon applying to the department and remitting
 2160 an application fee, has been certified by the board that he or
 2161 she:

2162 (a) Has met the qualifications for licensure in s.
 2163 492.105(1)(b)-(e) and:—

2164 1.~~(b)~~ Is the holder of an active license in good standing
 2165 in a state, trust, territory, or possession of the United
 2166 States.

2167 2.~~(c)~~ Was licensed through written examination in at least
 2168 one state, trust, territory, or possession of the United States,
 2169 the examination requirements of which have been approved by the
 2170 board as substantially equivalent to or more stringent than
 2171 those of this state, and has received a score on such
 2172 examination which is equal to or greater than the score required
 2173 by this state for licensure by examination.

2174 3.~~(d)~~ Has taken and successfully passed the laws and rules
 2175 portion of the examination required for licensure as a

2176 professional geologist in this state.

2177 (b) Has held a valid license to practice geology in
 2178 another state, trust, territory, or possession of the United
 2179 States for at least 10 years before the date of application and
 2180 has successfully completed a state, regional, national, or other
 2181 examination that is equivalent to or more stringent than the
 2182 examination required by the department. If such applicant has
 2183 met the requirements for a license by endorsement except
 2184 successful completion of an examination that is equivalent to or
 2185 more stringent than the examination required by the board, such
 2186 applicant may take the examination required by the board. Such
 2187 application must be submitted to the board while the applicant
 2188 holds a valid license in another state or territory or within 2
 2189 years after the expiration of such license.

2190 Section 72. Section 492.111, Florida Statutes, is amended
 2191 to read:

2192 492.111 Practice of professional geology by a firm,
 2193 corporation, or partnership; ~~certificate of authorization.~~—The
 2194 practice of, or offer to practice, professional geology by
 2195 individual professional geologists licensed under the provisions
 2196 of this chapter through a firm, corporation, or partnership
 2197 offering geological services to the public through individually
 2198 licensed professional geologists as agents, employees, officers,
 2199 or partners thereof is permitted subject to the provisions of
 2200 this chapter, if ~~provided~~ that:

2201 (1) At all times that it offers geological services to the
 2202 public, the firm, corporation, or partnership is qualified by
 2203 ~~has on file with the department the name and license number of~~
 2204 one or more individuals who hold a current, active license as a
 2205 professional geologist in the state and are serving as a
 2206 geologist of record for the firm, corporation, or partnership. A
 2207 geologist of record may be any principal officer or employee of
 2208 such firm or corporation, or any partner or employee of such
 2209 partnership, who holds a current, active license as a
 2210 professional geologist in this state, or any other Florida-
 2211 licensed professional geologist with whom the firm, corporation,
 2212 or partnership has entered into a long-term, ongoing
 2213 relationship, as defined by rule of the board, to serve as one
 2214 of its geologists of record. ~~It shall be the responsibility of~~
 2215 ~~the firm, corporation, or partnership and~~ The geologist of
 2216 record shall ~~to~~ notify the department of any changes in the
 2217 relationship or identity of that geologist of record within 30
 2218 days after such change.

2219 ~~(2) The firm, corporation, or partnership has been issued~~
 2220 ~~a certificate of authorization by the department as provided in~~
 2221 ~~this chapter. For purposes of this section, a certificate of~~
 2222 ~~authorization shall be required of any firm, corporation,~~
 2223 ~~partnership, association, or person practicing under a~~
 2224 ~~fictitious name and offering geological services to the public;~~
 2225 ~~except that, when an individual is practicing professional~~

2226 ~~geology in her or his own name, she or he shall not be required~~
2227 ~~to obtain a certificate of authorization under this section.~~
2228 ~~Such certificate of authorization shall be renewed every 2~~
2229 ~~years.~~

2230 (2)~~(3)~~ All final geological papers or documents involving
2231 the practice of the profession of geology which have been
2232 prepared or approved for the use of such firm, corporation, or
2233 partnership, for delivery to any person for public record with
2234 the state, shall be dated and bear the signature and seal of the
2235 professional geologist or professional geologists who prepared
2236 or approved them.

2237 (3)~~(4)~~ Except as provided in s. 558.0035, the fact that a
2238 licensed professional geologist practices through a corporation
2239 or partnership does not relieve the registrant from personal
2240 liability for negligence, misconduct, or wrongful acts committed
2241 by her or him. The partnership and all partners are jointly and
2242 severally liable for the negligence, misconduct, or wrongful
2243 acts committed by their agents, employees, or partners while
2244 acting in a professional capacity. Any officer, agent, or
2245 employee of a corporation is personally liable and accountable
2246 only for negligent acts, wrongful acts, or misconduct committed
2247 by her or him or committed by any person under her or his direct
2248 supervision and control, while rendering professional services
2249 on behalf of the corporation. The personal liability of a
2250 shareholder of a corporation, in her or his capacity as

2251 shareholder, may be no greater than that of a shareholder-
2252 employee of a corporation incorporated under chapter 607. The
2253 corporation is liable up to the full value of its property for
2254 any negligent acts, wrongful acts, or misconduct committed by
2255 any of its officers, agents, or employees while they are engaged
2256 on behalf of the corporation in the rendering of professional
2257 services.

2258 ~~(5) The firm, corporation, or partnership desiring a~~
2259 ~~certificate of authorization shall file with the department an~~
2260 ~~application therefor, upon a form to be prescribed by the~~
2261 ~~department, accompanied by the required application fee.~~

2262 ~~(6) The department may refuse to issue a certificate of~~
2263 ~~authorization if any facts exist which would entitle the~~
2264 ~~department to suspend or revoke an existing certificate of~~
2265 ~~authorization or if the department, after giving persons~~
2266 ~~involved a full and fair hearing, determines that any of the~~
2267 ~~officers or directors of said firm or corporation, or partners~~
2268 ~~of said partnership, have violated the provisions of s. 492.113.~~

2269 Section 73. Subsection (4) of section 492.113, Florida
2270 Statutes, is amended to read:

2271 492.113 Disciplinary proceedings.—

2272 (4) The department shall reissue the license of a
2273 disciplined professional geologist ~~or business~~ upon
2274 certification by the board that the disciplined person has
2275 complied with ~~all of~~ the terms and conditions set forth in the

2276 final order.

2277 Section 74. Section 492.115, Florida Statutes, is amended
2278 to read:

2279 492.115 Roster of licensed professional geologists.—A
2280 roster showing the names and places of business or residence of
2281 all licensed professional geologists and all properly qualified
2282 firms, corporations, or partnerships practicing holding
2283 certificates of authorization to practice professional geology
2284 in the state shall be prepared annually by the department. A
2285 copy of this roster must be made available to ~~shall be~~
2286 ~~obtainable by~~ each licensed professional geologist and each
2287 firm, corporation, or partnership qualified by a professional
2288 geologist holding a certificate of authorization, and copies
2289 thereof shall be placed on file with the department.

2290 Section 75. Section 509.102, Florida Statutes, is created
2291 to read:

2292 509.102 Mobile food dispensing vehicles; preemption.—

2293 (1) As used in this section, the term "mobile food
2294 dispensing vehicle" means any vehicle that is a public food
2295 service establishment and that is self-propelled or otherwise
2296 movable from place to place and includes self-contained
2297 utilities, including, but not limited to, gas, water,
2298 electricity, or liquid waste disposal.

2299 (2) Regulation of mobile food dispensing vehicles
2300 involving licenses, registrations, permits, and fees is

2301 preempted to the state. A municipality, county, or other local
 2302 governmental entity may not require a separate license,
 2303 registration, or permit other than the license required under s.
 2304 509.241, or require the payment of any license, registration, or
 2305 permit fee other than the fee required under s. 509.251, as a
 2306 condition for the operation of a mobile food dispensing vehicle
 2307 within the entity's jurisdiction. A municipality, county, or
 2308 other local governmental entity may not prohibit mobile food
 2309 dispensing vehicles from operating within the entirety of the
 2310 entity's jurisdiction.

2311 (3) This section may not be construed to affect a
 2312 municipality, county, or other local governmental entity's
 2313 authority to regulate the operation of mobile food dispensing
 2314 vehicles other than the regulations described in subsection (2).

2315 (4) This section does not apply to any port authority,
 2316 aviation authority, airport, or seaport.

2317 Section 76. Paragraph (i) of subsection (2) of section
 2318 548.003, Florida Statutes, is amended to read:

2319 548.003 Florida State Boxing Commission.—

2320 (2) The Florida State Boxing Commission, as created by
 2321 subsection (1), shall administer the provisions of this chapter.
 2322 The commission has authority to adopt rules pursuant to ss.
 2323 120.536(1) and 120.54 to implement the provisions of this
 2324 chapter and to implement each of the duties and responsibilities
 2325 conferred upon the commission, including, but not limited to:

2326 ~~(i) Designation and duties of a knockdown timekeeper.~~
 2327 Section 77. Subsection (1) of section 548.017, Florida
 2328 Statutes, is amended to read:
 2329 548.017 Participants, managers, and other persons required
 2330 to have licenses.—
 2331 (1) A participant, manager, trainer, second, ~~timekeeper,~~
 2332 referee, judge, ~~announcer,~~ physician, matchmaker, or promoter
 2333 must be licensed before directly or indirectly acting in such
 2334 capacity in connection with any match involving a participant. A
 2335 physician approved by the commission must be licensed pursuant
 2336 to chapter 458 or chapter 459, must maintain an unencumbered
 2337 license in good standing, and must demonstrate satisfactory
 2338 medical training or experience in boxing, or a combination of
 2339 both, to the executive director before working as the ringside
 2340 physician.
 2341 Section 78. Paragraph (d) of subsection (1) of section
 2342 553.5141, Florida Statutes, is amended to read:
 2343 553.5141 Certifications of conformity and remediation
 2344 plans.—
 2345 (1) For purposes of this section:
 2346 (d) "Qualified expert" means:
 2347 1. An engineer licensed pursuant to chapter 471.
 2348 2. A certified general contractor licensed pursuant to
 2349 chapter 489.
 2350 3. A certified building contractor licensed pursuant to

2351 chapter 489.

2352 4. A building code administrator licensed pursuant to
2353 chapter 468.

2354 5. A building inspector licensed pursuant to chapter 468.

2355 6. A plans examiner licensed pursuant to chapter 468.

2356 7. An interior designer registered ~~licensed~~ pursuant to
2357 chapter 481.

2358 8. An architect licensed pursuant to chapter 481.

2359 9. A landscape architect licensed pursuant to chapter 481.

2360 10. Any person who has prepared a remediation plan related
2361 to a claim under Title III of the Americans with Disabilities
2362 Act, 42 U.S.C. s. 12182, that has been accepted by a federal
2363 court in a settlement agreement or court proceeding, or who has
2364 been qualified as an expert in Title III of the Americans with
2365 Disabilities Act, 42 U.S.C. s. 12182, by a federal court.

2366 Section 79. Effective January 1, 2021, subsection (1) of
2367 section 553.74, Florida Statutes, is amended to read:

2368 553.74 Florida Building Commission.—

2369 (1) The Florida Building Commission is created and located
2370 within the Department of Business and Professional Regulation
2371 for administrative purposes. Members are appointed by the
2372 Governor subject to confirmation by the Senate. The commission
2373 is composed of 19 ~~27~~ members, consisting of the following
2374 members:

2375 (a) One architect licensed pursuant to chapter 481 with at

2376 | least 5 years of experience in the design and construction of
2377 | buildings designated for Group E or Group I occupancies by the
2378 | Florida Building Code ~~registered to practice in this state and~~
2379 | ~~actively engaged in the profession.~~ The American Institute of
2380 | Architects, Florida Section, is encouraged to recommend a list
2381 | of candidates for consideration.

2382 | (b) One structural engineer registered to practice in this
2383 | state and actively engaged in the profession. The Florida
2384 | Engineering Society is encouraged to recommend a list of
2385 | candidates for consideration.

2386 | (c) One air-conditioning contractor, ~~or~~ mechanical
2387 | contractor, or mechanical engineer certified to do business in
2388 | this state and actively engaged in the profession. The Florida
2389 | Air Conditioning Contractors Association, the Florida
2390 | Refrigeration and Air Conditioning Contractors Association, ~~and~~
2391 | the Mechanical Contractors Association of Florida, and the
2392 | Florida Engineering Society are encouraged to recommend a list
2393 | of candidates for consideration.

2394 | (d) One electrical contractor or electrical engineer
2395 | certified to do business in this state and actively engaged in
2396 | the profession. The Florida Association of Electrical
2397 | Contractors, ~~and~~ the National Electrical Contractors
2398 | Association, Florida Chapter, and the Florida Engineering
2399 | Society are encouraged to recommend a list of candidates for
2400 | consideration.

2401 ~~(e) One member from fire protection engineering or~~
 2402 ~~technology who is actively engaged in the profession. The~~
 2403 ~~Florida Chapter of the Society of Fire Protection Engineers and~~
 2404 ~~the Florida Fire Marshals and Inspectors Association are~~
 2405 ~~encouraged to recommend a list of candidates for consideration.~~

2406 (e)~~(f)~~ One certified general contractor or one certified
 2407 building contractor certified to do business in this state and
 2408 actively engaged in the profession. The Associated Builders and
 2409 Contractors of Florida, the Florida Associated General
 2410 Contractors Council, the Florida Home Builders Association, and
 2411 the Union Contractors Association are encouraged to recommend a
 2412 list of candidates for consideration.

2413 (f)~~(g)~~ One plumbing contractor licensed to do business in
 2414 this state and actively engaged in the profession. The Florida
 2415 Association of Plumbing, Heating, and Cooling Contractors is
 2416 encouraged to recommend a list of candidates for consideration.

2417 (g)~~(h)~~ One roofing or sheet metal contractor certified to
 2418 do business in this state and actively engaged in the
 2419 profession. The Florida Roofing, Sheet Metal, and Air
 2420 Conditioning Contractors Association and the Sheet Metal and Air
 2421 Conditioning Contractors' National Association are encouraged to
 2422 recommend a list of candidates for consideration.

2423 (h)~~(i)~~ One certified residential contractor licensed to do
 2424 business in this state and actively engaged in the profession.
 2425 The Florida Home Builders Association is encouraged to recommend

2426 a list of candidates for consideration.

2427 (i)~~(j)~~ Three members who are municipal, county, or
2428 district codes enforcement officials, one of whom is also a fire
2429 official. The Building Officials Association of Florida and the
2430 Florida Fire Marshals and Inspectors Association are encouraged
2431 to recommend a list of candidates for consideration.

2432 ~~(k) One member who represents the Department of Financial~~
2433 ~~Services.~~

2434 ~~(l) One member who is a county codes enforcement official.~~
2435 ~~The Building Officials Association of Florida is encouraged to~~
2436 ~~recommend a list of candidates for consideration.~~

2437 (j)~~(m)~~ One member of a Florida-based organization of
2438 persons with disabilities or a nationally chartered organization
2439 of persons with disabilities with chapters in this state which
2440 complies with or is certified to be compliant with the
2441 requirements of the Americans with Disabilities Act of 1990, as
2442 amended.

2443 (k)~~(n)~~ One member of the manufactured buildings industry
2444 who is licensed to do business in this state and is actively
2445 engaged in the industry. The Florida Manufactured Housing
2446 Association is encouraged to recommend a list of candidates for
2447 consideration.

2448 ~~(o) One mechanical or electrical engineer registered to~~
2449 ~~practice in this state and actively engaged in the profession.~~
2450 ~~The Florida Engineering Society is encouraged to recommend a~~

2451 ~~list of candidates for consideration.~~

2452 ~~(p) One member who is a representative of a municipality~~
2453 ~~or a charter county. The Florida League of Cities and the~~
2454 ~~Florida Association of Counties are encouraged to recommend a~~
2455 ~~list of candidates for consideration.~~

2456 (l)~~(q)~~ One member of the building products manufacturing
2457 industry who is authorized to do business in this state and is
2458 actively engaged in the industry. The Florida Building Material
2459 Association, the Florida Concrete and Products Association, and
2460 the Fenestration Manufacturers Association are encouraged to
2461 recommend a list of candidates for consideration.

2462 (m)~~(r)~~ One member who is a representative of the building
2463 owners and managers industry who is actively engaged in
2464 commercial building ownership or management. The Building Owners
2465 and Managers Association is encouraged to recommend a list of
2466 candidates for consideration.

2467 (n)~~(s)~~ One member who is a representative of the insurance
2468 industry. The Florida Insurance Council is encouraged to
2469 recommend a list of candidates for consideration.

2470 ~~(t) One member who is a representative of public~~
2471 ~~education.~~

2472 (o)~~(u)~~ One member who is a swimming pool contractor
2473 licensed to do business in this state and actively engaged in
2474 the profession. The Florida Swimming Pool Association and the
2475 United Pool and Spa Association are encouraged to recommend a

2476 list of candidates for consideration.

2477 (p) The Chief Resilience Officer or his or her designee.

2478 ~~(q)-(v) One member who is a representative of the green~~
2479 ~~building industry and who is a third-party commission agent, a~~
2480 ~~Florida board member of the United States Green Building Council~~
2481 ~~or Green Building Initiative, a professional who is accredited~~
2482 ~~under the International Green Construction Code (IGCC), or a~~
2483 ~~professional who is accredited under Leadership in Energy and~~
2484 ~~Environmental Design (LEED).~~

2485 ~~(w) One member who is a representative of a natural gas~~
2486 ~~distribution system and who is actively engaged in the~~
2487 ~~distribution of natural gas in this state. The Florida Natural~~
2488 ~~Gas Association is encouraged to recommend a list of candidates~~
2489 ~~for consideration.~~

2490 ~~(x) One member who is a representative of the Department~~
2491 ~~of Agriculture and Consumer Services' Office of Energy. The~~
2492 ~~Commissioner of Agriculture is encouraged to recommend a list of~~
2493 ~~candidates for consideration.~~

2494 ~~(y) One member who shall be the chair.~~

2495 Section 80. Subsections (5) and (6) are added to section
2496 823.15, Florida Statutes, to read:

2497 823.15 Dogs and cats released from animal shelters or
2498 animal control agencies; sterilization requirement.-

2499 (5) Employees, agents, or contractors of a public or
2500 private animal shelter, a humane organization, or an animal

2501 control agency operated by a humane organization or by a county,
 2502 municipality, or other incorporated political subdivision may
 2503 implant dogs and cats with radio frequency identification
 2504 microchips as part of their work with such public or private
 2505 animal shelter, humane organization, or animal control agency.

2506 (6) Notwithstanding s. 474.2165, employees, agents, or
 2507 contractors of a public or private animal shelter, a humane
 2508 organization, or an animal control agency operated by a humane
 2509 organization or by a county, municipality, or other incorporated
 2510 political subdivision may contact the owner of record listed on
 2511 a radio frequency identification microchip to verify pet
 2512 ownership.

2513 Section 81. Paragraphs (h) and (k) of subsection (2) of
 2514 section 287.055, Florida Statutes, are amended to read:

2515 287.055 Acquisition of professional architectural,
 2516 engineering, landscape architectural, or surveying and mapping
 2517 services; definitions; procedures; contingent fees prohibited;
 2518 penalties.—

2519 (2) DEFINITIONS.—For purposes of this section:

2520 (h) A "design-build firm" means a partnership,
 2521 corporation, or other legal entity that:

2522 1. Is certified under s. 489.119 to engage in contracting
 2523 through a certified or registered general contractor or a
 2524 certified or registered building contractor as the qualifying
 2525 agent; or

2526 2. Is qualified ~~certified~~ under s. 471.023 to practice or
 2527 to offer to practice engineering; qualified ~~certified~~ under s.
 2528 481.219 to practice or to offer to practice architecture; or
 2529 qualified ~~certified~~ under s. 481.319 to practice or to offer to
 2530 practice landscape architecture.

2531 (k) A "design criteria professional" means a firm that is
 2532 qualified ~~who holds a current certificate of registration~~ under
 2533 chapter 481 to practice architecture or landscape architecture
 2534 or a firm who holds a current certificate as a registered
 2535 engineer under chapter 471 to practice engineering and who is
 2536 employed by or under contract to the agency for the providing of
 2537 professional architect services, landscape architect services,
 2538 or engineering services in connection with the preparation of
 2539 the design criteria package.

2540 Section 82. Subsection (7) of section 558.002, Florida
 2541 Statutes, is amended to read:

2542 558.002 Definitions.—As used in this chapter, the term:

2543 (7) "Design professional" means a person, as defined in s.
 2544 1.01, who is licensed in this state as an architect, ~~interior~~
 2545 ~~designer~~, a landscape architect, an engineer, a surveyor, or a
 2546 geologist or who is a registered interior designer, as defined
 2547 in s. 481.203.

2548 Section 83. Subsection (4) of section 725.08, Florida
 2549 Statutes, is amended to read:

2550 725.08 Design professional contracts; limitation in

2551 indemnification.—

2552 (4) "Design professional" means an individual or entity
2553 licensed by the state who holds a current certificate of
2554 registration or is qualified under chapter 481 to practice
2555 architecture or landscape architecture, under chapter 472 to
2556 practice land surveying and mapping, or under chapter 471 to
2557 practice engineering, and who enters into a professional
2558 services contract.

2559 Section 84. Except as otherwise expressly provided in this
2560 act, this act shall take effect July 1, 2020.