

2022222er

1
2 An act relating to swimming pool specialty contracting
3 services; amending s. 489.117, F.S.; authorizing
4 certain persons under the supervision of specified
5 licensed contractors to perform certain specialty
6 contracting services for commercial or residential
7 swimming pools, interactive water features, hot tubs,
8 and spas; providing that such supervision does not
9 require a direct contract between those persons;
10 providing construction; providing an effective date.

11
12 Be It Enacted by the Legislature of the State of Florida:

13
14 Section 1. Paragraph (e) is added to subsection (4) of
15 section 489.117, Florida Statutes, to read:

16 489.117 Registration; specialty contractors.—

17 (4)

18 (e) Any person who is not certified or registered may
19 perform the work of a specialty contractor whose scope of
20 practice is limited to the type of work specified under s.
21 489.105(3)(j), (k), or (l) for the construction, remodeling,
22 repair, or improvement of commercial or residential swimming
23 pools, interactive water features as defined in the Florida
24 Building Code, hot tubs, and spas without obtaining a local
25 license or certification as a specialty contractor if he or she
26 is supervised by a contractor who is certified or registered
27 under s. 489.105(3)(j), (k), or (l); the work is within the
28 scope of the supervising contractor's license; the supervising
29 contractor is responsible for the work; and the work does not

2022222er

30 require certification or registration under s. 489.105(3)(d)-
31 (i), (m)-(o), or s. 489.505. Such supervision does not require a
32 direct contract between the contractor certified or registered
33 under s. 489.105(3)(j), (k), or (l) and the person performing
34 the work, or for the person performing the work to be an
35 employee of the contractor certified or registered under s.
36 489.105(3)(j), (k), or (l). This paragraph does not limit the
37 exemptions provided in s. 489.103 and may not be construed to
38 expand the scope of a contractor certified or registered under
39 s. 489.105(3)(j), (k), or (l) to provide plumbing or electrical
40 services for which certification or registration is required by
41 this part or part II.

42 Section 2. This act shall take effect July 1, 2022.