

HB 1383

2023

1                   A bill to be entitled  
2           An act relating to specialty contractors; amending s.  
3           489.113, F.S.; requiring the Construction Industry  
4           Licensing Board to establish certified specialty  
5           contractor categories for voluntary licensure by a  
6           specified date; amending s. 489.117, F.S.; prohibiting  
7           local governments from imposing new licensing  
8           requirements for certain specialty contractors;  
9           providing an effective date.

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

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13           Section 1. Subsection (6) of section 489.113, Florida  
14 Statutes, is amended to read:

15           489.113 Qualifications for practice; restrictions.—

16           (6) (a) The board shall, by rule, designate those types of  
17 specialty contractors which may be certified under this part.  
18 The limit of the scope of work and responsibility of a specialty  
19 contractor shall be established by the board by rule. However, a  
20 certified specialty contractor category established by board  
21 rule exists as a voluntary statewide licensing category and does  
22 not create a mandatory licensing requirement. Any mandatory  
23 statewide construction contracting licensure requirement may  
24 only be established through specific statutory provision.

25           (b) By July 1, 2023, the board shall, by rule, establish

26 certified specialty contractor categories for voluntary  
 27 licensure for all of the following:

- 28 1. Structural aluminum or screen enclosures.
- 29 2. Marine seawall work.
- 30 3. Marine bulkhead work.
- 31 4. Marine dock work.
- 32 5. Marine pile driving.
- 33 6. Structural masonry.
- 34 7. Structural prestressed, precast concrete work.
- 35 8. Rooftop solar heating installation.
- 36 9. Structural steel.
- 37 10. Window and door installation, including garage door  
 38 installation and hurricane or windstorm protection.

39 Section 2. Paragraph (a) of subsection (4) of section  
 40 489.117, Florida Statutes, is amended to read:

41 489.117 Registration; specialty contractors.—

42 (4)(a)1. A person whose job scope does not substantially  
 43 correspond to either the job scope of one of the contractor  
 44 categories defined in s. 489.105(3)(a)-(o), or the job scope of  
 45 one of the certified specialty contractor categories established  
 46 by board rule, is not required to register with the board. A  
 47 local government, as defined in s. 163.211, may not require a  
 48 person to obtain a license, issued by the local government or  
 49 the state, for a job scope which does not substantially  
 50 correspond to the job scope of one of the contractor categories

51 defined in s. 489.105(3)(a)-(o) and (q) or authorized in s.  
52 489.1455(1), or the job scope of one of the certified specialty  
53 contractor categories established pursuant to s. 489.113(6). A  
54 local government may not require a license as a prerequisite to  
55 submit a bid for public work projects if the work to be  
56 performed does not require a license under general law.

57 2. For purposes of this section, job scopes for which a  
58 local government may not require a license include, but are not  
59 limited to, painting; flooring; cabinetry; interior remodeling;  
60 driveway or tennis court installation; handyman services;  
61 decorative stone, tile, marble, granite, or terrazzo  
62 installation; plastering; stuccoing; caulking; and canvas awning  
63 and ornamental iron installation. A local government may not  
64 require a license to obtain a permit for such job scopes.

65 Section 3. This act shall take effect July 1, 2023.