

1 A bill to be entitled
2 An act relating to the Department of Business and
3 Professional Regulation; amending s. 468.8414, F.S.;
4 requiring the department to certify for licensure
5 qualified individuals who practice mold assessment or
6 mold remediation and hold certain licenses issued by
7 other states or territories; amending s. 469.004,
8 F.S.; revising requirements for the issuance of an
9 asbestos consultant's license; requiring the
10 department to certify for licensure by endorsement
11 asbestos consultants and asbestos contractors who meet
12 certain exam and other state licensure requirements;
13 requiring asbestos consultants and asbestos
14 contractors to complete certain courses; amending s.
15 489.514, F.S.; removing a time limitation for applying
16 for certain contracting licenses under certain
17 provisions; amending s. 509.091, F.S.; requiring
18 licensees and licensed agents to provide the
19 department's Division of Hotels and Restaurants with
20 e-mail addresses at which they can be contacted;
21 authorizing the division to deliver notices and
22 inspection reports by e-mail; amending s. 509.101,
23 F.S.; revising the guest register maintenance
24 requirements that an operator of a transient
25 establishment must meet; amending s. 509.241, F.S.;

26 requiring certain persons, licensees, and licensed
 27 agents to create and maintain a division online
 28 account and provide the division with specified
 29 information; amending s. 548.043, F.S.; deleting a
 30 requirement limiting the types of boxing exhibitions
 31 which require a specified maximum difference in
 32 participant weights; providing an effective date.
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34 Be It Enacted by the Legislature of the State of Florida:
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36 Section 1. Subsection (3) of section 468.8414, Florida
 37 Statutes, is amended to read:

38 468.8414 Licensure.—

39 (3) The department shall certify as qualified for a
 40 license by endorsement an applicant who is of good moral
 41 character, who has the insurance coverage required under s.
 42 468.8421, and who meets at least one of the following
 43 requirements:

44 (a) Is qualified to take the examination as set forth in
 45 s. 468.8413 and has passed a certification examination offered
 46 by a nationally recognized organization that certifies persons
 47 in the specialty of mold assessment or mold remediation and that
 48 has been approved by the department as substantially equivalent
 49 to the requirements of this part and s. 455.217. ~~;~~ ~~or~~

50 (b) Holds a valid license to practice mold assessment or

51 mold remediation issued by another state or territory of the
52 United States if the criteria for issuance of the license were
53 substantially the same as the licensure criteria ~~that is~~
54 established by this part as determined by the department.

55 (c) Has held a valid license to practice mold assessment
56 or mold remediation issued by another state or territory of the
57 United States for at least 10 years before the date of
58 application. The application for licensure must be made either
59 when the license in the other state or territory is active or
60 within 2 years after such license was last active.

61 Section 2. Present subsection (3) of section 469.004,
62 Florida Statutes, is redesignated as subsection (4), a new
63 subsection (3) is added to that section, and subsection (1) of
64 that section is amended, to read:

65 469.004 License; asbestos consultant; asbestos
66 contractor.—

67 (1) All asbestos consultants must be licensed by the
68 department. Except for an asbestos consultant's license issued
69 by endorsement as provided under subsection (3) or otherwise
70 expressly provided by law, an asbestos consultant's license may
71 be issued only to an applicant who holds a current, valid,
72 active license as an architect issued under chapter 481; holds a
73 current, valid, active license as a professional engineer issued
74 under chapter 471; holds a current, valid, active license as a
75 professional geologist issued under chapter 492; is a diplomat

76 of the American Board of Industrial Hygiene; or has been awarded
 77 designation as a Certified Safety Professional by the Board of
 78 Certified Safety Professionals.

79 (3) The department shall certify as qualified for
 80 licensure by endorsement any individual applying for licensure
 81 who has passed a written examination that meets the requirements
 82 of the United States Environmental Protection Agency Asbestos
 83 Model Accreditation Plan, has held a valid license to practice
 84 as an asbestos consultant or asbestos contractor issued by
 85 another state or territory of the United States for at least 10
 86 years before the date of application, and is applying for the
 87 same or similar license in this state, subject to ss. 469.005(5)
 88 and 469.006. The application for licensure must be made either
 89 when the license in the other state or territory is active or
 90 within 2 years after such license was last active. To qualify
 91 for licensure by endorsement, an asbestos consultant must
 92 complete the courses required by s. 469.005(2) and an asbestos
 93 contractor must complete the courses required by s. 469.005(3).

94 Section 3. Subsection (3) of section 489.514, Florida
 95 Statutes, is amended to read:

96 489.514 Certification for registered contractors;
 97 grandfathering provisions.—

98 ~~(3) An applicant must make application by November 1,~~
 99 ~~2021, to be licensed pursuant to this section.~~

100 Section 4. Section 509.091, Florida Statutes, is amended

101 to read:

102 509.091 Notices; form and service.—

103 (1) All licensees and licensed agents must provide an e-
 104 mail address to the division to function as the primary method
 105 of contact for all communication with the division.

106 (2) Each notice or inspection report served by the
 107 division pursuant to this chapter must be in writing and must be
 108 delivered personally by an agent of the division, sent by e-
 109 mail, or mailed ~~by registered letter~~ to the operator of the
 110 public lodging establishment or public food service
 111 establishment. If the operator refuses to accept service or
 112 evades service or the agent is otherwise unable to effect
 113 service after due diligence, the division may post such notice
 114 or inspection report in a conspicuous place at the
 115 establishment.

116 ~~(2) Notwithstanding subsection (1), the division may~~
 117 ~~deliver lodging inspection reports and food service inspection~~
 118 ~~reports to the operator of the public lodging establishment or~~
 119 ~~public food service establishment by electronic means.~~

120 Section 5. Subsection (2) of section 509.101, Florida
 121 Statutes, is amended to read:

122 509.101 Establishment rules; posting of notice; food
 123 service inspection report; maintenance of guest register; mobile
 124 food dispensing vehicle registry.—

125 (2) It is the duty of each operator of a transient

126 establishment to maintain at all times a register ~~of, signed by~~
127 ~~or for~~ guests who occupy rental units within the establishment,
128 showing the dates upon which the rental units were occupied by
129 such guests and the rates charged for their occupancy. Each
130 operator shall maintain this register ~~shall be maintained~~ in
131 chronological order, shall make the register ~~and~~ available for
132 inspection by the division at any time, and may keep the
133 register in an electronic format. Operators need not make
134 available registers that ~~which~~ are more than 2 years old.

135 Section 6. Subsection (4) is added to section 509.241,
136 Florida Statutes to read:

137 509.241 Licenses required; exceptions.—

138 (4) ONLINE ACCOUNT AND TRANSACTIONS.—Each person who plans
139 to open a public lodging establishment or a public food service
140 establishment and each licensee or licensed agent must create
141 and maintain a division online account and provide an e-mail
142 address to the division to function as the primary contact for
143 all communication from the division.

144 (a) Licensees and licensed agents are responsible for
145 maintaining accurate contact information on file with the
146 division.

147 (b) Each licensee issued a license or licensed agent
148 managing a license classified as a vacation rental or timeshare
149 project, as those terms are defined in s. 509.242(1)(c) and (g),
150 respectively, must submit any change in the street or unit

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151 address or number of houses or units included under the license
152 within 30 days after the change. All changes must be filed with
153 the division through the division's online system.

154 Section 7. Subsection (2) of section 548.043, Florida
155 Statutes, is amended to read:

156 548.043 Weights and classes, limitations; gloves.—

157 (2) The commission shall establish by rule the acceptable
158 difference in weight between participants; however, the maximum
159 difference in weight in boxing matches shall not exceed 12
160 pounds, except matches in the cruiserweight and heavyweight
161 classes and exhibitions ~~held solely for training purposes.~~

162 Section 8. This act shall take effect July 1, 2023.