

By Senator Perry

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1 A bill to be entitled
2 An act relating to local licensing; creating s.
3 489.1175, F.S.; defining terms; providing that
4 individuals who hold valid, active local licenses may
5 work within the scope of such licenses in any local
6 government jurisdiction without needing to meet
7 certain additional licensing requirements; requiring
8 licensees to provide consumers with certain
9 information; providing that local governments have
10 disciplinary jurisdiction over such licensees;
11 requiring local governments to forward any
12 disciplinary orders to a licensee's original licensing
13 jurisdiction for further action; requiring the
14 Department of Business and Professional Regulation to
15 create and maintain a local licensing information
16 system; requiring local governments to provide the
17 department with specified information; providing an
18 effective date.

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

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22 Section 1. Section 489.1175, Florida Statutes, is created
23 to read:

24 489.1175 Local licensing; portability.-

25 (1) As used in this section, the term:

26 (a) "Noncontractor job scope" means any category of work
27 that is done to real property and that does not substantially
28 correspond to the job scope of one of the contractor categories
29 defined in s. 489.105(3)(a)-(o). The term includes, but is not

8-01115-20

2020890__

30 limited to, the performance or installation of awnings,
31 cabinetry, carpentry, caulking, debris removal, driveways,
32 drywall, fence and decks, flooring, garage doors, glass and
33 glazing, gunite, gutters and downspouts, hurricane shutters,
34 insulation, interior remodeling, irrigation, landscaping,
35 lightning protection systems, masonry, nonelectrical signs,
36 painting, paving, plastering, stuccoing, tennis courts, vinyl
37 siding and ornamental or decorative iron, stone, tile, marble,
38 granite, or terrazzo.

39 (b) "Local government" means a county or municipality
40 within this state.

41 (c) "Local license" means a license, registration, or
42 similar permit issued and required by a local government for a
43 noncontractor job scope.

44 (2) (a) An individual who holds a valid, active local
45 license may work within the scope of such license in any local
46 government jurisdiction in addition to the original licensing
47 jurisdiction without having to obtain an additional local
48 license, take an additional local license examination, or pay an
49 additional local license fee. This section does not affect the
50 ability of any local government to collect business taxes,
51 subject to s. 205.065.

52 (b) A licensee who works in the jurisdiction of a local
53 government under the portability protections of this section
54 shall provide a consumer who seeks his or her services
55 information sufficient for the consumer to access the
56 department's local licensing information under subsection (4),
57 so that the consumer may verify his or her license status in the
58 relevant licensing jurisdiction.

8-01115-20

2020890__

59 (3) A local government has the same disciplinary
60 jurisdiction over an individual operating outside his or her
61 original licensing jurisdiction pursuant to this section as it
62 has over its own local licensees, including, but not limited to,
63 the authority to suspend or revoke an individual licensee's
64 ability to operate within its jurisdiction. A local government
65 shall forward any disciplinary orders to an individual's
66 original licensing jurisdiction for further action, as
67 appropriate. The original licensing jurisdiction may take action
68 against a licensee for being disciplined by another local
69 licensing jurisdiction or for violating the original licensing
70 jurisdiction's noncontractor job scope in another jurisdiction.

71 (4) (a) The department shall create and maintain an online
72 local licensing information system whereby the public may review
73 the licensing status of individuals holding a local license.

74 (b) A local government that issues a local license must
75 provide information to the department which is necessary to
76 maintain the local licensing information system with respect to
77 the jurisdiction of such local government. Information provided
78 must include at least the name, business name, address, license
79 number, and licensing status of the local licensee. A local
80 government may fulfill this obligation by maintaining its own
81 website that the department may link to, or by providing the
82 information at least monthly to the department.

83 Section 2. This act shall take effect October 1, 2020.