By the Committees on Regulated Industries; Criminal Justice; and Senator Bennett

580-2133-05

| 1  | A bill to be entitled  |
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| 2  | An act relating to alarm system contracting;                   |
| 3  | amending s. 633.702, F.S.; providing a criminal                |
| 4  | penalty for intentionally or willfully                         |
| 5  | installing, servicing, testing, repairing,                     |
| 6  | improving, or inspecting a fire alarm system                   |
| 7  | unless the person who performs those acts has                  |
| 8  | certain qualifications or is exempt under s.                   |
| 9  | 489.503, F.S.; amending s. 489.537, F.S.;                      |
| 10 | revising provisions authorizing a municipality                 |
| 11 | or county to require that an electrical                        |
| 12 | journeyman be present on certain nonresidential                |
| 13 | construction sites; providing for the                          |
| 14 | reinstatement of certain licenses that have                    |
| 15 | expired; providing effective dates.                            |
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| 17 | Be It Enacted by the Legislature of the State of Florida:      |
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| 19 | Section 1. Subsection (4) is added to section 633.702,         |
| 20 | Florida Statutes, to read:                                     |
| 21 | 633.702 Prohibited acts regarding alarm system                 |
| 22 | contractors or certified unlimited electrical contractors;     |
| 23 | penalties  |
| 24 | (4) It is a misdemeanor of the first degree,                   |
| 25 | punishable as provided in s. 775.082 or s. 775.083, for any    |
| 26 | person to intentionally or willfully install, service, test,   |
| 27 | repair, improve, or inspect a fire alarm system unless;        |
| 28 | (a) The person is the holder of a valid and current            |
| 29 | active license as a certified unlimited electrical contractor, |
| 30 | as defined in part II of chapter 489;                          |
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(b) The person is the holder of a valid and current 2 active license as a licensed fire alarm contractor, as defined in part II of chapter 489; 3 4 (c) The person is authorized to act as a fire alarm 5 system agent pursuant to s. 489.5185; or 6 (d) The person is exempt pursuant to s. 489.503. 7 Section 2. Effective July 1, 2007, paragraph (f) of 8 subsection (3) of section 489.537, Florida Statutes, is amended to read: 9 10 489.537 Application of this part.--(3) Nothing in this act limits the power of a 11 12 municipality or county: 13 (f) To require that one electrical journeyman, who has obtained a certificate of competency from a registered 14 apprenticeship program is a graduate of the Institute of 15 Applied Technology in Construction Excellence or who is 16 licensed pursuant to s. 489.5335 prior to 2002, be present on 18 any nonresidential an industrial or commercial new construction site with a facility of 15,000 50,000 gross 19 square feet or more when electrical work in excess of 98 77 20 21 volts is being performed in order to supervise or perform such 22 work, except as provided in s. 489.503. This paragraph does 23 not apply to single-family residential construction or any commercial residential construction that is three stories or 2.4 less. Any person who is licensed as a journeyman electrician 2.5 in this state prior to 2002 and whose license has expired 26 27 shall have his or her journeyman certificate reinstated 2.8 without retesting. The local building official shall issue a 30-day temporary waiver for this requirement for the purposes 29 of issuing a permit if proof is provided that no journeyman is 30

available for employment on the construction site.

Section 3. Except as otherwise expressly provided in 2 this act, this act shall take effect October 1, 2005. 3 4 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN COMMITTEE SUBSTITUTE FOR 5 CS for Senate Bill 634 6 The CS for CS requires that an electrical journeyman obtain a certificate of competency from a registered apprenticeship program that is licensed pursuant to s. 489.5335, F.S., prior to 2002, be present on any nonresidential construction site of 15,000 square feet or more when electrical work in excess of 98 volts is being performed. 10 It provides that the paragraph does not apply to single-family residential construction or any commercial residential 11 construction that is three stories or less. It provides that any person who is licensed as a journeyman electrician in this state prior to 2002 and whose license has expired shall have 12 his or her journeyman certificate reinstated without 13 The local building official shall issue a 30 day retesting. temporary waiver for this requirement for the purposes of issuing a permit if proof is provided that no journeyman is 14 15 available for employment on the construction site. 16 17 18 19 2.0 21 22 23 2.4 25 26 27 28 29 30 31