

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u>    </u>	(Y/N)
ADOPTED AS AMENDED	<u>    </u>	(Y/N)
ADOPTED W/O OBJECTION	<u>    </u>	(Y/N)
FAILED TO ADOPT	<u>    </u>	(Y/N)
WITHDRAWN	<u>    </u>	(Y/N)
OTHER	<u>      </u>	

1 Committee/Subcommittee hearing bill: Local & Federal Affairs  
2 Committee

3 Representative Brodeur offered the following:

4  
5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:  
7 Section 1. Subsection (14) of section 489.503, Florida  
8 Statutes, is amended, and subsection (23) is added to that  
9 section, to read:

10 489.503 Exemptions.—This part does not apply to:

11 (14)(a) The sale of, installation of, repair of,  
12 alteration of, addition to, or design of electrical wiring,  
13 fixtures, appliances, thermostats, apparatus, raceways,  
14 computers, customer premises equipment, customer premises  
15 wiring, and conduit, or any part thereof, by an employee,  
16 contractor, subcontractor, or affiliate of a company operating  
17 under a certificate issued under chapter 364 or chapter 610, or  
18 under a local franchise or right-of-way agreement, if when those  
19 items are for the purpose of transmitting data, voice, video, or  
20 other communications, or commands as part of a cable television,

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21 community antenna television, ~~or~~ radio distribution,  
22 communications, or telecommunications system. ~~The scope of this~~  
23 ~~exemption is limited to electrical circuits and equipment~~  
24 ~~governed by the applicable provisions of Articles 725 (Classes 2~~  
25 ~~and 3 circuits only), 770, 800, 810, and 820 of the National~~  
26 ~~Electrical Code, current edition, or 47 C.F.R. part 68.~~

27 (b) An employee, subcontractor, contractor, or affiliate  
28 of The installation of, repair of, alteration of, addition to,  
29 or design of electrical wiring, fixtures, appliances,  
30 thermostats, apparatus, raceways, and conduit, or any part  
31 thereof, when those items are for the purpose of transmitting  
32 data, voice communications, or commands as part of a system of  
33 telecommunications, including computers, telephone customer  
34 premises equipment, or premises wiring. The scope of this  
35 exemption is limited to electrical circuits and equipment  
36 governed by the applicable provisions of Articles 725 (Classes 2  
37 and 3 circuits only), 770, 800, 810, and 820 of the National  
38 Electrical Code, current edition, or 47 C.F.R. part 68. a  
39 company that operates under a certificate issued certified under  
40 chapter 364 or chapter 610, or under a local franchise or right-  
41 of-way agreement, is not subject to any local ordinance that  
42 requires a permit for work ~~performed by its employees~~ related to  
43 low-voltage low-voltage electrical work, including related  
44 technical codes, and regulations, and licensure. The scope of  
45 this exemption is limited to electrical circuits and equipment  
46 governed by the applicable provisions of Articles 725 (Classes 2  
47 and 3 circuits only), 770, 800, 810, and 820 of the National  
48 Electrical Code, current edition, or 47 C.F.R. part 68 ~~The~~

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~~exemption in this paragraph shall apply only if such work is requested by the company's customer, is required in order to complete phone service, is incidental to provision of telecommunication service as required by chapter 364, and is not the subject of a competitive bid. The definition of "employee" established in subsection (1) applies to this exemption and does not include subcontractors.~~

(23) (a) An employee or sales representative of an alarm system contractor if he or she:

1. Does not alter, install, maintain, move, or repair alarm systems on end-user premises; and

2. Is not granted access to passwords or codes that can be used to arm or disarm alarm systems installed on specific end-user premises, or, if working at an out-of-state location, has received a satisfactory fingerprint and background check from a state or federal agency.

This subsection shall not be construed to limit the exemptions provided in subsection (6) or relieve a person of his or her obligation to comply with the applicable background check provisions of ss. 489.518 and 489.5185 for any onsite alarm sales.

Section 2. Section 553.793, Florida Statutes, is created to read:

553.793 Streamlined low-voltage alarm system installation permitting.-

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

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76        (a) "Contractor" means a person who is qualified to engage  
77 in the business of electrical or alarm system contracting  
78 pursuant to a certificate or registration issued by the  
79 department under part II of chapter 489.

80        (b) "Low-voltage alarm system project" means a project  
81 related to the installation, maintenance, inspection,  
82 replacement, or service of a new or existing alarm system, as  
83 defined in s. 489.505, operating at low voltage, as defined in  
84 the National Electrical Code Standard 70, Current Edition, and  
85 ancillary components or equipment attached to such a system,  
86 including, but not limited to, home-automation equipment,  
87 thermostats, and video cameras.

88        (2) Notwithstanding any provision of law, this section  
89 applies to low-voltage alarm system projects for which a permit  
90 is required by a local enforcement agency.

91        (3) This section does not apply to the installation or  
92 replacement of a fire alarm if a plan review is required.

93        (4) A local enforcement agency shall make uniform basic  
94 permit labels available for purchase by a contractor to be used  
95 for the installation or replacement of a new or existing alarm  
96 system at a cost of not more than \$55 per label, per project,  
97 per unit. However, a local enforcement agency charging more than  
98 \$55, but less than \$175, for such a permit as of January 1,  
99 2013, may continue to charge the same amount for a uniform basic  
100 permit label until January 1, 2015. A local enforcement agency  
101 charging more than \$175 for such a permit as of January 1, 2013,  
102 may charge a maximum of \$175 for a uniform basic permit label  
103 until January 1, 2015.

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104 (a) A local enforcement agency may not require a  
105 contractor, as a condition of purchasing a label, to submit  
106 information other than identification information of the  
107 licensee and proof of registration or certification as a  
108 contractor.

109 (b) A label is valid for 1 year after the date of purchase  
110 and may only be used within the jurisdiction of the local  
111 enforcement agency that issued the label. A contractor may  
112 purchase labels in bulk for one or more unspecified current or  
113 future projects.

114 (5) A contractor shall post an unused uniform basic permit  
115 label in a conspicuous place on the premises of the low-voltage  
116 alarm system project site before commencing work on the project.

117 (6) A contractor is not required to notify the local  
118 enforcement agency before commencing work on a low-voltage alarm  
119 system project. However, a contractor must submit a Uniform  
120 Notice of a Low-Voltage Alarm System Project as provided under  
121 subsection (7) to the local enforcement agency within 14 days  
122 after completing the project. A local enforcement agency may  
123 take disciplinary action against a contractor who fails to  
124 timely submit a Uniform Notice of a Low-Voltage Alarm System  
125 Project.

126 (7) The Uniform Notice of a Low-Voltage Alarm System  
127 Project may be submitted electronically or by facsimile if all  
128 submissions are signed by the owner, tenant, contractor, or  
129 authorized representative of such persons. The Uniform Notice of  
130 a Low-Voltage Alarm System Project must contain the following  
131 information:

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UNIFORM NOTICE OF A LOW-VOLTAGE ALARM SYSTEM PROJECT

132  
133 Owner's or Customer's Name.....

134 Owner's or Customer's Address.....

135 Fee Simple Titleholder's Name (If different from above).....

136 Fee Simple Titleholder's Address (If different from above).....

137 City.....

138 State..... Zip.....

139 Phone Number.....

140 E-mail Address.....

141 Contractor's Name.....

142 Contractor's Address.....

143 City.....

144 State..... Zip.....

145 Phone Number.....

146 Contractor's License Number.....

147 Date Project Completed.....

148 Scope of Work.....

149 Notice is hereby given that a low-voltage alarm system project  
150 has been completed at the address specified above. I certify  
151 that all of the foregoing information is true and accurate.

152 ...(Signature of Owner, Tenant, Contractor, or Authorized  
153 Representative)...

154 (8) A low-voltage alarm system project may be inspected by  
155 the local enforcement agency to ensure compliance with  
156 applicable codes and standards. If a low-voltage alarm system  
157 project fails an inspection, the contractor must take corrective  
158 action as necessary to pass inspection.

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159       (9) A municipality, county, district, or other entity of  
160 local government may not adopt or maintain in effect an  
161 ordinance or rule regarding a low-voltage alarm system project  
162 that is inconsistent with this section.

163       (10) A uniform basic permit label shall not be required  
164 for the subsequent maintenance, inspection, or service of an  
165 alarm system that was permitted in accordance with this section.

166       (11) The provisions of this section are not intended to  
167 impose new or additional licensure requirements on persons  
168 licensed in accordance with the applicable provisions of chapter  
169 489.

170       Section 3. This act shall take effect October 1, 2013.

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175                   **T I T L E   A M E N D M E N T**

176       Remove everything before the enacting clause and insert:

177                   A bill to be entitled

178       An act relating to alarm systems; amending s. 489.503,  
179       F.S.; revising an exemption from licensure related to  
180       low-voltage electrical work performed by certain  
181       persons and entities; exempting from licensure certain  
182       employees and sales representatives of alarm system  
183       contractors; providing for construction; creating s.  
184       553.793, F.S.; providing definitions; providing for  
185       applicability; requiring local enforcement agencies to  
186       offer for sale uniform basic permit labels to

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 973 (2013)

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187 contractors for a specified cost; requiring  
188 contractors to post an unused label in a specified  
189 place before commencing work on a low-voltage alarm  
190 system project; requiring contractors to submit a  
191 Uniform Notice of a Low-Voltage Alarm System Project  
192 within a specified period; prescribing a form for such  
193 notice; providing inspection procedures and  
194 requirements for low-voltage alarm system projects;  
195 prohibiting specified local governments from adopting  
196 or maintaining certain ordinances and rules; providing  
197 that an additional uniform basic permit label shall  
198 not be required to perform work on certain alarm  
199 systems; providing legislative intent; providing an  
200 effective date.

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