

1 A bill to be entitled

2 An act relating to the Pinellas County Construction
3 Licensing Board; amending ch. 75-489, Laws of Florida,
4 as amended; revising the composition of the Pinellas
5 County Construction Licensing Board; revising the
6 terms of the board members; providing for termination
7 of members; providing for the election and terms of a
8 chair and vice chair; providing that board staff are
9 employees of Pinellas County; providing that the board
10 is a dependent agency of the Board of County
11 Commissioners of Pinellas County; authorizing the
12 board of county commissioners to adopt rules;
13 requiring the board to provide an annual report on
14 finances and administrative activities; subjecting the
15 board to periodic audits; requiring members of the
16 board to file financial disclosure statements;
17 specifying the board is eligible for state funding to
18 support its operations during transition to the
19 county; providing for dissolution of board upon
20 approval at referendum; providing an effective date.

21
22 Be It Enacted by the Legislature of the State of Florida:

23
24 Section 1. Subsections (1) and (3) of section 12 of part

25 II of chapter 75-489, Laws of Florida, as amended by chapters
 26 89-504, 93-387, and 2003-319, Laws of Florida, are amended, and
 27 subsections (13) through (17) are added to that section, to
 28 read:

29 Section 12. Pinellas County Construction Licensing Board;
 30 organization; meetings, and powers.—

31 (1) The Pinellas County Construction Licensing Board is
 32 created, within the county of Pinellas, consisting of 15
 33 members, as follows:

34 (a) Eight members, each of whom practices as or, as
 35 appropriate, is primarily engaged in business as not more than
 36 one of the following: a licensed general contractor, a Florida
 37 registered architect, a licensed residential building
 38 contractor, a licensed electrical contractor or a licensed
 39 plumbing contractor, a mechanical contractor or a Class A air
 40 conditioning contractor, a licensed roofing contractor, a
 41 licensed sheet metal contractor, or a licensed swimming pool,
 42 aluminum, or veneer specialty contractor.

43 (b) The Pinellas County building official.

44 (c) Two consumer representatives not affiliated with the
 45 construction industry.

46 (d) A fire official.

47 (e) Three building officials, as follows:

48 1. A North county building official from one of the

49 following municipalities: Clearwater, Tarpon Springs, Dunedin,
 50 Oldsmar, Safety Harbor, Belleair, Belleair Bluffs, or Largo;

51 2. A South county building official from one of the
 52 following municipalities: St. Petersburg, South Pasadena,
 53 Gulfport, Seminole, Kenneth City, or Pinellas Park; and

54 3. A Beach Community building official from one of the
 55 following municipalities: the Town of Belleair Beach, the Town
 56 of Belleair Shores, the City of Redington Beach, the City of
 57 North Redington Beach, the City of Madeira Beach, the City of
 58 Indian Rocks Beach, the Town of Indian Shores, the Town of
 59 Redington Shores, the City of Treasure Island, and the City of
 60 St. Pete Beach ~~twenty-one (21) members, two (2) of whom are~~
 61 ~~primarily engaged in business as general contractors; two (2) of~~
 62 ~~whom are primarily engaged in business as building contractors,~~
 63 ~~two (2) of whom are primarily engaged in business as residential~~
 64 ~~contractors, one (1) who is a Florida registered architect doing~~
 65 ~~business in Pinellas County, one (1) who is an electrical~~
 66 ~~contractor, one (1) who is a plumbing contractor, one (1) who is~~
 67 ~~a mechanical contractor, one who is a roofing or sheet metal~~
 68 ~~contractor, one (1) who is a swimming pool, aluminum or veneer~~
 69 ~~specialty contractor, two (2) fire marshals, the three (3)~~
 70 ~~building directors of the following: City of St. Petersburg,~~
 71 ~~City of Clearwater and County of Pinellas, one (1) North county~~
 72 ~~building director from one of the following municipalities:~~

73 ~~Tarpon Springs, Dunedin, Oldsmar, Safety Harbor, Belleair,~~
 74 ~~Belleair Bluffs, or Largo, one (1) South county building~~
 75 ~~director from one of the following municipalities: South~~
 76 ~~Pasadena, Gulfport, Seminole, Kenneth City, or Pinellas Park,~~
 77 ~~one (1) Beach Community building director from one of the~~
 78 ~~following: the Town of Belleair Beach, the Town of Belleair~~
 79 ~~Shores, the City of Redington Beach, the City of North Redington~~
 80 ~~Beach, the City of Madeira Beach, the City of Indian Rocks~~
 81 ~~Beach, the Town of Indian Shores, the Town of Redington Shores,~~
 82 ~~the City of Treasure Island, and the City of St. Pete Beach, and~~
 83 ~~one (1) consumer member who is a resident and citizen of~~
 84 ~~Pinellas County and who is not and never has been a member or~~
 85 ~~practitioner of any of the trades or professions regulated by~~
 86 ~~the board or a member or practitioner of any closely related~~
 87 ~~trade or profession. All members of the board must ~~shall~~ be~~
 88 ~~residents of Pinellas County and are appointed by the Chairman~~
 89 ~~of the Board of County Commissioners.~~

90 (3) (a) A board member may not serve more than two
 91 consecutive terms of 4 years, but may be reappointed after a 2-
 92 year hiatus. Board members may be terminated for cause by the
 93 Board of County Commissioners. This limitation shall not apply
 94 to any of the governmental building official or fire marshal
 95 appointees. Members of the board shall be selected as follows:
 96 ~~The three (3) building directors of the City of Clearwater, City~~

97 ~~of St. Petersburg and the County of Pinellas; one (1) North~~
98 ~~county building director and one (1) South county building~~
99 ~~director selected by the Chairman of the Board of County~~
100 ~~Commissioners from the municipalities listed in subsection (1);~~
101 ~~one (1) Beach Community building director appointed from a list~~
102 ~~of three (3) nominees submitted by The Barrier Island~~
103 ~~Governmental Council; a Florida Registered Architect appointed~~
104 ~~from a list of three recommended architects submitted by the~~
105 ~~American Institute of Architects Florida Central Chapter, St.~~
106 ~~Petersburg and Clearwater Sections; two (2) of whom are~~
107 ~~primarily engaged in business as general contractors from a list~~
108 ~~of five (5) submitted by The Associated General Contractors of~~
109 ~~Mid-Florida, Inc.; two (2) of whom are primarily engaged in~~
110 ~~business as Building Contractors from a list of five (5)~~
111 ~~submitted by the Contractors and Builders Association of~~
112 ~~Pinellas County; two (2) of whom are primarily engaged in the~~
113 ~~business as residential building contractors from a list of five~~
114 ~~(5) submitted by the Contractors and Builders Association of~~
115 ~~Pinellas County; one (1) who is an electrical contractor from a~~
116 ~~list of five (5) supplied by the Electrical Council of Florida,~~
117 ~~Pinellas County Chapter; one (1) who is a Plumbing contractor~~
118 ~~from a list of five (5) supplied by the Pinellas Association of~~
119 ~~Plumbing Heating Cooling Contractors, Inc.; two (2) of whom are~~
120 ~~fire marshals, who shall be active members of the Tampa Bay Area~~

121 ~~Fire Marshals Association, from a list of five (5) supplied by~~
122 ~~said association, one (1) of whom shall serve an initial term of~~
123 ~~three (3) years, the other to serve an initial term of two (2)~~
124 ~~years, with successors to serve for a term of two (2) years~~
125 ~~thereafter; one (1) who is a mechanical or Class A air~~
126 ~~conditioning contractor from a list of five (5), supplied by the~~
127 ~~Refrigeration and Air Conditioning Contractors' Association~~
128 ~~("RACCA"); one (1) roofing or sheet metal contractor and one (1)~~
129 ~~swimming pool, aluminum or veneer specialty contractor selected~~
130 ~~by the Chairman of the Board of County Commissioners; one~~
131 ~~consumer member to be appointed by the Chairman of the Board of~~
132 ~~County Commissioners in accordance with paragraph 2(a). The~~
133 ~~building director members from the City of Clearwater, from the~~
134 ~~City of St. Petersburg and Pinellas County, shall be permanent~~
135 ~~members of the board. All other members shall serve terms of two~~
136 ~~(2) years.~~

137 (b) The terms of the following members expire shall
138 commence their terms in even-numbered years: the licensed
139 general contractor, the Florida registered architect, the
140 licensed residential ~~one (1) general contractor, one (1)~~
141 ~~building contractor, the licensed~~ or, one (1) residential
142 ~~building contractor, one (1) electrical or licensed plumbing~~
143 ~~contractor, a consumer representative, and one (1) fire marshal,~~
144 ~~the North county, South county, and Beach Community building~~

145 officials ~~directors~~. The terms of the following members expire
146 ~~shall commence their terms~~ in odd-numbered years: the one (1)
147 ~~general contractor, one (1) building contractor, one (1)~~
148 ~~residential building contractor, one (1) mechanical contractor~~
149 ~~or Class A air conditioning contractor; the, one (1) plumbing~~
150 ~~contractor, one (1) fire official; the licensed marshal, one (1)~~
151 ~~roofing or sheet metal contractor; the, one (1) swimming pool,~~
152 ~~aluminum, or veneer specialty contractor; the sheet metal~~
153 ~~contractor, a, and one (1) consumer representative; and the~~
154 South county building official member.

155 (c) As the terms of members expire, the ~~Chairman of the~~
156 Board of County Commissioners of Pinellas County shall appoint a
157 member to fill the vacancy for a term of 4 ~~two (2)~~ years in the
158 ~~same manner as that membership was originally filled. The~~
159 ~~architect, contractor, electrical, plumbing and mechanical~~
160 ~~members shall be selected from the county at large. The board~~
161 shall elect from one of its members a chair to serve as chairman
162 and a vice chair one of its members to serve as vice-chairman,
163 for terms of up to 2 years a term to be set by the board. All
164 terms of office expire on September 30 of the last year of the
165 term. Vacancies in the membership occurring prior to the end of
166 a member's term for any cause shall be filled by the Pinellas
167 County Board of County Commissioners ~~appointment in the same~~
168 ~~manner as that membership was originally filled.~~

169 (13) Board staff are employees of Pinellas County, and
170 Pinellas County is responsible for all costs associated
171 therewith. The board is a dependent agency of the Board of
172 County Commissioners. The Board of County Commissioners may
173 adopt rules to implement this act, including, but not limited
174 to, rules relating to board finances and contribution for costs
175 associated with this act to be borne by the county, and may
176 remove any member of the board at will.

177 (14) (a) The board shall submit to all local governments in
178 Pinellas County, and make available to the public, a complete
179 report on finances and administrative activities of the board as
180 of the end of each fiscal year.

181 (b) The board is subject to periodic audits performed by a
182 certified auditor chosen by the Board of County Commissioners.

183 (15) Each member of the board who is not otherwise
184 required to file a financial disclosure statement pursuant to s.
185 8, Art. II of the State Constitution or s. 112.3144, Florida
186 Statutes, must file an annual disclosure of financial interests
187 pursuant to s. 112.3145, Florida Statutes.

188 (16) The board is eligible for state funding for 3 years
189 after April 1, 2018, to support its operations and staff costs
190 as it transitions to Pinellas County.

191 (17) Notwithstanding any law to the contrary, if the
192 qualified electors of Pinellas County voting in a referendum

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193 approve the transfer of all authority of the board to the Board
194 of County Commissioners, the board shall stand dissolved as of
195 the effective date of the referendum.

196 Section 2. This act shall take effect April 1, 2018.