

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Shoaf offered the following:

Amendment (with title amendment)

Between lines 46 and 47, insert:

Section 2. Subsections (2) and (3) of section 468.433, Florida Statutes, are amended to read:

468.433 Licensure by examination.—

(2) The department shall examine each applicant who is at least 18 years of age; who has received an associate degree or higher from an institutionally accredited college, university, or community college; who has successfully completed all prelicensure education requirements; and who the department certifies is of good moral character.

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14 (a) Good moral character means a personal history of
15 honesty, fairness, and respect for the rights of others and for
16 the laws of this state and nation.

17 (b) The department may refuse to certify an applicant only
18 if:

19 1. There is a substantial connection between the lack of
20 good moral character of the applicant and the professional
21 responsibilities of a community association manager;

22 2. The finding by the department of lack of good moral
23 character is supported by clear and convincing evidence; or

24 3. The applicant is found to have provided management
25 services requiring licensure without the requisite license.

26 (c) When an applicant is found to be unqualified for a
27 license because of a lack of good moral character, the
28 department shall furnish the applicant a statement containing
29 its findings, a complete record of the evidence upon which the
30 determination was based, and a notice of the rights of the
31 applicant to a rehearing and appeal.

32 (d) The council shall establish by rule the required
33 amount of prelicensure education, which shall consist of not
34 more than 40 ~~24~~ hours of in-person instruction by a department-
35 approved provider and which shall cover, at a minimum, all areas
36 of the examination specified in subsection (3). Such instruction
37 shall be completed within 12 months prior to the date of the
38 examination. Prelicensure education providers shall be

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39 considered continuing education providers for purposes of
40 establishing provider approval fees. A licensee shall not be
41 required to comply with the continuing education requirements of
42 s. 468.4337 prior to the first license renewal. The department
43 shall, by rule, set standards for exceptions to the requirement
44 of in-person instruction in cases of hardship or disability.

45 (3) The council shall approve an examination for
46 licensure. The examination must demonstrate that the applicant
47 has a fundamental knowledge of state and federal laws relating
48 to the operation of all types of community associations and
49 state laws relating to corporations and nonprofit corporations,
50 proper preparation of community association budgets, proper
51 procedures for noticing and conducting community association
52 meetings, insurance matters relating to community associations,
53 and management skills, financial controls and fraud prevention,
54 records retention compliance, and conflict resolution.

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

58 Between lines 6 and 7, insert:
59 468.433, F.S.; revising community association manager
60 licensure requirements; revising requirements relating
61 to prelicensure education for community association
62 managers; revising the requirements for the contents

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63 | of the examination for licensure of such managers;
64 | amending s.

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