

House Bill No. 489

An act relating to the Pinellas County Construction Licensing Board; amending s. 11, chapter 75-489, Laws of Florida, as amended; providing that certain definitions in general law which relate to contracting also apply to the board; providing that specified definitions in chapter 75-489, Laws of Florida, as amended, shall remain as rules of the board, subject to amendment by it; providing for severability; providing an effective date.

WHEREAS, the Legislature recognizes that the Pinellas County Construction Licensing Board has in the past, pursuant to authority granted by special act, created specialty contractor licensure classifications that were in turn incorporated by the Legislature into the board's enabling legislation, and

WHEREAS, the Legislature recognizes that, as the construction industry is constantly changing through time to include new techniques, materials, and standards being used, licensure classifications need to change concurrently to provide for those new techniques, materials, and standards and prevent unintended results, and

WHEREAS, the clear goal of the Legislature in creating the board was to obtain and maintain consistency within construction contracting licensure throughout Pinellas County, and

WHEREAS, since the initial passage of the board's enabling legislation, the Legislature has added two other contractor definitions in general law which, in the interest of consistency, should be added to the board's enabling legislation, and

WHEREAS, since the initial passage of the board's enabling legislation, the definitions of contractor classifications have changed in general law but those changes have not been incorporated into that enabling legislation, NOW, THEREFORE,

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

Section 1. Section 11 of chapter 75-489, Laws of Florida, as amended by chapters 78-594, 85-490, 89-504, and 93-387, Laws of Florida, is amended to read:

(Substantial rewording of section. See section 11, chapter 75-489, Laws of Florida, as amended, for present text.)

Section 11. DEFINITIONS.—The definitions found in sections 489.105(3) and (6) and 489.505(1), (2), (9), and (12), Florida Statutes, as they may be amended from time to time, apply to this entire act.

Section 2. Notwithstanding the amendment of section 11 of chapter 75-489, Laws of Florida, by this act, the definitions found in section 11(1)(k),

(l), and (r)-(z), (2), and (3) of that act as those paragraphs and subsections existed before the effective date of this act shall remain as rules of the Pinellas County Construction Licensing Board and may be amended by the board according to the powers granted to it in chapter 75-489, Laws of Florida, as amended.

Section 3. If any provision of this act or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this extent the provisions of this act are declared severable.

Section 4. This act shall take effect upon becoming a law.

Approved by the Governor June 17, 2004.

Filed in Office Secretary of State June 17, 2004.