

1987

Session Law 87-235

Florida Senate & House of Representatives

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from this requirement. DPR reports that most local jurisdictions now require some license or certification for this activity.

In the same section, current law allowing general, building, and residential contractors to do roofing on their buildings is clarified. Such contractors are prohibited, however, from acting as roofing contractors.

II. ECONOMIC IMPACT:

A. Public:

Clarifying current statutory provisions may result in less litigation.

B. Government:

DPR will have the cost to promulgate administrative rules.

III. STATE COMPREHENSIVE PLAN IMPACT:

This bill is consistent with state plan goal 20 to economically and efficiently provide the amount and quality of services required by the public.

IV. COMMENTS:

Attorney General Opinion 83-4 advised that the owner/builder exemption in s. 489.103(7), F.S., does not exempt owners from competency examination requirements of local governments.

V. AMENDMENTS:

None.

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VII. STAFF DIRECTOR: Cliff Nilson 

Date: 3/30/87
Revised: 4/23/87
Final: 6/12/87

HOUSE OF REPRESENTATIVES
COMMITTEE ON REGULATORY REFORM
STAFF ANALYSIS

BILL #: HB 1377
RELATING TO: Construction Industry
SPONSOR(S): Committee on Regulatory Reform and Rep. Lanqton
EFFECTIVE DATE: October 1, 1987
COMPANION BILL(S): SB 956 (Compare HB 1098, SB 720)
OTHER COMMITTEES OF REFERENCE: (1) _____
(2) _____

I. SUMMARY:

A. Present Situation:

Construction contractors are regulated under Part I of Chapter 489, Florida Statutes. This law Sunsets in 1988. It currently provides for certification or registration of those wishing to engage in construction contracting; provides certain prohibitions and criminal penalties; and provides grounds for disciplinary action by the board.

B. Effect of Proposed Changes:

The bill clarifies the exemption provided in s.489.103, F.S., by specifying that only those owners of property acting as their own contractors and providing all material supervision themselves are exempted from the act.

The exemption for persons licensed under Chapter 527, F.S., regulating the sale of liquified petroleum gas and the installation of related equipment, is limited to work performed under those licenses.

The exemption for a person who sells, services, or installs a heating or air conditioning unit is amended to apply only to those units which have a factory-installed electrical cord and plug.

A section is created to give the board rulemaking authority. This is consistent with provisions in other practice acts, all of which contain rulemaking provisions.

Section 484.113, F.S., is amended to require that contractors subcontract commercial swimming pool work, but structural swimming pool work completed by a general contractor is excepted