

1 A bill to be entitled
2 An act relating to professional regulation; amending
3 s. 326.004, F.S.; deleting the requirement for a yacht
4 broker to maintain a separate license for each branch
5 office; deleting the requirement for the division to
6 establish a fee; amending s. 447.02, F.S.; conforming
7 provisions; repealing s. 447.04, F.S., relating to
8 licensure and permit requirements for business agents;
9 repealing s. 447.041, F.S., relating to hearings for
10 persons or labor organizations denied licensure as a
11 business agent; repealing s. 447.045, F.S., relating
12 to confidential information obtained during the
13 application process; repealing s. 447.06, F.S.,
14 relating to required registration of labor
15 organizations; amending s. 447.09, F.S.; deleting
16 certain prohibited actions relating to the right of
17 franchise of a member of a labor organization;
18 repealing s. 447.12, F.S., relating to registration
19 fees; repealing s. 447.16, F.S., relating to
20 applicability; amending s. 447.305, F.S.; deleting a
21 provision that requires notification of registrations
22 and renewals to the department; amending s. 455.213,
23 F.S.; conforming a cross-reference; requiring the
24 board to use a specified process for the review of an
25 applicant's criminal record to determine the

26 applicant's eligibility for certain licenses;
27 prohibiting the conviction of a crime before a
28 specified date from being grounds for the denial of
29 certain licenses; defining the term "conviction";
30 authorizing a person to apply for a license before his
31 or her lawful release from confinement or supervision;
32 prohibiting additional fees for an applicant confined
33 or under supervision; prohibiting the board from
34 basing a denial of a license application solely on the
35 applicant's current confinement or supervision;
36 authorizing the board to stay the issuance of an
37 approved license under certain circumstances;
38 requiring the board to verify an applicant's release
39 with the Department of Corrections; providing
40 requirements for the appearance of certain applicants
41 at certain meetings; requiring the board to provide a
42 list on its website specifying how certain crimes
43 affect an applicant's eligibility for licensure;
44 amending s. 464.203, F.S.; prohibiting the conviction
45 of a crime before a specified date from being grounds
46 for the denial of a certification under certain
47 circumstances; prohibiting the conviction of a crime
48 before a specified date from being grounds for the
49 failure of a background screening; defining the term
50 "conviction"; authorizing a person to apply for

51 certification before his or her lawful release from
52 confinement or supervision; prohibiting additional
53 fees for an applicant confined or under supervision;
54 prohibiting the board from basing the denial of a
55 certification solely on the applicant's current
56 confinement or supervision; authorizing the board to
57 stay the issuance of an approved certificate under
58 certain circumstances; requiring the board to verify
59 an applicant's release with the Department of
60 Corrections; providing requirements for the appearance
61 of certain applicants at certain meetings; requiring
62 the board provide a list on its website specifying how
63 certain crimes may affect an applicant's eligibility
64 for certification; amending s. 400.211, F.S.;
65 conforming a cross-reference; amending s. 469.006,
66 F.S.; revising licensure requirements for asbestos
67 abatement consulting or contracting as a partnership,
68 corporation, business trust, or other legal entity;
69 amending s. 469.009, F.S.; conforming provisions;
70 requiring the Florida Engineering Management
71 Corporation to develop a plan by a date certain for
72 returning regulatory authority over engineers to the
73 Department of Business and Professional Regulation;
74 providing plan requirements; requiring that the plan
75 be submitted to the Legislature by a specified date;

76 | amending s. 11.45, F.S.; conforming provisions to
77 | changes made by the act; amending s. 471.0035, F.S.;
78 | conforming a cross-reference; amending s. 471.005,
79 | F.S.; conforming provisions to changes made by the
80 | act; amending ss. 471.011, 471.015, 471.017, 471.021,
81 | 471.023, and 471.033, F.S.; conforming provisions to
82 | changes made by the act; repealing s. 471.038, F.S.,
83 | relating to the Florida Engineers Management
84 | Corporation Act; repealing s. 471.0385, F.S., relating
85 | to the effect of a court action finding the Florida
86 | Engineering Management Corporation unconstitutional or
87 | in violation of antitrust laws; providing for the
88 | transfer of certain rules, duties, balances, funds,
89 | and functions of the Florida Engineering Management
90 | Corporation to the Department of Business and
91 | Professional Regulation by a type two transfer;
92 | amending s. 476.034, F.S.; defining the terms
93 | "restricted barber" and "restricted barbering";
94 | amending s. 476.114, F.S.; revising training
95 | requirements for licensure as a barber; providing
96 | requirements for licensure by examination as a
97 | restricted barber; amending s. 476.144, F.S.;
98 | requiring the department to license an applicant who
99 | the board certifies is qualified to practice
100 | restricted barbering; amending s. 477.013, F.S.;

101 revising and providing definitions; repealing s.
102 477.0132, F.S., relating to registration for hair
103 braiding, hair wrapping, and body wrapping; amending
104 s. 477.0135, F.S.; providing that licensure or
105 registration is not required for persons whose
106 occupation or practice is confined solely to hair
107 braiding, hair wrapping, body wrapping, nail
108 polishing, and makeup application; amending s.
109 477.019, F.S.; conforming provisions; amending s.
110 477.0201, F.S.; providing requirements for
111 registration as a nail specialist, facial specialist,
112 or full specialist; amending ss. 477.026, 477.0265,
113 and 477.029, F.S.; conforming provisions; amending s.
114 481.203, F.S.; revising definitions; amending s.
115 481.219, F.S.; revising the process by which a
116 business organization obtains the requisite license to
117 perform architectural services or interior design;
118 requiring that a licensee or an applicant apply to
119 qualify a business organization to practice
120 architecture or interior design; providing application
121 requirements; authorizing the Board of Architecture
122 and Interior Design to deny an application under
123 certain circumstances; providing notice requirements;
124 prohibiting a business organization from engaging in
125 certain practices until it is qualified by a

126 | qualifying agent; authorizing the executive director
127 | or the chair of the board to authorize a temporary
128 | qualifying agent for a specified timeframe under
129 | certain circumstances; requiring the board to allow an
130 | applicant to qualify one or more business
131 | organizations or to operate using a fictitious name
132 | under certain circumstances; deleting a requirement
133 | for the administration of disciplinary action against
134 | a corporation, limited liability company, or
135 | partnership; conforming provisions to changes made by
136 | the act; amending s. 481.221, F.S.; requiring a
137 | business organization to include the license number of
138 | a certain registered architect or interior designer in
139 | any advertising; providing an exception; conforming
140 | provisions to changes made by the act; amending s.
141 | 481.229, F.S.; conforming provisions to changes made
142 | by the act; amending s. 481.303, F.S.; revising
143 | definitions; amending ss. 481.311 and 481.317, F.S.;
144 | conforming provisions; amending s. 481.319, F.S.;
145 | deleting the requirement for a certificate of
146 | authorization; authorizing landscape architects to
147 | practice through a corporation or partnership;
148 | amending s. 481.321, F.S.; revising requirements
149 | related to the display of a certificate number;
150 | amending s. 481.329, F.S.; conforming a cross-

151 reference; amending s. 287.055, F.S.; conforming a
152 provision; amending s. 489.553, F.S.; requiring the
153 board to use a specified process for the review of an
154 applicant's criminal record to determine the
155 applicant's eligibility for certain licenses;
156 prohibiting the conviction of a crime before a
157 specified date from being grounds for the denial of
158 certain licenses; defining the term "conviction";
159 authorizing a person to apply for a license before his
160 or her lawful release from confinement or supervision;
161 prohibiting additional fees for an applicant confined
162 or under supervision; prohibiting the board from
163 basing a denial of a license application solely on the
164 applicant's current confinement or supervision;
165 authorizing the board to stay the issuance of an
166 approved license under certain circumstances;
167 requiring the board to verify an applicant's release
168 with the Department of Corrections; providing
169 requirements for the appearance of certain applicants
170 at certain meetings; requiring the board to provide a
171 list on its website specifying how certain crimes
172 affect an applicant's eligibility for licensure;
173 amending s. 492.104, F.S.; making conforming and
174 technical changes; amending s. 492.111, F.S.; deleting
175 the requirements for a certificate of authorization

176 for a professional geologist; amending ss. 492.113 and
 177 492.115, F.S.; conforming provisions; amending s.
 178 548.003, F.S.; deleting the requirement that the
 179 Florida State Boxing Commission adopt rules relating
 180 to a knockdown timekeeper; amending s. 548.017, F.S.;
 181 deleting the licensure requirement for a timekeeper or
 182 announcer; providing effective dates.

183

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

185

186 Section 1. Subsection (13) of section 326.004, Florida
 187 Statutes, is amended to read:

188 326.004 Licensing.—

189 (13) Each broker must maintain a principal place of
 190 business in this state and may establish branch offices in the
 191 state. ~~A separate license must be maintained for each branch
 192 office. The division shall establish by rule a fee not to exceed
 193 \$100 for each branch office license.~~

194 Section 2. Subsection (3) of section 447.02, Florida
 195 Statutes, is amended to read:

196 447.02 Definitions.—The following terms, when used in this
 197 chapter, shall have the meanings ascribed to them in this
 198 section:

199 ~~(3) The term "department" means the Department of Business
 200 and Professional Regulation.~~

201 Section 3. Section 447.04, Florida Statutes, is repealed.
 202 Section 4. Section 447.041, Florida Statutes, is repealed.
 203 Section 5. Section 447.045, Florida Statutes, is repealed.
 204 Section 6. Section 447.06, Florida Statutes, is repealed.
 205 Section 7. Subsections (6) and (8) of section 447.09,
 206 Florida Statutes, are amended to read:
 207 447.09 Right of franchise preserved; penalties.—It shall
 208 be unlawful for any person:
 209 ~~(6) To act as a business agent without having obtained and~~
 210 ~~possessing a valid and subsisting license or permit.~~
 211 ~~(8) To make any false statement in an application for a~~
 212 ~~license.~~
 213 Section 8. Section 447.12, Florida Statutes, is repealed.
 214 Section 9. Section 447.16, Florida Statutes, is repealed.
 215 Section 10. Subsection (4) of section 447.305, Florida
 216 Statutes, is amended to read:
 217 447.305 Registration of employee organization.—
 218 ~~(4) Notification of registrations and renewals of~~
 219 ~~registration shall be furnished at regular intervals by the~~
 220 ~~commission to the Department of Business and Professional~~
 221 ~~Regulation.~~
 222 Section 11. Effective October 1, 2018, subsections (3)
 223 through (12) of section 455.213, Florida Statutes, are
 224 renumbered as subsections (4) through (13), respectively,
 225 subsection (2) of that section is amended, and a new subsection

226 (3) is added to that section, to read:

227 455.213 General licensing provisions.—

228 (2) Before the issuance of any license, the department may
 229 charge an initial license fee as determined by rule of the
 230 applicable board or, if no such board exists, by rule of the
 231 department. Upon receipt of the appropriate license fee, except
 232 as provided in subsection (4) ~~(3)~~, the department shall issue a
 233 license to any person certified by the appropriate board, or its
 234 designee, or the department when there is no board, as having
 235 met the applicable requirements imposed by law or rule. However,
 236 an applicant who is not otherwise qualified for licensure is not
 237 entitled to licensure solely based on a passing score on a
 238 required examination. Upon a determination by the department
 239 that it erroneously issued a license, or upon the revocation of
 240 a license by the applicable board, or by the department when
 241 there is no board, the licensee must surrender his or her
 242 license to the department.

243 (3) (a) The applicable board shall use the process in this
 244 subsection for review of an applicant's criminal record to
 245 determine his or her eligibility for licensure as a:

- 246 1. Barber or restricted barber under chapter 476;
- 247 2. Cosmetologist or cosmetology specialist under chapter
 248 477; or
- 249 3. Any of the following construction professions under
 250 chapter 489:

- 251 a. Air-conditioning contractor.
252 b. Alarm system contractor.
253 c. Electrical contractor.
254 d. Mechanical contractor.
255 e. Plumbing contractor.
256 f. Pollutant storage systems contractor.
257 g. Roofing contractor.
258 h. Sheet metal contractor.
259 i. Solar contractor.
260 j. Swimming pool and spa contractor.
261 k. Underground utility and excavation contractor.
262 l. Other specialty contractors.
263 (b)1. The criminal history of an applicant for a license
264 specified in paragraph (a) may not be used as grounds for denial
265 of a license if the date of conviction, plea, or adjudication,
266 or the date of sentencing, occurred more than 5 years before the
267 date of application. This paragraph does not limit a board's
268 ability to consider an applicant's criminal history that
269 includes crimes listed in s. 435.04 or s. 775.21(4)(a)1.
270 2. The applicable board may consider the complete criminal
271 history of an applicant for a license under subparagraph (a)3.
272 if such history relates to s. 489.111(2)(b) or s.
273 489.511(1)(b)1.
274 (c)1. A person may apply for a license before his or her
275 lawful release from confinement or supervision. The department

276 may not charge an applicant an additional fee for being confined
277 or under supervision. The applicable board may not deny an
278 application for a license solely on the basis of the applicant's
279 current confinement or supervision.

280 2. After a license application is approved, the board may
281 stay the issuance of a license until the applicant is lawfully
282 released from confinement or supervision and the applicant
283 notifies the board of such release. The applicable board must
284 verify the applicant's release with the Department of
285 Corrections before it issues a license.

286 3. If an applicant is unable to appear in person due to
287 his or her confinement or supervision, the applicable board must
288 permit the applicant to appear by teleconference or video
289 conference, as appropriate, at any meeting of the board or other
290 hearing by the department concerning his or her application.

291 4. If an applicant is confined or under supervision, the
292 Department of Corrections and the applicable board shall
293 cooperate and coordinate to facilitate the appearance of the
294 applicant at a board meeting or department hearing in person, by
295 teleconference, or by video conference, as appropriate.

296 (d) Each applicable board shall compile a list of crimes
297 that, if committed and regardless of adjudication, do not relate
298 to the practice of the profession or the ability to practice the
299 profession and do not constitute grounds for denial of a
300 license. This list shall be made available on the department's

301 website and be updated annually. Beginning October 1, 2018, and
302 updated quarterly thereafter, each applicable board shall add to
303 this list such crimes that although reported by an applicant for
304 licensure, were not used as a basis for denial in the past 2
305 years. The list must identify the crime reported and the date of
306 conviction, plea, adjudication, or sentencing for each such
307 license application.

308 (e) Each applicable board shall compile a list of crimes
309 that have been used as a basis for denial of a license in the
310 past 2 years, which shall be made available on the department's
311 website. Beginning October 1, 2018, and updated quarterly
312 thereafter, the applicable board shall add to this list each
313 crime used as a basis for denial. For each crime listed, the
314 board must identify the date of conviction, plea, adjudication,
315 or sentencing. Such denials shall be available to the public
316 upon request.

317 Section 12. Effective October 1, 2018, subsections (2)
318 through (8) of section 464.203, Florida Statutes, are renumbered
319 as subsections (3) through (9), respectively, and a new
320 subsection (2) is added to that section, to read:

321 464.203 Certified nursing assistants; certification
322 requirement.—

323 (2) (a) 1. Except as provided in ss. 435.04 and 456.0635,
324 the criminal history of an applicant may not be used as grounds
325 for denial of a certificate to practice as a certified nursing

326 assistant if the date of conviction, plea, adjudication, or
327 sentencing, is more than 7 years before the date of the
328 application.

329 2. Except as provided in ss. 435.04 and 456.0635, the
330 criminal history of an applicant may not be used as grounds for
331 failure of a required background screening if the date of
332 conviction, plea, adjudication, or sentencing, is more than 7
333 years before the date of the application.

334 (b)1. A person may apply for a certificate to practice as
335 a certified nursing assistant before his or her lawful release
336 from confinement or supervision. The department may not charge
337 an applicant an additional fee for being confined or for being
338 under supervision. The board may not deny an application for a
339 certificate solely on the basis of the person's current
340 confinement or supervision.

341 2. After a certification application is approved, the
342 board may stay the issuance of a certificate until the applicant
343 notifies the board of his or her lawful release from confinement
344 or supervision. The board must verify the applicant's release
345 with the Department of Corrections before it issues a
346 certificate.

347 3. If an applicant is unable to appear in person due to
348 his or her confinement or supervision, the board must permit the
349 applicant to appear by teleconference or video conference, as
350 appropriate, at any meeting of the board or other hearing by the

351 department concerning his or her application.

352 4. If an applicant is confined or under supervision, the
353 Department of Corrections and the board shall cooperate and
354 coordinate to facilitate the appearance of the applicant at a
355 board meeting or department hearing in person, by
356 teleconference, or by video conference, as appropriate.

357 (c) The board shall compile a list of crimes that, if
358 committed and regardless of adjudication, do not relate to the
359 practice of the profession or the ability to practice the
360 profession and do not constitute grounds for denial of a
361 certificate. This list shall be made available on the
362 department's website and be updated annually. Beginning October
363 1, 2018, and updated quarterly thereafter, the board shall add
364 to this list such crimes that although reported by an applicant
365 for certification were not used as a basis for denial in the
366 past 2 years. The list must identify the crime reported and the
367 date of conviction, plea, adjudication, or sentencing for each
368 such certificate application.

369 (d) The board shall compile a list of crimes that have
370 been used as a basis for denial of a certificate in the past 2
371 years, which shall be made available on the department's
372 website. Beginning October 1, 2018, and updated quarterly
373 thereafter, the board shall add to this list each crime used as
374 a basis for denial. For each crime listed the board must
375 identify the date of conviction, plea, adjudication, or

376 sentencing. Such denials shall be available to the public upon
 377 request.

378 Section 13. Effective October 1, 2018, subsection (4) of
 379 section 400.211, Florida Statutes, is amended to read:

380 400.211 Persons employed as nursing assistants;
 381 certification requirement.—

382 (4) When employed by a nursing home facility for a 12-
 383 month period or longer, a nursing assistant, to maintain
 384 certification, shall submit to a performance review every 12
 385 months and must receive regular inservice education based on the
 386 outcome of such reviews. The inservice training must meet all of
 387 the following requirements:

388 (a) Be sufficient to ensure the continuing competence of
 389 nursing assistants and must meet the standard specified in s.
 390 464.203(8). ~~s. 464.203(7);~~

391 (b) Include, at a minimum:

- 392 1. Techniques for assisting with eating and proper
 393 feeding;
- 394 2. Principles of adequate nutrition and hydration;
- 395 3. Techniques for assisting and responding to the
 396 cognitively impaired resident or the resident with difficult
 397 behaviors;
- 398 4. Techniques for caring for the resident at the end-of-
 399 life; and
- 400 5. Recognizing changes that place a resident at risk for

401 | pressure ulcers and falls.~~;~~ ~~and~~

402 | (c) Address areas of weakness as determined in nursing
403 | assistant performance reviews and may address the special needs
404 | of residents as determined by the nursing home facility staff.

405 |
406 | Costs associated with this training may not be reimbursed from
407 | additional Medicaid funding through interim rate adjustments.

408 | Section 14. Paragraphs (a) and (e) of subsection (2),
409 | subsection (3), paragraph (b) of subsection (4), and subsection
410 | (6) of section 469.006, Florida Statutes, are amended to read:

411 | 469.006 Licensure of business organizations; qualifying
412 | agents.—

413 | (2) (a) If the applicant proposes to engage in consulting
414 | or contracting as a partnership, corporation, business trust, or
415 | other legal entity, or in any name other than the applicant's
416 | legal name, ~~the legal entity must apply for licensure through a~~
417 | ~~qualifying agent or the individual applicant must apply for~~
418 | licensure under the ~~fictitious~~ name of the business
419 | organization.

420 | (e) ~~A~~ The license, ~~when issued upon application of a~~
421 | ~~business organization,~~ must be in the name of the qualifying
422 | agent ~~business organization,~~ and the name of the business
423 | organization ~~qualifying agent~~ must be noted on the license
424 | ~~thereon~~. If there is a change in any information that is
425 | required to be stated on the application, the qualifying agent

426 ~~business organization~~ shall, within 45 days after such change
427 occurs, mail the correct information to the department.

428 (3) The qualifying agent must ~~shall~~ be licensed under this
429 chapter in order for the business organization to be qualified
430 ~~licensed~~ in the category of the business conducted for which the
431 qualifying agent is licensed. If any qualifying agent ceases to
432 be affiliated with such business organization, the agent shall
433 so inform the department. In addition, if such qualifying agent
434 is the only licensed individual affiliated with the business
435 organization, the business organization shall notify the
436 department of the termination of the qualifying agent and has
437 ~~shall have~~ 60 days after ~~from~~ the date of termination of the
438 qualifying agent's affiliation with the business organization ~~in~~
439 ~~which~~ to employ another qualifying agent. The business
440 organization may not engage in consulting or contracting until a
441 qualifying agent is employed, unless the department has granted
442 a temporary nonrenewable license to the financially responsible
443 officer, the president, the sole proprietor, a partner, or, in
444 the case of a limited partnership, the general partner, who
445 assumes all responsibilities of a primary qualifying agent for
446 the entity. This temporary license only allows ~~shall only allow~~
447 the entity to proceed with incomplete contracts.

448 (4)

449 (b) Upon a favorable determination by the department,
450 after investigation of the financial responsibility, credit, and

451 business reputation of the qualifying agent and the new business
452 organization, the department shall issue, without any
453 examination, a new license in the qualifying agent's ~~business~~
454 ~~organization's~~ name, and the name of the business organization
455 ~~qualifying agent~~ shall be noted thereon.

456 (6) Each qualifying agent shall pay the department an
457 amount equal to the original fee for licensure ~~of a new business~~
458 ~~organization~~. if the qualifying agent for a business
459 organization desires to qualify additional business
460 organizations. 7 The department shall require the agent to
461 present evidence of supervisory ability and financial
462 responsibility of each such organization. Allowing a licensee to
463 qualify more than one business organization must ~~shall~~ be
464 conditioned upon the licensee showing that the licensee has both
465 the capacity and intent to adequately supervise each business
466 organization. The department may ~~shall~~ not limit the number of
467 business organizations that ~~which~~ the licensee may qualify
468 except upon the licensee's failure to provide such information
469 as is required under this subsection or upon a finding that the
470 ~~such~~ information or evidence ~~as is~~ supplied is incomplete or
471 unpersuasive in showing the licensee's capacity and intent to
472 comply with the requirements of this subsection. A qualification
473 for an additional business organization may be revoked or
474 suspended upon a finding by the department that the licensee has
475 failed in the licensee's responsibility to adequately supervise

476 the operations of the business organization. Failure to
477 adequately supervise the operations of a business organization
478 is ~~shall be~~ grounds for denial to qualify additional business
479 organizations.

480 Section 15. Subsection (1) of section 469.009, Florida
481 Statutes, is amended to read:

482 469.009 License revocation, suspension, and denial of
483 issuance or renewal.—

484 (1) The department may revoke, suspend, or deny the
485 issuance or renewal of a license; reprimand, censure, or place
486 on probation any contractor, consultant, or financially
487 responsible officer, ~~or business organization~~; require financial
488 restitution to a consumer; impose an administrative fine not to
489 exceed \$5,000 per violation; require continuing education; or
490 assess costs associated with any investigation and prosecution
491 if the contractor or consultant, or business organization or
492 officer or agent thereof, is found guilty of any of the
493 following acts:

494 (a) Willfully or deliberately disregarding or violating
495 the health and safety standards of the Occupational Safety and
496 Health Act of 1970, the Construction Safety Act, the National
497 Emission Standards for Asbestos, the Environmental Protection
498 Agency Asbestos Abatement Projects Worker Protection Rule, the
499 Florida Statutes or rules promulgated thereunder, or any
500 ordinance enacted by a political subdivision of this state.

- 501 (b) Violating any provision of chapter 455.
- 502 (c) Failing in any material respect to comply with the
503 provisions of this chapter or any rule promulgated hereunder.
- 504 (d) Acting in the capacity of an asbestos contractor or
505 asbestos consultant under any license issued under this chapter
506 except in the name of the licensee as set forth on the issued
507 license.
- 508 (e) Proceeding on any job without obtaining all applicable
509 approvals, authorizations, permits, and inspections.
- 510 (f) Obtaining a license by fraud or misrepresentation.
- 511 (g) Being convicted or found guilty of, or entering a plea
512 of nolo contendere to, regardless of adjudication, a crime in
513 any jurisdiction which directly relates to the practice of
514 asbestos consulting or contracting or the ability to practice
515 asbestos consulting or contracting.
- 516 (h) Knowingly violating any building code, lifesafety
517 code, or county or municipal ordinance relating to the practice
518 of asbestos consulting or contracting.
- 519 (i) Performing any act which assists a person or entity in
520 engaging in the prohibited unlicensed practice of asbestos
521 consulting or contracting, if the licensee knows or has
522 reasonable grounds to know that the person or entity was
523 unlicensed.
- 524 (j) Committing mismanagement or misconduct in the practice
525 of contracting that causes financial harm to a customer.

526 Financial mismanagement or misconduct occurs when:

527 1. Valid liens have been recorded against the property of
528 a contractor's customer for supplies or services ordered by the
529 contractor for the customer's job; the contractor has received
530 funds from the customer to pay for the supplies or services; and
531 the contractor has not had the liens removed from the property,
532 by payment or by bond, within 75 days after the date of such
533 liens;

534 2. The contractor has abandoned a customer's job and the
535 percentage of completion is less than the percentage of the
536 total contract price paid to the contractor as of the time of
537 abandonment, unless the contractor is entitled to retain such
538 funds under the terms of the contract or refunds the excess
539 funds within 30 days after the date the job is abandoned; or

540 3. The contractor's job has been completed, and it is
541 shown that the customer has had to pay more for the contracted
542 job than the original contract price, as adjusted for subsequent
543 change orders, unless such increase in cost was the result of
544 circumstances beyond the control of the contractor, was the
545 result of circumstances caused by the customer, or was otherwise
546 permitted by the terms of the contract between the contractor
547 and the customer.

548 (k) Being disciplined by any municipality or county for an
549 act or violation of this chapter.

550 (l) Failing in any material respect to comply with the

551 provisions of this chapter, or violating a rule or lawful order
552 of the department.

553 (m) Abandoning an asbestos abatement project in which the
554 asbestos contractor is engaged or under contract as a
555 contractor. A project may be presumed abandoned after 20 days if
556 the contractor terminates the project without just cause and
557 without proper notification to the owner, including the reason
558 for termination; if the contractor fails to reasonably secure
559 the project to safeguard the public while work is stopped; or if
560 the contractor fails to perform work without just cause for 20
561 days.

562 (n) Signing a statement with respect to a project or
563 contract falsely indicating that the work is bonded; falsely
564 indicating that payment has been made for all subcontracted
565 work, labor, and materials which results in a financial loss to
566 the owner, purchaser, or contractor; or falsely indicating that
567 workers' compensation and public liability insurance are
568 provided.

569 (o) Committing fraud or deceit in the practice of asbestos
570 consulting or contracting.

571 (p) Committing incompetency or misconduct in the practice
572 of asbestos consulting or contracting.

573 (q) Committing gross negligence, repeated negligence, or
574 negligence resulting in a significant danger to life or property
575 in the practice of asbestos consulting or contracting.

576 (r) Intimidating, threatening, coercing, or otherwise
577 discouraging the service of a notice to owner under part I of
578 chapter 713 or a notice to contractor under chapter 255 or part
579 I of chapter 713.

580 (s) Failing to satisfy, within a reasonable time, the
581 terms of a civil judgment obtained against the licensee, or the
582 business organization qualified by the licensee, relating to the
583 practice of the licensee's profession.

584

585 For the purposes of this subsection, construction is considered
586 to be commenced when the contract is executed and the contractor
587 has accepted funds from the customer or lender.

588 Section 16. The Florida Engineering Management Corporation
589 shall develop a detailed plan for the repeal of s. 471.038,
590 Florida Statutes, the termination of the Florida Engineering
591 Management Corporation, and the return of all regulatory
592 functions to the Department of Business and Professional
593 Regulation. The plan shall address the specific process for and
594 effect of transferring the administrative, investigative, and
595 prosecutorial services for the Board of Professional Engineers
596 from the Florida Engineering Management Corporation to the
597 Department of Business and Professional Regulation, including an
598 outline of the financial impact of such transfer. The plan shall
599 be submitted to the President of the Senate and the Speaker of
600 the House on or before January 1, 2019.

601 Section 17. Effective July 1, 2020, paragraph (r) of
602 subsection (3) of section 11.45, Florida Statutes, is amended to
603 read:

604 11.45 Definitions; duties; authorities; reports; rules.—

605 (3) AUTHORITY FOR AUDITS AND OTHER ENGAGEMENTS.—The
606 Auditor General may, pursuant to his or her own authority, or at
607 the direction of the Legislative Auditing Committee, conduct
608 audits or other engagements as determined appropriate by the
609 Auditor General of:

610 ~~(r) The Florida Engineers Management Corporation created~~
611 ~~pursuant to chapter 471.~~

612 Section 18. Effective July 1, 2020, section 471.0035,
613 Florida Statutes, is amended to read:

614 471.0035 Instructors in postsecondary educational
615 institutions; exemption from licensure requirement.—For the sole
616 purpose of teaching the principles and methods of engineering
617 design, notwithstanding the provisions of s. 471.005(6) ~~s.~~
618 ~~471.005(7)~~, a person employed by a public postsecondary
619 educational institution, or by an independent postsecondary
620 educational institution licensed or exempt from licensure
621 pursuant to the provisions of chapter 1005, is not required to
622 be licensed under the provisions of this chapter as a
623 professional engineer.

624 Section 19. Effective July 1, 2020, subsections (2), (3),
625 and (9) of section 471.005, Florida Statutes, are amended to

626 read:

627 471.005 Definitions.—As used in this chapter, the term:

628 ~~(2) "Board of directors" means the board of directors of~~
 629 ~~the Florida Engineers Management Corporation.~~

630 (2)~~(3)~~ "Certificate of authorization" means a license to
 631 practice engineering issued by the board ~~management corporation~~
 632 to a corporation or partnership.

633 ~~(9) "Management corporation" means the Florida Engineers~~
 634 ~~Management Corporation.~~

635 Section 20. Effective July 1, 2020, subsection (2) of
 636 section 471.011, Florida Statutes, is amended to read:

637 471.011 Fees.—

638 (2) The initial application and examination fee shall not
 639 exceed \$125 plus the actual per applicant cost to the department
 640 ~~management corporation~~ to purchase the examination from the
 641 National Council of Examiners for Engineering and Surveying or a
 642 similar national organization. The examination fee shall be in
 643 an amount which covers the cost of obtaining and administering
 644 the examination and shall be refunded if the applicant is found
 645 ineligible to sit for the examination. The application fee shall
 646 be nonrefundable.

647 Section 21. Effective July 1, 2020, subsections (1) and
 648 (4) of section 471.015, Florida Statutes, are amended to read:

649 471.015 Licensure.—

650 (1) The board ~~management corporation~~ shall issue a license

651 to any applicant who the board certifies is qualified to
 652 practice engineering and who has passed the fundamentals
 653 examination and the principles and practice examination.

654 (4) The board ~~management corporation~~ shall not issue a
 655 license by endorsement to any applicant who is under
 656 investigation in another state for any act that would constitute
 657 a violation of this chapter or of chapter 455 until such time as
 658 the investigation is complete and disciplinary proceedings have
 659 been terminated.

660 Section 22. Effective July 1, 2020, subsection (1) of
 661 section 471.017, Florida Statutes, is amended to read:

662 471.017 Renewal of license.—

663 (1) The board ~~management corporation~~ shall renew a license
 664 upon receipt of the renewal application and fee.

665 Section 23. Effective July 1, 2020, subsections (1) and
 666 (2) of section 471.021, Florida Statutes, are amended to read:

667 471.021 Engineers and firms of other states; temporary
 668 certificates to practice in Florida.—

669 (1) Upon approval of the board and payment of the fee set
 670 in s. 471.011, the board ~~management corporation~~ shall issue a
 671 temporary license for work on one specified project in this
 672 state for a period not to exceed 1 year to an engineer holding a
 673 certificate to practice in another state, provided Florida
 674 licensees are similarly permitted to engage in work in such
 675 state and provided that the engineer be qualified for licensure

676 by endorsement.

677 (2) Upon approval by the board and payment of the fee set
678 in s. 471.011, the board ~~management corporation~~ shall issue a
679 temporary certificate of authorization for work on one specified
680 project in this state for a period not to exceed 1 year to an
681 out-of-state corporation, partnership, or firm, provided one of
682 the principal officers of the corporation, one of the partners
683 of the partnership, or one of the principals in the fictitiously
684 named firm has obtained a temporary license in accordance with
685 subsection (1).

686 Section 24. Effective July 1, 2020, subsection (1) of
687 section 471.023, Florida Statutes, is amended to read:

688 471.023 Certification of business organizations.—

689 (1) The practice of, or the offer to practice, engineering
690 by licensees or offering engineering services to the public
691 through a business organization, including a partnership,
692 corporation, business trust, or other legal entity or by a
693 business organization, including a corporation, partnership,
694 business trust, or other legal entity offering such services to
695 the public through licensees under this chapter as agents,
696 employees, officers, or partners is permitted only if the
697 business organization possesses a certification issued by the
698 board ~~management corporation~~ pursuant to qualification by the
699 board, subject to the provisions of this chapter. One or more of
700 the principal officers of the business organization or one or

701 more partners of the partnership and all personnel of the
702 business organization who act in its behalf as engineers in this
703 state shall be licensed as provided by this chapter. All final
704 drawings, specifications, plans, reports, or documents involving
705 practices licensed under this chapter which are prepared or
706 approved for the use of the business organization or for public
707 record within the state shall be dated and shall bear the
708 signature and seal of the licensee who prepared or approved
709 them. Nothing in this section shall be construed to mean that a
710 license to practice engineering shall be held by a business
711 organization. Nothing herein prohibits business organizations
712 from joining together to offer engineering services to the
713 public, if each business organization otherwise meets the
714 requirements of this section. No business organization shall be
715 relieved of responsibility for the conduct or acts of its
716 agents, employees, or officers by reason of its compliance with
717 this section, nor shall any individual practicing engineering be
718 relieved of responsibility for professional services performed
719 by reason of his or her employment or relationship with a
720 business organization.

721 Section 25. Effective July 1, 2020, subsection (4) of
722 section 471.033, Florida Statutes, is amended to read:

723 471.033 Disciplinary proceedings.—

724 (4) The board ~~management corporation~~ shall reissue the
725 license of a disciplined engineer or business upon certification

726 | by the board that the disciplined person has complied with all
 727 | of the terms and conditions set forth in the final order.

728 | Section 26. Effective July 1, 2020, section 471.038,
 729 | Florida Statutes, is repealed.

730 | Section 27. Effective July 1, 2020, section 471.0385,
 731 | Florida Statutes, is repealed.

732 | Section 28. Effective July 1, 2020, all duties, functions,
 733 | records, pending issues, existing contracts, administrative
 734 | authority, administrative rules, and unexpended balances of
 735 | appropriations, allocations, and other public funds relating to
 736 | the Florida Engineering Management Corporation are transferred
 737 | by a type two transfer, as defined in s. 20.06(2), to the
 738 | Department of Business and Professional Regulation.

739 | Section 29. Subsections (2) and (3) of section 476.034,
 740 | Florida Statutes, are amended, and subsections (6) and (7) are
 741 | added to that section, to read:

742 | 476.034 Definitions.—As used in this act:

743 | (2) "Barbering" means any of the following practices when
 744 | done for remuneration and for the public, but not when done for
 745 | the treatment of disease or physical or mental ailments:
 746 | shaving, cutting, trimming, coloring, shampooing, arranging,
 747 | dressing, curling, or waving the hair or beard or applying oils,
 748 | creams, lotions, or other preparations to the face, scalp, or
 749 | neck, either by hand or by mechanical appliances, and includes
 750 | any services defined as restricted barbering.

751 (3) "Barbershop" means any place of business wherein the
 752 practice of barbering or restricted barbering is carried on.

753 (6) "Restricted barber" means a person who is licensed to
 754 engage in the practice of restricted barbering in this state
 755 under the authority of this chapter and is subject to the same
 756 requirements and restrictions as a barber, except as
 757 specifically provided in s. 476.114.

758 (7) "Restricted barbering" means any of the following
 759 practices when done for remuneration and for the public, but not
 760 when done for the treatment of disease or physical or mental
 761 ailments:

762 (a) Hair cutting and styling, including the application of
 763 hair tonics and hair spray, but not including the application of
 764 other chemical preparations or solutions to the hair;

765 (b) Full facial shaves;

766 (c) Mustache and beard trimming; and

767 (d) Shampooing hair, including the application of shampoos
 768 and conditioners and blow drying the hair.

769 Section 30. Section 476.114, Florida Statutes, is amended
 770 to read:

771 476.114 Examination; prerequisites.—

772 (1) A person desiring to be licensed as a barber shall
 773 apply to the department for licensure and.

774 ~~(2) An applicant~~ shall be eligible for licensure by
 775 examination to practice barbering if the applicant:

- 776 (a) Is at least 16 years of age;
- 777 (b) Pays the required application fee; and
- 778 (c)1. Holds an active valid license to practice barbering
- 779 in another state, has held the license for at least 1 year, and
- 780 does not qualify for licensure by endorsement as provided for in
- 781 s. 476.144(5); or
- 782 2. Has received a minimum of 600 ~~1,200~~ hours of training
- 783 in sanitation, safety, and laws and rules, as established by the
- 784 board, which shall include, but shall not be limited to, the
- 785 equivalent of completion of services directly related to the
- 786 practice of barbering at one of the following:
- 787 a. A school of barbering licensed pursuant to chapter
- 788 1005;
- 789 b. A barbering program within the public school system; or
- 790 c. A government-operated barbering program in this state.

791

792 ~~The board shall establish by rule procedures whereby the school~~

793 ~~or program may certify that a person is qualified to take the~~

794 ~~required examination after the completion of a minimum of 1,000~~

795 ~~actual school hours. If the person passes the examination, she~~

796 ~~or he shall have satisfied this requirement; but if the person~~

797 ~~fails the examination, she or he shall not be qualified to take~~

798 ~~the examination again until the completion of the full~~

799 ~~requirements provided by this section.~~

800 (2) A person desiring to be licensed as a restricted

801 barber shall apply to the department for licensure and shall be
802 eligible for licensure by examination to practice restricted
803 barbering if the applicant:

804 (a) Is at least 16 years of age;
805 (b) Pays the required application fee; and
806 (c)1. Holds an active valid license to practice barbering
807 in another state, has held the license for at least 1 year, and
808 does not qualify for licensure by endorsement as provided for in
809 s. 476.144(5); or

810 2. Has received a minimum of 325 hours of training in
811 sanitation, safety, and laws and rules, as established by the
812 board, which shall include, but not be limited to, the
813 equivalent of completion of services directly related to the
814 practice of restricted barbering at one of the following:

815 a. A school of barbering licensed pursuant to chapter
816 1005;
817 b. A barbering program within the public school system; or
818 c. A government-operated barbering program in this state.

819 (3) An applicant who meets the requirements set forth in
820 subparagraph (1)(c)1. and 2. ~~subparagraphs (2)(c)1. and 2.~~ who
821 fails to pass the examination may take subsequent examinations
822 as many times as necessary to pass, except that the board may
823 specify by rule reasonable timeframes for rescheduling the
824 examination and additional training requirements for applicants
825 who, after the third attempt, fail to pass the examination.

826 Prior to reexamination, the applicant must file the appropriate
 827 form and pay the reexamination fee as required by rule.

828 Section 31. Subsections (1) and (6) of section 476.144,
 829 Florida Statutes, are amended to read:

830 476.144 Licensure.—

831 (1) The department shall license any applicant who the
 832 board certifies is qualified to practice barbering or restricted
 833 barbering in this state.

834 (6) A person may apply for a restricted license to
 835 practice barbering. The board shall adopt rules specifying
 836 procedures for an applicant to obtain a restricted license if
 837 the applicant:

838 (a)1. Has successfully completed a restricted barber
 839 course, as established by rule of the board, at a school of
 840 barbering licensed pursuant to chapter 1005, a barbering program
 841 within the public school system, or a government-operated
 842 barbering program in this state; or

843 2.a. Holds or has within the previous 5 years held an
 844 active valid license to practice barbering in another state or
 845 country or has held a Florida barbering license which has been
 846 declared null and void for failure to renew the license, and the
 847 applicant fulfilled the requirements of s. 476.114(1)(c)2. ~~s.~~
 848 ~~476.114(2)(c)2.~~ for initial licensure; and

849 b. Has not been disciplined relating to the practice of
 850 barbering in the previous 5 years; and

851 (b) Passes a written examination on the laws and rules
 852 governing the practice of barbering in Florida, as established
 853 by the board.

854
 855 ~~The restricted license shall limit the licensee's practice to~~
 856 ~~those specific areas in which the applicant has demonstrated~~
 857 ~~competence pursuant to rules adopted by the board.~~

858 Section 32. Subsections (6) and (9) of section 477.013,
 859 Florida Statutes, are amended to read:

860 477.013 Definitions.—As used in this chapter:

861 (6) "Specialty" means the practice of one or more of the
 862 following:

863 (a) "Nail specialty" means manicuring, or the cutting,
 864 polishing, tinting, coloring, cleansing, adding, or extending of
 865 the nails, and massaging of the hands. This term includes any
 866 procedure or process for the affixing of artificial nails,
 867 except those nails which may be applied solely by use of a
 868 simple adhesive; and—

869 ~~(b)~~ pedicuring, or the shaping, polishing, tinting, or
 870 cleansing of the nails of the feet, and massaging or beautifying
 871 of the feet.

872 ~~(b)~~ ~~(e)~~ "Facial specialty" means facials, or the massaging
 873 or treating of the face or scalp with oils, creams, lotions, or
 874 other preparations, and skin care services.

875 (c) "Full specialty" means all services within the

876 definition of nail specialty and facial specialty, including
877 manicuring, pedicuring, and facial services.

878 (9) "Hair braiding" means the weaving or interweaving of
879 natural human hair or commercial hair, including the use of hair
880 extensions or wefts, for compensation without cutting, coloring,
881 permanent waving, relaxing, removing, or chemical treatment ~~and~~
882 ~~does not include the use of hair extensions or wefts.~~

883 Section 33. Section 477.0132, Florida Statutes, is
884 repealed.

885 Section 34. Subsections (7) through (11) are added to
886 section 477.0135, Florida Statutes, to read:

887 477.0135 Exemptions.—

888 (7) A license or registration is not required for a person
889 whose occupation or practice is confined solely to hair braiding
890 as defined in s. 477.013(9).

891 (8) A license or registration is not required for a person
892 whose occupation or practice is confined solely to hair wrapping
893 as defined in s. 477.013(10).

894 (9) A license or registration is not required for a person
895 whose occupation or practice is confined solely to body wrapping
896 as defined in s. 477.013(12).

897 (10) A license or registration is not required for a
898 person whose occupation or practice is confined solely to
899 applying polish to fingernails and toenails.

900 (11) A license or registration is not required for a

901 person whose occupation or practice is confined solely to makeup
902 application.

903 Section 35. Paragraph (b) of subsection (7) of section
904 477.019, Florida Statutes, is amended to read:

905 477.019 Cosmetologists; qualifications; licensure;
906 supervised practice; license renewal; endorsement; continuing
907 education.—

908 (7)

909 ~~(b) Any person whose occupation or practice is confined~~
910 ~~solely to hair braiding, hair wrapping, or body wrapping is~~
911 ~~exempt from the continuing education requirements of this~~
912 ~~subsection.~~

913 Section 36. Subsections (2) through (6) of section
914 477.0201, Florida Statutes, are renumbered as subsections (4)
915 through (8), respectively, subsection (1) is amended, and new
916 subsections (2) and (3) are added to that section, to read:

917 477.0201 Specialty registration; qualifications;
918 registration renewal; endorsement.—

919 (1) Any person is qualified for registration as a
920 specialist in a nail ~~any one or more of the specialty practice~~
921 ~~practices~~ within the practice of cosmetology under this chapter
922 who:

923 (a) Is at least 16 years of age or has received a high
924 school diploma.

925 (b) Has received at least 150 hours of training as

926 established by the board, which shall focus primarily on
 927 sanitation and safety and shall include, but not be limited to,
 928 the equivalent of completion of services directly related to the
 929 practice of a nail ~~a certificate of completion in a~~ specialty
 930 pursuant to s. 477.013(6) (a) ~~s. 477.013(6)~~ from one of the
 931 following:

- 932 1. A school licensed pursuant to s. 477.023.
- 933 2. A school licensed pursuant to chapter 1005 or the
- 934 equivalent licensing authority of another state.
- 935 3. A specialty program within the public school system.
- 936 4. A specialty division within the Cosmetology Division of
- 937 the Florida School for the Deaf and the Blind, provided the
- 938 training programs comply with minimum curriculum requirements
- 939 established by the board.

940 (2) Any person is qualified for registration as a
 941 specialist in a facial specialty practice within the practice of
 942 cosmetology under this chapter who:

943 (a) Is at least 16 years of age or has received a high
 944 school diploma.

945 (b) Has received at least 165 hours of training as
 946 established by the board, which shall focus on sanitation and
 947 safety and shall include, but not be limited to, the equivalent
 948 of completion of services directly related to the practice of
 949 facial specialty pursuant to s. 477.013(6) (b) from one of the
 950 following:

- 951 1. A school licensed pursuant to s. 477.023.
- 952 2. A school licensed pursuant to chapter 1005 or the
 953 equivalent licensing authority of another state.
- 954 3. A specialty program within the public school system.
- 955 4. A specialty division within the Cosmetology Division of
 956 the Florida School for the Deaf and the Blind, provided the
 957 training programs comply with minimum curriculum requirements
 958 established by the board.
- 959 (3) Any person is qualified for registration as a
 960 specialist in a full specialty practice within the practice of
 961 cosmetology under this chapter who:
- 962 (a) Is at least 16 years of age or has received a high
 963 school diploma.
- 964 (b) Has received at least 300 hours of training as
 965 established by the board, which shall focus primarily on
 966 sanitation and safety and shall include, but not be limited to,
 967 the equivalent of completion of services directly related to the
 968 practice of full specialty pursuant to s. 477.013(6)(c) from one
 969 of the following:
- 970 1. A school licensed pursuant to s. 477.023.
- 971 2. A school licensed pursuant to chapter 1005 or the
 972 equivalent licensing authority of another state.
- 973 3. A specialty program within the public school system.
- 974 4. A specialty division within the Cosmetology Division of
 975 the Florida School for the Deaf and the Blind, provided the

976 training programs comply with minimum curriculum requirements
 977 established by the board.

978 Section 37. Paragraph (f) of subsection (1) of section
 979 477.026, Florida Statutes, is amended to read:

980 477.026 Fees; disposition.—

981 (1) The board shall set fees according to the following
 982 schedule:

983 ~~(f) For hair braiders, hair wrappers, and body wrappers,~~
 984 ~~fees for registration shall not exceed \$25.~~

985 Section 38. Paragraph (f) of subsection (1) of section
 986 477.0265, Florida Statutes, is amended to read:

987 477.0265 Prohibited acts.—

988 (1) It is unlawful for any person to:

989 (f) Advertise or imply that skin care services ~~or body~~
 990 ~~wrapping~~, as performed under this chapter, have any relationship
 991 to the practice of massage therapy as defined in s. 480.033(3),
 992 except those practices or activities defined in s. 477.013.

993 Section 39. Paragraph (a) of subsection (1) of section
 994 477.029, Florida Statutes, is amended to read:

995 477.029 Penalty.—

996 (1) It is unlawful for any person to:

997 (a) Hold himself or herself out as a cosmetologist or
 998 ~~specialist, hair wrapper, hair braider, or body wrapper~~ unless
 999 duly licensed or registered, or otherwise authorized, as
 1000 provided in this chapter.

1001 Section 40. Subsection (5) of section 481.203, Florida
 1002 Statutes, is amended to read:

1003 481.203 Definitions.—As used in this part:

1004 (5) "Business organization" means a partnership, a limited
 1005 liability company, a corporation, or an individual operating
 1006 under a fictitious name ~~"Certificate of authorization" means a~~
 1007 ~~certificate issued by the department to a corporation or~~
 1008 ~~partnership to practice architecture or interior design.~~

1009 Section 41. Section 481.219, Florida Statutes, is amended
 1010 to read:

1011 481.219 Business organization; qualifying agents
 1012 ~~Certification of partnerships, limited liability companies, and~~
 1013 ~~corporations.—~~

1014 (1) A licensee may ~~The practice of or the offer to~~
 1015 ~~practice architecture or interior design by licensees through a~~
 1016 business organization that offers ~~corporation, limited liability~~
 1017 ~~company, or partnership offering architectural or interior~~
 1018 ~~design services to the public, or through by a business~~
 1019 organization that offers ~~corporation, limited liability company,~~
 1020 ~~or partnership offering architectural or interior design~~
 1021 ~~services to the public through such licensees under this part as~~
 1022 ~~agents, employees, officers, or partners, is permitted, subject~~
 1023 ~~to the provisions of this section.~~

1024 (2) If a licensee or an applicant proposes to engage in
 1025 the practice of architecture or interior design as a business

1026 organization, the licensee or applicant must apply to qualify
1027 the business organization ~~For the purposes of this section, a~~
1028 ~~certificate of authorization shall be required for a~~
1029 ~~corporation, limited liability company, partnership, or person~~
1030 ~~practicing under a fictitious name, offering architectural~~
1031 ~~services to the public jointly or separately. However, when an~~
1032 ~~individual is practicing architecture in her or his own name,~~
1033 ~~she or he shall not be required to be certified under this~~
1034 ~~section. Certification under this subsection to offer~~
1035 ~~architectural services shall include all the rights and~~
1036 ~~privileges of certification under subsection (3) to offer~~
1037 ~~interior design services.~~

1038 (a) An application to qualify a business organization
1039 must:

1040 1. If the business is a partnership, state the names of
1041 the partnership and its partners.

1042 2. If the business is a corporation, state the names of
1043 the corporation and its officers and directors and the name of
1044 each of its stockholders who is also an officer or a director.

1045 3. If the business is operating under a fictitious name,
1046 state the fictitious name under which it is doing business.

1047 4. If the business is not a partnership, a corporation, or
1048 operating under a fictitious name, state the name of such other
1049 legal entity and its members.

1050 (b) The board may deny an application to qualify a

1051 business organization if the applicant or any person required to
1052 be named pursuant to paragraph (a) has been involved in past
1053 disciplinary actions or on any grounds for which an individual
1054 registration may be denied.

1055 (3) (a) A business organization may not engage in the
1056 practice of architecture unless its qualifying agent is a
1057 registered architect under this part. A business organization
1058 may not engage in the practice of interior design unless its
1059 qualifying agent is a registered architect or a registered
1060 interior designer under this part. A qualifying agent who
1061 terminates her or his affiliation with a business organization
1062 shall immediately notify the department of such termination. If
1063 the qualifying agent who terminates her or his affiliation is
1064 the only qualifying agent for a business organization, the
1065 business organization must be qualified by another qualifying
1066 agent within 60 days after the termination. Except as provided
1067 in paragraph (b), the business organization may not engage in
1068 the practice of architecture or interior design until it is
1069 qualified by a qualifying agent.

1070 (b) In the event a qualifying architect or interior
1071 designer ceases employment with the business organization, the
1072 executive director or the chair of the board may authorize
1073 another registered architect or interior designer employed by
1074 the business organization to temporarily serve as its qualifying
1075 agent for a period of no more than 60 days. The business

1076 organization is not authorized to operate beyond such period
 1077 under this chapter absent replacement of the qualifying
 1078 architect or interior designer who has ceased employment.

1079 (c) A qualifying agent shall notify the department in
 1080 writing before engaging in the practice of architecture or
 1081 interior design in her or his own name or in affiliation with a
 1082 different business organization, and she or he or such business
 1083 organization shall supply the same information to the department
 1084 as required of applicants under this part ~~For the purposes of~~
 1085 ~~this section, a certificate of authorization shall be required~~
 1086 ~~for a corporation, limited liability company, partnership, or~~
 1087 ~~person operating under a fictitious name, offering interior~~
 1088 ~~design services to the public jointly or separately. However,~~
 1089 ~~when an individual is practicing interior design in her or his~~
 1090 ~~own name, she or he shall not be required to be certified under~~
 1091 ~~this section.~~

1092 (4) All final construction documents and instruments of
 1093 service which include drawings, specifications, plans, reports,
 1094 or other papers or documents that involve ~~involving~~ the practice
 1095 of architecture which are prepared or approved for the use of
 1096 the business organization ~~corporation, limited liability~~
 1097 ~~company, or partnership~~ and filed for public record within the
 1098 state must ~~shall~~ bear the signature and seal of the licensee who
 1099 prepared or approved them and the date on which they were
 1100 sealed.

1101 (5) All drawings, specifications, plans, reports, or other
 1102 papers or documents prepared or approved for the use of the
 1103 business organization ~~corporation, limited liability company, or~~
 1104 ~~partnership~~ by an interior designer in her or his professional
 1105 capacity and filed for public record within the state must ~~shall~~
 1106 bear the signature and seal of the licensee who prepared or
 1107 approved them and the date on which they were sealed.

1108 ~~(6) The department shall issue a certificate of~~
 1109 ~~authorization to any applicant who the board certifies as~~
 1110 ~~qualified for a certificate of authorization and who has paid~~
 1111 ~~the fee set in s. 481.207.~~

1112 (6) ~~(7)~~ The board shall allow ~~certify~~ an applicant to
 1113 qualify one or more business organizations ~~as qualified for a~~
 1114 ~~certificate of authorization~~ to offer architectural or interior
 1115 design services, or to use a fictitious name to offer such
 1116 services, if provided that:

1117 (a) One or more of the principal officers of the
 1118 corporation or limited liability company, or one or more
 1119 partners of the partnership, and all personnel of the
 1120 corporation, limited liability company, or partnership who act
 1121 in its behalf in this state as architects, are registered as
 1122 provided by this part; or

1123 (b) One or more of the principal officers of the
 1124 corporation or one or more partners of the partnership, and all
 1125 personnel of the corporation, limited liability company, or

1126 partnership who act in its behalf in this state as interior
 1127 designers, are registered as provided by this part.

1128 ~~(8) The department shall adopt rules establishing a~~
 1129 ~~procedure for the biennial renewal of certificates of~~
 1130 ~~authorization.~~

1131 ~~(9) The department shall renew a certificate of~~
 1132 ~~authorization upon receipt of the renewal application and~~
 1133 ~~biennial renewal fee.~~

1134 (7)~~(10)~~ Each qualifying agent approved to qualify a
 1135 business organization ~~partnership, limited liability company,~~
 1136 ~~and corporation certified~~ under this section shall notify the
 1137 department within 30 days after ~~of~~ any change in the information
 1138 contained in the application upon which the qualification
 1139 ~~certification~~ is based. Any registered architect or interior
 1140 designer who qualifies the business organization shall ensure
 1141 ~~corporation, limited liability company, or partnership as~~
 1142 ~~provided in subsection (7) shall be responsible for ensuring~~
 1143 responsible supervising control of projects of the business
 1144 organization entity and shall notify the department of the ~~upon~~
 1145 termination of her or his employment with a business
 1146 organization qualified ~~partnership, limited liability company,~~
 1147 ~~or corporation certified~~ under this section shall notify the
 1148 department of the termination within 30 days after such
 1149 termination.

1150 (8)~~(11)~~ A business organization is not ~~No corporation,~~

1151 ~~limited liability company, or partnership shall be~~ relieved of
1152 responsibility for the conduct or acts of its agents, employees,
1153 or officers by reason of its compliance with this section.
1154 However, except as provided in s. 558.0035, the architect who
1155 signs and seals the construction documents and instruments of
1156 service is ~~shall be~~ liable for the professional services
1157 performed, and the interior designer who signs and seals the
1158 interior design drawings, plans, or specifications is ~~shall be~~
1159 liable for the professional services performed.

1160 ~~(12) Disciplinary action against a corporation, limited~~
1161 ~~liability company, or partnership shall be administered in the~~
1162 ~~same manner and on the same grounds as disciplinary action~~
1163 ~~against a registered architect or interior designer,~~
1164 ~~respectively.~~

1165 (9) ~~(13)~~ Nothing in This section may not ~~shall~~ be construed
1166 to mean that a certificate of registration to practice
1167 architecture or interior design must ~~shall~~ be held by a business
1168 organization ~~corporation, limited liability company, or~~
1169 ~~partnership. Nothing in This section does not prohibit a~~
1170 business organization from offering ~~prohibits corporations,~~
1171 ~~limited liability companies, and partnerships from joining~~
1172 ~~together to offer~~ architectural, engineering, interior design,
1173 surveying and mapping, and landscape architectural services, or
1174 any combination of such services, to the public if the business
1175 organization, ~~provided that each corporation, limited liability~~

1176 ~~company, or partnership~~ otherwise meets the requirements of law.

1177 (10)~~(14)~~ A business organization that is qualified by a
 1178 registered architect may ~~Corporations, limited liability~~
 1179 ~~companies, or partnerships holding a valid certificate of~~
 1180 ~~authorization to practice architecture shall be permitted to use~~
 1181 ~~in their title~~ the term "interior designer" or "registered
 1182 interior designer" in its title. designer."

1183 Section 42. Subsection (10) of section 481.221, Florida
 1184 Statutes, is amended to read:

1185 481.221 Seals; display of certificate number.—

1186 (10) Each registered architect or interior designer must,
 1187 ~~and each corporation, limited liability company, or partnership~~
 1188 ~~holding a certificate of authorization, shall include her or his~~
 1189 license ~~its certificate~~ number in any newspaper, telephone
 1190 directory, or other advertising medium used by the registered
 1191 licensee architect, interior designer, corporation, limited
 1192 liability company, or partnership. Each business organization
 1193 must include the license number of the registered architect or
 1194 interior designer who serves as the qualifying agent for that
 1195 business organization in any newspaper, telephone directory, or
 1196 other advertising medium used by the business organization, but
 1197 is not required to display the license numbers of other
 1198 registered architects or interior designers employed by the
 1199 business organization ~~A corporation, limited liability company,~~
 1200 ~~or partnership is not required to display the certificate number~~

1201 ~~of individual registered architects or interior designers~~
 1202 ~~employed by or working within the corporation, limited liability~~
 1203 ~~company, or partnership.~~

1204 Section 43. Paragraphs (a) and (c) of subsection (5) of
 1205 section 481.229, Florida Statutes, are amended to read:

1206 481.229 Exceptions; exemptions from licensure.-

1207 (5) (a) ~~Nothing contained in This part~~ does not prohibit
 1208 ~~shall prevent~~ a registered architect or a qualified business
 1209 organization ~~partnership, limited liability company, or~~
 1210 ~~corporation holding a valid certificate of authorization to~~
 1211 ~~provide architectural services~~ from performing any interior
 1212 design service or from using the title "interior designer" or
 1213 "registered interior designer."

1214 (c) Notwithstanding any other provision of this part, a
 1215 registered architect or business organization qualified any
 1216 ~~corporation, partnership, or person operating under a fictitious~~
 1217 ~~name which holds a certificate of authorization to provide~~
 1218 architectural services must ~~shall~~ be qualified, without fee, ~~for~~
 1219 ~~a certificate of authorization to provide interior design~~
 1220 services upon submission of a completed application for
 1221 qualification therefor. ~~For corporations, partnerships, and~~
 1222 ~~persons operating under a fictitious name which hold a~~
 1223 ~~certificate of authorization to provide interior design~~
 1224 ~~services, satisfaction of the requirements for renewal of the~~
 1225 ~~certificate of authorization to provide architectural services~~

1226 ~~under s. 481.219 shall be deemed to satisfy the requirements for~~
1227 ~~renewal of the certificate of authorization to provide interior~~
1228 ~~design services under that section.~~

1229 Section 44. Section 481.303, Florida Statutes, is amended
1230 to read:

1231 481.303 Definitions.—As used in this part ~~chapter~~, the
1232 term:

1233 (1) "Board" means the Board of Landscape Architecture.

1234 (2) "Business organization" means any partnership, limited
1235 liability company, corporation, or individual operating under a
1236 fictitious name.

1237 (3)~~(4)~~ "Certificate of registration" means a license
1238 issued by the department to a natural person to engage in the
1239 practice of landscape architecture.

1240 (4)~~(2)~~ "Department" means the Department of Business and
1241 Professional Regulation.

1242 ~~(5) "Certificate of authorization" means a license issued~~
1243 ~~by the department to a corporation or partnership to engage in~~
1244 ~~the practice of landscape architecture.~~

1245 (5)~~(6)~~ "Landscape architecture" means professional
1246 services, including, but not limited to, the following:

1247 (a) Consultation, investigation, research, planning,
1248 design, preparation of drawings, specifications, contract
1249 documents and reports, responsible construction supervision, or
1250 landscape management in connection with the planning and

1251 development of land and incidental water areas, including the
1252 use of Florida-friendly landscaping as defined in s. 373.185,
1253 where, and to the extent that, the dominant purpose of such
1254 services or creative works is the preservation, conservation,
1255 enhancement, or determination of proper land uses, natural land
1256 features, ground cover and plantings, or naturalistic and
1257 aesthetic values;

1258 (b) The determination of settings, grounds, and approaches
1259 for and the siting of buildings and structures, outdoor areas,
1260 or other improvements;

1261 (c) The setting of grades, shaping and contouring of land
1262 and water forms, determination of drainage, and provision for
1263 storm drainage and irrigation systems where such systems are
1264 necessary to the purposes outlined herein; and

1265 (d) The design of such tangible objects and features as
1266 are necessary to the purpose outlined herein.

1267 (6)~~(7)~~ "Landscape design" means consultation for and
1268 preparation of planting plans drawn for compensation, including
1269 specifications and installation details for plant materials,
1270 soil amendments, mulches, edging, gravel, and other similar
1271 materials. Such plans may include only recommendations for the
1272 conceptual placement of tangible objects for landscape design
1273 projects. Construction documents, details, and specifications
1274 for tangible objects and irrigation systems shall be designed or
1275 approved by licensed professionals as required by law.

1276 (7) "Qualifying agent" means an owner, officer, or
 1277 director of the corporation, or partner of the partnership, who
 1278 is responsible for the supervision, direction, and management of
 1279 projects of the business organization with which she or he is
 1280 affiliated and for ensuring that responsible supervising control
 1281 is being exercised.

1282 (8)~~(3)~~ "Registered landscape architect" means a person who
 1283 holds a license to practice landscape architecture in this state
 1284 under the authority of this act.

1285 Section 45. Subsection (4) of section 481.311, Florida
 1286 Statutes, is amended to read:

1287 481.311 Licensure.—

1288 ~~(4) The board shall certify as qualified for a certificate~~
 1289 ~~of authorization any applicant corporation or partnership who~~
 1290 ~~satisfies the requirements of s. 481.319.~~

1291 Section 46. Subsection (2) of section 481.317, Florida
 1292 Statutes, is amended to read:

1293 481.317 Temporary certificates.—

1294 ~~(2) Upon approval by the board and payment of the fee set~~
 1295 ~~in s. 481.307, the department shall grant a temporary~~
 1296 ~~certificate of authorization for work on one specified project~~
 1297 ~~in this state for a period not to exceed 1 year to an out-of-~~
 1298 ~~state corporation, partnership, or firm, provided one of the~~
 1299 ~~principal officers of the corporation, one of the partners of~~
 1300 ~~the partnership, or one of the principals in the fictitiously~~

1301 ~~named firm has obtained a temporary certificate of registration~~
 1302 ~~in accordance with subsection (1).~~

1303 Section 47. Section 481.319, Florida Statutes, is amended
 1304 to read:

1305 481.319 Corporate and partnership practice of landscape
 1306 architecture; ~~certificate of authorization.~~-

1307 (1) The practice of or offer to practice landscape
 1308 architecture by registered landscape architects registered under
 1309 this part through a corporation or partnership offering
 1310 landscape architectural services to the public, or through a
 1311 corporation or partnership offering landscape architectural
 1312 services to the public through individual registered landscape
 1313 architects as agents, employees, officers, or partners, is
 1314 permitted, subject to the provisions of this section, if:

1315 (a) One or more of the principal officers of the
 1316 corporation, or partners of the partnership, and all personnel
 1317 of the corporation or partnership who act in its behalf as
 1318 landscape architects in this state are registered landscape
 1319 architects; and

1320 (b) One or more of the officers, one or more of the
 1321 directors, one or more of the owners of the corporation, or one
 1322 or more of the partners of the partnership is a registered
 1323 landscape architect and has applied to be the qualifying agent
 1324 for the business organization; ~~and~~

1325 ~~(c) The corporation or partnership has been issued a~~

1326 ~~certificate of authorization by the board as provided herein.~~

1327 (2) All documents involving the practice of landscape
 1328 architecture which are prepared for the use of the corporation
 1329 or partnership shall bear the signature and seal of a registered
 1330 landscape architect.

1331 (3) A landscape architect applying to practice in the name
 1332 of a ~~An applicant~~ corporation must ~~shall~~ file with the
 1333 department the names and addresses of all officers and board
 1334 members of the corporation, including the principal officer or
 1335 officers, duly registered to practice landscape architecture in
 1336 this state and, also, of all individuals duly registered to
 1337 practice landscape architecture in this state who shall be in
 1338 responsible charge of the practice of landscape architecture by
 1339 the corporation in this state. A landscape architect applying to
 1340 practice in the name of a ~~An applicant~~ partnership must ~~shall~~
 1341 file with the department the names and addresses of all partners
 1342 of the partnership, including the partner or partners duly
 1343 registered to practice landscape architecture in this state and,
 1344 also, of an individual or individuals duly registered to
 1345 practice landscape architecture in this state who shall be in
 1346 responsible charge of the practice of landscape architecture by
 1347 said partnership in this state.

1348 (4) Each landscape architect qualifying a partnership or
 1349 ~~and~~ corporation ~~licensed~~ under this part must ~~shall~~ notify the
 1350 department within 1 month after ~~of~~ any change in the information

1351 contained in the application upon which the license is based.
 1352 Any landscape architect who terminates her or his ~~or her~~
 1353 employment with a partnership or corporation licensed under this
 1354 part shall notify the department of the termination within 1
 1355 month after such termination.

1356 ~~(5) Disciplinary action against a corporation or~~
 1357 ~~partnership shall be administered in the same manner and on the~~
 1358 ~~same grounds as disciplinary action against a registered~~
 1359 ~~landscape architect.~~

1360 (5)~~(6)~~ Except as provided in s. 558.0035, the fact that a
 1361 registered landscape architect practices landscape architecture
 1362 through a corporation or partnership as provided in this section
 1363 does not relieve the landscape architect from personal liability
 1364 for her or his ~~or her~~ professional acts.

1365 Section 48. Subsection (5) of section 481.321, Florida
 1366 Statutes, is amended to read:

1367 481.321 Seals; display of certificate number.—

1368 (5) Each registered landscape architect must ~~and each~~
 1369 ~~corporation or partnership holding a certificate of~~
 1370 ~~authorization shall~~ include her or his ~~its~~ certificate number in
 1371 any newspaper, telephone directory, or other advertising medium
 1372 used by the registered landscape architect, corporation, or
 1373 partnership. A corporation or partnership must ~~is not required~~
 1374 ~~to~~ display the certificate number ~~numbers~~ of at least one
 1375 officer, director, owner, or partner who is a individual

1376 registered landscape architect ~~architects~~ employed by or
 1377 practicing with the corporation or partnership.

1378 Section 49. Subsection (5) of section 481.329, Florida
 1379 Statutes, is amended to read:

1380 481.329 Exceptions; exemptions from licensure.—

1381 (5) This part does not prohibit any person from engaging
 1382 in the practice of landscape design, as defined in s. 481.303(6)
 1383 ~~s. 481.303(7)~~, or from submitting for approval to a governmental
 1384 agency planting plans that are independent of, or a component
 1385 of, construction documents that are prepared by a Florida-
 1386 registered professional. Persons providing landscape design
 1387 services shall not use the title, term, or designation
 1388 "landscape architect," "landscape architectural," "landscape
 1389 architecture," "L.A.," "landscape engineering," or any
 1390 description tending to convey the impression that she or he is a
 1391 landscape architect unless she or he is registered as provided
 1392 in this part.

1393 Section 50. Paragraph (h) of subsection (2) of section
 1394 287.055, Florida Statutes, is amended to read:

1395 287.055 Acquisition of professional architectural,
 1396 engineering, landscape architectural, or surveying and mapping
 1397 services; definitions; procedures; contingent fees prohibited;
 1398 penalties.—

1399 (2) DEFINITIONS.—For purposes of this section:

1400 (h) A "design-build firm" means a partnership,

1401 corporation, or other legal entity that:

1402 1. Is certified under s. 489.119 to engage in contracting
1403 through a certified or registered general contractor or a
1404 certified or registered building contractor as the qualifying
1405 agent; or

1406 2. Is certified under s. 471.023 to practice or to offer
1407 to practice engineering; qualified ~~certified~~ under s. 481.219 to
1408 practice or to offer to practice architecture; or qualified
1409 ~~certified~~ under s. 481.319 to practice or to offer to practice
1410 landscape architecture.

1411 Section 51. Effective October 1, 2018, Paragraph (a) of
1412 subsection (4) of section 489.553, Florida Statutes, is amended,
1413 and new subsections (7) through (10) are added to that section,
1414 to read:

1415 489.553 Administration of part; registration
1416 qualifications; examination.—

1417 (4) To be eligible for registration by the department as a
1418 septic tank contractor, the applicant must:

1419 (a) Be of good moral character. In considering good moral
1420 character, the department may consider matters ~~any matter~~ that
1421 have ~~has~~ a substantial connection between the good moral
1422 character of the applicant and the professional responsibilities
1423 of a registered contractor, including, but not limited to: the
1424 applicant being convicted or found guilty of, or entering a plea
1425 of nolo contendere to, regardless of adjudication, a crime in

1426 any jurisdiction which directly relates to the practice of
1427 contracting or the ability to practice contracting; and previous
1428 disciplinary action involving septic tank contracting, where all
1429 judicial reviews have been completed.

1430 (7) The criminal history of an applicant may not be used
1431 as grounds for denial of a license if the date of conviction,
1432 plea, adjudication, or sentencing, is more than 5 years before
1433 the date of the application. This paragraph does not limit the
1434 department's ability to consider an applicant's criminal history
1435 that relates to paragraph (4) (a) or that includes crimes listed
1436 in s. 435.07 (4) (c) 1.-3. or s. 775.21 (4) (a) 1.

1437 (8) (a) A person may apply for a license before his or her
1438 lawful release from confinement or supervision. The department
1439 may not charge an applicant an additional fee for being confined
1440 or under supervision. The department may not deny an application
1441 for a license solely on the basis of the applicant's current
1442 confinement or supervision.

1443 (b) After a license application is approved, the
1444 department may stay the issuance of a license until the
1445 applicant is lawfully released from confinement or supervision
1446 and the applicant notifies the board of such release. The
1447 department must verify the applicant's release with the
1448 Department of Corrections before it issues a license.

1449 (c) If an applicant is unable to appear in person due to
1450 his or her confinement or supervision, the department must

1451 permit the applicant to appear by teleconference or video
1452 conference, as appropriate, at any meeting or hearing by the
1453 department concerning his or her application.

1454 (d) If an applicant is confined or under supervision, the
1455 Department of Corrections and the department shall cooperate and
1456 coordinate to facilitate the appearance of the applicant at a
1457 meeting or hearing in person, by teleconference, or by video
1458 conference, as appropriate.

1459 (9) The department shall compile a list of crimes that, if
1460 committed and regardless of adjudication, do not relate to the
1461 practice of the profession or the ability to practice the
1462 profession and do not constitute grounds for denial of a
1463 license. This list shall be made available on the department's
1464 website and be updated annually. Beginning October 1, 2018, and
1465 updated quarterly thereafter, the department shall add to this
1466 list such crimes that although reported by an applicant for
1467 licensure, were not used as a basis for denial in the past 2
1468 years. The list must identify the crime reported and the date of
1469 conviction, plea, adjudication, or sentencing for each such
1470 license application.

1471 (10) The department shall compile a list of crimes that
1472 have been used as a basis for denial of a license in the past 2
1473 years, which shall be made available on the department's
1474 website. Beginning October 1, 2018, and updated quarterly
1475 thereafter, the department shall add to this list each crime

1476 used as a basis for denial. For each crime listed, the
1477 department must identify the date of conviction, plea,
1478 adjudication, or sentencing. Such denials shall be available to
1479 the public upon request.

1480 Section 52. Section 492.104, Florida Statutes, is amended
1481 to read:

1482 492.104 Rulemaking authority.—The Board of Professional
1483 Geologists may ~~has authority to~~ adopt rules pursuant to ss.
1484 120.536(1) and 120.54 to implement this chapter. Every licensee
1485 shall be governed and controlled by this chapter and the rules
1486 adopted by the board. The board may establish ~~is authorized to~~
1487 ~~set,~~ by rule, fees for application, examination, ~~certificate of~~
1488 ~~authorization,~~ late renewal, initial licensure, and license
1489 renewal. These fees may ~~should~~ not exceed the cost of
1490 implementing the application, examination, initial licensure,
1491 and license renewal or other administrative process and are
1492 ~~shall be~~ established as follows:

1493 (1) The application fee may ~~shall~~ not exceed \$150 and is
1494 ~~shall be~~ nonrefundable.

1495 (2) The examination fee may ~~shall~~ not exceed \$250, and the
1496 fee may be apportioned to each part of a multipart examination.
1497 The examination fee shall be refundable in whole or part if the
1498 applicant is found to be ineligible to take any portion of the
1499 licensure examination.

1500 (3) The initial license fee may ~~shall~~ not exceed \$100.

1501 (4) The biennial renewal fee may ~~shall~~ not exceed \$150.

1502 ~~(5) The fee for a certificate of authorization shall not~~
 1503 ~~exceed \$350 and the fee for renewal of the certificate shall not~~
 1504 ~~exceed \$350.~~

1505 (5)~~(6)~~ The fee for reactivation of an inactive license may
 1506 ~~shall~~ not exceed \$50.

1507 (6)~~(7)~~ The fee for a provisional license may ~~shall~~ not
 1508 exceed \$400.

1509 (7)~~(8)~~ The fee for application, examination, and licensure
 1510 for a license by endorsement is ~~shall be~~ as provided in this
 1511 section for licenses in general.

1512 Section 53. Section 492.111, Florida Statutes, is amended
 1513 to read:

1514 492.111 Practice of professional geology by a firm,
 1515 corporation, or partnership; ~~certificate of authorization.~~—The
 1516 practice of, or offer to practice, professional geology by
 1517 individual professional geologists licensed under the provisions
 1518 of this chapter through a firm, corporation, or partnership
 1519 offering geological services to the public through individually
 1520 licensed professional geologists as agents, employees, officers,
 1521 or partners thereof is permitted subject to the provisions of
 1522 this chapter, if ~~provided that~~:

1523 (1) At all times that it offers geological services to the
 1524 public, the firm, corporation, or partnership is qualified by
 1525 ~~has on file with the department the name and license number of~~

1526 one or more individuals who hold a current, active license as a
1527 professional geologist in the state and are serving as a
1528 geologist of record for the firm, corporation, or partnership. A
1529 geologist of record may be any principal officer or employee of
1530 such firm or corporation, or any partner or employee of such
1531 partnership, who holds a current, active license as a
1532 professional geologist in this state, or any other Florida-
1533 licensed professional geologist with whom the firm, corporation,
1534 or partnership has entered into a long-term, ongoing
1535 relationship, as defined by rule of the board, to serve as one
1536 of its geologists of record. ~~It shall be the responsibility of~~
1537 ~~the firm, corporation, or partnership and~~ The geologist of
1538 record shall ~~to~~ notify the department of any changes in the
1539 relationship or identity of that geologist of record within 30
1540 days after such change.

1541 ~~(2) The firm, corporation, or partnership has been issued~~
1542 ~~a certificate of authorization by the department as provided in~~
1543 ~~this chapter. For purposes of this section, a certificate of~~
1544 ~~authorization shall be required of any firm, corporation,~~
1545 ~~partnership, association, or person practicing under a~~
1546 ~~fictitious name and offering geological services to the public;~~
1547 ~~except that, when an individual is practicing professional~~
1548 ~~geology in her or his own name, she or he shall not be required~~
1549 ~~to obtain a certificate of authorization under this section.~~
1550 ~~Such certificate of authorization shall be renewed every 2~~

1551 ~~years.~~

1552 (2)~~(3)~~ All final geological papers or documents involving
1553 the practice of the profession of geology which have been
1554 prepared or approved for the use of such firm, corporation, or
1555 partnership, for delivery to any person for public record with
1556 the state, shall be dated and bear the signature and seal of the
1557 professional geologist or professional geologists who prepared
1558 or approved them.

1559 (3)~~(4)~~ Except as provided in s. 558.0035, the fact that a
1560 licensed professional geologist practices through a corporation
1561 or partnership does not relieve the registrant from personal
1562 liability for negligence, misconduct, or wrongful acts committed
1563 by her or him. The partnership and all partners are jointly and
1564 severally liable for the negligence, misconduct, or wrongful
1565 acts committed by their agents, employees, or partners while
1566 acting in a professional capacity. Any officer, agent, or
1567 employee of a corporation is personally liable and accountable
1568 only for negligent acts, wrongful acts, or misconduct committed
1569 by her or him or committed by any person under her or his direct
1570 supervision and control, while rendering professional services
1571 on behalf of the corporation. The personal liability of a
1572 shareholder of a corporation, in her or his capacity as
1573 shareholder, may be no greater than that of a shareholder-
1574 employee of a corporation incorporated under chapter 607. The
1575 corporation is liable up to the full value of its property for

1576 any negligent acts, wrongful acts, or misconduct committed by
 1577 any of its officers, agents, or employees while they are engaged
 1578 on behalf of the corporation in the rendering of professional
 1579 services.

1580 ~~(5) The firm, corporation, or partnership desiring a~~
 1581 ~~certificate of authorization shall file with the department an~~
 1582 ~~application therefor, upon a form to be prescribed by the~~
 1583 ~~department, accompanied by the required application fee.~~

1584 ~~(6) The department may refuse to issue a certificate of~~
 1585 ~~authorization if any facts exist which would entitle the~~
 1586 ~~department to suspend or revoke an existing certificate of~~
 1587 ~~authorization or if the department, after giving persons~~
 1588 ~~involved a full and fair hearing, determines that any of the~~
 1589 ~~officers or directors of said firm or corporation, or partners~~
 1590 ~~of said partnership, have violated the provisions of s. 492.113.~~

1591 Section 54. Subsection (4) of section 492.113, Florida
 1592 Statutes, is amended to read:

1593 492.113 Disciplinary proceedings.—

1594 (4) The department shall reissue the license of a
 1595 disciplined professional geologist ~~or business~~ upon
 1596 certification by the board that the disciplined person has
 1597 complied with ~~all of~~ the terms and conditions set forth in the
 1598 final order.

1599 Section 55. Section 492.115, Florida Statutes, is amended
 1600 to read:

1601 492.115 Roster of licensed professional geologists.—A
 1602 roster showing the names and places of business or residence of
 1603 all licensed professional geologists and all properly qualified
 1604 firms, corporations, or partnerships practicing ~~holding~~
 1605 ~~certificates of authorization to practice~~ professional geology
 1606 in the state shall be prepared annually by the department. A
 1607 copy of this roster must be made available to ~~shall be~~
 1608 ~~obtainable by~~ each licensed professional geologist and each
 1609 firm, corporation, or partnership qualified by a professional
 1610 geologist ~~holding a certificate of authorization~~, and copies
 1611 thereof shall be placed on file with the department.

1612 Section 56. Paragraph (i) of subsection (2) of section
 1613 548.003, Florida Statutes, is amended to read:

1614 548.003 Florida State Boxing Commission.—

1615 (2) The Florida State Boxing Commission, as created by
 1616 subsection (1), shall administer the provisions of this chapter.
 1617 The commission has authority to adopt rules pursuant to ss.
 1618 120.536(1) and 120.54 to implement the provisions of this
 1619 chapter and to implement each of the duties and responsibilities
 1620 conferred upon the commission, including, but not limited to:

1621 ~~(i) Designation and duties of a knockdown timekeeper.~~

1622 Section 57. Subsection (1) of section 548.017, Florida
 1623 Statutes, is amended to read:

1624 548.017 Participants, managers, and other persons required
 1625 to have licenses.—

1626 (1) A participant, manager, trainer, second, ~~timekeeper,~~
1627 referee, judge, ~~announcer,~~ physician, matchmaker, or promoter
1628 must be licensed before directly or indirectly acting in such
1629 capacity in connection with any match involving a participant. A
1630 physician approved by the commission must be licensed pursuant
1631 to chapter 458 or chapter 459, must maintain an unencumbered
1632 license in good standing, and must demonstrate satisfactory
1633 medical training or experience in boxing, or a combination of
1634 both, to the executive director before working as the ringside
1635 physician.

1636 Section 58. Except as otherwise expressly provided in this
1637 act, this act shall take effect July 1, 2018.