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1 A bill to be entitled

2 An act relating to the Pinellas County Construction
3 Licensing Board, Pinellas County; amending s. 12 of
4 chapter 75-489, Laws of Florida, as amended; revising
5 the membership of the Pinellas County Construction
6 Licensing Board; revising requirements for selection
7 of members of the board; revising term requirements
8 for such members; amending s. 14 of chapter 75-489,
9 Laws of Florida, as amended; requiring each board
10 member to file a certain annual statement of financial
11 interests; requiring the board to provide an annual
12 written report that details its finances and
13 activities for each year to the Board of County
14 Commissioners and each municipal government in
15 Pinellas County; providing that the board is subject
16 to a periodic audit by the Division of Inspector
17 General contained within the Office of the Clerk of
18 Circuit Court of Pinellas County; amending s. 21 of
19 chapter 75-489, Laws of Florida, as amended; deleting
20 the requirement that certain funds received by the
21 board from fees which remain uncommitted and
22 unexpended at the end of each biennium be paid into
23 the county general revenue fund; providing an
24 effective date.

25
26 Be It Enacted by the Legislature of the State of Florida:

27
28 Section 1. Subsections (1), (2), and (3) of section 12 of
29 chapter 75-489, Laws of Florida, as amended by chapters 89-504,

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93-387, and 2003-319, Laws of Florida, are amended to read:

Section 12. PINELLAS COUNTY CONSTRUCTION LICENSING BOARD:
ORGANIZATION: MEETINGS AND POWERS.—

(1)(a) The Pinellas County Construction Licensing Board is created within the county of Pinellas, consisting of the following fifteen (15) ~~twenty one (21)~~ members:—

1. Seven (7) members licensed in any of the following professions, with a maximum of two (2) members from any one of sub-subparagraphs a.-j., each of whom must be:

a. two (2) of whom are Primarily engaged in business as a general contractor ~~contractors;~~

b. two (2) of whom are Primarily engaged in business as a building contractor; ~~contractors,~~

c. two (2) of whom are Primarily engaged in business as a residential contractor; ~~contractors,~~

d. A Florida-registered one (1) who is A Florida registered architect doing business in Pinellas County;—

e. one (1) who is An electrical contractor;—

f. one (1) who is A plumbing contractor;—

g. one (1) who is A mechanical contractor or a Class A air conditioning contractor;—

h. one who is A roofing or sheet metal contractor;—

i. one (1) who is A swimming pool, aluminum, or veneer specialty contractor; ~~or~~—

j. A ~~two (2)~~ fire marshal. ~~marshals,~~

2. The three (3) building directors of the ~~following~~ City of St. Petersburg, the City of Clearwater, and the County of Pinellas.—

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59 3. One (1) North county building director from one of the
60 following municipalities: Tarpon Springs, Dunedin, Oldsmar,
61 Safety Harbor, Belleair, Belleair Bluffs, or Largo.7

62 4. One (1) South county building director from one of the
63 following municipalities: South Pasadena, Gulfport, Seminole,
64 Kenneth City, or Pinellas Park.7

65 5. Appointed from a list of three (3) nominees submitted by
66 the Barrier Island Governmental Council, one (1) Beach Community
67 building director from one of the following: the Town of
68 Belleair Beach, the Town of Belleair Shores, the City of
69 Redington Beach, the City of North Redington Beach, the City of
70 Madeira Beach, the City of Indian Rocks Beach, the Town of
71 Indian Shores, the Town of Redington Shores, the City of
72 Treasure Island, or ~~and~~ the City of St. Pete Beach.7

73 6. Two (2) ~~and One (1)~~ consumer members ~~member~~ who are ~~is a~~
74 residents ~~resident and citizen~~ of Pinellas County and who are ~~is~~
75 not and never have ~~has~~ been members or practitioners ~~a member or~~
76 ~~practitioner~~ of any of the trades or professions regulated by
77 the board or members or practitioners ~~a member or practitioner~~
78 of any closely related trade or profession.

79 (b) All members of the board must ~~shall~~ be residents of
80 Pinellas County and appointed by the Chairman of the Board of
81 County Commissioners.

82 (2)(a) To be eligible for membership in ~~appointment to~~ the
83 first board appointed after the effective date of this act, each
84 member, other than the building directors ~~buildings director,~~
85 the architect, and the consumer members ~~member,~~ must ~~shall~~
86 personally hold an unexpired certified license issued by the
87 City of St. Petersburg, ~~or~~ the City of Clearwater, ~~or~~ the County

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88 of Pinellas, or the State of Florida at the time of appointment;
89 be actively engaged in their respective businesses and have been
90 so engaged for a period of at least 5 five consecutive years
91 before the date of appointment; and be a ~~citizen and~~ resident of
92 the county.

93 (b) Each member of the board, other than the building
94 directors, the architect and the consumer member, succeeding the
95 original appointees must ~~shall~~ possess the qualifications
96 prescribed in paragraph ~~(2)~~(a).

97 ~~(3) Members of the board shall be selected as follows:~~
98

99 ~~The three (3) building directors of the City of Clearwater,~~
100 ~~City of St. Petersburg and the County of Pinellas; one (1) North~~
101 ~~county building director and one (1) South county building~~
102 ~~director selected by the Chairman of the Board of County~~
103 ~~Commissioners from the municipalities listed in subsection (1);~~
104 ~~one (1) Beach Community building director appointed from a list~~
105 ~~of three (3) nominees submitted by The Barrier Island~~
106 ~~Governmental Council; a Florida registered architect appointed~~
107 ~~from a list of three recommended architects submitted by the~~
108 ~~American Institute of Architects Florida Central Chapter, St.~~
109 ~~Petersburg and Clearwater Sections; two (2) of whom are~~
110 ~~primarily engaged in business as general contractors from a list~~
111 ~~of five (5) submitted by the Associated General Contractors of~~
112 ~~Mid Florida, Inc.; two (2) of whom are primarily engaged in~~
113 ~~business as Building Contractors from a list of five (5)~~
114 ~~submitted by the Contractors and Builders Association of~~
115 ~~Pinellas County; two (2) of whom are primarily engaged in the~~
116 ~~business as residential building contractors from a list of five~~

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117 ~~(5) submitted by the Contractors and Builders Association of~~
118 ~~Pinellas County; one (1) who is An electrical contractor from a~~
119 ~~list of five (5) supplied by the Electrical Council of Florida,~~
120 ~~Pinellas County Chapter; one (1) who is a Plumbing ontractor~~
121 ~~from a list of five (5) supplied by the Pinellas Association of~~
122 ~~Plumbing Heating Cooling Contractors, Inc.; two (2) of whom are~~
123 ~~fire marshals, who shall be active members of the Tampa Bay Area~~
124 ~~Fire Marshals Association, from a list of five (5) supplied by~~
125 ~~said association, one (1) of whom shall serve an initial term of~~
126 ~~three (3) years, the other to serve an initial term of two (2)~~
127 ~~years, with successors to serve for a term of two (2) years~~
128 ~~thereafter; one (1) who is a mechanical or Class A air~~
129 ~~conditioning contractor from a list of five (5), supplied by the~~
130 ~~Refrigeration and Air Conditioning Contractors' Association~~
131 ~~("RACCA"); one (1) roofing or sheet metal contractor and one (1)~~
132 ~~swimming pool, aluminum, or veneer specialty contractor selected~~
133 ~~by the Chairman of the Board of County Commissioners; one~~
134 ~~consumer member to be appointed by the Chairman of the Board of~~
135 ~~County Commissioners in accordance with paragraph 2(a). The~~
136 ~~building director members from the City of Clearwater, from the~~
137 ~~City of St. Petersburg, and Pinellas County, shall be permanent~~
138 ~~members of the board. Half of the remaining members initially~~
139 ~~appointed after the effective date of this act shall serve terms~~
140 ~~of two (2) years and the other half shall serve terms of four~~
141 ~~(4) years, with such appointments made at the discretion of the~~
142 ~~Chairman of the Board of County Commissioners of Pinellas~~
143 ~~County. All other members shall serve terms of two (2) years.~~
144 ~~The following members shall commence their terms in even-~~
145 ~~numbered years: the Florida registered architect, one (1)~~

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146 ~~general contractor, one (1) building contractor or, one (1)~~
147 ~~residential building contractor, one (1) electrical contractor,~~
148 ~~one (1) fire marshal, the North county, South county, and Beach~~
149 ~~Community building directors. The following members shall~~
150 ~~commence their terms in odd-numbered years: one (1) general~~
151 ~~contractor, one (1) building contractor, one (1) residential~~
152 ~~building contractor, one (1) mechanical contractor, one (1)~~
153 ~~plumbing contractor, one (1) fire marshal, one (1) roofing or~~
154 ~~sheet metal contractor, one (1) swimming pool, aluminum or~~
155 ~~vener specialty contractor, and one (1) consumer member. As the~~
156 terms of initial members appointed after the effective date of
157 this act expire, the Chairman of the Board of County
158 Commissioners of Pinellas County shall appoint all members a
159 ~~member~~ to fill the vacancy for terms a term of four (4) two (2)
160 years in the same manner as the original appointment that
161 ~~membership was originally filled~~. An appointed member may not
162 serve more than two consecutive terms; however, such persons may
163 be reappointed if they have not been in office for 3 consecutive
164 years ~~The architect, contractor, electrical, plumbing and~~
165 ~~mechanical members shall be selected from the county at large.~~
166 The board shall elect from its members a chair and vice chair,
167 who shall serve terms as determined ~~one of its members to serve~~
168 ~~as chairman and one of its members to serve as vice chairman,~~
169 ~~for a term to be set by the board. All terms of office expire on~~
170 September 30 of the last year of the term. Vacancies in the
171 membership occurring prior to the end of a member's term for any
172 cause shall be filled by appointment in the same manner as the
173 original appointment that membership was originally filled.

174 Section 2. Section 14 of chapter 75-489, Laws of Florida,

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175 as amended by chapter 89-504, Laws of Florida, is amended to
176 read:

177

178 Section 14. BOARD JURISDICTION AND DUTIES; FINANCIAL
179 REQUIREMENTS.—

180 (1) Except as herein provided, the board shall have
181 concurrent jurisdiction with municipal examining boards.

182 (2) The board shall have the duty to promulgate rules and
183 regulations governing the registration and certification of
184 those engaging in countywide contracting and shall provide for
185 the examination of those so engaged.

186 (3) The board shall have the duty to promulgate rules and
187 regulations governing the countywide certification of journeymen
188 and shall provide for the examination of those so engaged.

189 (4) The board shall have the authority to employ persons to
190 enforce the provisions of Section 23(1) of this part.

191 (5) The board shall have the duty to promulgate rules and
192 regulations for the administration of a citation program and
193 training of investigators in accordance with s. 489.127(3)(j),
194 Florida Statutes.

195 (6) Each board member has the duty to file an annual
196 statement of financial interests pursuant to s. 112.3145,
197 Florida Statutes.

198 (7) The board has the duty to provide an annual written
199 report that details its finances and activities for each year to
200 the Board of County Commissioners and each municipal government
201 in Pinellas County.

202 (8) The board is subject to a periodic audit by the
203 Division of Inspector General contained within the Office of the

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204 Clerk of Circuit Court of Pinellas County.

205 Section 3. Section 21 of chapter 75-489, Laws of Florida,
206 as amended by chapter 89-504, Laws of Florida, is amended to
207 read:

208

209 Section 21. FEES.—

210 ~~(1)~~ The board is authorized to establish reasonable fees
211 for certification, registration, examination, Board of
212 Adjustment and Appeals hearings, annual renewal fees, and such
213 other fees deemed necessary to accomplish the purpose of this
214 act.

215 ~~(2) Any funds received by the board from fees which remain~~
216 ~~uncommitted and unexpended at the end of each biennium shall be~~
217 ~~paid into the county general revenue fund.~~

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