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A bill to be entitled

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

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

Section 1. Subsections (1), (2), and (3) of section 12 of 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.

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.

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.

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

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

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

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

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

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

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

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

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

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

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

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

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

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Clerk of Circuit Court of Pinellas County.

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

Section 21. FEES.—

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

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

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