

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 amending s. 471.0035, F.S.; conforming a cross-
75 reference; amending s. 471.005, F.S.; repealing

76 definitions; conforming to other changes made by this
 77 act; amending ss. 471.011, 471.015, 471.017, 471.021,
 78 471.023, and 471.033, F.S.; conforming to other
 79 changes made by this act; repealing s. 471.038, F.S.;
 80 repealing the Florida Engineers Management Corporation
 81 Act; repealing s. 471.0385, F.S.; repealing statute
 82 detailing the effect of a court action finding the
 83 Florida Engineering Management Corporation
 84 unconstitutional or in violation of antitrust laws;
 85 providing for a type two transfer of the regulation of
 86 engineers from the Florida Engineers Management
 87 Corporation to the Department of Business and
 88 Professional Regulation; amending s. 476.034, F.S.;
 89 defining the terms "restricted barber" and "restricted
 90 barbering"; amending s. 476.114, F.S.; revising
 91 training requirements for licensure as a barber;
 92 providing requirements for licensure by examination as
 93 a restricted barber; amending s. 476.144, F.S.;
 94 requiring the department to license an applicant who
 95 the board certifies is qualified to practice
 96 restricted barbering; amending s. 477.013, F.S.;
 97 revising and providing definitions; repealing s.
 98 477.0132, F.S., relating to registration for hair
 99 braiding, hair wrapping, and body wrapping; amending
 100 s. 477.0135, F.S.; providing that licensure or

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

126 applicant to qualify one or more business
 127 organizations or to operate using a fictitious name
 128 under certain circumstances; deleting a requirement
 129 for the administration of disciplinary action against
 130 a corporation, limited liability company, or
 131 partnership conforming provisions to changes made by
 132 the act; amending s. 481.221, F.S.; requiring a
 133 business organization to include the license number of
 134 a certain registered architect or interior designer in
 135 any advertising; providing an exception; conforming
 136 provisions to changes made by the act; amending s.
 137 481.229, F.S.; conforming provisions to changes made
 138 by the act; amending s. 481.303, F.S.; revising
 139 definitions; amending ss. 481.311 and 481.317, F.S.;
 140 conforming provisions; amending s. 481.319, F.S.;
 141 deleting the requirement for a certificate of
 142 authorization; authorizing landscape architects to
 143 practice through a corporation or partnership;
 144 amending s. 481.321, F.S.; revising requirements
 145 related to the display of a certificate number;
 146 amending s. 481.329, F.S.; conforming a cross-
 147 reference; amending s. 287.055, F.S.; conforming a
 148 provision; amending s. 489.553, F.S.; requiring the
 149 board to use a specified process for the review of an
 150 applicant's criminal record to determine the

151 applicant's eligibility for certain licenses;
152 prohibiting the conviction of a crime before a
153 specified date from being grounds for the denial of
154 certain licenses; defining the term "conviction";
155 authorizing a person to apply for a license before his
156 or her lawful release from confinement or supervision;
157 prohibiting additional fees for an applicant confined
158 or under supervision; prohibiting the board from
159 basing a denial of a license application solely on the
160 applicant's current confinement or supervision;
161 authorizing the board to stay the issuance of an
162 approved license under certain circumstances;
163 requiring the board to verify an applicant's release
164 with the Department of Corrections; providing
165 requirements for the appearance of certain applicants
166 at certain meetings; requiring the board to provide a
167 list on its website specifying how certain crimes
168 affect an applicant's eligibility for licensure;
169 amending s. 492.104, F.S.; making conforming and
170 technical changes; amending s. 492.111, F.S.; deleting
171 the requirements for a certificate of authorization
172 for a professional geologist; amending ss. 492.113 and
173 492.115, F.S.; conforming provisions; amending s.
174 548.003, F.S.; deleting the requirement that the
175 Florida State Boxing Commission adopt rules relating

176 to a knockdown timekeeper; amending s. 548.017, F.S.;

177 deleting the licensure requirement for a timekeeper or

178 announcer; providing effective dates.

179

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

181

182 Section 1. Subsection (13) of section 326.004, Florida

183 Statutes, is amended to read:

184 326.004 Licensing.—

185 (13) Each broker must maintain a principal place of

186 business in this state and may establish branch offices in the

187 state. ~~A separate license must be maintained for each branch~~

188 ~~office. The division shall establish by rule a fee not to exceed~~

189 ~~\$100 for each branch office license.~~

190 Section 2. Subsection (3) of section 447.02, Florida

191 Statutes, is amended to read:

192 447.02 Definitions.—The following terms, when used in this

193 chapter, shall have the meanings ascribed to them in this

194 section:

195 ~~(3) The term "department" means the Department of Business~~

196 ~~and Professional Regulation.~~

197 Section 3. Section 447.04, Florida Statutes, is repealed.

198 Section 4. Section 447.041, Florida Statutes, is repealed.

199 Section 5. Section 447.045, Florida Statutes, is repealed.

200 Section 6. Section 447.06, Florida Statutes, is repealed.

201 Section 7. Subsections (6) and (8) of section 447.09,
 202 Florida Statutes, are amended to read:

203 447.09 Right of franchise preserved; penalties.—It shall
 204 be unlawful for any person:

205 ~~(6) To act as a business agent without having obtained and~~
 206 ~~possessing a valid and subsisting license or permit.~~

207 ~~(8) To make any false statement in an application for a~~
 208 ~~license.~~

209 Section 8. Section 447.12, Florida Statutes, is repealed.

210 Section 9. Section 447.16, Florida Statutes, is repealed.

211 Section 10. Subsection (4) of section 447.305, Florida
 212 Statutes, is amended to read:

213 447.305 Registration of employee organization.—

214 ~~(4) Notification of registrations and renewals of~~
 215 ~~registration shall be furnished at regular intervals by the~~
 216 ~~commission to the Department of Business and Professional~~
 217 ~~Regulation.~~

218 Section 11. Effective October 1, 2018, subsections (3)
 219 through (12) of section 455.213, Florida Statutes, are
 220 renumbered as subsections (4) through (13), respectively,
 221 subsection (2) of that section is amended, and a new subsection
 222 (3) is added to that section, to read:

223 455.213 General licensing provisions.—

224 (2) Before the issuance of any license, the department may
 225 charge an initial license fee as determined by rule of the

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

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

- 242 1. Barber or restricted barber under chapter 476;
- 243 2. Cosmetologist or cosmetology specialist under chapter
 244 477; or
- 245 3. Any of the following construction professions under
 246 chapter 489:
 - 247 a. Air-conditioning contractor.
 - 248 b. Alarm system contractor.
 - 249 c. Electrical contractor.
 - 250 d. Mechanical contractor.

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

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

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

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

292 (d) Each applicable board shall compile a list of crimes
 293 that, if committed and regardless of adjudication, do not relate
 294 to the practice of the profession or the ability to practice the
 295 profession and do not constitute grounds for denial of a
 296 license. This list shall be made available on the department's
 297 website and be updated annually. Beginning October 1, 2018, and
 298 updated quarterly thereafter, each applicable board shall add to
 299 this list such crimes that although reported by an applicant for
 300 licensure, were not used as a basis for denial in the past 2

301 years. The list must identify the crime reported and the date of
 302 conviction, plea, adjudication, or sentencing for each such
 303 license application.

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

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

317 464.203 Certified nursing assistants; certification
 318 requirement.—

319 (2) (a) 1. Except as provided in s. 435.04 and s. 456.0635,
 320 the criminal history of an applicant may not be used as grounds
 321 for denial of a certificate to practice as a certified nursing
 322 assistant if the date of conviction, plea, adjudication, or
 323 sentencing, is more than 7 years before the date of the
 324 application.

325 2. Except as provided in s. 435.04 and s. 456.0635, the

326 criminal history of an applicant may not be used as grounds for
327 failure of a required background screening if the date of
328 conviction, plea, adjudication, or sentencing, is more than 7
329 years before the date of the application.

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

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

343 3. If an applicant is unable to appear in person due to
344 his or her confinement or supervision, the board must permit the
345 applicant to appear by teleconference or video conference, as
346 appropriate, at any meeting of the board or other hearing by the
347 department concerning his or her application.

348 4. If an applicant is confined or under supervision, the
349 Department of Corrections and the board shall cooperate and
350 coordinate to facilitate the appearance of the applicant at a

351 board meeting or department hearing in person, by
352 teleconference, or by video conference, as appropriate.

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

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

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

376 400.211 Persons employed as nursing assistants;
 377 certification requirement.—

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

384 (a) Be sufficient to ensure the continuing competence of
 385 nursing assistants and must meet the standard specified in s.
 386 464.203(8). ~~s. 464.203(7);~~

387 (b) Include, at a minimum:

388 1. Techniques for assisting with eating and proper
 389 feeding;

390 2. Principles of adequate nutrition and hydration;

391 3. Techniques for assisting and responding to the
 392 cognitively impaired resident or the resident with difficult
 393 behaviors;

394 4. Techniques for caring for the resident at the end-of-
 395 life; and

396 5. Recognizing changes that place a resident at risk for
 397 pressure ulcers and falls. ~~;~~ and

398 (c) Address areas of weakness as determined in nursing
 399 assistant performance reviews and may address the special needs
 400 of residents as determined by the nursing home facility staff.

401
 402 Costs associated with this training may not be reimbursed from
 403 additional Medicaid funding through interim rate adjustments.

404 Section 14. Paragraphs (a) and (e) of subsection (2),
 405 subsection (3), paragraph (b) of subsection (4), and subsection
 406 (6) of section 469.006, Florida Statutes, are amended to read:

407 469.006 Licensure of business organizations; qualifying
 408 agents.-

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

416 (e) ~~A~~ The license, ~~when issued upon application of a~~
 417 ~~business organization,~~ must be in the name of the qualifying
 418 agent business organization, and the name of the business
 419 organization ~~qualifying agent~~ must be noted on the license
 420 ~~thereon~~. If there is a change in any information that is
 421 required to be stated on the application, the qualifying agent
 422 ~~business organization~~ shall, within 45 days after such change
 423 occurs, mail the correct information to the department.

424 (3) The qualifying agent must ~~shall~~ be licensed under this
 425 chapter in order for the business organization to be qualified

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

444 (4)

445 (b) Upon a favorable determination by the department,
446 after investigation of the financial responsibility, credit, and
447 business reputation of the qualifying agent and the new business
448 organization, the department shall issue, without any
449 examination, a new license in the qualifying agent's business
450 ~~organization's~~ name, and the name of the business organization

451 ~~qualifying agent~~ shall be noted thereon.

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

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

478 469.009 License revocation, suspension, and denial of
 479 issuance or renewal.—

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

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

497 (b) Violating any provision of chapter 455.

498 (c) Failing in any material respect to comply with the
 499 provisions of this chapter or any rule promulgated hereunder.

500 (d) Acting in the capacity of an asbestos contractor or

501 asbestos consultant under any license issued under this chapter
 502 except in the name of the licensee as set forth on the issued
 503 license.

504 (e) Proceeding on any job without obtaining all applicable
 505 approvals, authorizations, permits, and inspections.

506 (f) Obtaining a license by fraud or misrepresentation.

507 (g) Being convicted or found guilty of, or entering a plea
 508 of nolo contendere to, regardless of adjudication, a crime in
 509 any jurisdiction which directly relates to the practice of
 510 asbestos consulting or contracting or the ability to practice
 511 asbestos consulting or contracting.

512 (h) Knowingly violating any building code, lifesafety
 513 code, or county or municipal ordinance relating to the practice
 514 of asbestos consulting or contracting.

515 (i) Performing any act which assists a person or entity in
 516 engaging in the prohibited unlicensed practice of asbestos
 517 consulting or contracting, if the licensee knows or has
 518 reasonable grounds to know that the person or entity was
 519 unlicensed.

520 (j) Committing mismanagement or misconduct in the practice
 521 of contracting that causes financial harm to a customer.

522 Financial mismanagement or misconduct occurs when:

- 523 1. Valid liens have been recorded against the property of
 524 a contractor's customer for supplies or services ordered by the
 525 contractor for the customer's job; the contractor has received

526 funds from the customer to pay for the supplies or services; and
 527 the contractor has not had the liens removed from the property,
 528 by payment or by bond, within 75 days after the date of such
 529 liens;

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

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

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

546 (l) Failing in any material respect to comply with the
 547 provisions of this chapter, or violating a rule or lawful order
 548 of the department.

549 (m) Abandoning an asbestos abatement project in which the
 550 asbestos contractor is engaged or under contract as a

551 contractor. A project may be presumed abandoned after 20 days if
 552 the contractor terminates the project without just cause and
 553 without proper notification to the owner, including the reason
 554 for termination; if the contractor fails to reasonably secure
 555 the project to safeguard the public while work is stopped; or if
 556 the contractor fails to perform work without just cause for 20
 557 days.

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

565 (o) Committing fraud or deceit in the practice of asbestos
 566 consulting or contracting.

567 (p) Committing incompetency or misconduct in the practice
 568 of asbestos consulting or contracting.

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

572 (r) Intimidating, threatening, coercing, or otherwise
 573 discouraging the service of a notice to owner under part I of
 574 chapter 713 or a notice to contractor under chapter 255 or part
 575 I of chapter 713.

576 (s) Failing to satisfy, within a reasonable time, the
 577 terms of a civil judgment obtained against the licensee, or the
 578 business organization qualified by the licensee, relating to the
 579 practice of the licensee's profession.

580

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

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

597 Section 17. Effective July 1, 2020, section 471.0035,
 598 Florida Statutes, is amended to read:

599 471.0035 Instructors in postsecondary educational
 600 institutions; exemption from licensure requirement.—For the sole

601 purpose of teaching the principles and methods of engineering
 602 design, notwithstanding the provisions of s. 471.005(6)
 603 ~~471.005(7)~~, a person employed by a public postsecondary
 604 educational institution, or by an independent postsecondary
 605 educational institution licensed or exempt from licensure
 606 pursuant to the provisions of chapter 1005, is not required to
 607 be licensed under the provisions of this chapter as a
 608 professional engineer.

609 Section 18. Effective July 1, 2020, subsections (2) and
 610 (9) of section 471.005, Florida Statutes, are repealed.

611 Section 19. Effective July 1, 2020, subsection (3) of
 612 section 471.005, Florida Statutes, is amended to read:

613 471.005 Definitions.—As used in this chapter, the term:

614 (3) "Certificate of authorization" means a license to
 615 practice engineering issued by the board ~~management corporation~~
 616 to a corporation or partnership.

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

619 471.011 Fees.—

620 (2) The initial application and examination fee shall not
 621 exceed \$125 plus the actual per applicant cost to the department
 622 ~~management corporation~~ to purchase the examination from the
 623 National Council of Examiners for Engineering and Surveying or a
 624 similar national organization. The examination fee shall be in
 625 an amount which covers the cost of obtaining and administering

626 the examination and shall be refunded if the applicant is found
627 ineligible to sit for the examination. The application fee shall
628 be nonrefundable.

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

631 471.015 Licensure.—

632 (1) The board ~~management corporation~~ shall issue a license
633 to any applicant who the board certifies is qualified to
634 practice engineering and who has passed the fundamentals
635 examination and the principles and practice examination.

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

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

644 471.017 Renewal of license.—

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

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

649 471.021 Engineers and firms of other states; temporary
650 certificates to practice in Florida.—

651 (1) Upon approval of the board and payment of the fee set
 652 in s. 471.011, the board ~~management corporation~~ shall issue a
 653 temporary license for work on one specified project in this
 654 state for a period not to exceed 1 year to an engineer holding a
 655 certificate to practice in another state, provided Florida
 656 licensees are similarly permitted to engage in work in such
 657 state and provided that the engineer be qualified for licensure
 658 by endorsement.

659 (2) Upon approval by the board and payment of the fee set
 660 in s. 471.011, the board ~~management corporation~~ shall issue a
 661 temporary certificate of authorization for work on one specified
 662 project in this state for a period not to exceed 1 year to an
 663 out-of-state corporation, partnership, or firm, provided one of
 664 the principal officers of the corporation, one of the partners
 665 of the partnership, or one of the principals in the fictitiously
 666 named firm has obtained a temporary license in accordance with
 667 subsection (1).

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

670 471.023 Certification of business organizations.—

671 (1) The practice of, or the offer to practice, engineering
 672 by licensees or offering engineering services to the public
 673 through a business organization, including a partnership,
 674 corporation, business trust, or other legal entity or by a
 675 business organization, including a corporation, partnership,

676 business trust, or other legal entity offering such services to
677 the public through licensees under this chapter as agents,
678 employees, officers, or partners is permitted only if the
679 business organization possesses a certification issued by the
680 board ~~management corporation~~ pursuant to qualification by the
681 board, subject to the provisions of this chapter. One or more of
682 the principal officers of the business organization or one or
683 more partners of the partnership and all personnel of the
684 business organization who act in its behalf as engineers in this
685 state shall be licensed as provided by this chapter. All final
686 drawings, specifications, plans, reports, or documents involving
687 practices licensed under this chapter which are prepared or
688 approved for the use of the business organization or for public
689 record within the state shall be dated and shall bear the
690 signature and seal of the licensee who prepared or approved
691 them. Nothing in this section shall be construed to mean that a
692 license to practice engineering shall be held by a business
693 organization. Nothing herein prohibits business organizations
694 from joining together to offer engineering services to the
695 public, if each business organization otherwise meets the
696 requirements of this section. No business organization shall be
697 relieved of responsibility for the conduct or acts of its
698 agents, employees, or officers by reason of its compliance with
699 this section, nor shall any individual practicing engineering be
700 relieved of responsibility for professional services performed

701 by reason of his or her employment or relationship with a
 702 business organization.

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

705 471.033 Disciplinary proceedings.—

706 (4) The management corporation shall reissue the license
 707 of a disciplined engineer or business upon certification by the
 708 board that the disciplined person has complied with all of the
 709 terms and conditions set forth in the final order.

710 Section 26. Effective July 1, 2020, section 471.038,
 711 Florida Statutes, is repealed.

712 Section 27. Effective July 1, 2020, section 471.0385,
 713 Florida Statutes, is repealed.

714 Section 28. Effective July 1, 2020, all duties, functions,
 715 records, pending issues, existing contracts, administrative
 716 authority, administrative rules, and unexpended balances of
 717 appropriations, allocations, and other public funds relating to
 718 the Florida Engineering Management Corporation are transferred
 719 by a type two transfer to the Department of Business and
 720 Professional Regulation.

721 Section 29. Subsections (2) and (3) of section 476.034,
 722 Florida Statutes, are amended, and subsections (6) and (7) are
 723 added to that section, to read:

724 476.034 Definitions.—As used in this act:

725 (2) "Barbering" means any of the following practices when

726 done for remuneration and for the public, but not when done for
 727 the treatment of disease or physical or mental ailments:
 728 shaving, cutting, trimming, coloring, shampooing, arranging,
 729 dressing, curling, or waving the hair or beard or applying oils,
 730 creams, lotions, or other preparations to the face, scalp, or
 731 neck, either by hand or by mechanical appliances, and includes
 732 any services defined as restricted barbering.

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

735 (6) "Restricted barber" means a person who is licensed to
 736 engage in the practice of restricted barbering in this state
 737 under the authority of this chapter and is subject to the same
 738 requirements and restrictions as a barber, except as
 739 specifically provided in s. 476.114.

740 (7) "Restricted barbering" means any of the following
 741 practices when done for remuneration and for the public, but not
 742 when done for the treatment of disease or physical or mental
 743 ailments:

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

747 (b) Full facial shaves;

748 (c) Mustache and beard trimming; and

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

751 Section 30. Section 476.114, Florida Statutes, is amended
 752 to read:

753 476.114 Examination; prerequisites.—

754 (1) A person desiring to be licensed as a barber shall
 755 apply to the department for licensure and—

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

758 (a) Is at least 16 years of age;

759 (b) Pays the required application fee; and

760 (c)1. Holds an active valid license to practice barbering
 761 in another state, has held the license for at least 1 year, and
 762 does not qualify for licensure by endorsement as provided for in
 763 s. 476.144(5); or

764 2. Has received a minimum of 600 ~~1,200~~ hours of training
 765 in sanitation, safety, and laws and rules, as established by the
 766 board, which shall include, but shall not be limited to, the
 767 equivalent of completion of services directly related to the
 768 practice of barbering at one of the following:

769 a. A school of barbering licensed pursuant to chapter
 770 1005;

771 b. A barbering program within the public school system; or

772 c. A government-operated barbering program in this state.

773

774 ~~The board shall establish by rule procedures whereby the school~~
 775 ~~or program may certify that a person is qualified to take the~~

776 ~~required examination after the completion of a minimum of 1,000~~
 777 ~~actual school hours. If the person passes the examination, she~~
 778 ~~or he shall have satisfied this requirement; but if the person~~
 779 ~~fails the examination, she or he shall not be qualified to take~~
 780 ~~the examination again until the completion of the full~~
 781 ~~requirements provided by this section.~~

782 (2) A person desiring to be licensed as a restricted
 783 barber shall apply to the department for licensure and shall be
 784 eligible for licensure by examination to practice restricted
 785 barbering if the applicant:

- 786 (a) Is at least 16 years of age;
- 787 (b) Pays the required application fee; and
- 788 (c)1. Holds an active valid license to practice barbering
 789 in another state, has held the license for at least 1 year, and
 790 does not qualify for licensure by endorsement as provided for in
 791 s. 476.144(5); or

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

- 797 a. A school of barbering licensed pursuant to chapter
 798 1005;
- 799 b. A barbering program within the public school system; or
- 800 c. A government-operated barbering program in this state.

801 (3) An applicant who meets the requirements set forth in
 802 paragraph (1)(c)1. and 2. ~~subparagraphs (2)(c)1. and 2.~~ who
 803 fails to pass the examination may take subsequent examinations
 804 as many times as necessary to pass, except that the board may
 805 specify by rule reasonable timeframes for rescheduling the
 806 examination and additional training requirements for applicants
 807 who, after the third attempt, fail to pass the examination.
 808 Prior to reexamination, the applicant must file the appropriate
 809 form and pay the reexamination fee as required by rule.

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

812 476.144 Licensure.—

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

816 (6) A person may apply for a restricted license to
 817 practice barbering. The board shall adopt rules specifying
 818 procedures for an applicant to obtain a restricted license if
 819 the applicant:

820 (a)1. Has successfully completed a restricted barber
 821 course, as established by rule of the board, at a school of
 822 barbering licensed pursuant to chapter 1005, a barbering program
 823 within the public school system, or a government-operated
 824 barbering program in this state; or

825 2.a. Holds or has within the previous 5 years held an

826 active valid license to practice barbering in another state or
 827 country or has held a Florida barbering license which has been
 828 declared null and void for failure to renew the license, and the
 829 applicant fulfilled the requirements of s. 476.114(2)(c)2. for
 830 initial licensure; and

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

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

836

837 ~~The restricted license shall limit the licensee's practice to~~
 838 ~~those specific areas in which the applicant has demonstrated~~
 839 ~~competence pursuant to rules adopted by the board.~~

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

842 477.013 Definitions.—As used in this chapter:

843 (6) "Specialty" means the practice of one or more of the
 844 following:

845 (a) "Nail specialty" means manicuring, or the cutting,
 846 polishing, tinting, coloring, cleansing, adding, or extending of
 847 the nails, and massaging of the hands. This term includes any
 848 procedure or process for the affixing of artificial nails,
 849 except those nails which may be applied solely by use of a
 850 simple adhesive; ~~and.~~

851 ~~(b)~~ pedicuring, or the shaping, polishing, tinting, or
 852 cleansing of the nails of the feet, and massaging or beautifying
 853 of the feet.

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

857 (c) "Full specialty" means all services within the
 858 definition of nail specialty and facial specialty, including
 859 manicuring, pedicuring, and facial services.

860 (9) "Hair braiding" means the weaving or interweaving of
 861 natural human hair or commercial hair, including the use of hair
 862 extensions or wefts, for compensation without cutting, coloring,
 863 permanent waving, relaxing, removing, or chemical treatment ~~and~~
 864 ~~does not include the use of hair extensions or wefts.~~

865 Section 33. Section 477.0132, Florida Statutes, is
 866 repealed.

867 Section 34. Subsections (7), (8), (9), (10), and (11) are
 868 added to section 477.0135, Florida Statutes, to read:

869 477.0135 Exemptions.—

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

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

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

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

882 (11) A license or registration is not required for a
 883 person whose occupation or practice is confined solely to makeup
 884 application.

885 Section 35. Paragraph (b) of subsection (7) of section
 886 477.019, Florida Statutes, is amended to read:

887 477.019 Cosmetologists; qualifications; licensure;
 888 supervised practice; license renewal; endorsement; continuing
 889 education.—

890 (7)

891 ~~(b) Any person whose occupation or practice is confined~~
 892 ~~solely to hair braiding, hair wrapping, or body wrapping is~~
 893 ~~exempt from the continuing education requirements of this~~
 894 ~~subsection.~~

895 Section 36. Subsections (2) through (6) of section
 896 477.0201, Florida Statutes, are renumbered as subsections (4)
 897 through (8), respectively, subsection (1) is amended, and new
 898 subsections (2) and (3) are added to that section, to read:

899 477.0201 Specialty registration; qualifications;
 900 registration renewal; endorsement.—

901 (1) Any person is qualified for registration as a
 902 specialist in a nail ~~any one or more of the specialty practice~~
 903 ~~practices~~ within the practice of cosmetology under this chapter
 904 who:

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

907 (b) Has received at least 150 hours of training as
 908 established by the board, which shall focus primarily on
 909 sanitation and safety and shall include, but not be limited to,
 910 the equivalent of completion of services directly related to the
 911 practice of a nail ~~a certificate of completion in a~~ specialty
 912 pursuant to s. 477.013(6)(a) ~~s. 477.013(6)~~ from one of the
 913 following:

- 914 1. A school licensed pursuant to s. 477.023.
- 915 2. A school licensed pursuant to chapter 1005 or the
 916 equivalent licensing authority of another state.
- 917 3. A specialty program within the public school system.
- 918 4. A specialty division within the Cosmetology Division of
 919 the Florida School for the Deaf and the Blind, provided the
 920 training programs comply with minimum curriculum requirements
 921 established by the board.

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

925 (a) Is at least 16 years of age or has received a high

926 school diploma.

927 (b) Has received at least 165 hours of training as
 928 established by the board, which shall focus on sanitation and
 929 safety and shall include, but not be limited to, the equivalent
 930 of completion of services directly related to the practice of
 931 facial specialty pursuant to s. 477.013(6) (b) from one of the
 932 following:

933 1. A school licensed pursuant to s. 477.023.

934 2. A school licensed pursuant to chapter 1005 or the
 935 equivalent licensing authority of another state.

936 3. A specialty program within the public school system.

937 4. A specialty division within the Cosmetology Division of
 938 the Florida School for the Deaf and the Blind, provided the
 939 training programs comply with minimum curriculum requirements
 940 established by the board.

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

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

946 (b) Has received at least 300 hours of training as
 947 established by the board, which shall focus primarily on
 948 sanitation and safety and shall include, but not be limited to,
 949 the equivalent of completion of services directly related to the
 950 practice of full specialty pursuant to s. 477.013(6) (c) from one

951 of the following:

952 1. A school licensed pursuant to s. 477.023.

953 2. A school licensed pursuant to chapter 1005 or the
 954 equivalent licensing authority of another state.

955 3. A specialty program within the public school system.

956 4. A specialty division within the Cosmetology Division of
 957 the Florida School for the Deaf and the Blind, provided the
 958 training programs comply with minimum curriculum requirements
 959 established by the board.

960 Section 37. Paragraph (f) of subsection (1) of section
 961 477.026, Florida Statutes, is amended to read:

962 477.026 Fees; disposition.—

963 (1) The board shall set fees according to the following
 964 schedule:

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

967 Section 38. Paragraph (f) of subsection (1) of section
 968 477.0265, Florida Statutes, is amended to read:

969 477.0265 Prohibited acts.—

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

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

975 Section 39. Paragraph (a) of subsection (1) of section

976 477.029, Florida Statutes, is amended to read:

977 477.029 Penalty.—

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

979 (a) Hold himself or herself out as a cosmetologist or
 980 ~~specialist, hair wrapper, hair braider, or body wrapper~~ unless
 981 duly licensed or registered, or otherwise authorized, as
 982 provided in this chapter.

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

985 481.203 Definitions.—As used in this part:

986 (5) "Business organization" means a partnership, a limited
 987 liability company, a corporation, or an individual operating
 988 under a fictitious name ~~"Certificate of authorization" means a~~
 989 ~~certificate issued by the department to a corporation or~~
 990 ~~partnership to practice architecture or interior design.~~

991 Section 41. Section 481.219, Florida Statutes, is amended
 992 to read:

993 481.219 Business organization; qualifying agents
 994 ~~Certification of partnerships, limited liability companies, and~~
 995 ~~corporations.—~~

996 (1) A licensee may ~~The practice of or the offer to~~
 997 ~~practice architecture or interior design by licensees through a~~
 998 business organization that offers ~~corporation, limited liability~~
 999 ~~company, or partnership offering~~ architectural or interior
 1000 design services to the public, or through ~~by~~ a business

1001 organization that offers ~~corporation, limited liability company,~~
 1002 ~~or partnership offering~~ architectural or interior design
 1003 services to the public through such licensees ~~under this part~~ as
 1004 agents, employees, officers, or partners, ~~is permitted, subject~~
 1005 ~~to the provisions of this section.~~

1006 (2) If a licensee or an applicant proposes to engage in
 1007 the practice of architecture or interior design as a business
 1008 organization, the licensee or applicant must apply to qualify
 1009 the business organization ~~For the purposes of this section, a~~
 1010 ~~certificate of authorization shall be required for a~~
 1011 ~~corporation, limited liability company, partnership, or person~~
 1012 ~~practicing under a fictitious name, offering architectural~~
 1013 ~~services to the public jointly or separately. However, when an~~
 1014 ~~individual is practicing architecture in her or his own name,~~
 1015 ~~she or he shall not be required to be certified under this~~
 1016 ~~section. Certification under this subsection to offer~~
 1017 ~~architectural services shall include all the rights and~~
 1018 ~~privileges of certification under subsection (3) to offer~~
 1019 ~~interior design services.~~

1020 (a) An application to qualify a business organization
 1021 must:

1022 1. If the business is a partnership, state the names of
 1023 the partnership and its partners.

1024 2. If the business is a corporation, state the names of
 1025 the corporation and its officers and directors and the name of

1026 each of its stockholders who is also an officer or a director.

1027 3. If the business is operating under a fictitious name,
 1028 state the fictitious name under which it is doing business.

1029 4. If the business is not a partnership, a corporation, or
 1030 operating under a fictitious name, state the name of such other
 1031 legal entity and its members.

1032 (b) The board may deny an application to qualify a
 1033 business organization if the applicant or any person required to
 1034 be named pursuant to paragraph (a) has been involved in past
 1035 disciplinary actions or on any grounds for which an individual
 1036 registration may be denied.

1037 (3)(a) A business organization may not engage in the
 1038 practice of architecture unless its qualifying agent is a
 1039 registered architect under this part. A business organization
 1040 may not engage in the practice of interior design unless its
 1041 qualifying agent is a registered architect or a registered
 1042 interior designer under this part. A qualifying agent who
 1043 terminates her or his affiliation with a business organization
 1044 shall immediately notify the department of such termination. If
 1045 the qualifying agent who terminates her or his affiliation is
 1046 the only qualifying agent for a business organization, the
 1047 business organization must be qualified by another qualifying
 1048 agent within 60 days after the termination. Except as provided
 1049 in paragraph (b), the business organization may not engage in
 1050 the practice of architecture or interior design until it is

1051 qualified by a qualifying agent.

1052 (b) In the event a qualifying architect or interior
 1053 designer ceases employment with the business organization, the
 1054 executive director or the chair of the board may authorize
 1055 another registered architect or interior designer employed by
 1056 the business organization to temporarily serve as its qualifying
 1057 agent for a period of no more than 60 days. The business
 1058 organization is not authorized to operate beyond such period
 1059 under this chapter absent replacement of the qualifying
 1060 architect or interior designer who has ceased employment.

1061 (c) A qualifying agent shall notify the department in
 1062 writing before engaging in the practice of architecture or
 1063 interior design in her or his own name or in affiliation with a
 1064 different business organization, and she or he or such business
 1065 organization shall supply the same information to the department
 1066 as required of applicants under this part ~~For the purposes of~~
 1067 ~~this section, a certificate of authorization shall be required~~
 1068 ~~for a corporation, limited liability company, partnership, or~~
 1069 ~~person operating under a fictitious name, offering interior~~
 1070 ~~design services to the public jointly or separately. However,~~
 1071 ~~when an individual is practicing interior design in her or his~~
 1072 ~~own name, she or he shall not be required to be certified under~~
 1073 ~~this section.~~

1074 (4) All final construction documents and instruments of
 1075 service which include drawings, specifications, plans, reports,

1076 or other papers or documents that involve ~~involving~~ the practice
 1077 of architecture which are prepared or approved for the use of
 1078 the business organization ~~corporation, limited liability~~
 1079 ~~company, or partnership~~ and filed for public record within the
 1080 state must ~~shall~~ bear the signature and seal of the licensee who
 1081 prepared or approved them and the date on which they were
 1082 sealed.

1083 (5) All drawings, specifications, plans, reports, or other
 1084 papers or documents prepared or approved for the use of the
 1085 business organization ~~corporation, limited liability company, or~~
 1086 ~~partnership~~ by an interior designer in her or his professional
 1087 capacity and filed for public record within the state must ~~shall~~
 1088 bear the signature and seal of the licensee who prepared or
 1089 approved them and the date on which they were sealed.

1090 ~~(6) The department shall issue a certificate of~~
 1091 ~~authorization to any applicant who the board certifies as~~
 1092 ~~qualified for a certificate of authorization and who has paid~~
 1093 ~~the fee set in s. 481.207.~~

1094 ~~(6)-(7)~~ The board shall allow ~~certify~~ an applicant to
 1095 qualify one or more business organizations ~~as qualified for a~~
 1096 ~~certificate of authorization~~ to offer architectural or interior
 1097 design services, or to use a fictitious name to offer such
 1098 services, if provided that:

1099 (a) One or more of the principal officers of the
 1100 corporation or limited liability company, or one or more

1101 partners of the partnership, and all personnel of the
 1102 corporation, limited liability company, or partnership who act
 1103 in its behalf in this state as architects, are registered as
 1104 provided by this part; or

1105 (b) One or more of the principal officers of the
 1106 corporation or one or more partners of the partnership, and all
 1107 personnel of the corporation, limited liability company, or
 1108 partnership who act in its behalf in this state as interior
 1109 designers, are registered as provided by this part.

1110 ~~(8) The department shall adopt rules establishing a~~
 1111 ~~procedure for the biennial renewal of certificates of~~
 1112 ~~authorization.~~

1113 ~~(9) The department shall renew a certificate of~~
 1114 ~~authorization upon receipt of the renewal application and~~
 1115 ~~biennial renewal fee.~~

1116 (7) ~~(10)~~ Each qualifying agent approved to qualify a
 1117 business organization ~~partnership, limited liability company,~~
 1118 ~~and corporation certified~~ under this section shall notify the
 1119 department within 30 days after ~~of~~ any change in the information
 1120 contained in the application upon which the qualification
 1121 ~~certification~~ is based. Any registered architect or interior
 1122 designer who qualifies the business organization shall ensure
 1123 ~~corporation, limited liability company, or partnership as~~
 1124 ~~provided in subsection (7) shall be responsible for ensuring~~
 1125 responsible supervising control of projects of the business

1126 organization ~~entity~~ and shall notify the department of the ~~upon~~
 1127 termination of her or his employment with a business
 1128 organization qualified partnership, limited liability company,
 1129 ~~or corporation certified~~ under this section ~~shall notify the~~
 1130 ~~department of the termination~~ within 30 days after such
 1131 termination.

1132 ~~(8)(11)~~ A business organization is not ~~No corporation,~~
 1133 ~~limited liability company, or partnership shall be~~ relieved of
 1134 responsibility for the conduct or acts of its agents, employees,
 1135 or officers by reason of its compliance with this section.
 1136 However, except as provided in s. 558.0035, the architect who
 1137 signs and seals the construction documents and instruments of
 1138 service is ~~shall be~~ liable for the professional services
 1139 performed, and the interior designer who signs and seals the
 1140 interior design drawings, plans, or specifications is ~~shall be~~
 1141 liable for the professional services performed.

1142 ~~(12)~~ ~~Disciplinary action against a corporation, limited~~
 1143 ~~liability company, or partnership shall be administered in the~~
 1144 ~~same manner and on the same grounds as disciplinary action~~
 1145 ~~against a registered architect or interior designer,~~
 1146 ~~respectively.~~

1147 ~~(9)(13)~~ ~~Nothing in~~ This section may not ~~shall~~ be construed
 1148 to mean that a certificate of registration to practice
 1149 architecture or interior design must ~~shall~~ be held by a business
 1150 organization ~~corporation, limited liability company, or~~

1151 ~~partnership.~~ Nothing in This section does not prohibit a
 1152 business organization from offering ~~prohibits corporations,~~
 1153 ~~limited liability companies, and partnerships from joining~~
 1154 ~~together to offer~~ architectural, engineering, interior design,
 1155 surveying and mapping, and landscape architectural services, or
 1156 any combination of such services, to the public if the business
 1157 organization, ~~provided that each corporation, limited liability~~
 1158 ~~company, or partnership~~ otherwise meets the requirements of law.

1159 ~~(10)-(14)~~ A business organization that is qualified by a
 1160 registered architect may ~~Corporations, limited liability~~
 1161 ~~companies, or partnerships holding a valid certificate of~~
 1162 ~~authorization to practice architecture shall be permitted to use~~
 1163 ~~in their title~~ the term "interior designer" or "registered
 1164 interior designer" in its title. ~~designer."~~

1165 Section 42. Subsection (10) of section 481.221, Florida
 1166 Statutes, is amended to read:

1167 481.221 Seals; display of certificate number.—

1168 (10) Each registered architect or interior designer must,
 1169 ~~and each corporation, limited liability company, or partnership~~
 1170 ~~holding a certificate of authorization, shall include her or his~~
 1171 license ~~its certificate~~ number in any newspaper, telephone
 1172 directory, or other advertising medium used by the registered
 1173 licensee ~~architect, interior designer, corporation, limited~~
 1174 ~~liability company, or partnership.~~ Each business organization
 1175 must include the license number of the registered architect or

1176 interior designer who serves as the qualifying agent for that
 1177 business organization in any newspaper, telephone directory, or
 1178 other advertising medium used by the business organization, but
 1179 is not required to display the license numbers of other
 1180 registered architects or interior designers employed by the
 1181 business organization ~~A corporation, limited liability company,~~
 1182 ~~or partnership is not required to display the certificate number~~
 1183 ~~of individual registered architects or interior designers~~
 1184 ~~employed by or working within the corporation, limited liability~~
 1185 ~~company, or partnership.~~

1186 Section 43. Paragraphs (a) and (c) of subsection (5) of
 1187 section 481.229, Florida Statutes, are amended to read:

1188 481.229 Exceptions; exemptions from licensure.-

1189 (5) (a) ~~Nothing contained in~~ This part does not prohibit
 1190 shall prevent a registered architect or a qualified business
 1191 organization ~~partnership, limited liability company, or~~
 1192 ~~corporation holding a valid certificate of authorization to~~
 1193 ~~provide architectural services from performing any interior~~
 1194 ~~design service or from using the title "interior designer" or~~
 1195 ~~"registered interior designer."~~

1196 (c) Notwithstanding any other provision of this part, a
 1197 registered architect or business organization qualified ~~any~~
 1198 ~~corporation, partnership, or person operating under a fictitious~~
 1199 ~~name which holds a certificate of authorization to provide~~
 1200 architectural services must ~~shall~~ be qualified, without fee, ~~for~~

1201 ~~a certificate of authorization to provide interior design~~
 1202 ~~services upon submission of a completed application for~~
 1203 ~~qualification therefor. For corporations, partnerships, and~~
 1204 ~~persons operating under a fictitious name which hold a~~
 1205 ~~certificate of authorization to provide interior design~~
 1206 ~~services, satisfaction of the requirements for renewal of the~~
 1207 ~~certificate of authorization to provide architectural services~~
 1208 ~~under s. 481.219 shall be deemed to satisfy the requirements for~~
 1209 ~~renewal of the certificate of authorization to provide interior~~
 1210 ~~design services under that section.~~

1211 Section 44. Section 481.303, Florida Statutes, is amended
 1212 to read:

1213 481.303 Definitions.—As used in this part chapter, the
 1214 term:

1215 (1) "Board" means the Board of Landscape Architecture.

1216 (2) "Business organization" means any partnership, limited
 1217 liability company, corporation, or individual operating under a
 1218 fictitious name.

1219 ~~(3)-(4)~~ "Certificate of registration" means a license
 1220 issued by the department to a natural person to engage in the
 1221 practice of landscape architecture.

1222 ~~(4)-(2)~~ "Department" means the Department of Business and
 1223 Professional Regulation.

1224 ~~(5)~~ ~~"Certificate of authorization" means a license issued~~
 1225 ~~by the department to a corporation or partnership to engage in~~

1226 | ~~the practice of landscape architecture.~~

1227 | (5)~~(6)~~ "Landscape architecture" means professional
1228 | services, including, but not limited to, the following:

1229 | (a) Consultation, investigation, research, planning,
1230 | design, preparation of drawings, specifications, contract
1231 | documents and reports, responsible construction supervision, or
1232 | landscape management in connection with the planning and
1233 | development of land and incidental water areas, including the
1234 | use of Florida-friendly landscaping as defined in s. 373.185,
1235 | where, and to the extent that, the dominant purpose of such
1236 | services or creative works is the preservation, conservation,
1237 | enhancement, or determination of proper land uses, natural land
1238 | features, ground cover and plantings, or naturalistic and
1239 | aesthetic values;

1240 | (b) The determination of settings, grounds, and approaches
1241 | for and the siting of buildings and structures, outdoor areas,
1242 | or other improvements;

1243 | (c) The setting of grades, shaping and contouring of land
1244 | and water forms, determination of drainage, and provision for
1245 | storm drainage and irrigation systems where such systems are
1246 | necessary to the purposes outlined herein; and

1247 | (d) The design of such tangible objects and features as
1248 | are necessary to the purpose outlined herein.

1249 | (6)~~(7)~~ "Landscape design" means consultation for and
1250 | preparation of planting plans drawn for compensation, including

1251 specifications and installation details for plant materials,
 1252 soil amendments, mulches, edging, gravel, and other similar
 1253 materials. Such plans may include only recommendations for the
 1254 conceptual placement of tangible objects for landscape design
 1255 projects. Construction documents, details, and specifications
 1256 for tangible objects and irrigation systems shall be designed or
 1257 approved by licensed professionals as required by law.

1258 (7) "Qualifying agent" means an owner, officer, or
 1259 director of the corporation, or partner of the partnership, who
 1260 is responsible for the supervision, direction, and management of
 1261 projects of the business organization with which she or he is
 1262 affiliated and for ensuring that responsible supervising control
 1263 is being exercised.

1264 (8)-(3) "Registered landscape architect" means a person who
 1265 holds a license to practice landscape architecture in this state
 1266 under the authority of this act.

1267 Section 45. Subsection (4) of section 481.311, Florida
 1268 Statutes, is amended to read:

1269 481.311 Licensure.—

1270 ~~(4) The board shall certify as qualified for a certificate~~
 1271 ~~of authorization any applicant corporation or partnership who~~
 1272 ~~satisfies the requirements of s. 481.319.~~

1273 Section 46. Subsection (2) of section 481.317, Florida
 1274 Statutes, is amended to read:

1275 481.317 Temporary certificates.—

1276 ~~(2) Upon approval by the board and payment of the fee set~~
 1277 ~~in s. 481.307, the department shall grant a temporary~~
 1278 ~~certificate of authorization for work on one specified project~~
 1279 ~~in this state for a period not to exceed 1 year to an out-of-~~
 1280 ~~state corporation, partnership, or firm, provided one of the~~
 1281 ~~principal officers of the corporation, one of the partners of~~
 1282 ~~the partnership, or one of the principals in the fictitiously~~
 1283 ~~named firm has obtained a temporary certificate of registration~~
 1284 ~~in accordance with subsection (1).~~

1285 Section 47. Section 481.319, Florida Statutes, is amended
 1286 to read:

1287 481.319 Corporate and partnership practice of landscape
 1288 architecture; ~~certificate of authorization.~~-

1289 (1) The practice of or offer to practice landscape
 1290 architecture by registered landscape architects registered under
 1291 this part through a corporation or partnership offering
 1292 landscape architectural services to the public, or through a
 1293 corporation or partnership offering landscape architectural
 1294 services to the public through individual registered landscape
 1295 architects as agents, employees, officers, or partners, is
 1296 permitted, subject to the provisions of this section, if:

1297 (a) One or more of the principal officers of the
 1298 corporation, or partners of the partnership, and all personnel
 1299 of the corporation or partnership who act in its behalf as
 1300 landscape architects in this state are registered landscape

1301 architects; and
 1302 (b) One or more of the officers, one or more of the
 1303 directors, one or more of the owners of the corporation, or one
 1304 or more of the partners of the partnership is a registered
 1305 landscape architect and has applied to be the qualifying agent
 1306 for the business organization; ~~and~~
 1307 ~~(c) The corporation or partnership has been issued a~~
 1308 ~~certificate of authorization by the board as provided herein.~~
 1309 (2) All documents involving the practice of landscape
 1310 architecture which are prepared for the use of the corporation
 1311 or partnership shall bear the signature and seal of a registered
 1312 landscape architect.
 1313 (3) A landscape architect applying to practice in the name
 1314 of a ~~An applicant~~ corporation must ~~shall~~ file with the
 1315 department the names and addresses of all officers and board
 1316 members of the corporation, including the principal officer or
 1317 officers, duly registered to practice landscape architecture in
 1318 this state and, also, of all individuals duly registered to
 1319 practice landscape architecture in this state who shall be in
 1320 responsible charge of the practice of landscape architecture by
 1321 the corporation in this state. A landscape architect applying to
 1322 practice in the name of a ~~An applicant~~ partnership must ~~shall~~
 1323 file with the department the names and addresses of all partners
 1324 of the partnership, including the partner or partners duly
 1325 registered to practice landscape architecture in this state and,

1326 also, of an individual or individuals duly registered to
 1327 practice landscape architecture in this state who shall be in
 1328 responsible charge of the practice of landscape architecture by
 1329 said partnership in this state.

1330 (4) Each landscape architect qualifying a partnership or
 1331 ~~and~~ corporation ~~licensed~~ under this part must ~~shall~~ notify the
 1332 department within 1 month after ~~of~~ any change in the information
 1333 contained in the application upon which the license is based.
 1334 Any landscape architect who terminates her or his ~~or her~~
 1335 employment with a partnership or corporation licensed under this
 1336 part shall notify the department of the termination within 1
 1337 month after such termination.

1338 ~~(5) Disciplinary action against a corporation or~~
 1339 ~~partnership shall be administered in the same manner and on the~~
 1340 ~~same grounds as disciplinary action against a registered~~
 1341 ~~landscape architect.~~

1342 (5) ~~(6)~~ Except as provided in s. 558.0035, the fact that a
 1343 registered landscape architect practices landscape architecture
 1344 through a corporation or partnership as provided in this section
 1345 does not relieve the landscape architect from personal liability
 1346 for her or his ~~or her~~ professional acts.

1347 Section 48. Subsection (5) of section 481.321, Florida
 1348 Statutes, is amended to read:

1349 481.321 Seals; display of certificate number.—

1350 (5) Each registered landscape architect must ~~and each~~

1351 ~~corporation or partnership holding a certificate of~~
 1352 ~~authorization shall include~~ her or his ~~its~~ certificate number in
 1353 any newspaper, telephone directory, or other advertising medium
 1354 used by the registered landscape architect, corporation, or
 1355 partnership. A corporation or partnership must ~~is not required~~
 1356 ~~to~~ display the certificate number ~~numbers~~ of at least one
 1357 officer, director, owner, or partner who is a individual
 1358 registered landscape architect ~~architects~~ employed by or
 1359 practicing with the corporation or partnership.

1360 Section 49. Subsection (5) of section 481.329, Florida
 1361 Statutes, is amended to read:

1362 481.329 Exceptions; exemptions from licensure.—

1363 (5) This part does not prohibit any person from engaging
 1364 in the practice of landscape design, as defined in s. 481.303(6)
 1365 ~~s. 481.303(7)~~, or from submitting for approval to a governmental
 1366 agency planting plans that are independent of, or a component
 1367 of, construction documents that are prepared by a Florida-
 1368 registered professional. Persons providing landscape design
 1369 services shall not use the title, term, or designation
 1370 "landscape architect," "landscape architectural," "landscape
 1371 architecture," "L.A.," "landscape engineering," or any
 1372 description tending to convey the impression that she or he is a
 1373 landscape architect unless she or he is registered as provided
 1374 in this part.

1375 Section 50. Paragraph (h) of subsection (2) of section

1376 287.055, Florida Statutes, is amended to read:

1377 287.055 Acquisition of professional architectural,
 1378 engineering, landscape architectural, or surveying and mapping
 1379 services; definitions; procedures; contingent fees prohibited;
 1380 penalties.—

1381 (2) DEFINITIONS.—For purposes of this section:

1382 (h) A "design-build firm" means a partnership,
 1383 corporation, or other legal entity that:

1384 1. Is certified under s. 489.119 to engage in contracting
 1385 through a certified or registered general contractor or a
 1386 certified or registered building contractor as the qualifying
 1387 agent; or

1388 2. Is certified under s. 471.023 to practice or to offer
 1389 to practice engineering; qualified ~~certified~~ under s. 481.219 to
 1390 practice or to offer to practice architecture; or qualified
 1391 ~~certified~~ under s. 481.319 to practice or to offer to practice
 1392 landscape architecture.

1393 Section 51. Effective October 1, 2018, Paragraph (a) of
 1394 subsection (4) of section 489.553, Florida Statutes, is amended,
 1395 and new subsections (7) through (10) are added to that section,
 1396 to read:

1397 489.553 Administration of part; registration
 1398 qualifications; examination.—

1399 (4) To be eligible for registration by the department as a
 1400 septic tank contractor, the applicant must:

1401 (a) Be of good moral character. In considering good moral
 1402 character, the department may consider matters ~~any matter~~ that
 1403 have ~~has~~ a substantial connection between the good moral
 1404 character of the applicant and the professional responsibilities
 1405 of a registered contractor, including, but not limited to: the
 1406 applicant being convicted or found guilty of, or entering a plea
 1407 of nolo contendere to, regardless of adjudication, a crime in
 1408 any jurisdiction which directly relates to the practice of
 1409 contracting or the ability to practice contracting; and previous
 1410 disciplinary action involving septic tank contracting, where all
 1411 judicial reviews have been completed.

1412 (7) The criminal history of an applicant may not be used
 1413 as grounds for denial of a license if the date of conviction,
 1414 plea, adjudication, or sentencing, is more than 5 years before
 1415 the date of the application. This paragraph does not limit the
 1416 department's ability to consider an applicant's criminal history
 1417 that relates to paragraph (4) (a) or that includes crimes listed
 1418 in s. 435.07(4)(c)1.-3. or s. 775.21(4)(a)1.

1419 (8) (a) A person may apply for a license before his or her
 1420 lawful release from confinement or supervision. The department
 1421 may not charge an applicant an additional fee for being confined
 1422 or under supervision. The department may not deny an application
 1423 for a license solely on the basis of the applicant's current
 1424 confinement or supervision.

1425 (b) After a license application is approved, the

1426 department may stay the issuance of a license until the
 1427 applicant is lawfully released from confinement or supervision
 1428 and the applicant notifies the board of such release. The
 1429 department must verify the applicant's release with the
 1430 Department of Corrections before it issues a license.

1431 (c) If an applicant is unable to appear in person due to
 1432 his or her confinement or supervision, the department must
 1433 permit the applicant to appear by teleconference or video
 1434 conference, as appropriate, at any meeting or hearing by the
 1435 department concerning his or her application.

1436 (d) If an applicant is confined or under supervision, the
 1437 Department of Corrections and the department shall cooperate and
 1438 coordinate to facilitate the appearance of the applicant at a
 1439 meeting or hearing in person, by teleconference, or by video
 1440 conference, as appropriate.

1441 (9) The department shall compile a list of crimes that, if
 1442 committed and regardless of adjudication, do not relate to the
 1443 practice of the profession or the ability to practice the
 1444 profession and do not constitute grounds for denial of a
 1445 license. This list shall be made available on the department's
 1446 website and be updated annually. Beginning October 1, 2018, and
 1447 updated quarterly thereafter, the department shall add to this
 1448 list such crimes that although reported by an applicant for
 1449 licensure, were not used as a basis for denial in the past 2
 1450 years. The list must identify the crime reported and the date of

1451 conviction, plea, adjudication, or sentencing for each such
 1452 license application.

1453 (10) The department shall compile a list of crimes that
 1454 have been used as a basis for denial of a license in the past 2
 1455 years, which shall be made available on the department's
 1456 website. Beginning October 1, 2018, and updated quarterly
 1457 thereafter, the department shall add to this list each crime
 1458 used as a basis for denial. For each crime listed, the
 1459 department must identify the date of conviction, plea,
 1460 adjudication, or sentencing. Such denials shall be available to
 1461 the public upon request.

1462 Section 52. Section 492.104, Florida Statutes, is amended
 1463 to read:

1464 492.104 Rulemaking authority.—The Board of Professional
 1465 Geologists may ~~has authority to~~ adopt rules pursuant to ss.
 1466 120.536(1) and 120.54 to implement this chapter. Every licensee
 1467 shall be governed and controlled by this chapter and the rules
 1468 adopted by the board. The board may establish ~~is authorized to~~
 1469 ~~set,~~ by rule, fees for application, examination, ~~certificate of~~
 1470 ~~authorization,~~ late renewal, initial licensure, and license
 1471 renewal. These fees may ~~should~~ not exceed the cost of
 1472 implementing the application, examination, initial licensure,
 1473 and license renewal or other administrative process and are
 1474 ~~shall be~~ established as follows:

1475 (1) The application fee may ~~shall~~ not exceed \$150 and is

1476 ~~shall be~~ nonrefundable.

1477 (2) The examination fee may ~~shall~~ not exceed \$250, and the
 1478 fee may be apportioned to each part of a multipart examination.
 1479 The examination fee shall be refundable in whole or part if the
 1480 applicant is found to be ineligible to take any portion of the
 1481 licensure examination.

1482 (3) The initial license fee may ~~shall~~ not exceed \$100.

1483 (4) The biennial renewal fee may ~~shall~~ not exceed \$150.

1484 ~~(5) The fee for a certificate of authorization shall not~~
 1485 ~~exceed \$350 and the fee for renewal of the certificate shall not~~
 1486 ~~exceed \$350.~~

1487 (5)~~(6)~~ The fee for reactivation of an inactive license may
 1488 ~~shall~~ not exceed \$50.

1489 (6)~~(7)~~ The fee for a provisional license may ~~shall~~ not
 1490 exceed \$400.

1491 (7)~~(8)~~ The fee for application, examination, and licensure
 1492 for a license by endorsement is ~~shall be~~ as provided in this
 1493 section for licenses in general.

1494 Section 53. Section 492.111, Florida Statutes, is amended
 1495 to read:

1496 492.111 Practice of professional geology by a firm,
 1497 corporation, or partnership; ~~certificate of authorization.~~—The
 1498 practice of, or offer to practice, professional geology by
 1499 individual professional geologists licensed under the provisions
 1500 of this chapter through a firm, corporation, or partnership

1501 offering geological services to the public through individually
 1502 licensed professional geologists as agents, employees, officers,
 1503 or partners thereof is permitted subject to the provisions of
 1504 this chapter, if provided that:

1505 (1) At all times that it offers geological services to the
 1506 public, the firm, corporation, or partnership is qualified by
 1507 ~~has on file with the department the name and license number of~~
 1508 one or more individuals who hold a current, active license as a
 1509 professional geologist in the state and are serving as a
 1510 geologist of record for the firm, corporation, or partnership. A
 1511 geologist of record may be any principal officer or employee of
 1512 such firm or corporation, or any partner or employee of such
 1513 partnership, who holds a current, active license as a
 1514 professional geologist in this state, or any other Florida-
 1515 licensed professional geologist with whom the firm, corporation,
 1516 or partnership has entered into a long-term, ongoing
 1517 relationship, as defined by rule of the board, to serve as one
 1518 of its geologists of record. ~~It shall be the responsibility of~~
 1519 ~~the firm, corporation, or partnership and~~ The geologist of
 1520 record shall ~~to~~ notify the department of any changes in the
 1521 relationship or identity of that geologist of record within 30
 1522 days after such change.

1523 ~~(2) The firm, corporation, or partnership has been issued~~
 1524 ~~a certificate of authorization by the department as provided in~~
 1525 ~~this chapter. For purposes of this section, a certificate of~~

1526 ~~authorization shall be required of any firm, corporation,~~
 1527 ~~partnership, association, or person practicing under a~~
 1528 ~~fictitious name and offering geological services to the public;~~
 1529 ~~except that, when an individual is practicing professional~~
 1530 ~~geology in her or his own name, she or he shall not be required~~
 1531 ~~to obtain a certificate of authorization under this section.~~
 1532 ~~Such certificate of authorization shall be renewed every 2~~
 1533 ~~years.~~

1534 (2)~~(3)~~ All final geological papers or documents involving
 1535 the practice of the profession of geology which have been
 1536 prepared or approved for the use of such firm, corporation, or
 1537 partnership, for delivery to any person for public record with
 1538 the state, shall be dated and bear the signature and seal of the
 1539 professional geologist or professional geologists who prepared
 1540 or approved them.

1541 (3)~~(4)~~ Except as provided in s. 558.0035, the fact that a
 1542 licensed professional geologist practices through a corporation
 1543 or partnership does not relieve the registrant from personal
 1544 liability for negligence, misconduct, or wrongful acts committed
 1545 by her or him. The partnership and all partners are jointly and
 1546 severally liable for the negligence, misconduct, or wrongful
 1547 acts committed by their agents, employees, or partners while
 1548 acting in a professional capacity. Any officer, agent, or
 1549 employee of a corporation is personally liable and accountable
 1550 only for negligent acts, wrongful acts, or misconduct committed

1551 by her or him or committed by any person under her or his direct
 1552 supervision and control, while rendering professional services
 1553 on behalf of the corporation. The personal liability of a
 1554 shareholder of a corporation, in her or his capacity as
 1555 shareholder, may be no greater than that of a shareholder-
 1556 employee of a corporation incorporated under chapter 607. The
 1557 corporation is liable up to the full value of its property for
 1558 any negligent acts, wrongful acts, or misconduct committed by
 1559 any of its officers, agents, or employees while they are engaged
 1560 on behalf of the corporation in the rendering of professional
 1561 services.

1562 ~~(5) The firm, corporation, or partnership desiring a~~
 1563 ~~certificate of authorization shall file with the department an~~
 1564 ~~application therefor, upon a form to be prescribed by the~~
 1565 ~~department, accompanied by the required application fee.~~

1566 ~~(6) The department may refuse to issue a certificate of~~
 1567 ~~authorization if any facts exist which would entitle the~~
 1568 ~~department to suspend or revoke an existing certificate of~~
 1569 ~~authorization or if the department, after giving persons~~
 1570 ~~involved a full and fair hearing, determines that any of the~~
 1571 ~~officers or directors of said firm or corporation, or partners~~
 1572 ~~of said partnership, have violated the provisions of s. 492.113.~~

1573 Section 54. Subsection (4) of section 492.113, Florida
 1574 Statutes, is amended to read:

1575 492.113 Disciplinary proceedings.—

1576 (4) The department shall reissue the license of a
 1577 disciplined professional geologist ~~or business~~ upon
 1578 certification by the board that the disciplined person has
 1579 complied with ~~all of~~ the terms and conditions set forth in the
 1580 final order.

1581 Section 55. Section 492.115, Florida Statutes, is amended
 1582 to read:

1583 492.115 Roster of licensed professional geologists.—A
 1584 roster showing the names and places of business or residence of
 1585 all licensed professional geologists and all properly qualified
 1586 firms, corporations, or partnerships practicing holding
 1587 ~~certificates of authorization to practice~~ professional geology
 1588 in the state shall be prepared annually by the department. A
 1589 copy of this roster must be made available to ~~shall be~~
 1590 ~~obtainable by~~ each licensed professional geologist and each
 1591 firm, corporation, or partnership qualified by a professional
 1592 geologist holding a certificate of authorization, and copies
 1593 thereof shall be placed on file with the department.

1594 Section 56. Paragraphs (j) and (k) of subsection (2) of
 1595 section 548.003, Florida Statutes, are redesignated as
 1596 paragraphs (i) and (j), respectively, and paragraph (i) of that
 1597 subsection is amended to read:

1598 548.003 Florida State Boxing Commission.—

1599 (2) The Florida State Boxing Commission, as created by
 1600 subsection (1), shall administer the provisions of this chapter.

1601 The commission has authority to adopt rules pursuant to ss.
 1602 120.536(1) and 120.54 to implement the provisions of this
 1603 chapter and to implement each of the duties and responsibilities
 1604 conferred upon the commission, including, but not limited to:

1605 ~~(i) Designation and duties of a knockdown timekeeper.~~

1606 Section 57. Subsection (1) of section 548.017, Florida
 1607 Statutes, is amended to read:

1608 548.017 Participants, managers, and other persons required
 1609 to have licenses.—

1610 (1) A participant, manager, trainer, second, ~~timekeeper,~~
 1611 referee, judge, ~~announcer,~~ physician, matchmaker, or promoter
 1612 must be licensed before directly or indirectly acting in such
 1613 capacity in connection with any match involving a participant. A
 1614 physician approved by the commission must be licensed pursuant
 1615 to chapter 458 or chapter 459, must maintain an unencumbered
 1616 license in good standing, and must demonstrate satisfactory
 1617 medical training or experience in boxing, or a combination of
 1618 both, to the executive director before working as the ringside
 1619 physician.

1620 Section 58. Except as otherwise expressly provided in this
 1621 act, this act shall take effect July 1, 2018.

1622