



2023 HOUSE BILL 869

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The bill enhances operational efficiencies, clarifies regulatory requirements, and improves licensure and renewal options for agency stakeholders throughout the state, including:

Division of Hotels and Restaurants

- Requires all license holders to provide an email address to the Division to function as the primary contact point on matters related to the license.
- Provides rulemaking authority for DBPR to specify circumstances allowing an opt-out of the online account requirement. Essentially, a hardship exemption for those who do not have access to the internet.
- Modernizes transient lodging establishment regulations by allowing the guest register to be maintained electronically and eliminating requirements for individual guest signatures.
- Allows the Division to legally send notices using less expensive methods such as email.

Division of Professions

- Eliminates the application deadline in statutory grandfathering provisions that allows registered electrical contractors to obtain certified status if qualified.
- Adds licensure by endorsement options for mold and asbestos professionals who hold similar licenses in other states.
- Amends the required criteria for determining the financial responsibility of an asbestos contractor applicant by providing that the applicant's credit history is the minimum basis of review by the Department.
- Authorizes the Building Commission to delay the energy provisions of the Building Code, if energy code compliance software is not approved at least three months before the updated Building Code's effective date.

Florida Athletic Commission

- Clarifies that participants in exhibition matches are not subject to the maximum difference in participant weights that is specified for other sanctioned matches.

Division of Alcoholic Beverages and Tobacco

- Permits package stores licensed to sell beer, wine and distilled spirits (liquor) for consumption off the premises to sell nicotine products such as electronic cigarettes.

Division of Condominiums, Timeshares, and Mobile Homes

- Eliminates certain requirements for the offering of incidental benefits in the sale of a timeshare plan, including repealing the 15 percent limitation on the aggregate represented value of all incidental benefits offered by the developer, the requirement that an acknowledgement and disclosure statement indicate the source of the services, points, or other products that constitute the incidental benefit, and that the developer promptly notify the Division upon learning of the unavailability of any incidental benefit.
- Extends from one year to five years the period for voiding a contract for which a closing unlawfully occurred before the cancellation period's expiration, and retains the one-year right for a purchaser to void a contract if he or she knowingly or unknowingly waived their right to cancel the contract within the 10-day cancellation period.
- Revises the public offering statement requirements to allow the developer's description of each component site for a multisite timeshare plan to be provided to the purchaser electronically, such as through a website or other internet-based access, and to provide that a developer is not required to file a separate public offering statement for any component site located within or outside Florida in order to include the component site in the multistate timeshare plan.