

BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS

BUILDING AND PERMITTING DIVISION

MAIL TO: BROWARD COUNTY CENTRAL EXAMINING BOARD OF
955 South Federal Highway
Fort Lauderdale, Florida 33316

FROM:

(Type or Print your Name and Address) (Zip Code)

(Area Code) (Telephone Number)

I hereby file a formal complaint against:

_____ (Contractor)
C/C#
(Company Name)

State briefly the complaint. Prior to filling out this portion, refer to reverse side of this sheet and indicate by number(s) the reason(s) for your complaint and explain. If more space is needed, attach additional sheets.

SIGNATURE

Please complete the following:

Type and date of activity:_____

Was Permit Issued: _____ Yes _____ No DATED: / / PERMIT #:

Was Contract Signed: _____ Yes _____ No DATED: / /

Was Payment made and date:

(Attach copies of ALL DOCUMENTATION such as contract, permit, check and other data to substantiate your complaint.)

STATE OF FLORIDA)
)
) SS
COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of _____, 20____,
by _____ who is personally known to me or who has produced _____ as
identification and who did/did not take an oath.

NOTARY PUBLIC

My commission expires:

Type or print name

Commission No.

ACCORDING TO THE BROWARD COUNTY CENTRAL EXAMINING BOARD OF REGULATIONS, DISCIPLINARY ACTION OF A CERTIFICATE OF COMPETENCY HOLDER CAN BE HELD IF ONE OR MORE OF THE FOLLOWING APPLY. DID THE CONTRACTOR:

1. _____ Willfully, deliberately or negligently disregard or violate any provision of the South Florida Building Code or any state laws or regulations which directly relate to the practice of contracting or the ability to practice contracting.
2. _____ Perform any act which assists a person or entity to engage in the prohibited uncertified and unregistered practice of contracting. If the certificate holder or registrant knows or has reasonable grounds to know that the person or entity was uncertified and unregistered.
3. _____ Knowingly combine or conspire with an uncertified or unregistered person by allowing his or her certification to be used by the uncertified or unregistered person with intent to evade the provisions of Chapter 9. When a certificate holder or registrant allows his or her certificate or registration to be used by one or more business organizations without having any active participation in the operations, management or control of such business organizations, such act constitutes prime facie evidence of an intent to evade the provisions of Chapter 9.
4. _____ Qualify or contract to act as qualifying agent for any person or business organization which is not certified pursuant to the provisions of Chapter 9.
5. _____ Commit mismanagement or misconduct in the practice of contracting that causes financial harm to a customer. Financial mismanagement or misconduct shall occur when:
 - i) Valid liens have been recorded against the property of a contractor's customer for supplies or services ordered by the contractor for the customer's job; the contractor has received funds from the customer to pay for the supplies or services; and the contractor has not had the liens removed from the property, by payment or by bond, within seventy-five (75) days after the date of such lien.
 - ii) The contractor has abandoned a customer's job and the percentage of completion is less than the percentage of the total contract price paid to the contractor as of the time of abandonment, unless the contractor is entitled to retain such funds under the terms of the contract or refunds the excess funds within thirty (30) days after the date the job is abandoned;
 - iii) The contractor's job has been completed, and it is shown through testimony or documentary evidence that the customer has had to pay more for the contracted job than the original contract price, as adjusted for subsequent change orders, unless such increase in cost was the result of circumstances beyond the control of the contractor, was the result of circumstances caused by the customer, or was otherwise permitted by the terms of the contract between the contractor and the customer.
6. _____ Fail to complete a project or operation in accordance with the plans and specifications set forth within the agreement between the contractor and the customer.
7. _____ Contract or do any work which is not within the description of the category or class for which the contractor has been certified by the board.
8. _____ Abandon a construction project or operation in which the contractor is engaged or under contract as a contractor. A project is to be considered abandoned after ninety (90) days if the contractor terminates the project or operation without just cause or without notification to the prospective owner including the reason for termination, or fails to perform work without just cause for ninety (90) consecutive days.
9. _____ Materially depart from or disregard the plans or specifications of a construction project without the written consent of the owner thereof or his or her duly authorized representative.
10. _____ Misrepresent or falsify any information supplied to the board in his or her application for certification which the contractor knew or had reasonable grounds to know was false.
11. _____ Fail to properly supervise any project, commenced or conducted pursuant to a building permit issued on the basis of his or her certification or the certification of the business organization he or she qualifies.
12. _____ Be convicted or found guilty of a crime or entering a plea or nolo contendere, regardless of adjudication, in any jurisdiction which directly relates to the practice of construction contracting or the ability to practice construction contracting.
13. _____ Sign a statement with respect to a project or contract falsely indicating that the work is bonded; falsely indicate that payment has been made for all subcontracted work, labor and materials which result in a financial loss to the owner, purchaser, or contractor; or falsely indicate that workers' compensation and public liability insurance are provided.
14. _____ Commit in any jurisdiction fraud or deceit in the practice of construction contracting.
15. _____ Proceed on any job without obtaining applicable county or municipal building department permits and inspections.
16. _____ Fail to comply, in any material respect, with the provisions of Chapter 9 or the Broward County Consumer Protection Code.
17. _____ Violate any registration requirements imposed by the laws or regulations of the State of Florida.
18. _____ Fail to maintain in full force and effect any insurance required by Chapter 9 or the board.
19. _____ Fail to ensure that his or her certificate of competency number appears in advertisements where the person has been issued a current active certificate of competency by the board and who advertises as a contractor in any newspaper, magazine, classified telephone directory, or other advertising medium utilizing printed material distributed or consumed within Broward County.
20. _____ Commit in any jurisdiction incompetence or misconduct in the practice of contracting.
21. _____ Commit in any jurisdiction gross negligence, repeated negligence, or negligence resulting in a significant danger to life or property.
22. _____ Fail to maintain workers' compensation insurance coverage as required by law.