

MINUTES

REGULATORY COUNCIL OF COMMUNITY ASSOCIATION MANAGERS

February 26, 2016

10:00 a.m. EST

Conference Call Meeting

Conference: 888.670.3525

Conference Code: 7335214083#

CALL TO ORDER

Chair Warren called the meeting to order at 10:00 a.m.

MEMBERS PRESENT:

Chair Dawn Warren
Vice Chair Angela Phillips
Sharon Cunningham
Lisa Riddle
Pedro Allende
Bob Sibley

Linda Gray, Government Analyst,
DBPR

OTHERS PRESENT:

Matthew Green, Community
Associations Institute
Sara Duginske, Community
Association Managers International
Certification Board
John Kreeger, Community
Association Managers International
Certification Board

STAFF PRESENT:

Robyn Barineau, Executive Director,
Department of Business and
Professional Regulation (DBPR)
Larry Harris, Assistant Attorney
General, Office of the Attorney
General

APPROVAL OF THE MINUTES OF THE MEETING ON NOVEMBER 13, 2015

MOTION: Vice-Chair Phillips made a motion to approve the minutes as written.

SECOND: Ms. Cunningham seconded the motion and it passed unanimously.

REPORTS

Prosecuting Attorney Report – Walt Trierweiler

Mr. Trierweiler gave the Council an overview of the reports provided to the Council. Mr. Trierweiler indicated that as of February 10, 2016, there were two private cases and 98 public cases with his office. He informed the Council of staff changes in his office. Ms. Phillips commended Mr. Trierweiler and his staff for their hard work and dedication reducing the case load and said he is doing a “stellar job.” Mr. Trierweiler also informed the Council that the Department is seeing an increase in unlicensed activity for community association managers.

COUNSEL REPORT – Larry Harris

Ms. Clark had a conflict and was not present at the meeting. Mr. Larry Harris was present and provided the Council with the Rules Report.

Mr. Harris updated the Council concerning Rule 61E14-1.004, F.A.C. - Examination Review. He indicated this rule is being repealed because the Department is responsible for the examination.

Rule 61E14-3.001 F.A.C. – Fees

Mr. Harris and Ms. Barineau informed the Council that PearsonVUE was recently awarded the newest examination contract for the Department. The new contract includes an increase of fees from \$9 per test hour to \$10.50 per test hour. Rule 61E14-3.001, F.A.C. specifically addresses the examination fees and the Council would need to open this rule for development and include proposed language.

After discussion, the following action was taken.

MOTION: Vice-Chair Phillips made a motion to open Rule 61E14-3.001, F.A.C., for rule development and to approve the proposed language below.

Rule 61E14-3.001, F.A.C. - Fees.

(3) Examination fee: When the examination is not conducted by a professional testing service pursuant to Section 455.2171, F.S., \$100.00 payable to the Department. When the examination is conducted by a professional testing service pursuant to Section 455.2171, F.S., ~~\$73.00~~**68.50** payable to the Department plus ~~\$27.00~~**31.50** payable to the testing service.

(4) Re-examination fee: When the examination is not conducted by a professional testing service pursuant to Section 455.2171, F.S., \$100.00 payable to the Department. When the examination is conducted by a professional testing service pursuant to Section 455.2171, F.S., ~~\$73.00~~**68.50** payable to the Department ~~\$27.00~~**31.50** payable to the testing service.

SECOND: Ms. Riddle seconded the motion and the motion passes unanimously.

After the opening of the rule for development and the approval of the proposed language, the Council addressed the Statement of Estimated Regulatory Costs (SERC).

The Council determined that this rule amendment would not have an adverse impact on small business nor will it be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within one year after the implementation of the rule amendment.

MOTION: Vice-Chair Phillips made a motion that no SERC was necessary for this rule amendment.

SECOND: Ms. Riddle seconded the motion and it passed unanimously.

EXECUTIVE DIRECTOR REPORT – ROBYN BARINEAU

Financial Report – September 30, 2015

Ms. Barineau reported that the balance in the Council's operating account was (\$467,091). The unlicensed activity account balance is \$150,745.

Future Meeting Dates

May 20, 2016 – Conference Call

August 19, 2016 – Conference Call

November 4, 2016 – Fernandina Beach

NEW BUSINESS

2016 Legislation

Ms. Barineau informed the Council that SB1512/HB665 related to CAMs is before the 2016 Legislature. However, there has been no further action on the bills for several weeks.

OLD BUSINESS

There was no old business to come before the Council at this time.

ADJOURNMENT

Chair Warren determined that there was no further business to come before the Council and asked for a motion to adjourn the meeting at 10:28 a.m.

MOTION: Mr. Sibley made a motion to adjourn the meeting.

SECOND: Mr. Allende seconded the motion and it passed unanimously.

The meeting adjourned at 10:28 a.m.