

EXECUTIVE SUMMARY

CONSTRUCTION INDUSTRY LICENSING BOARD

General Information

Meeting type: General Board Meeting

Meeting dates: September 9-11, 2003, Embassy Suites Hotel, Fort Lauderdale, FL

Board members: Edward M. Weller, Chair, Michelle B. Kane, Vice-Chair, Robert A. Lang, Lee-En Chung, Paul Del Vecchio, Elizabeth Karcher, Barry Kalmanson, John B. Smith, Jaqueline Watts, Joan M. Brown, Raymond Holloway, Carl E. Engelmeier, Michael Blankenship.

Board members absent: None.

Major Issues/Actions

- The board requested that the department emphasize investigation and prosecution of financially responsible officers and qualified business license holders, in addition to qualifying agents.
- The board voted to revise the Initial Application for Certification to comply with its rule regarding verification of an applicant's experience. Rule 61G4-15.001, F.A.C., requires that a Florida-certified contractor verify an applicant's experience. The application previously allowed for verification by a registered contractor.
- The board denied a Request for Declaratory Statement regarding licensure requirements for marine contractors. The board has previously held that the construction of docks and sea walls requires a Division I license in the absence of a local specialty license. The board upheld that opinion and suggested that the marine contractors industry consider a request for rulemaking to establish a state-issued specialty license.
- The board entertained three requests for opinions regarding licensure and statutory requirements, as set forth at the end of this report.

Legislation/Rule Promulgation

- The board considered amendments to Rule 61G4-18.001, F.A.C., to specify technical and business courses within the required hours for continuing education. The board did not reach a final decision and will further consider the issue next month.
- The board entertained comments regarding the potential repeal of Rule 61G4-15.031, F.A.C., which requires certification for plumbing contractors who engage in the business of medical gas systems. The matter will be set for discussion during next month's agenda.
- The board entertained comments to impose probation as a disciplinary guideline in all cases involving instances of financial misconduct and incompetence, with a minimum duration of two years.

Action Required

- Erica Glover, Board Counsel, will draft a response to Joe K. Reljac, stating that a general or mechanical contractor's license is required to erect steel and alloy storage tanks and vessels as referred to by Mr. Reljac.

- Erica Glover will draft a response to H.C. Palmer, stating that a subcontractor relationship does not exist between a roofer and general contractor if the roofer utilizes the office space and personnel of the general contractor.
- Erica Glover will draft another response to H.C. Palmer regarding his request for a definition of “supervision.” Ms. Glover will cite to information contained within the definition of “primary qualifying agent” set forth in s. 489.105(4). F.S.

Tim Vaccaro
Executive Director