

EXECUTIVE SUMMARY

Construction Industry Licensing Board

General Information

Meeting type: General Board Meeting

Meeting dates: March 9-11, 2005, Double Tree Guest Suites Tampa Bay, Tampa, FL

Board members: Michelle B. Kane, Chair, Joan M. Brown, Vice-Chair, Barry Kalmanson, Lee-En Chung, Thomas Thornton, Robert Stewart, Jacqueline Watts, Michael Blankenship, Raymond Holloway, Carl E. Engelmeier, John J. Cox, Doris O. "Peggy" Bailey.

Board members absent: Mark Pietanza (Excused absence)

Board Counsel: Mary Ellen Clark

Department Staff: Tim Vaccaro, Stacey Merchant, Ruthanne Christie, Andrew Janecek, Patrick Creehan, Adrienne Rodgers, Valeria Singleton

Major Issues/Actions

- The Additional Entity Committee approved several applications with the condition that the applicant pay an amount equal to a fine for a first-time offense for violation of s.489.129(1)(f), F.S., for acting in a name other than what appears on the licensee's certificate or registration. Certain applicants stated on the record that they were acting under the additional entity's name prior to board approval.
- The board considered a request for opinion regarding whether or not an unlicensed independent contractor could act as a salesperson for licensed roofing contractors. Upon the advice of counsel, the board declined to issue an opinion, stating that the appropriate vehicle would be a petition for declaratory statement.
- The Executive Director announced during Continuing Education Committee that the department will host a CE Provider Workshop in Orlando during the April Meeting. The workshop has been noticed in the *Florida Administrative Weekly*, and the Bureau of Education and Testing has provided notices to the providers.

Legislation/Rule Promulgation

- The department presented information regarding Legislative bills that affect the board's jurisdiction. The board voted to oppose HB 795, HB 867, HB 117, and HB 861. The board voted to support HB 311, and it took no position on SB 442.
- The board considered an amendment to Rule 61G4-18.004, F.A.C., to expand the grounds for denying continuing education (CE) courses to include courses that constitute sales presentations. The Continuing Education Committee has expressed concern that certain proposed CE courses are actually designed to sell brand-specific products and, as such, do not have educational merit. The board voted to refer the matter to the Rules Committee.
- The Rules Committee voted to pursue rulemaking to develop voluntary specialty licensure for individuals who perform specialty services in the swimming pool industry. Categories would include Swimming Pool Structural Specialty Contractor, Swimming Pool Trim, Deck and Piping Specialty Contractor, and Swimming Pool Specialty Finish Contractor.

Action Required

- Tim Vaccaro, Executive Director, will coordinate presentations for the Continuing Education Provider Workshop with the Bureau of Education and Testing, Board Counsel, and the CE Committee Chair.