

EXECUTIVE SUMMARY

Electrical Contractors Licensing Board

Meeting Type: General Business/Committee Meeting
Meeting Date: November 18-19, 2004
Meeting Loc: Tallahassee, DBPR Board Room

Board Members: Clarence Tibbs, Pierre Bellemare, Jeffrey M. Kiner (Chair), Norman H. Mugford (Vice Chair), Lewis Roberts, Paul Sandefer, Rae Small, Donald C. Penner, Arnaldo L. Abreu

Members Absent: Roger Langer, Kimberly A. DeBerry

Department Staff: Drew Winters, (Prosecuting Attorney)
John Knap, (Executive Director)
Greg Spence, (Government Analyst)

Other Attendees: Mary Ellen Clark, (Board Counsel)

Major Issues/Actions

- The Board considered 34 applications for examination, 18 for additional business entities, 30 transfers, 1 business entity, 7 endorsements, 14 certifications of registered license, 3 registrations and 1 emergency registration.
- The Continuing Education Committee processed 12 CE courses submitted for approval by 5 providers.
- The Probable Cause Panel considered 33 administrative complaints and 29 closing orders.
- The Board heard 4 disciplinary cases.
- Board Counsel presented a request for a Declaratory Statement from Zabatt Engine Services Inc. regarding whether licensure is required to install backup generator systems. Petitioner is a vendor of generator power systems in Florida. A vendor of generator power systems need not be licensed pursuant to Chapter 489, Part II, F.S., to provide service and repair to said systems.
- Update on ECLB licensee populations presented by the Executive Director.
- Review of performance standards report for the ECLB presented by staff to measure the efficiency of the Board and the Department. The performance report format will be adopted and provided at future meetings for review.
- Review of the September 30 first quarter 2004-2005 financial reports for the ECLB operating and unlicensed activity accounts reflecting the revenue from the recent renewal period.
- The Board reviewed a memo provided by the Bureau of Education and Testing documenting 4 candidate challenges to the July 6, 2004 exam. No rescoring were required as a result of these challenges.
- Unlicensed Activity – A detailed enforcement/unlicensed activity report was presented to the Board from OGC and the Division of Professions and Regulation. Currently 53 ECLB unlicensed activity cases are open in OGC unlicensed section.

Mark Reddinger, Unlicensed Activity Coordinator, presented a statewide hurricane sweep report documenting enforcement activities resulting from this summer's storm damage.

- Prosecuting Attorney Report – 158 ECLB cases currently open, 77 set for probable cause. 19 cases 1 year old or older.
- Report on close out of applications for F.S. 489.514 Grandfathering Provisions, which expired November 1, 2004. There are currently hundreds of applications pending, many of which are incomplete. Discussions regarding how to expedite the processing of the outstanding applications.
- Mike Martinez and Kyle Mitchell, Special Counsels for the Department appeared before the Board and reviewed the final version of the memo "Licensure and Exceptions for Low Voltage Work". The memo outlines the scope of work and exemptions that apply to Limited Energy Systems Specialty Contractors and the licensure requirements for individuals engaged in this area of contracting. The Department asked that the section regarding lightning protection systems be removed pending further clarification. The Board approved the final version and instructed staff to proceed with mailing to Building Officials and other interested parties.

Legislation/Rule Promulgation

Legislative Committee submitted 4 proposed amendments to 489 Part II F.S. primarily affecting alarm system contracting. The Board voted to support the amendments.

Rules report presented by Board Counsel. Rule changes currently in process:

- 61G6-5.002 Application for Cert. By Exam; Reexamination, notice published 11/5/04 JAPC letter, changes made.
- 61G6-5.008(4) Public Liability and Workers' Compensation Insurance, notice published 11/5/04
- 61G6-6.001(4) Certification Exam Requirements, notice published 11/5/04
- 61G6-6.005 Reexamination, notice published 11/5/04 JAPC letter, changes made.
- 61G6-8.001 Fees, notice published 11/5/04
- 61G6-9.002 Criteria for Continuing Education For Reactivation of License, rule development published 8/13/04.
- 61G6-11.001 Citations, notice published 11/5/04
- 61G6-12.0015 Continuing Education Requirements for Burglar Alarm System Identification Card, effective 10/3/04.
- 61G6-12.0016 Continuing Education Requirements for Burglar Alarm System Agents, effective 10/3/04.

Respectfully Submitted,

John T. Knap
Executive Director
December 8, 2004

Next Meeting: St. Augustine, January 27-28, 2005