

**EXECUTIVE SUMMARY**  
**ELECTRICAL CONTRACTORS' LICENSING BOARD**

**I. General Information**

Meeting Dates: March 16-18, 2011  
Meeting Type: General Business Meeting  
2253 Lois Avenue  
Tampa, FL

Members Present: Mr. Brian Flaherty, Chair  
Mr. Kenneth Hoffmann, Vice-Chair  
Mr. Noel Thomas  
Mr. Bradley Giles  
Mr. Robert Bramlett  
Mr. Clarence Tibbs  
Mr. David Botknecht  
Mr. Paul Sandefer  
Mr. Benjamin Smith  
Mr. Timothy Chinchor

Members Absent: Mr. David Botknecht (excused March 17 at noon and March 18)

Other Attendees: Ms. Juanita Chastain, Executive Director  
Ms. Ruthanne Christie, Government Analyst  
Ms. LeChea Parson, Prosecuting Attorney  
Ms. Deborah Loucks, Assistant Attorney General  
Other interested parties

**II. Major Issues/Actions**

- Mr. Brian Flaherty, Chair, excused Mr. Botknecht's absence.
- The board voted to answer the Petition for Declaratory Statement from Verizon Online, LLC. The board voted that the Verizon Online, LLC call center agents do not require Burglar Alarm System Agent training for the duties outlined in the Petition and verified by Verizon legal counsel Mr. Brendon Pinkard.
- The board voted to accept the probation report.
- The board reviewed 28 additional business applications.
- The board reviewed 49 initial licensure applications.
- The board approved the minutes of the January 2011 meeting.
- Ms. Parson, prosecuting attorney, presented fourteen disciplinary cases to the board. One informal hearing was tabled; five informal hearings were acted upon; two settlement stipulations were accepted; two settlement stipulation were rejected; three motions for wavier were heard and acted upon and one recommended order was acted upon.
- The board held twelve hearings not involving disputed issues of material fact. Eleven denials were reversed and applications approved, and one denial was upheld.
- The board held three application reconsiderations. Two application denials were reversed and approved; one was reversed and withdrawal of application accepted.
- The board held one continuing education application reconsideration and approved the requested 14 hours of credit instead of the previously approved 8.
- The board held one reconsideration of disciplinary final order and vacated the previous order and accepted the settlement stipulation.

- The board heard two requests for reinstatement of null and void license. One request was granted and reinstated to inactive status and one request was denied.
- Ms. Chastain presented the second quarter financial report.
- Ms. Loucks gave the rules report. The board voted to approve the language in the following rules:
  - 61G6-5.002, Application for certification by Examination, Reexamination, FAC. The rule was amended to reflect that the examination is taken prior to the board reviewing experience and financial history. Also, the rule was updated to reflect that the application is a form prescribed by the department.
  - 61G6-5.003, Requirement for Certification, FAC. The rule was amended to remove the requirement that the financial statement must be signed in the presence of a notary.
  - 61G6-5.004, Requirement for Business Organization, FAC. The rule was amended to delete the requirement that applicants have a statement of bondability or an unexpired irrevocable letter of credit.
  - 61G6-7.001, Specialty Electrical Contractors, FAC. The rule was amended to clarify the scope of work for limited energy system specialty. It also deletes the reference to the National Electrical Code in the rule as the reference is stated in the statute.
  - 61G6-9.006, Approval of Continuing Education Courses, FAC. The rule was amended to allow licensees attending the board meeting to receive three business hours of continuing education credit for the meeting only if appearing at the board meeting for that sole purpose. Also, board members may receive three business hours of continuing education for board attendance. The change also clarifies the application is to be on a form provided by the department.
  - 61G6-10.0065, Reinstatement of Null and Void License, FAC. The rule provides for the application process to reinstate a null and void license. The application will be on a form prescribed by the department and the license will be reinstated to inactive status.
  - 61G6-12.001, Requirements for Burglar Alarm System Agent Training Course, FAC. The rule was amended to clarify the application is on a form provided by the department.
  - 61G6-12.002, Requirements for Fire Alarm System Agent Training Course, FAC. The rule was amended to clarify the application is on a form provided by the department.
  - The board voted that none of the rules required a Statement of Estimated Regulatory Costs (SERC) as the changes neither had an adverse impact on small business nor be likely to increase regulatory costs in excess of \$200,000 in the aggregate within one year.
- Ms. Parson gave the prosecuting attorney report. The report included the following case information as of March 14, 2011.
  - 7 cases assigned to legal after investigation
  - 29 cases set for probable cause presentation
  - 15 cases set for board presentation
  - 4 cases administrative complaints filed
  - 3 cases to the Division of Administrative Hearings
  - 1 case ready for default
  - 1 case required formal hearing
  - 5 cases in settlement negotiation
  - 3 cases awaiting reconsideration
  - 1 case sent for supplemental investigation

- The board approved the ratification lists of the continuing education committee, additional business application review, initial application review and the ratification list of applications processed by department staff. The lists will be attached to the minutes of the meeting and incorporated by reference.

### **III. Legislation/Rule Promulgation**

- Ms. Chastain will prepare appropriate information on the above referenced rules for review by the Office of Fiscal Accountability and Regulatory Reform.

### **IV. Action Required**

- Final orders to be prepared by Ms. Loucks and Ms. Parson.
- The following board meetings have been scheduled:
  - May 18-20, 2011, Orlando, FL
  - July 20-22, 2011, Tampa, FL
  - September 21-23, 2011, Ft. Lauderdale, FL
  - November 16-18, 2011, Gainesville, FL

Juanita Chastain  
Executive Director