

**FLORIDA ELECTRICAL CONTRACTORS' LICENSING BOARD**

**THE ORLANDO MARRIOTT LAKE MARY  
1501 INTERNATIONAL PARKWAY  
LAKE MARY, FL 32746**

The Board Meeting was called to order by Chairman Douglas Bassett on Thursday, November 21, 2019, at 8:30 a.m. and Friday, November 22, 2019, at 8:30 a.m.

**PLEDGE OF ALLEGIANCE**

**INVOCATION**

**ROLL CALL**

**Members Present**

Douglas Bassett (Chairman)  
Rafael Echarri (Vice-Chair)  
Clarence Tibbs  
David Botknecht  
Benjamin Smith  
Kathleen Krak  
Eric Vilkoski  
John (Jay) Cannava

**Members Absent**

None

**Others Present**

Ruthanne Christie, Executive Director  
Stacey Buccieri, Government Analyst II  
Deborah Loucks, Esq., Assistant Attorney General  
Sally Raines, Assistant General Counsel  
Derrick McBurrows, Assistant General Counsel  
Court Reporter – Magnolia Court Reporting – 407-896-1813  
Juan Lopez - For compliance with an order of this Board.

## **DISCIPLINARY CASES**

**Paul Thomas McLaughlin**  
**PTM Electric, Inc.**  
**License # EC 13004084**  
**Case # 2019-000509**  
**Informal Hearing**

Mr. McLaughlin was present and sworn in by the court reporter.

Mr. Smith and Mr. Tibbs were recused.

Mr. McLaughlin was charged with a violation of 489.533(1)(r), F.S., proceeding on the job without a permit.

**MOTION:** Mr. Botknecht made a motion to adopt Findings of Fact contained in Administrative Complaint.

**SECOND:** Mr. Echarri.  
Motion passed unanimously.

**MOTION:** Mr. Botknecht motion to adopt Conclusions of Law and find that the conclusions of law constitute a violation of the practice act as alleged in the Administrative Complaint.

**SECOND:** Mr. Echarri.  
Motion passed unanimously.

**MOTION:** Mr. Echarri made a motion that provided Mr. McLaughlin pay an administrative fine of \$1500 and investigative costs of \$277.78 within 90 days and complete 2 hours of continuing education with an emphasis on laws and rules within 6 months. Mr. McLaughlin's license will also be placed on probation for 1 year.

**SECOND:** Mr. Cannava.  
Motion passed unanimously.

**Frank John Giaquinto, Jr.**  
**License # ER 1301135**  
**Case # 2018-060688**  
**Waiver**

Mr. Giaquinto was not present nor represented by counsel.

**MOTION:** Mr. Echarri made a motion to grant Mr. Giaquinto's request to continue this case.

**SECOND:** Mr. Botknecht.  
Motion passed unanimously.

## HEARINGS NOT INVOLVING DISPUTED ISSUES OF MATERIAL FACT

### **Ruben Del Cristo Application Denial**

Mr. Del Cristo was not present nor represented by counsel.

**MOTION:** Mr. Echarri made a motion to grant the continuance as requested by Mr. Del Cristo.

**SECOND:** Mr. Tibbs.

Motion passed unanimously.

### **Marcos Felix Flores Application Denial**

Mr. Flores was present and sworn in by the court reporter.

**MOTION:** Mr. Cannava made a motion to reverse the denial and approve the application.

**SECOND:** Mr. Smith.

Motion passed unanimously.

### **Michael Griffith Application Denial**

Mr. Griffith was present and sworn in by the court reporter.

**MOTION:** Mr. Echarri made a motion to reverse the denial and approve the application.

**SECOND:** Mr. Tibbs.

Motion passed unanimously.

### **Kevin Halbert Application Denial**

Mr. Halbert was not present nor represented by counsel.

**MOTION:** Mr. Tibbs made a motion to continue the application.

**SECOND:** Mr. Cannava.

Motion passed unanimously.

### **Trevor William Hutchins Application Denial**

Mr. Hutchins was present and sworn in by the court reporter.

After discussion, Mr. Hutchins requested to withdraw his application.

**MOTION:** Mr. Botknecht made a motion to accept the request to withdraw this application.

**SECOND:** Mr. Tibbs.

Motion passed unanimously.

**Steven O'Quinn**  
**Application Denial**

Mr. O'Quinn was present and sworn in by the court reporter with his Attorney Rachel Clark.

**MOTION:** Mr. Botknecht made a motion to reverse the denial and approve the application.  
**SECOND:** Mr. Smith.  
Motion passed unanimously.

**Brian Thompson**  
**Application Denial**

Mr. Thompson was present and sworn in by the court reporter with Pierre Bellemare.

**MOTION:** Mr. Botknecht made a motion to reverse the denial and approve the application.  
**SECOND:** Mr. Tibbs.  
Motion passed unanimously.

**APPLICATION REVIEW**

**Additional Business Applications**

See attachment for a list of applicants that were present during this portion of the meeting:

The Court Reporter swore in, as a group, the applicants and those persons providing testimony on behalf of the applicant. During the review each applicant and their respective designees were interviewed in turn and answered general questions concerning the business entity they wished to qualify and direct questions concerning their understanding of their responsibilities and obligations as primary qualifying agent.

Mr. Echarri asked of the second business applicants collectively as a group:

*“Do you understand that you will be legally responsible for every job undertaken by this business?”*

*“Do you understand that you will be financially responsible for every job undertaken by this business?”*

*“Do you understand that you are required to approve the work done on every job undertaken by this business?”*

*“Do you understand that your license is dependent upon how seriously you take these responsibilities?”*

Each applicant answered affirmatively to each of the preceding questions.

## **PROBATION COMMITTEE REPORT**

Mr. Echarri presented his review of the probation reports with the recommendation to accept the probation reports for James Arnold Brown, Anthony Taylor Davis, Julio Guerrero, Omar Hernandez, Randall Hess, Jan Knapik, Todd Miller, Jose V. Montes, Sr., Ryan L. Mundy, Leopoldina Nicola, Roberto D. Perez, Norman Purkey, Randy J. Sjaardema, Gerard Thelusca, David C. Tyre, George Zagros and Thomas Zirkle. Mr. Echarri had some questions on Dennis Bryant's report and staff will contact him for clarification.

Juan Lopez was present for an annual appearance as a requirement of his probation.

**MOTION:** Mr. Tibbs made a motion to accept the recommendation of Mr. Echarri.

**SECOND:** Mr. Smith.

Motion passed unanimously.

## **LEGISLATIVE REPORT**

Ms. Christie gave the Board a report of the bills before the Legislature that she is aware of at this time.

## **RULES REPORT**

The Board reviewed the draft language for 61G6-7.001, F.A.C.

After discussion the following motions were made:

**MOTION:** Mr. Botknecht made a motion to approve the draft language and have Ms. Loucks continue with the rule making process.

**SECOND:** Mr. Echarri.

Motion passed unanimously.

**MOTION:** Mr. Tibbs made a motion there was no adverse financial impact in excess of \$200,000 in one year or \$500,000 over five years and no Statement of Estimated Regulatory Costs was required.

**SECOND:** Mr. Botknecht.

Motion passed unanimously.

The Board stated that this rule would not be a minor violation pursuant to Section 120.695, F.S.

The language approved was:

### **61G6-7.001 Specialty Electrical Contractors.**

The following types of specialty electrical contractors may apply to be certified under the provisions of Chapter 489, Part II, F.S., and Chapter 61G6-5, F.A.C., above. ~~In order to be admitted to a specialty contractor examination, the person must show 6 years of comprehensive training, technical education, or broad experience on the type of electrical or alarm system work for which certification is desired.~~

(1) through (5) No change.

(6) Two-Way Radio Communications Enhancement Systems Specialty. The scope of certification of a two-way radio communications enhancement system specialty contractor includes the installation, repair, alteration, addition to, testing, replacement and design of electrical wiring, fixtures, antennae, amplifiers, appliances, apparatus, raceways, conduit, or any part thereof not to exceed 98 volts (RMS), for two-way radio communications enhancement systems in all structures. The scope of this license does not include the connection of a system to a fire alarm panel. The scope of work of this license may also be performed by the following license categories: Certified Unlimited Electrical Contractor; Certified Alarm System Contractor I; and Registered Alarm System Contractor I.

Rulemaking Authority 489.511(4) FS. Law Implemented 489.505(19), 489.511(4) FS. History—New 1-2-80, Amended 7-29-84, 10-14-84, Formerly 21GG-7.01, Amended 2-23-86, 12-24-87, 6-21-89, 3-3-92, Formerly 21GG-7.001, Amended 1-28-96, 12-25-96, 6-11-97, 12-24-97, 7-19-98, 10-7-99, 2-17-00, 4-30-01, 4-30-03, 9-16-07, 12-2-08, 8-22-11,\_\_\_\_\_.

### **FINANCIAL BUDGET LIAISON REPORT**

There was no Financial Report.

### **UNLICENSED ACTIVITY (ULA) REPORT**

There was no ULA report.

### **EXAMINATION REPORT**

The Board reviewed the Examination Performance Summary for September 1 – October 31, 2019.

### **ENDORSEMENT REPORT**

Ms. Christie asked the Board to approve the addition of the California Sign Specialty Business and Technical Exams and the Colorado Electrical Contractor Technical Exam for Endorsement.

**MOTION:** Mr. Tibbs made a motion to this information for Endorsement purposes.

**SECOND:** Mr. Botknecht.

Motion passed unanimously.

## **APPROVAL OF MINUTES**

Draft September 2019 Meeting Minutes

**MOTION:** Mr. Botknecht made a motion to approve the meeting minutes.

**SECOND:** Mr. Tibbs.

Motion passed unanimously.

## **RATIFICATION OF APPLICATIONS**

The ratification lists for the results of the Grandfathering Committee and Initial Licensure Application Review. The lists will be attached to the minutes and incorporated by reference.

**MOTION:** Mr. Tibbs made a motion to approve the ratification list.

**SECOND:** Mr. Echarri.

Motion passed unanimously.

## **PROSECUTING ATTORNEYS' REPORT**

There was no Prosecuting Attorney's Report.

**MOTION:** Mr. Botknecht made a motion to continue the process with cases over a year old.

**SECOND:** Mr. Tibbs.

Motion passed unanimously.

## **BOARD COUNSEL'S REPORT**

Ms. Loucks reviewed the letter from the Governor about the Office of Fiscal Accountability and Regulatory Reform (OFFAR) and rulemaking.

Ms. Loucks also stated the Board's rules need to be reviewed for possible changes or corrections. After discussion the following motion was made:

**MOTION:** Mr. Tibbs made a motion to delegate the rules review to Mrs. Loucks, Mrs. Christie and Mrs. Buccieri.

**SECOND:** Mr. Botknecht.

Motion passed unanimously.

## **EXECUTIVE DIRECTOR'S REPORT**

Ms. Christie directed the Board's attention to the enforcement report and the 2020 proposed meeting dates and locations.

## **OLD BUSINESS/NEW BUSINESS**

There was no Old/New Business.

## **PUBLIC COMMENT**

Steve Dale, Florida Low Voltage Contractors Association, addressed the Board with questions about the timeline for the enforcement of the Two-Way Radio Communications Enhancement Systems Specialty license.

## **CHAIRPERSON'S COMMENTS**

Mr. Bassett thanked everyone for the time and effort preparing for the meeting and stated their efforts were reflected in the ability to get through the large agendas. Mr. Bassett stated he was impressed and proud.

**ADJOURNMENT** - Thursday, November 21, 2019, at 4:10 p.m. and Friday, November 22, 2019, at 9:55 a.m.