

**BOARD OF EMPLOYEE LEASING COMPANIES**  
**GENERAL BUSINESS MEETING**

**Art Ovation**  
**1255 North Palm Ave**  
**Sarasota, FL 34236**

**April 18, 2019**

**9:00 a.m.**

**CALL TO ORDER**

The meeting was called to order at approximately 9:30 A.M. EST by Mr. Zach Collier, Board Chair.

**I. ROLL CALL**

**MEMBERS PRESENT**

Zach Collier, Chair  
Ronald Hodge, Vice Chair  
Richard Kiracofe  
Raja Shekhar

**MEMBER ABSENT**

**STAFF PRESENT**

Rick Morrison, Executive Director, DBPR  
Nicole Myers, Government Analyst II, DBPR  
Lynette Norr, Board Counsel, Office of Attorney General  
Mike Gordon, Prosecuting Attorney, DBPR

**OTHERS PRESENT**

Timothy Tack, Miller Tack & Madson  
Imperial Court Reporting, Inc. (941) 260-9000

The meeting was opened with a roll call and a quorum was established.

**III. THE PLEDGE OF ALLEGIANCE**

**IV. DISCIPLINARY HEARINGS**

**A. Settlement Stipulations**

- 1. ABS 1 – EL 447**  
**Case No. 2018-033632**

**2. Melvin Howard Willis, Jr. – CO 1121  
Case No. 2018-033634**

**PCP: DBPR – November 11, 2018**

Mr. Gordon presented the cases explaining Respondents violated Section 468.532(1) (i), F.S., through violation of Rule 61G7-10.001(1), Fla. Admin. Code, for Respondents' failure to timely file a 2017 3<sup>rd</sup> & 4<sup>th</sup> quarter report and 2018 1<sup>st</sup> quarter report. Respondents violated Section 468.532(1) (i), F.S., through violation of Rule 61G7-10.0011, Fla. Admin. Code, for Respondents' failure to timely file 2017 annual report. Respondent violated Section 468.532(1) (i), F.S., through a violation of Rule 61G7-5.002, Fla. Admin. Code, for failure to timely pay 2017 annual assessment.

Mr. Gordon stated the settlement stipulation provides for imposition of an administrative fine of \$1000.00 and costs of \$194.52 with joint and several liabilities for payment of the fine and costs.

Mr. Hodge recused himself due to past business relations.

MOTION: Mr. Shekhar moved to adopt the terms of the settlement stipulation as the final order of the board.

SECOND: Mr. Kiracofe seconded the motion and it passed unanimously.

**3. Platinum-HR, LLC – GL 235  
Case No. 2018-034411**

**4. Platinum-HR II, LLC – GM 629  
Case No. 2018-034417**

**5. Norek T. Newman – CO 1166  
Case No. 2018-034419**

**PCP: DBPR – November 30, 2018**

Mr. Gordon presented the cases explaining Respondents violated Section 468.532(1) (i), F.S., through violation of Rule 61G7-10.001(1), Fla. Admin. Code, for Respondents' failure to timely file a 2018 1<sup>st</sup> quarter report. Respondents violated Section 468.532(1) (i), F.S., through violation of Rule 61G7-10.0011, Fla. Admin. Code, for Respondents' failure to timely file 2017 annual report. Respondent violated Section 468.532(1) (i), F.S., through a violation of Rule 61G7-5.002, Fla. Admin. Code, for failure to timely pay 2017 annual assessment.

Mr. Gordon stated the settlement stipulation provides for imposition of an administrative fine of \$1200.00 and costs of \$295.74 with joint and several liabilities for payment of the fine and costs.

Mr. Kiracofe recused himself due to past business relations.

MOTION: Mr. Shekhar moved to adopt the terms of the settlement stipulation as the final order of the board.

SECOND: Mr. Hodge seconded the motion and it passed unanimously.

***The board recessed for a brief break.***

## **CALL TO ORDER**

The meeting was called to order at approximately 9:41 A.M. EST by Mr. Zach Collier, Board Chair.

### **V. REVIEW AND APPROVAL OF THE FEBRUARY 13, 2019 MEETING MINUTES**

Board members reviewed the minutes from the February 13, 2019 meeting.

MOTION: Mr. Kiracofe made a motion to approve the minutes with corrections.

SECOND: Mr. Hodge seconded the motion and it passed.

### **VI. REVIEW AND APPROVAL OF THE MARCH 13, 2019 MEETING MINUTES**

Board members reviewed the minutes from the March 13, 2019 meeting.

MOTION: Mr. Kiracofe made a motion to approve the minutes with corrections.

SECOND: Mr. Hodge seconded the motion and it passed.

### **VII. REVIEW AND CONSIDERATION OF EMPLOYEE LEASING COMPANY AND CONTROLLING PERSON APPLICATIONS**

#### **A. Big People LLC – Employee Leasing Company Applicant Jorge Garces – Controlling Person Applicant**

Mr. Collier presented the employee leasing applications for Big People LLC and the controlling person application of Jorge Garces.

MOTION: Mr. Hodge moved to approve the application.

SECOND: Mr. Shekhar seconded the motion and it passed unanimously.

#### **B. Roy Michael Johnson, Jr. – Controlling Person Applicant Group Management Services – EL 460**

Mr. Collier presented the controlling person application of Roy Michael Johnson, Jr.

MOTION: Mr. Shekhar moved to approve the application.

SECOND: Mr. Kiracofe seconded the motion and it passed unanimously.

**V. REVIEW AND CONSIDERATION OF REGISTRATION OF DE MINIMUS COMPANY**

**A. No applications to review.**

**VI. BOARD NOTIFICATIONS**

**CHANGE OF OWNERSHIP APPLICATIONS**

**A. No Asset Purchase Applications.**

**B. No Stock Purchase Applications.**

**VII. CHANGE OF NAME APPLICATIONS**

**A. Amlease Corporation – GL 161  
TO: TriNet HR II, Inc.**

Mr. Collier presented the name change application for Amlease Corporation.

MOTION: Mr. Kiracofe moved to approve the application.

SECOND: Mr. Shekhar seconded the motion and it passed unanimously.

**VIII. CHANGE OF STATUS**

**A. Mark C. Perlberg, CO 779**

**ADD TO:**

Employer's Alliance III, LLC – GL 115 and all group members  
Employer's Alliance VII, LLC – GL 181 and all group members  
HRSmarter I, LLC – GL 213 and all group members  
HRSmarter VI, LLC – GL 228 and all group members  
Paychex Business Solutions, LLC – GL 7 and all group members  
Paychex PEO III, LLC – GL 193 and all group members  
Paychex PEO VIII, LLC – GL 242 and all group members

Mr. Collier presented the change of status application for Mark C. Perlberg.

MOTION: Mr. Kiracofe moved to approve the application.

SECOND: Mr. Shekhar seconded the motion and it passed unanimously.

**B. Terry P. Mayotte, CO 295**

**ADD TO:**

Employer's Alliance III, LLC – GL 115 and all group members  
Employer's Alliance VII, LLC – GL 181 and all group members  
HRSmarter I, LLC – GL 213 and all group members  
HRSmarter VI, LLC – GL 228 and all group members  
Paychex Business Solutions, LLC – GL 7 and all group members

Paychex PEO III, LLC – GL 193 and all group members  
Paychex PEO VIII, LLC – GL 242 and all group members

Mr. Collier presented the change of status application for Terry P. Mayotte.

MOTION: Mr. Kiracofe moved to approve the application.

SECOND: Mr. Shekhar seconded the motion and it passed unanimously.

## **VIX. REVIEW AND CONSIDERATION OF TERMINATION OF EMPLOYEE LEASING COMPANY OPERATIONS**

### **A. InfoPro Corporation – EL 467**

Application pulled due to being incomplete.

### **B. Accord Human Resources 13, Inc. – GL 141**

Mr. Collier presented the termination application for Accord Human Resources 13, Inc.

MOTION: Mr. Kiracofe moved to approve the application.

SECOND: Mr. Hodge seconded the motion and it passed unanimously.

## **X. REQUEST FOR VOLUNTARY NULL AND VOID STATUS**

### **A. Laurie Maffett, CO 1243**

Employer's Alliance III, LLC – GL 115 and all group members  
Employer's Alliance VII, LLC – GL 181 and all group members  
HRSmarter I, LLC – GL 213 and all group members  
HRSmarter VI, LLC – GL 228 and all group members  
Paychex Business Solutions, LLC – GL 7 and all group members  
Paychex PEO III, LLC – GL 193 and all group members  
Paychex PEO VIII, LLC – GL 242 and all group members

Mr. Collier presented the null and void application for Laurie Maffett.

MOTION: Mr. Shekhar moved to approve the application.

SECOND: Mr. Hodge seconded the motion and it passed unanimously.

### **B. Efrain Rivera, CO 982**

Employer's Alliance III, LLC – GL 115 and all group members  
Employer's Alliance VII, LLC – GL 181 and all group members  
HRSmarter I, LLC – GL 213 and all group members  
HRSmarter VI, LLC – GL 228 and all group members  
Paychex Business Solutions, LLC – GL 7 and all group members  
Paychex PEO III, LLC – GL 193 and all group members  
Paychex PEO VIII, LLC – GL 242 and all group members

Mr. Collier presented the null and void application for Efrain Rivera.

MOTION: Mr. Shekhar moved to approve the application.

SECOND: Mr. Hodge seconded the motion and it passed unanimously.

C. Stephanie L. Schaeffer, CO 986

Employer's Alliance III, LLC – GL 115 and all group members

Employer's Alliance VII, LLC – GL 181 and all group members

HRSmarter I, LLC – GL 213 and all group members

HRSmarter VI, LLC – GL 228 and all group members

Paychex Business Solutions, LLC – GL 7 and all group members

Paychex PEO III, LLC – GL 193 and all group members

Paychex PEO VIII, LLC – GL 242 and all group members

Mr. Collier presented the null and void application for Stephanie L. Schaeffer.

MOTION: Mr. Shekhar moved to approve the application.

SECOND: Mr. Hodge seconded the motion and it passed unanimously.

## **XI. DISCUSSION ITEMS**

### **A. Disciplinary Fines**

Board members discussed increasing fines with disciplinary actions. Board members stated they would like to see larger fines with larger companies.

### **B. Rule 61G7-10.002(7)**

Mr. Kiracofe proposed to change the language for Rule 61G7-10.002(7) to add “if no active employees, clients, and no disciplinary actions pending”. Ms. Norr presented the Board with the proposed language changes.

MOTION: Mr. Shekhar moved to adopt the proposed changes for Rule 61G7-10.002(7).

SECOND: Mr. Kiracofe seconded the motion and it passed unanimously.

After the motions, Ms. Norr asked if these amendments would have an adverse impact on small business or be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within 1 year after implementation.

MOTION: Mr. Shekhar moved that the amendments would not have an adverse impact on small business or be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within 1 year after implementation.

SECOND: Mr. Kiracofe seconded the motion and it passed unanimously.

Ms. Norr presented Chapter 61G7-7 Rules to Board members to determine whether any portion of those rules should be designated a minor violation and added to Rule 61G7-7.003 Notice of Noncompliance

MOTION: Mr. Shekhar moved that the rules in Chapter 61G7-7 not be designated a minor violation.

SECOND: Mr. Kiracofe seconded the motion and it passed unanimously.

C. Rule 61G7-5.001 – Reduce Initial Licensure Fees

After Board discussion and review of financials, board members stated it was not the best time to decrease application fees.

MOTION: Mr. Shekhar moved to keep the application fees the same.

SECOND: Mr. Hodge seconded the motion and it passed unanimously.

D. Rule 61G7-5.0011 – Reduce Initial Requirements for De Minimus Applicant

After Board discussion and review of ELC 5 De Minimus Application, board members stated the De Minimus application should be updated to reduce initial requirements.

MOTION: Mr. Shekhar moved to update the De Minimus application by eliminating Exhibits 1, 4, and 5.

SECOND: Mr. Hodge seconded the motion and it passed unanimously.

E. Rule 61G7-10.001 – Reduce Quarterly Reports

Board members discussed reducing the filing burdens by requiring filings in only the first and third quarters and workers' compensation in the second and fourth quarters. Members discussed proposed language changes to meet the new requirements. A further discussion along with form changes will be discussed at the July Board meeting.

F. Rule 61G7-7.003 Notice of Non Compliance

Board members decided that at this time no changes should be made to the rule.

G. ELC 1 – Controlling Person Application

After Board discussion and review of ELC 1 Controlling Person Application, board members stated the college transcript requirement should be revised.

MOTION: Mr. Kiracofe moved to update the ELC 1 Controlling Person application.

SECOND: Mr. Hodge seconded the motion and it passed unanimously.

## **XII. Reports**

A. Office of Attorney General

Ms. Norr presented the April Rules report.

B. Office of General Counsel

Mr. Gordon presented the public and private case reports.

C. Executive Director

Mr. Morrison reviewed the Board financials.

D. Chairperson

No report from Chair.

**XIII. TASK FORM**

Board members reviewed the task form.

**XIV. OLD BUSINESS**

None

**XIII. NEW BUSINESS**

None

**XIV. PUBLIC COMMENTS**

NONE

**XV. ADJOURNMENT**

MOTION: Mr. Shekhar moved to adjourn the meeting at 1:22 p.m.

SECOND: Mr. Kiracofe seconded the motion and it passed unanimously.

**Transcripts and/or recordings of the meeting can be obtained upon request.**