

EXECUTIVE SUMMARY

Board of Employee Leasing Companies

Meeting Type: General Business/Committee Meeting
Meeting Date: November 8, 2005
Meeting Loc: Peabody Hotel, Orlando

Board Members: Celeste Dockery (Chair), Kelly Lanza,
Frank Crum Jr., Ryan S. Moore
Carlos Rodriguez (Vice-chair)

Members Absent: None

Department Staff: Eric Hurst, (Prosecuting Attorney)
John Knap, (Executive Director)
Krista Woodard, (Gov. Analyst II)

Other Attendees: Mary Ellen Clark, (Board Counsel)

Major Issues/Actions

- The Probable Cause Panel considered 23 Closing Orders and 8 Administrative Complaints, 5 cases PC found, 3 cases continued to next meeting.
- The board reviewed 4 employee leasing company and controlling person applications. All 4 were approved.
- The board reviewed 2 applications for consideration of change of ownership, all were approved.
- The board reviewed 1 application for consideration of termination of Employee Leasing Company Operations, which was approved.
- The board reviewed and considered 1 relinquishment of controlling person license, which was approved.
- The Board considered 6 discipline cases and 7 settlement stipulations.
- Review of the October, 2005 licensee population report for the Board of Employee Leasing Companies
- First quarter 2005-2006 financial reports (September 30) presented by Executive Director. Discussion of balances in operating and unlicensed activity accounts.
- Unlicensed Activity – A detailed enforcement / unlicensed activity report through 10/31/05 was presented to the Board from the Division of Professions and Regulation.

- Currently 2 vacancies (consumer members) existing on board. Staff was requested to inquire regarding status of board appointments.

Workers' Compensation Discussion

- Discussion of F.S. 468.529 Licensee's insurance; employment tax; benefit plans.— Are all employee leasing companies required to carry worker's compensation insurance coverage or can they be exempt under the provision that states "coverage must be provided pursuant to chapter 440"? Chapter 440 provides an exemption for 4 or fewer employees.
The majority of members feel that all companies should be covered by a workers compensation policy regardless of the number of employees.
The board counsel is currently drafting rule changes to clarify the rules in this area.

Legislation/Rule Promulgation

Board counsel provided a Rules Report.

No other rule changes currently in process.

Next Meeting: December 21, 2005 Conference Call
January 18, 2006 Conference Call

John T. Knap
Executive Director December 9, 2005