

EXECUTIVE SUMMARY
Board of Employee Leasing Companies

Meeting Type: General Business/Committee Meeting
Meeting Date: June 15, 2005
Meeting Loc: Hyatt Regency Hotel, Orlando Airport

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

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 2 Administrative Complaints and no Closing orders.
- The board reviewed 9 employee leasing company and controlling person applications. Total of 8 were approved and 1 was continued to next meeting.
- The board considered 5 change of ownership applications, 3 were approved and 1 continued to next meeting.
- The board reviewed 1 application for consideration of name change, which was approved.
- The board reviewed 5 deficient, incomplete applications, all were denied.
- The Board considered 4 discipline cases and 14 settlement stipulations.
- Review of the March 31, 2004 third quarter financial reports for the Board of Employee Leasing Companies operating and unlicensed activity account balances.
- Unlicensed Activity – A detailed enforcement / unlicensed activity report through 5/31/05 was presented to the Board from the Division of Professions and Regulation.
- Prosecuting Attorney Report – 41 cases currently open in various statuses, 33 are public and 8 confidential.
- Currently 2 vacancies (consumer members) existing on board.

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 various exemptions. A list of 23 licensed companies not currently covered by worker's compensation was provided to the board by the Department of Financial Services, Division of Worker's Compensation. If a discipline case is prosecuted, the Board will have to make a decision at that time.

Legislation/Rule Promulgation

- Discussion of SB 1012, which would permit a Board to establish Rules to permit null and void licensees to be reinstated at its discretion if the licensee failed to comply due to illness or unusual hardship. No action was taken at this time.

Board counsel provided a Rules Report.

- 61G7-5.002(2) Annual Assessment on Gross Florida Payroll, notice published 5/6/05
- 61G7-10.002 Reporting of status of change required, published 5/13/05

Next Meeting: July 20, 2005 Telephone Conference Call

John T. Knap
Executive Director June 24, 2005