

MINUTES

REGULATORY COUNCIL OF COMMUNITY ASSOCIATION MANAGERS

FEBRUARY 24, 2023

9:00 a.m.

The Telephone Number is: 1.888.585.9008

Conference Room Number 241687833#

CALL TO ORDER

The Regulatory Council of Community Association Managers was called to order at approximately 9:00 a.m., by Chair Pyott

MEMBERS PRESENT

Gary Pyott, Chair

Robert "Bob" Sibley, Vice Chair

PERSONS PRESENT

Krista Woodard, Executive Director, Department of Business and Professional Regulation, (DBPR)

Jerry Hosey, Chief Attorney, Office of the General Counsel

Ronald "Tom" Jones, Assistant Attorney General

Melinda Gray, Government Analyst, DBPR

Ray Convery, Court Reporter, For the Record Reporting, Inc.

OTHER PERSONS PRESENT

Don Roberts

REVIEW AND APPROVAL OF COUNCIL MEETING MINUTES

Vice Chair Sibley made a motion to approve the November 4, 2022 minutes, as written. Chair Pyott seconded the motion. The motion passed unanimously.

REPORTS

PROSECUTING ATTORNEY REPORT – Jerry Hosey

Mr. Hosey provided the Council with a copy of the Office of the General Counsel case report.

Mr. Hosey notified the Council that there are three new attorneys working with CAM cases. Mr.

Hosey indicated that most of the complaints are for record requests and meeting notifications.

The total number of cases open is 760.

COUNSEL REPORT – Tom Jones

Mr. Jones reviewed the February 2023 Rules Report with the Council indicating that there were no rules to be presented to the Council.

The Council discussed opening Rule 61E14-2.001, F.A.C. for development. Vice Chair Sibley made a motion to open the below rule for development. Chair Pyott seconded the motion. The motion passed unanimously.

61E14-2.001 Standards of Professional Conduct.

Licensees shall adhere to the following provisions, standards of professional conduct, and such provisions and standards shall be deemed automatically incorporated, as duties of all licensees, into any written or

oral agreement for the rendition of community association management services.

(1) No Change.

(2) Professional Standards. During the performance of community association management services, a licensee shall do the following:

(a) through (f) No Change.

(g) Upon a lawful request for copies of the association's official records in paragraph (3), the licensee must provide a copy of the record(s) in the medium requested if the licensee maintains the record in that medium.

(3) No Change.

Rulemaking Authority 468.4315(2) FS. Law Implemented 468.431(2), 468.4315(2), 468.4334, 468.436 FS. History—New 5-5-88, Amended 2-5-91, Formerly 7D-55.007, 61B-55.007, Amended 1-8-98, 5-31-99, Formerly 61-20.503, Amended 4-21-10, 2-4-15, 12-6-15, 10-4-20, _____.

The Council addressed the Statement of Estimated Regulatory Costs (SERC). The Council determined that this rule amendment would not have an adverse impact on small business nor will it 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 one year after the implementation of the rule amendment. All members agreed that no SERC was necessary for the development of the proposed rule amendment.

EXECUTIVE DIRECTOR REPORT – Krista Woodard

Ms. Woodard reported that as of December 31, 2022 the balance in the Council's operating account is \$1,476,546 and the unlicensed activity account is \$287,353.

Continuing Education Courses - Ratification List

The Council was provided with a copy of the Continuing Education Ratification List from October 19, 2022 to February 8, 2023. Vice Chair Sibley made a motion to approve the Continuing Education Ratification list as submitted. Chair Pyott seconded the motion. The motion passed unanimously.

Future Meeting Dates – DATES AND LOCATIONS ARE SUBJECT TO CHANGE

May 19, 2023 – Tallahassee, Florida

August 11, 2023 – Telephone Conference Call

November 3, 2023 – Telephone Conference Call

OLD BUSINESS

Ms. Woodard provided the licensee count from February 1, 2019 to February 1, 2023.

Ms. Woodard also emphasized the need for appointments or reappointments. She asked if anyone knew of anyone wanting to serve on the Council to contact her at the Council office.

NEW BUSINESS

Correspondence from Don Roberts Rule - 61E14-2001, Standards of Professional Conduct

Mr. Roberts addressed the Council about the proposed change to Standards of Professional Conduct. Mr. Roberts agreed that the proposed change to records requests was acceptable to him.

PUBLIC COMMENTS

There was no public comment at this time.

ADJOURNMENT

There being no further business to come before the Council. Vice Chair Sibley made a motion to adjourn. Chair Pyott seconded the motion. The motion passed unanimously. The meeting adjourned at 10:01 a.m.