

## **EXECUTIVE SUMMARY**

### **Construction Industry Licensing Board**

#### **General Information**

Meeting type: General Board Meeting

Meeting dates: July 13-15, 2005, The Biltmore Hotel, Coral Gables, FL

Board members: Joan M. Brown, Chair, Edward M. Weller, Barry Kalmanson, Paul DeVecchio, Lee-En Chung, Thomas Thornton, Robert Stewart, Michael Blankenship, Jacqueline Watts, Raymond Holloway, Mark Pietanza, Doris O. "Peggy" Bailey.

Board members absent: Carl E. Engelmeier, Michelle B. Kane (Excused)

Board Counsel: Diane Guillemette

Department Staff: Tim Vaccaro, Stacey Merchant, Andrew Janecek, Patrick Creehan, Adrienne Rodgers, Valeria Singleton, Kyle Mitchell

#### **Major Issues/Actions**

- The Applications Review Committee discussed the disposition of pending grandfather applications that were filed prior to the November 1, 2004 deadline provided for in the current version of s. 489.118, F.S. There are a number of deficient applications that are pending in Central Intake. The committee requested that the department send a letter to each applicant stating that, unless the deficiencies are satisfied, the department will refer the applicant's file to the September meeting for denial. The committee also requested that the letter indicate that if the applicant fails to provide the documents, he/she will have the option of attending the meeting and addressing the matter at that time.

#### **Legislation/Rule Promulgation**

- The board approved a revised draft rule providing for voluntary specialty licensure for individuals who perform specialty services in the swimming pool industry. The draft language provides for seven categories of licensure; however, possession of all seven licenses will not constitute the equivalence of a pool contractor's license as defined in s. 489.105(3)(j)-(l), F.S. The draft rule also provides that current trades people with four years of experience who complete three hours of CILB-approved continuing education that includes one hour each of workplace safety, workers' compensation and business practices may become licensed by completing a practical examination. Board counsel will file a Notice of Change with the *Florida Administrative Weekly* setting forth the revised language. The board will consider rulemaking on the criteria for the practical examination in the near future.
- The board continued its discussion of Internet course accreditation. The board requested that board counsel research for August the issue of whether or not the board has authority to adopt a rule similar to a Division of Real Estate rule that requires accreditation of real estate Internet courses. If so, the board requested that counsel draft a similar rule for CILB. The board also discussed the possibility of moving all rule provisions regarding CILB Internet courses into one rule.
- The board requested that, in lieu of a rule pertaining to net worth, board counsel research the possibility of CPA-prepared financial statements as a prerequisite for initial licensure and changes of status.
- The board expressed an interest in alternative methods for verifying an applicant's experience for licensure. The current rule requires that experience be verified by a Florida-certified contractor or by a licensed architect, engineer or building official. The board discussed the possibility of requiring that an applicant provide W-2 forms from contractor employers. Board counsel will research the issue for August.

#### **Action Required**

- Tim Vaccaro, Executive Director, will coordinate with department staff regarding the grandfather application issue. Diane Guillemette, Board Counsel, will address the board's requests regarding legal research and rulemaking.