

Department of Business and Professional Regulation
Electrical Contractors' Licensing Board
Declaratory Statements

last updated August 31, 2017

Subject	Issue presented	Conclusion	Number	Petitioner	File Date
Installation of air blown fiber	Is a license required to install and certify air blown fiber?	Fiber is a component of the electrical system, therefore, putting fiber in ducts requires a limited energy license under Rule 61G6-7.001, F.A.C.	2000-028	The Bishop Group, Inc. d/b/a Fiber Blo	1/30/2001
Alarm systems	Is a retail store required to be licensed when its employees layout, fabricate, install, maintain, alter, repair, monitor, inspect, replace, and service alarm systems?	A license is required by the retailer whose employees layout, fabricate, install, maintain, alter, repair, monitor, inspect, replace, and service alarm systems unless it meets the terms of the exemption in section 489.503(19), F.S.	2001-004	Wal-Mart Stores, Inc.	2/28/2001
Fire alarm systems exemption	Is the company required to be licensed in order for in-house employees to perform routine inspections of, and maintenance work on, fire alarm systems.	The company is not exempt because it is not regulated as a public utility as defined in section 366.02, F.S. and must either obtain a license or hire a licensed entity to perform the work.	2001-019	Verizon Florida, Inc.	7/19/2002
Service of generator equipment by vendor	Does a vendor of generator power systems require a license to provide service and repair of said systems?	No, a vendor of generator power systems does not require a license to provide service and repair of said systems.	2004-030	Zabatt Engine Services, Inc.	12/9/2004
Business organizations	Can petitioner designate different departments within its business structure as separate legal entities and apply to have them qualified by different licensees. Thus, each licensed qualifier would have legal accountability only for projects undertaken under his or her supervision chain of command?	While all municipal employees are exempt from the licensure requirements of Chapter 489, Part II, Florida Statutes, individual departments of the City, such as the Property Management Department and Public Works Department, may be considered as separate legal entities pursuant to Section 489.521 (2)(a)1, Florida Statutes. Thus, different licensees may apply to qualify the different departments, if they so choose. Each departmental qualifier would be responsible only for the work performed by that individual department and not for all of the work performed by the City as a whole.	2004-024	City of Miami Beach, Florida	12/17/2004
Installation of Point of Sale systems.	Is an installer of Point of Sale Computer Systems that are not intended to become a permanent part of the building required to be licensed pursuant to Chapter 489, Part II, Florida Statutes?	Yes; an installer of Point of Sale Systems must be licensed pursuant to Chapter 489, Part II, Florida Statutes. The described POS Systems are data distribution networks, the installation of which is covered by the scope of certification established in Rule 61 G6-7.001(4), Florida Administrative Code, for a limited energy systems specialty contractor. The described POS Systems are not considered "finished products" and are not covered by the exemption from licensure requirements established in Section 489.503(5), Florida Statutes.	2005-035	Partech, Inc.	12/7/2005

Landscape lighting	Whether a franchisor or franchisee corporation doing business as a designer and installer of low voltage outdoor landscape lighting systems used by residential, commercial and industrial customers is required to be licensed and what specific category of licensure is appropriate?	The Board concludes that the conduct of the Petitioner and the local Franchises fall within the scope of practice of an electrical contractor as set forth in Section 489.505(12), Florida Statutes, requiring both to have electrical contractors' licenses. The described services are within the scope of the limited energy systems specialty contractor's license.	2006-023	Outdoor Lighting Perspectives Franchising, Inc.	8/29/2006
Landscape lighting	Whether a franchisor corporation that does not directly advertise, design, install, repair, fabricate erect, alter, add to, or service any outdoor landscape lighting systems in Florida is required to be licensed as an electrical or specialty contractor	The conduct of the Petitioner does not fall within the definition of the scope of practice of an electrical contractor as set forth in Section 489.505(12), Florida Statutes and is not required to be licensed.	2006-059	Outdoor Lighting Perspectives Franchising, Inc.	4/24/2007
Information technology services	Whether Petitioner can contract with integrator companies not certified or registered pursuant to Chapter 489.503, F. S. on behalf of the original customer of information technology services and support, including installation of low voltage cabling.	Petitioner can contract with integrator companies not certified or registered pursuant to Chapter 489.503, F. S., and that are contracted by the original customer as described, to perform information technology services and support including installation of low voltage cabling and its related parts, only when the integrator company has authority as an agent of the original customer to procure and enter contracts on behalf of the original customer for the services as described, and has the authority to bind the original customer to such contracts.	2007-056	Thomas D. Botlick of Nationwide Communications Services, LLC	4/24/2008
Unlicensed employees	May a staffing company contract its unlicensed employees to work for, and under the supervision of, a certified electrical contractor?	A Florida certified or registered electrical contractor may contract with Petitioner to provide workers employed by Petitioner to work for the electrical contractor. Such workers would be considered an employee of the Florida certified or registered electrical contractor for purposes of licensure and would enjoy the same exemption from licensure as would a regular employee of the Florida certified or registered electrical contractor, as long as that employee acts within the scope of the license and with the knowledge and permission of the certified or registered electrical contractor.	2009-013	Teksystems	7/16/2009
Scope of work	Is directional boring, auger boring, jacking and boring, trenchless technology operations, and conduit installation within public right-of-way and easements included in the scope of work of "electrical contractors" or "unlimited electrical contractors" as defined in Chapter 489, Part II, F.S.	Yes, directional boring, auger boring, jacking and boring, trenchless technology operations, and conduit installation within public right-of-way and easements are included in the scope of work of "electrical contractors" or "unlimited electrical contractors" as defined in Chapter 489, Part II, F.S.	2010-027	Richard B. Szpyrka	7/6/2010
Scope of work	Whether directional drilling or boring are included in the scope of work of a Limited Energy Specialty Contractor or a Utility Line Electrical contractor.	Yes, directional drilling and boring are included in the scope of work of a Limited Energy Specialty Contractor/ Utility Line Electrical contractor.	2010-074	Cypress Communications, Inc.	12/6/2010

Burglar alarm agents	Are Verizon's proposed call center employees required to be registered as burglar alarm system agents.	Call center employees, as their duties are set forth in the petition, do not qualify as burglar alarm system agents and do not need to register with the Board.	2011-016	Verizon Online, LLC	4/11/2011
Scope of work	Is a license required to install, repair, service, fabricate, erect, alter, add to, or design data distribution blocks, CAT5E wiring for networks, home theater system wiring, surround	A license is required for the requested scope of work.	2011-037	Michael J. Scantland	12/15/2011
Government exemptions	Whether university employees are exempt from license requirements for the following activities: (a) trouble shooting, repair, and maintenance of existing UCF fire alarm systems; (b) annual testing and certification of systems at a future date if permitted; (c) minor construction	UCF employees are exempt from the licensing requirements when performing the activities listed in items (a) and (c) of the petition as listed above. Annual testing and certification of systems must be performed by an appropriately licensed	2012-070	University of Central Florida	10/26/2012
Alarm monitoring	Whether Petitioner's provision of complimentary alarm monitoring service requires the gatehouse staff to be licensed.	A license is required to operate a monitoring station. If the gatehouse is operating as a monitoring station then the employees would need to be licensed and meet the Board's licensing requirements as well as comply with all other laws governing alarm system monitoring.	2012-064	Avila Property Owners Association	10/26/2012
Telemarketing for alarm company.	Is a license required for contracted telemarketing sales, support, and education on behalf of a licensed alarm company?	The Board opined that The telemarketer as described in the petition must be licensed by the Florida ECLB and must meet the requirements of Chapters 489 and 455, F.S. and Rule Chapter 61G6, F.A.C.. The telemarketer's employees must be certified as Burglar alarm system agents if their duties included any of those specified in section 489.505(25)(c), Florida Statutes.	2012-098	Convergys Customer Management Group, Inc.	2/8/2013
Monitoring CCTV systems	Whether services performed constitute alarm contracting and would require licensure as an alarm contractor. Additionally the petitioner asked if their employees performing monitoring would require BASA certification.	The Board opined the petitioner is required to be licensed to perform the services outlined in the petition. The Board also stated the employees performing monitoring services would not be required to have BASA certification per 489.518(2)(a), F.S. as they were out of state.	2013-095	Black Hawk Protection Services, Inc.	9/30/2013
Underground conduit installation and directional boring	Whether underground conduit installation and directional boring supporting the installation of an alarm system and CCTV are within the scope of an Alarm System I Contractor licence.	The Board opined the installation of underground conduit is part of the installation of an alarm system (provided the wire and voltage do not exceed 98 volts) and falls within the scope of an Alarm System I Contractor License.	2013-097	G4S Technology, LLC	10/10/2013
Solar photovoltaic systems	Does the scope of work of a Certified Electrical Contractor include concrete foundations and framing required for the installation of photovoltaic panels.	The Board opined that a certified electrical contractor can bid and be the primary contractor on a photovoltaic solar project and can perform the installation of concrete foundations, structural support and penetrations incidental to the installation.	2013-090	Vergona-Bowersox Electric, Inc.	9/4/2013
Fiber optic splicing and telecommunications work	Is a license required to perform telecommunication or fiber optic work?	Board declined to answer petition citing 489.503(4), F.S. clearly states exemptions from licensure.	2015-006	Nex-Gen Fiber Services	1/26/2015
Installation of parking gate and card reader 120v and low voltage power supply	Can the petitioner contract with the customer for equipment and installation and hire a licensed electrical contractor to perform the installation.	The Board opined that the petitioner cannot contract with the owner and then subcontract the electrical work without a license.	2013-096	3M	10/9/2013

Alarm monitoring	The petitioner asked if licensure is required for the services they perform in conjunction with the "Guru" system.	The Board opined the "Guru" system constitutes an alarm system and the petitioner will be monitoring the system, therefore a license is required.	2014-165	Guru Alert, LLC	11/20/2014
Electrical utility work, substation construction	The petitioner seeks guidance on the type of license required for the specific types of electrical utility work described in the petition.	The Board opined that a Certified Electrical Contractor could perform all work described in the petition and a Registered Electrical Contractor of Utility Line Electrical Specialty could perform most of the work described.	2013-073	National Conductor Constructors	8/20/2013
Telecommunications equipment installation	Is a license required to sell, bid, offer telecommunications service? The petitioner then asked numerous questions specific to the work being performed.	The Board opined that premises wiring requires a license and answered each additional question in the petition specifically.	2014-030	Avaya	2/18/2014
Video surveillance	Petitioner asks if services offered require license and if so what type of license.	The Board made responded to each scope of work posed and gave information if a license was required and which license covered the scope of work.	2014-058	VoIPNet	4/1/2014
Alarm monitoring	Peteioner seeks guidance on requirement for licensure to capture monitoring data, send it to 3rd party monitoring firm and pay monitoring firm a fee per monitored customer.	The Board opined the petitioner is required to be licensed as an Alarm System Constructor II to perform the activities I the petition.	2014-017	Scout Security	2/6/2014
In wall power extension kits	Petitioner seeks Boards input on the type of license required for installation of the in wall power extension kits described in the system.	The Board opined a license is required to install the the system described in the petition and declined to delineate what type of license is required.	2015-078	Harry Carl Ashcraft IV	7/7/2015
Alarm sales representatives	Petitioner seeks clarification of the term "onsite sales" in relation to the exemption from background checks for alarm sales representatives.	The Board declined to answer the petition.	2015-110	Gregory A. Gracer	9/3/2015