

MINUTES

**BOARD OF EMPLOYEE LEASING COMPANIES
TELEPHONE CONFERENCE MEETING**

WEDNESDAY, MARCH 19, 2003

MEET-ME-NUMBER: (850) 488-8713

I. CALL TO ORDER

The meeting was called to order at approximately 10:05 a.m. EST by Ms. Celeste Dockery, Board Chair

II. ROLL CALL

MEMBERS PRESENT

Celeste Dockery, Chair
David Stroyan, Vice Chair
Frank Crum, Jr.
Donna Bloomer
Kelly Lanza
Carlos Rodriguez

MEMBERS ABSENT

None

STAFF PRESENT

Juanita Chastain, Executive Director, DBPR
Sandi Boyd, Government Analyst II, DBPR
John Rimes, Board Counsel, OAG
Eric Hurst, Assistant General Counsel, DBPR

OTHERS PRESENT

Mike Miller, Kunkel Miller & Hament
Calvert Courtney, Equity Leasing – Finance III, Inc.
Douglas Marshall, Pay Centers of America, Inc.
Ryan Arnold, EmPro Human Resources, LLC
Bobby Newman, Pyramid Diversified Services, Inc.
Diane Gregory, Personnel Best, Inc.

Ms. Dockery welcomed Mr. Carlos Rodriguez to the Board and congratulated Mr. Frank Crum, Jr., on his reappointment to the Board.

**III.....REVIEW AND APPROVAL OF THE FEBRUARY 19, 2003,
GENERAL BUSINESS MEETING MINUTES**

MOTION: Mr. David Stroyan moved to approve these minutes with a correction to item IX.D., removing the comma between the words Florida and Inc. as the company name should read Harbor America Florida Inc.
SECOND: Ms. Kelly Lanza seconded the motion and it passed unanimously.

APPROVAL OF BOARD EXECUTIVE DIRECTOR

MOTION: Mr. Stroyan moved to accept Ms. Juanita Chastain as Board Executive Director.
SECOND: Mr. Crum seconded the motion and it passed unanimously.

IV. EMPLOYEE LEASING COMPANY APPLICATIONS

A. Equity Leasing – Finance III, Inc. Calvert Newton Courtney – CO 222

Ms. Sandi Boyd presented this application pointing out that an affidavit has been submitted by the applicant indicating that the company intends to utilize client-based workers' compensation policies.

MOTION: Mr. Stroyan moved to approve this application.

SECOND: Mr. Crum seconded the motion and it passed unanimously.

B. Southeast Personnel Services, Inc. John A. Porreca – CO 171

Ms. Boyd presented this application indicating that it is applying to be a group member under Southeast Personnel Leasing, Inc., License No. GL 43.

MOTION: Mr. Stroyan moved to approve this application.

SECOND: Mr. Crum seconded the motion and it passed unanimously.

C. Pay Centers of America, Inc. Andrea Ann Tully – CP Applicant Ira Douglas Marshall, Jr. – CP Applicant

Ms. Boyd presented these applications explaining that they had been presented to the Board at the February 19, 2003, Board meeting and were tabled pending verification of workers' compensation coverage for leased employees or receipt of an attestation statement regarding client-based workers' compensation policies in addition to receipt of an audited or reviewed year-end financial statement. Ms. Boyd reported that an attestation statement from Mr. Marshall and Ms. Tully and a reviewed year-end financial statement had been received. She added that the FDLE and FBI reports for Ms. Tully and Mr. Marshall have been received.

MOTION: Mr. Stroyan moved to approve these applications.

SECOND: Ms. Dockery seconded the motion and it passed unanimously.

D. EmPro Human Resources, LLC Ryan Jess Arnold – CP Applicant

Ms. Boyd presented these applications explaining that they had been presented to the Board at the December 11, 2002, and January 22, 2003, Board meetings. She reported that at the January 22, 2003, meeting the Board requested that the applicant provide a copy of the policies for the hockey teams and the Board moved to reconsider these applications once Ms. Lanza had reviewed a copy of the policies and could report her findings. Ms. Boyd further reported that a copy of the policies was provided to the Board office on February 18, 2003, and forwarded to Ms. Lanza.

Ms. Lanza reported that she had contacted the carrier and the policy covers two hockey teams in Florida including all players, employees, management, staff and anyone related and employed by the two hockey teams.

MOTION: Ms. Bloomer moved to approve these applications.

SECOND: Mr. Crum seconded the motion.

Ms. Lanza clarified that from the previous Board meetings there was to be a condition on the license that the company is not to obtain any clients other than the two hockey teams in Florida without prior approval of the Board.

Ms. Dockery called for a vote and the motion passed unanimously.

V. CONTROLLING PERSON APPLICATION

- **Lawrence E. Jones**
MRIK Group, Inc. – EL 216

Ms. Boyd presented this application stating that the FDLE and FBI reports have not been received.

MOTION: Ms. Dockery moved to approve this application contingent upon receipt of the FDLE and FBI reports.

SECOND: Mr. Stroyan seconded the motion and it passed unanimously.

VI. CHANGE OF OWNERSHIP APPLICATIONS

- A. Oasis Outsourcing, Inc. – GL 42**
Oasis Outsourcing II, Inc. – GM 91
Oasis Outsourcing IV, Inc. – GM 178
Oasis Outsourcing Benefits, Inc. – GM 240
- B. Oasis Outsourcing V, Inc. – GL 54**
Oasis Outsourcing VI, Inc. – GM 109
Oasis Outsourcing VII, Inc. – GM 213
Oasis Outsourcing VIII, Inc. – GM 110
Oasis Outsourcing Benefits II, Inc. – GM 241
- C. Oasis Outsourcing IX, Inc. – EL 214**

Ms. Boyd reported that the applications listed as agenda items VI.A., VI.B. and VI.C. have been withdrawn.

- D. Pyramid Diversified Services, Inc. – EL 202**
Purchasers: Bobby R. Newman, Controlling Person Applicant
Larry Y. Anchors

Ms. Boyd presented these applications. She stated that the credit report, FDLE and FBI reports have been received.

MOTION: Ms. Lanza moved to approve these applications.

SECOND: Ms. Dockery seconded the motion and it passed unanimously.

Ms. Boyd stated that a name change application had been submitted for the company with the change of ownership application to add the fictitious name of Simple HR.

MOTION: Ms. Bloomer moved to approve this name change application.

SECOND: Mr. Stroyan seconded the motion and it passed unanimously.

E. Personnel Best, Inc. – EL 156
Purchasers: Robert W. Kimball – Controlling Person Applicant
Diane L. Gregory – Controlling Person Applicant

Ms. Boyd presented these applications. She stated that the FDLE and FBI reports have not been received for the controlling person applicants.

MOTION: Ms. Bloomer moved to approve these applications contingent upon receipt of the FDLE and FBI reports.

SECOND: Ms. Dockery seconded the motion and it passed unanimously.

VII. WORKERS' COMPENSATION DISCUSSION

Ms. Boyd referred the Board to a letter in the agenda materials dated February 27, 2003, from Mr. Miller to Mr. Hershel with the Department of Financial Services regarding client-based policies and an e-mail dated March 11, 2003, from Ms. Torrence, Executive Director of the Florida Workers Compensation Joint Underwriters Association, Inc.

Mr. Miller indicated that the submission of his letter to the Board may be premature, as Mr. Hershel and FAPEO have not met yet. He added that the Board may wish to wait for the Department of Financial Services' response to the letter. Mr. Miller requested that discussion of the letter be deferred to the April 16, 2003, Board meeting in hopes that Mr. Hershel and FAPEO will have met by then. Mr. Miller expressed his belief that the Board will probably defer to what the Department of Financial Services says. The consensus of the Board was to defer discussion of Mr. Miller's letter to the April 16, 2003, Board meeting.

The Board discussed Ms. Torrence's e-mail in which she proposed that licensing and FWCJUA coverage occur simultaneously rather than the Board requiring FWCJUA coverage to be in place at the time it considers the licensure application. The Board agreed to approving an application for licensure subject to receipt of proof of workers' compensation coverage by the Board's next meeting and communicating that conditional approval to the FWCJUA and the applicant. The Board agreed that once staff receives the proof of coverage a license could be issued; however, if staff does not receive the proof of coverage by the Board's next meeting, the Board may rescind the applicant's conditional approval. The Board added that a license will not be issued and the applicant cannot do business until such time as proof of coverage is received. It was decided that the Board chair, Board counsel and FAPEO general counsel would coordinate a telephone conference meeting with the FWCJUA Executive Director to discuss the Board's position on the FWCJUA proposal.

VIII. NEXT BOARD MEETING – APRIL 16, 2003 – TAMPA, FLORIDA

Ms. Boyd informed the Board that the next Board meeting is scheduled for April 16, 2003, Tampa, Florida. She asked that if anyone finds that they will be unable to attend the next meeting, please notify her so she could ensure there would still be a quorum at the meeting.

IX. ADJOURNMENT

MOTION: Ms. Bloomer moved to adjourn the meeting.

SECOND: Mr. Stroyan seconded the motion and it passed unanimously.

The meeting was adjourned at approximately 10:40 a.m. EST