

Regulatory update on the CILB and FBC

By Jennifer Hatfield, FSPA Government Relations Consultant

At the November Construction Industry Licensing Board (CILB) meeting a declaratory statement request was put forward by a pool service contractor from North Port. The contractor asked for clarification on whether or not he can install solar pool heaters under his license. FSPA submitted a letter to the CILB stating that FSPA supported this interpretation since the scope of work includes installation or reinstallation of pool heaters, which should be interpreted as all types of pool heaters. The CILB voted to accept this interpretation. This was the last CILB meeting of 2010; they will reconvene in January.

The Florida Building Commission has been very busy as they continue holding meetings in order to finalize the

2010 Florida Building Code. The Special Occupancy TAC met and voted 7-1 to recommend for adoption the comment language FSPA submitted. The language clarified that one does not have to add the building and swimming pool fixture count when meeting the fixture requirements for building a commercial pool; rather, only one count applies if certain criteria are met.

The Energy TAC met and voted unanimously to recommend to the commission to adopt the recently revised APSP energy efficient standards (APSP-14 for portable spas and APSP-15 for residential inground pools and spas). These revisions would be put in the code verbatim as Florida-Standards in

Continued on page 16

FSPA member elected to Florida House

By Charis Tyson, Communications Specialist

For the Florida Swimming Pool Association, election results included a first for the organization, one of its own members was elected to the Florida House of Representatives. On November 16, Larry Ahern, owner/president of Larry Ahern Pool Remodeling Inc., was sworn in as part of the freshmen class. Ahern will represent House District 51, which is in Pinellas County and includes South Pasadena, Seminole and parts of St. Petersburg, Pinellas Park and Largo.

Jennifer Hatfield, FSPA Government

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Happy Holidays!



News Splash

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Valerie Swika-Bundy, Ext. 100

2555 Porter Lake Drive, Ste. 106

Sarasota, FL 34240

(941) 952-9293 / (866) 930-FSPA

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January 14-15, 2011

Committee Meetings Board of Directors Meeting / 2011 Annual Meeting Hyatt Regency Grand Cypress Orlando

Thursday, January 13, 2011

1:00 p.m. - 4:00 p.m.	Executive Committee
4:00 p.m. - 6:00 p.m.	Existing Pool Task Force

Friday, January 14, 2011

8:00 a.m. - 8:30 a.m.	Legislative Agenda / GR Update
8:30 a.m. - 9:30 a.m.	Service Council
9:30 a.m. - 10:15 a.m.	Trade Show
10:15 a.m. - 11:15 a.m.	Builders' Council
11:15 a.m. - 12:45 p.m.	Membership Committee
12:45 p.m. - 2:00 p.m.	Lunch
2:00 p.m. - 3:00 p.m.	Energy Committee
3:00 p.m. - 3:30 p.m.	Commercial Pool Advisory Group
3:30 p.m. - 4:00 p.m.	Safety & Consumer Awareness
4:00 p.m. - 5:00 p.m.	Presidents & Executive Committee <i>Including: Hall of Fame Committee & Person of the Year Committee</i>
	All Chapters must be represented for these votes
5:30 p.m.	2011 Transition / Kick-off Meeting <ul style="list-style-type: none">• 2010 and 2011 Chapter Presidents• New FSPA State Board Representatives• FSPA Executive Committee

Saturday, January 15, 2011

8:00 a.m. - 8:30 a.m.	Budget & Finance Meeting
8:30 a.m. - 1:30 p.m.	2011 Annual Meeting / Board Meeting and 2011 Board Orientation Working lunch provided

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YOUR BUSINESS

Take a deep breath



Wendy Parker Barsell
FSPA Executive Director

The mark of a successful man is one that has spent an entire day on the bank of a river without feeling guilty about it. ~Author Unknown

Another year is quickly coming to a close and while this may not have been the “best year ever” for the swimming pool industry, it was most likely better than last year. In my November column, I suggested you think about the achievements you’ve made in 2010, even those very small ones. This month, I’d like to encourage you to relax

with your family and friends before another year flies by.

For many of us, the past few years have meant adjusting business plans, lifestyles and finding a new normal. Most likely you’ve been working more hours with fewer staff just to stay in business. It seems that, for the most part, things have leveled off and may begin to improve in the next 18 months.

In speaking with FSPA members lately, they tell me they are feeling better about business. Many of our chapters are holding holiday gatherings for the first time in a few years. Individual business are finding ways to thank employees for helping keep the doors open by taking on additional work when staff levels were decreased. Now is the time to take a deep breath and enjoy

the last month of 2010.

You may be thinking, “She has no idea how much I must do for this business and relaxing just isn’t on the list.” And you’re right, each business is different but every person needs a break to clear their mind and regroup in order to maintain success. Maybe spur of the moment things aren’t possible, but scheduling a Saturday with your kids, a date night with your spouse, a Sunday watching sports with a group of friends or even just a day to yourself is possible. While you’re doing these things stay in the moment and enjoy it. Happy New Year!

If people concentrated on the really important things in life, there’d be a shortage of fishing poles. ~Doug Larson



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PRESIDENT’S COLUMN

You have a voice



Eva Adcock
FSPA President

I recently discovered that the movie “The Sound of Music” is celebrating its 45th anniversary. Even the original cast members are amazed at the staying power that this film has. Why has this film been so successful?

Why does this film continue to touch so many hearts? (I make the assumption that we have all seen the movie at least once in the last 45 years).

In the opening scene we see that Maria, though understandably working for a higher power, doesn’t seem to be

following the prescribed rules of the convent she has joined. She continues to show her individuality as she enters into her new position as governess for the Von Trapp family. This large family is uniquely disciplined and strict in all matters. Once again, she finds herself in the position of defending her non-conforming personality. She applies her strengths (song, creativity, dedication) to find balance and harmony through their original, polar-opposite positions.

The characters in this film show us the rewards of persevering through our circumstances. We have all experienced times when our bright futures seemed dark. Although I have not heard anyone break out in song, it may be just what we need! The theme song “Climb Every Mountain” reminds us that it’s not one

mountain but every mountain. And all of this is accomplished by using our voice in a positive, uplifting manner.

Your voice can do more than help you persevere, it can help the Association and others in the industry too. You, as a member of the FSPA, have a voice in your industry. There are chapter meetings, quarterly state Board meetings throughout Florida, officers, employees, and volunteers eager to hear your voice. Even if you don’t sing like Julie Andrews, you have something to say and we want to hear it!

The ending of “The Sound of Music” is actually the beginning of a lifetime of “The Sound of Music.” I learned that the Von Trapp family is still singing together, generations later. Fiction imitates life; perhaps that is why the movie has staying power.

FLORIDA POOL PERMITS

Provided by HBW / www.hbweekly.com



County Name	September 2009	September 2010
<i>Alachua County</i>	2	8
<i>Bay County</i>	7	9
<i>Brevard County</i>	36	41
<i>Broward County</i>	33	24
<i>Calhoun County</i>	0	0
<i>Charlotte County</i>	14	24
<i>Citrus County</i>	7	14
<i>Clay County</i>	7	9
<i>Collier County</i>	30	37
<i>Dade County</i>	32	28
<i>Duval County</i>	20	25
<i>Escambia County</i>	10	8
<i>Flagler County</i>	14	8
<i>Franklin County</i>	0	1
<i>Gadsden County</i>	1	0
<i>Gulf County</i>	0	1
<i>Hernando County</i>	11	4
<i>Highlands County</i>	6	0
<i>Hillsborough County</i>	38	57
<i>Holmes County</i>	0	0
<i>Indian River County</i>	9	17
<i>Jackson County</i>	0	2
<i>Jefferson County</i>	0	0
<i>Lake County</i>	17	11
<i>Lee County</i>	78	85
<i>Leon County</i>	8	4
<i>Liberty County</i>	0	0

County Name	September 2009	September 2010
<i>Manatee County</i>	38	36
<i>Marion County</i>	10	10
<i>Martin County</i>	13	12
<i>Nassau County</i>	8	3
<i>Okaloosa County</i>	9	10
<i>Orange County</i>	45	41
<i>Osceola County</i>	12	42
<i>Palm Beach County</i>	67	87
<i>Pasco County</i>	19	32
<i>Pinellas County</i>	28	33
<i>Polk County</i>	25	25
<i>Putnam County</i>	1	2
<i>Santa Rosa County</i>	9	11
<i>Sarasota County</i>	29	28
<i>Seminole County</i>	3	1
<i>St Johns County</i>	17	35
<i>St Lucie County</i>	10	20
<i>Sumter County</i>	15	30
<i>Volusia County</i>	17	13
<i>Wakulla County</i>	0	0
<i>Walton County</i>	7	11
<i>Washington County</i>	0	1
TOTALS	762	900

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INSURANCE UPDATE

Florida workers' compensation rates increase for 2011

By David Griffiths, Insurance By Ken Brown

After seven consecutive years of rate decreases since passing the 2003 Workers' Compensation Reform Act, the Florida Office of Insurance Regulation recently announced an average 7.8% rate increase for new and renewal policies effective January 1, 2011.

The Reform Act was designed to reduce litigation, provide greater compliance and enforcement authority for the state to combat fraud, revise certain indemnity benefits for injured workers, increase medical reimbursements for physicians and surgical procedures, and increase the availability and affordability of coverage.

The results (which dropped Florida's workers' compensation rates by a whopping 64.7%) also brought Florida from one

of the top two or three states in the nation for having the highest rates, to a state with one of the lowest.

Referring to the 2011 rate increase Florida Insurance Commissioner recently stated, "The rate increase that has been justified would still give Florida the lowest rates in the southeast, and likely keep us in the top 10 nationally for most affordable

workers' compensation insurance."

The table below shows the rates of some of the most frequently utilized classes in the swimming pool service and construction industries. The rates of 2003 reflect the "high water mark" before the Reform Act, those of 2010 reflect the lowest Florida has seen in decades, and of course, those of 2011 reflect what lies ahead.

With an average rate change there is allowance for some rates to change more than others. As you can see the rates for both class code 5223 and 9014 increased by 19% and 11% respectively which is much higher than the average. Each classification is analyzed by insurance actuaries for rate adequacy based on recent experience.

Since workers' compensation premiums are almost exclusively driven by payroll, the insurance industry has experienced a significant loss in revenues over the past two or three years as Florida's economy has slowed. When that loss is combined with an increase in both frequency of workers' compensation claims filed and severity of those claims (add to that the increase in litigated cases and fraudulent cases) something had to be done. In order to protect the viability of the marketplace the state felt they needed to make a slight adjustment to the rates and this is the result.

There are several measures a business can take to incorporate discounts to help reduce these rates. We encourage you to consult with your agent to be sure you are taking full advantage of any discounts you may be eligible for.

Hopefully this is a one time correction and, in the very near future, Florida's economy is once again able to flourish!

Classification	Code	Effective 4/1/2003	Effective 7/1/2010	Effective 1/1/2011
Swimming Pool Construction	5223	\$15.45	\$3.60	\$4.31
Swimming Pool Service	9014	\$10.76	\$3.98	\$4.41
Contractor Exec Supervisor	5606	\$5.32	\$1.70	\$1.74
Retail Store	8017	\$3.86	\$1.49	\$1.01
Plumbing	5183	\$12.45	\$4.55	\$4.52
Clerical	8810	\$0.72	\$0.25	\$0.25
Outside Sales	8742	\$1.41	\$0.44	\$0.49

**All rates are per \$100 of annual payroll*

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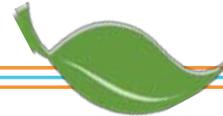
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THE SCOOP ON SERVICE



The new, energy-efficient pump law and what it means to the service industry

By Michael Evans, *The Pool Pleaser*

The new law that will become effective July 2011 for manufacturers and December 31, 2011 for contractors seems to be raising a few eyebrows. In these turbulent economic times where money is tight, convincing a customer to make a pricey upgrade is not an easy task. However, it is our responsibility to not only educate the consumer on the benefits of these new pumps but also to show them how the investment will pay off in their immediate future. With an average of 50% - 80% savings on their electric bill they will not only recoup the initial investment in approximately 10-12 months, but they will then continue to save money thereafter.

The laws are not going away, in fact, they are only becoming more and more

stringent as we look for better ways to "go green." Therefore, we all need to get on board and embrace it. During my 21 years in the industry, I have seen and implemented many different changes and improvements, some good and some not. After fully researching this law, I believe that this change will benefit everybody.

The next important step will be deciding which option is best for your customer. The decision will be based on two simple factors: the horsepower of their current motor and the age of the plastics. If they choose to only replace their current motor, it is important to explain that it is already preprogrammed and not adjustable. It also will only handle up to 1.25 horsepower. This

will only work for the pool that has a basic system. For some customers, this will be a more cost-effective choice.

For the majority of our customers with multiple systems such as water features, solar heating, floor systems, etc., the complete variable-speed pump will be the better option. It is fully programmable, has the capability to handle up to three horsepower, and has the largest electricity savings. There is also an upgrade that has a safety vacuum release system that detects drain blockage and automatically shuts down the pump.

It will also be beneficial to explain that

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Legislative update

By Jennifer Hatfield, FSPA Government Relations Consultant

Election results in Florida and across the country were quite momentous, and for the Florida Swimming Pool Association the night included a first for the organization, one of its own members was elected to the Florida House of Representatives.

Larry joins three others from the construction industry elected this year. Jeff Brandes, a lumber dealer, was elected in HD 52, also in the Pinellas area; Keith Perry, a roofing contractor, was elected to HD 22, covering parts of Ocala and Gainesville; and Tom Goodson, a transportation builder, was elected to HD 29 from the space coast area.

Another major victory for the construction industry was the overwhelming defeat of Amendment 4, the constitutional ballot initiative that would have required a taxpayer funded referendum for all changes to local comprehensive land use plans. The "Vote No on 4" campaign succeeded based on a well thought out plan of action.

Other Florida election highlights:

- Three ballot initiatives did reach the 60 percent threshold needed for passage: The two "fair district" amendments passed, providing re-districting guidelines to the legislature for the 2012 redistricting process, and Amendment 2 passed, which gives a property tax break to military personnel deployed overseas.
- Republicans swept the cabinet races with Rick Scott elected as governor, Pam Bondi as attorney general, Jeff Atwater as chief financial officer, and Adam Putnam as agriculture commissioner.
- In the Florida House and Senate, Republicans gained enough seats to now have a veto-proof majority and they held a mini special session on November 15 to revive nine bills and a budget appropriation that Gov. Crist vetoed over the summer. Republicans

now have a 28-12 majority in the Senate and an 81-39 majority in the House.

- Florida is sending eight newly elected congressmen/women to Washington following the national momentum to oust many incumbents.
- Former Florida Speaker of the House Marco Rubio coasted to his U.S. Senate victory over challengers Gov. Crist and U.S. Congressman Kendrick Meek.

On Tuesday, November 16, the 2010 Organizational Session was held. The newly elected state House and Senate members were sworn in and Senate President Mike Haridopolos and Speaker of the House Dean Cannon officially took possession of each chamber's top position. Following the organizational session, which

Continued on page 17



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FSPA BENEFIT HIGHLIGHTS

Local Chapters and networking

Your local FSPA Chapter is a great member benefit that everyone should take advantage of. Chapter meetings and events are great ways to network, gather important industry information and have a good time.

Over the past few months there have been Chapter barbeques, cornhole tournaments, tabletop events, a Texas hold 'em tournament, and CE courses with

holiday parties coming up soon. Many Chapters offer CE courses for a low cost or even free. Check out the Chapter news and calendar in the back of this newsletter to see what events you can attend.

Being involved in the local Chapter allows you to discuss issues with others in the industry, give your opinion when decisions are being made and get answers to your questions. You don't have to be on

the Board to be involved, just show up for a Chapter meeting! The pool industry is a community and FSPA Chapters are a great way to meet with your community. Events are held to benefit you and many great speakers have informed members on many different issues.



The Broward Chapter offered a CE course in October.



The Tampa Bay Chapter held an energy tabletop event.



The Charlotte Harbor Chapter held a series of cornhole tournaments.

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Two-speed pumps and how to meet upcoming regulations

By David Pruette, David Pruette's Electrical Services

As you've probably heard by now, there is a new requirement effective at the end of 2011 for filtration pumps rated one HP or over to

(a) have a minimum of two speeds

(b) to automatically revert back to low speed within 24 hours or one normal cycle, whichever is less and

(c) to only run during off-peak periods.

These can be accomplished using two-speed or variable-speed pumps. For this article, I am going to concentrate on the two-speed option and, specifically, how to control it.

Let's look at what this means from the electrician's point of view. What used to be an easy swap of the motor itself now requires more electrical changes to be made. Here are a few ideas from the most basic way to meet the code up to automation.

The first change that has to take place is the addition of another "hot" conductor in the whip feeding the motor. This is required

to feed the additional speed.

The most basic way to meet the code requirement for the pump to return to low speed is to add a twist timer that will override the pump for the amount of time chosen on the timer itself. This is a manual control and still requires a standard timer for the normal operation of the pump. I have not found one of these rated for more than six hours.

The next step up would be to add another mechanical timer that will control the two-speed function daily. This is also in addition to the standard mechanical timer. This timer can be set to automatically engage the high speed function and revert back to low speed when set to do so.

The last step before getting into automation is an electronic timer with two or more functions. The most popular has three functions and can be set to a mode that recognizes the two-speed function. The first function turns the pump on and off and the second function engages and disengages the high speed. This timer

can be set for several operations per day per function.

These are not the only options available, but they are what I consider the most practical.

Of course, there is no reason to wait until the end of the year for your customers to start saving energy and money by using two-speed pumps. The savings can be substantial when you consider what is called the Affinity Law. This law states that when you reduce your pump speed by one-half, you pump half the water but reduce your power consumption down to one-eighth. You could double your run time and still save 75%. If you cut your speed to one-third and triple your run time, you can save over 88%.

Take a look back at last month's energy article by Jim Stevens for more great savings calculations.

These new requirements are a great opportunity to help your customer save money and drive new revenue for your business.

CPSC interpretive rule defining "Public Accommodations Facility"

On October 14, the Consumer Product Safety Commission voted to publish for public comment the new proposed interpretive rule drafted by staff on "public accommodations facility" for purposes of enforcing the Virginia Graeme Baker Pool and Spa Safety Act. The proposed rule was published in the Federal Register on October 22, 2010 (75 Fed. Reg. 65263).

The proposed rule would adopt a

different definition of "public accommodations facility" from the proposed interpretation issued last March (<http://edocket.access.gpo.gov/2010/2010-5130.htm>). The new proposed definition would define "public accommodations facility" as "an inn, hotel, motel, or other place of lodging, including, but not limited to, rental units rented on a bi-weekly or weekly basis." Pools or spas located on "public accommodations

facilities" are considered "public" pools or spas for purposes of enforcing the Virginia Graeme Baker Pool and Spa Safety Act.

CPSP invites public comments on this proposed interpretative rule through December 21. Instructions can be found here: <http://edocket.access.gpo.gov/2010/2010-26520.htm>



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Insurance by Ken Brown donates \$5,000 to FSPA Scholarship Fund

Each year the Florida Swimming Pool Association gives out scholarship awards to further the education of dependents of member company owners and employees. Application requirements include a 3.0 grade point average or better, three letters of recommendation, transcripts, SAT / ACT scores, a research paper and an essay.

Each year, Insurance by Ken Brown donates \$5,000 dollars to the scholarship fund and it is then matched by the FSPA. On September 17, Ken Brown presented President Eva Adcock with this year's donation during the Board of Directors'

meeting.

Every year more than \$20,000 is distributed to scholarship recipients from throughout the state. For the 2010-2011 academic year, 21 scholarships were awarded. During the June Board of Directors' meeting several recipients were in attendance and received award certificates.

Thank you, Ken Brown, for supporting this program.

Donations to the scholarship fund can be made at any time by contacting the state office at 800-548-6774.



Ken Brown presenting President Eva Adcock with a check for \$5,000 for the scholarship fund.

FSPA member elected to Florida House

Continued from front page

Relations Consultant, was happy to hear of Larry's victory.

Hatfield said, "It's great for the industry to have representation in Tallahassee. Larry is someone who understands our issues intimately. He will be able to educate other legislators on the issues affecting the pool and spa industry, and hopefully they will look to him with their questions."

Larry Ahern has a long history in the pool and spa industry; in his twenties he started his own company, a swimming pool maintenance business, and today he owns a swimming pool remodeling and commercial fountain business. He also sits on the Swimming Pool Board for Examining Adjustments and Appeals for Pinellas County.

As a small business owner Larry has created jobs and balanced budgets and understands the many issues small business owners are facing, as well as those specific to the construction industry.

His priority is to get the economy back on track and folks working again.

"Ultimately, being a Republican and a conservative, the more we can do to keep money in the pockets of the people and fraud out of government, the more jobs can be made," Representative Ahern said.

Larry also wants to reduce government's size and encourage fiscal responsibility.

He decided to run for office for several reasons saying, "A lot had to do with business principles and practices that should be applied to government. Performance-based measurement is used in business; shouldn't we see that in government?"

He went on to say, "They will have to find a way to get more with less money and business people understand that more than anyone."

Larry's new position can certainly affect the swimming pool industry. If someone in the industry is in the public eye and gathers admiration, the perception of the industry

will be raised.

Representative Ahern sees additional effects saying, "There is always something happening in energy and conservation and there can be unforeseen consequences of other bills."

Having the perspective of an industry member involved in the process can help prevent unrealized consequences from occurring. Larry hopes that people will also come to him with legislation that will affect businesses like his and those of his peers in the pool industry.

Larry also wanted to be sure to thank the FSPA and his local chapter for all their support.

Representative Ahern said, "People sent money and got behind me and volunteered their time. That inspires you and gives the energy to keep going. Having such support goes a long way for someone new (to running for office)."



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Unenforceable code provisions successfully removed from IECC

By Jennifer Hatfield, FSPA Government Relations Consultant

Over the summer the Association of Pool & Spa Professionals (APSP) reviewed proposals submitted by the U.S. Department of Energy (DOE) for the 2012 International Energy & Conservation Code (IECC) that would have made changes to the current pool energy requirements found in the 2009 IECC and which many states, including Florida, adopt in some fashion. APSP put forth several public comments on the DOE proposals.

The DOE proposals lumped all hot tubs and spas into the same category with pools for efficiency requirements and required R-12 insulated covers for pools, spas, and hot tubs capable of being heated to 90 degrees. These provisions were problematic and needed clarification that inground, permanently installed spas fell under different requirements from portable spas and needed the R-12 cover requirement removed because there are no R-12 covers in existence for inground

application. Further, although portable spas have R-12 covers in many cases, they are tested as a unit for energy efficiency and again needed to be pulled out separately.

The ICC annual expo and hearings were held in Charlotte, North Carolina the week of October 25. At first it appeared the two-thirds vote needed would be near impossible due to the fact many did not understand the concerns and problematic provisions within the DOE proposal. Throughout the week an effort was mounted to educate the voters on the problematic provisions and turn the tide in our favor. In short, the two-thirds vote needed to remove these provisions in both the residential and commercial pool sections was achieved. In addition, new relationships with not only the DOE, but other energy efficient groups were established and the industry looks forward to working with them on future energy efficient code changes.

The new, energy-efficient pump law and what it means to the service industry

Continued from page 8

to get the most out of the variable-speed pumps, you would want to implement an automation system as well. These automated controllers allow the service technician to set the pump to the appropriate RPMs, therefore not only making it easier on the customer but also utilizing the system to its full potential. When the law goes into effect, pumps that filter water will be required to have a time switch installed and set to run only during off-peak periods.

Simply said, the sooner we all embrace and implement the new law, the sooner we can save our customers money. Making our customers happy keeps them coming back.

Regulatory update on CILB and FBC

Continued from front page

the Appendix section of the Energy Code, providing additional guidance needed to achieve the energy requirements mandated by Florida Law.

The Plumbing TAC and Swimming Pool Subcommittee met and in a very close vote chose not to recommend adoption of the revised alternative language comment FSPA submitted to make tweaks to the existing pool and spa language that was adopted at the August TAC meeting. The issue that kept the revised comment from obtaining enough support for a positive recommendation was limiting the ANSI-7

trigger to only when one is altering the suction side of the circulation system. It was noted that changes to the flow rate can still exist when making alterations to the return side, not just the suction side. The FSPA Existing Pool Task Force will discuss how to move forward with existing pool and spa requirements.

The full commission also met via phone on Monday, November 15 to determine whether or not to overrule a binding interpretation that said a building official was not bound to follow the DOH variance for a public pool. The FBC voted 8-6 to

overrule the original binding interpretation. If no challenge is made, this ruling provides a precedent that building officials are bound by DOH variances from 64E-9; reasoning appears that this rule is purely re-stated in the building code under section 424.1.

The commission will meet one last time this year on December 6-8 in Melbourne. The members will determine whether or not to accept TAC recommendations and will listen to public comment in order to make determinations that will result in a final 2010 code. This new code is slated to go into effect December 31, 2011.

Legislative update

Continued from page 9

is typically more ceremonial in nature, a special session was held the same day. With the new supermajority the Republicans hold in both chambers they have the ability to override Gov. Crist's vetoes of legislation passed during the 2010 regular session. This marked the first time in 12 years that the legislature has overridden a governor's veto.

Senate President Haridopolos and House Speaker Cannon led their newly-sworn members through three swift hours of overrides, as well as tweaking one of their own laws and approving \$31.4 million in spending of stimulus money for energy-efficient air conditioning and solar panel rebates. Although most of the work involved overriding vetoes by Gov. Crist, approving the federal stimulus funds to provide energy rebates was a Crist-backed initiative. Currently there is a backlog of 13,000 solar rebate applicants awaiting their payments of nearly \$52 million. Although many Republicans do not support the idea of taking stimulus money, in this case the overwhelming feeling was a promise was made to the consumers and therefore action should be taken. Gov. Crist quickly signed the measure the day after it was passed.

One of the most highly contested measures discussed during the special session was HB 1565; this bill required legislative approval of administrative rules adopted by the governor if they are deemed

to have an economic effect. The opposition believes this requirement will stifle economic growth and the bill was initially vetoed by the governor. In the closest vote during the special session, the House passed the override with a 99-21 vote and the Senate passed it 32-7.

Legislators also delayed the implementation of SB 550, which requires all septic tanks to be inspected every five years. The Legislature took this bill up during the 2010 session based on receiving constituent concerns about pollution and groundwater over-pumping from springs. However, since its passage, complaints have been made about the cost; therefore, the implementation date was moved from January 1, 2011 to June 1, 2011. This will give legislators more time to study the issue and determine if further changes need to be made during the 2011 regular session.

Legislators also reversed the following Crist vetoes:

- HB 569 - removes the ban on yard trimming in landfills.
- HB 981 - changes the state law to protect agricultural land tax breaks if the land is still used for farming purposes.
- SB 1516 – requires the FL Department

of Environmental Protection to create a database to track state property and buildings.

- HB 1385 – allows 4,985 petroleum-contaminated sites to be removed from the state's cleanup list if they are found not to pose a threat to drinking water supplies.
- HB 545 – eliminates a January 2011 requirement that homeowners in coastal areas disclose the home's windstorm mitigation rating to prospective homebuyers.
- SB 1842 – requires the state to notify property owners of proposed changes to state highways at least 180 days before the design is finalized and to hold a public hearing.

The Legislature also passed a memorial during the special session. It calls on congress to amend the Medicaid law and it also lays out guidelines the Legislature will follow in 2011 to revamp the billion dollar health care program for the poor, elderly and disabled. The Legislature is slated to come back for committee meetings the week of December 6 and then will meet for two weeks in January and three weeks in February before the start of the 2011 regular session.



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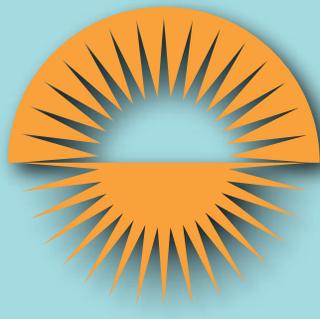
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CHAPTER NEWS

Broward

Chapter Coordinator: Michelle D'Aiuto
 President: Brian Kelly
 (866) 930-3772
 FSPABroward@FloridaPoolPro.com
 www.FSPABroward.com

The Broward Chapter Board of Directors is busy putting a calendar of events and meetings together for 2011. Please look for e-mail announcements regarding all upcoming meetings and events. Please communicate back to them by clicking your reply button with your RSVP.

The Broward Board of Directors would like to wish all Chapter members a joyous and safe holiday season. The Board looks forward to bringing many educational, informative and entertaining events to members in 2011.

Central Florida

Chapter Coordinator: Sonja Dickey
 Chapter President: Steve Bludsworth
 (800) 548-6774
 FSPACentralFlorida@FloridaPoolPro.com
 www.FSPACentralFlorida.com

The 2011 Chapter officers are as follows: President **Steve Bludsworth, All-Pool Service & Supply**; Vice President **Tony Caruso, T C Water Features**; Secretary **Letitia Kirwan, Pool Corp – Longwood**; and Treasurer **Alan Cooper, Alan Cooper Consulting**. The Directors are **Ken Brown, Insurance by Ken Brown**; **Jackie Arnault, The Pool Pleaser**; **Barbara Austin, HornerXpress**; **Colleen Salvage, Central Florida Advertising and Design**; **Paul Roth, Roll-A-Way Protective Pool Fence**; **Ken Vierk, Sunsational Pool Systems**; and **Richard Mosley, Champagne Pools of Central Florida**. The Chapter's representatives to the state Board are Steve Bludsworth, Tony Caruso, Alan Cooper, Ken Brown, Jackie Arnault and Barbara Austin. Thanks to all of the above for volunteering their services.

Congratulations to the new Executive Committee and all the new Directors that will be serving our organization. For those who could not volunteer to serve on the

state Board, please give support and input to your Board members.

The Chapter Board of Directors met Tuesday, November 9. A discussion was held about proposed meetings for next year. The first meeting is planned for January 18 to discuss the new Energy requirements and what triggers code compliance when remodeling pools. The meeting will be held at McWells. More information will follow.

The Board approved the use of one of the state chapter coordinators. Our coordinator will be Sonja Dickey. When calling the Chapter office phone number, it will be answered in the state office.

The Chapter Board hopes everyone had a happy Thanksgiving and wishes everyone a great holiday season.

Charlotte Harbor

Executive Director: Andy Mallison
 (800) 569-6774 Ext. 11
 FSPACharlotteHarbor@FloridaPoolPro.com
 www.FSPACharlotteHarbor.com

The Charlotte Harbor Chapter staff would like to wish all Chapter members a safe and enjoyable holiday season. Happy Holidays!

Many thanks to **Connie Sue Centrella, HornerXpress**, for the one-hour CE course at the last meeting. There will be no Board of Directors' meeting held in December due to the busy holiday season. There will be a wine tasting / holiday party on Thursday, December 9. Information regarding this has been sent to all members. The next Chapter membership meeting will be held on January 11. Details will be sent out soon.

East Central Florida

Chapter Coordinator: Michelle D'Aiuto
 (866) 930-3772
 FSPAEastCentralFlorida@FloridaPoolPro.com
 www.FSPAEastCentral.com

The East Central Board of Directors is busy putting a calendar of event and meetings together for 2011. Please look for e-mail announcements regarding all

upcoming meetings and events. Please communicate back to them by clicking your reply button with your RSVP.

The East Central Board of Directors would like to wish all Chapter members a joyous and safe holiday season. The Board looks forward to bringing many educational, informative and entertaining events to members in 2011.

Florida Gulf Coast

Executive Director: Mitch Brooks
 (800) 569-6774 Ext. 12
 FSPAFloridaGulfCoast@FloridaPoolPro.com
 www.FSPAGulfCoast.com

The Florida Gulf Coast Chapter staff would like to wish all Chapter members a safe and enjoyable holiday season. Happy Holidays!

The Florida Gulf Coast Chapter has established a new taskforce for securing a local Lee County Ordinance for a swimming pool cleaning license. With the current economy and the underground activity currently happening throughout the country, it is very important for the pool industry to have properly trained, licensed and insured service technicians. The taskforce will be working with local county officials in developing the best plan to get this accomplished in the shortest amount of time. For more information or to get involved with the taskforce, please contact Mitch Brooks at the Chapter office.

The Chapter is looking for a few good industry members to help out a few hours a month serving on the Board of Directors. Please contact **Jerry Scott** at 239-267-2500 or Mitch Brooks.

Florida West Coast

Executive Director: Malinda Howard
 (727) 638-6072
 FSPAFloridaWestCoast@FloridaPoolPro.com
 www.FSPAWestCoast.com

The Florida West Coast Chapter would like to wish all Chapter members a happy holiday season!

The Florida West Coast Chapter participated in a Health Fair sponsored by

Boy Scout Troop 484 on Saturday, October 23. Thank you to **Ian Ferguson, Jack's Magic Products; Brian Gangelhoff, A Pool's Best Friend; and Rick Howard, Rick's Pool Service**, for volunteering their time at this event.



Ian Ferguson and Rick Howard volunteering at the Florida West Coast Chapter's safety table.



The Annual Tampa Bay Area Pool Industry Table Top Event was held on Wednesday, October 27, at Ruth Eckerd Hall—Margarete Heye Great Room in Clearwater. Thank you to **David Oxley, Belleair Pool Supply**, for chairing the event. This year the theme was Tropical /



Florida West Coast Chapter's Pool Industry Tabletop in October.

Casual. There were over 135 people in attendance. The evening was filled with an exciting mixture of pool industry displays, food, drinks, door prizes, and live music provided by Both Worlds. Thank you to all of the exhibitors who participated: **A Pool's Best Friend Inc., AAdvanced Aqua Marketing Group, AquaCal - AutoPilot, Byrd Moreton & Associates, C & D Thin Pavers & Coping, Devin Cahn Associates, EasyCare Products, Flagstone Pavers Inc., Florida Leak Locators, Gorman Company, Gunn Sales, Hayward Pool Products, HornerXpress, Intermatic Inc., Jack's Magic Products Inc., Larry Ahern - Candidate, Paver Source, Pentair Water Pool & Spa, Pinellas County Health Department, Premix Marbletite, SCP / Pool Corp, SGM Inc., Solar Solutions Inc., AAA Solar Source, and Zodiac Pool Systems Inc.** It was a fun night for everyone.

Tuesday, November 2 was Election Day! Chapter members **Rick Howard** and **David Oxley** waved signs at polling places in support of **Larry Ahern**. Larry Ahern, an FSPA Florida West Coast Chapter member, was elected State Representative in House District 51 (Pinellas County). This is the first time the pool industry has had one of our own in the Florida Legislature. Congratulations, Larry!

The Chapter Board of Directors met at noon on Tuesday, November 9 at AquaCal - AutoPilot in St. Petersburg. Thank you to **Johanna Messer** and **AquaCal - AutoPilot** for sponsoring the meeting / luncheon and providing a factory tour following the meeting. The next Board of Directors' meeting is sponsored by **Gorman Company - Clearwater** and will be held at noon on Tuesday, December 7 at Queen's Pizza, 1834 N Belcher Rd, Clearwater. Remember that every member is encouraged to attend Board meetings. Our Board of Directors meetings are usually scheduled for the first Tuesday of the month. We are always interested in hearing your ideas for Chapter meetings and programs. Please call or e-mail the office if you will be attending this meeting so that we can plan accordingly.

This year the Florida West Coast Chapter sponsored the Weeki Wachee High School swim team, along with four other teams, in the FSPA High School Invitational Swimming and Diving Meet in October. As a new school, this was

their first time to compete. The Chapter was so pleased to receive a team photo taken underneath the FSPA banner along with a thank you letter and certificate of appreciation signed by both the swim coach and school principal. The letter stated, "The experience gained from participating in the FSPA Developmental Swim Meet provided the skills that propelled the swimmers into the Finals of our District Swimming Championships held at the University of Florida." Congratulations, Weeki Wachee High Swim Team!

The Chapter Board of Directors for 2011 remains as follows: President **Brian Gangelhoff, A Pool's Best Friend**; Vice President **David Oxley, Belleair Pool Supply**; and Secretary/Treasurer **Don Ball, The Pool Works of Pinellas County Inc.** At-large directors are **Sean Dastur, Florida Leak Locators; Ian Ferguson, Jack's Magic Products, Inc.; and Rick Howard, Rick's Pool Service, Inc.** Thank you to these members for continuing to commit their time to serve the Chapter for the next year!

Manasota

Chapter President: Don Archer
(800) 548-6774

FSPAManasota@FloridaPoolPro.com
www.FSPAManasota.com

The Chapter is pleased to announce the election of officers of the Board for 2011. Incoming officers are President **Tony Kozak, Blu-Aqua Pools**; Vice President **Joe Dudash, Water Designs of Sarasota**; Secretary **Herman Weinberg**, and Treasurer / Immediate Past President **Don Archer, Olympic Pools**. Directors are to be **Rob Sanger, Galaxy Pools; Rich Tarricone, Aquatic Pool Systems; Scott Eggelfield, Mirasol Faeco Solar; Dan Johnson, Swim Inc.; and Bob Ely, All American Decks and Spas**. Congratulations and thanks to those who are volunteering their time and energy for the betterment of the Chapter and the Association.

Plans are under way for a Christmas party to be held Thursday, December 9 starting at 6:00 p.m. The event is being held at the Broadway Bar and Grill located at 1001 Coconut Ave. in Sarasota. Social hour is from 6:00-7:00 p.m., followed by

Polk County

Chapter Coordinator: Michelle D'Aiuto
(866) 930-3772
FSPAPolkCounty@FloridaPoolPro.com
www.FSPAPolkCounty.com

Mark your calendar for Wednesday, January 19 as the FSPA Polk County Chapter will be holding a safety meeting. **SCP** in Lakeland will host the meeting with food provided by Hooters. The event is scheduled to start at 5:00 p.m. Details will be made available soon by e-mail.

The Polk County Board of Directors would like to wish all Chapter members a joyous and safe holiday season. The Board looks forward to bringing many educational, informative and entertaining events to members in 2011.

Space Coast

Chapter President: Dominick Montanaro
State office: (866) 930-3772
FSPASpaceCoast@FloridaPoolPro.com
www.FSPASpaceCoast.com

The Chapter's November meeting with Brevard County's Licensing and Enforcement team was a huge success. There were 29 people at the meeting and the discussion revolved around many topics. Denise Campagna, manager of the Licensing Regulation and Enforcement Division, addressed the concerns of our industry and advised us that other trades are experiencing similar issues. Understanding the scope of work of the license holder, specialty license holders contracting with the public, aiding and abetting unlicensed activity, uniformity on permitting, and enforcement for all trades and distributors who are not helping the industry police itself were topics she addressed.

Denise also advised that the new forms homeowners must fill out to pull homeowner permits clearly identifies all the ramifications individuals take on by being their own contractor. FSPA was instrumental in passage of the legislation that provided for the new forms. Denise advised us that working with other trade associations and addressing our concerns as a group to the County Commission would carry greater weight in their willingness to assist in combating the unlicensed activity.

Joe Herb, an inspector for the county,

informed the audience that we can help by identifying jobs where permits are not on sight and visible. Photos of jobs being done and advertisements along roadsides and on vehicles assist them in the prosecution of the offenders. The county has begun looking at all homeowner permits that are being filed and reviewing with the homeowners their responsibilities. Several homeowners have been cited for not being on the jobsite when work was being performed. Call county enforcement at 321-633-2058 if you see jobs being performed where permits are not visible. Compiling a list of municipalities and their inspectors will create another tool we can use in developing a program to deal with the overlaps that exist, as the county does not have jurisdiction in some areas.

The Chapter has always had a fantastic relationship with Denise's department and thanks her for making her department available for the informative meeting.

The Chapter will begin compiling information and working with the county to identify contacts in the other trades so we can begin a dialog to address where we go from here.

The Chapter Christmas Party will be held at the Patrick Air Force Base Blockhouse on Saturday, December 4; so please mark your calendars. Admission is \$5 per person. Food, prizes and karaoke will be on tap for the evening and, as usual, there will be drinks available at the cash bar. This event is underwritten by the Chapter to ensure that the cost is nominal for you and your guests; so please take advantage and enjoy the camaraderie, food, singing and dancing festivities with us.

Thank you for the opportunity to serve as your Chapter president, and on behalf of the other members of the Space Coast Board of Directors, we wish you a Merry Christmas, Happy Hanukkah and Happy New Year.



Space Coast Chapter member Dominick Montanaro presenting Rep. Ritch Workman with a PIPAC check.

Tampa Bay

Chapter Coordinator: Michelle D'Aiuto
(866) 930-3772
FSPATampaBay@FloridaPoolPro.com
www.FSPATampaBay.com

Please join us on Thursday, December 9 for an important ANSI-7 meeting. **Richard Moseley, Champagne Pools of Central Florida**, will inform the Chapter of upcoming changes that will affect the Tampa area. Topics include how these changes will affect requirements for renovations, permitting and changing out pumps and pump motors. The meeting will be held at 6:00 p.m. at **HornerXpress**, 9842 Currie Davis Drive, Tampa. Food and beverages will be provided. This will be a meeting you do not want to miss.

Get ready for some fun in 2011. Mark your calendars for Friday, February 25 as the Tampa Bay Chapter will host a night out with the Tampa Bay Lightning. Enjoy a fun-filled night in the Frank Crum Club Suite. The suite includes an all-you-can-eat gourmet buffet, all you can drink beer, wine and soda throughout the game, and a great sideline view. Seating is limited to the first 65 people so be the first to RSVP to michelle@floridapoolpro.com. If you are interested in helping sponsor this event please contact the chapter coordinator.

The Tampa Bay Board of Directors would like to wish all Chapter members a joyous and safe holiday season. The Board looks forward to bringing many educational, informative and entertaining events to members in 2011.

Treasure Coast

Executive Director: Susan Gilbert
(772) 263-2653
FSPATreasureCoast@FloridaPoolPro.com
www.FSPATreasureCoast.com

The Chapter had a great year, and is looking forward to what the New Year will bring! Please make sure you sign up for the state Board Meeting / Annual Meeting January 14-15 at The Hyatt Regency Grand Cypress in Orlando. Start the year off right and get involved!

The Chapter's next meeting is a Christmas party on December 2 at 6:30 p.m. at Palm City Grill, Palm City. Please come and join us!

Tuesday, January 18 will be the first Chapter Board and Chapter Meeting of 2011. The location is TBA.

Be sure to register for the Orlando Pool & Spa Show before the New Year to be entered in drawings for two free nights at the Rosen Plaza, two days of CE fees and eight tickets to the industry party at Howl at the Moon!

Have a Merry Christmas and a safe and Happy New Year!

For additional information about any of the events or meetings listed in the Chapter News, please contact the Executive Director listed at the top of each Chapter's News. Event meeting and information can also be found in Chapter newsletters sent to members and available at local distributors.

In remembrance



David Pruchniewski, Field Applications Engineer with Hayward/Goldline, passed away suddenly on November 17, 2010.

David spent his entire professional career in the pool industry. He went to work with All Pool Service and Supply in Orlando right out of high school, then was employed by Swim Systems in Oviedo and spent the last six years with Hayward/Goldline.

David has taught courses for the FSPA and Orlando Pool & Spa Show for many years.

He will be missed by many in the industry.

Education monitors needed, earn FREE CE

The 2011 Orlando Pool and Spa Show is scheduled for February 11-12, 2011 with continuing education starting on Thursday, February 10. Continuing Education is a significant element of the annual Show and volunteer monitors play a crucial role in making the program a success. FSPA invites all FSPA members to volunteer as a course monitor.

Volunteer ID checkers support course monitors by helping to verify photo identification of attendees. No portion of their CE fees will be refunded.

To see what is available for monitoring go to www.floridapoolpro.com/industry/monitor.html. The course charts show courses by meeting room – this year we request that you pick a room and monitor all the courses in that room for that day. Course descriptions are available on the Show Web site at www.OrlandoPoolShow.com. Click on “attendee information” and then on “education seminars”.

Benefits of monitoring include receiving CE credit for the courses that you monitor and your CE registration fee refunded by the FSPA for the day(s) that you monitor.

As a monitor your duties and responsibilities include:

- Arriving at the meeting room prior to start time to ensure that the speakers are set-up and all audio visual needs have been met.
- Check in attendees that are scheduled to attend the course. Check in will require attendees to present a photo ID at the door.
- Give attendees an evaluation form and copy of the course syllabus.
- Ensure that the instructor and attendees sign the attendance roster.
- Read the instructor announcement prior to the class beginning.
- Monitor seminar times to ensure they begin / end promptly.
- Collect attendee course tickets as they leave the meeting room.
- Clear speakers/attendees from meeting room when course is complete.
- Monitor the doors so no one arrives late or leaves early.

If you would like to volunteer as a monitor please indicate your preferred room choice. Assignments are on a first come first served basis so please return your course selection as soon as possible to Bernice@FloridaPoolPro.com.



CALENDAR OF EVENTS

December 2010

- 2 FSPA Treasure Coast Chapter Christmas Party
6:30 p.m. Palm City Grill, Palm City
- 4 FSPA Space Coast Chapter Christmas Party
Patrick Air Force Base Blockhouse
- 7 FSPA Florida West Coast Chapter Board Meeting
Noon at Queen's Pizza, 1834 N Belcher Rd., Clearwater
- 8 FSPA Polk County Chapter Board of Directors' Christmas Lunch
11:30 a.m. Grill Smith Restaurant, Lakeland
- 9 FSPA Charlotte Harbor Chapter Wine Tasting / Holiday Party
- FSPA Manasota Chapter Christmas Party
6:00 p.m. Broadway Bar and Grill, 1001 Coconut Ave., Sarasota
- FSPA Tampa Bay Chapter Meeting
6:00 p.m. HornerXpress, 9842 Currie Davis Dr., Tampa
- 14 FSPA Manasota Chapter Board Meeting
11:45 a.m. FSPA state office
- FSPA North Central Florida Chapter Christmas Party
7:00 p.m. Solar Trek, 202 SW 33rd Ave., Ocala
- FSPA Palm Beach Chapter Holiday Christmas Party
6:00 p.m. Riviera Beach Tiki Waterfront

January 2011

- 4 FSPA Florida West Coast Chapter Board Meeting
Noon
- 11 FSPA Charlotte Harbor Chapter Meeting
- 14 **FSPA State Committee Meetings**
- 15 **FSPA State Board Meeting/ 2011 Annual Meeting**
- 18 FSPA Central Florida Chapter Meeting
McWells
- FSPA Treasure Coast Chapter and Board Meetings
- 26 FSPA Charlotte Harbor Chapter Board Meeting

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