SEGA Chairman’s Message

Construction in 2030

“Welcome to the Jobsite in 2030, fast forward 14 years: The global population is 8.5 billion, an increase of 1.15 billion since 2015, according to the Population Institute.

The U.S. Census Bureau reports the U.S. population, at 359 million, has increased 11 percent since 2015. To accommodate the demand for construction on Earth and in space, drones, robots and 3-D printers are more common than hammers.

Design, engineering and construction, along with building life cycles, are totally integrated and seamless thanks to visual collaboration software. The construction workforce is predominately skilled IT workers who work with cloud-based collaboration software to monitor projects instantly, to operate all construction equipment remotely and to program 3-D printers. The few laborers on the job use exoskeletons that enable them to perform difficult tasks easily and safely. Thoth Technologies, BlueOrigin and SpaceX have made space tourism a reality, and contractors are bidding to construct space “hotels.”

The above two paragraphs are part of an article from a publication that I follow on Twitter named Construction Executive. The name of the article is “Top Tech Leaders Share Predictions for 2016 & Beyond” and is written by Marla McIntyre.

This article is a fascinating article to read and starts with all the new advancement in technology and software that is currently being used on jobsites today which serve to provide the most up-to-date project conditions and continuously updated plans etc. We have iPads today in the hands of contractors and major subcontractors who can immediately document a condition or problem, relay it immediately to the home office and to the particular subcontractor for feedback or correction of the issue. But, as we move further into the future, the article predicts of fewer people on jobsites. Hardly any being unskilled workers and more skilled workers required to run machines called Robots. Delivery of materials will eventually be done by drones and inspection of hard to get to places on a building and large areas of a curtainwall will also be done by drones. One comment in the article concerning paper on the jobsite is, “The only thing paper will be used for on the jobsite will be wrapping sandwiches for lunch.”

Obviously none of these folks know anything about doing glass work in Florida! With the requirements in this state for hurricane impact systems and sometimes anti-terrorism requirements combined with the impact requirements in one system. Well, it simply baffles my mind to visualize a robot or a drone installing and delivering any of these systems.

The furnishing and installing of these systems will still require the use of skilled tradesmen (Journeyman Glaziers) to properly install them. Now, if these tech gurus could invent a method to create or clone some of these guys, I would be first in line to sign up.

If you would like to read the article in its entirety, here is the link: ow.ly/XOw8D.

Until next time!

Woody Watters
SEGA Chairman
SEGA 2016 OFFICERS

Chairman of the Board  
Woody Watters  
Pensacola Glass Company

Vice Chairman  
Vacant

Secretary/Treasurer  
Vacant

SEGA 2016 DIRECTORS

Thomas Lee, IV – Lee & Cates Glass  
Jeff Miller – Lore L. Ltd.

SEGA CONSULTANT

Roland “Stoney” Stonaker  
6741 Hidden Creek Boulevard  
St. Augustine, FL 32086  
Phone: (904) 806–3949  
FAX: (904) 797–4473  
E–mail: stoneystonaker@yahoo.com

SEGA OFFICE

231 West Bay Avenue  
Longwood, FL 32750–4125  
Phone: (407) 831–7342  
FAX: (407) 260–1582  
Website: www.southeastglass.org

SEGA STAFF

R. Bruce Kershner,  
Executive Director  
E–mail: rbkershner@att.net

Julie A. Kershner,  
Assistant Executive Director  
E–mail: juliepinto-kershner@att.net

Please submit your news releases, articles and comments for this publication to the SEGA office, attention: Julie, 231 West Bay Avenue, Longwood, FL 32750–4125. Advertising Space is also available. Please call the SEGA office at (407) 831–7342 for current rates and information.

SOUTHEAST GLASS ASSOCIATION
CALENDAR OF EVENTS  
2016

April
12..........................Florida Building Commission Meeting, Hilton at UF Center, Gainesville
13–15.............CILB Board of Director’s and Committee Meetings, Courtyard Palm Beach Jupiter, Jupiter

May
11–13...CILB Board of Director’s and Committee Meetings, Embassy Suites Orlando – North, Altamonte Springs

June
7–8.....................Florida Building Commission Meeting, Gainesville Hilton
8–10.................CILB Board of Director’s and Committee Meetings, TBA
14–15..................Glass & Glazing Specialty License Exam

July
13–15.............CILB Board of Director’s and Committee Meetings, The Orlando Marriott Lake Mary, Lake Mary

August
10–12...CILB Board of Director’s and Committee Meetings, Hyatt Regency Jacksonville Riverfront, Jacksonville
16–17..........Florida Building Commission Meeting, TBA

September
14–16.............CILB Board of Director’s and Committee Meetings, The Orlando Marriott Lake Mary, Lake Mary

October
11.....................Florida Building Commission Meeting, TBA
12–14...CILB Board of Director’s and Committee Meetings, Hilton Melbourne Beach Oceanfront, Melbourne
19–21.......GlassBuild America: The Glass, Window & Door Expo, Las Vegas Convention Center, Las Vegas, NV

November
9–11.....CILB Board of Director’s and Committee Meetings, Embassy Suites Orlando – North, Altamonte Springs

December
13.....................Florida Building Commission Meeting, TBA

2017

February
21–22.................Glass & Glazing Specialty License Exam

June
13–14..................Glass & Glazing Specialty License Exam

September
12–14........GlassBuild America: The Glass, Window & Door Expo, Georgia World Congress, Atlanta, GA
SEGA 2016 Legislative Update
By R. Bruce Kershner – Director of Government Affairs

Those in the Capitol who thought the 2016 Legislative Session would end well before the six o’clock news were quickly reminded of baseball legend Yogi Berra and one of his memorable quotes . . . “It isn’t over until it’s over.” The end of this session was certainly not as dysfunctional as last year’s when the House went home three days early and without a budget. However, the final day of session this year was not without its last minute drama. After approving a record $82.3 billion budget, one vote shy of being unanimous, there were still a few issues that needed sorting out. A couple of bills were still bouncing back and forth between the chambers, most notably, the Transportation Bill and nurse prescribing. Though leaders later denied there was any hostage taking of the Tax-Cut Package and Legacy Florida, these bills were the last to be approved only after the House agreed to the Down syndrome legislation which was a priority of Senate President Andy Gardiner. It was then time for the traditional hankie drop signaling the end of the 2016 Legislative Session, and both chambers adjourned sine die at 6:45 p.m.

The final week of session crawled along as the House did not come in until noon on some days and went home after spending only a few hours doing the people’s business. There were farewell speeches from the thirty plus House members who will not be returning due to term limits. The House mercifully limited those remarks to ten minutes something most wished the Senate would have done. Instead, we were treated to videos set to music and praise heaped upon praise by their fellow Senators. Over the final two weeks of session, this amounted to roughly 21 hours of self-praise and the stroking of egos.

Throughout the Legislative Session, I was ever watchful for any effort to eliminate or weaken lien rights for subcontractors and suppliers. Vehicles for lien issues were almost non-existent. Though he had a very full plate this session, lien rights of non-privity lienors are still on Speaker Designate Richard Corcoran’s priority list of issues to address. As speaker in 2017, he will surely use his bully pulpit to advance his priorities.

As predicted, legislation on the Assignment of Benefits (AOB), as well as any pre-authorization or additional notice to the consumer requirements before repairing or replacing windshields never made it to the finish line.

There will be a more detailed final report coming once the governor has taken final action on all on the bills passed during the 2016 Legislative Session.

If you would like to see what happened during the 2016 Legislative Session, you can preview my Pre-Session and weekly Legislative Reports, “From the Halls of the Capitol”, on the SEGA website at www.southeastglass.org. These reports are password protected. If you do not know your login and password, please contact the SEGA office via phone at (407) 834-7342 or e-mail Julie Kershner at juliepinto-kershner@att.net.

Thank you for the opportunity to once again represent SEGA before the Florida Legislature.

Beware of E-Mail Scam
OSHA has learned that some businesses are receiving fraudulent e-mail from an entity that claims to be the Department of Labor. The e-mail advises recipients to download a “guide” to avoid being fined. The e-mail will have the Subject: “OSHA Regulations – Avoid being fined”.

While the sender may appear to be OSHA [mailer@osha.gov] this is not an OSHA generated e-mail.

In the event that you receive a message fitting this description, delete the message immediately and do not click on the link(s). OSHA has alerted the appropriate authorities to the activity.

Employers Must Post 300A Injury/Illness Summary Form February Through April
OSHA is reminding covered employers to post
OSHA’s Form 300A which summarizes the total number of job–related injuries and illnesses logged during 2015. The summary must be posted between February 1 and April 30, 2016, and should be displayed in a common area where notices to employees are usually posted.

Employers with 10 or fewer employees and employers in specific low-hazard industries are normally exempt from federal OSHA injury and illness recordkeeping and posting requirements. Due to changes in OSHA’s recordkeeping requirements that went into effect Jan. 1, 2015, certain previously exempt industries are now covered. Lists of both exempt and newly covered industries are available on OSHA’s website. Visit OSHA’s Recordkeeping Rule webpage for more information on recordkeeping requirements.

Injury Reporting Webpage Simplified, Online Filing Now Available

To help employers comply with new requirements to report severe worker injuries, OSHA has created a streamlined reporting webpage and now offers the option of reporting incidents online. The expanded requirements took effect in January 2015. Now, in addition to reporting any worker fatality within eight hours, employers must report within 24 hours any severe injury – defined as an amputation, hospitalization or loss of an eye. In the first year of the new requirement, OSHA received about 12,000 reports. The agency plans to release complete numbers and a full analysis of the Year One reports soon.

OSHA Penalties to Increase in 2016

The two-year bipartisan budget, signed by President Obama on November 2, 2015, allows OSHA to raise its citation penalties for the first time in 25 years. Since 1990, OSHA has been one of only three federal agencies that were specifically exempted from a law that required federal agencies to raise their fines to keep pace with inflation. A section of the budget bill — entitled the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 — eliminates this exemption for OSHA.

The law now requires an initial penalty “catch-up adjustment,” which must be in place by August 1, 2016. The catch-up adjustment is tied to the percentage difference between the October 2015 Consumer Price Index (CPI) and the October 1990 CPI. Because the October 2015 CPI will not be available until November 17, 2015, the actual percentage increase is unknown at this time. However, based on recent CPI, the increase will likely be in the range of 75% to 80% over current penalty amounts.

The budget allows OSHA the option of implementing a smaller penalty increase if (1) the agency determines increasing penalties by the maximum amount would have a “negative economic impact” or the “social costs” of the increase outweigh the benefits, and (2) the Office of Management and Budget agrees with the agency’s determination. Because the Assistant Secretary of Labor for OSHA, Dr. David Michaels, has been a vocal proponent of increased OSHA penalties, it is unlikely he would authorize anything less than the maximum increase.

Although OSHA must go through the rulemaking process to effect the penalty increases, the budget directs that the increase be issued as an interim final rule. This means that OSHA does not have to issue a proposed rule, which would be subject to a public notice and comment period before finalized. Rather, the rule will become effective immediately upon publication. In most cases, the agency stipulates that it will alter the interim rule if warranted by public comments. If the agency decides not to make changes
to the interim rule, it will publish a brief final rule in the Federal Register confirming that decision. Further reducing the likelihood that a less-than-maximum penalty increase will occur, the new law specifies that a lesser penalty must go through full notice and comment rulemaking. This step — which would delay the agency from increasing fines — serves as a disincentive to institute a lesser penalty.

Assuming OSHA will impose an 80% catch-up adjustment, which will take effect upon the interim rule’s publication no later than August 2016, the new maximum penalties would be as follows:

<table>
<thead>
<tr>
<th>VIOLATION</th>
<th>CURRENT</th>
<th>80% INCREASE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Other than</td>
<td>$7,000</td>
<td>$12,600</td>
</tr>
<tr>
<td>Serious violations:</td>
<td>$7,000</td>
<td>$12,600</td>
</tr>
<tr>
<td>Serious violations:</td>
<td>$70,000</td>
<td>$126,000</td>
</tr>
<tr>
<td>Repeat violations:</td>
<td>$70,000</td>
<td>$126,000</td>
</tr>
</tbody>
</table>

After the initial adjustment, OSHA will be required to implement annual cost-of-living increases, with the adjustment tied to the increase in the CPI. Adjustments must be made by January 15 each subsequent year.

Take Steps to Prepare Now

If your business or organization has had OSHA violations in the past, now would be a good time to review these incidents and make sure that you have processes in place to avoid similar or repeat offenses. The significant increase for violations could have a detrimental impact to your company’s bottom line — even from one incident.

OSHA’s Top 10 Citations

Curious what the most frequent OSHA citations are? Here are top 10 citations from 2014 and links to more details on each applicable regulation:

- Fall protection, construction (29 CFR 1926.501)
- Hazard communication standard, general industry (29 CFR 1910.1200)
- Scaffolding, general requirements, construction (29 CFR 1926.451)
- Respiratory protection, general industry (29 CFR 1910.134)
- Powered industrial trucks, general industry (29 CFR 1910.178)
- Control of hazardous energy (lockout/tagout), general industry (29 CFR 1910.147)
- Ladders, construction (29 CFR 1926.1053)
- Electrical, wiring methods, components and equipment, general industry (29 CFR 1910.305)
- Machinery and Machine Guarding, general requirements (29 CFR 1910.212)
- Electrical systems design, general requirements, general industry (29 CFR 1910.303)

New Webpage Makes it Easier for Workers to Access Information on Their Rights

OSHA has redesigned its Worker Rights page to create a better experience for workers looking for information about their rights and what to do if they have concerns about safety and health at their workplace. The new page divides the key information into three parts: Know Your Rights, When to File a Complaint and Contact OSHA, with links to all necessary forms and e-mail addresses. Also posted are Frequently Asked Questions and related publications and blogs. Worker Rights is consistently ranked among the top 10 pages visited on OSHA’s website.

NIOSH Ladder Safety App Now Includes Step Ladders

Climbing for work? NIOSH’s award-winning Ladder Safety app, first released in 2013 to provide user-friendly guides and interactive tools for extension ladder selection and safe use, now includes step ladder safety resources and other enhancements based on user input. Download the free app, available in English and for iPhone/iPad or Android. Visit the NIOSH Ladder Safety Mobile Application webpage to learn more.
OSHA has updated its Whistleblower Investigation Manual to help employers, workers and their representatives understand the investigative process and how to request documents from OSHA during and after an investigation. The new material affirms that the standard for all whistleblower investigations is whether there is “reasonable cause to believe” that a violation occurred. The manual also provides guidance on disclosure requests under the Freedom of Information Act and the Privacy Act.

OSHA enforces the whistleblower protection provisions of the OSH Act and 21 other statutes protecting workers who report violations of laws in various industries. In fiscal year 2015, OSHA helped award more than $25 million to whistleblowers across the country – a reminder to employers that workers have a right to speak up, without fear of retaliation, when they believe that their safety and health is at risk.

The e-mail then directs recipients to a bogus link for a transaction report that, when clicked, downloads malicious software (malware) that infects the intended victim’s computer. The malware is designed to send back to the scammer personal and financial information already contained on the taxpayer’s computer or obtained through capturing keystrokes. The scammer uses this personal and financial information to commit identity theft.

To avoid malware, do not click on any links, open any attachments or reply to the sender for this or any other unsolicited e-mails you may receive about your tax account which claims to come from the IRS or EFTPS.

If you responded to this scam and believe you may have become the victim of identity theft, find out what steps you can take.

The IRS and the Financial Management Service (the Treasury bureau that owns EFTPS) do not communicate payment information through e-mail.

A scam that tricks someone into revealing their personal and financial data is identity theft. A scam that attempts to do this through e-mail is known as phishing. Find out more about IRS-impersonation phishing scams and how to recognize and report them to the IRS.

EFTPS is a tax payment system that allows individuals and businesses to pay federal taxes electronically via the Internet or phone. It is committed to taxpayer privacy and uses industry-leading security practices and technology to protect taxpayer data.

Beware of E-mail Scams about Electronic Federal Tax Payments

Consumers should be aware of a scam e-mail about an electronic federal tax payment the e-mail claims they tried to make or which specifies the Electronic Federal Tax Payment System (EFTPS). The e-mail states that tax payments made by the e-mail recipient through EFTPS have been rejected.

Sunbiz.org is Getting a Facelift!

In Summer 2016, Sunbiz.org is getting a facelift!

The Florida Division of Corporations is pleased to announce that it will offer Florida business entities a new and improved website!

The transition will begin in February, but there will be no major changes until after the 2016 annual report filing seasons ends on May 1. Current bookmarks and links will remain active.
Sunbiz.org will update the website with more details as changes are made and as the launch of the new site approaches.

Questions or comments about the new site? Please send an e-mail to sunbizfacelift@dos.myflorida.com.

Watch Out for “Annual Minutes” Notice

Several companies are sending businesses in Florida notices offering to file “Annual Minutes” for a fee of $125.00. Please watch out: while it is true that Florida law requires corporations to keep minutes of its shareholder or board meetings, you do not have to pay anyone to prepare your corporation’s minutes. Further, minutes do not have to be filed with any agency of the State of Florida.

The names of the companies change, but in the past they have used names like Corporate Filing Services of Florida or Compliance Services, and the mail they send is usually in a green envelope and might say “Important — Annual Minutes Requirement Statement” that looks like an official government document and asks for $125 to prepare minutes for your corporation.

While this mail looks like an official government form, it is from a private company not affiliated in any way with the government.

This mail has confused some SEGA members into thinking that they are taking care of their Annual Report requirement by paying this company $125.00. If you give this company $125.00, they may send you a set of minutes, but this does not take the place of filing the Annual Report for your corporation or LLC. In fact, if you read the notice from the company carefully, it does contain a disclaimer on the second page that it does not satisfy the requirement to file an Annual Report.

Please do not confuse a notice from any company with the legitimate requirement that corporations and LLC’s must file an Annual Report each year with the Division of Corporations to keep their entity’s information up-to-date.

Division of Workers’ Compensation Offers Free Classes

The Florida Department of Financial Services, Division of Workers’ Compensation, is offering free classes regarding Florida’s workers’ compensation laws and workplace safety to business owners, licensed contractors and employers.

Workers’ compensation topics covered include:

- Review of Key Statutory Definitions
- Contractor Responsibilities
- Exemptions
- Insurance Coverage Requirements
- Enforcement Provisions

Workplace safety topics presented by OSHA (U.S. Dept. of Labor, Occupational Safety and Health Administration) include:

- Direct and Indirect Costs
- Inspections
- Florida Fatalities

The following is a list of dates and times for future sessions.

**April 6, 2016**
2:00 p.m. – 3:00 p.m. EST
Workers’ Compensation
WEB Based class

**April 7, 2016**
2:00 p.m. – 3:00 p.m. EST
Workplace Safety
WEB Based class
April 12, 2016
Jacksonville
9:00 a.m. – 12:00 noon
State of Florida Jacksonville Regional Service Center
921 North Davis Street, Building B, Room 350
Jacksonville, FL 32209

April 19, 2016
Pensacola
9:00 a.m. – 12:00 noon
Division of Workers’ Compensation
610 East Burgess Road
Pensacola, FL 32504

May 4, 2016
2:00 p.m. – 3:00 p.m. EST
Workers’ Compensation
WEB Based class

May 5, 2016
2:00 p.m. – 3:00 p.m. EST
Workplace Safety
WEB Based class

May 10, 2016
Tampa
9:00 a.m. – 12:00 noon
State of Florida Park Trammel Building
1313 North Tampa Street, Suite 605
Tampa, FL 33603

May 12, 2016
Miami
9:00 a.m. – 12:00 noon
State of Florida Rhode Building
401 N.W. 2nd Avenue, South Tower, Room N–423
Miami, FL 33128

June 7, 2016
Tallahassee
9:00 a.m. – 12:00 noon
Hartman Building
2012 Capital Circle SE, Room 102
Tallahassee, FL 32399

June 8, 2016
2:00 p.m. – 3:00 p.m. EST
Workers’ Compensation
WEB Based class

June 9, 2016
Lantana
9:00 a.m. – 12:00 noon
Gold Coast Schools
6216 South Congress Avenue, Classroom A
Lantana, FL 33462

June 14, 2016
Orlando
9:00 a.m. – 12:00 noon
State Office Florida Hurston Building
400 West Robinson Street, North Tower, N–101
Orlando, FL 32801

The Division of Workers’ Compensation is an authorized provider (Provider Number: 0004354) for continuing education purposes through the CILB. Course Number: 0010118 – one hour satisfies the workers’ compensation requirement and Course Number: 0010630 – one hour satisfies the workplace safety requirement.

Advanced registration is required. The form is available on the Division’s website at www.myfloridacfo.com/division/WC. For additional information, e-mail bocseminars@MyFloridaCFO.com, or call (813) 221–6518.

Corporations and LLC’s:
Time to File Your 2016 Annual Report

If your business is a Corporation (INC) or a Limited Liability Company (LLC), the deadline to file your Annual Report with the Division of Corporations is May 1.

All profit corporation, limited liability company and limited partnership annual reports filed after midnight EST on May 1 will incur a $400 non-negotiable late fee. Entities which fail to file their report will be administratively dissolved or revoked on September 25, 2016.

Annual reports have to be filed online at www.sunbiz.org.
Certified Contractor License Renewal Reminder

Just a reminder that the Registered Contractor licenses issued by the Department of Business and Professional Regulation (DBPR) are up for renewal on August 31, 2016.

Current law requires licenseholders to obtain 14 hours of continuing education with at least one hour in workplace safety, one hour in workers’ compensation, one hour in business practices, one hour in the advance building code module, one hour in laws and rules (Chapter 489) and one hour in wind mitigation (this requirement only affects general, residential, building, roofing and glass and glazing contractors).

CILB Update

ADVERTISING: Signs to Social Media, License Numbers Required!

Advertising is important to Florida contractors and can make the difference between a great business year and just making ends meet. Florida contractors have many new ways of promoting their businesses with the increased use of internet websites and the advent of social media technologies. As advertising evolves, it is important for Florida contractors to remember that their license number must be included in all offers of service, bids, business proposals, contracts or advertisements, regardless of the medium. Pursuant to Rule 61G4–12.011, F.A.C., advertisements include any electronic media including Internet sites. So please remember to include your license number on your websites, social media pages and other advertisements.

If you have any questions regarding advertising requirements please review the Construction Industry Licensing Board’s FAQs or you may contact the Department’s Customer Contact Center at (850) 487–1395.

Welcome New Members

SEGA extends a hearty welcome to the following new members. We thank them for joining our association and look forward to their participation in helping this association achieve its goals.

Countryside Glass & Mirror, Inc.
Rick Miner
2650 Gandy Boulevard North
St. Petersburg, FL 33702
Phone: (727) 738–6000
FAX: (727) 738–6100
License Number: SC C131151071
E-mail: rick.miner@countrysideglass.com
Website: www.countrysideglass.com
Glass & Glazing Contractor

John D. Rocco Sales Co., LLC
Patti Rocco
9 Belmont Court
Freehold, NJ 07728
Phone: (732) 431–2089
FAX: (732) 431–1838
E-mail: patti@johnroccosales.com
Website: www.johnroccosales.com
Commercial Sales (Distributor/Wholesaler/Supplier)

Not a Member of SEGA?

Are you receiving the Glass Facts but are not a member of SEGA? Need help with the glass and glazing licensing process? Join SEGA today for as low as $225 per year.

To take advantage of this pricing today and join the southeast’s premier glass and glazing trade association, please click here for a SEGA Membership Application or contact the association office at (407) 831–7342 and request a membership application.