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NOVEMBER 2013

## UUCF/ASJMSF Annual Bass Fishing Tournament

*(See page 4 for details)*





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# UUCF/Andrew Scott Johnson Memorial Scholarship Foundation Schedules Fourteenth Annual Bass Fishing Tournament

The UUCF/Andrew Scott Johnson Memorial Scholarship Foundation will be holding its two-day Bass Fishing Tournament on Friday, February 21 – Saturday, February 22, 2014 on the Kissimmee Chain of Lakes on Lake Toho at the Big Toho Marina. This tournament has been organized to raise funds for the UUCF/Andrew Scott Johnson Memorial Scholarship Foundation. The Fishing Tournament Chairman Scott Johnson has already started making plans for this event.

There will be a mandatory Captain's Meeting on Thursday, February 20, 2013 at The Heritage Park Inn in Kissimmee. One representative from each team must be present at this meeting. The weigh-in for each day's tournament will be held at the Big Toho Marina. An Angler Dinner will be held at 5:00 p.m. on Friday, February 21 at The Heritage Park Inn.

The tournament will be a two-day event. Five fish per boat, per team, per day. There is a minimum of two people on a team. No team can consist of more than three people. Paid professional guides cannot be considered as a team member. This will be a catch and release tournament and will be scored in accordance with the B.A.S.S. guidelines. However, the use of live bait is permitted! (After all, this is for FUN!) Professional guide services are available through the foundation.

The schedule for both days is as follows: Check in/Registration starting at 6:30 a.m.; Cast Off at 7:00 a.m. (or safe light); and Weigh-in starts at

2:00 p.m. There will be a registration fee for this event. The registration fee will include a T-Shirt, hat and raffle ticket. Hotel accommodations, meals, bait, boats and professional guides are not included in the registration fee.

Angler, Boat/Guide, Lunch, Shiners and Hotel Registration Forms were e-mailed to the UUCF membership and were available on the UUCF website at [www.uucf.com](http://www.uucf.com) the end of November.

UUCF is also accepting companies to be a part of the Major, General, Captain's Meeting Happy Hour, Captain's Meeting

Dinner, Angler Dinner Beverage, Angler Dinner, Grand Prize, Weigh-In and Trophy Sponsorship Programs. All sponsorship forms were e-mailed to the UUCF membership and were available on the UUCF website at [www.uucf.com](http://www.uucf.com) the end of November.

Proceeds from this tournament benefit the UUCF/Andrew Scott Johnson Memorial Scholarship Foundation scholarship program. Since its inception in 2000, the foundation is proud to have awarded \$245,500.00 in scholarships to individuals who are entering or enrolled in college.

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# OSHA Update

## **OSHA Announces Proposed New Rule to Improve Tracking of Workplace Injuries and Illnesses**

On November 7, 2013, the Occupational Safety and Health Administration issued a proposed rule to improve workplace safety and health through improved tracking of workplace injuries and illnesses. The announcement follows the Bureau of Labor Statistics' release of its annual Occupational Injuries and Illnesses report, which estimates that three million workers were injured on the job in 2012.



"Three million injuries are three million too many," said Assistant Secretary of Labor for Occupational Safety and Health Dr. David Michaels. "With the changes being proposed in this rule, employers, employees, the government and researchers will have better access to data that will encourage earlier abatement of hazards and result

in improved programs to reduce workplace hazards and prevent injuries, illnesses and fatalities. The proposal does not add any new requirement to keep records; it only modifies an employer's obligation to transmit these records to OSHA."

The public will have 90 days, through February 6, 2014, to submit written comments on the proposed rule. On January 9, 2014, OSHA will hold a public meeting on the proposed rule in Washington, D.C. A Federal Register notice announcing the public meeting was published.

The proposed rule was developed following a series of stakeholder meetings in 2010 to help OSHA gather information about electronic submission of establishment-specific injury and illness data. OSHA is proposing to amend its current recordkeeping regulations to add requirements for the electronic submission of injury and illness information employers are already required to keep under existing standards, Part 1904. The first proposed new requirement is for establishments with more than 250 employees (and who are already required to keep records) to electronically submit the records on a quarterly basis to OSHA.

OSHA is also proposing that establishments with 20 or more employees, in certain industries with high injury and illness rates, be required to submit electronically only their summary of work-related injuries and illnesses to OSHA once a year. Currently, many such firms report this information to OSHA under OSHA's Data Initiative.

OSHA plans to eventually post the data online, as encouraged by President Obama's **Open Government Initiative**. Timely, establishment-specific injury and illness data will help OSHA target its compliance assistance and enforcement resources more effectively by identifying workplaces where workers are at greater risk, and enable employers to compare their injury rates with others in the same industry. Additional information on the proposed rule can be found at [http://www.osha.gov/pls/oshaweb/owadisp.show\\_document?p\\_table=FEDERAL\\_REGISTER&p\\_id=24002](http://www.osha.gov/pls/oshaweb/owadisp.show_document?p_table=FEDERAL_REGISTER&p_id=24002) and [http://www.osha.gov/recordkeeping/proposed\\_data\\_form.html](http://www.osha.gov/recordkeeping/proposed_data_form.html).

Under the Occupational Safety and

*(Continued on Page 7)*

## **State Certified Underground Utility & Excavation Exam**

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## **UUCF 2014 Conference**

**Renaissance Orlando  
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**July 17–20, 2014**

**Watch future issues of the *Ditchmen* for  
additional information.**

## **Contractor V License Renewal Reminder**

UUCF would like to remind you that your Contractor V license from the State Fire Marshal's office is up for renewal on June 30, 2014. Current law requires Contractor V licenseholders to obtain 14 hours of continuing education with at least one hour in fire protection discipline.

Remember, there is reciprocity between the State Fire Marshal's office and Construction Industry Licensing Board (CILB). Therefore, continuing education hours secured for your Contractor V license will apply to your underground utility and excavation contractor's license with the CILB and vice versa.

Be sure to obtain your continuing education early.  
Don't wait until the last minute.



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**(OSHA Update  
Continued from Page 5)**

Health Act of 1970, employers are responsible for providing safe and healthful workplaces for their employees. OSHA's role is to ensure these conditions for America's working men and women by setting and enforcing standards, and providing training, education and assistance. For more information, visit <http://www.osha.gov>.

**OSHA Schedules Public Meeting on Proposed Rule to Improve Tracking of Workplace Injuries and Illnesses**

The Occupational Safety and Health Administration has scheduled a public meeting to allow interested parties to comment on the proposed rule to improve tracking of workplace injuries and illnesses. OSHA's proposed rule amends its current recordkeeping regulations to add requirements for the electronic submission of injury and illness

information employers are already required to keep under existing standards, Part 1904.

The meeting will be held from 9:00 a.m. to 4:30 p.m. on Thursday, January 9, 2014 at the U.S. Department of Labor in Washington, D.C. Requests to attend or speak at the meeting may be submitted electronically at <http://www.regulations.gov>, the Federal eRulemaking Portal or by mail or facsimile. The deadline to request to attend the meeting as a speaker or observer is Friday, December 13, 2013. See the Federal Register [notice](#) for more details.

Under the Occupational Safety and Health Act of 1970, employers are responsible for providing safe and healthful workplaces for their employees. OSHA's role is to ensure these conditions for America's working men and women by setting and enforcing standards, and providing training, education and

assistance. For more information, visit <http://www.osha.gov>.

**OSHA Extends Comment Period on Proposed Silica Rule to Provide Additional Time for Public Input**

The U.S. Department of Labor's Occupational Safety and Health Administration is extending the public comment period for an additional 47 days on the Notice of Proposed Rulemaking on Occupational Exposure to Crystalline Silica.

In response to requests for an extension, the deadline to submit written comments and testimony is being extended from December 11, 2013 to January 27, 2014 to allow stakeholders additional time to comment on the proposed rule and supporting analyses.

*(Continued on Page 27)*



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# What Have We Done For YOU!

Underground Utility Contractors of Florida, Inc.



In 2013, UUCF:

- Electronically published 12 issues of the monthly newsletter, the *Ditchmen*.
- Printed and distributed the Annual Construction Users Directory.
- Held its annual Tallahassee Summit.
- Published weekly From the Halls of the Capitol legislative reports during the Legislative Session.
- Kept its members up-to-date with e-mails pertaining to Legislative Updates and Alerts.
- Prepared its Annual Legislative Final Report.
- Maintained an active Lobbyist in Tallahassee.
- Monitored activities of the Florida Construction Industry Licensing Board (CILB).
- Monitored Florida Department of Transportation (FDOT).
- Member of The Construction Coalition.
- Worked with Sunshine 811 and have a representative on their Board of Directors.
- Member of Florida TaxWatch.
- Held Annual Conference at the Boca Raton Resort & Club in Palm Beach Gardens.
- Held Contractor's Day at Annual Conference.
- Held the Thirteenth Annual Bass Fishing Tournament for the UUCF/Andrew Scott Johnson Memorial Scholarship Foundation at Big Toho Marina in Kissimmee.
- Distributed \$24,000.00 in scholarships from the UUCF/Andrew Scott Johnson Memorial Scholarship Foundation.
- Presented the Annual Construction Performance Awards for the *Mitchell Ellington Award*, *Gary D. Sawyer Award* and *Andrew J. Mayts Award*.
- Participated in the CILB rule development of the Irrigation Contractor Specialty License to ensure scope of work did not infringe upon the underground utility and excavation contractor license.

## **Future UUCF Conference**

July 17-20, 2014 – Renaissance Orlando at SeaWorld in Orlando, Florida

For more information, please feel free to call or write:

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# State Minimum Wage Going Up in 2014

## Notice to Employees Minimum Wage in Florida

The 2014 minimum wage in Florida is \$7.93 per hour, effective January 1, 2014, with a minimum wage of at least \$4.91 per hour for tipped employees, in addition to tips.

The minimum wage rate is recalculated yearly on September 30, based on the Consumer Price Index.

An employer may not retaliate against an employee for exercising his or her right to receive the minimum wage. Rights protected by the State Constitution include the right to:

1. File a complaint about an employer's alleged noncompliance with lawful minimum wage requirements.
2. Inform any person about an employer's alleged noncompliance with lawful minimum wage requirements.
3. Inform any person of his or her potential rights under Section 24, Article X of the State Constitution and to assist him or her in asserting such rights.

An employee who has not received the lawful minimum wage after notifying his or her employer and giving the employer 15 days to resolve any claims for unpaid wages may bring a civil action in a court of law against an employer to recover back wages plus damages and attorney's fees.

An employer found liable for intentionally violating minimum wage requirements is subject to a fine of \$1,000 per violation, payable to the state. The Attorney General or other official designated by the Legislature may bring a civil action to enforce the minimum wage.

For details, see Section 24, Article X of the State Constitution and Section 448.110, Florida Statutes.

On January 1, 2014, the Florida minimum wage will increase to \$7.93 an hour, an increase of 14¢ an hour over the current minimum wage of \$7.79. Florida employers must pay their employees at least the hourly state minimum wage for all hours worked.

For tipped employees (like food servers), you are allowed to count their tips towards the required hourly minimum wage. However, you are also required by law to pay tipped employees a direct cash wage. As the state minimum wage goes up, the hourly rate you have to pay your tipped employees also goes up. Starting January 1, the direct cash wage you must pay your tipped employees will increase to \$4.91 an hour.

Because the minimum wage for

Florida is going up for 2014, there will be a new Florida minimum wage poster. On January 1, you should replace your current Florida-specific minimum wage poster with the new one for 2014.

## Is Your Business in Good Standing with the State?

Every corporation and limited liability company (LLC) in Florida is required to file an annual report with the Florida Department of State. Annual reports are due to the state by May 1 of each year. For 2013, this requirement applies to businesses formed in 2012 or earlier; new businesses that were formed in 2013 do not have to file their first Annual Report until 2014.

If your business is organized as either a corporation or LLC and you did not file your Annual Report this year, your business entity was dissolved by the state in September and your company is no longer in "active status."

If your business entity is dissolved and the company's officers hold exemptions from workers' compensation insurance, the state can revoke the exemption(s). If your company remains dissolved for over a year, the state will no longer protect your corporate name, and it will become available for other businesses to use.

If your company was dissolved

because you did not file the Annual Report for 2013, you can restore your company's active status with the state by filing a Reinstatement Application and paying the appropriate reinstatement fees. The Reinstatement Application is only available online from the Division of Corporations' website at [www.sunbiz.org](http://www.sunbiz.org). Click on the box that says "File a Reinstatement Here!" Or, you can click on the box that says "Get Online Reinstatement Filing Instructions" if you want to see the instructions for filling out the form.

The form is very similar to the annual report form. Once it is filed, the reinstatement will be retroactive to the date your company was dissolved, as if the dissolution never happened.

For corporations (except non-profits), the fee to be reinstated is \$750 if the Reinstatement Application is filed on or before December 31. If the reinstatement is submitted on or after January 1, 2014, the fee goes up to \$900.

For LLC's, the amount is \$238.75 if the Reinstatement Application is filed on or before December 31. Starting January 1, the fee goes up to \$377.50.

If you can't remember whether you filed your company's Annual Report for 2013, you can check your company's status by visiting the Division of Corporations' website at [www.sunbiz.org](http://www.sunbiz.org). Click on "Search Our Records" on the left-hand side of the screen, then click on "Inquire by Name." Enter the name of your company, and the system will find your information.





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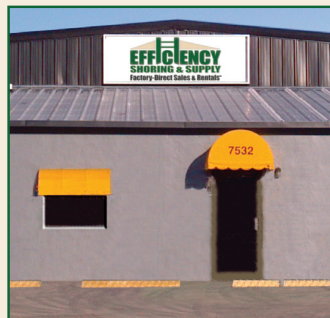


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# CILB Creates New Irrigation Specialty Contractor's License

The Construction Industry Licensing Board (CILB) has developed a new specialty license for the installation, repair, maintenance and design of irrigation systems, which can be found in **Rule 61G4-15.035, Florida Administrative Code**. This new certified license allows irrigation specialty contractors to work anywhere in the state.

Previously, most contractors providing these services were required to obtain an appropriate local competency card in irrigation

contracting or obtain a full state certified plumbing contractor's license. This was a problem because a lot of contractors who specialized in the construction of irrigation systems lacked the substantive experience required to qualify for a full plumbing contractor's license. In addition, locally licensed contractors working in multiple jurisdictions were required to maintain certificates of competency in each separate jurisdiction. Certified irrigation specialty applicants may use their experience in irrigation system construction to qualify for licensure,

but they are required to pass the state certified irrigation specialty contractor's examination.

For more information on the licensure requirements and to see a schedule of the state certification exam, please call the Construction Industry Licensing Board at (850) 488-5952 or visit their website at <http://www.myfloridalicense.com/dbpr/pro/cilb/index.html>.

Please see the CILB's **Irrigation Contractor FAQs** for more information.

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Naples, FL 34104  
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Naples, FL 34116

**Office:** (239) 354-1520

**Darryl Walters Cell:**  
(239) 851-6484

**E-mail:**  
[darryl@maximoequipment.com](mailto:darryl@maximoequipment.com)

**Peter Walters Cell:**  
(239) 289-1505

**E-mail:**  
[peter@maximoequipment.com](mailto:peter@maximoequipment.com)

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## Not a Member of UUCF?

Is your company located in one of the following counties?

### UUCF District 1

Brevard, Indian River, St. Lucie, Volusia County (East of I-95)

### UUCF District 2

Lake, Orange, Osceola, Polk, (East of Lakeland), Seminole, Volusia (West of I-95)

### UUCF District 3

Broward, Dade, Martin, Monroe, Palm Beach

### UUCF At Large

Alachua, Columbia, Dixie, Gilchrist, Hamilton, Jefferson, Lafayette, Levy, Madison, Marion, Suwannee, Taylor

Did you know that UUCF does not have an affiliated chapter in these counties? Did you know that membership with UUCF is only \$200 for the remainder of 2013 and all of 2014, per district?

For a list of What We Have Done For You, **please click here**. If you are interested in joining UUCF, **please click here** for a Membership Application.

## Certified Contractor License Renewal Reminder

Just a reminder that the Certified Contractor licenses from the Department of Business and Professional Regulation (DBPR) are up for renewal on August 31, 2014. 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).

Don't forget to notify the DBPR office of any address change. Section 489.124(2) gives sole responsibility to the licensee for notifying DBPR in writing of the licensee's current mailing address and phone number.

Failure to notify the department of a change of address shall constitute a violation of this section. In addition, if your address changes and you do not notify the department, you may not receive important mailings from the department such as your renewal notice.

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- Additional Locations
- Recently Completed Projects
- Structure Type/Work Type
- Current Licenses (including issuing agency)
- Trade Associations, Memberships and Govt. Certifications
- LEED/BIM Certification
- Email Links for Information and PreQual Requests
- Links to Specs, BIM, CAD and other "Related Files"
- Portable URL to support your marketing efforts

**Federico Plumbing and Heating**  
193 Blake St., Suite 9200  
Denver, CO 80202  
(303) 555-1212  
Contact: Deborah DiBenedetto  
federico@umbrooks.com

Established: 1975  
No. Employees: 12  
Sector: Public and Private  
Labor Affiliation: Nonunion  
Lead Certification: Yes  
BIM Certified: Yes

**Image Gallery**  
Commercial Plumbing Jobs

**Retail Fit-Outs - The Plaza Mall - Denver**  
We did retail fit-outs for H&M, New Balance and Brooks Brothers. We were excited to work on several great restaurants, including King's Lounge, Royal Seafood's C Bar, and award-winning Wicked Pizza. We offer complete plumbing and heating contracting and are fully equipped in all phases of commercial establishments. We are staffed to handle any size job.

**Spec / Document Links**  
Company Brochure | Air & Chiller System Diagrams | Plumbing & Heating Specs

**Company Contacts**  
Name: Shawn Kenney | Title: Field Supervisor | Phone: (303) 555-1222 or (303) 555-1242

**Blue Book Classifications**  
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Plumbing Contractors | Solar & Wind Energy Systems | Radiant Heating Systems & Equipment

**Scope of Work**  
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Club House / Community Center | Fitness Center | Gas Station | Hospital / Nursing Home  
Hotel / Motel | Laboratory | Library | Manufacturing Plant  
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Work Types: Alterations | Interior Fit-Ups | New

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# President's Message



This time of the year, whether in good economic times or bad, is when we gather with

our family and friends and enjoy a Thanksgiving meal together. It marks a remembrance of those early Pilgrim Fathers who crossed the uncharted ocean from Europe to make a new start in Plymouth. What is less appreciated is that Thanksgiving also is a celebration of the birth of free enterprise in America.

The English Puritans, who left Great Britain and sailed across the Atlantic on the Mayflower in 1620, were not only escaping from religious



persecution in their homeland. They also wanted to turn their back on what they viewed as the materialistic and greedy

corruption of the Old World.

In the New World, they wanted to erect a New Jerusalem that would not only be religiously devout, but be built on a new foundation of communal sharing and social altruism. Their goal was the communism of Plato's Republic, in which all would work and share in common, knowing neither

private property nor self-interested acquisitiveness.

As part of a school project my son LT undertook several years ago, I was surprised to learn what was recorded in the diary of Governor William Bradford, the head of the colony. The colonists collectively cleared and worked land, but they brought forth neither the bountiful harvest they hoped for, nor did it create a spirit of shared and cheerful brotherhood.

The less industrious members of the colony came late to their work in the fields and were slow and easy in their labors. Knowing that they

*(Continued on Page 16)*

<p><b>Your Business Card Could Be Here!</b></p> <p><b>Call (407) 830-1880</b></p>	<p><b>Greg Knotts</b> Sales 352-742-2333 352-742-0799 fax 352-406-0870 cell 800-482-6225 toll free gknotts@mackconcrete.com</p>  <p><b>MACK CONCRETE INDUSTRIES, INC.</b> 23902 County Road 561 Astatula, FL 34705 www.mackconcrete.com</p>	<p><b>SHENANDOAH</b> CONSTRUCTION</p> <p>PIPELINE CLEANING, VIDEO INSPECTION, TRENCHLESS REPAIRS</p> <p><b>24 HR. SERVICE</b> 1888 NW 22nd Street Pompano Beach, FL 33069</p> <p>(954) 975-0098 Fax: (954) 975-9718</p>
<p><b>Only \$125 For a Year</b></p>	<p><b>Sunshine811</b> Always call 811 before you dig</p>  <p>11 Plantation Road DeBary, FL 32733 (800) 638-4097 www.sunshine811.com</p> <p>MAKING FLORIDA THE SAFEST PLACE TO DIG</p>	<p><b>YOUR SOLUTIONS PROVIDER</b></p> <ul style="list-style-type: none"> <li>• N-12" Dual Wall Pipe</li> <li>• Singlewall Corrugated Pipe</li> <li>• HP Storm Pipe</li> <li>• Water Quality Units</li> <li>• Nyloplast® Structures</li> <li>• Geosynthetics</li> <li>• StormTech® Storm Chambers</li> <li>• Dual Wall &amp; Singlewall Fittings</li> </ul> <p>For more information on these and all ADS products please contact 800-821-6710 or visit www.ads-pipe.com</p> <p>© 2013 Advanced Drainage Systems, Inc. 10/13 MH</p> 
 <p><b>ATLANTIC TNG LLC</b> Manufacturer of Precast Underground Utility Structures and Accessories</p> <p><b>MEGAN DITCHER</b></p> <p>P.O. Box 729 • Sarasota, Florida 34230 941-355-2988 • Mobile: (941) 302-8340 mditcher@atlantictng.com</p>	<ul style="list-style-type: none"> <li>• Jet/Vac Service</li> <li>• Video Pipe Inspections</li> <li>• Mandrel-Swab</li> </ul> <p><b>Cloud 9</b> (407) 481-2750</p>	 <p><b>Efficiency SHORING &amp; SUPPLY</b> Factory-Direct Sales &amp; Rentals</p> <p><b>Brian Campbell</b> Shoring &amp; Shielding Specialist</p> <p>7532 Malta Lane, Tampa, FL 33637 (O)813-248-2495 • (M)813-777-8435 bcampbell@efficiencyshoring.com • www.efficiencyshoring.com</p> 
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**(President's Message  
Continued from Page 15)**

and their families were to receive an equal share of whatever the group produced, they saw little reason to be more diligent in their efforts. The harder working among the colonists became resentful that their efforts would be redistributed to the more malingering members of the colony. Soon they were coming late to work and were less energetic in the fields.

As Governor Bradford explained:

"For the young men that were able and fit for labor and service did repine that they should spend their time and strength to work for other men's wives and children, without recompense. The strong, or men of parts, had no more

division of food, clothes, etc. then he that was weak and not able to do a quarter the other could; this was thought injustice. The aged and graver men to be ranked and equalized in labor, and food, clothes, etc. with the meaner and younger sort, thought it some indignant and disrespect unto them. And for men's wives to be commanded to do service for other men, as dressing their meat, washing their clothes, etc. they deemed it a kind of slavery, neither could man husbands brook it."

Because of the disincentives and resentments that spread among the population, crops were sparse and the rationed equal shares from the collective harvest were not enough to ward off starvation and death. Two years of communism in practice

had left alive only a fraction of the original number of the Plymouth colonists.

Realizing that another season like those that had just passed would mean the extinction of the entire community, the elders of the colony decided to try something radically different: the introduction of private property rights and the right of the individual families to keep the fruits of their own labor.

As Governor Bradford put it:

"And so assigned to every family a parcel of land, according to the proportion of their number for that end. . . . This had a very good success; for it made all hands very

*(Continued on Page 20)*

<p>Linkhorst &amp; Hockin, P.A. Attorneys at Law</p> <p><b>ADAM C. LINKHORST</b> Board Certified Construction Law Attorney</p> <p>4495 Military Trail, Suite 106 Jupiter, FL 33458 Tel. 561-626-8880 Fax. 561-626-8885</p> <p>Tel. 954-776-5990 Cell. 954-562-9199 acl@FloridaHardhatLaw.com www.FloridaHardhatLaw.com</p>	<p><b>EFFICIENCY SHORING &amp; SUPPLY</b> Factory-Direct Sales &amp; Rentals</p> <p><b>Robert Hudson</b> Shoring &amp; Shielding Specialist</p> <p>11128 Boggy Creek Rd., Orlando, FL 32824 (O) 407-854-9949 • (M) 407-488-3721 rhudson@efficiencyshoring.com • www.efficiencyshoring.com</p>	<p>Don't adjust your manholes with bricks anymore! Use precast concrete grade rings! Do the job faster- easier! Call for pricing! Delivery Available!</p> <p><b>SCP</b></p> <p>3702 OLSON DRIVE DAYTONA BEACH, FL 32124</p> <p>OFFICE 386-238-6020 FAX 386-258-3788</p> <p>SOUTHEAST CONSTRUCTION PRODUCTS</p>
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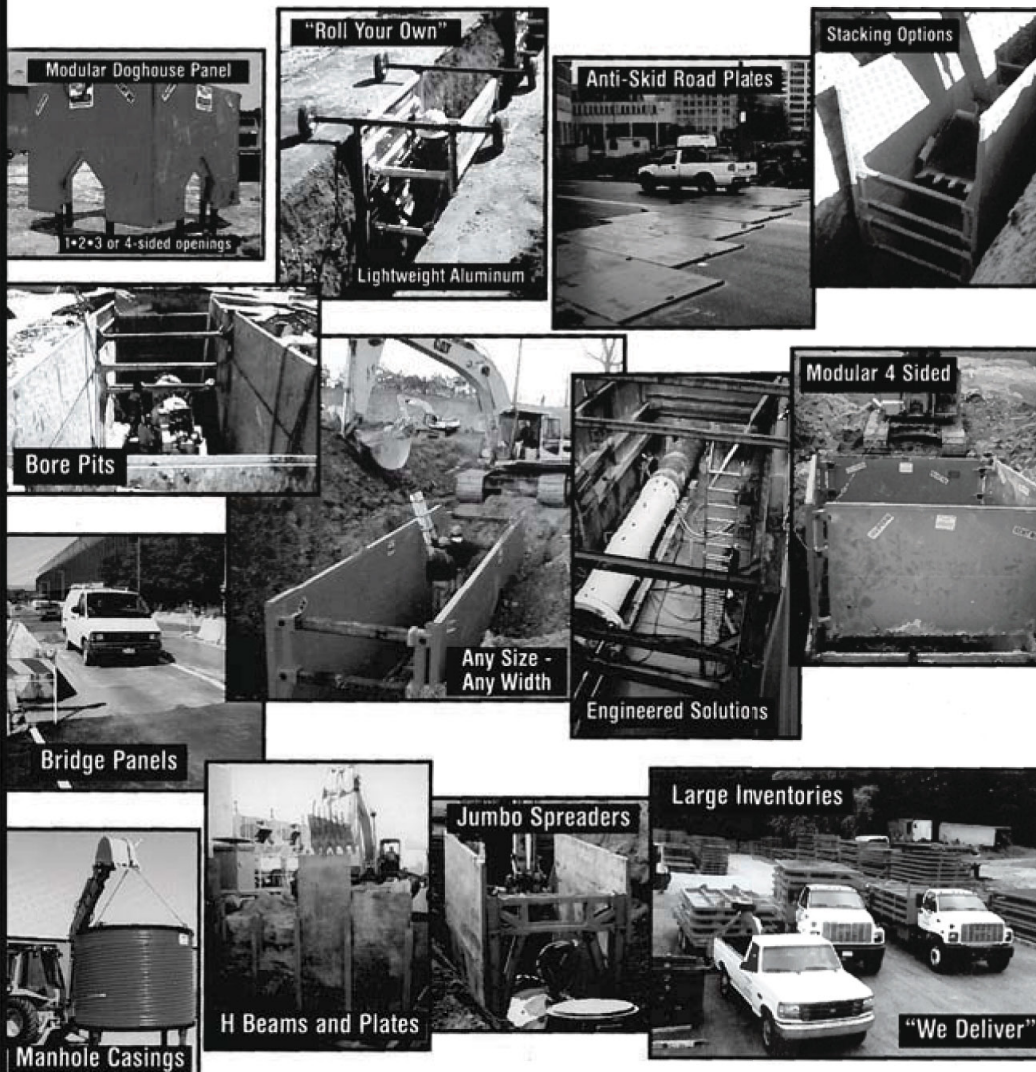






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# Division of Workers' Compensation Offers Free Classes

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 class dates and times for future sessions:

## **December 4, 2013**

2:00 p.m. – 3:00 p.m. EST  
Workers' Compensation  
WEB Based class

## **December 5, 2013**

2:00 p.m. – 3:00 p.m. EST  
Workplace Safety  
WEB Based class

## **December 17, 2013**

Orlando  
9:00 a.m. – 12:00 noon  
State Office Building  
Hurston Complex, 400 West  
Robinson Street, South Tower,  
Conference Room N-101  
Orlando, FL 32801

## **December 19, 2013**

Tallahassee  
9:00 a.m. – 12:00 noon  
Hartman Building  
2012 Capital Circle S.E., Room 102  
Tallahassee, FL 32399

## **January 15, 2014**

Miami  
9:00 a.m. – 12:00 noon  
State of Florida Office Building  
401 N.W. 2nd Avenue, North  
Tower, Suite N-423  
Miami, FL 33128

## **January 15, 2014**

2:00 p.m. – 3:00 p.m. EST  
Workers' Compensation  
WEB Based class

## **January 16, 2014**

2:00 p.m. – 3:00 p.m. EST  
Workplace Safety  
WEB Based class

## **January 23, 2014**

Fort Myers  
9:00 a.m. – 12:00 noon  
State of Florida Office Building  
2295 Victoria Avenue, Room 165A  
Fort Myers, FL 33901

## **January 28, 2014**

Jacksonville  
9:00 a.m. – 12:00 noon  
City of Jacksonville  
Building Department  
214 North Hogan Street  
Jacksonville, FL 32202

## **February 5, 2014**

2:00 p.m. – 3:00 p.m. EST  
Workers' Compensation  
WEB Based class

## **February 6, 2014**

2:00 p.m. – 3:00 p.m. EST  
Workplace Safety  
WEB Based class

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*(Continued on Page 27)*





# Calendar of Events

## UUCF 2014

Feb. 7 ..... Board of Director's Meeting, Orlando  
Mar. (TBA)..... Board of Director's Meeting, Tallahassee  
Mar. (TBA)..... Walk the Halls of the Capitol, Tallahassee  
July 17 ..... Board of Director's Meeting,  
Renaissance Orlando at SeaWorld, Orlando  
July 17-20 ..... Annual Conference,  
Renaissance Orlando at SeaWorld, Orlando  
Nov. 7 ..... Board of Director's Meeting, Orlando

## NUCA of North Florida

Dec. 10 ..... Executive Committee Meeting  
Dec. 10 ..... Holiday Party

## NUCA of Northwest Florida 2014

Feb. (TBA)..... Annual Meeting, Museum of Commerce

## NUCA of Southwest Florida

Dec. 7 ..... Holiday Party & Installation of Officers

## National Utility Contractors Association (NUCA) 2014

Mar. 1-3 ..... Convention, Las Vegas, NV  
Rio Las Vegas, NV

## Sunshine 811 Meetings 2014

Jan. 17 ..... Executive Committee Meeting,  
DeBary/Conference Call  
Feb. 20 ..... Committee Meetings, DeBary Call Center  
Feb. 21 ..... Board of Director's Meeting,  
DeBary Call Center  
Mar. 11-13 ..... CGA Conference & Expo, Phoenix, AZ  
Apr. 18 ..... Executive Committee Meeting,  
DeBary/Conference Call  
May 21 ..... Committee Meetings, DeBary Call Center  
May 22 ..... Annual and Board of Director's Meeting,  
DeBary Call Center  
May 23 ..... Golf Tournament, TBA  
June 20 ..... Executive Committee Meeting,  
DeBary/Conference Call  
July 16 ..... Strategic Planning Meeting, TBA  
July 17 ..... Committee Meetings, TBA  
July 18 ..... Board of Director's Meeting, TBA  
Oct. 17 ..... Executive Committee Meeting,  
DeBary/Conference Call  
Nov. 13 ..... Committee Meetings, DeBary Call Center  
Nov. 14 ..... Board of Director's Meeting,  
DeBary Call Center

## Construction Industry Licensing Board (CILB) Meetings 2014

Jan. 8-10 ..... Embassy Suites – Altamonte Springs,  
Altamonte Springs  
Feb. 12-14 ..... Embassy Suites – Altamonte Springs,  
Altamonte Springs  
Mar. 12-14 ..... TBA  
Apr. 9-11 ..... TBA  
May 8-9 ..... TBA  
June 11-13 ..... TBA  
July 9-11 ..... TBA  
Aug. 13-15 ..... TBA  
Sept. 10-12 ..... TBA  
Oct. 8-10 ..... TBA  
Nov. 12-14 ..... TBA

## (President's Message Continued from Page 16)

industrious, so as much more corn was planted then otherwise would have been by any means the Governor or any other could use, and saved him a great deal of trouble, and gave far better content. The women now went willingly into the field, and took their little-ones with them to set corn, which before would a ledge weakness, and inability; whom to have compelled would have been thought great tyranny and oppression."

The Plymouth Colony experienced a great bounty of food. Private ownership meant that there was now a close link between work and reward. Industry became the order of the day as the men and women in each family went to the fields on their separate private farms. When the harvest time came, not only did many families produce enough for their own needs, but they had surpluses that they could freely exchange with their neighbors for mutual benefit and improvement.

In Governor Bradford's words:

"By this time harvest was come, and instead of famine, now God gave them plenty, and the face of things was changed, to the rejoicing of the hearts of many, for which they blessed God. And the effect of their planting was well seen, for all had, one way or other, pretty well to bring the year about, and some of the abler sort and more industrious had to spare, and sell to others, so as any general want or famine hath not been amongst them since to this day."

Hard experience had taught the Plymouth colonists the fallacy and error in the ideas of that since the time of the ancient Greeks had promised paradise through

(Continued on Page 21)







**(President's Message  
Continued from Page 20)**

collectivism rather than individualism. As Governor Bradford expressed it:

"The experience that was had in this common course and condition, tried sundry years, and that amongst the Godly and sober men, may well convince of the vanity and conceit of Plato's and other ancients; — that the taking away of property, and bringing into a common wealth, would make them happy and flourishing; as if they were wiser than God. For this community (so far as it was) was found to breed confusion and discontent, and retard much employment that would have been to their benefit and comfort."

Was this realization that communism was incompatible with human nature and the prosperity of humanity to be despaired or be a cause for guilt? Not in Governor Bradford's eyes. It was simply a matter of accepting that altruism and collectivism were inconsistent with the nature of man, and that human institutions should reflect the reality of man's nature if he is to prosper. Said Governor Bradford:

"Let none object this is man's corruption, and nothing to the curse itself. I answer, seeing all men have this corruption in them, God in his wisdom saw another course fitter for them."

The desire to "spreading the wealth" and for government to plan and regulate people's lives is as old as the utopian fantasy in Plato's Republic. The Pilgrim Fathers tried and soon realized its bankruptcy and failure as a way for men to live together in society.

They, instead, accepted man as he is: hardworking, productive, and innovative when allowed the liberty to follow his own interests in improving his own circumstances and that of his family. And even more, out of his industry result the quantities of useful goods that enable men to trade to their mutual benefit.

In the wilderness of the New World, the Plymouth Pilgrims had progressed from the false dream of communism to the sound realism of capitalism. At a time of economic uncertainty, it is worthwhile recalling this beginning of the American experiment and experience with freedom.

This is the lesson of the First Thanksgiving. This year, when we sit around our dining table with our family and friends, let us also remember that what we are really celebrating is the birth of free men and free enterprise in that New World of America.

*Sincerely,  
Lauren Atwell  
UUCF President*

## Sunshine 811 2013 Holiday Calendar

Thanksgiving Day .....	11/28/13
Day after Thanksgiving Day .....	11/29/13
Christmas Eve .....	12/24/13
Christmas Day .....	12/25/13

## 2014 Holiday Calendar

New Year's Day .....	01/01/14
Martin Luther King Day .....	01/20/14
Memorial Day .....	05/26/14
Independence Day .....	07/04/14
Labor Day .....	09/01/14
Thanksgiving Day .....	11/27/14
Day after Thanksgiving Day .....	11/28/14
Christmas Eve .....	12/24/14
Christmas Day .....	12/25/14

Sunshine 811's business hours are Monday through Friday from 7:00 a.m. to 5:00 p.m. **Please keep the above dates in mind when calling for locates two business days prior. The law now requires two full business days prior to digging.**



### 2013 FDOT Letting Date

December 4

### 2014 FDOT Letting Date

January 29	February 26
March 26	April 30
May 21	June 18
July 30	August 27
September 24	October 29
December 3	

### 2015 FDOT Letting Date

January 28	February 25
March 25	April 29
May 20	June 17





## Chapter News

### NUCA of North Florida

Our election of officers meeting will be held on Thursday, November 21 at Maggiano's at the Town Center at 6:00 p.m. Our guest speakers will be Ted Rice with the FDOT, and Janet Duffy with Eisman & Russo Co—Chairman of the N.E. Florida Construction Career Days.

A proposed By-law change notification was sent to all NUCA of North Florida members. A change is being made to Article VI of the By-Laws. This change will be voted on at the November 21 Board of Director's Meeting.

We are having our Holiday Party, Cruising into the Holidays, on Tuesday, December 10 beginning at 6:30 p.m. We will have a two hour

cruise on the St. Johns River aboard The Foxy Lady. Tickets are \$50.00 per person and include two drink tickets and heavy appetizers. The boat leaves from the dock behind River City Brewing Company. A limited number of \$500.00 Event Sponsorships are available.

Have you purchased your tickets yet for our Holiday raffle? Would you like to win \$350.00 cash or a Holiday Cheer Liquor Basket (Value \$100.00) or \$50.00 in Lottery Tickets? Tickets are \$10.00 each or three tickets for \$20.00. Tickets will be sold at all upcoming events, and the drawing will be held at the Holiday Party on December 10. Tickets can be purchased from any board member or by mailing a check to NUCA of North Florida office.

You do not need to be present to win.

Thank you to our 2013 monthly sponsors: Gold Sponsors: Beard Equipment Company and United Rentals Trench Safety. Silver Sponsors: Layne Heavy Civil, Efficiency Shoring & Supply and Standard Precast. Bronze Sponsors: A. J. Johns, Inc., Ellis & Associates and Petticoat-Schmitt Civil Contractors. Would your company like to become a monthly sponsor? Monthly sponsorship opportunities begin at \$1,000.00 per year for a Bronze Sponsor and continue to \$7,500.00 per year for our Diamond Sponsor. A variety of different benefits are included

*(Continued on Page 23)*



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Quarter page (3 3/8" w x 4 9/16" h).....	\$75.00 net/month
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Business Card (reduced 75%) – 6 months.....	\$85.00 net/six months

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To place an advertisement in the Ditchmen, please contact the UUCF office at the following:

UUCF  
231 West Bay Avenue  
Longwood, FL 32750-4125  
Phone: (407) 830-1880 – FAX: (407) 260-1582







**(Chapter News**  
**Continued from Page 22)**

based on the level of sponsorship. Please call the NUCA of North Florida office at (904) 296-1230 for additional information.

Have you registered yet for the 2014 NUCA Convention to be held at the Rio All Suite Hotel & Casino in Las Vegas on March 1-4? The first 200 to register receive \$100.00 off of the registration fee. This year, you will receive a complimentary one day pass to CONEXPO with your registration. All education and training tracks are included in your registration fee from NUCA's 10 hour and CPT Safety Training, NUCA Crew Leader training and NUCA's Institute for Leadership Development. Registration is available now at [www.nuca.com](http://www.nuca.com).

**SUCA**

Event torrential downpours couldn't put a damper on SUCA's 8th

Annual Clay Shoot at Tampa Bay Sporting Clays! Between the rain, 100 members enjoyed breakfast before and a delicious barbecue lunch after the shoot. Lunch was prepared on site by Dennis Buckner of Ring Power Corp. Thank you to all participants and sponsors for making this event possible. Special thanks to committee members Tim Carmichael of Associated Construction Products, Inc., Tom Butler of Ripa & Associates and Darryl Kehoe of Ring Power Corp. for all of their hard work in planning this years' shoot and making it our largest clay shoot event to date!

Congratulations to the following tournament winners: **First Place Team** – Team Fishel (Keith Cochran, Kevin Green, Keith Linton & Jody Robbins). **Second Place Team** – Ferguson Waterworks/Prince Contracting (Mark Grandusky, Rusty Hall, Mike Reinke & Matt Schumacher. **First Place Individual** – Jimbo Spivey

of Spivey Utility Contractors with a score of 48/50. **Conservationist** – Jon Brasier of ACP, Inc. with an imperfect score of 17/50. **Shotgun Raffle Winner #1** – Jay Carbary with Evergreen Development & Construction. **Shotgun Raffle Winner #2** – Mike Jarrell with American Construction & Engineering. **50/50 Raffle Winner** – Mike Mezrah of Tampa Bay Sporting Clays.

Special thanks to the following tournament sponsors for their generosity: **Lunch/Cook/Equipment Sponsor** – Ring Power Corp. **Beverage Sponsors** – All South Underground, LLC and Efficiency Shoring & Supply. **Awards Sponsor** – GrayRobinson, P.A. **Breakfast Sponsor** – Ritchie Bros. Auctioneers. **Shotgun Raffle Sponsors** – Ferguson Waterworks, Pepper Contracting Services, Inc., Ripa & Associates, The Kearney

*(Continued on Page 24)*



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# UUCF 2014 Conference

UUCF will be holding its 2014 Conference at the Renaissance Orlando at SeaWorld in Orlando, Florida on July 17-20. UUCF has secured a room rate of \$119.00 per night.

This year's Conference Chairperson is Chris Stewart with Xylem, Inc. Other members of the Conference Committee consist of: Kim Bryan, Petticoat-Schmitt Civil Contractors, inc.; Larry Falls, Associated Construction Products, Inc.; Paul Lieser, Pensacola Concrete Construction Company, Inc.; Kathy Blackman, NUCA of North Florida Executive Director; Rhonda Cason, NUCA of Northwest Florida; and Misty McKendree, SUCA Executive Director.

Throughout the next several months, the committee will start working on the details of the conference.

The Hotel Registration Form should be available at the beginning of January. Watch your e-mails and future issues of the *Ditchmen* for additional information.

## (Chapter News Continued from Page 23)

Companies, LLC, The Prosure Group and Vacuworx Global.

**Station Sponsors** – Associated Construction Products, Inc., HD Supply Waterworks, Hayes Pipe Supply, M E Wilson Company, MWI Pump Rental, R. H. Moore & Associates, Streamline Environmental and Tampa 1 Technology Solutions.

Remember to mark your calendars for Saturday, December 14, 2013, which is the night of SUCA's Annual Installation Banquet at the Glazers Children's Museum in Tampa. The banquet this year will include the reverse raffle drawing, the new prize raffle drawing, a silent auction, awards and presentations, dinner

and a live band and photo booth for entertainment. The cost is \$75.00 per person. Dress for the banquet is cocktail attire. Please send in your reservations via e-mail.

All of us at SUCA send best wishes for a Happy Thanksgiving holiday to our friends and colleagues around the state and nation. If you are interested in SUCA's projects or events, please contact our office at (813) 355-4879 or visit our website at [www.suca.org](http://www.suca.org).

Welcome  
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November 26, 2013

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Sanford, FL  
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Associate  
Chapter: UUCF District 2



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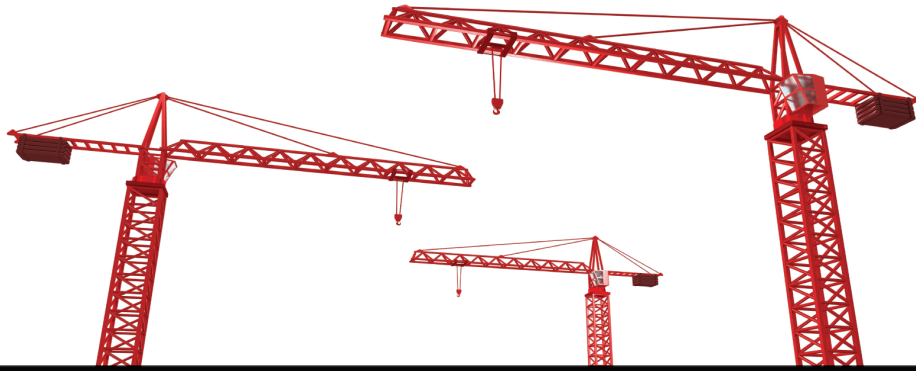
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**(Division of Workers' Compensation Offers Free Classes Continued from Page 19)**

**February 11, 2014**

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

**February 18, 2014**

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

**February 25, 2014**

Tampa  
9:00 a.m. – 12:00 noon  
State Office Building  
1313 North Tampa Street, Suite  
605  
Tampa, FL 33603

**March 5, 2014**

2:00 p.m. – 3:00 p.m. EST  
Workers' Compensation  
WEB Based class

**March 6, 2014**

2:00 p.m. – 3:00 p.m. EST  
Workplace Safety  
WEB Based class

**March 18, 2014**

Tallahassee  
9:00 a.m. – 12:00 noon  
Hartman Building  
2012 Capital Circle S.E., Room 102  
Tallahassee, FL 32399

**March 21, 2014**

Fort Lauderdale  
9:00 a.m. – 12:00 noon  
1400 West Commercial Boulevard,  
Suite 135  
Fort Lauderdale, FL 33309

**March 27, 2014**

Orlando  
9:00 a.m. – 12:00 noon  
State Office Building  
Hurst Complex  
400 West Robinson Street,  
South Tower, Conference  
Room N-101  
Orlando, FL 32801

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

The registration form is available on the Division's website at [www.myfloridacfo.com/WC](http://www.myfloridacfo.com/WC). For additional information, e-mail [bocseminars@MyFloridaCFO.com](mailto:bocseminars@MyFloridaCFO.com), or call (813) 221-6518.

**(OSHA Update Continued from Page 7)**

OSHA is also extending the deadline to submit notices of intention to appear at its informal public hearings by an additional 30 days from November 12, 2013 to December 12, 2013. Public hearings are scheduled to begin on March 18, 2014. The duration of the hearings will be determined by the number of parties who request to appear. The hearings are expected to continue for several weeks.

The notice of proposed rulemaking was published in the Federal Register on September 12, 2013. The proposed rule was made available to the public on OSHA's website on

August 23, 2013.

"We strongly encourage the public to assist in the process of developing a final rule by submitting written comments and participating in public hearings," said Assistant Secretary of Labor for Occupational Safety and Health Dr. David Michaels. "We especially hope to hear from employers, workers and public health professionals who have experience in successfully protecting workers from silica-related diseases. We are extending the comment period to ensure we hear from all stakeholders who wish to participate."

The extended comment period and public hearings will be followed with a post-hearing comment period. Members of the public who filed a timely written notice of intention to appear will be able to submit post-hearing comments to the docket.

Additional information on the proposed rule, including five fact sheets and procedures for submitting written comments and participating in public hearings, is available at <http://www.osha.gov/silica/>. Members of the public may comment on the proposal by visiting <http://www.regulations.gov>.

Under the Occupational Safety and Health Act of 1970, employers are responsible for providing safe and healthful workplaces for their employees. OSHA's role is to ensure these conditions for America's working men and women by setting and enforcing standards, and providing training, education and assistance. For more information, visit <http://www.osha.gov>.





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