

**FIRE ALARM BURGLAR ALARM AND LOCKSMITH
ADVISORY COMMITTEE
Minutes of March 21, 2000
Public Session**

The notice of this meeting was prepared in the Office of the Board and mailed to the Secretary of State, the Star Ledger, the Trenton Times and the Courier Post.

CALL TO ORDER

The meeting of the Fire Alarm, Burglar Alarm and Locksmith Advisory Committee was called to order by Chairman Robert Shoremount at 10:00 a.m. in the Somerset Room, Sixth Floor, 124 Halsey Street, Newark, New Jersey. All parties were duly noted and all pertinent material has been provided.

ROLL CALL

Committee Members Present:

Richard T. Aicher
Martin Arnold
Robert Boyer
Frank Cavallaro
Keith Eaves
Arthur Fucetola
William Hartung
Richard Rible
Robert Shoremount, Chairman
Barry Starer

Others Present:

Anthony Miragliotta, Deputy Director, Division of Consumer Affairs
Shirley Passow, Deputy Attorney General
Barbara A. Cook, Executive Director
Maryann Sheehan, Regulatory Analyst
George DeLuca, Administrative Analyst
Sally Barletta, Senior Clerk Transcriber

Committee members Edward Bagniewski, Charles Okun, and Vice Chairman Leo Selb were unable to attend.

There were no members of the public in attendance at the meeting.

GENERAL ANNOUNCEMENTS

Experior Assessments, an examination firm, will appear before the Advisory Committee on April 18, 2000 and make a presentation regarding its proposal to provide examinations for alarm and locksmith licensure candidates. Experior will make its presentation at 10:30 a.m. Letters of Solicitation were sent to seven examination firms in February. However, Experior is the only firm to answer affirmatively to the Committee's request.

APPROVAL OF MINUTES

Motion was made by Richard Aicher, seconded by Arthur Fucetola and passed unanimously to approve the Public session minutes of February 15, 2000.

Motion was made by Martin Arnold and seconded by Robert Boyer to classify the meeting of February 28, 2000 as a special meeting since it was held at the request of the committee as an additional meeting in order to expedite its rule making efforts. The motion was passed unanimously.

REVIEW OF DAG PASSOW'S MEMORANDUM ON RULE MAKING ISSUES

DAG Passow reviewed with the Committee the conclusions in her memorandum regarding the proposed rule that locksmiths engaged in electronic security services maintain as emergency service number and respond to emergencies on a 24-hour basis.

The applicable provision of the statute, N.J.S.A. 45:5A-32(a)3 states:

No licensee qualified under the provisions of this act shall engage in the alarm business or the practice of locksmithing services, unless the licensee maintains an emergency service number attended to on a 24-hour basis and responds appropriately to emergencies on a 24-hour basis when engaged in the alarm business.

After discussion, it was agreed by consensus that locksmith licensees engaged in electronic security shall be required to comply with the 24-hour requirement. Locksmith licensees engaged in traditional locksmithing shall not be required to comply with the 24-hour requirement.

REVIEW OF OPEN RULE MAKING ISSUES

The Committee made the following determinations upon review of the draft rules: (new items, revisions and corrections are printed in bold type)

SUBCHAPTER 1. GENERAL PROVISIONS

13:31A-1.2 *Definitions*

Motion was made by Martin Arnold, seconded by Robert Boyer and passed unanimously to accept the definition developed by the Alarm Qualifications subcommittee for **"attended to"** as **the main business phone number or another number designated and advertised as an emergency service number is answered on a 24-hour basis.**

Motion was made by Robert Boyer, seconded by Richard Aicher and passed unanimously to define **"responds appropriately"** as **that a person *(any person) calling to request service shall be provided within 24 hours with the date and time when such service shall be rendered.**

Motion was made by Richard Aicher, seconded by Barry Starer and passed unanimously to replace **"a person"** with **"any person"** within the definition of **"responds appropriately"**.

Closed Circuit Television (CCTV)- A video security system that may include video cameras, monitors, switches, camera enclosures, controls and other related devices.

Intercom System - An audio security communication system that may include control circuitry designed to selectively release electronically secured doors.

13:31A-1.10(c) *Continuing Education Requirements*

A licensee shall complete a minimum of three continuing education credits per triennial registration period in **Barrier free subcodes N.J.A.C. 13:31A_____**, construction and Americans with Disabilities Act code updates.

The Regulatory Staff will replace the term life safety with Barrier free subcodes N.J.A.C. 13:31A_____ wherever applicable.

13:31A-1.11 *Advertising*

13:31A-1.11(f)1

The **business** name of the licensee in lettering at least **three** inches in height;

13:31A-1.11(f)3

Eliminate **"The name of the owner or lessee of the vehicle and"** from the provision

13:31A-1.11(k)

A licensee shall not advertise **by using** any technique or communication which appear to intimidate, exert undue pressure or unduly influence a prospective client.

13:31A-1.12 Standards of Practice

13:31A-1.12(a)3

A licensee shall correct within a reasonable amount of time, and at no additional charge to the client, any code violation generated in the work performed or supervised by the licensee;

13:31A-1.12(a)5

Any licensee who performs or supervises the installation, erection, repair or alteration of **fire alarm, burglar alarm, and locksmithing equipment or systems** consistent with the provisions of N.J.A.C. 13:31A-1.13 shall ensure that work so performed conforms to the standards of the **NJ Uniform Construction Code** in effect at the time the work is performed;

13:31A-1.12(a)6

A licensee who performs or supervises work described in 5 above shall **as required** secure an inspection of the completed work in conformity with the State Uniform Construction Code, N.J.S.A. 45:27D-119 et seq., and the Uniform Construction Code, N.J.A.C 5:23-1.1 et seq.

Deputy Director Miragliotta suggested the renumbering of provisions (a)1 through (a)6 for rule **13:31A-1.12, Standards of Practice** of the March 21, 2000 draft rules.

13:31A-1.13 Prohibited Practices

13:31A-1.13(a)8

It is professional misconduct for a licensee failing to notify the committee of the verification and suspension of a license in another jurisdiction.

ADJOURNMENT

Having no further business, motion was made by Robert Boyer, seconded by Richard Rible and passed unanimously to adjourn the Public session at 3:55p.m.

Respectfully Submitted,

Barbara A. Cook
Executive Director