

**BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS
FIRE ALARM BURGLAR ALARM AND LOCKSMITH
ADVISORY COMMITTEE
MINUTES OF SEPTEMBER 20, 2005
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 notified of the date, time and location of this meeting and pertinent material was provided to meeting participants.

Attendees recited the Pledge of Allegiance prior to the roll call of members.

ROLL CALL

Committee Members Present:

Edward Bagniewski
Robert Boyer, Vice Chairman
Arthur Fucetola
William Hartung
Charles Okun
Robert Shoremount, Chairman
Barry Starer

Others Present:

Barbara A. Cook, Executive Director
George DeLuca, Administrative Analyst
Alok Jain, Personal Assistant for the Executive Director
Sally Barletta, Senior Clerk Transcriber
Angelica Guerrero, Clerical Support
Joseph Donofrio, Deputy Attorney General

Committee members Richard T. Aicher, Keith Eaves, Richard Rible and Jon Sprague were unable to attend the meeting.

Members of the Public:

Gerard Duffy
Brian Lombardo
Melanie Ryerson

ANNOUNCEMENTS

Committee members were provided with amended meeting agendas for both the Public and Executive Sessions.

The Public Session agenda was amended to change item #8, with regard to an invitation from the New Jersey, Burglar and Fire Alarm Association (NJBFAA) for the Advisory Committee to hold a public meeting at the associations's annual convention.

Advisory Committee members were informed that eighteen (18) alarm applications for licensure through examination and seven (7) locksmith applications for licensure through examination have been prepared for review by Committee members.

Staff member Angelica Guerrero was introduced to the Advisory Committee.

APPROVAL OF MINUTES OF JUNE 21, 2005

Motion was made by Charles Okun, seconded by Robert Boyer and unanimously passed to approve the Public Session minutes for the June 21, 2005 meeting.

EXECUTIVE DIRECTOR'S REPORT

Executive Director Cook informed the Advisory Committee that 3016 applications have been processed for fire alarm, burglar alarm and locksmith licenses and approximately 1,500 applications are currently being processed through the licensing system.

Executive Director Cook also informed the Advisory Committee that as of August 31, 2005, licensing is now in the second year of the triennial period. Since licensing fees are prorated yearly, individuals approved for licensure during the second year of the triennial period will pay a license fee of \$80.00. Accordingly, effective August 31, 2006, the third year of the triennial period, individuals approved for licensure will pay a license fee of \$40.00.

INQUIRY TO THE ADVISORY COMMITTEE

- Re: Daniel Egorov, An Applicant For A Locksmith License

The Advisory Committee reviewed correspondence received from Daniel Egorov, an applicant for a locksmith license, with regard to the services his business provides. The Committee determined that the services described by Mr. Egorov in his correspondence fit within the regulatory definition of locksmithing services. Therefore, the Committee requested that DAG Donofrio prepare a formal response to Mr. Egorov informing him that he is required to obtain a locksmith license and subsequently license his locksmith business.

REVIEW OF PROPOSED LEGISLATION, ASSEMBLY BILL A4259

The Advisory Committee reviewed and discussed proposed legislation, Assembly Bill A4259. The Bill would exempt certain Master Plumbers from certification requirements as fire protection contractors for limited area suppression systems. Executive Director Cook informed the Committee that it has previously forwarded its comments with regard to the proposed legislation to the Division's Regulatory Affairs unit.

PROPOSED CHANGES TO THE ADVISORY COMMITTEE RULES

- Proposed Adoption Of An Amendment To N.J.A.C. 13:31A-2.7, Locksmith Employees

The proposed amendment, previously published In the May 7, 2005 New Jersey Register, allows an unlicensed locksmith employee who holds a Certified Institutional Locksmith (CIL) rating obtained from the Institutional Locksmiths' Association (ILA) to perform unsupervised locksmithing services. Motion was made by Edward Bagniewski, seconded by Robert Boyer and passed unanimously to the adopt the rule amendment.

- Proposed Deletion Of The Locksmith Grandfather (N.J.A.C. 13:31A-2.2), Locksmith Waiver (N.J.A.C. 13:31A-2.4), And Alarm Waiver (N.J.A.C. 13:31A-3.3) Rules

The rule for licensing through alarm and locksmith waiver of examination expired on July 13, 2004 and the

locksmith grandfather rule expired on September 15, 2004.

Motion was made by Arthur Fucetola, seconded by Robert Boyer and unanimously passed to delete the alarm waiver, locksmith waiver and locksmith grandfathering rules and requested that the amendments be approved by the Division of Consumer Affairs and prepared for publication in the New Jersey Register.

FOR THE ADVISORY COMMITTEE'S INFORMATION

- Correspondence From DAG Joseph Donofrio To Senator Paul Sarlo In Response To A Request For Interpretation Of The Advisory Committee's Statute And Rules With Regard To The Installation, Service And Maintenance Of Access Control Systems, Closed Circuit Television Systems And Intercom Systems

The Advisory Committee reviewed correspondence which was sent by DAG Donofrio to Senator Sarlo in response to the request for interpretation of the Advisory Committee's statute and rules. The Advisory Committee previously determined that the services described by Senator Sarlo in his correspondence to are within the scope of practice for which a license is required.

- Proposed Amendment To The Uniform Construction Code, Enforcement Responsibilities (N.J.A.C. 5:23-3.4)

The Advisory Committee reviewed and briefly discussed the proposed amendment to the Uniform Construction Code, Enforcement responsibilities.

- Division Of Law Billing Report For The Fourth Quarter Of Fiscal Year 2005

The Advisory Committee reviewed the Billing Report provided by the Division of Law for the fourth quarter of fiscal year 2005. The report indicated that 117.8 hours for Deputy Attorney General and Paralegal services were accrued during the quarter.

- Invitation From The New Jersey Burglar and Fire Alarm Association For The Advisory Committee To Hold A Meeting During The Association's Convention On January 24, 2006

The Advisory Committee reviewed and discussed an invitation from the New Jersey Burglar and Fire Alarm Association for the Advisory Committee to hold a public meeting during the Association's Convention. The date of the convention, originally scheduled to be held on November 16, 2005, has been moved to January 24, 2006.

Motion was made by Charles Okun, seconded by Barry Starer and unanimously passed to table a decision with regard to the invitation.

PUBLIC COMMENTS

Gerard Duffy, president of Spectrum Cable and Alarm System, Inc., and a member of New Jersey Burglar and Fire Alarm Association, questioned the method by which businesses will manage their employees and services. Chairman Shoremount advised Mr. Duffy that the Committee's rules require that each business designate a business qualifier who will be responsible for the services provided by the business and the conduct of its employees.

Mr. Duffy was also advised that there are regulatory and procedural matters that must be resolved prior to the initiation of licensing of businesses.

REVIEW OF CRIMINAL HISTORY SUMMARIES OF APPLICANTS FOR LICENSURE

The Advisory Committee reviewed criminal history summaries for twenty (20) applicants. Of the twenty (20) applicants, five (5) applicants will receive a Demand for Statement in Writing Under Oath from

Deputy Attorney General Donofrio. Fifteen (15) applicants were approved for licensure.

Having no further business, motion was made by Charles Okun, seconded by and unanimously passed to proceed into Executive Session at 1:00 p.m.

ADJOURNMENT

Having no further business, motion was made by Edward Bagniewski, seconded by Arthur Fucetola and unanimously passed to adjourn the Public Session at 3:00 p.m.

Respectfully Submitted,

Barbara A. Cook
Executive Director