

BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS

Fire Alarm, Burglar Alarm and Locksmith Advisory Committee

September 18, 2012

PUBLIC SESSION MINUTES

I. CALL TO ORDER

The Meeting of September 18, 2012, was called to order at 9:50 A.M. by Chairman Okun.

All requirements of the Open Public Meetings Act have been complied with in accordance with N.J.S.A. 10:4-6. The notice of the meeting has been mailed to the Newark Star Ledger, Courier Post, and the Trenton Times. The notice has also been sent to the Secretary of State, Trenton, New Jersey.

The Board saluted the flag.

II. ROLL CALL

The following members were present:

Charles Okun
Keith Eaves
Sgt. William Hartung
Robert Shoremount
David Rible
Walter Wargacki, Jr.

The following members were not present:

Jon D. Sprague
Arthur Fucetola
Chief Edward Card
Barry Starer
Joseph Cantalupo - *Electrical Board Liaison*

Also, present were:

David Freed, Acting Executive Director
Howard Pine, Acting Executive Director
Joseph Donofrio, Deputy Attorney General, Division of Law
Lolly Merced, Administrative Assistant to the Deputy Director
George DeLuca, Administrative Analyst
Lisa Marshall, Consumer Service Rep.

Members of the Public that were present:

Joe Parisi, President, N.J. Fire Alarm and Burglar Alarm Association

II. Announcements

Mr. Pine introduced David Freed who was just hired by the Division of Consumer Affairs to serve as the Acting Executive Director of the Board of Electrical Contractors and the Fire Alarm, Burglar Alarm and Locksmith Advisory Committee. The Division also added Sadiqa Roe as the Office Manager to supervise the staff for the Team that is made up of the Board of Examiners of Electrical Contractors, Fire Alarm, Burglar Alarm and Locksmith Advisory Committee, Board of Examiners of Master Plumbers and the Board of Examiners of Heating, Ventilating, Air Conditioning and Refrigeration Contractors.

III. Chairman's Report

Mr. Okun announced to the Committee members to be aware that Lowes is now getting into the Home Automation/Home Security Services. An article regarding this matter was distributed for informational purposes.

Mr. Okun welcomed Mr. Freed and asked all of the Committee members to introduce themselves. Mr. Okun also asked each member to put together a short bio with each member's background for Mr. Freed. This is a way that he could become familiar with each member's background.

IV. Approval of Public Minutes August 21, 2012

A motion was made by Walter Wargacki, Jr. and seconded by Robert Shoremount to approve the Public Minutes of August 21, 2012 as presented. After review and discussion amendments were made. A motion was made by Robert Shoremount and seconded by David Rible to approve the Public Minutes of August 21, 2012 with changes. Motion carried.

V. New Business Correspondence received from Jill Walsh, ANSA ASSUNCAO, LLP

Ms. Walsh wrote a letter on behalf of a client of her firm requesting a written opinion regarding the reciprocity provision contained within N.J.A.C. 13:31A-1.10(a) regarding burglar and fire alarm business licensing. Her client is requesting whether New Jersey recognizes the experience and knowledge requirements of the State of Texas as being equal or greater to those required by New Jersey. Specifically, under N.J.A.C. 13:31A-1.10(a), would an entity that is licensed by the State of Texas be eligible to apply for licensure by reciprocity in the State of New Jersey? She references the Superior Court of New Jersey, Appellate Division, *State Department of Law and Public Safety, Board of Examiners of Electrical Contractors v. Joule Technical Corp.*, 315 A.2d 697 (N.J. Super. Ct. App. Div. 1974) to address the employee issue of her client. After review and discussion by the Committee, it was decided that it needed more information from the client specifically, what are Texas' licensing requirements and detailed information regarding the client's employees. A motion was made by Robert Shoremount and

seconded by Walter Wargacki, Jr. requesting DAG Donofrio send Ms. Walsh a letter requesting: Licensure requirements in the State of Texas and the client's experience and knowledge. DAG Donofrio will also address the employees issue. Motion carried.

VII. Old Business

A. Rible v. Atlantic Lock and Safe, Inc. - Paid \$5,000 fine.

Atlantic Lock and Safe, Inc. signed a cease and desist order and submitted a payment of \$5,000.

B. Fidel Munoz - Consent Order

Mr. Munoz's signed Consent Order was submitted for informational purposes.

VIII. Review of Applications for Alarm and Locksmith Licenses

Review of Applications for Alarm and Locksmith Business Licenses

The Advisory Committee reviewed and approved individual and business applications.

IX. Public Comments

Joe Parisi, President, NJ Fire Alarm and Burglar Alarm Association, Rapid Response attended the meeting. Mr. Parisi addressed the Advisory Committee specifically to request that the new continuing education regulation not become effective during this current triennial period. He asked that it only be required of the next renewal period.

XI. Adjournment

A motion was made by Robert Shoremount and seconded by David Rible to adjourn the Public Session of the meeting and move into Executive Session for the purpose of reviewing complaints. Motion carried. Public Session was adjourned at 10:40 a.m.