

**HOME INSPECTION  
ADVISORY COMMITTEE  
Minutes of November 9, 2004  
Public Session**

**CALL TO ORDER**

The meeting of the Home Inspection Advisory Committee was called to order by Chairman Michael Fitzpatrick, at 10:15 a.m. in the Somerset Conference Room, Sixth Floor, 124 Halsey Street, Newark, New Jersey. All parties were duly notified of the time, date and place and all pertinent material had been provided.

**SUNSHINE LAW ANNOUNCEMENT**

Joseph Grabowy, read the statement required by Chapter 231, Laws of 1975, known as the Open Public Meetings Act, and announced that notice of the meeting was prepared in the office of the Committee and mailed to the Secretary of State, the Star Ledger, the Courier Post, the Bergen Record and the Atlantic City Press.

**ROLL CALL**

CMs present:

Michael Fitzpatrick  
Thomas Kraeutler  
Michael Del-Greco

CMs absent: None

Others present: Arthur Russo, Executive Director, Olga E. Bradford, Deputy Attorney General, and staff members Joseph Grabowy, Ernest Gonzalez, Lyann Hope, and Robert Welsh.

**REVIEW OF THE MINUTES**

On a motion by CM Del Greco second by CP Fitzpatrick the Committee unanimously approved the following minutes as submitted:

June 8, 2004  
June 29, 2004  
July 13, 2004

On a motion by CM Kraeutler second by CP Fitzpatrick the Committee unanimously approved the following minutes as presented:

September 7, 2004

**REPORT OF THE EXECUTIVE DIRECTOR**

ED Russo presented the following licensing statistics:

Grandfather Licensees 330  
PE/home inspectors 68  
Architects/home inspectors 2  
Associate home inspectors licensees 47

Pending Applications:

Grandfather applications 119  
PE/home inspector 20  
Associate home inspector 27

ED Russo stated that the request by Mr. Farruggia's to deactivate his associate home inspector's license is being addressed in DAG Bradford's legal analysis on this matter. This matter will be carried to the December 2004 meeting.

Presented were the following continuing education statistics:

Approved courses 127  
Courses pending approval 6  
Approved course providers 16

ED Russo mentioned that a new regulation needs to be promulgated to allow licensed home inspectors to obtain 1 continuing education (C/E) unit for each training inspection they provide up to a maximum of 16 C/Es per biennial period.

Incoming Correspondence

Noel Zak, CAE, Executive Director/National Home Inspector  
RE: National Association of Certified Home Inspectors (NACHI)  
(October 5th, 2004)

Ms. Zak wrote to the Committee informing it of the history of NACHI. The correspondence was noted for the record.

Henry N. Luther, III/ Dillion, Bitar & Luther, LLC  
RE: Licensing requirements (October 5th, 2004)

Mr. Luther wrote to the Committee on behalf of his client who is pursuing home inspection licensure, but who was previously convicted of various counts. He asked the Committee if these offenses would preclude him from obtaining licensure as a home inspector.

After discussing this matter the Committee concluded that applicants who are previously convicted offenders, cannot be automatically denied licensure under the Rehabilitated Convicted Offenders Act.

Mallory C. Anderson, Executive Director/ National Association of Home Inspectors, Inc.  
RE: New York Home Inspectors Licensing Law  
(October 11th, 2004)

Ms. Anderson wrote to the Committee informing it of a new law signed in New York which requires the licensing of home inspectors. The Committee noted this correspondence for the record.

Frank Petruzzo/ Disaster Restoration Nationwide Service  
RE: Referral Programs  
(October 19, 2004)

Mr. Petruzzo wrote to the Committee advising it that the Disaster Restoration Nationwide Service will cease from promoting its referral program.

The Committee noted this correspondence for the record.

John P Karaska, Principal, Adult Education/Burlington County Institute of Technology.  
RE: Home Inspection Program

(June 14, 2004)

Mr. Karaska advised the Committee that the Burlington County Institute of Technology will not be providing its home inspection program for the 2004-2005 school year.

The Committee noted this correspondence for the record.

### **REVIEW OF GRANDFATHERING APPLICATIONS FOR LICENSURE**

On a motion by CM Kraeutler, second by CM Del Greco, the Committee unanimously voted to approve the following applications for licensure:

CP Fitzpatrick recused himself in this matter.

Name	App #	Type
Michael Conte	1025073	Home Inspector
Avroham Pollack	999618	Home Inspector
William Murray	1024470	Home Inspector

### **REVIEW OF ASSOCIATE HOME INSPECTOR APPLICATIONS FOR LICENSURE**

The Committee, on a motion by CM Kraeutler, seconded by Michael Fitzpatrick, unanimously voted to approve the following associate home inspector applications for licensure

Timothy Leonard 1069923 Associate Home Inspector  
Edgar Woodson 1010754 Associate Home Inspector

### **CONTINUING EDUCATION APPROVED COURSES**

The Sub-Committee, on a motion by CM Fitzpatrick, seconded by CM Kraeutler, the Committee unanimously voted to approve the following applications for licensure

Sponsor	Course Title
ASHI	What every home inspector should know about roof systems.
NAHI	Fireplace

### **APPEARANCES**

Winfield Burnam (#945071)

Mr. Burnam appeared before the Committee and requested the status of his September 7, 2004 correspondence sent to Attorney General Peter C. Harvey regarding his home inspector application. Mr. Burnam stated that he was disabled and read the first few pages of his correspondence previously sent to the Attorney General. Mr. Burnam was represented by his attorney, Marvin C. Gaer, who requested that this letter be addressed at the Committee's December 2004 meeting.

Jason Harm (#1017866)

Mr. Harm appeared before the Committee to discuss his associate home inspection application. A court reporter was present to record the proceedings. CM Del Greco indicated that it appeared to him that Mr Harm completed numerous training inspections in too short a period of time. Mr. Harm indicated that he could not explain the discrepancies in his application which showed him performing 5 to 6 training inspections in one day. He indicated that his company's secretary, and not himself, prepared and submitted the list of 50 training inspections along with his application.

Mr. Harm agreed to resubmit another list of 50 training home inspections reports from November 10, 2004 onward under the direct supervision of a licensed home inspector (Charles Arnone), along with his field notes which can be provided in lieu of training reports. The Committee will send a letter to Mr. Harm requesting these reports and a copy of his current insurance certificate.

## **PUBLIC COMMENTS**

A question was raised concerning a regulation which would require a licensed associate home inspector to become a licensed home inspector. The Committee concluded that there were not any statutes or regulations which would require associate home inspectors to become home inspectors. Therefore, a licensed associate home inspector can practice as an associate home inspector under the direct supervision of a licensed home inspector indefinitely.

## **ADJOURNMENT**

The Committee voted to adjourn at 3:00pm.

## **APPROVED BY:**

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Michael Fitzpatrick  
Chairman

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Arthur Russo  
Executive Director

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