

Rosemarie S. Baccile, Acting Executive Director
May 26, 2017

STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS

State Board of Examiners of Heating, Ventilating, Air Conditioning and Refrigeration (HVACR)
Contractors

Meeting# 49 - Public Meeting Agenda

June 6, 2017 9:00 A.M. SUSSEX ROOM

124 Halsey Street, Newark, NJ 07101

1. CALL TO ORDER

2. BOARD MEMBER APPOINTMENTS- MAY 9, 2017

STATE BOARD OF EXAMINERS OF HEATING, VENTILATING, AIR CONDITIONING AND
REFRIGERATION CONTRACTORS

Master HVACR Contractor 3

Appoint Michael R. Rapp to occupy the seat held by Paul J. Mitchell

Master HVACR Contractor 1

Appoint Robert C. Ring to occupy the seat held by Kevin Clark, resigned

3. ROLL CALL

4. ELECTION OF OFFICERS:

It is noted that NJSA 45:16A-3 State Board of Examiners of Heating, Ventilating, Air Conditioning and Refrigeration Contractors outlines the Board complement and its members; however, the statutes and regulations do not include any requirements for the election of Board officers. Absent a statute or regulation, the Board agreed on May 5, 2015, to hold elections on a yearly basis, in a motion made by William C. Barham and seconded by Dominic D. Demico, Jr. A vote was taken and the motion unanimously passed.

5. Licensed Master HVACR Contractors to date: 19HC00876900
Licensing and processing continues on a daily basis.

A “Reinstatement” application is available at the Board Office for those who failed to renew for the 2016-2018 biennial. This application will be posted to the Internet once approved by the Division.

The Board is reviewing the credentials of those applicants who applied for a Master HVACR license by Examination.

The Board will continue to review the applications submitted in the “Reciprocity” category by considering the licensure standards of the other States. The Board must insure that those licensure standards are equal to, or comparable with, those of New Jersey, in compliance with N.J.A.C. 13:32A-2.5, and determine if that State reciprocates with New Jersey. This review was scheduled with DAG Donofrio and Regulatory Analyst Charles Manning and twelve (12) states have been denied reciprocity:

Maryland, Texas, Ohio, Florida, Tennessee, Alabama, Delaware, Pennsylvania, New York, Illinois, Arkansas, Louisiana

The Board concluded that the standards of these States are not comparable to those of New Jersey.

The HVACR Website has been updated to include all approved Sponsors at <http://www.njconsumeraffairs.gov/hvacr/Pages/continuingeducation.aspx>

6. **APPROVAL OF THE MAY 2, 2017 MINUTES**

7. **CONTINUING EDUCATION**
WELCOMING CONTINUING EDUCATION SPONSORS

All Licensed Master HVACR Contractors were exempt from the Continuing Education (5) five hour requirement for their first biennial renewal of July 1, 2016 to June 30, 2018, according to N.J.A.C 13:32A-4.1 License Renewal; Continuing Education Requirement.

Licensed Master HVACR Contractors must complete the (5) five hour requirement CE requirement for their second biennial renewal:

July 1, 2018 to June 30, 2020

7. Continued:

This requirement must be met before the next renewal date of July 1, 2018. To assist Master HVACR Contractors with meeting the (5) hour Continuing Education requirement, the Board will continue to approve CE Sponsors and courses. Approved CE sponsors are now posted at the HVACR website:

<http://www.njconsumeraffairs.gov/hvacr/Pages/default.aspx>

The following individual has submitted his request and resume for consideration to teach HVACR continuing education:

A. James Cunningham, Master HVACR Contractor # 6024

131 Sun Valley Road, Toms River, NJ 08755 ----- (732)-239-1561

CE SPONSOR REQUEST

REVISIT**B. DISCUSSION – “ON LINE” CONTINUING EDUCATION**

NOTE: “Second Review” - Previously discussed in the February 7, 2017 Board meeting

15. Joshua Purvis, Academic Dean, Home Prep - A division of Stautzenberger College
(Seeking approval to provide online continuing education for HVACR licensees)

900 E. Hill Ave

Suite 380

Knoxville, TN 37915

www.athomeprep.com

1-800-952-0910

CE SPONSOR REQUEST

❖ RESCHEDULE FOR MAY 2, 2017/ JUNE 6, 2017- CALENDER PERMITTING:

On April 4, 2017, Board Members further agreed to reschedule this discussion for the May meeting to allow input from all members and consider how these courses would be monitored if approved. Member Thomas C. Pitcherello noted that the PHCC offers apprenticeship via on-line courses.

**8. CONTINUING EDUCATION
SUBMISSION OF COURSE OUTLINES BY APPROVED CONTINUING
EDUCATION SPONSORS**

The below approved Continuing Education Sponsors are now submitting their CE course outlines for Board approval. All have paid the \$100 sponsor fee.

Name	Sponsor #
A. John Bennett	7
B. John Blankley	48
C. Dave Castner	12
D. Paul J. Leonardi	23
E. Benjamin G. Oskierko	8
F. Constantinos Papademas	27
G. Garrett Pepe	21
H. Thomas C. Raulinavich Jr.	35

9. REVISIT

INQUIRY - EMAIL: MARCH 24, 2017

FROM: ERIC DEGESERO, EXECUTIVE DIRECTOR,

GARDEN STATE HEATING, COOLING CONTRACTORS ASSOCIATION

“The Garden State Heating Cooling Contractors Association (GSHCCA) is asking the New Jersey Board of Examiners of HVACR Contractors (Board) for a determination if insulating and air sealing are within the scope of practice of HVACR.”

On April 4, 2017, the Board discussed this matter and concluded as follows in a motion made by Paul J. Mitchell and seconded by Mary Pranzatelli:

Based on existing New Jersey HVACR Statutes and Regulations, the tasks of sealing duct work and the installation of duct work is within the scope of practice of the Licensed Master HVACR contractor;

The discussion of window insulation should be re-scheduled for the May/June meeting (calendar permitting) and the response to Mr. DeGesero should be held in abeyance.

A vote was taken and the motion unanimously passed.

10. REVISIT

INQUIRY- REVISIT - EMAIL: DECEMBER 23, 2016

FROM: DAVE CASTNER

Is it appropriate to use Gypsum Board shaft walls as return duct in commercial buildings? My concern is that by using this material it increases the chances of contaminating the HVAC system with bacteria, molds, and other unwanted hazards including vermin.

Board Motion

On February 7, 2017, the Board discussed this issue and noted that the International Mechanical Code for 2015 includes a section for “gypsum ducts.” An agreement was reached whereby Member Thomas C. Pitcherello will investigate the code and return to the Board with his findings.

On April 4, 2017, Board Member Pitcherello provided the section from the 2015 International Mechanical Code Commentary pertaining to gypsum ducts for Board review.

A discussion was held that included concerns for the “shaft wall,” bathroom exhaust, return duct, and in the event of a poor installation, the threat of air leakage and air infiltration exists.

❖ RESCHEDULE FOR MAY 2, 2017/ JUNE 6, 2017 MEETING (CALENDER PERMITTING):

On April 4, 2017, Board Members further agreed to reschedule this discussion for the May/June meeting with the **below preliminary findings**, in a motion made by Thomas C. Pitcherello and seconded by Paul J. Mitchell:

With regard to gypsum board, if specifically designed as duct work, then that work remains part of the scope of practice of the Master HVACR contractor;

However, if installed solely as general construction/shaft, in that instance, the Master HVACR license is not required.

A vote was taken and the motion unanimously passed.

11. INQUIRY**EMAIL: APRIL 26, 2017****FROM: MICHAEL STALLONE, ELECTRICAL SUB-CODE OFFICIAL**

I need some clarification for exempt electrical work for licensed plumbing and HVAC contractors. Under NJ Board of Examiners of Electrical Contractors Law, Statute 45:5A-18(m), does the load side of the distribution board mean the NJ licensed HVAC or Plumbing contractor can install branch circuit wiring for a fuel fired appliance up to the terminal of the overcurrent device in said distribution board?

12. INQUIRY
EMAIL: APRIL 26, 2017
FROM: ROSE BOYD, ELECTRICAL CEU COORDINATOR

We are an approved Electrical Workplace Safety training provider for the NJ state electrical contractors' board, but have not applied to the HVACR board. We just had two HVACR licensees in a recent class. Do you approve electrical safety courses for HVACR licensees, and if so, is there an application form I can use to apply? If approved, is retroactive credit given to student licensees?

13. INQUIRY
EMAIL: APRIL 27, 2017
FROM: DON CLARE, ELECTRICAL SUBCODE OFFICIAL

I am requesting clarification regarding an HVACR license and the installation of a "Replacement" air condenser service disconnect AKA AC disconnect.

14. INQUIRY
EMAIL: MAY 3, 2017
FROM: JUSTIN WEBSTER

My name is Justin Webster. I was informed via telephone that I was denied my Master HVACR license because I missed the grandfathering period and must test for it. In order to do the test, I need a bachelor's degree in HVACR, or a bachelor's in a "HVACR related" field. No college or university in New Jersey offers a bachelor's degree in HVACR. The description of what constitutes a "HVACR related" degree is incredibly vague.

Would a bachelors in environmental science count? What about an energy systems technology bachelors?

I do not want to incur all of this student debt if I am not sure it will count.

I have 10 years' experience in the field already, but I am not in a union, so I do not qualify for the 4 years apprentice then year of journeyman to test in.

Please let me know what would qualify as a "HVACR related" field of study.

15. INQUIRY
EMAIL: APRIL 26, 2017
FROM: MICHAEL J. BONDURANT, HVACR # 1234

Can a licensed Master HVACR Contractor replace an A/C condenser along with replacement of existing like for like disconnect? Kindly review attached letter from Electrical Contractor and provide the necessary clarifications.

16. INQUIRY
EMAIL: MAY 4, 2017
FROM: DIANA PETRELLA ON BEHALF OF MELISSA COMPANICK, PRESIDENT AND CEO
BETTER BUSINESS BUREAU

Is the HIC registration required for any of these services? The business owner is a licensed Master HVACR Contractor.

Residential and Commercial Source removal air duct cleaning and sanitizing

- Level 1 Remediation
 - Installation and Maintenance of Humidification Systems
 - Installation and Maintenance of Portable and Whole House Air Cleaning Systems
 - o Electrostatic
 - o Media
 - o Electronic
 - o UV
 - o HEPA
 - Installation and Maintenance of Odor Control Systems
 - o Distributor of Bad Air Sponges
 - o Ozone Generators
 - o Charcoal Filtration
 - Installation and Maintenance of Energy and Heat Recovery Ventilation Systems
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17. INQUIRY
EMAIL: MAY 4, 2017
FROM: BOB CARR

We are an HVAC contractor that has been in business in New Jersey since 1984. Our Master license holder was “grandfathered” in 2014. He is unexpectedly leaving the company. It appears it will take several months to get another license application approved, exam scheduled and license issued. Is there a grace period between license holders? How long will we be able to use the existing license? Until expiration?

- 18. INQUIRY**
FACSIMILE: MAY 17, 2017
FROM: KIMBERLY JOEL, DIRECT SAT USA, LLC

Is a Master HVACR license required to remove a homeowner's existing thermostat and replacing it with a touch screen thermostat?

- 19. REVISIT FROM THE MAY 2, 2017 MEETING**
INQUIRY
EMAIL: APRIL 20, 2017
FROM: DAVE CASTNER, SHEET METAL WORKERS' LOCAL UNION NO.22

I am questioning who does the installation and maintenance of clean rooms used in the pharmaceutical medical and technology fields.

On May 2, 2017, the Board briefly discussed this matter and agreed in a motion made by Daniel G. Danko and seconded by Thomas C. Pitcherello, to address this file in Executive Closed Session. A vote was taken and the motion unanimously passed.

While in Executive Closed Session, Members held a discussion and concluded in a motion made by Dominic D. Demico, Jr. and seconded by Daniel G. Danko, Jr., that:

The Licensed Master HVACR Contractor must perform the work described above as the installation and maintenance of "clean rooms" used in the pharmaceutical medical and technology fields, to the extent that such work is within the statutory definition of HVACR.

- 20. DISCUSSION**
EMAIL: MAY 17, 2017
FROM: ALLAN FEID JR. HVACR # 8656

Master HVACR licensee concerned about marketing agencies getting his license information.
