

**STATE BOARD OF EXAMINERS OF MASTER PLUMBERS
520 - BUSINESS MEETING - AGENDA - JANUARY 26, 2006**

MEETING SCHEDULED TIME: 9:00 AM ~ HUDSON ROOM - 6 TH FL.

ROLL CALL OF BOARD MEMBERS ~

APPROVAL OF THE MINUTES ~ DECEMBER 15, 2005 MEETING

BOARD BUSINESS

Documentation is provided on all matters unless otherwise noted.

PRESENT BOARD MEMBERS, CAPACITIES & *Recent Appointment! MARK MC MANUS ~
CHAIRMAN, JOURNEYMAN PLUMBER

RALPH WETZEL ~ VICE-CHAIRMAN ~ MASTER PLUMBER MEMBER

MAYOR PETER I. VOROS ~ MASTER PLUMBER MEMBER

MICHAEL K. MALONEY ~ MASTER PLUMBER MEMBER

MICHAEL L. SESTANOVICH ~ INSPECTOR MEMBER

DONALD B. DILEO ~ PUBLIC MEMBER

*PAUL N. BONTEMPO - PUBLIC MEMBER appointed on 12-22-2005
{replaces Board Member Peter J. Mc Donough, Jr. who resigned 9-5-2002}

COMMISSIONER ADAM J. SABATH ~ STATE MEMBER, NJ DEPT OF LABOR

The State Board of Examiners of Master Plumbers announces the recent appointment of PAUL N. BONTEMPO as a PUBLIC MEMBER to the Board, having been appointed by former Acting Governor Richard J. Codey, on 12-22-2005...

Welcome, Paul Bontempo!

RESIGNATION OF LONG -TERM PUBLIC MEMBER
MARGARET SIEB ~ SECRETARY

Mrs. Margaret Sieb submitted a note to the Board dated December 15, 2005, advising of her resignation as a Board Member effective January, 2006. Mrs. Sieb served on the State Board of Examiners of Master Plumbers from 1987 through 1991, and again from 1995 through December, 2005. Her resignation creates one (1) vacancy for a Public Member on the Board. {No documents}

1. CONTINUING EDUCATION AUDIT
CONCLUSION OF AUDIT 2003-2005
MARCH 25, 2004 - DEC. 15, 2005

PENALTIES COLLECTED IN DECEMBER, 2005: COSTS COLLECTED IN DECEMBER, 2005: None

The State Board of Examiners of Master Plumbers has been reporting on its audit of the 2003-2005 five (5) hour CE biennial renewal requirement by providing all disciplinary statistics in Open Public Session since March 25, 2004.

As a result of the CE disciplinary actions issued to date, the Board has collected civil penalties totaling: &

stenographic costs totaling: both updated December 5, 2005– --- based solely on the audit of 460 randomly selected Licensed Master Plumbers.

Further disciplinary actions are underway by way of Provisional and Final Orders of Discipline issued by the Board and developed by the Division of Law. Deputy Attorney General (DAG) Joseph A. Donofrio continues his work on the remaining cases to conclude this portion of the 2003-2005 CE audit. The Board will complete the 2003-2005 audit before initiating any steps toward an audit for 2005-2007 CE compliance.

CE penalties and costs for the month of December, 2005, were collected from the following (2) TWO licensees, and are paid in FULL:

In the matter of the suspension or revocation of the license of
ROBERT PARIN, SUSPENDED LMP LIC. # 9607
to practice plumbing in the State of New Jersey
FINAL ORDER OF DISCIPLINE FILED 7-22-2004

\$1,000 PENALTY PAID -&- CE Certificate provided 12-15-2005

A Final Order of Discipline was filed on July 22, 2004, against the licensee concerning a Continuing Education (CE) matter. According to this order of July 22, 2004, Respondent's license to practice plumbing in the State of New Jersey was suspended unless or until he furnished the Board with a copy of his CE certificate issued by the instructor documenting that he satisfied the five (5) hours of CE requirements for the 2003-2005 biennial cycle pursuant to N.J.A.C. 13:32-6.1.

Respondent was assessed a penalty in the amount of \$1,000 for his failure to timely cooperate with the Board's requests for a copy of his CE certificate requiring the filing of a POD. The penalty was due no later than (15) days after entry of any FOD, and in the event he failed to make that payment, a certificate of debt would be filed. No payment was made as of February 24, 2005; therefore, the license was officially suspended.

Any practice in this State prior to formal reinstatement of license by the Board are grounds for a charge of unlicensed practice. The Board reserved the right to place restrictions on Respondent's practice should his license be reinstated.

On December 14, 2005, Robert Parin submitted the full sum of \$1,000.00 in payment of his penalty with a copy of his 2003-2005 Certificate.

Today's Agenda: The Board is requested to acknowledge the penalty payment with the CE certificate, and by motion, consider lifting the suspension to restore Mr. Parin's license.

\$250.00 PENALTY PAYMENT - 12-20-2005 ~ LICENSEE MIDDLETON
"Unacceptable Response" category CE AUDIT:

On December 20, 2005, Licensee Feldman Middleton, LMP # 7026 submitted the final \$250 of the \$500 penalty payment due— Licensee Middleton had attended his make up course on 4/19/2004. This penalty is now paid in full. {No documents}

2. RICH LEAVITT of ACRYLIC BATHTUB LINERS
INQUIRY DATED DECEMBER 8, 2005

Mr. Rich Leavitt submits an inquiry to the Board dated December 8, 2005. There is no record on file at the Board to indicate that Mr. Leavitt is a Licensed Master Plumber or a registered plumbing contractor in the State of New Jersey.

3. KEVIN J. BLOODGOOD, EXPIRED LMP # 10194
DID NOT RENEW FOR 1999-2001; 2001-2003; 2003-2005; 2005-2007

LETTER DATED JANUARY 5, 2006 - REQUEST FOR REINSTATEMENT OF MASTER PLUMBER'S
LICENSE / EXPIRED 6-30-1999

Kevin J. Bloodgood submits his letter to the Board dated January 5, 2006, seeking the Board's
consideration in the reinstatement of his Master Plumber's license.

4. DISCIPLINARY ACTION

Reporting penalty and payment of \$200.00
SIGNED UPL 12-16- 2005 & PAID PENALTY IN FULL ON 12-17-2005

Uniform Penalty Letter {UPL} in lieu of
FORMAL DISCIPLINARY COMPLAINT Violations of ~
N.J.A.C. 13:32-3.1 (a) - (e) Identification of Licensed Master Plumber; vehicles;
stationery; advertising; and

Consumer Fraud Act, N.J.A.C. 13:45A-16.2 (12) regarding
CONSUMER COMPLAINT MATTER
FILE ID 38244 ~ CONCLUSION @ 11-17-05 mtg. - Item #14

While the Board found insufficient cause for any disciplinary action against the licensee with respect to
workmanship issues within the consumer complaint, the Board established the following:

With respect to the administrative obligations of the licensee, Members noted that the licensee's work order
does not reflect his Master Plumber's license number, as required under N.J.A.C. 13:32-3.1 (a) - (e)
Identification of Licensed Master Plumber; vehicles; stationery; advertising; and assessed a \$100 penalty
for that violation by a Uniform Penalty letter;

Secondly, the licensee neglected to obtain a written, detailed estimate according to requirements of the
Home Improvement Act, and the Board assessed a \$100 penalty by a Uniform Penalty letter:

Every job is required to have a contract under the requirements of the Consumer Fraud Act, N.J.A.C.
13:45A-16.2 (12): "All home improvement contracts for a purchase price in excess of \$500.00 and all
changes in the terms and conditions thereof shall be in writing...;"

A total of \$200 in penalties was assessed by the Board & paid in full on 12-17-2005. 5. DENISE
VOORHEES, EXECUTIVE DIRECTOR
NEW JERSEY PLUMBING-HEATING-COOLING CONTRACTORS
ASSOCIATION (PHCC)

INQUIRY DATED DECEMBER 14, 2005
REGARDING PHCC MAY 18th and 19th, 2006 CONVENTION

Ms. Voorhees submitted a letter dated December 14, 2005, advising that the PHCC is scheduling seminars
for its Spring, 2006, Convention in Atlantic City, NJ.

Ms. Voorhees advises that the PHCC is seeking to have Professor Kirk Alter approved as an instructor—
however, without having him appear before the full Board beforehand. She also provides his "Biography."

6. Barbara A. Cook, Executive Director, reserves a portion of Open Public Session to review some pending
issues with the Board. {No documents}

It is noted that applications for the Master Plumber's examination and Master Plumber's business registration forms are reviewed by Board Members during the course of each business meeting.