

STATE BOARD OF EXAMINERS OF MASTER PLUMBERS
504 - BUSINESS MEETING - AGENDA - **JULY 22, 2004**
OPEN PUBLIC SESSION

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

ROLL CALL OF BOARD MEMBERS ~

APPROVAL OF THE MINUTES ~ **MAY 27, 2004 & JUNE 24, 2004 MTGS.**

BOARD BUSINESS

Documentation is provided on *all matters* unless otherwise noted.

{No documents}

**CONTINUING EDUCATION AUDIT
OFFICIAL RESULTS ~ and ~ DISCIPLINARY ACTIONS**

1. FULFILLING THE (5) FIVE HOUR REQUIREMENT for the 2003-2005 BIENNIAL RENEWAL

The State Board of Examiners of Master Plumbers conducted an **audit** into compliance by its licensees concerning the (5) five hour CE requirement for the recent 2003-2005 biennial renewal cycle.

Master Plumbers **licenses were renewed** for 2003-2005; however, the Board's audit produced a letter dated November 17, 2003, to some **460 randomly** selected Licensed Master Plumbers, and requested that each licensee furnish a copy of his/her CE Certificate proving completion of the five (5) hour course for the 2003-2005 biennial renewal.

The Board has continued its pursuit of this audit, and is hereby reporting the following actions' **updated since its June 24, 2004, meeting:**

Revisiting from the April 22, 2004, Meeting ~

**2. DIVISION OF CONSUMER AFFAIRS
NEW JERSEY BOARD OF EXAMINERS OF MASTER PLUMBERS**

**DEFINITIONS: SCOPE OF PRACTICE;
WITHDRAWAL OF BONA FIDE REPRESENTATIVE**

**REPROPOSED AMENDMENTS: N.J.A.C. 13:32-1.3 AND 3.2
PROPOSED NEW RULE: N.J.A.C. 13:32-1.4**

On April 22, 2004, Members of the Board reviewed the above rule and amendments published in the New Jersey Register on April 5, 2004, and noted that readers may submit comments to the Board by **June 4, 2004.**

This matter is scheduled for the Board's review on July 22, 2004, with the assistance of Charles Manning, Regulatory Affairs, Division of Consumer Affairs.

Board Members are provided with:

>* copies of the six (6) comments submitted;

>* a copy of the Adoption Notice, and

* Mr. Manning's Agency responses to those comments.

3. **DIVISION OF LAW BILLING**, DARLENE KANE, BUDGET OFFICER
DIVISION OF CONSUMER AFFAIRS, JULY 12, 2004 MEMORANDUM

Ms. Kane provides her memorandum and billing for the fourth quarter of FY 2004 for the Board's review.

4. **INQUIRY FROM F. DALE GLYNN**, LMP #3565, CE INST. # 10
MASTER PLUMBERS EDUCATIONAL SERVICE OF NJ

Mr. Glynn submits a letter for the Board's review dated June 21, 2004, and questions the New Jersey Uniform Construction Code, concerning Ordinary Maintenance.

REVISITING FROM 6/24/04 Mtg. Introduced June 10, 2004 -

5. STATE OF NEW JERSEY, **SENATE BILL # 1667** ~

SYNOPSIS ~ Creates a State Board of Examiners for Fire Sprinkler Fitters and establishes new qualifications for persons installing fire sprinkler systems.

This "board" is to be established in the Department of Community Affairs, Trenton, NJ, the agency which administers the fire sprinkler contractor certification law.

On June 24, 2004, Members of the State Board of Examiners of Master Plumbers referred this matter to DAG Donofrio for him to communicate their concern, in writing, as to how this legislation would impact upon Licensed Master Plumbers. Members noted that the **language of the statute** does not exempt Master Plumbers based on their expertise.

"A copy of DAG Donofrio's letter dated July 6, 2004, is provided for the Board's review.

6. DISCIPLINARY ACTION

*Reporting (1) penalty payment ~ - \$500

Mr. Widing is maintaining his payment schedule concerning:

IN THE MATTER OF THE SUSPENSION OR REVOCATION
OF THE LICENSE OF
JOHN WIDING, LMP # 7127

TO PRACTICE AS A MASTER PLUMBER IN THE STATE OF NEW JERSEY

ADMINISTRATIVE ACTION ~ CONSENT ORDER
SIGNED SEPT. 7, 2003 & FILED SEPT. 25, 2003
COSTS of \$161.30 PAID IN FULL

\$12,000 PENALTY : (11) PAYMENTS TO DATE:

\$500 ~ 9/07/03 1st

\$500 ~ 10/01/03..... 2nd
\$500 ~ 10/28/03.... 3rd
\$500 ~ 11/29/03..... 4th
\$500 ~ 12/31/03..... 5th
\$500 ~ 1/28/04 6th
\$500 ~ 3/01/04..... 7th
\$500 ~ 3/30/04..... 8th
\$500 ~ 4/04/04..... 9th
\$500 ~ 6/01/04.....10th
\$500 ~ 6/28/04 11th

{No documents}

7. DISCIPLINARY ACTION

***Reporting penalty payment of \$4,431.31 payment date 7-05-04**

IN THE MATTER OF
HARRISON MC CLOUD, UNLICENSED
INDIVIDUALLY AND T/A MAC PLUMBING AND HEATING
ADMINISTRATIVE ACTION
CONSENT ORDER ISSUED/ RETURNED TO BD 7-14-04

This investigation was predicated upon receipt of an Enforcement Bureau report disclosing that subject McCloud engaged in the unlicensed practice of plumbing while he advertised and operated as "Mac Plumbing and Heating."

Respondent McCloud maintained a business checking account bearing the same unlicensed trade name and held an active business through the services of an answering machine where he identified himself as a plumbing and heating business. Harrison McCloud signed this Consent Order whereby he agreed to:

- * Immediately cease and desist from any unlicensed practice of plumbing;
- * Immediately cease and desist from utilizing his former trade name of "Mac Plumbing and Heating" without obtaining a bona fide representative authorized by the Board;
- * Submit his payment of \$2,500 for unlicensed practice plus costs of \$1,931.31, for an aggregate payment of \$4,431.31.

{No documents}

8. TOWNSHIP OF VERNON, DAVID CONDON
PLUMBING SUBCODE OFFICIAL

CORRESPONDENCE OF MAY 17, 2004

Mr. Condon submits a letter to the Board dated May 17, 2004, concerning a question he has pertaining to Plumbing Statute N.J.S.A. 45:14C-12.4.

9. Barbara A. Cook, Executive Director, reserves a portion of Open Public session to review some pending issues with Board Members.

{No documents}

