



CANNON BUILDING
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STATE OF DELAWARE
DEPARTMENT OF STATE

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DIVISION OF PROFESSIONAL REGULATION

PUBLIC MEETING MINUTES:	BOARD OF PLUMBING & HVACR EXAMINERS
MEETING DATE AND TIME:	Tuesday, May 8, 2012, at 8:30 a.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A , second floor of the Cannon
MINUTES APPROVED:	

MEMBERS PRESENT

Jerome Todd, Professional Member, President
Dean Sherman, Professional Member, Vice President
Carol Guilbert, Public Member, Secretary
Charles Robbins, Professional Member
Frank Beebe, Professional Member
James Anderson, Public Member
John Brady, Public Member

MEMBERS ABSENT

Gerard Pepeta, Professional Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL

Danny Stevenson, Deputy Attorney General
Shelly Ide, Administrative Specialist II

OTHERS PRESENT

Stephen Murawski
James Permelia
Chuck Davidson

CALL TO ORDER

Mr. Todd called the meeting to order at 9:11am

REVIEW OF MINUTES

A motion was made by Mr. Beebe, seconded by Mr. Anderson, to approve the April 10, 2012, meeting minutes. Mr. Brady abstained. Otherwise, the motion carried unanimously.

HEARING

The hearing went on the record at 9:13 am. Mr. Stevenson began by having the Board members introduce themselves. Mr. Murawski proceeded to explain to the Board that he has been licensed in multiple towns/municipalities as an international mechanic since 1978. He initially (1970-1972) attended his training at a school in Philadelphia. The school has since closed therefore he cannot provide educational transcripts. Since 1978, he has been self-employed performing heating & Air conditioning work in Philadelphia.

The Board had the option of asking questions. Mr. Brady asked:
When you worked for Union, did you work under a licensee?

NO

Did you ever get an apprenticeship certificate?

NO

Did you get a certificate from school?

YES – Refrigeration/Heating/Air Conditioning/Electrical

Did you do any apprenticeships?

No Verifications

Have you ever employed a Master Licensee?

NO

We went off record at 9:33am for deliberations. Back on the record at 9:46am, Mr. Brady made a motion, seconded by Mr. Beebe, to propose to deny Mr. Murawski due to him not having 7years of license verification from any other state & according to the New Jersey license verification system, Mr. Murawski's NJ license was issued 4/12/2006. Mr. Brady abstained. Otherwise, the motion carried unanimously.

UNFINISHED BUSINESS

Re-review of Applications

A motion was made by Mr. Brady, seconded by Ms. Guilbert, to approve the applications of Gary Gray, Henry Miller, Keith Benjamin, & Paul Catoe. The motion carried unanimously.

A motion was made by Mr. Brady, seconded by Ms. Guilbert, to table the application of Steven Stohr, to request additional work experience verification do to the HVACR licensure just began in 2007. This requires an additional license to prove 7 years. The motion carried unanimously.

Review of Other State's Rules & Regulations

Mr. Robbins reviewed the HVACR requirements for Virginia & determined that they are not substantially similar to the requirements of Delaware. The requirements for Florida, Georgia, South Carolina, & North Carolina are still under review.

2012 Amendments to the Fuel Gas & Mechanical Codes from New Castle County

This was tabled until the next meeting to allow additional time for review.

NEW BUSINESS

Review of Examination Applications

A motion was made by Ms. Guilbert, seconded by Mr. Beebe, to approve the applications of Christopher Southard, Master Plumber, Joseph Mattero, Master Plumber, Carl Moon, Master Plumber, Chad Kayea, Master Plumber. The motion carried unanimously.

Review of Reciprocity Applications

A motion was made by Mr. Brady, seconded by Ms. Guilbert, to approve the application of Steven Tuttle, Master Plumber. The motion carried unanimously.

Review of Application – Danny Stevenson

A motion was made by Mr. Sherman seconded by Mr. Beebe, to approve the Master Plumber application of Dennis Prado. The motion carried unanimously.

Ratification of Applications

Mr. Beebe made a motion, seconded by Mr. Brady, to ratify the Master HVACR applications of David Bishop and Winfield Jones; the Master Plumber applications of Darryl Jenkins, Robert Osborne, Winfield Jones, and Chris Sakkos. The motion carried unanimously.

Signing of Consent Agreement

After review, a motion was made by Mr. Brady, seconded by Ms. Guilbert to accept the Consent Agreement for Glenn Nagy as written. The motion carried unanimously.

Complaint Status

34-07-10	Referred to AG for Prosecution
34-08-10	Open
34-09-10	Referred to AG for Prosecution
34-01-11	Open
34-02-11	Open
34-03-11	Assigned to Board
34-04-11	Open
34-05-11	Open
34-01-12	Open
34-02-12	Open
34-03-12	Open
34-04-12	Open
34-05-12	Referred to AG for Prosecution
34-06-12	Open

Election of Officers

The agenda was amended to hold an election of officers. A motion was made by Ms. Guilbert, seconded by Mr. Beebe to nominate Dean Sherman as President, Charlie Robbins as Vice-President, and Carol Guilbert as Secretary. The motion carried unanimously.

CORRESPONDENCE

None

OTHER BUSINESS BEFORE THE BOARD (for discussion only)

DPH Public Hearing

Ms. Ide informed the Board that she attended the Division of Public Health's Public Hearing on April 25 regarding the proposed Regulations 4455 Governing a Detailed Plumbing Code. The only public comments presented at the meeting were from David Baird & Ricky Williams, requesting that an amendment be made to include "*One doesn't have to be a licensed plumber to perform backflow services.*" when pertaining to: 2.14.2 Amend **Subsection 312.10.2** by adding a new sentence after the last sentence to read "Testers of back flow assembly devices shall be certified under an ASSE or CSA backflow tester's course. Backflow assemblies shall be tested and test forms submitted prior to use of any backflow assembly."

2012 Code Adoption

The Board requested a set of 2012 Code Books (Plumbing, Fuel Gas, & Mechanical) for each (5) professional member. Ms. Ide will submit the request to DPR. Mr. Permelia, of New Castle County mentioned that there is a new book out titled, *Significant Changes to the IPC®, IMC®, and IFGC®, 2012 Edition*.

Maryland's Backflow Certification Standards

As requested at the last meeting, Ms. Ide informed the Board of Maryland's requirements concerning Backflow testing, as it is incorporated in the Journey Person/Gas Fitter, Maryland requires: Person must have held an apprentice license for at least 4 years; and Person must have completed 7,500 hours of training under the control and direction of a licensed master plumber; and Person must have completed 32 hours of training in backflow prevention device testing; and Person must pass a comprehensive written examination.

The Board will continue to review Maryland's requirements in order to continually determine substantially similar.

Miscellaneous

Mr. Sherman proposed a discussion to the Board regarding employee vs. a contractor. If a licensee is being paid by an entity as an employee, he/she will receive a W2 from that entity and consequently be able to oversee other employees doing plumbing work while being paid by that entity. However, if a licensee is being paid as a subcontractor, he/she will receive a W9 and consequently can not oversee work being performed by others which are being paid by the entity.

PUBLIC COMMENT

There's a code workshop at Seaford PENCO on May 9 @ 8:30.

NEXT SCHEDULED MEETING

The next meeting will be held on June 12, 2012, at 8:30 a.m. in Conference Room A, second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

ADJOURNMENT

A motion was made by Mr. Beebe, seconded by Ms. Guilbert, to adjourn the meeting. The motion carried unanimously. The meeting adjourned at 10:44 a.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "S. Ide". The signature is stylized with a large, looped initial "S" and a cursive "Ide".

Shelly Ide
Administrative Specialist II