

GEORGIA STATE CONSTRUCTION INDUSTRY LICENSING BOARD DIVISION
OF MASTER AND JOURNEYMAN PLUMBERS CONTRACTORS
Teleconference Meeting: July 24, 2013

The Georgia State Construction Industry Licensing Board Division of Master and Journeyman Plumbers met on Wednesday, July 24, 2013 via teleconference, at the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia 31217.

BOARD MEMBERS PRESENT:

H. Grady Smith, III, Chairman
Paul Maushardt
Shane Strickland
Lance McCravy
Jay Cunningham

BOARD MEMBERS ABSENT:

Michael Miller, Consumer Member

STAFF PRESENT:

Darren Mickler, Executive Director
Swan LeGrand-Fleming, Board Support Specialist
Annette Wimberly, Complaint Compliance Analyst

ATTORNEY GENERAL REPRESENTATIVE:

Scarlett Shell, Assistant Attorney General (sitting in for Reagan Dean)

Call to order: At 9:05 a.m., Chairman Smith called the meeting to order.

Approval of Minutes:

A draft of the March 6, 2013 minutes were presented and members were asked for any additions or deletions. Mr. Maushardt moved to adopt the minutes. Mr. McCravy seconded. The motion carried unanimously.

Presentation to the Board:

Ellen Whitaker and Jonathan Byrd, members of the Plumbing and Mechanical Association, presented a request to the Board asking for permission to create a comprehensive study guide to assist applicants taking the exam and to work with AMP. After discussion, the Board voted to table to schedule a planning session meeting in October 2013.

Executive Session:

At 9:47 a.m., Mr. Maushardt made a motion to enter into Executive Session in accordance with O.C.G.A.43-1-2(k) and 43-1-19(h) to deliberate on applications and investigative matters and to receive an investigative report. Mr. Strickland seconded the motion. Voting in favor of the motion were those members present who included Board members Grady Smith, Lance McCravy, Shane Strickland, Paul Maushardt and Jay Cunningham. The Board concluded Executive Session in order to vote on these matters and to continue with the public session.

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The following staff members presented reports to the Board:

Board Office:

Mr. Mickler requested closure on the following old cases from 2007- 2009 which had no action:

- PLUM070116:** The Board made a recommendation to close case with no action.
- PLUM070124:** The Board made a recommendation to close case with no action.
- PLUM070141:** The Board made a recommendation to close case with no action.
- PLUM080020:** The Board made a recommendation to close case with no action.
- PLUM080018:** The Board made a recommendation to close case with no action.
- PLUM080019:** The Board made a recommendation to close case with no action.
- PLUM080117:** The Board made a recommendation to close case with no action.
- PLUM080107:** The Board made a recommendation to close case with no action.
- PLUM090037:** The Board made a recommendation to close case with no action.
- PLUM100010:** The Board made a recommendation to close case with no action.
- PLUM100012:** The Board made a recommendation to close case with no action.

Annette Wimberly presented a report on complaint and compliance cases.

Mr. Strickland made a motion to accept the following complaint and compliance report as presented:

- PLUM090037:** The Board made a recommendation to refer to Legal Services for private consent order for substandard work assessing a \$500 fine with 6 months to pay and 48 months' probation.
- JP506128:** The Board approved request to terminate probation status.
- JP503743:** The Board approved request to terminate probation status.
- PLUM130069 -** The Board made a recommendation to close case due to no violations.

Legal Services:

- Michael K. Boutte, Rockmart** – The Board voted to accept consent order for JP licensure placing the license on probation for 24 months due to criminal history.
- Benjamin Tamas, Dacula** – The Board voted to accept consent order for renewal of MP license placing the license on probation for 12 months due to criminal history.
- Michael Jones, Gainesville** – The Board voted to accept consent order for JP licensure placing the license on probation for 24 months due to criminal history.

Investigations and Complaints:

- PLUM110064** – The Board made a recommendation to close with no action.
- Ricky Hutcheson, Soperton** – The Board voted to accept C&D and close case.
- PLUM120056** - The Board made a recommendation to close case due to no violations.
- PLUM120063** - The Board made a recommendation to close case due to no violations.
- PLUM130024** - The Board made a recommendation to close case with no action.

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Richard Johns, Peachtree City – The Board made voted to accept C&D and close case.

PLUM120066 – The Board made a recommendation to refer this case to Legal Services for a consent order for reinstatement assessing a \$1,000.00 fine and 12 months' probation.

PLUM120011/PLUM080117/PLUM110047/PLUM130060 - The Board made a recommendation to close cases due to licenses having been “revoked by operation of the law” placing a hold on license in the event licensee applies for reinstatement.

PLUM130036 – The Board made a recommendation to close case due to Secretary of State's Investigative Services inability to make contact with the respondent.

Elwyn Hugh Pittman, Jr., Cumming – The Board voted to accept C&D and close case.

Demetrius Jhale Johnson, College Park – The Board voted to accept C&D and close case.

PLUM120043 – The Board made a recommendation to close case due to no violations.

PLUM120018 - The Board made a recommendation to close case with a letter of concern.

PLUM120033 – The Board made a recommendation to close case due to no violations.

PLUM120067 – The Board made a recommendation to close case due to no violations.

William Crump, Augusta – The Board voted to accept C&D and close case.

Scott Crump, Augusta – The Board voted to accept C&D and close case.

PLUM130043 – The Board made a recommendation to refer this case to the Attorney General's Office for a consent order assessing a \$2,000.00 fine for assisting unlicensed practice.

Bennie Cook, Griffin – The Board voted to accept C&D and close case.

Darryl Harris, Lithonia – The Board voted to accept C&D and close case.

PLUM130051 - The Board made a recommendation to refer this case to the Attorney General's Office to obtain a C&D or schedule hearing.

PLUM110064 – The Board made a recommendation to close case with no action.

Assistant Attorney General:

Allen Jerome West, Jackson - The Board voted to accept consent order for assisting unlicensed practice assessing a \$500.00 fine and 12 months' probation.

Jerome Bentley, Valdosta – The Board made a recommendation to close case due to license “has been revoked by operation of the law” as of May 31, 2013.

Larry Alan Watson, Jonesboro – The Board made a recommendation to close case due to license “has been revoked by operation of the law” as of May 31, 2013.

Mr. Cunningham seconded the motion. The motion carried unanimously.

Attorney General's Report:

The Board Attorney provided a written status report on cases referred for action.

Open Session:

Open Session reconvened at 9:59 a.m., with the following Board members present: Grady Smith, Paul Maushardt, Lance McCravy, Shane Strickland and Jay Cunningham.

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Approval of Executive Session Minutes:

A draft of the March 6, 2013 Executive Session minutes were presented and members were asked for any additions or deletions. Mr. Cunningham moved to adopt the minutes. Mr. Smith seconded. The motion carried unanimously.

Applications:

The Board reviewed a list of applicants that have been previously reviewed and approved. Mr. Strickland made a motion to ratify licenses issued from March 6, 2013 – July 23, 2013. Mr. Smith seconded. The motion carried unanimously.

Executive Director's Report:

Mr. Mickler also informed the Board of the following change to the Interested Parties list:

Recently, the Professional Licensing Boards Division of the Secretary of State's Office updated their software regarding the Interested Parties list maintained by the Board. The Interested Parties list is a way for the Board to notify licensees, as well as interested parties and associations, of current rules being proposed by the Board. Subscribers of this list are sent electronic notifications each time a proposed rule is being considered by the Board. Any person wishing to receive these notifications must now subscribe to the updated Interested Parties list maintained by the Board. Even if you were previously subscribed to receive such notifications, you will need to complete the subscription process again in order to continue receiving notifications from the Board.

If you would like to receive such notifications in the future, please visit the following link to subscribe: <http://sos.georgia.gov/plb/subscribe.htm>

Board Rules:

The Board discussed making revisions to O.C.G.A. 43-14-2 (11) (12). The Board made a recommendation to table for further revision.

There being no further business, at 10:58 a.m., Mr. Smith made a motion to adjourn. Mr. Maushardt seconded. The motion carried unanimously.

Board Secretary

Date Approved

Executive Director

Division Chairman