

STATE CONSTRUCTION INDUSTRY LICENSING BOARD

Division of Conditioned Air Contractors

August 3, 2016 Meeting

Open Session Minutes

A meeting of the Georgia State Construction Industry Licensing Board, Division of Conditioned Air Contractors was held on Wednesday, August 3, 2016, at the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia for the purpose of conducting Board business.

Members present:

Ken Davis, Chairman
Johnny Lyons
Rudy Weaver

Members absent:

Kevin Green
Michael Miller, Consumer Member

Staff present:

Deborah Beard, Executive Director
Tiffanie Taylor, Board Support Specialist
Laura Fremont, Licensure Analyst
Amanda Califf, Complaint/Compliance Analyst
David Stubins, Senior Assistant Attorney General

Visitors present:

None

Call to Order:

At 9:11 a.m., Board Chair Davis established that a quorum was present and called the meeting to order.

Approval of Open Session Minutes:

A motion was made by Lyons, seconded by Weaver, and the Board voted to approve the minutes of the December 15, 2015 teleconference and April 6, 2016 meeting. None opposed, motion carried.

Ratifications:

The Division of Conditioned Air Contractors reviewed the list of applicants which were previously reviewed and administratively approved by Cognizant Board Members. A motion was made by Lyons, seconded by Weaver, and the Board voted to ratify 11 Conditioned Air Restricted and 45 Conditioned Air Non-Restricted licenses issued from April 1, 2016-July 31, 2016. None opposed, motion carried.

Restricted

CR110240 William Alex King
CR110241 Michael Stark Deaton
CR110242 Robert Keith Bonnell
CR110243 Jeffrey Adam Gilmer
CR110244 Brian Eric Peacock
CR110245 Marroll Steven Sargent

CR110246 Adam Clark Schulze
CR110247 James Robert Summerlin
CR110248 Lonnie Harold Cook, Jr
CR110249 Antwian DeAngelo Campbell
CR110250 Dennis C Johnston

Non- Restricted

CN210983 Stanley E. Todd
CN210984 Galen Russell Smith
CN210985 John Marc Bigelow
CN210986 Brian Felder McGee
CN210987 Jordan Craig Newsome
CN210988 James Walter Moser
CN210989 Kevin Bradley Collins
CN210990 Charley Son

CN210991 Michael Gayle Hensley
CN210992 William Brandon Brown
CN210993 Marion E Motley
CN210994 Joel B Elliott
CN210995 Richard Alan Cross
CN210996 James Daniel Pettigrew
CN210997 Marian Grosu
CN210998 Franklin T Harrell, Jr

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CN210999 Vladko Slavev Angelov
CN211000 Patrick Shane Carter
CN211001 Mark Joseph Cirincione
CN211002 Samuel Antonio Colon
CN211003 Michael Thomas Deal
CN211004 Waylon Duane Wells
CN211005 Charles Lanier Jordan
CN211006 William Clifton Turner, Jr
CN211007 Mchindi Nuru Demendonca
CN211008 Jason Wallace Denny
CN211009 Shaun Timothy Dover
CN211010 Shannon Christopher French
CN211011 Anthony Harrison Jones
CN211012 Jacob Walter Jones
CN211013 Thomas Gerald Lucas

CN211014 Charles Preston Morgan
CN211015 Jacob S. Mullins
CN211016 Raymond Michael Pasierb
CN211017 William Carl Pitts, III
CN211018 David Irvin Porter
CN211019 Patrick Michael Richardson
CN211020 James Brett Robertson
CN211021 Zackery Seth Russell
CN211022 Alexandria Crawford Sorrells
CN211023 Donald Ivey Stalvey
CN211024 Bennett Stanley, Jr
CN211025 Will Cullen Stone
CN211026 Andrew Clayton Wilson
CN211027 Nathan Daniel Reese

Board Orders:

A motion was made by Weaver, seconded by Lyons, and the Division of Conditioned Air Contractors voted to ratify acceptance of the following Public Board Orders. None opposed, motion carried.

Harden, David Clayton	Consent Agreement-2 years' probation
Linder, Thomas Alexander	Consent Agreement-2 years' probation
Mustic, Sanel	Consent Order-2 years' probation

Probation Termination Requests:

A motion was made by Lyons, seconded by Weaver, and the Division of Conditioned Air Contractors voted to lift probation from the following licensees. None opposed, motion carried.

Ballard, Garrick
Ogonji, Matthew

Discussion Item:

- Stubins addressed the Board about a discussion he had with Bruce Widener from CAAG about conditioned air warranties. Stubins informed the Board they should utilize the help of CAAG to reduce the number of consumers using unlicensed individuals from servicing their units. Stubins would like to get CAAG and the Board working together to help move the agenda. Davis suggested members of CAAG attend open session of the Division of Conditioned Air Contractor Board meetings. Stubins stated the goal of the Board should be to end unlicensed practice, and just talking about it wouldn't resolve anything, the Board needs to take action. Davis is working with Stubins to educate the public regarding the use of unlicensed individuals in conjunction with the media. Stubins is working with Consumer Protection to publish articles to educate the public that any use of an unlicensed individual could void the warranty on units. Consumer Protection posted an article regarding the use of unlicensed individuals. Stubins noted if CAAG's agenda is along the same lines as the Board's agenda, the two should work together to move the profession forward. The Board reiterated it does not want to pursue any additional regulatory action regarding conditioned air manufacturers and to have information in their warranties about the warranty being null and void if not installed by a licensed individual. No board vote.

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Executive Session:

At 9:37 a.m. a motion was made by Lyons, seconded by Weaver, and the Board members present voted to enter into Executive Session in accordance with O.C.G.A. §§ 43-1-2(k), 43-1-19(h), and 50-14-2(1). None opposed, motion carried.

At the conclusion of the Executive Session on Wednesday, August 3, 2016, Davis declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. §§ 50-14-1 et seq. No votes were taken during executive session.

Open Session:

Informal Interview:

A motion was made by Lyons, seconded by Weaver, and the Board voted to accept the recommendation on the following applicant. None opposed, motion carried.

2091505 – Rescind previous motion and Refer to Legal Services for a Consent Agreement for Licensure to include thirty six months’ probation.

Executive Session:

At 10:22 a.m. a motion was made by Weaver, seconded by Lyons, and the Board members present voted to enter into Executive Session in accordance with O.C.G.A. §§ 43-1-2(k), 43-1-19(h), and 50-14-2(1). None opposed, motion carried.

At the conclusion of the Executive Session on Wednesday, August 3, 2016, Davis declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. §§ 50-14-1 et seq. No votes were taken during executive session.

Open Session:

Approval of Executive Session Minutes:

A motion was made by Lyons, seconded by Weaver, and the Board voted to approve the Executive Session minutes of the April 2, 2016 meeting. None opposed, motion carried.

Applicant Appearances:

A motion was made by Davis, seconded by Weaver, and the Board voted to accept the recommendations on the applicant appearances conducted. None opposed, motion carried.

2589495 – Uphold previous decision.

2597516 – Uphold previous decision.

2595051 – Applicant cancelled appearance.

2611585 – Applicant cancelled appearance.

2567310 – No show.

Applications:

A motion was made by Lyons, seconded by Weaver, and the Board voted to accept the recommendations on the applications reviewed. None opposed, motion carried.

Approve the following applicant(s) for reinstatement.

2628991

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Approve the following applicants for licensure based on reciprocity with Louisiana, South Carolina, or Texas.

2585361	2608895	2620717
2618905	2531255	
2614215	2610786	

Approve the following applicants to sit for the exam and upon passing exam, may issue license.

2612276	2607834	2611302	2611710
2631213	2630337	2592640	2605787
2567053	2612046	2613012	2595729
2621037	2591631	2612144	2503311
2612310	2610134	2589498	2612458
2621037	2612269	2612654	2567993
2612310	2612568	2612139	2537801
2609766	2612067	2612692	2610062
2589031	2613568	2612672	2604483
2612162	2478259	2612191	2611576
2612148	2612042	2598498	
2596055	2625025		

Approve the following applicant(s) to sit for the exam and upon passing exam, may issue license with a letter of concern.

2604335

Approve the following applicants for licensure by examination.

2589507	2536560	1757429
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Approve the following applicant(s) to sit for the exam and upon passing exam, full board review is required prior to issuing license.

2603777

Deny the following applicants to sit for the exam based on failure to meet qualifying experience requirements.

2536830	2602607	2612461	2318286
2611928	2590536	2612341	2619687
2589813	2612293	2534632	2569522
2618400	2612462	2612151	2590948

The following applicants submitted an incomplete application and will be reviewed once deficient documentation is received.

2631184- Need to see design and supervisory experience
2513793- Verification of licensure letter from S.C.
2573012- Reference forms

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The following applicants were referred to Legal Services for a Consent Agreement for Licensure by Examination for two (2) years' probation, and must notify the Board of any other violations.

2536455 2612285

The following applicant(s) were tabled for further review.

2629616	2631203	2616799	2631385
2631211	2631200	2631546	2629430
2609095	2618406	2631379	2631394
2630917	2625222	2611575	2631377
2612359	2630681	2625226	2631381
2612194	2621612	2630478	2624807
2628861	2631468	2630920	2621635
2630169	2630927	2478091	2624034
2631440	2630929	2629251	2629233

Renewal Review:

A motion was made by Lyons, seconded by Davis, and the Board voted to accept the recommendations on the renewal applications reviewed. None opposed, motion carried.

Approve the following applicants for renewal.

CR108669 CN208799 CN208695

Request licensee to submit additional information as discussed in Executive Session.

CN003348

Requested licensee to appear for a Cognizant Interview.

CN208724

Case Review (Legal and Discipline cases):

(CA= Conditioned Air Contractor Investigative Case Number)

A motion was made by Davis, seconded by Weaver, and the Board voted to accept the recommendations on the cases reviewed. None opposed, motion carried.

Accept signed Cease and Desist order and close the following cases with no further action.

CA160015 CA160061 CA160065

Close the following cases with no action due to no jurisdiction.

CA160056

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Close the following cases with no action.

CA160053
CA160030
CA160074

CA160110
CA160081
CA160062

CA160098
CA160102

Close the following cases due to insufficient evidence.

CA160039

CA160097

CA160106

Close the following cases and refer case to the State Licensing Board for Residential and General Contractors.

CA160111

Refer the following cases to Attorney General's office for license revocation.

CA160027

Correspondence:

A motion was made by Lyons, seconded by Weaver, and the Board voted to send correspondence received from Eddie Wimpey to the AG's office to assist with response and reference O.C.G.A. § 43-14-13(d)(j). None opposed, motion carried.

A motion was made by Weaver, seconded by Davis, and the Board voted to respond to correspondence received from Brian Annino, Attorney at Law, that the Board approved an additional 90 days extension to begin on July 21st, 2016 and end on October 31, 2016. None opposed, motion carried.

Discussion Items:

2016 Legislative Session

- HB821-"Military Spouses and Veterans Licensure Act". The Board discussed the bill and received information from Stubins. A motion was made by Davis, seconded by Weaver, and the Board voted to refer to the A.G.'s Office for advice as to whether the Board has to reciprocate with states in which they currently do have a reciprocity agreement to reciprocate. Also verify if current Rule meets requirement of the law.
- HB952-"Georgia Professional Regulation Reform Act". The Board discussed the bill and what information may have to be reviewed by the Governor.
- SB367 Professional Licensing Considerations-Criminal offenses. The Board reviewed and discussed the bill.

Georgia Department of Law Consumer Protection Unit Article

Beard informed the Board of the article titled "Using an unlicensed HVAC contractor can void your warranty" which was placed on the Consumer Ed page of the Georgia Department of Law's Consumer Protection website. Stubins worked with this Department in getting the information posted.

Business Registration

Beard informed the Board the new conditioned business registration form and process became effective April 15, 2016.

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A.G. Status Report

A motion was made by Weaver, seconded by Lyons, and the Board voted to accept the A.G. Status Report.

With no other business to discuss, the meeting adjourned at 5:34 p.m.

The next meeting will be held on November, 16, 2016 at 9:00 a.m.

Minutes recorded by:	Tiffanie Taylor, Board Support Specialist
Minutes edited/reviewed by:	Deborah Beard, Executive Director

KEN DAVIS
Division Chairman

DEBORAH BEARD
Executive Director

These minutes were approved on: November 16, 2016.