

STATE CONSTRUCTION INDUSTRY LICENSING BOARD

Division of Conditioned Air Contractors

March 29, 2017 Meeting

Open Session Minutes

A meeting of the Georgia State Construction Industry Licensing Board, Division of Conditioned Air Contractors was held on Wednesday, March 29, 2017, at the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia for the purpose of conducting Board business.

Members present:

Ken Davis, Chairman
Johnny Lyons
Kevin Green
Rudy Weaver

Members absent:

Michael Miller, Consumer Member

Staff present:

Deborah Beard, Executive Director
Amber Burch, Board Support Specialist
Laura Fremont, Licensure Analyst
Ken English, Licensure Supervisor
David Stubins, Senior Assistant Attorney General

Visitors present:

None

Call to Order:

At 9:01 a.m., Board Chairman 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 November 16, 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 41 Conditioned Air Restricted and 47 Conditioned Air Non-Restricted licenses issued from November 1, 2016- February 28, 2017. None opposed, motion carried.

Conditioned Air Restricted

CR110259	Alan Rankin Hooks	CR110275	Brandon Aaron Pruitt
CR110260	Jamie Allen Browning	CR110276	Dustin S Smith
CR110261	David Paul Carruth	CR110277	Jarrett Michael Spencer
CR110262	Anthony Scott Coakley	CR110278	James Mason Waters
CR110263	Michael Thomas Crenshaw	CR110279	Timothy John Odell, Jr
CR110264	Evan Thomas Dean	CR110280	Justin Matthew Anglin
CR110265	Sanjay Dhakal	CR110281	Byron Cliatt, Jr
CR110266	Kirk Julio Flint	CR110282	Matthew Odisho Daniel
CR110267	Riley Winston Fulton	CR110283	David Michael Davis
CR110268	Chad Carter Hardwick	CR110284	Austin Heath Debalski
CR110269	George Hughey Martin	CR110285	Duane Christopher Fickel
CR110270	James W McKinnon	CR110286	Kerry Monroe Fuller
CR110271	Patricia J Mead	CR110287	Vernon Todd Getz
CR110272	Owen Washington Ming	CR110288	Tony Lee Hodges
CR110273	Adam Noel Morgan	CR110289	Kevin Hughes
CR110274	Eduard Vladimirovich Onufriychuk	CR110290	Gerard Jn-Pierre

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CR110291	Joshua John Meacham	CR110296	Matthew Jason Russell
CR110292	Russell Scott Moore	CR110297	Michael Leslie Shramek
CR110293	Henry N Odogwu	CR110298	Vincent Tran
CR110295	Kevin Christopher Phillips	CR110299	Jeremy Vargas Mendez
CR110294	Cecil Jim Thomas Pearson		

Conditioned Air Non- Restricted

CN211036	William Trey Thiel	CN211060	James B Rolls
CN211037	Antonio Lumpkin	CN211061	Duane Jarrett Barker
CN211038	Benjamin Arthur Davis	CN211062	Richard Alexander Brown
CN211039	Terron Wade Gentry	CN211063	James Ryan Davis
CN211040	Brent Patrick Burrows	CN211064	Michael Stanley Dawson
CN211041	Nadija Kamal Wickramanayake	CN211065	Cassidy Jason Dempsey
CN211042	Msemaji Alem Anderson	CN211066	Michael Edward Dudley
CN211043	Bradley Wayne Boggs	CN211067	Michael Erin Ennis
CN211044	Earl Dewayne Bradham	CN211068	Brian Thomas Estes
CN211045	Ryan Barclay Cannon	CN211069	Robert H Gaston
CN211046	Jason Brian Duncan	CN211070	Kerry DeWayne Green
CN211047	Joshua Lee Gray	CN211071	Tommy Harold Grizzle
CN211048	Omid Rahmani	CN211072	Charles Franklin Healan
CN211049	Joshua Michael Ralston	CN211073	Tracy Lee Hollis, Jr
CN211050	Nathaniel Abbott Rooks	CN211074	Keith Ian Mackinnon
CN211051	Serge M Stislo	CN211075	Leo James Patterson
CN211052	Wes Elliott Swindell	CN211076	Cherri Elaine Powers
CN211053	Wesley Holmes Tarkington	CN211077	Timothy O'Michael Powers
CN211054	Arthur Washington Evans, III	CN211078	Matthew Walter Sommers
CN211055	James Paul Biggins, Jr	CN211079	Allen Lee Starling
CN211056	Mary Alice White Jones	CN211080	Alvaro Enrique Teuta
CN211057	Daniel Christopher Larcom	CN211081	Joshua Seth Thompson
CN211058	Eric Jason Greene	CN211082	Michael Lance Todd
CN211059	David Christopher Hahn		

Board Orders:

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

Lanford, Curtis Voluntary Cease and Desist Order

Probation Termination Requests:

(CA= Conditioned Air Contractor Investigative Case Number)

A motion was made by Davis, seconded by Lyons, and the Board voted to send to investigations to verify restitution paid as required by Consent Order. None opposed, motion carried.

CA170101

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CE Provider Requests:

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

- **1st Choice CE:** - Deny request as it does not meet the requirements.
- **Refrigerant Solutions:** – Approve as a continuing education provider.

Correspondence:

A motion was made by Lyons, seconded by Weaver, and the Board voted upon review of correspondence to accept the recommendations as discussed. None opposed, motion carried.

- **Watson, Scott** - Accept the change of technical course ACT107 to AIRC1060 as reported by Wiregrass Georgia Technical College.
- **Howell, Oscar** - Approve request for extension until the end of July 2017.
- **Sapp, Charles** - The Division clarified as provided in Board Rule 121-4-.05(8) and O.C.G.A. § 43-14-6(d)(5), the continuing education requirements shall not be required of any licensed air contractor who is a registered professional engineer.
- **Osborne, Stan**– The Division does not currently regulate refrigeration, and therefore it cannot add a refrigeration license as a classification. If the individual would like to pursue the license, then it would require legislation from the state.
- **Mroz, Leslie** - The company can hire vendors in a third party capacity to service HVAC systems in Georgia as long as the individual holds a conditioned air license in Georgia. The correspondence also inquired about Nexus and its requirements, but the Board is not familiar with Nexus.
- **Pawson, Jim** - The Division responded an individual will need to hold the appropriate Georgia license in order to install on electrical or gas swimming pool heaters.

Discussion:

- Business Registration Form – Davis inquired about the business registration form and possibly requesting additional information from the qualifying licensee. Discussion included requesting the qualifying licensee to list their contact information including their home address on the business registration form. Beard reviewed the registration form with the Board and reminded the Board the form was previously reviewed and discussed with them prior to utilizing the form. Beard also informed the Board the qualifying licensee's contact information and address are maintained on the qualifying licensee's individual license. After further Board discussion, no action was taken on this matter. Staff to continue utilizing the current business registration form.
- Compliance with O.C.G.A. 43-1-34 - Rule for Military Spouses and Transitioning Service Members - Stubins presented correspondence he prepared regarding his review of O.C.G.A. § 43-1-34(b)(1). The Board had previously requested Stubins to review the law to determine if a rule would be required for licensure for military spouses and transitioning service members. The Board has previously reviewed some proposed language for a rule for licensure for military spouses and transitioning service members. The Board currently has language in O.C.G.A. § 43-14-16 regarding limited reciprocal licensing for military spouses. No action was taken by the Board at this time. Beard informed the Board the full State Construction Industry Licensing Board would be required to meet to discuss creating a rule for licensure for military spouses and transitioning service members and the Board will have to vote on proposed language for a rule.

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- Cease and Desist Process – Moved to Executive Session.
- Complaint Process – Moved to Executive Session.

Executive Session:

At 9:50 a.m. a motion was made by Green, 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, November 16, 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 Green, and the Board voted to approve the Executive Session minutes of the November 16, 2016 meeting. None opposed, motion carried.

Applicant Appearances:

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

Applicant#2612293 – Uphold denial.

Applicant#2646056 – Uphold denial.

Applicant#2631385 – Uphold denial.

Applicant#2602607 – Uphold denial.

Applicant#2631211 – Uphold denial.

Applicant#2569777 – Uphold denial.

Applicant#2569522 – Rescind previous motion and approve to sit for the exam and issue license upon passing exam.

Applicant#2595051 – Submit transcripts or verification of course classes. Upon receipt send information to Cognizant Board Member for review and if acceptable, Cognizant may approve to sit for exam and issue upon passing.

Applications Report:

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

Approve the following applicant(s) for reinstatement.

2648667	2647844	2646526
2648404	2644432	2648996

Approve the following applicant(s) to sit for the exam and upon passing exam, may issue license.

2662859	2662638	2661627	2662281	2662928
2658974	2662688	2658135	2661621	2646309
2646050	2612359	2645736	2661119	2662961
2661313	2662279	2645411	2662226	2662959
2659434	2662705	2661157	2645935	2662644
2662285	2645730	2645908	2659652	2656164

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2663037	2662283	2645493	2662979	2662963
2646010	2660655	2661120	2660113	2645902
2663164	2662964	2662372	2630478	2661307
2647744	2645924	2646067	2645741	2662986
2619483	2662683	2663171	2612354	2645057
2662274	2662906	2645922	2645472	2662909
2645979	2656494	2662650	2646437	2663161
2646013	2662981	2662691	2646293	2631404

Approve the following applicant(s) to sit for the exam and upon passing exam, send back to full board for review to determine licensure.

2645909 2662663

Approve the following applicant(s) for licensure by reciprocity.

2664092 2613443 2647313 2662699
2661117 2661625 2663860 2632788

Deny the following applicant(s) for licensure based on failure to meet qualifying experience requirements.

2662954 2641114 2646035 2645249
2645733 2646289 2645915 2660292
2589828 2651949 2663167 2519242

Deny the following applicant(s) for licensure based on felony convictions and moral turpitude.
2631440

Deny the following applicant(s) reinstatement of license.
2658976

Send deficiency letter to the following applicant(s).
2662957 – Deficient for incomplete application.
2645450 – Deficient for additional information.
2631753 – Deficient two additional references.

Complaint and Compliance Review (Legal and Discipline cases):

(CA= Conditioned Air Contractor Investigative Case Number)

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

Close the following case(s) with no action.

CA160079	CA160049	CA170021	CA170037	CA170076
CA150041	CA160051	CA170024	CA170065	CA170077
CA160011	CA160070	CA170026	CA170071	
CA160023	CA160089	CA170027	CA030061	
CA160047	CA160095	CA170030	CA150002	
CA160048	CA170015	CA170036	CA170060	

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Close the following case(s) due to no violation of the applicable practice act sufficient for disciplinary action.

CA160092 CA170054 CA160099 CA170064 CA170063

Close the following case(s) with a letter of concern.

CA170016

Refer the following case(s) to Investigations as discussed in Executive Session.

CA170035 CA160075 CA170078
CA160072 CA170040 CA170081

Refer the following case(s) to Investigations for a Cease and Desist Order.

CA170083

A.G. Status Report

(CA= Conditioned Air Contractor Investigative Case Number)

A motion was made by Lyons, seconded by Weaver, and the Board voted to accept the A.G. Status Report as presented in Executive Session.

A motion was made Lyons, seconded by Green, and the Board voted to accept the below case recommendation. None opposed, motion carried.

CA170074 – Rescind previous motion and refer to the Attorney General’s Office for a Consent Order for probation to run concurrent with criminal probation.

Discussion Item:

The Board discussed utilizing all Cognizant Board Members to review complaint cases. Staff was directed to assign at least two complaints to each Cognizant for review to allow each Board Member to obtain experience with processing complaints.

With no other business to discuss, the meeting adjourned at 3:21 p.m.

The next meeting will be held on March 29, 2017 at 9:00 a.m.

Minutes recorded by: Amber Burch, Board Support Specialist
Minutes edited/reviewed by: Deborah Beard, Executive Director

KEN DAVIS
Division Chairman

DEBORAH BEARD
Executive Director

These minutes were approved on July 26, 2017.