

MINUTES

THE INDIANA PLUMBING COMMISSION

**Meeting Held
Wednesday, November 25, 2009
at 8:00 a.m.**

**Indiana Government Center-South
402 West Washington Street, Room W072
Indianapolis, Indiana**

I. REVIEW OF APPLICATIONS 8:00 a.m.

The Commission members reviewed applications until 9:30 a.m.

II. CALL TO ORDER & ESTABLISHMENT OF QUORUM 9:30 a.m.

Mr. Ciriello called the meeting to order at 9:30 a.m. in Conference Room W072, 402 West Washington Street, Indianapolis, Indiana and declared a quorum in accordance with IC § 25-28.5-1.

Members Present:

William Ciriello, Chairman
Robert Synko, Secretary
Owen Stephens
Matt Buczolich
John Van Cleave

Members Not Present:

Eric Ott

State Officials Present:

Angela Smith Jones, Board Director, Indiana Professional Licensing Agency
Crystal Heard, Assistant Board Director, Indiana Professional Licensing Agency

III. ADOPTION OF THE AGENDA

Board Action: A motion was made to adopt agenda as amended.

Stephens/Synko
Motion carried 5/0/0

IV. ADOPTION OF THE MINUTES FROM JULY 23, 2009 MEETING OF THE COMMISSION

Board Action: A motion was made to approve the minutes as amended.

Matt/Van Cleave
Motion carried 5/0/0

V. PERSONAL APPEARANCES 9:45 a.m.

A. Kraig Orpurt (reinstatement)

His license lapsed in 2005. He holds a Michigan Master Plumbing license and Michigan requires CE.

Board Action: A motion was made to reinstate the license without penalty.

Van Cleve/Synko
Motion carried 5/0/0

B. Thomas Ulm (reinstatement)

His license expired in 2005. He has been taking CE and has completed CE in 2009.

Board Action: A motion was made to reinstate the license.

Van Cleve/Buczolich
Motion carried 4/0/1 (Stephens abstained)

VI. ADMINISTRATIVE HEARINGS

A. In the Matter of the License of John Brill **10:00 a.m.**
Cause No.: IPC 09-22
Re: Final Hearing
CONTINUED

B. In the Matter of James Lane **10:20 a.m.**
Cause No.: IPC 09-23
Re: Denial of Licensure

Parties Present:

Mr. Lane was present without counsel.
No one was present on behalf of the State.

Board Members Present:

William Ciriello, Hearing Officer
Robert Synko
Owen Stephens
Matt Buczolich
Jon Van Cleve

Witnesses:

Mr. Lane

Case Summary: Mr. Lane wants to know why he cannot take the test according to IC 25-28.5-1-12.

Board Action: A motion was made to affirm the denial of the application for examination due to lack of experience.

Van Cleve/Synko
Motion carried 5/0/0

VII. PETITIONS FOR REVIEW

A. David Tippmann

Board Action: A motion was made to grant the petition for review and set this matter for a hearing.

Ciriello/Van Cleve
Motion carried 5/0/0

VIII. DELIBERATIONS AND POSSIBLE ISSUANCE OF FINAL ORDER

Alexandra Fettig vs. Max Long (Recovery Fund Claim)

Board Action: A motion was made to suspend the license based upon the court order and remains so until such time as the recovery fund is repaid or an appeal is filed by the State.

Van Cleve/Buczolich
Motion carried 5/0/0

IX. NOTICE OF PROPOSED DEFAULT

A. In the Matter of the Application of Max Edward Long

Cause No.: IPC 09-03

Re: Final Hearing

The matter was continued for lack of a voting quorum. Mr. Van Cleve and Mr. Buczolich were not present at the September meeting, thus cannot vote. The matter is to be set for the January 27, 2010 meeting.

X. CONSIDERATION OF ADMINISTRATIVE LAW JUDGE ORDERS

None

XI. EXAMINATION LICENSURE/UNLICENSED PRACTICE

None

X. APPLICATIONS FOR APPROVAL – PLUMBING APPRENTICE SCHOOL

A. PACON

Staff is to send letter notifying them that their license is expired and they need to submit proper documentation.

XI. APPLICATIONS FOR LICENSURE

A. Plumbing Contractor

B. Journey Plumber

C. Apprentice Plumber

Board Action: A motion was made to approve all recommendations and decisions made by the Commission members on applications for licensure that were reviewed throughout the Commission meeting.

Stephens/Synko
Motion carried 5/0/0

XII. REVIEW OF PROBATIONARY REPORTS

None

XIII. DISCUSSION

A. Statutes and Rules

Re: Possible Modifications

B. Exam Status

Re: Updates

There are some issues at exam sites with lack of training of proctors.
The passing rate for contractors is 66%
160 have taken the exam with a 66% pass rate and there are a couple of hundred of approved applicants who are eligible to take the exam but are not taking it.
Bill will have a report for the commission each meeting. ICC will provide reports annually as well. ICC database can be accessed as a board member.

XIV. BOARD DIRECTOR'S REPORT

XV. OLD/NEW BUSINESS

A. Elections

Chairman: Owen Stephens
Secretary: Matt Buczolic
Liaison: Eric Ott

Liaison for the ICC and the BAT: Bill Ciriello (appointed by Commission)

B. License Renewal Notice

The commission endorsed the on-line renewal process. It is very efficient. The corporate license renewals, be sure to check for every corp. license renewal, be sure to check for the PC license prior to renewing the corp. license. The corp. license cannot be renewed without having a valid PC license.


Apprenticeship schools received letters approving the schools for this past renewal, however; they will not be receiving the blue wall certificate. All licensees are now being directed to purchase licenses on-line.

C. CE Reports

With regard to reinstatements on probation, can't the commission put language in the order that states that reinstatement and termination of probation is automatic upon proof of completion of the CE and request for withdrawal. i.e. put the review of their petition with proof on the agenda under a separate heading to be reviewed and voted upon by the commission. (Review of Request for Withdrawal of Probation)

XVI. ADJOURNMENT

There being no further business and having completed its duties, the meeting of the Indiana Plumbing Commission adjourned at 11:53 a.m.



Owen Stephens - Chairman
Indiana Plumbing Commission

11/27/10
Date