

**MINUTES**

**THE INDIANA PLUMBING COMMISSION**

**Meeting Held  
Wednesday, July 22, 2009**

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

**I. REVIEW OF APPLICATIONS**

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

**II. CALL TO ORDER & ESTABLISHMENT OF QUORUM**

Mr. Ciriello called the meeting to order at 9:30 a.m. in Conference Center 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  
John Van Cleve  
Owen Stephens  
Eric Ott  
Matt Buczolich

**Members Not Present:**

**State Officials Present:**

Angela Smith Jones, Board Director, Indiana Professional Licensing Agency  
Crystal Heard, Assistant Board Director, Indiana Professional Licensing Agency  
Julie Alexander, Advisory Counsel, Office of the Attorney General

**III. ADOPTION OF THE AGENDA**

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

Stephens/ Buczolich  
Motion carried 6/0/0

**IV. ADOPTION OF THE MINUTES FROM MARCH 25, 2009 MEETING OF THE COMMISSION**

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

Stephens/ Buczolich  
Motion carried 6/0/0

**V. PERSONAL APPEARANCES**

**A. Timothy Kinney**

Mr. Kinney did not appear before the commission.

**B. William Thompson**

PLM Minutes  
7/22/2009

Mr. Thompson made a personal appearance for the reinstatement of his license which expired in 2005. He has been working as a plumber during this time and has not taken any continuing education courses during this time.

**Board Action:** A motion was made to reinstate the license on indefinite probation. He must obtain 4 hours of CE (from any of the plumbing schools or recognized organizations) prior to requesting to have probation withdrawn.

Buczolich/Ott  
Motion carried 5/0/1 (Van Cleve abstained)

**Board Action:** A motion was made to amend the motion that he is eligible to request reinstatement upon completion of his CE. The CE must be completed within one year.

Buczolich/Ott  
Motion carried 5/0/1 (Van Cleve abstained)

**C.** John Springman

Mr. Springman made a personal appearance for the reinstatement of his license which expired in 2003. He plumbed from 2003 to 2005 without a license.

**Board Action:** A motion was made to reinstate the license on indefinite probation. He must complete 20 hours of CE prior to requesting the reinstatement of his license or he may take and pass the journeyman plumbing exam. He cannot request termination of probation for one year.

Van Cleve/Owen  
Motion carried 6/0/0

**Board Action:** A motion was made to amend the motion that he is eligible to request reinstatement upon completion of his CE. The CE must be completed within one year.

Buczolich/Ott  
Motion carried 6/0/0

**D.** Jack D. Poole

Mr. Poole appeared before the board to request the reinstatement of his licenses. He is requesting to have both his contractor and journeyman plumber license reinstated. His journeyman license expired in 2001 and his contractor's license expired in 1999.

**Board Action:** A motion was made to reinstate the licenses on indefinite probation. He must complete 20 hours of continuing education prior to requesting the withdrawal of probation of both licenses. He has no right to petition for withdrawal of probation for one year.

Van Cleve/Ott  
Motion carried 6/0/0

**E.** Paul Pimpton

Mr. Pimpton appeared to request the reinstatement of his license. His license expired in 2005. He has not taken continuing education courses other than self-study and review of the codes.

**Board Action:** A motion was made to reinstate the license on indefinite probation. He must obtain 4 hours of CE (from any of the plumbing schools or recognized organizations) prior to requesting to have probation withdrawn with no right to petition for withdrawal for one year.

Stephens/Ott

Motion carried 6/0/0

**Board Action:** A motion was made to amend the motion to state that he is eligible to request reinstatement upon completion of his CE. The CE must be completed within one year.

Buczolich/Stephens  
Motion carried 6/0/0

F. John Lester

He appeared before the commission to request the reinstatement of his license. He has been working for Lowes in their plumbing department and then he has been working with a water heater company and now he is a salesman for bathroom remodeling.

**Board Action:** A motion was made to reinstate the licenses on indefinite probation. He must complete 20 hours of continuing education prior to requesting the withdrawal of probation of both licenses or take the test. The CE must be completed within one year with no right to petition for withdrawal of probation for one year.

Stephens/Van Cleve  
Motion carried 6/0/0

**Board Action:** A motion was made to amend the motion that he is eligible to request reinstatement upon completion of his CE. The CE must be completed within one year.

Buczolich/Ott  
Motion carried 6/0/0

G. Douglas McDonald

Mr. McDonald did not appear before the commission.

H. Marion R. Gauger

Mr. Gauger appeared for the reinstatement of his license, which expired in 2001.

**Board Action:** A motion was made to reinstatement the licenses on indefinite probation and Mr. Gauger must complete 20 hours of continuing education within one year; however, he is eligible for withdrawal of probation as soon as he completes the CE.

Stephens/Buczolich  
Motion carried 6/0/0

I. John Norman

Mr. Norman appeared to request the reinstatement of his license which expired in 2005.

**Board Action:** A motion was made to reinstatement the license on indefinite probation and Mr. Norman must complete 20 hours of continuing education. Ten (10) hours must be on the Indiana statutes and rules and all of this CE must be completed within one year; however, he is eligible for withdrawal of probation after one year. If he does not earn the CE, he can take and pass the current test.

Stephens/ Buczolich  
Motion carried 6/0/0

J. Jeff Salmon

Mr. Salmon appeared before the commission to request the reinstatement of his contractor's license, which expired in 1999. He has been working at BorgWarner since that time and he has been attending continuing education.

**Board Action:** A motion was made to reinstate the license on indefinite probation and he must complete 20 hours of continuing education which must be completed within one year, he is eligible for withdrawal of probation after one year or he can take and pass the current test.

Stephens/ Buczolich  
Motion carried 6/0/0

## VI. ADMINISTRATIVE HEARINGS

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

Cause No.: IPC 09-03

Re: Final Hearing

**CONTINUED**

### B. In the Matter of Lewis Marcotte

Cause No.: IPC 07-12

Re: Petition to withdraw probation

#### **Parties Present:**

Lewis Marcotte was present, without counsel.

No one was present on behalf of the State.

#### **Board Members Present:**

William Ciriello, Hearing Officer

Robert Synko

John Van Cleve

Owen Stephens

Eric Ott

#### **Witnesses:**

Mr. Marcotte

**Board Action:** A motion was made to terminate the probation and reinstate the license.

Stephens/Synko  
Motion carried 6/0/0

## VII. PETITIONS FOR REVIEW

A. G. William Burt

B. Jeffrey Mullins

**Board Action:** A motion was made to grant the petitions for review for the above listed applicants.

Stephens/Van Cleve  
Motion carried 6/0/0

## VIII. DELIBERATIONS AND POSSIBLE ISSUANCE OF FINAL ORDER

None

## IX. NOTICE OF PROPOSED DEFAULT

None

X. **CONSIDERATION OF ADMINISTRATIVE LAW JUDGE ORDERS**

None

XI. **EXAMINATION LICENSURE/UNLICENSED PRACTICE**

A. Shank Brothers Inc.

**Board Action:** A motion was made to request a personal appearance of Mr. Shank before the commission to discuss the unlicensed practice of plumbing.

Van Cleve/Buczolich  
Motion carried 5/1/0

X. **APPLICATIONS FOR APPROVAL – PLUMBING APPRENTICE SCHOOL**

None

XI. **APPLICATIONS FOR LICENSURE**

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

Buczolich/Ott  
Motion carried 6/0/0

The Commission wants the schools to submit the detailed curriculum which covers and addressed the practical exam process.

Muncie must submit a new application for renewal including the detailed curriculum which addresses the practical exam they now administer.

**Board Action:** A motion was made to return their documents and request 661 to resubmit their application for renewal.

Stephens/Van Cleve  
Motion carried 6/0/0

**Board Action:** A motion was made to accept Mechanical Skills and South Central Indiana's submittal for renewal.

Stephens/Ott  
Motion carried 6/0/0

**Board Action:** A motion was made to return to the renewal application to PACON with a letter stating that the test is not sufficient, but should be resubmitted based upon the Indiana exam and what was given in the past.

Stephens/Van Cleve  
Motion carried 6/0/0

XII. **REVIEW OF PROBATIONARY REPORTS**

None

**XIII. DISCUSSION**

**A. Statutes and Rules**

Re: Possible Modifications

1. A discussion was held about modifying the fees so that one fee is paid which covers both the application for examination and the issuance fee.
2. Fire and Building Services/Safety (*Homeland Security*) is proposing to make amendments to the building code which will directly affect the plumbing profession.

**XIV. BOARD DIRECTOR'S REPORT**

**A. Outsourcing of Exam – *Status and Exam Schedule***

The exam registration process was reviewed and discussed.

**B. Agendas**

Reminder: there will no longer be hard copy agendas provided to the members. Commission members are to bring their laptops or their printed out copy to the meetings

**XV. OLD/NEW BUSINESS**

None.

**XVI. ADJOURNMENT at 12:45 p.m.**

There being no further business and having completed its duties, the meeting of the Indiana Plumbing Commission adjourned at 12:45 p.m.

  
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William Ciriello – Chairman  
Indiana Plumbing Commission

9-23-09  
\_\_\_\_\_  
Date