

**PLUMBERS' EXAMINING BOARD
MEETING MINUTES**

Meeting Date: June 7, 2021

Meeting Location: This meeting occurred via remote access pursuant to 1 M.R.S. §403-A.

Time Meeting Scheduled to Begin: 9:00 a.m.

Time Meeting Began: 9:00 a.m.

I. CALL TO ORDER

Members present:

Percy Brown, Jr., Chairman

Nicholas Adams

Robert Hodgkin, Jr.

Members absent:

None

Staff Present:

Catherine Carroll, Board Administrator

Mary Lord, Professional Licensing Supervisor

Kristin Racine, OPOR Attorney

Michael Day, State Plumbing Inspector

Peter Holmes, State Fuel Inspector

AAG Present:

Elizabeth "Betsy" Stivers

II. AGENDA MODIFICATIONS AND APPROVAL

A motion was made to approve the agenda as written.

Motion: Nicholas Adams

Second: Robert Hodgkin, Jr.

Motion Carried

III. MINUTES REVIEW AND APPROVAL

A motion was made to approve the minutes of the April 12, 2021 meeting.

Motion: Nicholas Adams

Second: Robert Hodgkin, Jr.

Motion Carried

IV. AGENCY RULEMAKING – CH. 4 “INSTALLATION STANDARDS” - The board began the hearing at 9:08 a.m. The hearing ended at 9:47 a.m.

V. LIMITED DELEGATION OF BOARD ADMINISTRATOR – The board did not go into executive session.

VI. RECONSIDERATION OF LIMITED DELEGATION OF AUTHORITY TO BOARD’S ADMINISTRATOR

A motion was made to revoke the document entitled “Limited Delegation of Authority to the Board’s Administrator to Review and Approve Applications for Renewal of Licensure and Offer Consent Agreements to Licensees who Fail to Timely Report Criminal Convictions or Disciplinary Action to the Board Pursuant to 10 M.R.S. § 8003-G” effective May 11, 2020, and approve the amended order entitled “Limited Delegation of Authority Order to the Board’s Administrator to Prepare Letters of Guidance to Educate Licensees Regarding Violations of 10 M.R.S. § 8003-G Involving Failing to Report Criminal Convictions and/or Disciplinary Action Within 10 Days” effective today.

Motion: Nicholas Adams
Second: Robert Hodgkin, Jr.
Motion Carried

VII. APPLICATIONS PRESENTATIONS

a. Craig Gunderson – MS90018541

A motion was made to find the applicant has not satisfactorily demonstrated that his work experience in counties in New York State qualifies him for the master plumber examination, however, qualifies him to take the journeyman plumber examination.

Motion: Robert Hodgkin, Jr.
Second: Nicholas Adams
Motion Carried

b and c. Patrick C. Cherko – MS90018471 and Fred A. Kessler – MS90018480

A motion was made to find the applicants have satisfactorily demonstrated that their work experience in the municipalities in New York State qualifies them for the master plumber examination.

Motion: Robert Hodgkin, Jr.
Second: Nicholas Adams
Motion Carried

VIII. COMPLAINT PRESENTATIONS

a. 2021-PLU-17309

A motion was made to have an adjudicatory hearing on the complaint case. The licensee has been disciplined by the board previously and continues to violate board laws and rules.

Motion: Robert Hodgkin, Jr.

Second: Nicholas Adams

Motion Carried

b. 2021-PLU-17314

A motion was made to have an adjudicatory hearing on the complaint case. The licensee is allegedly working beyond the scope of the plumber license and is being fraudulent and deceitful.

Motion: Nicholas Adams

Second: Robert Hodgkin, Jr.

Motion Carried

c. 2021-PLU-16325

A motion was made to dismiss any requests to stay of enforcement for lack of jurisdiction.

Motion: Nicholas Adams

Second: Robert Hodgkin, Jr.

Motion Carried

d. 2021-PLU-17187

A motion was made to have an adjudicatory public hearing on the complaint case for aiding and abetting unlicensed practice.

Motion: Robert Hodgkin, Jr.

Second: Nicholas Adams

Motion Carried

IX. ADMINISTRATOR'S REPORT

Catherine Carroll reminded board members that the next meeting is scheduled for August 9th. Catherine reported staff shortages in the unit but that she is working with the Commissioner on resolving the matter.

X. STATE PLUMBING INSPECTOR'S REPORT

Michael Day introduced himself as the new inspector and summarized his professional qualifications.

XI. OPPORTUNITY FOR PUBLIC COMMENT

None offered.

XII. ADJOURN

A motion was made to adjourn the meeting at 10:47 a.m.

Motion: Nicholas Adams
Second: Robert Hodgkin, Jr.
Motion Carried