

**MINUTES**

**THE INDIANA PLUMBING COMMISSION  
Meeting held  
Wednesday, November 28, 2007**

**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. Stephens called the meeting to order at 9:32 a.m. in Conference Center Room W064, 402 West Washington Street, Indianapolis, Indiana and declared a quorum in accordance with IC § 25-28.5-1.

**Members Present:**

Owen D. Stephens, Chairman  
Eric Ott  
Matt Buczulich  
William Ciriello  
Robert Synko  
John Van Cleve

**Members Not Present:**

**State Officials Present:**

Angela Smith Jones, Board Director, Indiana Professional Licensing Agency  
Mary Kate Adams, Assistant Director, Indiana Professional Licensing Agency  
Kevin Moore, Case Manager, 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 amended agenda.

Buczulich/Ott  
Motion carried 6/0/0

**IV. ADOPTION OF THE MINUTES FROM SEPTEMBER 26, 2007 MEETING OF THE COMMISSION**

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

Synko/Van Cleve  
Motion carried 6/0/0

**V. PERSONAL APPEARANCES**

None

**VI. ADMINISTRATIVE HEARINGS**

None

## VII. PETITIONS FOR REVIEW

### A. Samuel L. Montgomery, III

**Board Action:** A motion was made to grant the petition for review and appoint Ciriello as the ALJ.

Van Cleve/Synko  
Motion carried 6/0/0

### B. Jeffrey P. Jones

**Board Action:** A motion was made to grant the petition for review and appoint Ciriello as the ALJ.

Van Cleve/Synko  
Motion carried 6/0/0

### C. Brian Syra

**Board Action:** A motion was made to write him a letter clarifying his request/petition because the letter he sent to the board was very vague and confusing.

Buczolich/Ciriello  
Motion carried 6/0/0

### D. Mack Blair

**Board Action:** A motion was made to send a letter stating that his past job experience does not qualify him for licensure unless it was gained in the military, etc. Staff is to also send him a copy of the statute and rules citing the appropriate sections. However, he is still able to proceed with the petition for review should he so desire and this is not a denial of the petition for review.

Van Cleve/Buczolich  
Motion carried 6/0/0

## VIII. DELIBERATIONS AND POSSIBLE ISSUANCE OF FINAL ORDERS

### A. In the Matter of Gregory Piercy

Cause No.: IPC 07-09

Re: Denial of Licensure (Journeyman Plumber exam failure)

**Board Action:** A motion was made to affirm the ALJ proposed order.

Synko/Van Cleve  
Motion carried 6/0/0

### B. In the Matter of the license of Ruben Phillip Adkins

Cause No.: IPC 07-14

Re: Proposed Findings of Fact, Conclusions of Law and Order

**Board Action:** A motion was made to affirm the ALJ proposed order.

Van Cleve/Buczolich  
Motion carried 6/0/0

**IX. EXAMINATION LICENSURE/UNLICENSED PRACTICE**

- A. Stanley Plumbing (Mark Blair)

**Board Action:** A motion was made to send a second letter to Stanley Plumbing.

Van Cleve/Synko  
Motion carried 6/0/0

- B. Buchanan Mechanical (Jason Chapman)

**Board Action:** A motion was made to send a letter thanking him for his response. Service plumbers are required to be licensed the same as other plumbers. Include the applicable code sections [IC 25-28.5-1-2 and 860 IAC 2-1-1 through -4.]

Ciriello/Buczolich  
Motion carried 6/0/0

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

- A. PACON – Rais Code # 432  
Cincinnati, OH

**Board Action:** A motion was made to table the application and to send them a letter requesting proof of BAT approval and proof of enrollment (see letter sent to Local 392), the number of apprentices, number of locations, region they cover.

Ott/Van Cleve  
Motion carried 6/0/0

**XI. APPLICATIONS FOR LICENSURE**

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

Buczolich/Van Cleve  
Motion carried 6/0/0

**XII. REVIEW OF PROBATIONARY REPORTS**

Jonathan Thomas Boehm License numbers PC10300220 & JP29700810 IPC 07-15 (Probation as of 11/20/07)

**XIII. DISCUSSION**

- A. Instructions for Plumbing Test  
Re: Drawing Parameter

**Board Action:** This issue was brought up in an appeal hearing. In response, staff should amend the instruction sheet and add a line that says the answers to the questions, as far as sizing, is generally the minimum size if there is no parameter in length then the test taker will assume the length does not exceed the minimum requirement.

- B. Rule Changes  
Re: Test Sites

The contract with the armory was renewed for 6 months.

- C. ARS School Letter  
Re: Eddy Lewis

He wants to take the journeyman exam, however his matter is pending before an ALJ.

- D. ARS Letter  
Re: Apprenticeship Program

**Board Action:** A motion was made to grant their request for a personal appearance before the full board.

Van Cleve/Ott  
Motion carried 6/0/0

- E. Election of Officers for 2008  
Re: Chairman – Secretary - Liaison

**Board Action:** A motion was made to nominate the following slate:

Chairman: Bill Ciriello  
Secretary: Robert Synko  
Liaison: Eric Ott

Stephens/Van Cleve  
Motion carried 6/0/0

#### XIV. BOARD DIRECTOR'S REPORT

##### A. Expiration date for Renewal of Licenses

Ms. Smith Jones explained that the agency is drafting legislation which will change the language addressing expiration of licensure requiring reapplication. Currently, the Commission rules indicate that after being expired for one renewal cycle or two years, that licensee must submit a new application. The new language will allow the licensee three years to be able to renew a license with no penalties and after such time it will be the discretion of the Commission as to what is required to renew, but not necessarily a brand new application. This will also allow licensees opportunity to have their licenses reinstated and keep the original license number.

#### XV. OLD/NEW BUSINESS

##### A. Proposed Rules/Statute Changes Re: Changes for Exam and Fees Rule Draft

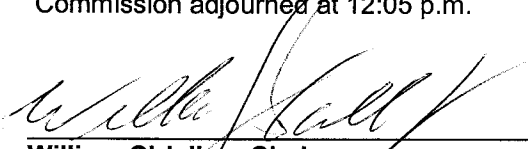
Staff is working on getting the Notice of Intent and Fiscal Impact completed in order to schedule the final rules hearing before the Commission.

##### B. RFP for Outsourcing Exam Re: Update and comment

Questions were asked regarding: The timing of the rules adoption, how does this affect the current graduates of May 2008? What about previous grads from years earlier? The best way to communicate this change to schools is via letter and webpage. Staff will also put a box on the renewal form that they have added this to their curriculum as a requirement to renew.

**XVI. ADJOURNMENT**

There being no further business and having completed its duties, the meeting of the Indiana Plumbing Commission adjourned at 12:05 p.m.

  
\_\_\_\_\_  
**William Ciriello - Chairman**  
**Indiana Plumbing Commission**

1-23-08  
\_\_\_\_\_  
**Date**

ALL APPROVED 11-28-07  
 PREPARED BY WILLIAM CINCIO

Indiana Plumbing Commission  
 November 28, 2007

JOURNEYMAN BY APPRENTICESHIP

	Approved	Tabled	Denied
Allen, Daniel	/	/	WJC
Brown, Jerry	WJC /	/	
	/	/	
Edmonston, Curtis	/	/	WJC
	/	/	
	/	/	
Scott, Tony	WJC /	/	
	/	/	

JOURNEYMAN BY TRADE

	Approved	Tabled	Denied
<b>Batalis, Peter (prev-tabled)</b>	ERIC /	/	
Best, Michael	/	ERIC /	
Bolinger, Brian	ERIC /	/	
Hrasch, Daniel	/	ERIC /	
Humes, Vincent	ERIC /	/	
Kluesener, Eric	MATT /	/	
Mooney, Kevin	MATT /	/	
Perry, Jeremy	MATT /	/	
Saner, Jonathan	/	/	MATT
Scheller, Nathan	/	/	MATT
Soto, Steven	/	/	MATT
	/	/	
	/	/	

CONTRACTOR BY APPRENTICESHIP

	Approved	Tabled	Denied
<b>Adams, Jacob (Prev-tabled)</b>	MATT /	/	
Cole, Charles	WJC /	/	
Delaney, Nicholas	MATT /	/	

CONTRACTOR BY TRADE

	Approved	Tabled	Denied
Hale, Richard	OWJV	/	
<del>Hartlerode, Gary</del> <i>Dependent on previous by BWS</i>	<i>next page</i>		
Hughes, Derek	OWJV	/	
Kirby, Jeff	OWJV	/	

Schaefer, Michael	own	/	/
		/	/
		/	/
		/	/
		/	/

PLUMBING CONTRACTOR BY BUSINESS

	Approved	Tabled	Denied
McGrath, Roman (Prev. Tbl'd)	wjc	/	/
Cavinder II, William	wjc	/	/
Hartlerode, Gary	wjc	<i>holding gas back from State Commission</i>	
Rhodes, R. Dennis	own	/	/
Roderick, Scott	own	/	/

*mkd*

PLUMBING TEMPORARY CONTRACTOR

	Approved	Tabled	Denied
Repairs Inc.	own	/	/
Two Guys Plumbing, Inc.(renewal) Smith, Brent (Dec. 19, 2007 Exam date)	own	/	/

PREVIOUSLY PENDING INVESTIGATED JOURNEYMAN OR CONTRACTOR BY TRADE

	Approved	Tabled	Denied
	/	/	/

PLUMBING APPRENTICE

	Approved	Tabled	Denied
	/	/	/