

CONSTRUCTION INDUSTRIES BOARD

(A self-funded, non-appropriated agency whose mission is to protect life and property by licensing and inspection of the related trades for the health, safety and welfare of the public.)

Regular Board Meeting

**Conference Room
2401 N.W. 23rd Street, Suite 2F
Oklahoma City, Oklahoma 73107**

September 25, 2019

1:30 p.m.

AGENDA

Note: The Board may discuss, vote to approve, vote to disapprove, vote to table or decide not to discuss any item on the agenda.

- 1. CALL TO ORDER AND RECORDING OF MEMBERS PRESENT AND ABSENT** - Chair Paul Magdeburg/Stephanie Brown
- 2. STATEMENT OF COMPLIANCE WITH THE OPEN MEETING ACT** – Stephanie Brown
- 3. NEW BOARD MEMBER WELCOME** – Chair Paul Magdeburg
- 4. REPORTS**
 - (A) Administrator's Report – Janis Hubbard, Administrator
 - (B) Financial Report for month ended August 31, 2019 – Steve Funck and/or LaTisha Edwards, OMES
- 5. DIVISION REPORTS**
 - (C) Mechanical Division statistical report and Division activity update – Gary Kirk, Supervisor
 - (D) Electrical Division statistical report and Division activity update – Ron Morris, Supervisor
 - (E) Plumbing Division statistical report and Division activity update – Richard Hager, Supervisor
 - (F) Roofing Division statistical report and Division activity update – Richard Hager, Supervisor

6. CONSENT AGENDA FOR UNCONTESTED CITATIONS PAID, HEARING WAIVED

- (G) Review and possible vote to approve all fines, penalties and fees assessed and collected on uncontested matters where administrative hearing was waived and fines have already been paid, as reflected on the Management Statement of Activities by trade revolving fund. (Any item may be removed from the consent agenda by any Board member who requests to discuss the item for consideration as a separate action item.) – Jon Dutton, Assistant Attorney General
- (H) Possible vote to remove item from Consent Agenda for Uncontested Citations Paid, Hearing Waived, for consideration as a separate action item – Jon Dutton, Assistant Attorney General
- (I) Discussion and possible action on items removed from Consent Agenda for Uncontested Citations Paid, Hearing Waived.

7. ACTION AND DISCUSSION ITEMS:

- (J) Discussion and possible vote on the Minutes of the Regular Meeting of the Construction Industries Board held August 21, 2019 – Chair Paul Magdeburg
- (K) Consideration and possible vote to re-appoint Joe Hutmacher as a member of the Committee of Electrical Examiners for a two-year term expiring September 2021. Title 59 O.S. § 1683(B)(2) – Janis Hubbard, Administrator.
- (L) Consideration and possible vote to re-appoint Don Beach as a member of the Committee of Electrical Examiners for a two-year term expiring September 2021. Title 59 O.S. § 1683(B)(3).
- (M) Consideration and possible vote to re-appoint Mike Bass as a member of the Committee of Electrical Examiners for a two-year term expiring September 2021. Title 59 O.S. § 1683(B)(5) – Janis Hubbard, Administrator

8. PUBLIC COMMENTS (limit 3 minutes per person)

9. NEW BUSINESS

IN ACCORDANCE WITH 25 O.S. § 311(A)(9), NEW BUSINESS NOT KNOWN AT THE TIME OF THE POSTING OF THE AGENDA, IF ANY, WILL NOW BE HEARD.

10. BREAK

11. RECORDING OF MEMBERS PRESENT AFTER SCHEDULED BREAK – Stephanie Brown

12. ADDITIONAL ACTION AND DISCUSSION ITEM:

- (N) Discussion and possible vote regarding proposed emergency amendments to Chapter 60 of Title 158 of the Oklahoma Administrative Code as listed below – Janis Hubbard
 - i. Discussion and possible vote on finding that an emergency rule is necessary to comply with deadlines in amendments to an agency's governing law or federal programs.
 - ii. Discussion and possible vote on proposed emergency rule/amendments to Chapter 60 of Title 158.

TITLE 158. CONSTRUCTION INDUSTRIES BOARD

CHAPTER 60. INSPECTORS REGULATIONS

SUBCHAPTER 1. GENERAL PROVISIONS

158:60-1-2. Definitions

SUBCHAPTER 3. PROCEDURES OF THE COMMITTEE

158:60-3-2. Hearings and Complaints

SUBCHAPTER 5. CATEGORIES AND CLASSIFICATIONS OF INSPECTOR LICENSES, QUALIFICATIONS FOR INSPECTOR LICENSURE, LICENSE REQUIREMENTS FOR INSPECTORS, FEES, CERTIFICATION AND CONTINUING EDUCATION FOR INSPECTORS, AND CONTINUING EDUCATION COURSES

158:60-5-1. Categories and classifications of inspector licenses

158:60-5-2. Qualifications for inspector licensure

158:60-5-2.1. Acceptance of Military education, training and experience toward qualification for licensure examination

158:60-5-3. License requirements for inspectors

158:60-5-3.1. Authorized agents Provider

158:60-5-4. Fees, certification and continuing education for inspectors

SUBCHAPTER 9. DURATION OF LICENSES

158:60-9-3. Duration of licenses

13. POSSIBLE VOTE TO REMOVE ITEM FROM CONSENT AGENDA FOR INDIVIDUAL ADMINISTRATIVE PROCEEDINGS FOR CONSIDERATION AS A SEPARATE ACTION ITEM – Jon Dutton, Assistant Attorney General

14. DISCUSSION AND POSSIBLE ACTION ON ANY ITEM REMOVED FROM CONSENT AGENDA FOR INDIVIDUAL ADMINISTRATIVE PROCEEDINGS – Jon Dutton, Assistant Attorney General

- i. Possible vote to convene into Executive Session pursuant to 25 O.S. § 307(B)(8) to engage in deliberations on any matter removed from Consent Agenda for Individual Administrative Proceedings.
- ii. If Executive Session convened, vote to return to Open Session.

- iii. Possible vote on any matter removed from Consent Agenda for Individual Administrative Proceedings discussed in Executive Session or in Open Session.

15. CONSENT AGENDA FOR INDIVIDUAL ADMINISTRATIVE PROCEEDINGS - (Any item may be removed from the consent agenda by any Board member who requests to discuss the item for consideration as a separate action item.) – Jon Dutton, Assistant Attorney General

- (O) Possible vote to approve or deny and remand the Proposed Orders recommended by the Administrative Law Judge in the following matters for which no timely appeal was filed:

Matters heard by the Electrical Hearing Board on Docket No. CIB-19-E-002 as follows:

<u>Case No.</u>	<u>Respondent</u>	<u>Violation</u>
Citation No. 20904	Bradley Russell	Contractor working unlicensed or unregistered individual (per person)
Citation No. 20861	William Branam	Inactive contractor or journeyman engaged in contracting
Citation No. 20371	Justin Shell	Contracting without a license
Citation No. 20918	Bryan Cruz	Contracting without a license

- (P) Possible vote to approve or deny and remand the Proposed Orders recommended by the Administrative Law Judge in the following matters for which no timely appeal was filed:

Matters heard by the Mechanical Hearing Board on Docket No. CIB-19-M-003 as follows:

<u>Case No.</u>	<u>Respondent</u>	<u>Violation</u>
Citation No. 20472	Shannon Taylor	Contracting without a license

- (Q) Possible vote to approve or deny and remand the Proposed Orders recommended by the Administrative Law Judge in the following matters for which no timely appeal was filed:

Matters heard by the Electrical Hearing Board on Docket No. CIB-19-E-003 as follows:

<u>Case No.</u>	<u>Respondent</u>	<u>Violation</u>
Citation No. 20485	David Wynn	Contracting without a license
Citation No. 20967	Scott Tillery	Contracting without a license
Citation No. 20932	Toby Jamison	Contractor working unlicensed or unregistered individual (per person)

- (R) Possible vote to approve or deny and remand the Proposed Orders recommended by the Administrative Law Judge in the following matters for which no timely appeal was filed:

Matters heard by the Plumbing Hearing Board on Docket No. CIB-19-P-003 as follows:

<u>Case No.</u>	<u>Respondent</u>	<u>Violation</u>
Citation No. 20471	Shannon Taylor	Contracting without a license
Citation No. 20484	David Wynn	Contracting without a license

16. ADJOURNMENT