

# 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. 23<sup>rd</sup> Street, Suite 2F  
Oklahoma City, Oklahoma 73107

January 29, 2020

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. ACTION AND DISCUSSION ITEMS:**
  - (A) Hearing and consideration of public comments, discussion and possible vote to adopt proposed amendments to Title 158 of the Oklahoma Administrative Code as presented or as may be revised after public hearing and discussion - Permanent Rulemaking – Chair Paul Magdeburg

### **TITLE 158. CONSTRUCTION INDUSTRIES BOARD**

#### **CHAPTER 1. PROCEDURES OF THE OKLAHOMA CONSTRUCTION INDUSTRIES BOARD**

##### SUBCHAPTER 3. GENERAL OPERATION AND PROCEDURES

158:1-3-10. Acceptance of Military education, training, and experience toward qualification for licensure or endorsement examination [AMENDED]

158:1-3-13. Reciprocity, exam equivalency, and portability of licensure and registration and one time low-income license fee waiver

#### **CHAPTER 30. PLUMBING INDUSTRY REGULATIONS**

##### SUBCHAPTER 1. GENERAL PROVISIONS

158:30-1-2. Definitions [AMENDED]

158:30-1-3. License and registration requirement [AMENDED]

SUBCHAPTER 5. LICENSE TYPES, BOND REQUIREMENTS, AND DISPLAY OF LICENSE NUMBER AND FIRM NAME

158:30-5-1. License and registration types [AMENDED]

158:30-5-2. Insurance and bond requirements [AMENDED]

SUBCHAPTER 9. EXAMINATION PROCEDURES, LICENSE AND REGISTRATION FEES AND DURATION OF LICENSES

158:30-9-1.1. Acceptance of Military education, training and experience toward qualification for licensure examination [AMENDED]

158:30-9-2. Fee schedule for contractors, journeyman, and apprentices [AMENDED]

SUBCHAPTER 11. LICENSE REVOCATION OR SUSPENSION AND PROHIBITED ACTS

158:30-11-2. Prohibited acts [AMENDED]

**CHAPTER 40. ELECTRICAL INDUSTRY REGULATIONS**

SUBCHAPTER 1. GENERAL PROVISIONS

158:40-1-2. Definitions [AMENDED]

SUBCHAPTER 5. LICENSING REQUIREMENTS, DISPLAY OF LICENSE, AND FIRM NAME, AND BOND REQUIREMENTS

158:40-5-3.1. Eligibility for Alarm endorsement for Apprentice, Journeyman, or Contractor [AMENDED]

SUBCHAPTER 7. LICENSE CLASSIFICATIONS

158:40-7-4. Limited electrical contractor [AMENDED]

SUBCHAPTER 9. EXAMINATION APPLICATIONS, EXAMINATIONS AND LICENSE AND REGISTRATION FEES AND RENEWALS

158:40-9-2.1. Acceptance of Military education, training and experience toward qualification for licensure examination [AMENDED]

158:40-9-3. License and registration fees and renewals [AMENDED]

SUBCHAPTER 11. LICENSE REVOCATION OR SUSPENSION AND PROHIBITED ACTS

158:40-11-2. Prohibited acts [AMENDED]

**CHAPTER 50. MECHANICAL INDUSTRY REGULATIONS**

SUBCHAPTER 1. GENERAL PROVISIONS

158:50-1-2. Definitions [AMENDED]

SUBCHAPTER 5. LICENSE TYPES, LIMITATIONS OF LICENSES, CONTRACTOR SPECIAL REQUIREMENTS AND DISPLAY OF LICENSE NUMBER AND FIRM NAME

158:50-5-1. License types [AMENDED]

158:50-5-2. Limitations of licenses [AMENDED]

SUBCHAPTER 9. QUALIFICATIONS FOR MECHANICAL LICENSURE, LICENSE AND REGISTRATION FEES, DURATION OF LICENSE, MECHANICAL LICENSE APPLICATION, AND APPRENTICE REGISTRATION

158:50-9-1. Qualifications for mechanical licensure [AMENDED]

158:50-9-1.1. Acceptance of Military education, training and experience toward qualification for licensure examination [AMENDED]

158:50-9-2. License and registration fees and renewals [AMENDED]

158:50-9-7. Continuing education [AMENDED]

SUBCHAPTER 11. LICENSE REVOCATION OR SUSPENSION AND PROHIBITED ACTS

158:50-11-2. Prohibited acts [AMENDED]

**CHAPTER 60. INSPECTORS REGULATIONS**

SUBCHAPTER 1. GENERAL PROVISIONS

158:60-1-2. Definitions [AMENDED]

SUBCHAPTER 3. PROCEDURES OF THE COMMITTEE

158:60-3-1. Procedures of the Committee [AMENDED]

158:60-3-2. Hearings and Complaints [AMENDED]

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 [AMENDED]

158:60-5-2. Qualifications for inspector license [AMENDED]

158:60-5-2-1. Acceptance of Military education, training and experience toward qualification for licensure examination [AMENDED]

158:60-5-3. License requirements for inspectors [AMENDED]

158:60-5-3.1. Authorized agents Provider [AMENDED]

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

158:60-5-5. Continuing education [AMENDED]

SUBCHAPTER 9. DURATION OF LICENSES

158:60-9-3. Duration of licenses [AMENDED]

**CHAPTER 70. HOME INSPECTION INDUSTRY REGULATIONS**

SUBCHAPTER 1. GENERAL PROVISIONS

158:70-1-3. Standards of workmanship and practice [AMENDED]

SUBCHAPTER 5. LICENSE REQUIREMENTS, LICENSE FEES, LICENSE PERIOD, RE-EXAMINATION, DISPLAY AND INSURANCE

158:70-5-2. License fees, license period, re-examination, display, and insurance requirements [AMENDED]

SUBCHAPTER 9. EXAMINATION APPLICATIONS, EXAMINATIONS, COURSE APPROVAL REQUIREMENTS, INSTRUCTOR REQUIREMENTS, CONTINUING

EDUCATION, DENIED APPLICATION APPEAL, SUBMISSION OF RECORDS,  
SUBSTANTIAL COMPLIANCE AND RECIPROCITY

158:70-9-1. Qualifications and examination applications [AMENDED]

158:70-9-1.1. Acceptance of Military education, training and experience toward  
qualification for licensure examination [AMENDED]

SUBCHAPTER 11. LICENSE REVOCATION AND SUSPENSION AND ADDITIONAL  
PROHIBITED ACTS

158:70-11-2. Additional prohibited acts [AMENDED]

**CHAPTER 85. ROOFING CONTRACTOR REGISTRATION REGULATIONS**

SUBCHAPTER 2. REGISTRATION AND ENDORSEMENT APPLICATION AND  
RENEWAL REQUIREMENTS, PROCEDURES, FEES, DURATION, MILITARY AND  
RECIPROCITY

158:85-2.5. Fees [AMENDED]

158:85-2-7. Registration and Endorsement – ~~post~~-military and military spouse  
application, expediting issuance of endorsement to military spouse, and renewals for  
endorsement ~~post-military service~~ [AMENDED]

SUBCHAPTER 5. REGISTRATION AND ENDORSEMENT REQUIREMENTS AND  
LIMITATIONS, DISPLAY OF REGISTRATION NUMBER, ENDORSEMENT, FIRM  
NAME AND CONTACT INFORMATION, EXCLUSIONS

158:85-5-3. Registration responsibilities and limitations [AMENDED]

158:85-5-4. Display and posting of registration number, endorsement, and firm name  
[AMENDED]

**4. BREAK**

**5. RECORDING OF MEMBERS PRESENT AFTER SCHEDULED BREAK –** Stephanie Brown

**6. REPORTS**

(B) Administrator's Report – Janis Hubbard, Administrator

(C) Financial Report for month ended December 31, 2019 – Steve Funck and/or LaTisha  
Edwards, OMES

**7. DIVISION REPORTS**

(D) Mechanical Division statistical report and Division activity update – Gary Kirk,  
Supervisor

(E) Electrical Division statistical report and Division activity update – Ron Morris,  
Supervisor

(F) Plumbing Division statistical report and Division activity update – Richard Hager,  
Supervisor

(G) Roofing Division statistical report and Division activity update – Richard Hager,  
Supervisor

**8. CONSENT AGENDA FOR UNCONTESTED CITATIONS PAID, HEARING WAIVED**

- (H) 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
- (I) 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
- (J) Discussion and possible action on items removed from Consent Agenda for Uncontested Citations Paid, Hearing Waived.

**9. ADDITIONAL ACTION AND DISCUSSION ITEMS:**

- (K) Discussion and possible vote on the Minutes of the Regular Meeting of the Construction Industries Board held December 11, 2019 – Chair Paul Magdeburg
- (L) Discussion and possible vote on the Minutes of the Special Meeting of the Construction Industries Board held on January 14, 2020 – Chair Paul Magdeburg
- (M) Discussion with possible vote to approve renewal of the PSI contract for testing services for the period of 2/16/2020 thru 2/15/2021 – Janis Hubbard, Administrator and Windy Nunnery, Office Manager
- (N) Discussion with possible vote on the Administrative Consent Order reflecting agreement between the parties *in lieu* of an administrative hearing *In Re* the matters of Alleged Roofing Contractor Industry Rules Violations of Juan Jose Parga – Jon Dutton, Assistant Attorney General
- (O) Discussion with possible vote on the Administrative Consent Order reflecting agreement between the parties *in lieu* of an administrative hearing *In Re* the matters of Alleged Home Inspector Rules Violations of John Richard Johnson – Jon Dutton, Assistant Attorney General

**10. PUBLIC COMMENTS (limit 3 minutes per person)**

**11. 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.

**12. ADJOURNMENT**