

**BOARD OF EXAMINERS OF ELECTRIC CONTRACTORS
Fire Alarm, Burglar Alarm & Locksmith Advisory Committee**

May 21, 2013

PUBLIC SESSION MINUTES

1. CALL TO ORDER

The meeting of May 21, 2013 was called to order at 9:45 a.m. by Chairman Charles Okun.

All requirements of the Open Public Meetings Act have been complied with in accordance with N.J.S.A 10:4-6. The notice of the meeting has been mailed to the Newark Star Ledger, Courier Post and the Trenton Times. The notice has also been sent to the Secretary of State, Trenton, New Jersey.

The Committee saluted the flag.

ROLL CALL

The following members were present:

Charles Okun
Arthur Fucetola
William Hartung
David Rible
Robert Shoremount
Walter Wargacki Jr.

The following members were not present:

Keith Eaves
Edward Card
Jon D. Sprague
Barry Starer
Joseph Cantalupo, Electrical Board Liaison

Also present were:

David Freed, Acting Executive Director
Joseph Donofrio, Deputy Attorney General, Division of Law
Joseph Schooley, Chairman, Board of Electrical Contractors
George De Luca, Administrative Analyst
Lisa Marshall, Customer Service Representative

2. ANNOUNCEMENTS

There were no announcements at this Public Session.

3. CHAIRMAN'S REPORT

A Chairman's Report was not provided at this Public Session.

4. EXECUTIVE DIRECTOR'S REPORT

Acting Executive Director Freed reviewed ongoing issues relative to Prometric, the vendor which administers licensing examinations. Further to an update he provided at the April 16, 2013 Committee meeting, Mr. Freed detailed the circumstances of Burglar Alarm license applicant, Joseph P. Gallagher, Jr., and his appeal of an electronic security examination module score. The applicant received a score of 67 on this module and filed an appeal with Prometric based on his inability to utilize permissible reference material during the examination. Mr. Gallagher received passing scores of 90 (Business & Law) and 70 (Burglar Alarm) on the other two examination modules. All three modules were taken on December 27, 2012. Prometric denied the appeal but did not refute the applicant's claim regarding the reference material. Prometric had been completely unresponsive to multiple inquiries requesting an explanation of the appeal process and their decision, and only this morning provided Mr. Freed with a written response, enabling him to present the matter in full for the Committee's consideration at this meeting. Requests for a response from Prometric dated back to January, 2013.

Motion was made by Walter Wargacki Jr. and seconded by David Rible to override Prometric's denial of Mr. Gallagher's appeal and to grant license to Mr. Gallagher based on the totality of circumstances. Motion carried.

Mr. Freed preliminarily reviewed correspondence from a licensee and an April 2013 e-mail received from a manager at a Lowes store in Phillipsburg, NJ, regarding the types of locksmithing services which may or may not be provided by employees at retail stores who do not hold a locksmith license.

5. APPROVAL OF PUBLIC MINUTES

Motion was made by Walter Wargacki Jr. and seconded by Robert Shoremount to approve the April 16, 2013 Public Session minutes as presented. Motion carried.

6. CONTINUING EDUCATION SUBCOMMITTEE REPORT

ALOA Security Professionals Assoc., Inc. (Proposed New Sponsor , Sponsor# FBLSP081 pending) - Request for approval of 58 new classes and 32 Instructors. Course presentations intended to be delivered at the annual ALOA International Security Expo to be held July 13-20, 2013, in Baltimore, MD.

Honeywell Security & Custom Electronics (FBLSP021) - Request for approval of nine (9) previously approved classes to be re-named and five (5) previously approved instructors.

A Continuing Education Subcommittee report, including recommendations per the above submissions, was unavailable at this meeting.

Motion made by Arthur Fucetola and seconded by David Rible to hold a vote of the full Advisory Committee on recommendations made by the CE Subcommittee per the above submissions, after said recommendations are received by Committee staff. This vote to be conducted via e-mail. Motion carried. Robert Shoremount abstained.

7. FOR ADVISORY COMMITTEE INFORMATION

IMO Timothy J. Leyh, Provisional Order of Discipline was filed April 16, 2013.

Advisory Committee meeting dates for 2014 were presented with all meetings to be held in the Hudson Room, 6th Floor, 124 Halsey Street, Newark, NJ.

8. REVIEW OF ASSEMBLY BILL No. 1750

Regulatory Analyst Rachel Glasgow appeared to discuss Assembly Bill No. 1750, which concerns alarm business licenses, and to elicit the Committee's feedback on the bill. Ms. Glasgow stated that the bill has been passed by the Assembly and that comments may still be submitted for the Senate's consideration.

Roundtable discussion by Committee members included numerous comments concerning the broadened definition of Alarm Business, a lack of definition for "electronic monitoring devices", the potentially broadened scope of practice, the specifics of home automation and systems integration, etc. The potential impact of these various elements of the bill on the health, safety and welfare of consumers was also discussed.

Motion was made by Arthur Fucetola and seconded by William Hartung to oppose the bill and to have Ms. Glasgow draft comments on behalf of the Committee, based on the concerns expressed. Motion carried.

9. REVIEW OF APPLICATIONS FOR ALARM AND LOCKSMITH LICENSES

Motion was made by William Hartung and seconded by Walter Wargacki Jr. to move to Executive Session at 10:45 am to discuss issues related to specific applications and other agenda items. Motion carried.

Motion was made by William Hartung and seconded by Walter Wargacki, Jr. to return to Public Session at 11:45 am. Motion carried.

The following individuals were provisionally approved to sit for examination:

Alfredo P. Bulaon - Burglar & Fire Alarm license applications
James R. FitzGibbon 3rd - Burglar Alarm license application
Joseph P. Gallagher Jr. - Burglar Alarm license application
Daniel Gonzalez - Fire Alarm license application
Joseph Huber - Burglar Alarm license application
Bruce Marette - Burglar Alarm license application
Donald D. Miles - Burglar & Fire Alarm license applications
Sterling S. Wilkes III - Burglar Alarm license application

Applications for the following individuals to sit for examination were held in abeyance:

Carlos Aguilar-Castillo - Burglar & Fire Alarm license applications
Application was held pending receipt of additional technical course training documentation.
Demetrios Papafagos - Burglar Alarm license application
Application was held pending receipt of underlying detail for 72-hour Certificate of Training submitted for consideration.

The following businesses were provisionally approved for business licenses:

Alarm Techniques - Burglar & Fire Alarm Business
Clarity Technologies Group LLC - Burglar & Fire Alarm Business
Comcast Business Class Security d/b/a Comcast Premise Management - Burglar & Fire Alarm Business
Conectsys LLC - Burglar Alarm Business
Cyberhomes Systems LLC - Burglar & Fire Alarm Business
EGS Locksmith LLC - Locksmith Business

Endeavor Telecom Inc - Burglar Alarm Business
Korczukows Keys LLC d/b/a Reliable Lock & Safe - Locksmith Business
Lomax Security Systems Inc - Burglar & Fire Alarm Business
RJS Security Services LLC - Burglar & Fire Alarm Business
Security Systems & Monitoring LLC d/b/a Security Alarm Now - Burglar & Fire Alarm Business
Smart Home Protection Systems Inc. - Burglar & Fire Alarm Business
Whiztech Security Inc - Burglar Alarm Business
Zems Security Systems LLC - Burglar & Fire Alarm Business

The following business license applications were held in abeyance:

Skyline Security Management Inc. - Burglar Alarm Business
Application was held in abeyance pending clarification from the proposed business qualifier as to which licensed New Jersey businesses are to be used as subcontractors.

10. PUBLIC COMMENTS

There were no comments provided at this Public Session.

11. ADJOURNMENT

Motion was made by David Rible and seconded by Arthur Fucetola to adjourn Public Session at 11:55 am. Motion carried.

Respectfully Submitted,

David Freed
Acting Executive Director