

*Rosemarie S. Baccile, Acting Executive Director
January 25, 2017*

STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS

**State Board of Examiners of Heating, Ventilating, Air Conditioning and Refrigeration (HVACR)
Contractors**

Meeting# 45 - Public Meeting Agenda

February 7, 2017 9:00 A.M. SUSSEX ROOM

124 Halsey Street, Newark, NJ 07101

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- 1. CALL TO ORDER**
 - 2. ROLL CALL**
 - 3. Licensed Master HVACR Contractors to date: 19HC00861700**
Licensing and processing continues on a daily basis.

A "Reinstatement" application is available at the Board Office for those who failed to renew for the 2016-2018 biennial. This application will be posted to the Internet once approved by the Division.

All "Grandfathered" applications have been reviewed by the Board, and deficiency notices sent to all applicants, either those not qualified, or those missing supporting documentation.

Rejection Notices are sent daily to those applicants who do not meet the qualifications for examination by HVACR regulations.

The Board will continue to review the applications submitted in the "Reciprocity" category by considering the licensure standards of the other States. The Board must insure that those licensure standards are equal to, or comparable with, those of New Jersey, in compliance with N.J.A.C. 13:32A-2.5. This review is scheduled with DAG Donofrio and Regulatory Analyst Charles Manning.

"Reciprocity" applications were received from the States of Delaware, Pennsylvania, New York, Florida, Ohio, Maryland, Tennessee, Texas, Illinois, and Alabama.

The Board also continues its review of criminal history files for HVACR applicants and Licensees who have reported crimes on their recent 2016-2018 biennial renewal.

The HVACR Website has been updated to include all approved Sponsors at <http://www.njconsumeraffairs.gov/hvacr/Pages/continuingeducation.aspx>

4. APPROVAL OF THE JANUARY 3, 2017 MINUTES

5. CONTINUING EDUCATION

WELCOMING CONTINUING EDUCATION SPONSORS

All Licensed Master HVACR Contractors were exempt from the Continuing Education (5) five hour requirement for their first biennial renewal of July 1, 2016 to June 30, 2018, according to N.J.A.C 13:32A-4.1 License Renewal; Continuing Education Requirement.

Licensed Master HVACR Contractors must complete the (5) five hour requirement CE requirement for their second biennial renewal:

July 1, 2018 to June 30, 2020

This requirement must be met before the next renewal date of July 1, 2018.

To assist Master HVACR Contractors with meeting the (5) hour Continuing Education requirement, the Board will continue to approve CE Sponsors and courses. Approved CE sponsors are now posted at the HVACR website:

<http://www.njconsumeraffairs.gov/hvacr/Pages/default.aspx>

The following individuals have submitted their requests and resumes for consideration to teach HVACR continuing education:

A. Edward J. Osoliniec, Professional Engineer

29 Sneider Road
Warren, NJ 07059
mr.ed@pobox.com
(908)-347-9088
CE SPONSOR REQUEST

B. Ernest Tedesco, Plumbing Subcode Official

298 Rifle Camp Road
Woodland Park, NJ 07424
etedesco@cliftonnj.org
(973)-470-5812
CE SPONSOR REQUEST

C. Vincent B. Spiezio, President, Mid-Atlantic Mechanical Inc.

1500 Rike Drive
P.O. Box 249
Millstone Township, NJ 08535
vince@mamnj.com
(732)-896-470-5812
CE SPONSOR REQUEST

**D. Joshua Purvis, Academic Dean, Home Prep - A division of Stautzenberger College
(Seeking approval to provide online continuing education for HVACR licensees)**

900 E. Hill Ave
Suite 380
Knoxville, TN 37915
www.athomeprep.com
1-800-952-0910
CE SPONSOR REQUEST
(Not in attendance)

DISCUSSION

6. REGULATION ADOPTION

LAW AND PUBLIC SAFETY
STATE BOARD OF EXAMINERS OF HEATING,
VENTILATING, AIRCONDITIONING, AND
REFRIGERATION CONTRACTORS
Renewal of License; License Reactivation; License Reinstatement
Adopted Amendment: N.J.A.C. 13:32A-3.1
Adopted New Rules: N.J.A.C. 13:32A-3.2 and 3.3

Proposed: January 19, 2016, at 48 N.J.R. 116(a).
Adopted: May 3, 2016, by State Board of Examiners of Heating,
Ventilating, Air Conditioning, and Refrigeration Contractors,
Michael Maloney, President.
Filed: December 13, 2016, as R.2017 d.013, **without change**.
Authority: N.J.S.A. 45:16A-4.
Effective Date: January 17, 2017
Expiration Date: April 15, 2020

DISCIPLINARY ACTIONS

7. ADMINISTRATIVE ACTION – CONSENT ORDER

IN THE MATTER OF THE APPLICATION OF KAFIL EL-TORRES
APPLICANT # 1851947

FOR A HEATING, VENTILATING,
AIR CONDITIONING AND
REFRIGERATION CONTRACTING
LICENSE IN NEW JERSEY

FILED NOVEMBER 1, 2016
BY ROSEMARIE S. BACCILE
ACTING EXECUTIVE DIRECTOR

Based on the terms of his Consent Order, the applicant agrees to a psychosexual evaluation. Credentials of his intended evaluator are submitted for Board consideration.

The Board reserves the right to proceed into executive closed session to discuss the credentials of the evaluator intended to conduct the psychiatric evaluation of the applicant in consideration of an HVACR license.

8. INQUIRY
EMAIL: JANUARY 11, 2017
FROM: DEZHI YANG

Does an Absorption Chiller Service business need a HVACR license?

9. INQUIRY
EMAIL: DECEMBER 23, 2016
FROM: DAVE CASTNER

Is it appropriate to use Gypsum Board shaft walls as return duct in commercial buildings?

- My concern is that by using this material it increases the chances of contaminating the HVAC system with bacteria, molds, and other unwanted hazards including vermin.
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10. INQUIRY

EMAIL: JANUARY 3, 2017

FROM: MICHAEL WILSON

LICENSED MASTER PLUMBER NUMBER # 12615

LICENSED MASTER HVACR CONTRACTOR # 3552

Is it factual that as an HVACR contractor I have to give a one year warranty with every job I complete?

Is this actually a law? If so, where can I find the actual written statute that states this?

11. INQUIRY

EMAIL: DECEMBER 28, 2016

FROM: LARRY PATERNO- SELF-EMPLOYED APPLIANCE REPAIR TECHNICIAN

- A. Is an HVACR license required for the repair of refrigerators?
- B. I have been in the technical field for thirty years and in the appliance repair business for the last fifteen years. I repair refrigerators, washers, dryers, microwaves and ovens. I do not work on sealed refrigerant systems.

If I go to school, acquire the relevant qualifications and pass the licensing test, do I have to work for another company for a period of time in order to be licensed? Or will my years of experience count for the hours needed in order to be accepted for licensing?

12. INQUIRY

EMAIL: JANUARY 3, 2017

FROM: ALISON K. EVANS, ATTORNEY AT LAW

I would like to clarify whether cryogenic systems, used outside the scope of medical gas piping, fall within the definition of "hydronic piping" for purposes of N.J.A.C. 13:31-1.4(e)(4). According to this regulation, this installation, service and maintenance of gas and hydronic piping may be performed by both licensed Master Plumbers and individuals who are not licensed Master Plumbers.

If the definition of "hydronic piping" for purposes of N.J.A.C. 13:31-1.4(e)(4) includes cryogenic piping systems, am I correct in saying that according to the language of this regulation, that an individual who is not a licensed Master Plumber may install, service and perform maintenance of such systems?

13. INQUIRY
EMAIL: JANUARY 3, 2017
FROM: MIKE MEADE

If a propane company is installing temporary heat for a building under construction from a bank of 4100lbs tanks, does the contractor connecting the propane gas lines to the heater need an HVACR or a plumbing license?

14. DISCUSSION
HVACR APPLICATIONS BY RECIPROCITY
EMAIL: NOVEMBER 22, 2016
FROM: CHARLES MANNING- REGULATORY ANALYST

HVACR Statutes and Regulations are provided for the following:

- 12 A.** Maryland
- 12 B.** Texas
- 12 C.** Ohio
- 12 D.** Florida
- 12 E.** Tennessee
- 12 F.** Alabama

As per Charles Manning, it is noted that Pennsylvania, New York, and Illinois do not have state-wide licensing in HVACR. Item #12 is revisited from the January 3, 2017 Meeting.

15. DISCUSSION
BACKFLOW PREVENTERS
EMAIL: JANUARY 4, 2017
FROM: CHARLES MANNING- REGULATORY ANALYST

16. DISCUSSION
EMAIL: JANUARY 6, 2017
FROM: FRANCIS WAY

RE: REQUEST TO BE GRANDFATHERED BASED ON EXPERIENCE AND CERTIFICATIONS

**17. FOR THE INFORMATION OF THE BOARD
HVACR WALL CERTIFICATES**

The wall certificate “format” approved by the Board on September 6, 2016, was sent to the “Print Production Unit” at the Division. That unit will begin the process of creating wall certificates for all licensed Master HVACR Contractors.