

AGENDA

BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS

869th BUSINESS MEETING (PUBLIC SESSION) SEPTEMBER 5, 2012

MEETING TO BE CALLED TO ORDER AT 9:00 A.M.
MEETING TO BE HELD IN THE SOMERSET CONFERENCE ROOM LOCATED ON THE 6TH
FLOOR
ROLL CALL OF MEMBERS

APPROVAL OF INITIAL LICENSES
APPROVAL OF INITIAL BUSINESS PERMITS
APPROVAL OF INITIAL BUSINESS PERMITS PREVIOUSLY EXPIRED
APPROVAL OF CHANGES IN BUSINESS PERMITS

(Lists to be distributed at the meeting)

APPROVAL OF THE MINUTES OF THE 867th OPEN SESSION BUSINESS MEETING HELD JUNE
6, 2012

APPROVAL OF THE MINUTES OF THE 868th OPEN SESSION BUSINESS MEETING HELD JULY
11, 2012

Board to review applications for the written examination to be administered by Thomson Prometric.

PENALTIES

FRANK D'APRA, LICENSE #8778 (INACTIVE)

1. Check in the amount of \$25.00 received from Frank D'Arpa, License #8778 (Inactive) as the sixtieth installment of a civil penalty in the amount of \$2,500.00 for violation of N.J.S.A. 45:5A-9 and N.J.S.A. 56:8-1 et seq. Payments started September 25, 2002 and the balance due is \$1,000.00.
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WILLIAM PASSIONE, LICENSE #11485

2. Check in the amount of \$200.00 received from William Passione, License #11485, t/a B Passione Electric, as the twenty-second installment of a civil penalty in the amount of \$3,500.00 for violation of N.J.S.A. 45:5A-9, N.J.S.A. 56:8-1 et seq, and N.J.A.C. 13:45C-1.2. Payments started February 4, 2010 and the balance due is \$1,195.00.
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CONTINUING EDUCATION

WARSHAUER ELECTRIC

3. Application for Continuing Education Course/Seminar Approval received from Kennie Marie Fried, Warshauer Electric.
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SOUTHERN NEW JERSEY CHAPTER, INC. NECA

4. Application for Continuing Education Course/Seminar Approval received from Joseph A. Knecht, Jr., Southern New Jersey Chapter, Inc., NECA, requesting approval of previously approved courses.
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NJ INDEPENDENT ELECTRICAL CONTRACTORS (NJIEC)

5. Application for Continuing Education Course/Seminar Approval received from Eric DeGesero, NJ Independent Electrical Contractors (NJIEC).

The Board held in abeyance the approval of the courses entitled "The BIZ Success Blueprint for Contractors (Part 1)" and "The BIZ Success Blueprint for Contractors (Part II)" pending receipt of a more detailed course description as the course description provided for the two courses is the same. The Board also requested clarification as to the name of the instructor teaching the course entitled "Demystifying The "Smart Grid" - Opportunities in Building The Next Generation of Energy Infrastructure" as the name listed in the course description is not the name listed as the instructor.

Additionally, Mr. DeGesero was advised that the Board does not approve half hour courses. Therefore, the courses listed for 1.5 hours were approved as one hour courses unless Mr. DeGesero can substantiate a two hour course.

JASON M. RONCHI, LICENSE #12230

6. Response received from Jason M. Ronchi, License #12230, t/a Jason Electric, Inc., to the Provisional Order of Discipline filed June 6, 2012, ordering that Mr. Ronchi pay a civil penalty in the amount of \$1,000.00 for violation of N.J.A.C. 13:45C-1.2; License and Business Permit #12230 is provisionally suspended until such time as he respond to the Board; and a public reprimand is provisionally imposed.
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ROBERT T. BROWN, LICENSE #10584

7. Response received from Robert T. Brown, License #10584, t/a R T Brown Electrical Contracting, Inc., to the Provisional Order of Discipline filed July 11, 2012, ordering that Mr. Brown pay a civil penalty in the amount of \$2,500.00 for violation of N.J.A.C. 13:31-1.7 (b & c) for failing to complete the ten hour course of study. Mr. Brown was granted three months in order to attend the nine hours of code changes and the one hour of Laws, Rules, and Regulations.
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N.J.A.C. 13:45C-2.1 WAIVERS FROM REGULATORY REQUIREMENTS; APPLICATION

8. N.J.A.C. 13:45C-2.1 was adopted on March 21, 2012, and published in the New Jersey Register on April 16, 2012, authorizing boards, committees, and units within the Division, pursuant to the standards and according to the requirements enunciated in the rules, to waive a specific regulatory requirement in circumstances specified in the subchapter where the grant of a waiver will not compromise the spirit and intent of the agency's statutory goals of providing consumer protection or pose a risk to the health, safety, or welfare of such boards, committees, and units to waive statutory requirements. A waiver under this subchapter shall not excuse a failure to obtain a license, permit, or other authorization required by ordinance, statute, or rule to be obtained from a unit within the Division or from another governmental agency.

Pursuant to N.J.A.C. 13:45C-2.3 a licensee or an applicant may apply to an agency for a waiver or relaxation of a specific regulatory requirement when strict compliance with that requirement would lead to an unfair, burdensome or incongruous result; would conflict with the rules of another agency; or would result in undue hardship, economic or otherwise, provided that the waiver or relaxation of the regulatory requirements would not unduly burden any affected parties, and that the waiver is consistent with the underlying purposes of the agency's laws and rules.
