

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING
DIVISION OF PROFESSIONAL REGULATION
BOARD OF EXAMINERS OF PLUMBERS**

TUESDAY, DECEMBER 20, 2005

In attendance: William Riley

Leo Champagne

Jeffrey J. Hutton

William Garcia

Anthony Cardarelli

Michael St. Martin

Michael Newman

Board member William O'Brien is not in attendance for today's meeting. Chairman, Mr. Michael St. Martin called the meeting to order at 9:00 am.

Mr. St. Martin asked if all members had an opportunity to review the minutes of the November 15, 2005 meeting. Mr. William Riley made a motion to approve the minutes as submitted. Mr. Jeffrey Hutton seconded the motion. All members voted in favor.

There is one (1) appeal hearing on the agenda today for which there is a board stenographer.

APPEAL HEARINGS:

1. Standish Heating & Air Conditioning – Violation #2416

The first appeal hearing on the agenda pertains to Standish Heating & Air Conditioning. Mr. Mr. Patrick Luther, RIDLT Chief Plumbing Investigator, Mr. Charles Wright, RIDLT Mechanical Investigator, Mr. Michael Tasso, Town of West Warwick Mechanical Inspector and Mr. Donald Standish are present and sworn in by the Board stenographer.

Mr. Luther read the violation: It is alleged that Mr. Charles Wright, RIDLT Investigator, did find that Mr. Donald Standish of Standish Heating & Air Conditioning did install a hot water heater on or about November 29, 2004 at Cowesett Inn, 226 Cowesett Avenue, West Warwick, RI without valid RI plumbing licenses. These are violations of RIGL 5-20-8 "acts for which a master license is required" and RIGL 5-20-12 "corporations and firms engaged in business". The invoice for this work did not have a license number on it. This is a violation of RIGL 5-20-24 "License displayed in place of business - advertising". Further, no permit was issued by the Town of West Warwick. This is a violation of RIGL 5-20-26 "municipal inspectors and installation permits".

Based on the testimony provided today and the advice of counsel, Mr. Newman made a motion that the violation of RIGL 5-20-24 "License displayed in place of business - advertising" be dismissed. Mr. Riley seconded the motion. All members voted in favor.

Mr. Champagne then made a motion that a finding of fact has been made by the Board that a violation of RIGL 5-20-8 "acts for which a master license is required", RIGL 5-20-12 "corporations and firms engaged in business" and RIGL 5-20-26 "municipal inspectors and installation permits" did occur and to recommend to the Director that the fines totaling one thousand five hundred (\$1,500.00) dollars be upheld. Mr. Cardarelli seconded the motion. All members voted in favor.

This concludes today's hearings.

Mr. Luther stated that the list of new apprentices is in order. Mr. Riley made a motion to accept the apprentice applications as presented by Mr. Luther. Mr. Champagne seconded the motion. All members voted in favor.

Mr. Luther introduced Mr. Peter Mulroy who is present today and would like to address the board with regard to waiving the time restriction to test for the RI master plumbing exam. Mr. Mulroy stated that he has been in the plumbing industry since 1970 and has held a master plumbing license in the State of Massachusetts for all of that

time. He is currently working for a company who does work in the State of Rhode Island and his company would like to have him added as a master plumber in RI.

Mr. Hutton then made a motion to waive the time restraint so Mr. Mulroy could sit for the Master exam. Mr. Riley seconded the motion. All members voted in favor.

Mr. Luther then introduced Mr. Louis Pastore who is present today and would like to address the board with regard to waiving the apprenticeship requirement so he may test for the RI journeyman plumber exam. Mr. Luther stated that he has been unable to retrieve any records from the Department of Health with regard to Mr. Pastore, Jr.'s license. Mr. Pastore had been working under his deceased father's master plumber license until Mr. Luther informed him that it was illegal for him to do so.

Mr. Pastore has provided copies of wage information and other information to confirm his plumbing experience. He introduced Mr. Alan Grace, Town of Coventry Plumbing Inspector, as a character witness and to verify that he did indeed work for his late father in the plumbing business.

Mr. Riley then asked Mr. Pastore if his intention is to sit for the journey plumber exam so he may work for a licensed master plumber.

Mr. Pastore said yes it was. Mr. Riley then informed Mr. Pastore to

provide original documentation along with an affidavit provided by Mr. Grace and/or any other plumbing industry individual(s), which are signed and notarized indicating any projects and/or work that has been done in the past so this board can have physical documentation as to Mr. Pastore's plumbing employment. Mr. Pastore said he would get the information and present it to the board at one of its next meetings.

There was no further business before the Board.

Mr. Garcia made a motion to adjourn at 10:05 am. Mr. Champagne seconded the motion. All members voted in favor.

The next meeting of the Board of Examiners of Plumbers is scheduled for Tuesday, January 17, 2006 at 9:00 a.m. at the RI Department of Labor & Training, 1511 Pontiac Avenue, Building 70, 2nd floor conference room, Cranston, RI 02920.