

SOUTH CAROLINA CONTRACTOR'S LICENSING BOARD

**Synergy Business Park, Kingtree Building
110 Centerview Drive, Kingtree Building, Room 202-02
Columbia, South Carolina 29210**

Minutes

Thursday, October 15, 2009

10:00 a.m.

Daniel Lehman, Chairman announced that the meeting was held in accordance with §30-4-80 of the South Carolina Freedom of Information Act by notice mailed to all requesting persons, organizations, and news media. In addition, notice was posted on the bulletin boards at the main entrance of the Kingtree Building.

WELCOME AND CALL TO ORDER:

Daniel Lehman, Chairman, called the regular meeting of the Contractor's Licensing Board to order at 10:00 a.m. Other members present for the meeting included: Kim Lineberger, Bill Neely, Douglas Greer, Mark Plyler, Frank Walker and Lewis Caswell.

Staff members participating in the meeting included: Sheridon Spoon, Deputy General Counsel, Suzanne Hawkins, Staff Attorney, Lilia Gray, Staff Attorney, James Saxon, Hearing Advisor, Michael Anderson, Administrator, Joyce Thurber, Program Coordinator, Angela Scott, Administrative Assistant, Maurice Smith and Eric Gore, Court Reporter.

Others present participating in the meeting included: Nathan Wilcox, Robert Owens, Butch Bowers and Larry Fink.

Approval of Agenda:

Thursday, October 15, 2009

Motion

Mrs. Lineberger moved to approve the Thursday, October 15, 2009, Agenda as previously noted. Mr. Caswell seconded the motion, which carried unanimously.

Excused Members:

Ms. Wendi Nance received an excused absence.

Board Hearing:

Jamie Saxon – Hearing Advisor

APX Alarm Security Solutions, Provo, UT

Mr. Karl S. Bowers, Jr., Esquire represented Mr. Nathan Wilcox. Ms. Suzanne Hawkins represented the State.

Mr. Wilcox appeared before the Board because of failure to comply with the branch office and qualifying party requirements of the laws governing Alarm Systems and Business Contractors.

Motion

Mr. Neely made a motion that Mr. Wilcox did in fact violate the practice act and he must pay a fine of Five Thousand (\$5,000.00) Dollars and a public reprimand was issued. Ms. Lineberger seconded the motion, which carried unanimously.

(This proceeding was recorded by a court reporter in order to produce a verbatim transcript if requested in accordance with the law.)

Hearing Officer's Report and Recommendations for Final Orders:

Robert Owens – Owens Electrical

Ms. Suzanne Hawkins represented the State. Mr. Owens waived his right to counsel.

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Mr. Owens appeared before the Board because he offered to contracted, or offered to contract for, construction work exceeding the limitation of a group or outside the classification or sub-classification of a license.

Motion

Mr. Walker made a motion to approve the Hearing Officers Recommendation that Mr. Owens must take and pass the Code of Law Examination within 30 days and take and pass the Electrical Examination within 12 months. Mr. Neely seconded the motion, which carried unanimously.

(This proceeding was recorded by a court reporter in order to produce a verbatim transcript if requested in accordance with the law.)

Ronald L. Pierce – Clear Choice Construction

Ms. Suzanne Hawkins represented the State. Ms. Hawkins informed the Board that Mrs. Christa Bell represented the State at the Evidentiary Hearing but she reviewed the transcript and was prepared to represent the State. Mr. Pierce was not present.

Ms. Hawkins asked that the Hearing Officer Recommendations be adopted.

Motion

Mr. Walker made a motion to approve the Hearing Officers Recommendations. Ms. Lineberger seconded the motion, which carried unanimously.

(This proceeding was recorded by a court reporter in order to produce a verbatim transcript if requested in accordance with the law.)

Mr. Rodney C. Cameron – Concentric Services, LLC

Ms. Suzanne Hawkins represented the State. Ms. Hawkins informed the Board that Mrs. Christa Bell represented the State at the Evidentiary Hearing, but she reviewed the transcript and was prepared to represent the State. Mr. Cameron was not present.

Ms. Hawkins asked that the Hearing Officer Recommendations be adopted.

Motion

Ms. Lineberger made a motion to approve the Hearing Officers Recommendations. Mr. Neely seconded the motion, which carried unanimously.

(This proceeding was recorded by a court reporter in order to produce a verbatim transcript if requested in accordance with the law.)

Approval of Minutes:

Thursday, July 16, 2009

Motion

Mr. Neely moved to approve the Thursday, July 16, 2009, meeting minutes. Mr. Greer seconded the motion, which carried unanimously.

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Chairman's Remarks:

Daniel Lehman

NONE

Advisory Opinions:

Sheridon Spoon

NONE

Legislative Update:

NONE

Old Business:

NONE

New Business:

Recommendation of Investigation Review Committee:

July, 2009, IRC Recommendations:

Mr. Walker made a motion, to approve the recommendations of the Investigative Review Committee.
Mrs. Lineberger seconded the motion, which carried unanimously.

August, 2009, IRC Recommendations:

Mr. Walker made a motion, to approve the recommendations of the Investigative Review Committee.
Mrs. Lineberger seconded the motion, which carried unanimously.

September, 2009, IRC Recommendations:

Mr. Walker made a motion, to approve the recommendations of the Investigative Review Committee.
Mrs. Lineberger seconded the motion, which carried unanimously.

Administrator's Remarks:

Michael Anderson

1. **NASCLA** - Mr. Anderson reported that he attended the NASCLA 2009 Annual Conference in September in Nashville, Tennessee. He stated that he has been reappointed to the National Board and Mr. John Curl was elected as President. He went on to say that the NASCLA meeting will be held next year in Charleston, South Carolina and he would notify the Board by e-mail of the dates.
2. **License Plate Renewals** – Mr. Anderson reminded the Board to mail in their license plate renewals by October 30, 2009.
3. **National Exam** – Mr. Anderson reported that the National Building Exam has been approved and the Board has to make a decision whether they will allow the National Exam to be given in South Carolina effective January 2010.

MOTION:

Mr. Neely made a motion to approve for the National Building Exam to be given in South Carolina effective January 2010. Mr. Greer seconded the motion, which carried unanimously.

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Public Comments:

NONE

Date of Next Meeting

Thursday, January 21, 2010, Meeting Room 202-02

The next meeting of the Board is scheduled for Thursday, January 21, 2010, in conference room 202-02.

Adjournment

Mr. Neely moved for the meeting to be adjourned. Ms. Lineberger seconded the motion, which carried unanimously.

The October 15, 2009, meeting of the South Carolina Contractor's Licensing Board was adjourned at 2:45 p.m.