

**Maryland Home Improvement Commission
Public Business Meeting Minutes**

DATE: October 6, 2016
TIME: 10:05 a.m.
PLACE: 500 N. Calvert Street, Baltimore, Maryland 21202
MEMBERS PRESENT: Robert A. Altieri
Sachchida Gupta
Lawrence Helminiak
William B. Quackenbush, Jr.
Jeffrey Ross
Michael Shilling
Andrew Snyder
Joseph Tunney, Chairman
I. Jean White

DLLR OFFICIALS AND
STAFF PRESENT: Deborah Irvin-Cromwell, Assistant Executive Director
David R. Finneran, Executive Director
Joel Jacobson, Assistant Attorney General
Kimberly Rosenthal, Administrative Officer

Call to Order

Chair Joseph Tunney called the meeting to order at 10:05 a.m.

Welcome New Commissioner Robert A. Altieri

Chair Joseph Tunney welcomed Robert A. Altieri to the Commission. Mr. Altieri thanked the Commission. The Commission and Commissioner Altieri look forward to working together.

Approval of the August 4, 2016 Minutes

The Minutes of the August 4, 2016, Commission meeting were approved.

Guaranty Fund Activity Report

The MHIC Guaranty Fund Activity Report dated September 20, 2016 is as follows:

Balance as of July 1, 2016	\$ 1,581,595.80
Receipts	\$ 201,852.88
Interest	-0-
Disbursements	
Claims	(\$105,766.42)
Refunds	
Balance as of August 31, 2016	<u>\$1,677,682.26</u>
FMIS Balance	\$1,603,502.26
Difference	\$74,180.00

Review of Exam Results

Below is the examination statistics summary for the month of August and September 2016.

August 2016

Home Improvement	Candidates			
	Tested	Passed	Failed	Pass %
Contractor	138	88	50	64%
Contractor Spanish	47	21	26	45%
Salesperson	129	84	45	65%
Salesperson Spanish	0	0	0	
TOTAL	314	193	121	61%

September 2016

Contractor	119	80	39	67%
Contractor Spanish	35	15	20	43%
Salesperson	104	77	27	74%
Salesperson Spanish	0	0	0	
TOTAL	258	172	86	67%

Preliminary Evaluation of the Licensure of Mold Remediation Services

Mr. Finneran submitted a draft of the recommendations of the Licensure of Mold Remediation Services. The Recommendations are as follows: Extend the expiration date of the statute by one year to July 1, 2020. If funding is not provided to implement the program, authorization for the program should terminate without further evaluation under the Maryland Program Evaluation Act or further action by the General Assembly. If funding is provided prior to scheduled termination, the Department of Labor, Licensing, and Regulation should submit departmental legislation to reauthorize the program. Commissioner Snyder made a motion not to extend the expiration date to July 1, 2020. Commissioner White seconded the motion and the majority were in favor.

Maryland Pools

Mr. Finneran informed the Commission that 29 complaints have been submitted against Maryland Pools. 21 Guaranty Fund claims, 4 of which are small claims that are less than \$7,500, have been submitted against Maryland Pools. The total claims submitted will be in excess of \$200,000. The date to submit claims against Maryland Pools has passed. Guaranty Fund hearings are being scheduled.

High Impact Complaints Update

Mr. Finneran updated the Commission about complaints that will affect the Guaranty Fund. Douglas Morgan t/a Morgan and Morgan Solar LLC., terminated his license on May 19, 2016. There are 14 complaints in 3 jurisdictions. All complaints are eligible for Guaranty Fund payouts. There will be pro rata handling of Guaranty Fund claims received in these cases. The claims will exceed \$100,000.

James Martin t/a Prompt Restoration Inc. was emergency suspended on May 9, 2016. Mr. Martin has a consent order against him that will keep the company in a suspended status for the duration of his licensing period. There are currently 13 total complaints against Prompt Restoration Inc. The Guaranty Fund claims may be in excess of \$100,000. Mr. Martin has continued to work in commercial contracting only.

Claim Form Review

Mr. Finneran submitted a draft of the updated claim form. Commissioner White gave updates. Mr. Finneran stated that Contract Addendum and Change Orders have been added. Mr. Finneran is still requesting feedback and will receive updates soon. Chair Tunney suggested the complaint form be updated as well. Mr. Finneran will review the complaint form for possible updates.

Comments from Chair


Chairman Tunney said that it is wonderful to have a full staff for the Commission meeting. Mr. Finneran agreed with Chairman Tunney.

Adjournment

The meeting was adjourned at 11:07 a.m.



Joseph Tunney, Chair



David Finneran, Executive Director