

**STATE OF NEW MEXICO
CONSTRUCTION INDUSTRIES DIVISION**

MINUTES

The Construction Industries Commission held a special meeting on September 19, 2003
Officially attending the meeting were:

Thomas A. Montañó, Member
(Representing Organized Labor)
David Dallago, Member
(Representing Residential Construction)
Michael Brogdon, Member
(Representing General Construction Industry)
Larry Shed, Member
(Representing Subcontracting Industry)
Steve Crespín, Member
(Representing the Licensed Mechanical Contractors)
John Renner, Member
(Representing LP Gas Industry)
Paul Wood, Member
(Representing Public Sector)
Dale Dekker, Member,
(Representing the Registered and Practicing Architects)
Shawn Brown, Assistant Attorney General
Lisa D. Martinez, Director/CID
Kate Baca, General Counsel/CID
Fermin Aragon, General Construction Bureau Chief
Jan Janecka, Mechanical Bureau Chief
Rem Pacheco, Electrical Bureau Chief
Marvin Vaughn, LP Gas Bureau Chief
Richard Romero, Compliance Section
LaRon Lewis, Compliance Section

Not Present: Bobby McDade, Member, Representing Licensed Electrical Contractors

Other Attending: **See Attachment A.**

ITEM NO. 1 - DETERMINATION OF QUORUM

Commissioner Montano advised there was a quorum and called the meeting to order at 9:35 a.m. All Commission members and the audience introduced themselves.

MOTION: Commissioner Shed moved to approve the Agenda with changes. Commissioner Crespin seconded the Motion.

VOTE: All voted in favor of the Motion.

MOTION: Commissioner Crespin moved to approve the Minutes of the Regular Meeting. Commissioner Shed seconded the Motion.

VOTE: All voted in favor of the Motion.

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ITEM NO 2. REQUESTED A REDUCTION OF ADMINISTRATIVE PENALTY

Withdrawn from Agenda.

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ITEM NO. 3 – REQUESTED LENIENCY OF ADMINISTRATIVE PENALTY

Withdrawn from Agenda.

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ITEM NO. 4. – REQUEST TO APPEAL ASSESSMENT OF ADMINISTRATIVE PENALTY

Withdrawn from Agenda.

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ITEM NO 5. – DEFAULT ORDERS

Case #03-0187 – CID vs. AV Electric, License #54045, EE98 – **Withdrawn from Agenda.**

Case #02-0074 & 030051 – CID vs. LBO Construction, License # 31158, GB 98

La Ron Lewis, Compliance Section presented the information herein described as **Attachment B.**

MOTION: Commissioner Dekker moved to accept the Default Order for LBO as recommended by LaRon Lewis, Compliance Manager. Commissioner Dallago seconded the Motion.

VOTE: All voted in favor of the Motion.

George's Construction, License 56821, GB98

LaRon Lewis presented the information herein described as Attachment C.

MOTION: Commissioner Crespin moved to accept the Default Order as recommended by LaRon Lewis, Compliance Manager. Commissioner Dekker seconded the Motion.

RESTATED MOTION: Commissioner Crespin restated the motion, adding that it should include revocation of the license for George's Construction. Commissioner Dekker seconded the Motion.

VOTE: All voted in favor of the Motion.

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ITEM NO. 5A – APPROVAL OF GENERAL CONSTRUCTION TECHNICAL ADVISORY COUNCIL

Commissioner Brogdon presented the information herein described as Attachment D. Commissioner Brogdon read into the record the names of the proposed members for the General Construction Technical Advisory Council and requested the Commission's approval.

MOTION: Commissioner Brogdon moved to approve the names read into the record as members of the new General Construction Technical Advisory Council. Commissioner Dekker seconded the Motion.

VOTE: All voted in favor of the Motion.

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ITEM NO. 6 – PRESENTATION REQUEST OF ESTABLISHMENT OF JOURNEYMAN CLASSIFICATION FOR FIRE SUPPRESSION SYSTEMS

Les Andre, Business Agent for Local 669, thanked the Commission for allowing him to address them. Mr. Andre stated he is advocating state certification for journeyman who install, inspect, and/or maintain automatic fire protection systems. Since journeyman certification is currently required in New Mexico for many construction classes, adding this certification requirement to the exact science of fire protection acknowledges the training and experience to ensure fire protection systems are installed in accordance with NFPA requirements and any other regulations that state and local authorities having jurisdiction may mandate. He added that fire protection systems are installed to protect lives and property, therefore it is time to make a proactive decision to save lives rather than a reactive decision after lives are lost. Mr. Andre respectfully requested that the Construction Industries Commission reinstate the requirement for

the certification of journeyman that install, inspect and/or maintain automatic fire protection systems for the safety of the citizens of New Mexico.

Mel Ratliff spoke, stating that the purpose of the Construction Industries Licensing Act is to provide for the protection of life and property. He added that the definition of a Fire Sprinkler System is the same. They are designed to protect the life and property of the people in a building. Mr. Ratliff further stated that the Licensing Act requires examination and certification for any occupation that requires licensure. Presently, individuals who install fire sprinklers are not required to be certified. He added that it is difficult to know if a sprinkler system is working properly unless there is a fire. Since sprinkler systems do not put out fires they only contain them until the Fire Department arrives, firefighters deserve some protection so they do not walk into a building that is engulfed in fire. Mr. Ratliff closed, adding his support for the journeyman requirement for sprinkler fitters and requested the CIC reinstate the classification.

Jan Janecka, Mechanical Bureau Chief, stated this discussion is a continuation of a presentation made to the previous Commission. He stated that in the past there had been a journeyman classification, JS12. However the issue before the previous Commission was the interpretation of the journeyman requirement.

Mike Puckett, Fire Marshal, City of Roswell, read his letter into the record herein described as **Attachment E.** Mr. Puckett expressed his support for this requirement and requested that the Commission allow adequate time for journeyman to acquire certifications. He expressed strong support for requiring that a certified journeyman be present at job sites.

Discussion on classification requirements and exam requirements continued.

Commissioner Crespín questioned whether Fire Marshals throughout the State would be supportive of the journeyman classification.

Discussion continued on enforcement, code conflicts and other issues related to the fire sprinkler fitter classification and requirement.

Don Kaufman, Kaufman Fire Protection, stated that fire departments throughout the state have adopted different codes and they do not have certified inspectors. Additionally, cities do not have ordinances in place to enforce the inspections. Mr. Kaufman added that there is a national exam strictly for maintenance and suggested that this requirement begin with this national certification. For this to happen, the State Fire Marshal needs to get on board with establishing the same Code statewide. Mr. Kaufman closed by stating there are many changes that need to happen before worrying about having certified journeymen.

Mr. Mel Ratliff responded stating this is not a code issue but a life safety issue.

Mr. Jim Trehern spoke on behalf of a company that designs sprinkler systems. He expressed his support for Mr. Puckett's and Mr. Kaufman's comments, stating that for installations it would be good to have the license. With regard to inspections, he expressed concern for whether individuals could afford to have journeymen travel throughout the state to inspect waterflows, etc., for quarterly inspections.

George Chavez, former State Fire Marshal for New Mexico, expressed his support for the efforts of those advocating for journeyman certification. He stated that during his time in office inspectors frequently encountered systems that were less than desirable, less than adequate. He added that it is important to consider the proposal presented by the group, as it is in the best interest of the citizens of New Mexico. Mr. Chavez recommended this issue be taken before a Task Force with recommendations to be presented before the Commission.

Mr. Puckett stated that if the Commission is willing to consider a journeyman certification program, he agrees with Mr. Chavez' recommendation that a committee or a TAC be formed with industry members to address this issue.

MOTION: Commissioner Dekker moved to appoint a Task Force to look at the issue in a more comprehensive manner. The Task Force will include the industry and a representative from the State Fire Marshal's office. Commissioner Dallago seconded the Motion.

Chairman Montano recommended that Commissioner Dekker, Commissioner Crespino and Jan Janecka, Mechanical Bureau Chief, appoint a Task Force to evaluate this issue.

Chairman Montano requested that the Assistant Attorney General consider any potential conflicts or legal issues with the State Fire Marshal's office.

Jan Janecka, Mechanical Bureau Chief, will submit a list of names for the Task Force to the CIC Chair.

Mr. George Chavez offered to assist with the Task Force, stating his availability.

RESTATED MOTION: Commissioner Dekker stated a Task Force would be established to propose a comprehensive solution to the certification, installation and on-going maintenance of systems for fire protection and automatic fire sprinkler systems. The charge of the committee or task force will not be consideration of the CIC's rules but a comprehensive study of various agencies that have an interest in this topic or regulate the people who install systems or regulate on-going certifications. In other words study the topic from all angles, and present a comprehensive solution.

VOTE: All voted in favor of the Motion.

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ITEM NO. 7 – REQUEST TO PROCEED TO PUBLIC HEARING REGARDING JOURNEYMAN RATIOS

Rem Pacheco, Electrical Bureau Chief, presented the information herein described as **Attachment F**.

Mr. Pacheco thanked the Commission for allowing him to present before the members. Mr. Pacheco stated the Division has been researching and acquiring input from various segments of the industry during the past six months. The Division has conducted several meetings which have included a wide variety of industry representatives and organizations. The purpose of these meetings was to determine where to take the topic of journeyman ratio to apprentice helper.

Several considerations have been made in developing different draft recommendations. One consideration is the Department's view of the balance that must exist between regulations and the impact regulations have on economic development. Another consideration is the concerns that various industry members have brought forward. The industry includes members of the mechanical, plumbing and electrical industries. It also includes other state agencies such as Department of Labor, the State Apprenticeship Council the CID has considered those entities and their concerns.

Mr. Pacheco stated the Division is requesting the Commission approve or concur with the recommendations made to the electrical and mechanical bureaus in order to proceed to public hearings with the proposed journeyman ratio regulations. Mr. Pacheco stated several industry meetings have occurred and industry representatives have had ample opportunity to provide input. The proposed regulations amend the current statute and regulation regarding journeyman certification.

Jan Janecka, Mechanical Bureau Chief, stated the issue of concern is the interpretation of the ratio or lack thereof. Mr. Janecka stated there is no formal policy of a 3 to 1 ratio, nor is it defined in rule or regulation. He added that the proposed recommendation is a solution in terms of defining ratio of journeyman to apprentice in rule and regulation.

Commissioner Dekker stated that at the last CIC meeting in Farmington, three issues were raised relative to the proposed ratio being more stringent. Concerns raised at that meeting included potential increases to the cost of construction and the ability of flexibility --who works on the job and how to schedule work based on those ratios. Commissioner Dekker added he has received letters and e-mails from contractors expressing their concern about this issue. Most concerns have been raised by contractors outside of Albuquerque.

Mr. Pacheco restated the request to proceed to public hearing, stating the Division will schedule multiple public hearings and provide formal advertisements. Additionally, inspectors will advertise to contractors. The hearings provide the opportunity for all concerned to provide feedback. This will allow the Division to acquire additional information not previously received.

Commissioner Dallago questioned where the public hearings will be held.

Mr. Pacheco stated public hearings will be held in Las Cruces, Albuquerque, Santa Fe and Farmington as traditional locations for CID public hearings. The Division has also scheduled Roswell as a fifth location.

Yvonne Chicoine, Associated Builders and Contractors, urged the Commission to reject the idea of proceeding to public hearing. She stated the Division is not providing the details regarding why not having a ratio is such a bad idea. She expressed that the Division has not stated whether or not this reaches beyond what the real focus of Construction Industries is all about. The Division's issue and focus is code enforcement, not labor issues, how a company makes up it's workforce, or how its employees are paid. This Commission needs to be focused exclusively on whether or not buildings are built to code. Ms. Chicoine added that getting into a discussion of how those buildings are built to code, not the result, is beyond the authority to what this Commission is all about. Getting into employment issues--which is what ratios establish--is a Department of Labor issue or a company issue in terms of management. This Commission really needs to focus on buildings being built to code and the extent to which buildings are not being

built to code. Once this has been established, if there is a need for more regulation of companies and how they operate, there should not be a move forward on the ratio topic. The process should begin with the establishment of a problem--buildings are not being built to code. Ms. Chicoine stated ABC has participated in industry meetings to provide proof that buildings are not being built to code and that existing requirements for a journeyman on the job are not currently being met. In closing, Ms. Chicoine stated those issues need to be addressed before more talk about further regulations and restrictions can be placed on the market.

Randy Baker, DRB Electric, stated his concerns regarding overturning the existing ratio. He stated they are committed to training journeyman, continuing education, safety and making sure employees are the safest they can be in the industry. He believes that limitations will be placed on the industry with a 1 to 1 ratio.

David McCoy, Executive Director of New Mexico Sheet Metal Contractors Association, stated that his association currently utilizes a journeyman, apprentice and a pre-apprentice on the job. This allows them to reduce crew costs by using lower classification paid persons within the organization. This also gives the association the opportunity to get entry level persons to enter their industry. The classified employee is afforded the opportunity to participate in their industry. Mr. McCoy stated he requests that his industry not be included in this proposed ratio requirement.

Commissioner Dekker questioned whether after changes in the recommendations might be made following the public hearings.

Rem Pacheco, Electrical Bureau Chief, stated the proposal includes a numerical ratio for residential and commercial work and also includes definitions. He indicated that the numerical ratio leaves room for debate and discussion and certainly merits different views from different groups of people.

Hal Kissinger, City of Albuquerque, stated this issue was discussed by a previous Commission, and at that time, a 3 to 1 ratio was established for residential work. Mr. Kissinger urged the Commission to allow this issue to go to public hearing to allow comments be heard in a public forum.

Anita Gallegos, Department of Labor, Bureau of Apprenticeship and Training, inquired as to the definition of an apprentice.

Mr. Pacheco stated the following language is defined in the packet presented before the Commission. "A person who for the purpose of learning the electrical, plumbing or mechanical trades engages in electrical wiring work or mechanical/plumbing work under the direct supervision of an appropriate certified journeyman and is registered in an apprenticeship program recognized by the New Mexico Apprenticeship Council."

Ms. Gallegos stated the Bureau of Apprenticeship and Training (BAT) strongly opposes the proposed ratio. She stated the registered apprenticeship programs are training programs, and 95% of the training is done on-the-job. Ms. Gallegos added that the issue of ratio would be in conflict with the BAT standards. The current standard is a 1 to 1 ratio for the construction industry. Other program ratios are determined on a case by case basis.

Ms. Brewington, representing SAC with New Mexico Department of Labor, expressed an understanding of the recommendation of a 1 to 1 ratio for commercial and industrial jobs and a 3 to 1 ratio for residential work. She stated that recommending and endorsing a 3 to 1 ratio would put their programs in conflict with their registered standards and the policy manual.

Ms. Gallegos discussed the staff policy manual and registered apprenticeship standards are 1 to 1 for all jobs. This recommendation would allow two regulations from two different state agencies to exist on apprenticeship ratios that are not in agreement with one another.

Walter Darr, representing UA412 Apprenticeship Program, stated over the last nine years this issue has been discussed. At one point, a study was conducted on the standard amongst the 50 states for registered apprentices and journeyman. The standard reflected a 1 to 1 ratio.

Terry Farmer, Business Manager for Sheet Metal Workers, Local Union #49 expressed his concern regarding the ratio issue: CID enforcement. He stated that CID does not have the money resources or the manpower to deal with enforcement. Mr. Farmer stated he serves as a member of the Apprenticeship Council, a group that agrees with his concerns. He recommended the Commission proceed to public hearing and address all comments at that time.

Commissioner Dekker questioned what Commission action may be taken if the outcome of the public hearing and recommendations back to the Commission state that CID and the Commission are not the entity that should be enforcing ratios.

Rem Pacheco, Electrical Bureau Chief, stated that the issue would then become a legal question. The Division would gather all the technical information, interact with other state agencies that are affected and then the Electrical and Mechanical Bureaus would make a recommendation to the Director for legal review. The decision will come from the Division.

Kate Baca, General Counsel, stated that there is a Statute in the CID Licensing Act that sets out an obligation for the Division to enforce the supervision of apprentices by journeymen. The ratio is not clear and is subject to debate but there is a Statute that places the responsibility on the Division.

Randy Traynor, New Mexico Homebuilders Lobbyist, stated the public hearing process is a fact gathering process. He stated that this issue needs additional interaction, separate from a public hearing which is only a one sided discussion. Mr. Traynor suggested this issue be placed on hold, since he understands staff is researching and talking to the industry and gathering information from those discussions for the proposed recommendations. He further stated there are different opinions that have not been sorted through and he encourages the Commission to place this issue on hold prior to the public hearings.

Commissioner Crespín stated he does not see a problem with proceeding to public hearing because the Commission does not have to accept the recommendations made when the Division comes before the Commission and requests their approval. Commissioner Crespín directed Mr. Pacheco and Mr. Janecka to proceed with this issue with an open mind and to listen to the industry. He also advised that if any changes are made, that the bureau chiefs notify everyone involved in this issue of changes.

MOTION: Commissioner Crespin moved to proceed forward to public hearing. Commissioner Wood seconded the Motion.

Commissioner Renner suggested that a structured form be available at the public hearing for those who wish to voice their opinion.

Commissioner Crespin directed Counsel to actually study if these ratios will be in direct conflict with the Department of Labor and requested that the information be part of the public hearing.

Shawn Brown, Assistant Attorney General, stated he and Ms. Kate Baca will look at the issue and determine who needs to research the topic to determine if there is a conflict.

Commissioner Dallago stated that contractors have contacted him by e-mail regarding this issue and he would like to see that everyone who wishes to comment, have an opportunity to do so.

Commissioner Shed stated he agreed with Commissioner Renner regarding using a structured form to get input at the public hearing.

VOTE: All voted in favor of the Motion.

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ITEM NO. 8 – REQUEST FOR APPROVAL TO PROCEED TO PUBLIC HEARING REGARDING CONTINUING EDUCATION

Rem Pacheco, Electrical Bureau Chief, presented the information herein described as **Attachment G.**

Mr. Pacheco stated he comes before the Commission with a Technical Advisory recommendation requesting approval to proceed to public hearing with the continuing education regulations. The proposed regulations have had Division legal review and will augment the new continuing education requirements included in House Bill 279 that was passed this year.

MOTION: Commissioner Dallago moved to allow the Electrical Bureau proceed to public hearing with continuing education regulations. Commissioner Brogdon seconded the Motion.

VOTE: All voted in favor of the Motion.

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ITEM NO. 9 – STATUS REPORT: CODE ADOPTION PROCESS AND PROPOSAL TO PROCEED TO PUBLIC HEARING

Fermin Aragon, General Construction Bureau Chief, Jan Janecka, Mechanical Bureau Chief, Rem Pacheco, Electrical Bureau Chief and Marvin Vaughn, LP Gas Bureau Chief presented the information herein described as **Attachment H.**

Lisa Martinez, Director/CID stated that lobbying efforts by the Division have been extremely strong over the last two months for a compromise code adoption. This compromise proposes blending different codes together as opposed to the adoption of single family of codes. Inspection, office staff, bureau chiefs, the Construction Industries Commission, and herself have worked with the NMHBA, AGC, Municipal League and many others around the State to promote the proposal that will be presented before the Commission.

Jan Janecka, Mechanical Bureau Chief, recommended that the Division proceed with the adoption process required for the adoption of new plumbing and mechanical codes for the State of New Mexico. Adoption of the 2003 Uniform Plumbing and 2003 Uniform Mechanical codes as amended and the amendments necessary to integrate these codes into the NMBC that result from this current code adoption process. Mr. Janecka stated his recommendation is made with the advice and input of the Technical Advisory Council of the Plumbing and Mechanical Bureau and requests the concurrence of the CIC to proceed with this process.

Rem Pacheco, Electrical Bureau Chief, recommended that the Division proceed with the adoption process required to adopt the amendments necessary to integrate the currently adopted 2002 National Electrical Code as amended by the 2002 New Mexico Electrical Code into the NMBC that results from the current code adoption process. Mr. Pacheco stated he is making this recommendation with the advice and input of the Electrical Technical Council and requests the concurrence of the CIC to proceed with this process.

Marvin Vaughn, LP Gas Bureau Chief, recommends that the Division proceed with the adoption process required to adopt the amendments necessary to integrate the currently adopted 1999 NFPA 54, 2001 NFPA 58 and the New Mexico LP Gas Standards into the NMBC that result from the current code adoption process. Mr. Vaughn stated he makes this recommendation with the advice and input of the industry and the Technical Advisory Council for the LP Gas Bureau, and requests the concurrence of the CIC to proceed with this process.

Fermin Aragon, General Construction Bureau Chief, recommends that the Division proceed with the adoption process required for the adoption of a new construction building code for the State of New Mexico. Mr. Aragon requested the following codes for adoption: Adopt those portions of the 2003 International Building Code, and the 2003 International Residential Code that establish general construction standards and the amendments necessary to integrate these portions of the 2003 IBC and 2003 IRC with the New Mexico Electrical, Plumbing and Mechanical and LP Gas codes and Standards that are currently adopted or that are adopted in this current code adoption process. Mr. Aragon stated he makes this recommendation with the advice and input of the Technical Advisory Council for the General Construction Bureau and requests the concurrence of the CIC to proceed with this process.

Hal Kissinger, City of Albuquerque, questioned whether within the IRC the portions regarding electrical would be blocked out.

Mr. Aragon responded that all mention of electrical within the IRC would be deleted.

Bill Sprick, Public School Facilities Authority, stated their support of the International Building Code and the importance of consistency throughout the State. Mr. Sprick mentioned the need to adopt the International Energy Code, in the interest of updating a very old Energy Code--1986.

Mike Puckett, Roswell Fire Department, and Fire Marshal's Association, in support of the International Building Code.

Manny Marquez, Building Official, City of Hobbs, stated their support for the IBC and IRC and expressed excitement for the recommendation.

Emily Kane, President of the New Mexico Professional Fire Fighters Association, stated for the record opposition to the International Building Codes because they were not developed with the consensus of fire fighters. And would prefer to have guaranteed input into the building codes as they directly affect their work. Ms. Kane further stated there is a code that is a consensus based code, the NFPA 5000, and they strongly support that code.

Rocky Martinez questioned whether any mention of the Plumbing and Mechanical Code within the IRC is to be deleted.

Mr. Aragon, General Construction Bureau Chief, responded in the affirmative to Mr. Martinez' question.

Lisa Martinez, Director, recommended to the CIC that the Division be allowed to file with the New Mexico Register to proceed to Public Hearing when the TAC's approve the final code documents with the appropriate amendments. The notice for public hearing can then be issued prior to the next CIC meeting. Ms. Martinez stated the reason for expediting the process would be to complete necessary amendments and move forward with the code adoption before the end of this year. The approval by the CIC will allow the Division to meet the appropriate scheduling requirements with State Archives to provide documents to the Commission and to the public in the appropriate NMAC formatting and proceed to conduct public hearings on December 14-15, 2003. The division could then call a Special Commission Meeting on December 19, 2003 and move forward with presenting code for formal adoption at that time.

MOTION: Commissioner Crespin moved to proceed to public hearing. Commissioner Dekker seconded the Motion.

Kate Baca, General Counsel, CID stated with regards to the Motion, it would be helpful to have clarification on the dates given by the Director, in particular for the Commission Meeting on December 19, 2003. This would allow the meeting not to be considered as an Emergency Meeting.

AMENDED MOTION: Commissioner Crespin amended Motion to proceed with the recommendations of the Bureau Chiefs and to accept the recommended dates by the Director. Commissioner Dekker seconded the amended Motion.

Shawn Brown, Assistant Attorney General, questioned whether the Director would provide a written schedule.

Ms. Martinez responded in the affirmative.

VOTE: All voted in favor of the Motion.

Chairman Montano stated he understands that in the past it has been a big battle over the codes and he personally thanked all who have presented input, especially the members of the TACs. He stated he believes this is a good compromise, adding that a giant step forward was made to ensure adoption of a good code for the entire State of New Mexico and not just certain jurisdictions. Chairman Montano thanked everyone who participated in the process.

ITEM NO. 10 – DIRECTOR’S REPORT

Lisa Martinez, Director, presented the information herein described as **Attachment I**.

Director Martinez thanked the Commission for their hard work on the building code issue. Ms. Martinez gave a brief overview of her report.

- Collective Bargaining – Training Session held by the Federal Mediation and Reconciliation Service on August 5-6, 2003 for over 100 state employees working on Collective Bargaining. Staff who would be working on collective bargaining negotiations were trained to promote the development of sound and stable management relations. Director Martinez is the representative for the Regulation and Licensing Department, as appointed by the Superintendent, Arturo Jaramillo.
- Meetings with other political jurisdictions and industry members – Legislative Action Committee continues to meet and has discussed several potential pieces of legislation, three of which have been formally proposed to the Superintendent to provide to the Governor for his call list for 2004 Legislative Session. Ms. Martinez thanked all those committee members who have participated in these meetings. Meetings were held with State Fire Marshal with representatives from University of New Mexico, and individuals from Santa Fe Public Schools to discuss partnering opportunities.
- Permit Tracking System – Staff receiving in-house training and have also gone out in the field to provide training to contractors statewide. The system will be on line and working through the internet by October 6, 2003.
- CID office space – The Albuquerque office is now in a new location, 111 Lomas in the First State Building --Corner of Lomas and Second Street. The Santa Fe office – work continues on interior design for the facility. All space planning and office layouts are complete. We hope to move in by the end of this year, or at the very latest, following the Legislative Session.
- FY05 Budget issues – GOAL: CID to be more responsive to the industry. The Department and Division is moving toward a front end regulation method of operation. The Division hopes to begin the process of public education on all aspects of its operation. This will enable the Division to provide better customer service.
- Legal issues – The Attorney General’s office is researching the legal issues surrounding Alamogordo’s adoption of the International Family of I-Codes. The Division will continue to work with their office to provide relevant information that will assist them with their research.
- Personnel Issues - The Division has filled two of the vacant investigator positions. One position is a new FTE received on July 1, 2003, and the second is a vacant position in the Santa Fe area. Director Martinez thanked Heather Winkel for public outreach efforts.
- Other Issues - Director Martinez referred the Commission to a report provided by the Superintendent with regards to the CID Strategic Plan. The plan shows an overview of Division mandate, provides an overview of the Division, a Mission Statement, Goals and

Objectives and a Summary that combines the Department Goals with the plan for CID meeting those Goals.

Director Martinez requested the approval of the new licenses issued for the months of July and August 2003.

John Horton, AGC, requested clarification of the expansion of the Division budget for technical writing for code updates. Mr. Horton questioned whether the Division is proceeding with writing a construction code for the State of New Mexico.

Director Martinez stated in the negative. Director Martinez stated the Division is looking for technical expertise to assure the amendments for the code adoption are in the correct NMAC format for State Archives.

MOTION: Commissioner Dekker moved to approve the new licenses issued for July and August 2003. Commissioner Shed seconded the Motion.

VOTE: All voted in favor of the Motion.

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ITEM NO. 11 – PUBLIC COMMENT

Commissioner Crespín stated that a memorandum was sent to Director Martinez and to the Mechanical Bureau Chief stating that the MCA will be providing free training for Medical Gas Certification to all code officials.

David McCoy, New Mexico Sheet Metal Association, announced that their apprenticeship program will be conducting a Heating and Air Conditioning Inspector Training Program in October.

Mike Puckett, Roswell Fire Department, stated this is a Red Letter Day for New Mexico and he is so proud of the spirit of cooperation and the good work of the Director.

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ITEM NO. 12 – OTHER BUSINESS – CIC APPOINTMENT TO HB573 COMMITTEE

Chairman Montano stated HB573 was introduced during the last Legislative Session. Chairman Montano read into the record: “The Governor shall appoint an Advisory Committee to provide assistance in development of rules for the implementation of this Section. The Advisory Committee shall include one representative from New Mexico Building & Construction Trades Council, American Federation of Labor, ... Industrial Organizations and a representative of the Associated General Contractors, New Mexico Building Branch, New Mexico Chapter of National Electrical Contractors Association, New Mexico Sheet Metal Contractors Association, Mechanical Contractors Association of New Mexico, New Mexico Association of Counties, New Mexico Municipal League, State Board of Education, Construction Industries Commission, Program Underground Contractors Association, American Subcontractors Association, the

Higher Education Community and the general public who is not associated with construction industry and will serve as chair of the committee.

Chairman Montano stated the advisory committee lacks a representative from Construction Industries Commission.

MOTION: Commissioner Crespín moved that the Chairman of the Commission represent the Commission on this Advisory Committee. Commissioner Dekker seconded the Motion.

VOTE: All voted in favor of the Motion

The next regular meeting for the Commission will be on November 21, 2003, in Hobbs, New Mexico.

Director Martínez recommended that the Special Commission Meeting be held in Santa Fe, New Mexico on Friday, December 19, 2003 at 1:30 p.m.

MOTION: Commissioner Dallago moved to have a Special CIC Meeting on December 19, 2003 in Santa Fe at 1:30 p.m.. Commissioner Crespín seconded the Motion.

VOTE: All voted in favor of the Motion.

MOTION: With no further business, Commissioner Dekker moved to adjourn. Commissioner Dallago seconded the Motion.

VOTE: All voted in favor of the Motion.

Thomas A. Montano, Chairman

Attest:

Lisa Martínez, Secretary