

CONSTRUCTION INDUSTRIES COMMISSION OF THE STATE OF NEW MEXICO

MEETING MINUTES

Minutes of the Construction Industries Commission Meeting held on
Wednesday, January 18, 2017 at 5500 San Antonio Dr. NE, Albuquerque, NM 87109.

I. CONVENE, DETERMINATION OF QUORUM AND INTRODUCTIONS: Commissioners and Audience

A quorum of the Commission was present and the meeting was convened at approximately at 9:50 a.m.

ATTENDING this meeting were:

Chairman D. Randy Baker, Representing Licensed Electrical Contractors
Vice Chairmen Ken Wooten, Representing Practicing General Contractors
Commissioner Vince Alvarado, Representing Organized Labor
Commissioner Dale Armstrong, Representing Licensed Mechanical Contractors
Commissioner Glenn Fellows, Representing Licensing and Practicing Architects of New Mexico
Commissioner Don Kaufman, Representing the Subcontracting Industry
Commissioner Rick Davis, Representing the Residential Construction Industry

ABSENT:

Commissioner Renee Edwards, Representing the People of New Mexico

II. APPROVE AGENDA

MOTION: Commissioner Fellows moved for the approval of the agenda.

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commissioners present voted in favor of the motion.

III. PUBLIC COMMENT

Public comments were received.

Chairmen Baker joined the meeting.

IV. DIRECTOR'S REPORT

Director McMurray presented his report to the Commission which is attached to these minutes.

**CONSTRUCTION INDUSTRIES COMMISSION
OF THE STATE OF NEW MEXICO**

V. OLD BUSINESS

a. Approval of November 16, 2016 Minutes

MOTION: Commissioner Armstrong moved for the approval of the minutes.

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commissioners present voted in favor of the motion.

VI. NEW BUSINESS

a. Approval of 2017 Open Meetings Resolution

MOTION: Commissioner Fellows moved to approve the 2017 Open Meetings Resolution

SECOND: Commissioner Alvarado seconded the motion.

VOTE: All Commissioners present voted in favor of the motion.

b. Approval of Mechanical and Plumbing Continuing Education Courses

MOTION: Commissioner Armstrong moved to approve the Mechanical and Plumbing Continuing Education Courses

SECOND: Commissioner Fellows seconded the motion.

VOTE: All Commissioners present voted in favor of the motion.

c. Approval of Electrical Continuing Education Courses

MOTION: Commissioner Fellows moved to approve the electrical continuing education courses as presented.

SECOND: Commissioner Alvarado seconded the motion.

VOTE: All Commissioners present voted in favor of the motion.

d. Approval of Licenses Issued in November 2016 and December 2016

MOTION: Commissioner Fellows moved to approve the licenses issued in November 2016 and December 2016 as presented.

SECOND: Commissioner Armstrong seconded the motion.

VOTE: All Commissioners present voted in favor of the motion.

e. Prosecutorial Discretion to Add Additional Violations

MOTION: Commissioner Fellows moved to allow the Attorney General's prosecutor or a specially appointed prosecutor could add statutory or regulatory violations if it established in the evidence to the NCA.

SECOND: Commissioner Davis seconded the motion.

VOTE: All Commissioners present voted in favor of the motion.

MOTION: Commissioner Armstrong moved to allow CID's council to take legal action of a responded fails to copy with an order.

**CONSTRUCTION INDUSTRIES COMMISSION
OF THE STATE OF NEW MEXICO**

SECOND: Commissioner Davis seconded the motion.

VOTE: All Commissioners present voted in favor of the motion.

VII. EXECUTIVE SESSION

MOTION: Chairman Baker moved to enter into executive session to discuss the listed cases, pursuant to NMSA 1978, Sections 10-15-1(H) (1),(3) and (7).

SECOND: Commissioner Fellows seconded the motion.

VOTE: Chairman Baker called for a roll call vote. The votes of all members present are recorded below:

Chairman Baker	Yay
Vice Chairman Wooten	Yay
Commissioner Alvarado	Yay
Commissioner Armstrong	Yay
Commissioner Fellows	Yay
Commissioner Kaufman	Yay
Commissioner Davis	Yay

After a unanimous vote the meeting was closed to the public at 10:57 a.m.

The meeting was re-opened to the public at 1:40 p.m. pursuant to NMSA 1978, Section 10-15-1(J).

Chairman Baker stated that the matters discussed in the closed meeting were limited only to those specified in the motion for closure or in the notice of the separate closed meeting.

VIII. ACTION ON ITEMS DISCUSSED DURING EXECUTIVE SESSION

a. Deliberation on Licensee Disciplinary Action Cases

MOTION: Commissioner Armstrong moved to approve the Attorney General settlement agreements on agenda items VIII (a) case numbers:

180; 13-05-13	498; 13-11-15	297; 14-07-25
223; 13-06-12	182; 14-06-18	401; 14-09-17
345; 13-08-13	256; 14-07-11	432; 14-10-27
354; 13-08-21	289; 14-07-17	

SECOND: Commissioner Wooten seconded the motion.

VOTE: All Commission members present voted in favor of the motion

**CONSTRUCTION INDUSTRIES COMMISSION
OF THE STATE OF NEW MEXICO**

MOTION: Commissioner Armstrong moved to Table agenda item VIII (a) case numbers:

287; 14-07-16

311; 14-08-06

SECOND: Commissioner Wooten seconded the motion.

VOTE: All Commission members present voted in favor of the motion with the exception of Vice Chairman Wooten who abstained from the vote.

b. Deliberation on Licensee Disciplinary Action Cases

MOTION: Commissioner Wooten moved to dismiss agenda item VIII (b) case numbers:

370; 14-09-02

484; 14-12-17

SECOND: Commissioner Fellows seconded the motion.

VOTE: All Commission members present voted in favor of the motion

c. Deliberation on Licensee Disciplinary Action Cases

MOTION: Commissioner Wooten moved to dismiss to the office of the attorney general for issuance of a Notice of Contemplated Action on agenda item VII (c) case numbers:

462; 14-11-20

265; 15-08-07

303; 16-08-18

473; 14-12-08

316; 15-09-17

129; 16-04-26

08; 15-01-16

386; 15-11-06

144; 16-05-10

15; 15-01-13

28; 16-02-05

161; 16-06-01

13; 15-01-27

51; 16-03-01

277; 16-07-12

46; 15-02-03

135; 16-05-19

282; 16-07-01

54; 15-02-10

14; 16-05-23UL

307; 16-08-15

80; 15-03-03

267; 16-07-29

96; 15-03-23

302; 16-08-18

SECOND: Commissioner Fellows seconded the motion.

VOTE: All Commission members present voted in favor of the motion

d. Deliberation on Licensee Disciplinary Action Cases

MOTION: Commissioner Wooten moved to close agenda item VII (d) case numbers:

12-2457

546; 13-12-23

239; 14-07-09

12-2462

135; 14-04-10

247; 14-07-10

12-2681

248; 14-07-10

285; 14-07-22

389; 13-09-05

260; 14-07-15

440; 14-10-28

**CONSTRUCTION INDUSTRIES COMMISSION
OF THE STATE OF NEW MEXICO**

455; 14-11-10	17; 15-01-15	406; 15-11-25
464; 14-11-20	18; 1 01-15	69; 16-03-14
07; 15-01-05	74; 15-02-14	70; 16-03-14
09; 15-01-05	293; 15-08-23	283; 16- 07-11

SECOND: Commissioner Fellows seconded the motion.

VOTE: All Commission members present voted in favor of the motion.

e. Deliberation on Licensee Disciplinary Action Cases

*Complaint Committee Recommendations: Authorize the office of the Attorney
Generals to issue a NCA with Pre-NCA settlements agreement recommendations*

MOTION: Commissioner Wooten moved to authorize Pre-NCA Settlement agreement if the agreement isn't reached a NCA will be issued on agenda items VIII (e) case numbers:

240; 15-08-05	122; 16-04-13
74; 16-03-17	357; 16-10-12

SECOND: Commissioner Fellows seconded the motion.

VOTE: All Commission members present voted in favor of the motion

f. Deliberation on Licensee Disciplinary Action Cases

*Complaint Committee Recommendations: Authorize the office of the Attorney
Generals to issue a NCA*

MOTION: Commissioner Wooten moved to issue a NCA by the Attorney General's Office on agenda items VIII (f) case numbers:

40; 15-02-02	03; 16-01-07	273; 16-07-05
90; 15-03-18	80; 16-03-24	295; 16-07-29
117; 15-04-13	132; 16-05-10	332; 16-09-14
174; 15-06-10	178; 16-06-24	346; 16-10-03
176; 15-06-10	143; 16-04-27	
322; 15-09-15	145; 16-05-16	
349; 15-10-06B	167; 16-02-12	
357; 15-10-16	180; 16-06-26	

SECOND: Commissioner Fellows seconded the motion.

VOTE: All Commission members present voted in favor of the motion

**CONSTRUCTION INDUSTRIES COMMISSION
OF THE STATE OF NEW MEXICO**

*Complaint Committee Recommendations: Authorize the office of the Attorney
Generals to issue a NCA with Pre-NCA settlements agreement recommendations*

MOTION: Commissioner Wooten moved to issue a Pre-NCA Settlement Agreement by the Attorney General’s Office on agenda items VIII (f) case numbers: 93; 15-03-11

SECOND: Commissioner Fellows seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to table agenda items VIII (f) case numbers:
312; 16-04-21

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Wooten moved to issue a NCA to Sally Galanter as the special prosecution and to consolidate agenda items VIII (f) case numbers:

212; 16-05-26 A	246; 16-05-26 A	256; 16-05-26 A
222; 16-05-26 A	196; 16-05-26 A	258; 16-05-26 A
224; 16-05-26 A	198; 16-05-26 A	260; 16-05-26 A
226; 16-05-26 A	202; 16-05-26 A	262; 16-05-26 A
228; 16-05-26 A	240; 16-05-26 A	264; 16-05-26 A
230; 16-05-26 A	210; 16-05-26 A	279; 16-05-26 A
232; 16-05-26 A	220; 16-05-26 A	317; 16-09-12 A
234; 16-05-26 A	194; 16-05-26 A	319; 16-09-12 A
236; 16-05-26 A	192; 16-05-26 A	321; 16-09-12 A
184; 16-05-26 A	218; 16-05-26 A	377; 16-10-06 A
186; 16-05-26 A	216; 16-05-26 A	379; 16-10-06 A
188; 16-05-26 A	214; 16-05-26 A	381; 16-10-06 A
190; 16-05-26 A	204; 16-05-26 A	383; 16-10-06 A
200; 16-05-26 A	208; 16-05-26 A	385; 16-10-27 A
206; 16-05-26 A	248; 16-05-26 A	413; 16-12-16 A
238; 16-05-26 A	250; 16-05-26 A	415; 16-12-16 A
242; 16-05-26 A	252; 16-05-26 A	
244; 16-05-26 A	254; 16-05-26 A	

SECOND: Commissioner Fellows seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Kaufman moved to table all agenda items listed under VIII (f) (23)
Ending in B case numbers:

213; 16-05-26 B	223; 16-05-26 B	225; 16-05-26 B
-----------------	-----------------	-----------------

**CONSTRUCTION INDUSTRIES COMMISSION
OF THE STATE OF NEW MEXICO**

227; 16-05-26 B	197; 16-05-26 B	255; 16-05-26 B
229; 16-05-26 B	199; 16-05-26 B	257; 16-05-26 B
231; 16-05-26 B	203; 16-05-26 B	259; 16-05-26 B
233; 16-05-26 B	241; 16-05-26 B	261; 16-05-26 B
235; 16-05-26 B	211; 16-05-26 B	263; 16-05-26 B
237; 16-05-26 B	221; 16-05-26 B	265; 16-05-26 B
185; 16-05-26 B	195; 16-05-26 B	280; 16-05-26 B
187; 16-05-26 B	193; 16-05-26 B	318; 16-09-12 B
189; 16-05-26 B	219; 16-05-26 B	320; 16-09-12 B
191; 16-05-26 B	217; 16-05-26 B	322; 16-09-12 B
201; 16-05-26 B	215; 16-05-26 B	378; 16-10-06 B
207; 16-05-26 B	205; 16-05-26 B	380; 16-10-06 B
239; 16-05-26 B	209; 16-05-26 B	382; 16-10-06 B
243; 16-05-26 B	249; 16-05-26 B	384; 16-10-06 B
245; 16-05-26 B	251; 16-05-26 B	386; 16-10-27 B
247; 16-05-26 B	253; 16-05-26 B	

SECOND: Commissioner Wooten seconded the motion.

VOTE: All Commission members present voted in favor of the motion

g. Deliberation on Licensee Disciplinary Action Cases

MOTION: Commissioner Kaufman moved to approve the default orders assessing and administrative fee of \$500.00 to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (1) case number:

10-1696

SECOND: Commissioner Armstrong seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to approve the default orders assessing and administrative fee of \$500.00 to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (2) case number:

10-1795

SECOND: Commissioner Armstrong seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default order issuing an administrative penalty of \$500.00 to be paid within 60 days and revocation of license and qualifying party for one year and to pay the outstanding judgment on agenda item VIII (g) (3) case number:

**CONSTRUCTION INDUSTRIES COMMISSION
OF THE STATE OF NEW MEXICO**

11-2000

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing and administrative fee of \$700.00 to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (4) case number:

11-2133

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to resend the NCA, remove the hold on the license and allow the licensee to apply and close the case for agenda items VIII (g) (5) case number:

11-2208

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing the administrative fee of \$500.00 to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (6) case number:

11-2253

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing and administrative fee of \$500.00 to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (7) case number:

12-3150

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

**CONSTRUCTION INDUSTRIES COMMISSION
OF THE STATE OF NEW MEXICO**

MOTION: Commissioner Fellows moved to issue a default orders assessing and a \$500.00 fine to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (8) case number:

12-2418

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing a \$500.00 fine to be paid within 60 days and suspension of 90 days of license and qualify party for agenda item VIII (g) (9) case number:

301; 13-07-22

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing a \$2,300. penalty to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (10) case number:

300; 14-07-29

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing a \$6,430.00 administrate penalty to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (11) case number:

331; 14-08-22

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing a \$1,657.54 fine to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (12) case number:

333; 14-08-19

**CONSTRUCTION INDUSTRIES COMMISSION
OF THE STATE OF NEW MEXICO**

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing a \$41,700.00 fine to be paid within 60 days and revocation of license and qualify party for one year and judgment must be paid on agenda item VIII (g) (13) case number:

341; 14-08-15

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing and a \$500.00 fine to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (14) case number:

366; 14-09-16

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing a \$500.00 administrate penalty to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (15) case number:

376; 14-09-16

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing a \$500.00 fine to be paid within 60 days and revocation of license and qualify party for one year on agenda items VIII (g) (16) case numbers:

383; 14-09-08 and 414; 14-10-07

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

**CONSTRUCTION INDUSTRIES COMMISSION
OF THE STATE OF NEW MEXICO**

MOTION: Commissioner Fellows moved to issue a default orders assessing a \$2570.00 fine to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (17) case number:

384; 14-09-12

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing a \$650.00 administrate penalty to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (18) case number:

385; 14-10-01

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing a \$500.00 administrate penalty to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (19) case number:

405; 14-09-30

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing a \$1,418.52 administrate penalty to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (20) case number:

420; 14-10-20

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing a \$1,177.55 administrate penalty to be paid within 60 days and revocation of license and qualify party for one year on agenda items VIII (g) (21) case numbers:

431; 14-10-27 and 264; 14-07-17

**CONSTRUCTION INDUSTRIES COMMISSION
OF THE STATE OF NEW MEXICO**

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing a \$500.00 administrate penalty to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (22) case number:

445; 14-10-28

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to issue a default orders assessing a \$978.50 administrate penalty to be paid within 60 days and revocation of license and qualify party for one year on agenda item VIII (g) (23) case number:

476; 14-12-10

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

h. Deliberation on Licensee Disciplinary Action Cases

MOTION: Commissioner Kaufman moved to authorize a Pre-NCA and if the agreement is not reached within a few weeks that an NCA will be issued by the Attorney General's Office on agenda item VIII (h) case numbers:

233; 14-07-09

249; 15-08-04

286; 14-07-18

302; 15-09-03

400; 14-10-07

341; 15-10-07

436; 14-10-22

377; 15-11-03

34; 15-01-29

385; 15-11-06

145; 15-05-04

02; 16-01-07

173; 15-06-04

SECOND: Commissioner Fellows seconded the motion.

VOTE: All Commission members present voted in favor of the motion

i. Deliberation on Licensee Disciplinary Action Cases

**CONSTRUCTION INDUSTRIES COMMISSION
OF THE STATE OF NEW MEXICO**

MOTION: Commissioner Wooten moved to waive the late fee on agenda item VIII (i) (1) case number:

12-2276

SECOND: Commissioner Armstrong seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to authorize a fee of \$300.00 within 60 days on agenda item VIII (i) (2) case number:

490; 13-11-05

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to close the case due to statute of limitations on agenda item VIII (i) (3) case number:

209; 14-06-25

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to reopen and set up a hearing on agenda item VIII (i) (4) case number:

53; 15-02-09

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

MOTION: Commissioner Fellows moved to dismiss the case on agenda item VIII (i) (5) case number:

09; 16-01-19

SECOND: Commissioner Kaufman seconded the motion.

VOTE: All Commission members present voted in favor of the motion

**CONSTRUCTION INDUSTRIES COMMISSION
OF THE STATE OF NEW MEXICO**

IX. NEXT MEETING DATE

REGULAR MEETING – MARCH 15, 2017, RLD CONSTRUCTION
INDUSTRIES CONFERENCE ROOM, ALBUQUERQUE, NM

X. ADJOURN

With no further business to come before the Commission, the meeting was adjourned at
approximately 2:04 p.m.

NEW MEXICO CONSTRUCTION
INDUSTRIES COMMISSION



RANDY BAKER
CHAIRMAN

3-15-2017

DATE



PAT McMURRAY
DIRECTOR, CID/MHD

3-15-2017

DATE



New Mexico Regulation and Licensing Department

CONSTRUCTION INDUSTRIES DIVISION

P.O. BOX 25101 • Santa Fe, NM 87504 • Ph (505) 476-4675 • Fax (505) 476-4685
5500 San Antonio Dr. NE • Albuquerque, NM 87109 • Ph (505) 222-9800 • Fax (505) 765-5670
505 S. Main St., Suite 118 • Las Cruces, NM 88004 • Ph (575) 524-6320 • Fax (575) 524-6319
www.rld.state.nm.us/construction

Susana Martinez
GOVERNOR

Robert "Mike" Unthank
SUPERINTENDENT

Claudia Armijo
DEPUTY GENERAL
COUNSEL

Pat McMurray
DIRECTOR

Sally Galanter
COUNSEL

TO: CONSTRUCTION INDUSTRIES COMMISSION

FROM: PAT McMURRAY, DIRECTOR, CID

SUBJECT: DIRECTOR'S REPORT

DATE: January 18, 2017

Chairman Baker & Members of the Construction Industries Commission

Director's Update:

Good Morning! Thank you for the opportunity to report to you today the events of CID for the months of November and December, 2016.

CID continues to work with various governmental entities, including statewide political subdivisions, to improve communications, respond to questions, and provide better service and training to ensure a positive impact on the NM construction industry. This theme of outreach and departmental communication is evident in this month's Director's Report.

- I want to recognize and thank both Martin Romero, General Construction Bureau Chief and Clay Bailey, LP Gas Bureau Chief for covering for me in the position of "Acting Director" during my time off the latter part of December and early January.
- As you all know, the 2017, 60 day Legislative Session began yesterday, January 17th. So we will be busy responding to questions, new legislative bills that are introduced, etc. We have our team in place for this task. Sally Galanter, General Counsel for CID/MHD, Rick Martinez, Finance Manager, CID/MHD, and myself. Of course, we always meet and discuss specific concerns and issues with the various Bureau Chiefs and other Managers, before providing our response as an FIR, Fiscal Impact Review, concerning a specific legislative bill.
- We are in the process of relocating our Las Cruces office to a larger space. We are staying in the same facility, Loretta Center, located on Main street in Las Cruces, but are moving in to a larger space that will also house additional agencies of RLS, similar to what we have in Albuquerque. We anticipate moving in March once the contractor completes the required tenant improvements.

Administrative Services Division
(505) 476-4800

Alcohol and Gaming Division
(505) 476-4875

Boards and Commissions Division
(505) 476-4600

Construction Industries Division
(505) 476-4700

Financial Institutions Division
(505) 476-4885

Manufactured Housing Division
(505) 476-4770

Securities Division
(505) 476-4580

Plans & Permitting/Manager's Report

Richard Lucero – Plans & Permitting Manager

Plans for the month of November, 2016

- Total Plans Reviewed: 435... 71 were commercial... 265 were Residential
- EPR 113 plans reviewed

Public School Plans for the month: EPR- 3 plans reviewed

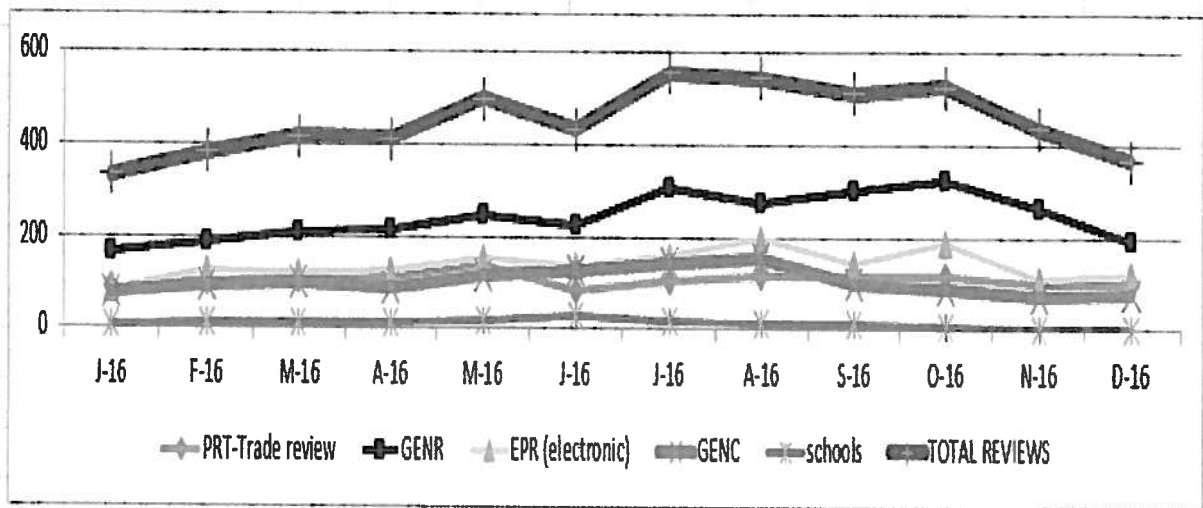
Plans for the month December, 2016

- Total Plans Reviewed: 369 ...77 were commercial...193 were Residential
- EPR 124 plans reviewed
- Public School Plans for the month: EPR- 1 plans reviewed

2016	2016											2016	
Plan Reviews	I-16	F-16	M-16	A-16	M-16	I-16	I-16	A-16	S-16	O-16	N-16	D-16	Plan Reviews
PRT-Trade review	90	101	104	109	136	84	106	117	114	116	99	99	PRT-Trade review
GENR	165	186	210	215	247	223	307	273	301	321	265	193	GENR
GENC	77	94	102	88	116	125	142	154	98	89	71	77	GENC
TOTAL REVIEWS	332	381	416	412	499	432	555	544	513	526	435	369	TOTAL REVIEWS
Break Down													Break Down
EPR (electronic)	85	128	124	129	156	139	162	200	142	188	113	124	EPR (electronic)
schools	8	14	14	11	20	28	21	11	12	8	3	1	schools
EPR Res	25	25	24	36	27	29	31	48	36	86	40	36	EPR Res
EPR Com	23	42	34	36	44	51	66	79	33	35	22	31	EPR Com
PRT-Trade review	29	47	52	46	65	31	44	62	61	59	48	56	PRT-Trade review
Valuations													Valuations
Commercial													Commercial
Residential													Residential
schools													schools
Towers													Towers

Third Fourth First second

Note: All number are taken from the new Accela Permitting system.



Call Center

CID Inspection Request Monthly Report for November 01, 2016 – November 30, 2016

Grand Total: 6,247 (incoming calls, emails, outgoing calls and voicemails)

CID Inspection Request Monthly Report for December 01, 2016 – December 31, 2016

Grand Total: 5,919 (incoming calls, email, outgoing calls and voicemails)

BUREAU UPDATES

GENERAL CONSTRUCTION BUREAU – November and December, 2016

Martin Romero - Bureau Chief

- We continue to work with Walmart (Espanola store) with Follow-up meetings regarding keeping certain portions of the store safe while open for business during construction phases. The project is progressing well and is on schedule.
- State Building inspectors are required to maintain CEU's through the International Code Council (ICC) for their trade discipline. The training must be conducted by ICC recognized preferred providers. ICC qualified members can become preferred providers and provide the CEU training required by paying a fee. Recently, three CID Bureau Chiefs, General Construction Bureau, Martin Romero; Mechanical Bureau, J.T. Baca, and Electrical Bureau, Kelly Hunt have been approved to conduct

such training and provide the required CEU's. The results of this direction is an annual savings of over \$30K to the CID/MHD budget.

- Our General Construction Bureau has been meeting with Chief Sperling with Santa Fe County regarding the use and approval of Fire Training Structures (FTS); who builds and provides fabricated customized training structures to meet specific needs of its domestic and international customer base of firefighters for their training programs. FTS utilizes ISO Freight Containers as its basis for design and fabrication. The use of containers for fire training purposes has gained wide acceptance in the fire service industry as shown in National Fire Protection Association NFPA 1402 "Guide to Building Fire Service Training Centers". Structures fabricated by FTS are in compliance with NFPA 1402. The use of these training facilities/containers has been approved based on NFPA 1402.
- A meeting with the Bureau chiefs, CID Investigation & Enforcement Unit, the Director and representatives of Weather king was held to discuss the modular code requirements for the units they are planning to bring to New Mexico. Also discussed were the license requirements for in state contracting and modular manufacturing.
- Meeting with the Glorieta center on unpermitted work on facilities, and zip lines.
- Worked with the city of Farmington building official on rated wall assemblies on metal buildings.
- National Association of Home Builders (NAHB) Research Center has provided clarification on Vapor Barriers for CZ5 in the 2015 IRC, over which Kim Shanahan had us submit a Code Change Proposal form for R702.7 at the public hearing. NAHB Research Center has created a 6-page Tech Note on this very issue which explains the intent of R702.7, and provides clear illustrations of how to meet the requirements of the IRC. Working with NAHB we all agree that Municipalities can copy the Tech Note & hand it out to contractors who are found to be unclear on the issue either during plan check, or during field inspections.
- The City of Las Vegas has had some personnel and administrative changes. The City of Las Vegas has a new Fire Chief, Billy Montoya; and they recently lost Mr. Maynes as there building inspector. As a result of these changes, we will be taking over the responsibilities of plan review, permitting, and inspections for the jurisdiction of Las Vegas.
- Benjamin Maynes has become the CBO for the city of Hobbs replacing Manny Marques who has retired.
- General Construction Inspector, Albuquerque position, has been filled with the hiring of Inspector Joel Joyce who will cover parts of central NM.

- Construction Industries Division has been approved for publication of the adoption of NMAC 2015 New Mexico Building Codes on November 15, 2016. From the publication of this rule in the New Mexico register, until July 1, 2017, permits may be issued under either the previously-adopted rule, or this rule. After July 1, 2017, permits may be issued only under this rule.

MECHANICAL BUREAU – November and December, 2016

J.T. Baca – Bureau Chief

- Bureau Chief J.T. Baca attended a luncheon meeting at “El Pinto” restaurant in Albuquerque with fellow Bureau Chiefs, Hunt and Romero and Director McMurray. The meeting was hosted by the NM Building Official Associations and was attended by CBO’s Mike Savage of Rio Rancho, Joe Duziak of Los Alamos, and Robert Kyle of Las Cruces with Bill Powell of Ruidoso unable to attend. The meeting was to discuss inter-jurisdictional issues, codes, inspections and training and a cooperative effort towards consistency. At the group’s request to meet every 4 to 5 months, a meeting tentatively scheduled for the February/March timeframe. This initial meeting was successful in opening the lines of communication between CID and municipal jurisdictions.
- Bureau Chief J.T. Baca along with fellow Bureau Chief’s, Hunt, Romero and Director McMurray traveled to Roswell NM to meet with personnel from the City of Roswell Building and Planning Department and personnel of the US Department of Defense regarding the jurisdiction of authority over occupancy of an existing building donated to the city from the US Air Force in the 1960s. The building (hangar 1536) is being occupied temporarily by the US DOD. Clarification was provided by director McMurray in a letter shortly after the meeting regarding the occupancy.
- Bureau Chief J.T. Baca met with fellow Bureau Chief’s Hunt and Romero to finalize the process for becoming ICC preferred training providers for CID trade bureau trainings. CID is now recognized as an ICC preferred provider and can now offer ICC CEU credits which will save the division considerable amounts of budget money by allowing CID to provide training without having to use a contracted provider every time.
- The Mechanical Bureau held the 7th of several scheduled “Code Outreach Trainings” on the 2012 Significant UPC/UMC Code Changes on November 21st and 22nd in Roswell, NM. The training was open to the public and at no cost to attendees. CEUs were provided. The trainings covered significant code changes and amendments, NMAC requirements and code essentials and also current inspection procedures. This was an ICC provider approved course.

- Bureau Chief's J.T Baca and Martin Romero attend a PRC hearing on proposed rule changes to the State Fire Code regarding the use, installation and maintenance of Smoke, Fire Dampers and Smoke Control Systems. Chiefs Baca and Romero were asked to address the PRC to provide clarification regarding Building and Mechanical Code requirements and overlapping jurisdiction of these life safety systems as recently addressed in Senate Memorial 27. Both Chiefs provided clarification regarding conflicts between documents that will be helpful in the rewrite of the Fire Marshals NMAC rules.

ELECTRICAL BUREAU – November and December, 2016

Kelly Hunt – Bureau Chief

- General Building Bureau Chief Martin Romero conducted a training on Wednesday 11-9-16 to educate us on the ICC Preferred Provider Trainer for CID Bureau Chiefs so that we can begin much needed CEU training to our field inspectors ASAP. As a result of that training, as well as being approved as an ICC Preferred Provider Trainer, the CID Electrical Bureau has conducted ICC Preferred Provider training for the entire CID Electrical Bureau and also area inspectors and code professionals as invited.
 - The ABQ training took place on 11-30-16 for a total of 28 individuals
 - The Alamogordo Training took place on 12-7-16 for a total of 17 individuals
 - The Electrical Bureau has prepared and presented the 2017 NMEC/NEC code adoption amendments and talking points to Director McMurray and Superintendent Unthank for review by the Governor's office. We anticipate movement on this in the spring of 2017 after the Legislative Session.
 - Once we complete the public hearing process, we will be instituting 2017 NMEC/NEC code change training culminating in the much anticipated NFPA post adoption training to be held in the spring of 2017 with NFPA SW Region Code Specialist Tim McClintock.
-
- We have been successful in the hiring process for a new Ranchos De Taos area inspector Mr. Martin Dimas who has passed his CID Electrical Inspectors Exam and will start employment 1-30-17

LP GAS BUREAU – November and December, 2016

Clay Bailey – Bureau Chief

- Inspections continue for TV series and movies that include “Tagged”, “Godless”, “Hostiles”, “Monsters of God”, “Woman Walks Ahead”, “Midnight Texas”, “Cliffs of Freedom”, “Horse Soldiers”, and “Soldado”.
- Special event inspections for December included the University of New Mexico Gildean Bowl.
- On December 9, 2016, Bureau Chief Bailey conducted a telephone conference with Amerigas northern region employees. The conference call reviewed the permitting process and all participants were allowed to ask any questions they had.
- On December 13, 2016, Bureau Chief Bailey attended the New Mexico Fire Planning Task Force meeting. This meeting was held in Santa Fe.
- On December 16, 2016, Investigations and Enforcement Manager Amanda Roybal and LP Gas Inspector David Silva traveled to Logan to conduct inspections regarding the ongoing investigation concerning the illegal furnaces that were installed on the east side of the state. 58 LP gas furnaces have been located to date with corrections written on all of them.
- On December 20, 2016, Bureau Chief Bailey was deposed by several different parties regarding the 2015 Capitan incident.
- Bureau Chief Bailey filled in as Acting CID Director for Director McMurray during the last week of December 2016.
- A final number of 281 chili roasters were inspected across the state for this roasting season.

Questions?