

***SOUTH CAROLINA RESIDENTIAL BUILDERS COMMISSION***

Synergy Business Park, Kingstree Building  
110 Centerview Drive, Kingstree Building, Room 108  
Columbia, South Carolina 29210

Minutes

Wednesday, April 14, 2010

10:00 a.m.

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**Called To Order:**

Derrick G. Williams, Chairman, called the regular meeting of the Residential Builders Commission to order at 10:00 a.m. Other members present for the meeting included: Al Bailey; Frank Clark; Caleb Davis; Brian Dowd; and Tim Roberts.

Derrick G. Williams, Chairman, announced that public notice of the meeting was properly posted on the bulletin boards at the main entrance of the Kingstree Building and by notice mailed to all requesting persons, organizations and news media in accordance with §30-4-80 of the South Carolina Freedom of Information Act.

Staff members participating in the meeting included: Sheridon Spoon, Assistant Deputy General Counsel; Suzanne Hawkins, Staff Attorney; Eddy Lane, Hearing Advisor; Jamie Saxon, Hearing Advisor; Daniel Grigg, Hearing Advisor; Stan Bowen, Administrator, Christine Driver, Administrative Assistant; Charlie Ido, Investigation; Sharon Cook, Investigation; Stephen Deer, Investigation and Jerry Merritt, Investigation.

Others present participating in the meeting included: John D. Owen; Fred Raven; Bryan L. Eargle, Jr.; Marshall Sweatman; Charles Cook, Jr.; Carnell Syrkett; Scott Gantter; David F. Thornton.; Bryan E. McClary; Christopher L. Richardson; John Sessions; Joseph Lester; Henry R. Smith; Edward Gaskins; and Brandon Gaskins.

**Approval of Agenda:**

*Wednesday, April 14, 2010*

Mr. Bowen reported Mr. Philip J. Baker, Charles S. Chavis, Jr. and Mr. Michael Boatwright requested a continuance.

**MOTION**

Mr. Bailey moved to approve the Wednesday, February 10, 2010, agenda as previously noticed. Mr. Roberts seconded the motion, which carried unanimously.

**Approval of Minutes:**

*Wednesday, February 10, 2010*

**MOTION**

Mr. Clark moved to approve the Wednesday, February 10, 2010, meeting minutes. Mr. Roberts seconded the motion, which carried unanimously.

**Approval/Disapproval of Absent Members:**

Mr. Hal Dillard received an excused absence.

**Chairman's Remarks:**

*Derrick G. Williams, Chairman*

NONE

**Administrator's Remarks for Information:**

*Stan Bowen, Administrator*

**Administrator's Remarks for Information:**

*Stan Bowen, Administrator*

**Proposed Budget Cuts** – Mr. Bowen presented the Board a Memorandum from Mr. Randy Bryant, Assistant Deputy Director regarding the proposed Budget Cuts.

**Office of General Counsel; Office of Investigations; and Office of Licensure and Compliance** – Mr. Bowen informed the Board that Mr. Randy Bryant, Assistant Deputy Director has requested that a representative from the Office of General Counsel; Office of Investigations; and Office of Licensure be placed on the Board and Commission's Agenda to present reports or other pertinent and appropriate information. These reports will be a standing item for all agendas in future.

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**Save The Date Card** – Mr. Bowen presented the Board with a Save the Date Card for the NASCLA Conference that will be held in Charleston, South Carolina on August 22<sup>nd</sup> – 25<sup>th</sup>, 2010.

**Customer Care Center** - Mr. Bowen informed the Commission that the Customer Care Center is not currently receiving calls for the Residential Builders Commission. Calls are currently being received by the receptionists and transferred to him or Mrs. Christine Driver. He reported that Ms. Connie Huffstetler, from the Customer Care Center presented him a report from March 28, 2010 through April 3, 2010, that shows that the Customer Care Center received 537 calls for the Residential Builders Commission. That is in addition to the calls that him and Mrs. Christine Driver receives.

Advisory Opinions:

*Sheridon Spoon, Deputy General Counsel*

**“Yes” Answers On Initial and Renewal Applications** – Mr. Spoon informed the Board that he was able to received a satisfactory resolution to the action the Commission took at the last meeting regarding applications with “yes” answers. Mr. David Christian, Assistant Deputy Director of Office of Licensure and Compliance has agreed to forward all applications with “yes” answers to Mr. Bowen. Mr. Bowen would review and determine whether the applicant needs to appear before the Commission prior to licensure.

Mr. Bowen reported that there were comments made at the Administrators meeting that contradict the guidelines stated in the e-mail.

Legislative Update:

*Robert Selman*

NONE

Office of Investigations (OIE) Report:

Mr. Charlie Ido reported the number of investigations as of today:

**4,805** - Complaints Received since 2004

**4,360** - Complaints Resolved

**435** - Open Complaints

**116** - Active Investigations

Office of General Counsel (OGC) Report:

Mrs. Christa Bell reported the number of cases as of today:

**119** – Open cases

**65** – Cases pending action

**3** – Cases pending Consent Agreement or Memorandum of Agreement

**18** – Cases pending Hearings

**14** – Cases Pending Final Order Hearings

**9** – Cases Pending Final Orders

**165** – Cases Closed

**9** – Cases being appealed

**MOTION:**

Mr. Clark made a motion to allow Office of General Counsel (OGC) to present quarterly reports instead of monthly reports. Mr. Roberts seconded the motion, which carried unanimously.

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**Office of Licensure and Compliance (OLC) Report:**

Mr. Bowen reported that he sent the Office of Licensure an e-mail regarding the meeting but he did not receive a response.

**Old Business:**

NONE

**New Business:**

**Recommendations of IRC:**

**MOTION**

Mr. Bailey made a motion to approve the recommendations of the Investigative Review Committee. Mr. Clark seconded the motion, which carried unanimously.

**Recommendations of IRC Resolution Guidelines:**

Mr. Spoon asked what the distinction between IRC and Resolution Guidelines.

Mr. Charlie Ido reported that the Commission has set guidelines on how unlicensed practice should be resolved. The IRC are cases that are resolved by a formal order or a citation. The IRC Resolution Guidelines are cases that do not go before the IRC but the Commission has set direct action to be taken for cases that may include operating outside the scope of license; substandard work; or failure to pull a permit.

**MOTION**

Mr. Bailey made a motion to approve the recommendations of the Investigative Review Committee Guidelines. Mr. Roberts seconded the motion, which carried unanimously.

**Application Reviews:**

***Mr. John D. Owen***

The Commission held an Application Hearing regarding Mr. John D. Owen.

**MOTION:**

Mr. Bailey made a motion to approve Mr. Owen's Residential Specialty Contractors Registration Mr. Davis seconded the motion, which carried with one nay vote.

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

***Mr. Fred Raven***

The Commission held an Application Hearing regarding Mr. Fred Raven.

**MOTION:**

Mr. Clark made a motion to reinstate Mr. Raven's Residential Electrical Application. Mr. Roberts 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. Bryan L. Eargle, Jr.***

The Commission held an Application Hearing regarding Mr. Bryan L. Eargle, Jr.

**MOTION:**

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Mr. Bailey made a motion to reinstate Mr. Eargle's Residential Electrical Application. Mr. Davis seconded the motion, which carried unanimously.

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***Mr. Marshall Sweatman***

The Commission held an Application Hearing regarding Mr. Marshall Sweatman. Mr. Bailey asked to be recused because he and Mr. Sweatman are business acquaintances.

**MOTION:**

Mr. Dowd made a motion to deny Mr. Sweatman's request to have his Residential Home Builders License reinstated. Mr. Clark 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. Charles Cook, Jr.***

The Commission held an Application Hearing regarding Mr. Charles Cook, Jr.

**MOTION:**

Mr. Dowd made a motion to approve Mr. Cook's Specialty Contractors Registration; and he shall obtain a surety bond, acceptable to the Commission in the minimum amount of Five Thousand (\$5,000.00) Dollars. Mr. Davis seconded the motion, which carried unanimously.

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***Mr. Carnell Syrkett***

The Commission held an Application Hearing regarding Mr. Carnell Syrkett.

**MOTION:**

Mr. Bailey made a motion to deny Mr. Syrkett's Residential Specialty Contractor's Application. Mr. Syrkett must submit an amended application; pay all outstanding fines; and show provide documentation showing all liens and judgments have been satisfied. Mr. Dowd 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. Scott Gantter***

The Commission held an Application Hearing regarding Mr. Scott Gantter.

**MOTION:**

Mr. Bailey made a motion to approve Mr. Gantter's Residential Specialty Contractor's Application once he provides documentation showing that he has arranged to rectify the outstanding judgments and liens on his credit report. Mr. Clark seconded the motion, which carried unanimously.

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***Mr. David F. Thornton***

The Commission held an Application Hearing regarding Mr. David F. Thornton.

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**MOTION:**

Mr. Roberts made a motion to approve Mr. Thornton's Residential Specialty Contractor's Application once he provides documentations showing arrangements made to rectify the liens on his credit report. Mr. Clark seconded the motion, which carried unanimously.

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***Mr. Bryan E. McClary***

The Commission held an Application Hearing regarding Mr. Bryan E. McClary

**MOTION:**

Mr. Davis made a motion to approve Mr. McClary's Residential Specialty Contractor's Application; provide documentation from his Probation Officer regarding the status of his probation; and he shall obtain a surety bond, acceptable to the Commission in the minimum amount of Five Thousand (\$5,000.00) Dollars. Mr. Clark 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. Christopher L. Richardson***

The Commission held an Application Hearing regarding Mr. Christopher L. Richardson.

**MOTION:**

Mr. Davis made a motion to approve Mr. Richardson's Residential Specialty Contractor's Application; he shall obtain a surety bond, acceptable to the Commission in the minimum amount of Five Thousand (\$5,000.00) Dollars; he must provide documentation from his Probation Officer regarding the status of his probation; and license be issued in a probationary status as the same terms of his criminal probation. Mr. Dowd 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. John Sessions***

The Commission held an Application Hearing regarding Mr. John Sessions.

**MOTION:**

Mr. Bailey made a motion to reinstate Mr. John Sessions Residential Plumbing License. Mr. Sessions Residential Plumbing license should only be used for "Residential Plumbing Only." Mr. Davis 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. Joseph Lester***

The Commission held an Application Hearing regarding Mr. Joseph Lester.

**MOTION:**

Mr. Clark made a motion to reinstate Mr. Lester's Residential Electrical License. Mr. Roberts seconded the motion, which carried unanimously.

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**Approval of Hearing Officer's Recommendation for Citations:**

***Mr. Jonathan Ryan Cabaniss – Citation #1020***

The Commission held a Citation Hearing regarding Mr. Jonathan Ryan Cabaniss.

**MOTION:**

Mr. Bailey made a motion to approve the Hearing Officer's Recommendation for Citation against Mr. Jonathan Cabaniss for citation #1020. Mr. Clark 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. Bruce R. Hewson – Citation 1163***

The Commission held a Citation Hearing regarding Mr. Bruce Hewson.

**MOTION:**

Mr. Bailey made a motion to approve the Hearing Officer's Recommendation for Citation against Mr. Bruce Hewson for citation #1163. Mr. Clark seconded the motion, which carried unanimously.

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***Mr. Kellie Harper – Citation 1124***

The Commission held a Citation Hearing regarding Mr. Kellie Harper.

**MOTION:**

Mr. Bailey made a motion to approve the Hearing Officer's Recommendation for Citation against Mr. Kellie Harper for citation #1124. Mr. Clark seconded the motion, which carried unanimously.

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***Mr. Clarence Joe – Citation 1098***

The Commission held a Citation Hearing regarding Mr. Clarence Joe.

**MOTION:**

Mr. Bailey made a motion to approve the Hearing Officer's Recommendation for Citation against Mr. Clarence Joe for citation #1098. Mr. Clark seconded the motion, which carried unanimously.

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***Mr. Kent Kelly – Citation 2007***

The Commission held a Citation Hearing regarding Mr. Kent Kelly.

**MOTION:**

Mr. Bailey made a motion to approve the Hearing Officer's Recommendation for Citation against Mr. Kent Kelly for citation #2007. Mr. Clark seconded the motion, which carried unanimously.

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***Mr. Allen L. Williams – Citation 1022***

The Commission held a Citation Hearing regarding Mr. Allen L. Williams.

**MOTION:**

Mr. Bailey made a motion to approve the Hearing Officer's Recommendation for Citation against Mr. Allen L. Williams for citation #1022. Mr. Clark seconded the motion, which carried unanimously

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***Mr. Reynolds Gore – Citation 1358***

The Commission held a Citation Hearing regarding Mr. Reynolds Gore.

**MOTION:**

Mr. Bailey made a motion to approve the Hearing Officer's Recommendation for Citation against Mr. Reynolds Gore for citation #1358. Mr. Clark seconded the motion, which carried unanimously

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***Mr. Pressley Chaplin – Citation 4501***

The Commission held a Citation Hearing regarding Mr. Pressley Chaplin.

**MOTION:**

Mr. Bailey made a motion to approve the Hearing Officer's Recommendation for Citation against Mr. Pressley Chaplin for citation #4501. Mr. Clark seconded the motion, which carried unanimously

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***Mr. David Berry – Citation 1359***

The Commission held a Citation Hearing regarding Mr. David Berry.

**MOTION:**

Mr. Bailey made a motion to approve the Hearing Officer's Recommendation for Citation against Mr. David Berry for citation #1359. Mr. Clark seconded the motion, which carried unanimously

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***Mr. Daniel Simmons – Citation 1072***

The Commission held a Citation Hearing regarding Mr. Daniel Simmons.

**MOTION:**

Mr. Bailey made a motion to approve the Hearing Officer's Recommendation for Citation against Mr. Daniel Simmons for citation #1072. Mr. Clark seconded the motion, which carried unanimously

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**Approval of Administrator's Recommendation for Bond Claims:**

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***Mr. Elton Rutledge, Sr.***

The Commission held a Bond Claim Hearing regarding Mr. Elton Rutledge, Sr.

**MOTION:**

Mr. Davis made a motion to approve the Administrator's Recommendation for a Bond Claim against Mr. Elton Rutledge, Sr. Mr. Roberts 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. Stefan Schumann***

The Commission held a Bond Claim Hearing regarding Mr. Stefan Schumann

**MOTION:**

Mr. Davis made a motion to approve the Administrator's Recommendation for a Bond Claim against Mr. Stefan Schumann. Mr. Roberts 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.)*

**Appeal of Hearing Officer's Report and Recommendation for Citation Hearing:**

**Jamie Saxon, Hearing Advisor**

*Mr. Henry R. Smith – Case# 2009-726 – Citation #1166*

The Commission held an Appeal of Hearing Officer's Report and Recommendation for Citation Hearing regarding Mr. Henry R. Smith.

**MOTION:**

Mr. Davis made a motion to overturn the Hearing Officer's Report and Recommendation for a Citation regarding Mr. Henry Smith. Mr. Roberts 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.)*

**Reinstatement:**

**Jamie Saxon, Hearing Advisor**

*Mr. Edward Gaskins*

The Commission held a Reinstatement of License Hearing regarding Mr. Edward Gaskins. Mr. Bailey requested to be recused because Mr. Gaskins and he are business acquaintances. Mr. Brandon Gaskins, Esquire represented Mr. Edward Gaskins. Suzanne Hawkins represented the State.

**MOTION:**

Mr. Davis made a motion to deny Mr. Gaskins request to have his license reinstated. Mr. Roberts 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.)*

**Administrative Hearings:**

*Mr. Eric Cook – Case No.: 2008-602*

The Board held an Administrative Hearing regarding Mr. Eric Cook.



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**MOTION:**

Mr. Bailey made a motion to uphold the Hearing Officer's Recommendations for Mr. Eric Cook. Mr. Clark seconded the motion, which carried unanimously.

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*Mr. Robert Coleman – Case No.: 2008-612, 2008-833*

The Board held an Administrative Hearing regarding Mr. Robert Coleman.

**MOTION:**

Mr. Bailey made a motion to uphold the Hearing Officer's Recommendations for Mr. Robert Coleman. Mr. Clark 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. James Burnor – Case No.: 2008-615*

The Board held an Administrative Hearing regarding Mr. James Burnor.

**MOTION:**

Mr. Bailey made a motion to uphold the Hearing Officer's Recommendations for Mr. James Burnor. Mr. Clark seconded the motion, which carried unanimously.

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**Public Comments:**

*Charlie Ido*

Mr. Ido informed the Commission that the Annual Building Official Association (BOASC) Meeting will be held May 2<sup>nd</sup> - May 5<sup>th</sup> at North Myrtle Beach, South Carolina. The Office of Investigation will present a presentation on Wednesday, May 5<sup>th</sup> relationship between the Residential; Manufactured Housing and Building Codes Investigators and how it affects and interrelates with the Building Officials throughout the State.

*Mr. Frank Clark*

Mr. Clark reported that he has attended several of these meetings and they are very informative and encouraged all members to attend.

**Discussion:**

***“Yes” Answers On Initial and Renewal Applications***

*Chairman Williams*

Chairman Williams stated that the Commission decided that all applications with “yes” answers must be approved by Mr. Stan Bowen.

*Mr. Frank Clark*

Mr. Clark stated all applications with a “yes” answers new; renewal; or online should be given to Mr. Stan Bowen for approval.

*Mr. Byran Dowd*

Mr. Dowd read from a section in the e-mail sent by Mr. Sheridan Spoon, Assistant General Counsel at the request of Mr. Stan Bowen to Mr. David Christian, Assistant Deputy Director.

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“Personally, I don’t believe this is what they really want or intend or need.”

*Mr. Sheridan Spoon*

Mr. Sheridan Spoon advised that the Commission does not want to see ever “yes” answer applicant but the application be forwarded to Mr. Stan Bowen.

*Mr. Al Bailey*

Mr. Bailey stated that he thought the motion was made clear all applications new; renewal; or online that have “yes” answers be forwarded to Stan Bowen for review; and at such time in which Mr. Bowen feels the applicable the applicant should appear before the Commission. He asked what is the confusion.

*Mr. Sheridan Spoon*

Mr. Spoon advised that he was editorializing when he wrote the e-mail and apologized if it was misstated but the Commission does not want a physical appearance of every applicant with a “yes” answer. He stated that the Office of Licensure and Compliance has agreed to forward all applications with a “yes” answers to Mr. Stan Bowen. Based on the Commission’s delegation to Mr. Bowen, he has the authority to decide what applicants appear before the Commission.

*Mr. Bryan Dowd*

Mr. Dowd asked whether additional clarification is needed on which applications with “yes” answers should be forwarded to Mr. Bowen. The motion was all applications with “yes” answers are forwarded.

*Mr. Sheridan Spoon*

Mr. Spoon advised that this action was done prior to the vote occurring. The Commission was not sure what applications Mr. Bowen was actually reviewing. The implication was that Mr. Bowen was not sure he was seeing all the applications.

*Mr. Al Bailey*

Mr. Bailey stated that the e-mail was sent on April 9<sup>th</sup>, and a request was made for Mr. Dwight Hayes to either draft a written document stating the Office of Licensure licensing process or to have Mr. Dwight Hayes draft something for Mr. Bowen to pass along to the Commission or appear before the Commission to explain the process.

*Mr. Sheridan Spoon*

Mr. Spoon stated that he suggested that a written document but not overly detailed description of the process be presented a flowchart would be applicable.

*Mr. Stan Bowen*

Mr. Bowen requested that the Commission put the request in writing this would substantiate the request.

*Mr. Al Bailey*

Mr. Bailey stated that it is on the record.

*Mr. Stan Bowen*

Mr. Bowen stated based on the response sent by Mr. Christian, the Office of Licensure and Compliance will not hold/prevent a renewal beyond the expiration date which is within two months. He stated that it has been approximately one year since he received any applications wit “yes” answers.

*Mr. Sheridan Spoon*

Mr. Spoon advised that the entire sentence should be read and what Mr. Christian is stating is that he would not hold/prevent a renewal beyond the expiration dates without a document from him (referring to Mr. Spoon) or Office of General Counsel to do so. Mr. Spoon advised that Mr. Bowen should present the document and state what applications he would like held pending appearance before the Commission.

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*Mr. Bryan Dowd*

Mr. Dowd asked how long does the Office of Licensure and Compliance hold the application before forwarding them to Mr. Bowen.

*Mr. Stan Bowen*

Mr. Bowen reported that a meeting was held with Mr. Randy Bryant, Assistant Deputy Director; Mrs. Lynn Rivers, Human Resources; Mr. David Christian, Assistant Deputy Director of Office of Licensure and Compliance; Mr. Dwight Hayes, Office of Licensure and Compliance; and the Administrators on Monday, April 12, 2010. Issues regarding the applications was presented and Mr. Hayes stated that he was sending the applications to Mr. Bowen but they did not know whether he was receiving them or not. Mr. Bowen stated it has been approximately one year since he reviewed an application with a "yes" answer. He stated that Mr. Christian reported that the applications would continue going to Mr. Hayes and the 120-day process would be followed.

*Mr. Frank Clark*

Mr. Clark asked what the 120-day process is.

*Mr. Stan Bowen*

Mr. Bowen stated that he could not explain what the process was because it was never clearly explained to him. He explained if there is a "yes" answer on the application the Office of Licensure would automatically approve for issuance and forward it to Mr. Hayes. Mr. Hayes then has 120 days to get a resolution to the "yes" answer. Mr. Bowen stated that he has not received or ever received copies of the applications.

*Mr. Bryan Dowd*

Mr. Dowd asked whether the Office of Licensure receives the application and then forward it to Mr. Hayes.

*Mr. Sheridan Spoon*

Mr. Spoon stated yes, Mr. Hayes is the attorney for the Office of Licensure and Compliance.

*Mr. Bryan Dowd*

Mr. Dowd asked whether "yes" applications being approved by Mr. Hayes.

*Mr. Stan Bowen*

Mr. Stan Bowen stated yes, Mr. Hayes is approving renewal and online applications. Mr. Bowen stated that he assume that Mr. Hayes is approving on-line applications because he have not received any on-line applications. Mr. Bowen stated he only reviews the initial applications. He stated if Mr. Hayes is given the applications to someone to give to him, he is not receiving them. Mr. Bowen reported that the Office of Licensure is issuing the licenses with "yes" answers and they have 120-days to go through the process to determine whether an appearance before the Commission is needed. He stated that if the Office of Licensure is sending out letters to applicants he as the Administrator should be given a copy.

*Mr. Sheridan Spoon*

Mr. Spoon asked Mr. Bowen did he not think the procedure would change since the Commission has received written notification and a vote was taken. Mr. Spoon stated that he could only take Mr. Christian at his word that he would forward the applications to him as of April 9, 2010.

*Mr. Stan Bowen*

Mr. Bowen stated not beyond the expiration date of June 30, 2010.

*Mr. Sheridan Spoon*

Mr. Spoon advised that was a policy of the Office of Licensure and Compliance.

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*Mr. Stan Bowen*

Mr. Bowen stated Mr. Christian agreed at the last meeting he had with the Commission that he would accommodate any of the Commission's requests and to date he has not received any applications.

*Mr. Al Bailey*

Mr. Bailey stated that it seems as if request to have Mr. Bowen review all "yes" applications is being circumvented by the Office of Licensure and Compliance. He asked is Commission responsible for enforcing the policies and procedures for Residential Builders or someone else. Mr. Bailey asked why were they discussing this matter or taking a vote if the Office of Licensure not going to adhere to the Commissions requests.

*Mr. Sheridan Spoon*

Mr. Spoon asked Mr. Bowen based on the information received did he think things would change.

*Mr. Bowen*

Mr. Bowen stated no, based on the meeting held on Monday, April 12, 2010.

*Mr. Sheridan Spoon*

Mr. Spoon advised that he has had much discussion regarding the 120-days rule and they have agreed to disagree. Based on the information from the APA it spells out the process in statute. The applicant's license can stay in affect until time of the hearing. The argument has been made by him and others outside of Office of Licensure and Compliance and it is not the best idea to renew the license for an additional tow years the argument has not prevailed. He stated that this was a different issue from reviewing the applications with "yes" answers. He stated maybe he is overly trusting with people but he takes them at their word and he as accepted the response to the e-mail.

*Chairman Williams*

Chairman Williams stated that the Commission would write a letter to Mr. Christian and forward a copy to Mr. Hayes stating the Commissions position on this matter and signed by all members.

*Stan Bowen*

Mr. Bowen read the second part of the response, which states the following:

"Stan it's important that you update OSP with your changes because it can and will have an impact on the work flow."

Mr. Bowen informed the Commission of the discussion held with Mr. Christian and Mr. Christian requested a requested a written request.

*Charlie Ido*

Mr. Charlie Ido stated that the Office of Investigations have not received any applications.

**Date of Next Meeting:**

The next meeting of the Commission is scheduled for Wednesday, May 12, 2010, in conference room 108.

**Adjournment:**

Mr. Roberts moved the meeting be adjourned. Mr. Clark seconded the motion, which carried unanimously. The April 14, 2010, meeting of the South Carolina Residential Builders Commission adjourned at 3:30 p.m.