



**STATE OF TENNESSEE
DEPARTMENT OF COMMERCE AND INSURANCE
BOARD FOR LICENSING CONTRACTORS**

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**Minutes – Teleconference
February 23, 2011 at 1:00 p.m. (CT)
Third Floor, Andrew Johnson Tower; Nashville**

1:00 p.m. Call to Order by Keith Whittington (Chairman)

Roll Call by Carolyn Lazenby:

Ronnie Tickle; Cindi DeBusk; Mark Brodd; Bill Mason; Marvin Sandrell; and Keith Whittington. (Quorum)

Participants:

Carolyn Lazenby; Jenny Gray; and Telise Roberts.

Keith Whittington, Statement of Necessity Pursuant § T.C.A. 8-44-108:

Necessity means, the matters to be considered by the governing body at the meeting require timely action by the body. Since a physical presence by a quorum of the members is not practical within the period of time requiring action, participation by a quorum of the members will be allowed by electronic means of communication. Voting will be conducted by a roll call vote. This special called meeting is regarding a Summary Suspension of a Limited License Electrician who has been convicted of a felony.

Jenny Gray, Legal Counsel for the Board:

This licensee is currently licensed as a limited license electrician, license number 57345, with an expiration date of November 30, 2012. The Board was notified of the convictions based on the Respondent's renewal application. The Respondent has been given reasonable notice of this informal conference on the website and certified mail to their mailing address of record.

Summary of Facts and Law:

Respondent was convicted of a Class D Felony and a Class E Felony on October 5, 2010. The felonies include Unlawful Possession of a Weapon During Commission of a Felony and Promotion of Methamphetamine Manufacturing. Both of these convictions constitute grounds for revocation of the Respondent's license pursuant to Tenn. Code. Ann § 62-6-118(d) and Tenn. Code Ann. § 62-6-118(g). The Board may also assess civil penalties for such violations.

Board Discussion:

Jenny Gray: We are here today for the Board to make a finding that the public health, safety, or welfare imperatively require emergency action and incorporate that finding in an Order. We need to articulate some facts of why the Board believes it is imperative to the public health, safety, and welfare and requires emergency action for summary suspension.

Ronnie Tickle: When did he first receive license?

Carolyn Lazenby: November 19, 2002. He did not pass exam.

Mark Brodd: Any complaints on him? No

Bill Mason: He did plead guilty and some charges were dropped is my understanding?

Jenny Gray: Yes, initial charges were Possession of Firearm During dangerous felony and dropped down to Possession of Firearm During Felony.

Keith Whittington: How did this come in front of the Board?

Jenny Gray: Through the renewal process.

Carolyn Lazenby: The application asks whether the licensee has any felony convictions and he checked yes which flagged our staff.

Keith Whittington: Any reason for us to feel he is a threat to the general public?

Bill Mason: The nature of the offense with firearm and meth constitute threat because nature of offense causes erratic behavior and creates property threat.

Cindi Debusk: I agree with Bill.

Keith Whittington: Put that in a motion Bill.

Bill Mason: I move for the immediate suspension of license because there is a likelihood the individual is a threat to the general public.

Marvin Sandrell: I second the motion.

Keith Whittington: any other discussion or questions?

None

Roll call vote:

Ronnie Tickle – yes

Cindi DeBusk – yes

Keith Whittington – yes

Marvin Sandrell – yes

Bill Mason – yes

Mark Brodd – yes

Motion approved to execute Summary Suspension Order for Respondent.

Adjourn