

MINUTES

ELEVATOR INSTALLATION, REPAIR AND MAINTENANCE WORK EXAMINING BOARD

NOVEMBER 19, 2007

The meeting was called to order by John R. DeRosa, Jr., Acting Chairperson at 9:39 a.m. in Room 117 of the State Office Building, 165 Capitol Avenue, Hartford, Connecticut.

Members Present: Paul Farnsworth, Contractor
Joseph Bayusik, Contractor
John R. DeRosa, Jr. Journeyperson
Michael D. Griffin, Journeyperson
Gary Bazzano, Public Member

Members Absent: Thomas J. O'Reilly, Contractor
Sally Katz, Public Member, Chairperson

Board Vacancies: One Public Member, appointed by the Governor

Board Counsel Present: None

DCP Staff Present: Nelson Leon, Board Secretary
Richard M. Hurlburt, Director

Public Present: Dee Caffrey
Daniel Kelly
Steven A. Bruno
Steven Roth

Note: The administrative functions of this Commission are carried out by the Department of Consumer Protection, Occupational and Professional Licensing Division.
For information, call Richard M. Hurlburt, Director, at (860) 713-6135.

Agency Web Site: www.ct.gov/dcp

ACTING CHAIRPERSON

The Board voted unanimously to appoint John R. DeRosa, Jr. as the Acting Chairperson for today's meeting.

MINUTES FROM PREVIOUS MEETINGS

The Board voted unanimously to approve minutes of the September 10, 2007 Elevator Installation, Repair and Maintenance Work Examining Board meeting.

APPLICATIONS

John Palma, New Fairfield, CT – (R-2) Unlimited Journeyman Application – Denied

The Board denied Mr. Palma's application at their 1/8/07 & 7/9/07 meeting due to lack of a required "Letter of Apprenticeship Completion" certificate, notarized statements from occupational related employers as to dates and duties of employment and a letter from an (R-1) Unlimited Contractor or (R-2) Unlimited Journeyman who have supervised Mr. Palma.

After further review of Mr. Palma's application, the Board voted unanimously to deny his Application due to lack of required occupational related experience and lack of required school related instructional experience.

Paul Poissant, Middletown, CT – (R-2) Unlimited Journeyman Application – Approved

The Board voted unanimously to approve Mr. Poissant's application.

Todd Sabourin, Brooklyn, CT – (R-6) Accessibility Journeyman Application – Denied

The Board denied Mr. Sabourin's application at their 9/10/07 meeting due to lack of a required "Letter of Apprenticeship Completion" certificate.

After further review of Mr. Sabourin's application, the Board voted unanimously to deny his application due to lack of a required "Letter of Apprenticeship Completion" certificate.

CORRESPONDENCE

1. Connecticut Occupational Trades License Law Update, Public Act No. 07-188 - An act concerning the enforcement of certain professional and occupational licensing, certification and registration laws.
2. Gas / corrugated stainless steel gas tubing grounding.
3. Corrugated stainless steel tubing for fuel gas distribution in buildings and concerns over lightning strikes.

LEGISLATIVE UPDATE

Attorney Jerry Padula, DCP Legislative Liaison appeared before the Board today and informed them of legislative process concerning public acts, regulations, bills, etc. that impact on the occupations regulated by the Department of Consumer Protection.

Mr. DeRosa expressed concern regarding regulation proposed to change language to the (R-5) license category as it relates to the scope of work, and that the Board was not aware of such proposal. Mr. DeRosa informed Attorney Padula that the Board is strongly opposed to language change concerning the scope of work relating to the (R-5) license category, which may impact on the public safety. Mr. Bruno and Mr. Roth shared the same concern of Mr. DeRosa and expressed concern regarding accessibility and conveyor work being performed by unlicensed and/or inexperienced individuals, with Connecticut not having an approved apprenticeship program and such applications not coming before the Board for review and approval. Mr. Roth recommended that the Board get Attorney Padula involved with the clarification of (R-5, R-6, R-7 & R-8) license categories as it links to public safety.

Mr. Farnsworth asked Attorney Padula to explain regulation versus statutes. Attorney Padula said that everything starts with the statutes and that you can enact regulation once you are given specific statutory authority. However, our Commissioner has some broad authority to do things under certain statutes.

Mr. Farnsworth stated that the purpose of licensing is promote public safety and welfare, and to prevent unqualified people from performing licensable elevator work. Inadvertently, the statute establishing the limited license of (R-7 & R-8) has legalized unqualified people from performing elevator work, which has had the complete opposite affect of what our mission is suppose to be. That can be corrected perhaps through the regulatory process by definition and eliminating that clause that allows them to do these vertical crate type lifts, and would limit the conveyor mechanics to do the typical belt type incline that you find coming from the basement of a retail store onto the floor. Mr. Bruno said that this type of work is on-going with a total disregard to both licensure and safety.

The Board unanimously requested that all (R-7, R-8, R-9 & R-10) applications be reviewed by the Board for approval or denial.

NEW BUSINESS

The Board voted unanimously to establish a committee, with Paul Farnsworth as Chairperson, to handle the reviewing and updates of elevator work regulations and statutes.

There being no further business, the meeting adjourned at 11:25 a.m.

Respectfully submitted,

Nelson Leon
Board Secretary

The next regular meeting of this Board is scheduled for Monday, January 14, 2008 in Room 117.