

**MECHANICAL LICENSING BOARD
PUBLIC MINUTES**

April 12, 2023, at 9:00 a.m.

7 Eagle Square
Concord, NH 03301

There was a meeting of the Mechanical Licensing Board on April 12, 2023. The meeting was called to order at 9:00 a.m. by Jesse Doucette. Also present were Robert Roy, Paul Perry, Joseph Nash, Elisha Cole, Steve Guercia, and Michael Harrison. Attending via zoom was Peter Kendrigan. Attending from the OPLC were Board Administrator Shana Warriner, Chief Mechanical Inspector Marc Prindiville. Representing the AG's Office Attorney Sheri Phillips.

1. Call to Order

2. Approve March 8, 2023, and March 24, 2023, Meeting Minutes- E. Cole made a motion to approve the minutes from the March 8, 2023, and March 24, 2023, meeting. P. Perry seconded, and motion passes with a roll call vote.

2. Non-Public session-

a. Upon the motion of M. Harrison and the second of P. Perry the Board, by roll call vote, voted to conduct a non-public session at 9:00 a.m. for the purpose of discussing matters that if discussed in public would likely adversely affect the reputation of persons other than a member of the body itself and noting that such a non-public session is authorized by RSA 91-A:3, II(c), (j), RSA 91-A:5, IV, Lodge v. Knowlton, 11 N.H. 574 (1978), and the Board's executive and deliberative privileges. Each member recorded his or her vote on the motion, which passed by the unanimous vote of all members present.

3. Seal the Non-Public Minutes - Upon return to public session at 9:47 a.m. J. Nash made a motion to seal the minutes from the non-public session. R. Roy seconded, and motion passes with a roll call vote.

4. OPLC and/or Board Administration Updates

a. Seminar Provider Lists Discussion – S. Warriner brought up that there has been an increase in recent months of lists being submitted with incorrect numbers and names on them. The Board stated all providers should be verifying names and numbers. A reminder will be sent out to providers reminding them to confirm license numbers with names and verify the lists are correct before sending them to the OPLC.

b. Resignation of Steve Guercia – Effective July 1, 2023 - Steve will be retiring and will no longer be available for the Board. S. Guercia was thanked by the Board for all his work and time with the board working on water treatment portion of the Board. S. Guercia does have a replacement he is working with to put in for the seat on the board.

c. Director Bethany Cottrell – Director Cottrell discussed with the board the change in about twenty-five licenses that had duplicate numbers. The Board expressed that the numbers are associated with advertising, trucks and multiple other things and just changing numbers to completely different numbers cannot happen. Director Cottrell reiterated we can't have duplicate numbers and suggested if the Board was okay with adding a suffix at the end of the number and stated that they won't get penalized if they don't add it to advertising or trucks and that a letter would go out to enforcement that they may have a suffix that may or not be noted on trucks etc. A letter could also be sent to businesses as well for confirmation that they will not be penalized if they choose not to change numbers on advertising and trucks.

5. Old Business

a. Les Houston Approval of Changes to Gas Exams – R. Roy made a motion to approve changes submitted. M. Harrison seconded motion passes with a roll call vote.

6. New Business –

a. Chief Inspectors Report – M. Prindiville reviewed his report with the board the Board. M. Prindiville asked the board to clarify if delivery trucks with the company names on them need to have the license number on the trucks since they are considered advertising with the name of the business. The Board agreed that any vehicle with the company name on it must have the license number on them. M. Prindiville also informed the Board that Keene is now doing their own inspections.

b. MCC Email – MCC sent an email looking for approval to do accommodations for those students that meet the requirements for accommodations. J. Nash made a motion to approve MCC to put accommodations in place for students needing accommodations. Accommodations approved are extended time, digital code books provided by MCC and reader pens. R. Roy seconded motion passes with a roll call vote.

7. Rules Review and Other Legislative Topics -

a. Rules Working Group-

* Mec-200 – Final Proposal – J. Nash made a motion to accept the final proposal. P. Perry seconded motion passes with a roll call vote.

* Mec-300 – Working on Fiscal Impact statement

* Mec-400 – Hearing was opened for public comment at 9:50 am. B. Trombly wanted to bring to the Boards attention the confusion with the 400s relating to expired licenses and changing the expiration date to date received instead of the birth month for individuals. There is some confusion with 403 and 405 and should be clarified. T. Kelley and the Board seen the confusion and changes will be made to clarify. Hearing was closed at 10:10am

* Mec-500 – Vote for Adoption – J. Nash made a motion to accept the adoption of the Mec-500. E. Cole seconded motion passes with a roll call vote.

* Mec-605.02 – Hearing was opened at 9:50am. There were no public comments. Hearing was closed at 10:10am.

* Saf-Mec 700 – Vote on Conditional Approval Response – P. Perry made a motion to approve. J. Nash seconded motion passes with a roll call vote.

* Saf-Mec 800 – Vote on Conditional Approval Response – J. Nash made a motion to approve. M. Harrison seconded motion passes with a roll call vote.

8. Legislative Update – Attorney Shane Goulet spoke to the board about HB 655 and how it went from 78 pages to 23 pages. HB 655 has some changes to licensing, complaints, and hearings examiners. B. Trombly stated the Gas Association wants the code appeals to go to the BCRB and law and administration appeals to supreme court. Attorney Goulet spoke to the board about HB 2. They discussed the potential for the board to go from 8 to 5 members. Also discussed was the repeal and redacts of disciplinary hearings. Attorney Sheri Phillips told the Board they really need to read HB 2 and see what they are okay with and not okay with.

M. Harrison made a motion to keep the eight-member board. J. Nash seconded motion passes with a roll call vote.

R. Roy made a motion to keep the voluntary water treatment certification. P. Perry seconded motion passes with a roll call vote.

J. Nash made a motion to keep the disciplinary portion with the Board. E. Cole seconded motion passes with a roll call vote.

M. Harrison made a motion to elect J. Doucette and/or J. Nash to represent the Board and Attorney S. Goulet on working together and providing testimony. J. Nash seconded motion passes with a roll call vote.

9. Public Comments- Bill Trombly Jr. just stated that HB 2 was a mess.

10. Adjournment- The next meeting will be on May 10, 2023, at 9:00 a.m.

J. Nash made a motion to adjourn at 11:40 a.m. R. Roy seconded, and motion passes with a roll call vote.