



# Mechanical Safety & Licensing Board Public Meeting Minutes

Mechanical Safety & Licensing Board  
November 8, 2023 at 9:00 AM EDT

@ 7 Eagle Square Concord NH - Hearings Room

## **Attendance**

### **Present:**

Board Members: Jesse Doucette – Chair

Joseph Nash

Elisha Cole

Michael Harrison

Board Counsel: Elizabeth Eaton

Board Administrator: Talia Wilson

Board Administrator: Teresa Boyer

### I. Call to Order

The meeting was called to Order at 9:00am

### II. Approval of Public Minutes 10/11/23

#### **Motion:**

Motion to approve the Public Minutes.

Motion moved by Michael Harrison and motion seconded by Elisha Cole. Motion passes unanimously.

### III. Public Appearances/Hearings

#### A. Billcliff – 10:30am – 2023-MECH-011

Hearing Officer: Shane Goulet

The hearing commenced at 9:31am. On the issues presented pursuant to rule 206.06(b)(3), the issues to be considered at the hearing in this matter are as follows:

- (1) Whether, pursuant to RSA 332-G:10, the Applicant's criminal record disqualifies him from obtaining state recognition because it includes a conviction and the Board has (a) considered the nature of the crime, and any information provided as to the current circumstances of the convicted person, including but not limited to their rehabilitation, completion of the criminal sentence, amount of time that has passed since the conviction or release, testimonials, employment history

and employment aspirations; and determined, by clear and convincing evidence: (1) the conviction has a substantial and direct relationship to the occupation, trade, vocation, profession, or business for which the person has applied for or obtained state recognition; and (2) disqualifying the individual or suspending or revoking the state recognition based upon that conviction serves the purpose of protecting public safety.

Hearing Officer Goulet gave Mr. Billcliff the opportunity to request to hold the hearing in a non-public session and Mr. Billcliff declined stating he was comfortable proceeding in public. Officer Goulet swore in Mr. Billcliff for testimony. Mr. Billcliff gave testimony and the Board followed up with several questions. The hearing closed at 9:56am. Deliberations were held in non-public session.

#### IV. Rules Review and Legislative Topics

##### A. Rules

###### 1. Plc 313 - Review with Executive Director Courtney

OPLC Executive Director Courtney reviewed PLC 313 licensure by endorsement. The Board requested to add the requirement that the licensing state has adopted the same codes as the NH Board. Additionally requested that the requirement hours before being able to test be added for Journeyman and Master.

#### V. New Business

##### A. Chief Inspectors Report

Marc Prindiville provided a report to the Board. He also let the Board know the November CE Provider Seminar went well and a makeup date is scheduled for December 2, 2023. In addition, he also explained that the CE Providers that were attendance provided their contact info so the Board's website could be updated accordingly.

##### B. CE Provider Approval

On a motion by Michael Harrison and seconded by Joseph Nash the Board the Board approved the below pending completion of the December, make up session.

1. Scott Tarzia
2. Michael Breton
3. Paul Davis

#### VI. Public Comment

Public Comment was offered to the Board explaining a discrepancy on the Board's website that CE providers are not able to list their websites as part of their contact information however schools listed on the Board's site link their webpage and offer CE courses so

appeared as a contradiction. Board Counsel stated she would look into this with OPLC staff and report back.

VII. Non-Public Session

Non-public session, conducted for the purpose of discussing investigations of alleged licensee misconduct and other confidential Board business. Such a non-public session is authorized by RSA 91-A:3, II (c) & (e), RSA 91-A:5, IV, *Lodge v. Knowlton*, (1978), and the Board's executive and deliberative privileges.

**Motion:**

At 9:44am Joseph Nash made a motion to go into a non-public session.

Motion moved by Joseph Nash and motion seconded by Michael Harrison. The motion passed by roll call vote.

2<sup>nd</sup> Non-public session, conducted for the purpose of discussing investigations of alleged licensee misconduct and other confidential Board business. Such a non-public session is authorized by RSA 91-A:3, II (c) & (e), RSA 91-A:5, IV, *Lodge v. Knowlton*, (1978), and the Board's executive and deliberative privileges.

**Motion:**

At 10:53am Jesse Doucet made a motion to go into a non-public session.

Motion moved by Jesse Doucet and motion seconded by Michael Harrison. The motion passed by roll call vote.

VIII. Resume Public Session

**Motion:**

Motion to resume the public session

Motion moved by Joseph Nash and motion seconded by Michael Harrison. Motion passes by roll call vote.

Motion to resume the 2<sup>nd</sup> public session

Motion moved by Joseph Nash and motion seconded by Elisha Cole. Motion passes by roll call vote.

IX. Seal the Non-Public Minutes

Minutes of the non-public session are sealed to maintain the privacy of the items discussed in non-public session pursuant to RSA 91-A:3, II (c), on the grounds that public disclosure may adversely affect the reputation of a person other than a Board member or render the proposed action ineffective.

**Motion:**

Motion to seal the Non-Public minutes.

Motion moved by Joseph Nash and motion seconded by Michael Harrison. Motion passes unanimously.

Minutes of the non-public session are sealed to maintain the privacy of the items discussed in non-public session pursuant to RSA 91-A:3, II (c), on the grounds that public disclosure may adversely affect the reputation of a person other than a Board member or render the proposed action ineffective.

**Motion:**

Motion to seal the 2<sup>nd</sup> Non-Public minutes.

Motion moved by Jesse Doucet and motion seconded by Joseph Nash. Motion passes unanimously.

X. Adjournment

At 11:05am

**Motion:**

Motion to adjourn.

Motion moved by Joseph Nash and motion seconded by Elisha Cole. Motion passes unanimously.