



# Mechanical Safety & Licensing Board Public Meeting Minutes

Mechanical Safety & Licensing Board  
October 11, 2023 at 9:00 AM EDT

@ 7 Eagle Square Concord NH - Hearings Room

## **Attendance**

### **Present:**

Board Members: Jesse Doucette – Chair

Joseph Nash

Paul Perry

Elisha Cole

Michael Harrison

Robert Roy

Board Counsel: Elizabeth Eaton

Board Administrator: Talia Wilson

Non-Meeting to confer with Board Counsel is noted for the below time:

Start – 10:25am

Back on record at – 10:35am

### I. Call to Order

The meeting was called to Order at 9:00am

- II. Board Counsel Elizabeth Eaton explained to the Board new composition of the board now being 5 members. The interpretation at this time is that the current members would finish out their term. Counsel will confer with OPLC legal team for further clarification.

### III. Approval of Public Minutes 9/13/23

#### **Motion:**

Motion to approve the Public Minutes.

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

IV. Public Appearances/Hearings

A. Maskell - 9:30am – 2023-MECH-004

Hearing Officer: Shane Goulet

The hearing commenced at 9:31am. Hearing Officer Goulet gave Mr. Maskell the opportunity to request to hold the hearing in a non-public session and Mr. Maskell declined stating he was comfortable proceeding in public. Officer Goulet swore in Mr. Maskell for testimony. Mr. Maskell gave testimony and the Board followed up with several questions. Officer Goulet will keep the record open for 5 days following the hearing to give Mr. Maskell the opportunity to submit written recommendations on his behalf. The hearing closed at 9:56am.

B. Hong- 10:00am – 2023-MECH-003

Hearing Officer: Shane Goulet

The hearing commenced at 10:03am. Hearing Officer Goulet reconized that Mr. Hong was not in attendance. Officer Goulet called upon Thomas Pappas OPLC paralegal to report the attempts that were made to Mr. Hong to appear. Mr.Pappas stated that on September 23, 2023 and September 28, 2023 certified mail was attmpted for delivery with no authorized person available for signature. He furter explained that the hearing notice was emailed and sent regular as well without being returned. Officer Goulet paised the hearing at 10:05am to allow additional time for Mr. Hong to appear. The hearing was back on record at 10:18am. On a motion by Elisha Cole and seconded by joseph Nash the Board voted to hold the hearing in absentia. The hearing was concluded at 10:20am.

V. OPLC and/or Board Administration Updates

Board Adminstrator Talia Wilson introduced herself as the new Board Adminstrator and explained Elizabeth Eaton would remain as Board Counsel.

VI. Rules Review and Legislative Topics

A. Rules- Tina Kelley - 11:30am

1. Mec - 300s – Adoption

2. Mec - 400s – Adoption

On a motion by Joseph Nash and seconded by Elisha Cole the board voted to adopt Mec 300s and Mec 400s as submitted.

VII. New Business

A. Chief Inspectors Report

Marc Prindiville provided a report to the Board.

1. November Seminar Discussion

On a motion by Michael Harrison and seconded by Robert Roy the Board voted to approve the submitted seminar and add additions of the new composition of the board, reviewing the provider list that is on the website, and reiterating to licensees that is it their responsibility to know when their license expires.

B. CE Provider Approval

1. Gilbert Biron

The Board approved pending completion of November seminar.

C. Application

1. Shawn Griffin

On a motion by Jesse Doucet and seconded by Joseph Nash the Board voted to accept the hours submitted but 2 hours still required per Mec 305.5

VIII. Public Comment

IX. 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 11:12am 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.

X. 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.

XI. 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 Robert Roy. Motion passes unanimously.

XII. Adjournment

At 11:55am

**Motion:**

Motion to adjourn.

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