



Mechanical Safety & Licensing Board Public Meeting Minutes

Mechanical Safety & Licensing Board
December 13, 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 11/8/23

Motion:

Motion to approve the Public Minutes.

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

III. Public Appearances/Hearings

A. Lawson – 10:00am – 2023-MECH-005

Hearing Officer: Nikolas Frye

Hearing Counsel – John Brown

Witness for Prosecution – Stacey Marsland

The hearing commenced at 10:01am. Mr. Lawson was not in attendance. Hearing Clerk Thoms Pappas testified as to what efforts were made to notify Mr. Lawson of the scheduled hearing. Mr. Pappas informed the board that on October 9, 2023 notice was emailed and mailed regular and certified. Green card was received back at the OPLC office with signature of receipt. Therefore, Hearing Officer Frye determined sufficient notice was given and the hearing would be held in absentia.

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, between approximately July 31, 2022, and May 31, 2023, Kris L. Lawson engaged in the unlawful practice of gas fitting, by installing fuel gas appliances and equipment in the State of New Hampshire without gas fitting licensure. See RSA 310-A:1-m, VIII and RSA 310:13, eff. 07/01/23.

(2) If a finding of unlicensed practice under issue #1 is made, what if any action the Board should take pursuant to RSA 310-A:1-m, VIII and RSA 310:13, eff. 07/01/23. The hearing closed at 10:18am. Deliberations were held in non-public session.

IV. Old Business

A. Board Webpage

Provided Links - Public Concern from November Board Meeting

The Board was updated that OPLC Executive Director Courtney determined the Board's site should not have any links, so the educational facility websites were removed.

V. New Business

A. Chief Inspectors Report

Marc Prindiville provided a report to the Board. He also let the Board know the November, and December CE Provider Seminars went well and approximately 60 providers attended.

VI. Public Comment

There were no public comments.

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 9:10am 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.

2nd 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 10:19am Jesse Doucet made a motion to go into a non-public session.

Motion moved by Jesse Doucet and motion seconded by Joseph Nash. 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 2nd 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 2nd Non-Public minutes.

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

X. Adjournment

At 10:51am

Motion:

Motion to adjourn.

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