



Mechanical Safety & Licensing Board Public Meeting Minutes

Mechanical Safety & Licensing Board
February 7, 2024 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

Peter Kendrigan

Board Counsel: Elizabeth Eaton

Board Administrator: Teresa Boyer

Board Administrator: Carson Hansford

I. Call to Order

The meeting was called to Order at 9:06am

II. Approval of Public Minutes 1/10/2024

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. Miro– 10:00am – 2024-MECH-002

Hearing Officer: Shane Goulet

Respondent – Ricardo Miro – sworn in

The hearing commenced at 10:05am. 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.

The hearing closed at 10:25am. Deliberations were held in non-public session.

B. Fetty – 10:30am – 2024-MECH-001

Hearing Officer: Shane Goulet
Respondent: James Fetty – sworn in
Witness: James Fusco - sworn in

The hearing commenced at 10:27am. 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 the Applicant can demonstrate, by a preponderance of the evidence that he has accumulated a minimum of 2,000 working hours of on-the-job experience in the trade or its equivalent in an approved educational setting as defined in Mec 301.01, relevant to the installation, service, and repair of gas appliances or equipment within 60 consecutive months, 750 hours of which may be applied if the applicant can demonstrate proof of relevant field experience installing, servicing, and repairing heating oil fired appliances or equipment. *See* Mec 305.04(b)(2).

The hearing closed at 10:45am. Deliberations were held in non-public session.

IV. Licensure

A. Kurt Dean – Journeyman Plumber

Motion moved by Michael Harrison and motion seconded by Joseph Nash to have a show cause hearing. Motion passes unanimously.

V. New Business

A. Chief Inspectors Report

Chief Mechanical Inspector Marc Prindiville provided a report to the Board on updates on inspections, complaints. New Mechanical inspector starting soon Chief Inspector Marc Prindiville will join meeting to be introduced to the Board.

B. VT Reciprocity for NH Service Technician License Inquiry

Education is fine, cannot use this for NH Service Gas Fitter License. On the job training must be done under a NH licensee.

Gas Trainee in NH – Acquire hours to supplement education from VT.
2,000. Rule – 305.04- (2)

VI. Public Comment

Charles Clark – would like to know where his worker whom apprentice can go to test. Links provided through chat feature via zoom.

John Kendall- expressed his concerns on the confusion of the Mechanical entity licensure fee v. what is in rule.

John Fusco- expressed his concern on Mechanical entity licensing fees.

VII. Laws & Rules

A. Legislative Update

Board Counsel Elizabeth Eaton discussed with Board legislative updates that effect the Mechanical & Safety Board on the house bill and senate bills below.

1. **SB300**
2. **HB1272**
3. **HB16776**
4. **SB533**

5. **HB1387 – Building Code Review Board**

On a motion by Jesse Doucet and seconded by Joe Nash the Board voted to send a member to testify on behalf of the Board. The Board is opposed.

VIII. 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 10:55am Jesse Doucette made a motion to go into a non-public session.

Motion moved by Jesse Doucette and motion seconded by Peter Kendrigan. The motion passed by roll call vote.

IX. Resume Public Session

Motion:

Motion to resume the public session at 11:56am

Motion moved by Jesse Doucette and motion seconded by Peter Kendrigan. Motion passes by roll call vote.

X. 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.

XI. Adjournment at 12:03pm

Motion:

Motion to adjourn.

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