

MINUTES

ELEVATOR INSTALLATION, REPAIR AND MAINTENANCE WORK EXAMINING BOARD

MARCH 8, 2010

The meeting was called to order by John R. DeRosa, Jr. Acting Chairperson at 9:38 a.m. in Room-126 of the State Office Building, 165 Capitol Avenue, Hartford, Connecticut.

Members Present: John R. DeRosa, Acting Chairperson
Paul Farnsworth, Contractor
Joseph Bayusik, Contractor
Michael D. Griffin, Journeyperson
Roger L. LaFleur, Public Member

Members Absent: Thomas J. O'Reilly, Contractor
Gary Bazzano, Public Member
Gaetano T. Zappala, Public Member

Board Vacancies: None

Board Counsel Present: None

DCP Staff Present: Nelson Leon
Linda Roberts

Public Present: Steven A. Bruno
Steve Roth

Note: The administrative functions of the Boards, Commissions and Councils are carried out by the Department of Consumer Protection, Occupational and Professional Licensing Division. For information contact Richard M. Hurlburt, Director at (860) 713-6135 or Fax: (860) 706-1255.

Agency Website: www.ct.gov/dcp **Division E-Mail:** occprotrades@ct.gov

MINUTES FROM PREVIOUS MEETINGS

1. The Board voted unanimously to approve minutes of the January 11, 2010 Elevator Installation, Repair and Maintenance Work Examining Board meeting.
2. The Board voted unanimously to correct minutes of the July 13, 2009 Elevator Installation, Repair and Maintenance Work Examining Board meeting to page-3 under New Business (Temporary Hoisting Machines) fourth paragraph, to reflect ANSI A10.5 rather than ANSI A10.4

APPLICATIONS

Jeffrey M. Bronsord, East Granby, CT – (R-2) Unlimited Journeyperson – Approved

The Board voted unanimously to approve Mr. Bronsord's application.

Timothy Fisher, Old Saybrook, CT – (R-2) Unlimited Journeyperson – Approved

The Board voted unanimously to approve Mr. Fisher's application.

Michael Jenny, Voluntown, CT – (R-2) Unlimited Journeyperson – Approved

The Board voted unanimously to approve Mr. Jenny's application.

Zachary R. Marshall, Durham, CT – (R-2) Unlimited Journeyperson – Tabled

The Board voted unanimously to table Mr. Marshall's application, contingent upon receipt and review of notarized statements from occupational employers attesting to specific dates and duties of employment.

Fred R. Spielman, Somers, CT – (R-2) Unlimited Journeyperson – Approved

The Board voted unanimously to approve Mr. Spielman's application.

OLD BUSINESS

1. Mr. DeRosa is inquiring on the status of the following Board's draft regulation language changes proposed at their 1/12/09 meeting concerning the (R-5) Limited Contractor and (R-6) Limited Journeyman license category.

Limited contractor elevator license (R-5)

This license shall be known as an accessibility contractor's license. The holder of this license may perform, except as hereinafter stated, installation, repair and maintenance work on all equipment as defined in section 20-332-3a of these regulations. A person must have served at least two years as an R-2 or R-6 journeyman or have equivalent experience to qualify for the R-5 examination. The holder of this license may not perform any work on equipment as defined in section 20-332-3a of these regulations if the platform of said equipment is to penetrate the floor or ceiling of the building in which the equipment is to be installed. The holder of this license may not perform any work on any limited use limited access elevators.

Limited journeyman elevator license (R-6)

This license shall be known as an accessibility journeyman's license. The holder of this license may perform, except as hereinafter stated, installation, repair and maintenance work on all equipment as defined in section 20-332-3a of these regulations and only while in the employ of a duly licensed elevator contractor. A person must have completed a one year, two thousand hour (2,000) elevator accessibility apprenticeship program or have equivalent experience to qualify for the R-6 examination. Pursuant to Section 31-51d of the Connecticut General Statutes, the labor commissioner will formulate work training standards for apprentices in the craft of installing accessibility equipment. The holder of this license may not perform any work on equipment as defined in section 20-332-3a of these regulations if the platform of said equipment is to penetrate the floor or ceiling of the building in which the equipment is to be installed. The holder of this license may not perform any work on any limited use limited access elevators.

Sec. 20-332-3a Licensing of accessibility contractors and journeymen

Accessibility equipment refers to the inclined stairway chairlifts, vertical wheelchair lifts, inclined lifts and any other lift that is referred to in Section 29-200 of the Connecticut General Statutes that is designed to transport persons with physical disabilities, whether or not wheelchair users. Accessibility equipment is limited to both vertical and inclined lifts designed in compliance with the current ASME A18.1, using hydraulic, mechanical or cable hauled mechanisms installed in any commercial, industrial, public and/or residential facility. The exemption provided in Section 20-340(5) of the Connecticut General Statutes is not applicable to such equipment.

The Board voted unanimously to table this matter to their next meeting for further review and discussion.

NEW BUSINESS

Mr. DeRosa referenced a letter dated 2/26/10 from Richard M. Hurlburt, Director of Occupational and Professional Licensing Division which was sent to an elevator contractor concerning elevator cab interior renovations and upgrades. The letter defines this type of work as cosmetic upgrades and/or refurbishment to interior elevator cab wall panels, bases, ceilings, front returns, transoms, hand rails, flooring and all other surfaces in the interior of the cab. This work shall not include electrical work such as but not limited to cab wiring, controls, push buttons, or indicator fixtures, with the exception of surface cleaning. All work as described above will be confined to the interior of the elevator cab. No license shall be required for the limited work of elevator cab interior renovations as defined above.

Mr. DeRosa said that he feels the interpretation by Mr. Hurlburt conflicts with previous cases and rulings by the Board regarding two Formal Hearings held on November 3, 1997 concerning Docket No. 97-474 & 97-475, in which the Board issued an immediate order of discontinuance on both cases.

Mr. DeRosa said that past minutes of 1997, the Board ruled that surface cleaning and painting is allowable without an elevator license.

Mr. DeRosa said that CT General Statutes, Chapter 393, Section 20-332 (b) (Powers and duties of the boards) states that the Commissioner of Consumer Protection, with the advice and assistance of the appropriate board, (1) may adopt regulations, in accordance with chapter 54, for the pursuit, practice and standards of the occupations within the jurisdiction of the boards for the preservation of the public safety, (2) except as provided in this chapter, shall adopt regulations, in accordance with chapter 54, to establish the amount and type of experience and training required to qualify an applicant for an examination for any license, and (3) shall determine the specific area of a trade for which limited licenses shall be issued and the areas for which no license shall be required.

After further review and discussion, the Board voted unanimously to advise the Department that all elevator cab material renovations / upgrades with the exception of surface cleaning shall be performed by an elevator craftsman.

Mr. DeRosa requested that Board legal counsel (Raul Rodriguez, Assistant Attorney General) and Mr. Hurlburt be asked to attend this Boards next meeting scheduled for Monday, May 10, 2010 in order to discuss interpretations by the Department of Consumer Protection.

There being no further business, the meeting adjourned at 11:15 a.m.

Respectfully submitted,

Nelson Leon
Board Secretary

The next regular meeting of this Board is scheduled for Monday, May 10, 2010 in Room-126.