

MINUTES

ELEVATOR INSTALLATION, REPAIR AND MAINTENANCE WORK EXAMINING BOARD

MAY 10, 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
 Thomas J. O'Reilly, Contractor
 Paul Farnsworth, Contractor
 Joseph Bayusik, Contractor
 Michael D. Griffin, Journeyperson
 Roger L. LaFleur, Public Member

Members Absent: Gary Bazzano, Public Member
 Gaetano T. Zappala, Public Member

Board Vacancies: None

Board Counsel Present: None

DCP Staff Present: Nelson Leon

Public Present: 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

The Board voted unanimously to approve minutes of the March 8, 2010 Elevator Installation, Repair and Maintenance Work Examining Board meeting with amendments to page-4, striking paragraph-6 and the first statement in paragraph-7.

APPLICATIONS

Jason M. Maddern, West Haven, CT – (R-2) Unlimited Journeyperson – Tabled

The Board voted unanimously to table Mr. Maddern's application, contingent upon receipt of notarized statements from his occupational related employers (Otis Elevator Co. and Schindler Elevator Corp.) clarifying actual dates of employment with them and (W-2) wage earning forms from both employers, who are claiming Mr. Maddern was employed with them from 5/7/07.

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

The Board tabled Mr. Marshall's application at their 3/8/10 meeting, contingent upon receipt and review of notarized statements from occupational employers (Kone and Otis) attesting to specific dates and duties of employment.

After further review and discussion at today's meeting concerning Mr. Marshall's application, the Board voted unanimously to approve Mr. Marshall's application.

FINAL DECISION AND ORDER CONCERNING DOCKET NUMBERS 97-474 AND 97-475

Final decision and orders reference by Mr. DeRosa at the Board's 3/8/10 concerning Docket Numbers 97-474 and 97-475, in which the respondents were ordered to immediately discontinue from engaging in the aforementioned conduct and/or practices.

Mr. DeRosa expressed concern about elevator cab interior work and provided clarification concerning elevator licensure work as it relates to cab interior work pursuant to Chapter 393 of the CT General Statutes.

CUSTOM CAB MANUFACTURER AND ON SITE CAB INTERIOR FINISH-OUT FABRICATOR WORK

Mr. DeRosa discussed the elevator application process and licensure requirements under CT General Statutes, Chapter 393 and 416, and concluded that he has not found any area of the elevator trade industry in which no license is required except for surface cleaning.

Mr. DeRosa further discussed mandates under CT General Statutes, Chapter 393 and 416, and concluded that only the Elevator Board has the authority to approve elevator work applications and that all elevator work applications shall be reviewed for approval and/or denial by the Elevator Board, in addition to elevator work contractor applicants complying with certain mandated requirements (workers' compensation and unemployment insurance) prior to issuance of their contractor license.

Mr. DeRosa also concluded that all proposed regulation changes must come before the Elevator Board prior to approval of such regulation language changes.

COMPLAINT STATUS REPORT

Mr. DeRosa is requesting a monthly report identifying complaints received and dismissed, in addition to DCP seeking assistance from the Elevator Board on all complaints received.

Mr. Farnsworth reported that there are approximately 50 to 100 elevator trainee licenses issued by DCP and is requesting what the license covers, when the designation was established, who established it and what criteria was established for the designee.

The Board is requesting a monthly report reflecting the pass/fail elevator license examination results for review.

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 is looking for a follow-up on these proposed draft regulation language changes.

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

Respectfully submitted,

Nelson Leon
Board Secretary

The next regular meeting of this Board is scheduled for Monday, July 12, 2010 in Room-126.