

MINUTES

ELEVATOR INSTALLATION, REPAIR AND MAINTENANCE WORK EXAMINING BOARD

SEPTEMBER 13, 2010

The meeting was called to order by John R. DeRosa, Jr. Acting Chairperson at 9:43 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
 Gary Bazzano, Public Member
 Roger L. LaFleur, Public Member

Members Absent: Thomas J. O'Reilly, Contractor
 Michael D. Griffin, Journey person

Board Vacancies: One Public Member

Board Counsel Present: None

DCP Staff Present: Nelson Leon

Public Present: Steven 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 to approve minutes of the July 12, 2010 Elevator Installation, Repair and Maintenance Work Examining Board meeting with amendments to page-2 under “Board Recess”, to reflect the Board meeting with their legal counsel, Assistant Attorney General Raul Rodriguez to inquire on procedures concerning Declaratory Rulings, if necessary. Mr. O’Reilly abstained from voting.

The Board voted to approve minutes of the August 2, 2010 Elevator Installation, Repair and Maintenance Work Examining Board “Special Meeting”. Mr. O’Reilly abstained from voting.

APPLICATIONS

Robert A. Dube, Jr., Portland, CT – (R-2) Unlimited Journeyperson – Approved

The Board voted unanimously to approve Mr. Dube’s application.

Christopher M. Hart, Middletown, CT – (R-2) Unlimited Journeyperson – Approved

The Board voted unanimously to approve Mr. Hart’s application.

Michael J. Margelony, Vernon, CT – (R-2) Unlimited Journeyperson – Approved

The Board voted unanimously to approve Mr. Margelony’s application.

Spero Papas, Rocky Hill, CT – (R-2) Unlimited Journeyperson – Approved

The Board voted unanimously to approve Mr. Papas’ application.

FOLLOW-UP CONCERNING GEORGE L. NYBORG, III, PELHAM, NY

George L. Nyborg, III, Pelham, NY – (R-1) Unlimited Contractor.

The Board requested at their August 2, 2010 meeting for a follow-up from DCP as to how Mr. Nyborg’s (R-2) Unlimited Journeyperson and (R-1) Unlimited Contractor application was approved. Ms. Roberts said she would provide the Board with a follow-up concerning this matter at their September 13, 2010 meeting.

Ms. Roberts did not appear at today’s meeting with such information. After further discussion and input on the above matters, Mr. DeRosa decided to meet with Richard M. Hurlburt, DCP Occupational Licensing Division Director, to discuss this matter further and seek the information requested by the Board.

CORRESPONDENCE

1. Correspondence dated July 21, 2010 from DCP Commissioner and CT Attorney General addressed to Michael Kolakowski, President and Chief Executive Officer of KBE Building Corporation, clarifying language of CT General Statutes, Section 20-330 prohibiting the installation by unlicensed elevator personnel of any hoist that will be carrying people for any purpose.
2. Correspondence concerning elevator apprenticeships regarding (R-2) Unlimited Journeyman, (R-6) Accessibility Journeyman, (R-8) Limited Conveyor Journeyman (R-10) Limited Hoists, Cranes, and Lifts Journeyman.

OLD BUSINESS

1. **The Board requested at their August 2, 2010 meeting for a response from DCP as to how an elevator trainee application and category of elevator trainee exist.**

The following information is being provided by DCP as a response to the Board's request:

Establish a trainee program (Elevator Installation, Repair and Maintenance Board)

Terms:

“Apprentice” means a person registered with the Department of Labor.

“Trainee” means a person registered with the Department of Consumer Protection and the Elevator Installation, Repair and Maintenance Board.

License applications:

ALL applications listed below are entered and blocked from testing and obtain Board approval prior to testing such applicant.

R-1 Elevator Unlimited Contractor

R-2 Unlimited Journeyman Elevator

R-5 Accessibility Contractor

R-6 Accessibility Journeyman

***Per Elevator Installation, Repair and Maintenance Board, effective Monday, August 02, 2010
12:05 PM***

Newly added below to be blocked from testing and reviewed by Board first.

R-7 Limited Conveyor Contractor

R-8 Limited Conveyor Journeyman

R-9 Limited Hoists, Cranes, and Lifts Contractor

R-10 Limited Hoists, Cranes, and Lifts Journeyman

How to register as an apprentice.

1. No apprentice shall perform the work of any occupation covered by Chapter 393 of the General Statutes unless he has first obtained a card of registration from the Connecticut Department of Labor.
2. Prior to employing an apprentice, the contractor shall communicate immediately with the Connecticut Department of Labor to request registration of said apprentice.

Establish a “trainee” program.

Effective Monday, August 02, 2010 12:05 PM: Elevator Installation, Repair and Maintenance Board shall establish a “trainee” program for R-8 and R-10 types which contains the on the Job training work experience outline and school related instruction content areas.

Programs not available from the Department of Labor: R-8 Trainee and R-10 Trainee (apprentice types)

(3) When registration is requested for an area of the trade which is not available through the Connecticut Department of Labor, said contractor shall make his request to the appropriate board prior to the employment of the (Trainee) apprentice.

After further review, discussion and input on the above matters, the Board concluded that prior to 2004, the Board was receiving all elevator applications for review and approval. Mr. DeRosa said that the Board was previously asked if PSI Examination Services, as a third party, can be authorized to approve elevator applications. The Board disagreed and demanded that all elevator applications come before the Board for review and approval prior to PSI authorizing any testing for any elevator license category. Mr. DeRosa reiterated that at the Board’s May 10, 2004 meeting, the Board voted unanimously to have all elevator applications come before them for their review, including all (R-7), (R-8), (R-9) and (R-10) elevator applications. Mr. DeRosa further concluded that he will meet with Richard M. Hurlburt, DCP Occupational Licensing Division Director, to discuss this matter and seek further clarification on the (1) “Trainee” designation, (2) how the “Trainee” designation was established and (3) a list of “Trainee” and Helper” designations.

FOLLOW-UP CONCERNING DRAFT REGULATION LANGUAGE CHANGES

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.

Mr. DeRosa will follow-up with DCP Legislative Liaison Gary Berner on this matter.

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

Respectfully submitted,

Nelson Leon
Board Secretary

The next meeting of this Board is scheduled for Monday, November 8, 2010 in Room-126.