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## Minutes

### Bureau of Pipefitters, Refrigeration Technicians, and Sprinkler Fitters

#### Division of Occupational Licensure Video Conference Call Meeting

May 18, 2022, 10:00 AM

1. Meeting called to order by the Chair at 10:00 AM, followed by roll call, the Chair asked that members identify themselves and whom they represent:

**Bureau Members Present:**

Karalyn O'Brien, Chair  
Dan Dumont, NE Mechanical Contractors  
Scott King, Pipefitter Member  
Frank Norton, Boston Refrigeration Contractors  
Sharon Orr, Mechanical Engineer  
John Viola, Sprinkler Contractor Member  
Brian Kelly, Mass. Building/Construction Trades  
Allan Berry, Refrigeration Technician Member  
Justin Fishlin, Sprinkler Fitter Member  
Pauline Lally, User Member

**Bureau Members Not Present:**

VACANT, Public Member

Pursuant to St. 2021, c. 20, § 20, An Act Relative to Extending Certain COVID-19 Measures, all board members and staff appeared by videoconference. Public access was provided via videoconference or telephone connection. The Chair informed the Bureau members of the following meeting protocols in order to comply with the Open Meeting Laws:

- Meeting is conducted by the Chair and speakers must be recognized in order to address the Bureau.
- Meeting is a public meeting, not a public hearing.
- Anyone not speaking is to be kept on mute.
- All votes require a roll call by the Bureau members.
- All speakers must identify themselves by name.

2. **Minutes:** The draft minutes from the April 20, 2022 Bureau meeting were reviewed. **MOTION to approve the minutes made by Frank Norton, seconded by Scott King; motion passed by a majority roll call vote. (Dan Dumont, Scott King, Justin Fishlin, Allan Berry, Pauline Lally, Frank Norton, Sharon Orr, John Viola, and Brian Kelly)**



### 3. Review of the following apprentice applications:

#### **Jason Stearns (PA) – Approved**

The renewal of the Pipefitter Apprentice license submitted by Jason Stearns was considered. Mr. Stearns was present in the meeting. **MOTION to approve the renewal of the Pipefitter Apprentice license made by John Viola, seconded by Scott King; motion passed by unanimous roll call vote. (Dan Dumont, Scott King, Justin Fishlin, Allan Berry, Pauline Lally, Frank Norton, Sharon Orr, John Viola, and Brian Kelly)**

#### **Robert Clemente (RA) – Tabled**

The renewal of the Refrigeration Apprentice license submitted by Robert Clemente was considered. Mr. Clemente was not present in the meeting. **MOTION to table, one more time, the renewal of the Refrigeration Apprentice license made by Scott King, seconded by Frank Norton; motion passed by unanimous roll call vote. (Dan Dumont, Scott King, Justin Fishlin, Allan Berry, Pauline Lally, Frank Norton, Sharon Orr, John Viola, and Brian Kelly)**

#### **George Mazac, Jr. (RA) – Tabled**

The renewal of the Refrigeration Apprentice license submitted by George Mazac was considered. Mr. Mazac was not present in the meeting. **MOTION to table, one more time, the renewal of the Refrigeration Apprentice license made by Frank Norton, seconded by Dan Dumont; motion passed by unanimous roll call vote. (Dan Dumont, Scott King, Justin Fishlin, Allan Berry, Pauline Lally, Frank Norton, Sharon Orr, John Viola, and Brian Kelly)**

#### **Joseph Castaneda (RA) – Denied**

The renewal of the Refrigeration Apprentice license submitted by Joseph Castaneda was considered. Mr. Castaneda was present in the meeting. Joseph works on under 10 tons and does not require a license. **MOTION to table the renewal of the Refrigeration Apprentice license made by Sharon Orr, seconded by Justin Fishlin; motion passed by unanimous roll call vote. (Dan Dumont, Scott King, Justin Fishlin, Allan Berry, Pauline Lally, Frank Norton, Sharon Orr, John Viola, and Brian Kelly)**

#### **Thomas Flynn (RA) – Approved**

The renewal of the Refrigeration Apprentice license submitted by Thomas Flynn was considered. Mr. Flynn works for the Town of Wayland was present in the meeting. Thomas works on under 10 tons and does not require a license. **MOTION to renew, one more time, the renewal of the Refrigeration Apprentice license was made by Frank Norton, seconded by Allan Berry; motion carries 6 to 3 by the following roll call vote. (Dan Dumont, Justin Fishlin, Allan Berry, Pauline Lally, Frank Norton, and Brian Kelly voted yes. Scott King abstained. Sharon Orr and John Viola voted no)**

#### **Richard Blanchard (RA) – Tabled**

The renewal of the Refrigeration Apprentice license submitted by Richard Blanchard was considered. Mr. Blanchard was not present in the meeting. **MOTION to table the review of the Refrigeration Apprentice license made by Dan Dumont, seconded by Allan Berry; motion passed by unanimous roll call vote. (Dan Dumont, Scott King, Justin Fishlin, Allan Berry, Pauline Lally, Frank Norton, Sharon Orr, John Viola, and Brian Kelly)**

#### **Stephen Ternullo (RA) – Tabled**

The renewal of the Refrigeration Apprentice license submitted by Stephen Ternullo was considered. Mr. Ternullo was not present in the meeting. **MOTION to table the review of the Refrigeration Apprentice license made by Dan Dumont, seconded by John Viola; motion passed by unanimous roll call vote. (Dan Dumont, Scott King, Justin Fishlin, Allan Berry, Pauline Lally, Frank Norton, Sharon Orr, John Viola, and Brian Kelly)**

#### **Davidson Herald (RA) – Approved**

The renewal of the Refrigeration Apprentice license submitted by Davidson Herald was considered. Mr. Herald was present in the meeting. **MOTION to approve, one more time, the renewal of the Refrigeration Apprentice license made by Scott King, seconded by Allan Berry; motion passed by roll call vote. (Dan Dumont, Scott King, Allan Berry, Pauline Lally, Frank Norton, Sharon Orr, John Viola, and Brian Kelly. Justin Fishlin voted no)**

#### **4. Discussion for Accommodation of Apprentice Renewal**

During the April Bureau meeting, the question whether the Bureau has the legal authority to renew an individual's apprentice license for more than one renewal cycle after the apprentice has renewed twice, as allowed by 528 CMR 11.00. Lynn Read, Bureau Counsel, indicated that it is within the authority of the Bureau to allow renewal for multiple renewal cycles on a case-by-case basis. Further, if necessary, the Bureau may review an individual's situation in closed Executive Session if medical or other sensitive information needed to be discussed. Karalyn O'Brien, Chairman of the Bureau, indicated that staff would review the notice/invitation for clarity and further instruction.

#### **5. Discussion of adding application questions regarding OSHA violations for Pipefitters Masters, Refrigeration Contractors, and Sprinkler Fitter Contractors**

During the April Bureau meeting, the question whether the Bureau can and / or should add a question to the application regarding OSHA violations. The Chair indicated that staff had researched the issue, and that OSHA violations are most often levied against companies, rather than individuals. The Bureau discussed whether adding a question to the initial application for master-level licenses (Pipefitter Master, Refrigeration Contractor, Sprinkler Fitter Contractor) would be effective in gathering information relevant to the applicant, or if it would be unduly burdensome. No formal action was taken.

#### **6. Jurisdictional Report by the Office of Public Safety and Inspections**

Daniel Kilburn presented the OPSI jurisdictional report to the Bureau members.

#### **7. Conflict of Interest Law and Required Disclosures**

Ms. Read reviewed the conflict-of-interest law and its the disclosure requirements for Bureau members as special state employees.

#### **8. Preview of Online Applications and updated applications**

The Chair provided a preview of the new online application. It is the goal of the Division of Occupational Licensure to provide more efficient methods of applying for licenses and decrease the time it takes to process applications for exam.

#### **9. Status update regarding policy for apprentice hours**

Ms. O'Brien mentioned there is a webinar to explain the Joint Communication on Pipefitter and Refrigeration Apprenticeships with OPSI and DAS May 18, 2022, at 2:00 p.m. and Thursday, May 26, 2022. Information was sent to all active and expired licenses and general interest parties.

#### **10. Adjournment**

**MOTION to adjourn made by Brian Kelly, seconded Frank Norton; motion passed by unanimous roll call vote (Dan Dumont, Scott King, Justin Fishlin, Allan Berry, Pauline Lally, Frank Norton, Sharon Orr, John Viola, and Brian Kelly). The meeting adjourned at 11:53 AM.**

**The next meeting of the Bureau of Pipefitters, Refrigeration Technicians, and Sprinkler Fitters will be on Wednesday, June 15, 2022 at 10:00 AM.**

### **List of Documents/Exhibits Used at this Meeting**

- a. Draft minutes from the Bureau meeting on April 20, 2022
- b. PA License – Jason Stearns
- c. RA License – Joseph Castaneda
- d. RA License – Thomas Flynn
- e. RA License – Davidson Heraldo
- f. Bureau of Pipefitters, Refrigeration Technicians, and Sprinkler Fitters Compliance Inspection Report (March 2022)