

NYS Elevator Safety and Standards Advisory Board Minutes

Location:

- WA Harriman Campus Building 12, First Floor, Rooms D&E Albany, New York 12226

Date: Tuesday, November 19, 2024

Time: Commencing at 1:00 p.m.

Attendees:

Board Members (meeting location):

Michael Halpin, Chairman (Albany)

Patrick Tenneriello (Albany)

Charanjeet Singh, PE (videoconference)

Hiren "Harry" Vyas (videoconference)

Mark Gregorio (Albany)

Randall Pawlik (Albany)

Susan McGee (Albany)

Kelly Fuller (Albany)

Jim Hagerty (Albany)

Jerald Pittman (Albany)

NYS DOL Staff:

Vincent Rapacciuolo, Deputy Director of the Division of Safety and Health (Albany)

Deirdre Quain, Supervising Counsel (Albany)

Agenda Item 1 Welcome:

Vincent Rapacciuolo welcomed all to the fourth quarter meeting of the NYS Elevator Safety and Standards Advisory Board, and announced some ground rules for the meeting: those joining by video would be muted upon entry and remain muted throughout entire meeting, with any

distracting video disabled; there will be public testimony under Item 6; members are joining from Albany and remotely; the meeting is an open meeting and will be posted to the Department of Labor's website. Roll call performed to establish quorum. Chairman Michael Halpin welcomed all and began the meeting.

Agenda Item 2 Draft Minutes:

Draft minutes for the June 30, 2024, meeting were presented to the Board. Mark Gregorio made a motion to accept the minutes as drafted, which Randall Pawlik seconded. A vote was taken. Motion passed unanimously.

Agenda Item 3 Report from Subcommittee:

Vincent Rapacciuolo discussed that Agenda Items 3 and 4 would be combined; as a report was not ready in time to post with the summary of work from the Subcommittee. Since the report was not ready, no action can be taken on this report of the Subcommittee at this meeting.

Subcommittee member Randall Pawlik spoke on behalf of the subcommittee. Members of the subcommittee include: Mark Gregorio, Charanjeet Singh PE, Randall Pawlik, Jim Hagerty and Jerald Pittman.

Discussion on the requirements for qualifications on standards for an initial and renewal mechanics license request. Vincent Rapacciuolo informed the Subcommittee that the initial qualifications cannot be changed. A recommendation from the Board to DOL can be submitted if they believe changes should be made.

Subcommittee can recommend that the Board take action on the Renewal requirements for examination and testing.

For Continuing Education, the Subcommittee recommends eight (8) hours per year, and at the end of each module, the mechanics would be required to pass an exam based on that curriculum, with Safety being fifty (50) percent of each continuing education course.

Subcommittee discussed the clarification of language for limited or accessible equipment licensing. This license will require the same initial requirements and continuing education, but is currently limited only to the accessible equipment, not commercial equipment.

Vincent Rapacciuolo requests subcommittee consider if the Board would want an exam for renewal applicants under certain conditions. For example, they could propose an examination to be required under conditions where the applicant did not pass an examination to get their initial license.

Subcommittee reports on inspector licensing and the initial requirements needed, specifically QEI Certification, and no changes were recommended.

The Subcommittee planned to draft a proposal for the next meeting, to be posted 24 hours before the scheduled meeting, for Vincent Rapacciuolo to share with full Board to review and discuss then.

Agenda Item 4 Consideration of Motions Proposed by the Subcommittee:

Discussed under Agenda Item 3 Report from Subcommittee.

Agenda Item 5 Update from DOL on Temporary Mechanics Licenses:

Vincent Rapacciuolo stated that he reviewed with NYSDOL legal team if there was anywhere in the law that allowed for Temporary Mechanics Licenses under any conditions. This was reviewed with NYSDOL's Counsel and was found that the current law does not allow for Temporary Mechanics Licenses to be issued by DOL under any circumstances. No recommendation can be made by the board regarding these licenses that could be immediately enacted or acted upon by the NYSDOL.

Chairman Michael Halpin made a motion that the board supports the idea of there being a Temporary Mechanics License and that the requirements be: a minimum of 4,000 hours, while they are enrolled in an apprenticeship program and 432 hours of education already completed. Harry Vyas seconded. A voice vote was taken. Motion passed unanimously.

Agenda Item 6 Public Comments:

Opened to Public at the Albany location, no attendees at this time.

Agenda Item 7 Future Meetings:

Board members discussed next meeting schedule. Vincent Rapacciuolo proposed meeting dates, January 8th 2025, April 9th 2025, July 9th 2025, and October 8th 2025. No additional agenda items were offered for discussion at next meeting.

Agenda Item 8 Other Business:

Mark Gregorio discussed issue of finding unlicensed workers on job sites. Vincent Rapacciuolo stated that any unlicensed work found should be reported to the NYS Industry Inspection Office and should include as much detail as possible.

Patrick Tenneriello requested clarification from NYSDOL on the continuing education requirements, and how the wording annually is interpreted. Discussion on inspector's license and the requirements needed of continuing education. NYC DOB inspectors are now required to take continuing education that's been approved by NYSDOL, unless they have a QEI.

No Other Business was discussed. Jim Hagerty made a motion to adjourn the meeting and the meeting concluded.