

**RHODE ISLAND DEPARTMENT OF LABOR & TRAINING  
DIVISION OF PROFESSIONAL REGULATION  
BOARD OF SAFETY AWARENESS**

**Tuesday, July 12, 2016**

**8:30 A.M.**

**In attendance: Eric Anderson**

**Robin Coia**

**Nicholas Giardino**

**James Jackson**

**Joseph Sabitoni, Chair**

**Bernard Trembl**

**Timothy Byrne, Wayne Coulombe and Edgar Ladouceur were not in attendance.**

**Also in attendance: Mark Ryan, Senior Prevailing Wage Investigator; and Mary Ellen McQueeney-Lally, DLT Legal Counsel.**

**1. CALL TO ORDER: Meeting was called to order at 8:37am by Joseph Sabitoni. A quorum was present. All board members are in attendance with the exception of Timothy Byrne, Edgar Ladouceur and Bernard Trembl who are excused.**

**2. REVIEW & APPROVE MEETING MINUTES:** Regarding the minutes of the September 10, 2014 meeting; Eric Anderson made a motion to accept the minutes as presented; seconded by Bernard Trembl and passed unanimously by the Board.

**3. HEARINGS:**

Mary Ellen McQueeney-Lally reminds board members that they are subject to the RI Ethics Commission rules. Should a member have a conflict, financial or otherwise, they should recuse from participating on the matter. Legal Counsel is available if necessary.

Able Industrial Sweeping Inc – Violation #5488: Rolanda Edmonds (Respondent), David Laughlin and (Respondent) and Mark Ryan (Investigator) are sworn in for testimony.

Mark Ryan presents the violation.

**VIOLATION:** On May 4th 2016, Mr. Mark T. Ryan, Sr. Prevailing Wage Investigator visited the Route 102 Road Improvements public works job site and interviewed David Laughlin of Able Industrial Sweeping Inc. This individual was working on the project without OSHA-10 hour certification. This is a violation of RIGL 37-23-1 "Safety Awareness Program Required."

**Mark Ryan is questioned by the Board and testifies. Rolanda Edmonds and David Laughlin are questioned by the Board and both testify.**

**A copy of David Laughlin's OSHA 10 Certificate is entered in as Exhibit A.**

**With regard to Violation 5488, Nicholas Giardino made a motion that a violation did occur; seconded by Eric Anderson; the Board is unanimous. Motion carries.**

**With regard to the fine for Violation 5488, Nicholas Giardino made a motion to suspend the fine of \$500.00 for a period of one (1) year; seconded by Robin Coia; the Board is unanimous.**

**The recommendation will be forwarded to the Director.**

**David Laughlin – Violation #5489: Rolanda Edmonds (Respondent), David Laughlin and (Respondent) and Mark Ryan (Investigator) are sworn in for testimony. Mark Ryan presents the violation.**

**Mark Ryan presents the violation.**

**VIOLATION: On May 4th 2016, Mr. Mark T. Ryan, Sr. Prevailing Wage**

## **Investigator**

**visited the Route 102 Road Improvements public works job site and interviewed David Laughlin of Able Industrial Sweeping Inc. This individual was working on the project without OSHA-10 hour certification. This is a violation of RIGL 37-23-1 "Safety Awareness Program Required."**

**Mark Ryan is questioned by the Board and testifies. Rolanda Edmonds and David Laughlin are questioned by the Board and both testify.**

**With regard to Violation 5489, Nicholas Giardino made a motion that a violation did occur; seconded by Bernard Treml; the Board is unanimous. Motion carries.**

**With regard to the fine for Violation 5488, Nicholas Giardino made a motion to suspend the fine of \$250.00 for a period of one (1) year; seconded by Bernard Treml; the Board is unanimous.**

**The recommendation will be forwarded to the Director.**

**4. ADJOURNMENT: Nicholas Giardino made a motion to adjourn; Eric Anderson seconded that motion; the Board was unanimous. The meeting adjourned at 8:59am.**