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COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

**F I N A L M I N U T E S**

MEETING OF:

**STATE BOARD OF CRANE OPERATORS  
VIA VIDEOCONFERENCE**

TIME: 10:31 A.M.

PENNSYLVANIA DEPARTMENT OF STATE

March 23, 2022

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State Board of Crane Operators  
March 23, 2022

BOARD MEMBERS:

Arion R. Claggett, Acting Commissioner, Bureau of  
Professional and Occupational Affairs - Absent  
Andrew S. Goulet, Professional Member, Chair  
F. Allan "Buddy" Mauger Jr., Public Member  
Daniel J. Mitchell, Professional Member  
Brian M. Schmoyer, Professional Member

BUREAU PERSONNEL:

Dean F. Picarella, Esquire, Senior Board Counsel  
Gregory Liero, Esquire, Board Prosecution Liaison  
Colby B. Widdowson, Esquire, Board Prosecutor  
Kayla R. Bolan, Esquire, Board Prosecutor  
Paul J. Jarabeck, Esquire, Board Prosecutor  
Amanda Li, Board Administrator  
Andrew LaFratte, MPA, Executive Policy Specialist,  
Department of State

ALSO PRESENT:

Jen Smeltz, Republican Executive Director, Senate  
Consumer Protection & Professional Licensure  
Committee  
Jerry J. Livingston, Democratic Executive Director,  
Senate Consumer Protection & Professional Licensure  
Committee  
Lori A. Behe

1 State Board of Crane Operators

2 March 23, 2022

3 \*\*\*

4 [Pursuant to Section 708(a)(5) of the Sunshine Act, at  
5 9:00 a.m. the Board entered into Executive Session  
6 with Dean F. Picarella, Esquire, Senior Board Counsel,  
7 for the purpose of conducting quasi-judicial  
8 deliberations on a number of matters that are  
9 currently pending before the Board and to receive the  
10 advice of counsel. The Board returned to open session  
11 at 10:30 a.m.]

12 \*\*\*

13 Meeting Instructions

14 [Amanda Li, Board Administrator, provided instructions  
15 to be followed during the virtual meeting.

16 Ms. Li also noted the meeting was being recorded,  
17 and those who continued to participate were giving  
18 their consent to be recorded.]

19 \*\*\*

20 [Dean F. Picarella, Esquire, Senior Board Counsel,  
21 noted the Board met in Executive Session prior to the  
22 Board meeting for the purpose of conducting quasi-  
23 judicial deliberations on a number of matters  
24 currently pending before the Board and to receive the  
25 advice of counsel.]

1 \*\*\*

2 The regularly scheduled meeting of the State  
3 Board of Crane Operators was held on Wednesday, March  
4 23, 2022. Andrew S. Goulet, Chair, Professional  
5 Member, called the meeting to order at 10:31 a.m.]

6 \*\*\*

7 Roll Call/Introductions

8 [A roll call of Board members was taken by Ms. Li.  
9 She also provided an introduction of attendees.]

10 \*\*\*

11 Approval of minutes of the January 26, 2022 meeting

12 CHAIR GOULET:

13 The next item on the agenda is the  
14 approval of the minutes.

15 Are there any changes or  
16 corrections to the minutes? If not,  
17 I'll entertain a motion to approve the  
18 minutes as written.

19 MR. MITCHELL:

20 I'll make that motion.

21 MR. MAUGER:

22 I'll second that motion.

23 CHAIR GOULET:

24 Ms. Li, would you call the roll, please?  
25

1 Acting Commissioner Arion Claggett, aye;  
2 Mr. Goulet, aye; Mr. Mauger, aye; Mr.  
3 Mitchell, aye; Mr. Schmoyer, abstain.

4 [The motion carried. Mr. Schmoyer abstained from  
5 voting on the motion.]

6 \*\*\*

7 Report of Prosecutorial Division

8 [Colby B. Widdowson, Esquire, Board Prosecutor,  
9 presented the Consent Agreement for Case No. 20-71-  
10 011998.

11 Mr. Picarella asked whether any Board members  
12 wished to return to Executive Session before voting.]

13 CHAIR GOULET:

14 Is there a motion to approve the Consent  
15 Agreement at Case No. 20-71-011998?

16 MR. SCHMOYER:

17 I make a motion to approve the Consent  
18 Agreement.

19 MR. MAUGER:

20 I'll second that motion.

21 CHAIR GOULET:

22 Ms. Li, would you call the roll, please?

23

24 Acting Commissioner Arion Claggett, aye;  
25 Mr. Goulet, aye; Mr. Mauger, aye; Mr.

1 Mitchell, aye; Mr. Schmoyer, aye.  
2 [The motion carried unanimously. The Respondent's  
3 name at Case No. 20-71-011998 is Mark J. Graham,  
4 L.C.O.]

5 \*\*\*

6 Report of Board Counsel

7 [Dean F. Picarella, Esquire, Senior Board Counsel,  
8 noted the Board discussed agenda items 2, 4, and 5.

9 Mr. Picarella provided an update of 16A-7104  
10 regarding licensure by endorsement under Act 41. He  
11 noted the draft was sent to the Office of General  
12 Counsel and the Office of Attorney General for review.  
13 He reported some revisions were made and submitted to  
14 the Independent Regulatory Review Commission (IRRC),  
15 Legislative Reference Bureau (LRB), committees, and  
16 legislature for review.

17 Mr. Picarella stated 16A-7104 would be published  
18 as a proposed regulation hopefully soon if there are  
19 no questions. He mentioned there would be a 30-day  
20 comment period and then it would move for publication  
21 as final hopefully by the end of summer if no comments  
22 are received. He noted any comments received would be  
23 addressed.]

24 \*\*\*

25 Report of Acting Commissioner

1 [Arion R. Claggett, Acting Commissioner, Bureau of  
2 Professional and Occupational Affairs, informed  
3 everyone that all Board meetings moving forward will  
4 be held in a hybrid format providing the option of  
5 attending virtually or in person for Board members and  
6 the public. He also mentioned the platform is  
7 switching from Cisco Webex to Microsoft Teams for more  
8 functionality.]

9

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10 Report of Board Chair - No Report

11

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12 Applications

13 MR. PICARELLA:

14

Item 4 on the agenda is the Application

15

of Brian K. Eden. We discussed this in

16

Executive Session, and it is my

17

understanding that based upon the

18

discussions in Executive Session that

19

the Board would entertain a motion to

20

approve the Application for Licensure as

21

a Crane Operator of Brian Eden.

22

Do we have such a motion?

23 MR. MAUGER:

24

I'll make a motion to approve.

25

MR. SCHMOYER:

1 I'll second that motion.

2 CHAIR GOULET:

3 Ms. Li, would you call the roll, please?

4

5 Acting Commissioner Arion Claggett, aye;

6 Mr. Goulet, aye; Mr. Mauger, aye; Mr.

7 Mitchell, aye; Mr. Schmoyer, aye.

8 [The motion carried unanimously.]

9

\*\*\*

10 MR. PICARELLA:

11 The other matter we have is an

12 Application of Sean Trego. It's my

13 understanding that based upon the

14 discussions in Executive Session, the

15 Board is going to table this matter and

16 direct the Board administrator to obtain

17 further information from this applicant.

18 I would ask whether there is a

19 motion to table this and direct the

20 Board administrator to send a

21 discrepancy letter to the applicant

22 seeking further information.

23 Do we have that motion?

24 MR. MITCHELL:

25 I'd like to make that motion.



1 CHAIR GOULET:

2 I'll second that motion. Ms. Li, would  
3 you call the roll, please?

4

5 Acting Commissioner Arion Claggett, aye;  
6 Mr. Goulet, aye; Mr. Mauger, aye; Mr.  
7 Mitchell, aye; Mr. Schmoyer, aye.

8 [The motion carried unanimously.]

9

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10 Report of Board Administrator - No Report

11

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12 Adjournment

13 CHAIR GOULET:

14 Is there a motion to adjourn?

15 MR. SCHMOYER:

16 I'll make a motion to adjourn.

17 MR. MAUGER:

18 I'll second that motion.

19 CHAIR GOULET:

20 The March 23, 2022 meeting is adjourned.

21

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22 [There being no further business, the State Board of  
23 Crane Operators Meeting adjourned at 10:46 a.m.]

24

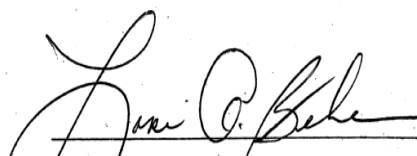
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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Board of Crane Operators meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Crane Operators meeting.



Lori A. Behe,

Minute Clerk

Sargent's Court Reporting  
Service, Inc.

STATE BOARD OF CRANE OPERATORS  
REFERENCE INDEX

March 23, 2022

TIME	AGENDA
9:00	Executive Session
10:30	Return to Open Session
10:31	Official Call to Order
10:31	Roll Call/Introductions
10:34	Approval of Minutes
10:34	Report of Prosecutorial Division
10:38	Report of Board Counsel
10:40	Report of Acting Commissioner
10:41	Applications
10:46	Adjournment

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