

**STATE OF CONNECTICUT  
DEPARTMENT OF PUBLIC HEALTH  
BUREAU OF REGULATORY SERVICES**

In re: Steve Sailor

Petition No. 98III-065-044

**PRELICENSURE CONSENT ORDER**

WHEREAS, Steve Sailor of Hartford, Connecticut (hereinafter "respondent") has applied for certification to practice as a lead abatement worker by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 400c of the General Statutes of Connecticut, as amended; and,

WHEREAS, respondent agrees that:

1. The Department has at no time issued respondent a certificate to practice the occupation of lead abatement under the General Statutes of Connecticut, Chapter 400c.
2. That from June 28, 1983 until February 17, 1998, respondent was convicted of multiple counts of Assault in the second degree, Robbery in the second degree, Burglary in the third degree.
3. Respondent has abused or excessively used drugs.
4. The conduct described above constitutes grounds for the denial of respondent's application for licensure pursuant to Subsection (a) of Section 20-478-2 of the Regulations of Connecticut State Agencies and Section 19a-14 of the General Statutes of Connecticut.

NOW THEREFORE, pursuant to Subsection (a) of Section 20-478-2 of the Regulations of Connecticut State Agencies and Section 19a-14 of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. Respondent waives the right to a hearing on the merits of his application for licensure.
2. After satisfying the requirements for certification as a lead abatement worker as set forth in Chapter 400c of the General Statutes of Connecticut, respondent's certification to practice as a lead abatement worker will be issued.
3. Respondent's certification to practice as a lead abatement worker in the State of Connecticut shall, immediately upon issuance, be placed on probation for one year and six months under the following terms and conditions:
  - a) Respondent shall refrain from the ingestion of alcohol in any form and the ingestion, inhalation, injection or other use of any controlled substance and/or legend drug unless prescribed or recommended for a legitimate therapeutic purpose by a licensed health care professional authorized to prescribe medications. In the event a medical condition arises requiring treatment utilizing controlled substances, legend drugs, or alcohol in any form, respondent shall notify the Department and, upon request, provide such written documentation of the treatment as is deemed necessary by the Department.
  - i) During the probationary period, respondent shall submit to monthly random observed urine screens for alcohol, controlled substances, and legend drugs; by a facility approved by the Department. All such random screens shall be legally defensible in that the specimen donor and chain of custody shall be identified throughout the screening process. All laboratory reports shall state that the chain of custody procedure has been followed.

- ii) Respondent shall cause to have the facility provide monthly reports to the Department on the urine screens for alcohol, controlled substances and legend drugs. All such screens shall be negative for alcohol, controlled substances, and legend drugs, except for medications prescribed by respondent's physician. If respondent has a positive urine screen, the facility shall immediately notify the Department. All positive random drug and alcohol screens shall be confirmed by gas chromatograph/mass spectrometer testing.
- iii) Respondent understands and agrees that if he fails to submit a urine sample when requested by his monitor, such missed screen shall be deemed a positive screen.
- iv) Respondent shall notify each of his health care professionals of all medications prescribed for him by any and all other health care professionals.
- v) Respondent is hereby advised that the ingestion of poppy seeds and mouthwash has from time to time, been raised as a defense to a positive screen result for morphine, opiates and/or alcohol. For that reason, respondent agrees to refrain from ingesting poppy seeds in any food substances, and mouthwash during the term of this Consent Order. In the event respondent has a positive screen for morphine, opiates and/or alcohol, respondent agrees that the ingestion of poppy seeds and/or mouthwash shall not constitute a defense to such a screen.

- b) Respondent shall provide his employer and/or designated supervisor at each place where respondent practices as a lead abatement worker throughout the probationary period, with a copy of this Consent Order within fifteen (15) days of its effective date, or within fifteen (15) days of commencement of employment at a new facility. Respondent agrees to provide reports from such employer or designated supervisor on a monthly basis for the entire probationary period stating that respondent is practicing with reasonable skill and safety and in an alcohol and substance-free state.
4. Respondent shall comply with all state and federal statutes and regulations applicable to his license.
  5. Respondent shall notify the Department of any change(s) in his employment within fifteen (15) days of such change.
  6. Respondent shall notify the Department of any change(s) in his home and/or business address within fifteen (15) days of such change.
  7. Any deviation from the term(s) of this Prelicensure Consent Order without prior written approval of the Department shall constitute a violation. A violation of any term(s) of this Prelicensure Consent Order shall result in the right of the Department in its discretion to immediately deem respondent's lead abatement worker certification rescinded. Any extension of time or grace period for reporting granted by the Department shall not be a waiver or preclude the Department's right to take action at a later time. The Department shall not be required to grant future extensions of time or grace periods. Notice of the rescission of the license shall be sent by the Department to respondent's address of record. Respondent waives any right to a hearing on the issue of violation of the terms of this

Respondent waives any right to a hearing on the issue of violation of the terms of this Prelicensure Consent Order.

8. That correspondence and reports required by the terms of this Prelicensure Consent Order are to be addressed to:

Richard Goldman, Paralegal Specialist II  
Department of Public Health  
Division of Health Systems Regulation  
Capitol Avenue, MS #12HSR  
Box 340308  
Hartford, Connecticut 06134-0308

9. Legal notice shall be sufficient if sent to respondent's last known address of record reported to the Licensure and Registration Section of the Division of Health Systems Regulation of the Department.
10. Respondent understands that this Prelicensure Consent Order may be considered as evidence of the above-admitted violations in any proceeding before the Connecticut Department of Public Health in which (1) his compliance with this Prelicensure Consent Order is at issue, or (2) his compliance with §20-481 of the Connecticut General Statutes, as amended, is at issue.
11. This Prelicensure Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, this Prelicensure Consent Order is not subject to appeal or review under the provisions of Chapters 54 and 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any other rights that he may have under the laws of the State of Connecticut or of the United States.

12. This Preliminary Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department at any time prior to its being executed by the last signatory.
13. This Preliminary Consent Order is effective when accepted and approved by a duly appointed agent of the Department.
14. Respondent understands this Preliminary Consent Order is a matter of public record.
15. Respondent understands he has the right to consult with an attorney prior to signing this Preliminary Consent Order.

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I, Steve Sailor have read the above Prelicensure Consent Order, and I agree to the terms and allegations set forth therein. I further declare the execution of this Prelicensure Consent Order to be my free act and deed.

Steve Sailor  
Steve Sailor

Subscribed and sworn to before me this 1st day of Dec. 1998.

*Comm Expires  
11/30/99*

Norma P. Shea  
Notary Public or person authorized  
by law to administer an oath or  
affirmation

The above Prelicensure Consent Order having been presented to the duly appointed agent of the Commissioner of the Department of Public Health on the 1st day of December 1998, it is hereby ordered and accepted.

Cynthia Denne  
Cynthia Denne, Director  
Division of Health Systems Regulation

jlk



# STATE OF CONNECTICUT

## DEPARTMENT OF PUBLIC HEALTH

CERTIFIED MAIL RETURN RECEIPT REQUESTED  
P 505 284 069

December 3, 1998

Steve Sailor  
5 Clark Street  
Hartford, CT 06120

Dear Mr. Sailor:

On behalf of the Department of Public Health, I want to congratulate you upon the successful completion of all requirements for certification as a lead abatement worker in the State of Connecticut.

Connecticut certification number AW001903A has been issued to you, effective the date of this letter. The actual certificate has been enclosed. You are eligible to begin practicing as a lead abatement worker as of this date.

Also, enclosed is a copy of the fully executed Consent Order in accordance with which your certificate is being issued. The Consent Order is effective as of the date of certification noted above.

On or after January 1, 1996, companies and individuals who hold themselves out as lead abatement and/or lead consultant contractors or who principally engage in such work **must be licensed**. Additionally lead consultants (inspectors, inspector risk assessors, and planner project designers) and lead abatement personnel (abatement supervisors and workers) **must be certified**.

Lead contractors will have to utilize personnel who are certified in the appropriate disciplines. Please be aware that lead licensure and certification applies to residential dwelling units and day care centers. These licensure and certification requirements do not apply to deleading projects in public buildings, commercial buildings or on steel structures (e.g. bridges, water tanks, etc.).



Phone: (860) 509-7569  
Telephone Device for the Deaf (860) 509-7191  
410 Capitol Avenue - MS # 12APP  
P.O. Box 340308 Hartford, CT 06134  
An Equal Opportunity Employer

December 3, 1998

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It is your responsibility to notify the Department of Public Health in writing of any changes in address. The Department requires a current address for each approved applicant to allow mailing your certificate renewal notice well in advance of your expiration date.

Please note that subsections (e) and (f) of section 19a-88 of the Connecticut General Statutes specify that all certificates that are not renewed within ninety (90) days of the required renewal date shall become void. In order to reinstate a certificate that has become void, you must apply for certification reinstatement and meet all current certification requirements, including submitting an application fee. To avoid such a process, be sure that you renew your certificate in a timely manner each year and well in advance of your expiration date according to renewal instructions the Department will provide to you.

If you have any questions, please do not hesitate to contact this office at (860) 509-7559.

Sincerely,



Debra L. Johnson  
Health Program Supervisor  
Division of Health Systems Regulation

cc: Debra Tomassone, PHSM  
Kay Zarrella, PHSM  
Richard Goldman, PS II  
Stanley Peck, Director, Legal Office

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