

Massachusetts State Board of Electricians
Regular Meeting Minutes
September 28, 2015
Held at 1000 Washington Street Room 1D, Boston, MA
Boston, MA 02118

Board of State Examiners of Electricians convened its regular board meeting. Items listed in order of consideration.

- 1) The meeting was called to order by the Chairman at 10:00 A.M.

The following Board members were present:

Peter Senopoulos, Fire Marshal Designee, Chair
Gerald Graham, Inspector of Wires Member
David Fenton, Journeyman Electrician Member
Paul Cormier, MAVA Member
Steven LeVangie, Electrical Contractor Member
Thomas Leahy, Systems Technician Member
Ryan Toland, Master Electrician Member
Lisa Podgurski, Public Member

The following Board members were absent:

David Edmonds, Dept of Elementary and Secondary Education Designee
James Meehan, International Municipal Signalmen Association Member
Kathleen Guinee, Systems Contractor Member

The following members of the DPL Staff were present:

Robert Ferguson, Exec. Director
Tamara Smith, Prog. Coordinator
James Murphy, Assoc. Executive Director
Charles Kilb, Board Counsel
Richard Paris, Investigator

The following members of the public wished their presence to be acknowledged:

Rick D'Amato, International Association of Electrical Inspectors
Nick Catazone, Mass Municipal Inspectors Association

-
- 2) The Board considered the minutes from the meeting of August 24, 2015.
A motion was made by Mr. Fenton and seconded by Mr. Graham and it was so unanimously
Voted: To approve the minutes as presented
 - 3) Sanction was given by the signatures of the Board Members present to the issuance of licenses by
Reciprocity, as a result of Board Action on August 24, 2015 in accordance with the following
schedule:

Master
Ryan J. Carrier

Journeyman

Robert A. Couture

Forrest M. Kirby
Daniel M. LeFort
Sean K. MacLeay
Jeffery M. Robbiati

A motion was made by Mr. Fenton and seconded by Mr. Graham and it was so unanimously
Voted: To ratify the schedule as presented

- 4) The chair announced that the next scheduled Board meeting will be on October 26, 2015.
- 5) The Executive Director submitted recommendations for the issuance of the following licenses by reciprocity with New Hampshire

Brent D. Burishkin, Journeyman
Kevin J. Castonguay, Journeyman
Michael E. Daigle, Journeyman
Jesse R. Dewkett, Journeyman
Tristan R. Evans, Journeyman
Adam N. Hamilton, Journeyman
Michael B. Lovely, Journeyman
Ryan M. Lowell, Journeyman
Daniel A. Mecke, Journeyman
Eric M. Nimer, Journeyman
Eric M. Nimer, Master
Derek J. Reardon, Journeyman
Arthur J. Takes, Journeyman
Arthur J. Takes, Master

A motion was made by Mr. Toland and seconded by Mr. Graham and it was so unanimously
Voted: To grant the listed reciprocal licenses.

- 6) The Board considered Corporate and individual license changes submitted to the Board office:

Removals

Thomas F. Leonard
(Team AVS Inc)

Roy F. Stephen
(Stephen Electric Inc)

Additions

Alltech Networking LLC
(Keith F. Gallant)

Flagship Systems Inc.
(David J. Iandoli)

NVT Licenses LLC
(Scott LeDuc)

Vasquez Electric LLC
(Pavel G. Vasquez)

Stephen Electric Inc
(Matthew D. Stephen)

Tompkins Electrical LLC
(Jeffrey C. young)

A motion was made by Mr. Toland and seconded by Ms. Podgurski and it was so unanimously
Voted: To approve the applications as presented

7) Reports

- August Exam License issuances

Journeyman	36
Master	10
Systems Technician	12
Systems Contractor	2

- Legislative update – The Executive Director briefly mentioned the 3 bills discussed at the last meeting and indicated that a meeting has been scheduled on October 20 for all interested parties to discuss the bills. He mentioned that he and other DPL members would attend as part of the Board's interest.

8) Executive Director updates

- a) In a discussion on exam content revision the Executive Director stated that no committee exists currently but that PSI is requesting volunteers, who are not Education Providers to participate with exam content update sessions.
- b) In a discussion regarding the NH reciprocity agreement specific to Master licenses it was announced that an Inspector of Wires (IOW) curriculum subcommittee meeting is scheduled for October 8 to discuss IOW continuing education requirements at which time the MA/NH Reciprocal Agreement requirements will also be analyzed and discussed with respect to the substantial equivalency mandate per the CMR. The Executive Director mentioned NH representatives have been invited and are expected to attend.
- c) The Board held a brief discussion of registration of electrical apprentices. Per Board request, Counsel presented some examples of other licensing board apprentice requirements, with a specific handout showing plumbing apprentice requirements. Counsel noted that the electrical industry is obviously different and has different statutes; accordingly, registration may require extensive work.

A motion was made by Mr. Fenton and seconded by Mr. Toland and it was so unanimously
Voted: to add as an agenda item in the October meeting.

9) Subcommittees

- a) The CMR and Education joint subcommittee reported on its meeting held September 18, 2015. Counsel explained that although the subcommittee met so as to establish consensus with regard to CMR amendments, the education subcommittee will meet separately again to review specifically section 22 and rejoin the joint committee before finalizing for Board ratification.

10) The Board considered matters not reasonably anticipated by the chair.

- The chair mentioned that the BFPR will hold a listening session October 1, for public comment on the fire code and NEC. Comments can also be submitted online.

11) Executive Session

At 10:45 A.M. the Chair announced that the next agenda item would require the Board to close the open session and enter executive session per M.G.L. c. 30A, s. 21 to discuss an individual's character, rather than competence, and to discuss pending litigation where an open meeting may have a detrimental effect on the litigating position of the Board. The Chair estimated that the Board would be in Executive Session for approximately one hour.

A motion was made by Mr. Graham and seconded by Mr. Toland and this motion was approved by roll call vote to enter into Executive Session (Separate Minutes maintained)

Vote: In favor: Gerald Graham, Steven LeVangie, Paul Cormier, Lisa Podgurski, Ryan Toland, David Fenton, Peter Senopoulos, Thomas Leahy

Opposed: None

Abstained: None

Recused: None

a) Exam applicant character reviews

(i) B.M.

(ii) D.A.M.

(iii) R.W.C.

(iv) J.J.M.

b) Pending Litigation

1:55 P.M. Upon exiting Executive Session the Board continued to item 12 (b)

12) Investigative conference (closed session)

At 11:30 A.M. A motion was made by Mr. LeVangie and seconded by Ms. Podgurski and it was so unanimously

Voted: To enter Investigative Conference.

a) Prosecutors addressed the Board with permission granted from opposing counsel on the following matters (Closed Session):

Hentoff EL-15-011 – Settlement offer made

Henderson EL-15-138 – unanimously dismissed

EL-15-145 – Settlement offer made

Mong EL-15-103 – Settlement offer made

12 P.M. The Board returned to Executive Session

At 1:55 P.M. A motion was made by Mr. Toland and seconded by Mr. Graham and it was so unanimously

Voted: To enter Investigative Conference.

b) Complaints reviewed by the Board (closed Session):

After exiting Investigative Conference, the following was reported:

(i) EL-16-003 – forward for prosecution

(ii) EL-16-011 - forward for prosecution

(iii) EL-16-012 - forward for prosecution – (Mr. Cormier was recused)

(iv) EL-16-013 - forward for prosecution

(v) EL-16-016 - forward for prosecution

- (vi) EL-16-017 - forward for prosecution
- (vii) EL-16-018 - forward for prosecution
- (viii) FA-15-011 - Dismiss
- (ix) FA-16-002 - Dismiss

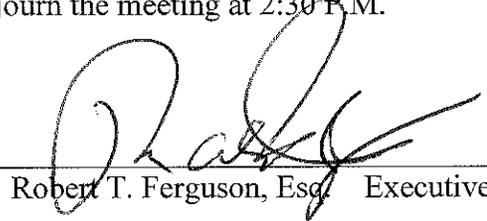
2:22 P.M. A motion was made by Mr. Cormier and seconded by Mr. Toland and it was so unanimously
Voted: To exit Investigative Conference.

The Board revisited item 8(b) of the agenda then continued to item 13 for adjournment

13) Chairman (Fire Marshal's Designee) requested a motion to adjourn the meeting.
A motion was made by Mr. Fenton and seconded by Mr. Leahy and it was so unanimously
Voted: To adjourn the meeting at 2:30 P.M.

A true copy.

ATTEST:



Robert T. Ferguson, Esq. Executive Director

10/30/15
Date

List of Documents used at the meeting

1. Meeting agenda
2. Draft minutes from August 24, 2015 meeting.
3. Schedule of licenses issued by reciprocity on August 24, 2015.
4. Plumbing Board statute MGL 142 s 3 & 3A and regulation 248 CMR 3 on apprentice registration.