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Massachusetts Board State Examiners of Electricians  
Education Subcommittee Meeting Minutes  
April 11, 2022

Conducted remotely via Microsoft Teams meeting

The meeting was called to order at 10:00 A.M.

The following Board members were present:

David Edmonds, Dept. of Elementary and Secondary Education Designee (chair)  
Paul J. Malagrifa, International Municipal Signal Association, Member  
John Bagni, MAVA Member  
Brendan E. Driscoll, Journeyman Electrician Member

The following members of Board Staff were present:

Keith Gleason, Executive Director  
Tamara Smith, Program Coordinator  
Milla Lewis, Administrative Assistant  
Charles Kilb, Legal Counsel

Bev & Paul Kennedy, Kennedy Seminars  
Lynn McCormick, Legal Counsel, Wentworth Institute of Technology

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- 1. Consideration** of the Minutes of the meeting April 1, 2022.  
A Motion was made by P. Malagrifa seconded by J. Bagni and it was so unanimously voted to accept the minutes as presented.
  - 2. Discussed** Initial Education Provider lapsed Board approval
    - Penalty by invoking Bond
    - Legal Counsel advised the subcommittee that, while there may be a disciplinary matter related to this agenda item, he was only giving advice about it as a matter of policy, as discussions regarding a specific provider would need to be in closed session.



- Counsel noted that the bond language commonly used for providers covers damages caused by wrongful conduct by a provider, but absent special language not typically required, it would not cover punitive damages, aka it would reimburse consumers hurt by a provider but could not be used to punish them. Therefore, attempting to invoke a bond where a provider's wrongful act hasn't hurt anyone, such as where education was called into question but ultimately given credit, the bond company would likely deny any claims.

The members indicated understanding with this analysis. They also noted that the non-policy issues regarding a specific provider would still need to be addressed.

P. Malagrifa made a motion J. Bagni seconded, and it was so unanimously voted to bring remaining issues regarding non-compliant providers to the full Board.

### 3. **Review** Provider applications and proposals

- Brian Smith – CEP/synchronous

B. Driscoll made a motion, P. Malagrifa seconded, and it was so unanimously voted to approve the application for CEP.

Recused: J. Bagni

### 4. **Discuss** other matters not reasonably anticipated 48 hours in advance of meeting.

- The chair opened the meeting to the public. Lynn McCormick addressed the subcommittee regarding the bond discussion and indicated she was unclear regarding the Board's disciplinary authority over providers and whether this meeting was held to discuss disciplinary actions. Board Counsel responded that the Subcommittee only discussed the issues on its agenda as written, disciplinary matters are subject to different rules and are generally for the full Board to decide.
- Bev Kennedy mentioned that the CMR subcommittee briefly raised an issue about candidates needing to take a 15 hour course after three exam failures. The subcommittee did not discuss as staff indicated the matter would be on the full Board's agenda.

### 5. **Adjournment**

At 12:36 P.M. P. Malagrifa made a motion J. Bagni seconded, and it was so unanimously voted to adjourn.

#### List of Documents used at the meeting

1. Meeting agenda
2. April 1, 2022, draft minutes