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**BOARD OF STATE EXAMINERS OF ELECTRICIANS**

**OPEN SESSION MINUTES**

**In accordance with the provisions of G.L. c. 30A § 20, the Board of State Examiners of Electricians convened a regular monthly meeting on:**

**Microsoft Teams Meeting August 28, 2023**

The topics shown below were discussed at the aforementioned meeting:  
10:03 A.M. the Chair P. Malagrifa called the open meeting to order.

**INFORMATIONAL NOTE: All votes were taken by roll call. Where each member voted in favor, the vote will be reported as unanimous.**

**Roll Call, by Chair:**

Board members present:

Dave Clemons, State Fire Marshal Designee  
David Edmonds, Dept. of Elementary and Secondary Education Designee  
Paul J. Malagrifa, International Municipal Signal Association, Member (Chair)  
John Bagni, MAVA Member  
Gerald Graham, Inspector of Wires Member  
Brendan E. Driscoll, Journeyman Electrician Member  
Ellen Dorian, Public Member  
George Condon, Systems Contractor Member  
Carlos Caceda, Member  
Brian Proctor, Member

DOL Staff present:

Keith Gleason, Executive Director  
Tamara Smith, Program Coordinator  
Milla Lewis, Administrative Assistant  
Charles Kilb, Senior Legal Counsel  
Patricia LaFore, Legal Counsel  
Andrew Bridges, Chief Investigator

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1) **Review** June 26, 2023, meeting minutes.

J. Bagni made a motion D. Edmonds seconded, and the members present by majority

VOTED: to approve the minutes presented.

Abstained: G. Graham, P. Malagrifa, B. Proctor

2) **Reviewed/Discussed** other reports:

- a) **Executive Director Report**– The Executive Director mentioned that the group of subject matter experts for review of exam questions met July 18 thru 21 with a goal of all exam changes implemented by October . He added that he has been working with PSI to establish a continuous dialogue to hopefully head off problem patterns and will update the Board with any progress. He also mentioned that the Sprinkler advisory has been posted.
- b) **Office of Investigations** – No matters reported
- c) **Legal Counsel** – Counsel indicated nothing to report. A question arose regarding how board member seats must be designated. He noted that the current law does not mandate most members to be licensed, this was changed about a decade ago, when almost every seat required Board issued licenses.
- d) **Board of Fire Prevention Regulations** – D. Clemons reported that the BFPR met on June 1; he indicated as some point in the future the previously discussed joint subcommittee of both boards to discuss legislation would start meeting, but nothing has been arranged as of yet.
- e) **Legislative matters** – no matters reported

3) **Reviewed** list of license applicants approved by staff for reciprocity:

Name	Type
Brent Barstow	Journeyman
Jacob W. Crawford	Journeyman
Evan Forbes	Journeyman
Derek J. Foster	Journeyman
Stephen M. Gagne	Journeyman
Thomas G. Gallant	Journeyman
Felipe C. Gonzaga	Journeyman
Robert Goral	Journeyman
Lyle Greig	Journeyman
Connor D. Haskell	Journeyman
Ethan J. Houle	Journeyman
Timothy E. Jackman	Journeyman
Adam G. Kayyal	Journeyman
Jared Madden	Journeyman
John Mulkerrins	Journeyman
Andrew W. Nason	Journeyman
Matthew J. Reed	Journeyman
Tyler J. Roy	Journeyman
Justin Ruttan	Journeyman
Matthew Schumaker	Journeyman
Allen R. Syskowski	Journeyman
Matthew Weldon	Journeyman
Brandon J. Wilbur	Journeyman

Zachary M. Wiley	Journeyman
Joshua D. Willard	Journeyman
Justin Burnham	Master
James Gray	Master
Christopher Maglaras	Master
Isaac K. McGee	Master
Jardan Pynn	Master

- J. Bagni made a motion to rescind delegation to Board staff to approve reciprocity applications. No second was made, but the chair allowed Mr. Bagni to explain his motion. He indicated he was concerned the Board members needed to take an active role in reviewing and approving applications. Legal Counsel opined on the matter and indicated that historically all the vetting of applications occurred by staff and that the Board votes were only ratifying that vetting by voting on a list of names. He further indicated that the Board was welcome to take an additional role if there was a specific element of the applications the members wanted to review, but advised against just reinstating a ratifying vote without clarifying a specific element of review.
- The motion was withdrawn.

4) **Reviewed** list of business license approvals by staff

<b>5) Issued License #</b>	<b>Business Name</b>
8557-EL-A1	AI Solutions, Inc
20026-FA-C1	AMERICAN SERVICE COMPANY LLC
20023-FA-C1	AMR Resources LLC DBA Multiband Global
8572-EL-A1	April electric Corporation
8591-EL-A1	Ateam Electrical Services LLC
8567-EL-A1	Basnett Plumbing & Heating, Inc
8562-EL-A1	Bellas Electric Inc
8566-EL-A1	Bostonian Electric & Control Solutions Inc
8586-EL-A1	C. M. Joy Company Inc.
8571-EL-A1	Caliber Electrical Contractors Inc
8580-EL-A1	chandler electrical services LLC
20025-FA-C1	Cia Fire Systems Inc
8590-EL-A1	DMC Electric Service Inc
8568-EL-A1	Dutko Electric LLC
20024-FA-C1	ENE Security
8575-EL-A1	E volts electric LLC
8576-EL-A1	Fazio Electrical Services Inc.
8578-EL-A1	Hercules Electric LLC
8577-EL-A1	Industrial Burner Systems, Inc.
8585-EL-A1	JM ELECTRICAL SERVICES LLC
8583-EL-A1	JM Electrical Solutions LLC
8559-EL-A1	Joseph A DiPietro Heating and Cooling
8589-EL-A1	L&F Electrical Service
8587-EL-A1	M.P.S. ELECTRIC LLC
8573-EL-A1	Mass Signal Service, LLC
8588-EL-A1	Mona Lee Solar Ma LLC

8584-EL-A1	Nuzz electric Inc
8561-EL-A1	Palmer Gas Company Inc
8558-EL-A1	Parlee Electric LLC
8569-EL-A1	PHILIP M BRUNELLI JR. MASTER ELECTRICIAN CORP.
8581-EL-A1	Precision Heating and Cooling Inc
8564-EL-A1	Quarantello Power Service, LLC
8560-EL-A1	Ralphie's Electricians LLC
8574-EL-A1	Sigma C Power Services, LLC
8565-EL-A1	Spencer Home Services Inc
8570-EL-A1	Steele's Electrical Service, Inc
8563-EL-A1	Stephen C. Quinn Electric, LLC
8579-EL-A1	Swett Electric Inc.
20027-FA-C1	Versacom Systems, Inc.
8556-EL-A1	Weber Electric LLC
8582-EL-A1	Worcester County Electrical Inc

- 6) **Discussed** subcommittee meetings and reports:
- a) **Regulation\CMR Subcommittee** – No meeting held
    - G. Graham member, J. Bagni chair
  - b) **Education Subcommittee** – D. Edmonds reported on the meeting held June 26, 2023 which consisted of reviewing provider applications. The next meeting scheduled for September 13.
    - C. Caceda alternate member
  - c) **Interpretation Subcommittee** – No meeting held
  - d) **Planning and Research Subcommittee** – J. Bagni reported that the Committee will meet to review outstanding Board policies.
- 7) **Discussed** Journeymen with Inc. or LLC/LLP business entities registered with the Commonwealth Secretary of State Office
- The Executive Director stated based on consulting Board Counsel, the law mandates that journeyman licensees cannot conduct business as a corporation, LLC or LLP so suggests drafting an advisory for publication.
  - After discussion the Board agreed to refer the matter to the Planning and Research subcommittee to work on an expansive advisory and FAQs that would include other common recurring subject to Board review.
- 8) **Discussed** Out of Country education and experience with respect to the Exam Application Process and requirements in 237 CMR 13.00 & 22.00. The Executive Director reported he gets many questions from out of country applicants, he advises them that they should consult with providers and only submit applications when they meet the explicit requirements in the regulations.
- 9) **Discussed other** matters not reasonably anticipated 48 hours in advance of the meeting.
- E. Dorian requested the Board extend an invitation to the recently replaced Board members to attend the September meeting in gratitude of their contributions on the Board. The Executive Director agreed to send the invitation.

**10) Board of Electricians' Appeals** [open hearings, closed deliberations per M.G.L c. 30A, §18]

11:17 A.M. The Chair opened the Board of Appeals and verified the timeliness and merits of the appeal.

- a) BEA-23-000005 Chris Polny v. Dennis Monteiro IOW, Town of Hudson
  - The Chair swore in the parties giving testimony, accepted the exhibits, and gave each party an opportunity to present their position. The Board did not engage in any deliberation during the open session. The Chair advised the parties that the written decision would be disseminated within 45 days.

12 P.M J. Bagni made a motion B. Driscoll seconded, and the members present unanimously VOTED: to close the hearing and enter deliberations in quasi-judicial session.

- The Chair announced that as the remaining agenda items would be in closed session, the Board did not anticipate returning to open session, but the Board would adjourn upon conclusion of the Investigative Conference.

12:25 P.M. The Board recessed.

12:45 P.M. The Board reconvened.

**11) Executive Session** [M.G.L. c. 30A, §21 – Closed session]

12:45 P.M. D. Edmonds made a motion J. Bagni seconded, and the members present unanimously VOTED: to enter Executive Session to discuss individuals' character, rather than competence as well as pending litigation per M.G.L. c. 30A, §21.

The chair noted that following the Executive Session, expected to last 15-30 minutes, the Board would discuss matters in Investigative Conference and then adjourn, the Board would remain in closed session.

ROLL CALL VOTE:

<u>MEMBER</u>	<u>AYE</u>	<u>NAY</u>	<u>RECUSED/ ABSTAINED</u>	<u>ABSENT</u>
B. Proctor	X			
J. Bagni	X			
G. Graham	X			
E. Dorian	X			
P. Malagrifa	X			
D. Edmonds	X			
C. Caceda	X			
D. Clemons	X			
B. Driscoll	X			
G. Condon	X			

See Separate Minutes

**12) Investigative Conference (M.G.L. c. 112, § 65C – Closed session)**

1:18 P.M., J. Bagni made a motion G. Graham seconded, and the members present unanimously VOTED: to enter Investigative Conference.

ROLL CALL VOTE:

<u>MEMBER</u>	<u>AYE</u>	<u>NAY</u>	<u>RECUSED/ ABSTAINED</u>	<u>ABSENT</u>
B. Proctor	X			
J. Bagni	X			
G. Graham	X			
E. Dorian	X			
P. Malagrifa	X			
D. Edmonds	X			
C. Caceda	X			
D. Clemons	X			
B. Driscoll	X			
G. Condon	X			

b) Discussion of complaints prior to the issuance of an order to show cause

<b>Docket</b>	<b>Order</b>
2022-001021-IT-ENF	Forward for prosecution
2022-001135-IT-ENF	Forward for prosecution
2023-000078-IT-ENF	Forward for prosecution
2023-000113-IT-ENF	Forward for prosecution
2023-000127-IT-ENF	Forward for prosecution
2023-000140-IT-ENF	Dismiss w/o prejudice
2023-000205-IT-ENF	Forward for prosecution
2023-000315-IT-ENF	Forward for prosecution
2023-000322-IT-ENF	Dismiss w/o prejudice
2023-000335-IT-ENF	Forward for prosecution
2023-000410-IT-ENF	Forward for prosecution
2023-000419-IT-ENF	Investigative follow-up

G. Graham made a motion, J. Bagni seconded, and the members present unanimously voted to ratify the aforementioned decisions.

ROLL CALL VOTE:

<u>MEMBER</u>	<u>AYE</u>	<u>NAY</u>	<u>RECUSED/ ABSTAINED</u>	<u>ABSENT</u>
B. Proctor	X			
J. Bagni	X			
G. Graham	X			
E. Dorian	X			
P. Malagrifa	X			
D. Edmonds			X	
C. Caceda	X			
D. Clemons	X			
B. Driscoll	X			
G. Condon	X			

c) Discussion of the terms of a negotiated settlement of a complaint –

Prosecutor Chan - 2022-000806-IT-ENF  
The Board by unanimous consent maintained the order.

- 2021-0944-IT-ENF  
The Board by unanimous consent ordered dismissal.

**13) Quasi-Judicial Session (Closed per M.G.L c. 30A, §18).** No other matters considered.

**14) Adjournment – the next meeting is scheduled for September 25, 2023, at 10 A.M.**

J. Bagni made a motion, B. Driscoll seconded, and the Board members present unanimously  
VOTED: to adjourn the meeting at 2:47 P.M.

**Items relied upon during the open meeting**

Agenda

Draft Minutes

Appeal Documents