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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 – Web and phone Access
December 21, 2020

The topics shown below were discussed at the aforementioned meeting:
10:35 A.M. The chair called the open meeting to order.

INFORMATIONAL NOTE: All votes were taken by roll call, where each member said yes, the vote will be reported as unanimous.

Roll Call, by Chair:

Board members present:

Kathleen Guinee, Systems Technician Member (Chair)

Paul Vigneau, State Fire Marshal Designee

James Colleary, Inspector of Wires Member

John Bagni, MAVA Member

David Edmonds, Dept. of Elementary and Secondary Education Designee

Daniel C. Cahill, Electrical Contractor Member

Brendan E. Driscoll, Journeyman Electrician Member

Ellen Dorian, Public Member

Thomas Cunningham, Master Electrician Member

Members absent:

George Condon III, Systems Contractor Member

Paul J. Malagrifa, International Municipal Signal Association, Member (Vice Chair)

DPL Staff present:

Mari Cooney, Executive Director

Kristin Mitchell, Associate Executive Director

Tamara Smith, Program Coordinator

Milla Lewis, Administrative Assistant

Charles Kilb, Counsel

Syno Tell, Investigator



1. Consideration of the November 23, 2020 regular meeting minutes.

J. Bagni made a motion J. Colleary seconded and the Board unanimously voted to approve the minutes as presented.

Consideration of the Executive minutes: P. Vigneau noted an error in roll call notation.

J. Bagni made a motion J. Colleary seconded and the Board unanimously voted to approve the minutes as amended.

Abstained:

2. **Review/Discuss** other reports:

- a) **Executive Director Report**– The Executive Director updated the Board regarding examination application approvals 57 for Journeyman, 8 Master, 8 for Systems Tech and 1 Systems Contractor. Year to date there were 883 approved for exam 683 Journeyman, 189 Master, 16 Systems Contractor and 71 Systems Technician.
- b) **Office of Investigations** – No report available
- c) **Legal Counsel** – No matters to report
- d) **Board of Fire Prevention Regulations** – P. Vigneau stated public notice will be posted that the January meeting is postponed to January 21.
- e) **Legislative matters** – No matters to report

3. **Review** the list of license applicants approved by staff for reciprocity:

Name	Type
Brendan J. Allen	Journeyman
Adam J. Cardin	Journeyman
Christian Carter	Journeyman
Travis P. Chipman	Journeyman
Luis Collazo	Journeyman
Michael Depelteau	Journeyman
Shane G. Dube	Journeyman
John W. Edwards	Journeyman
Todd Elkin	Journeyman
Adam C. Goodspeed	Journeyman
Zachary J. Kelley	Journeyman
Jose Munoz-Castro	Journeyman
David Varga	Journeyman

4. **Review** list of business license approvals by staff

Business Name	Primary Owner	Licensee of Record	Licensee Type	Business License Number
Batallas Electric Inc	Raul R. Batallas	Raul R. Batallas	Master	8091-A1
JHB Safety Services LLC	John H. Beckwith	John H. Beckwith	Systems Contractor	8090-A1

5. **Discussion** Business License related progress and questions

a) E-Licensing Manager update with Q&A

J. Bagni and B. Driscoll spoke regarding the purpose for the business license and a concern with not having the business license distinguish between electrical and systems work. DPL ELicensing manager Leija Meadows addressed the Board regarding a possible C1 business license type for systems. She believes that it can be accomplished at no extra cost to the agency pending Commissioner final approval, but will research the matter further. Staff indicated that they will continue to work to facilitate the business licenses, including correcting errors and communicating with licensees, and will be ready if a systems business license is created. No formal action taken.

b) Reviewing MA requirement of holding a Journeyman after obtaining the Master license.

The members discussed the current need for a master licensee to continue to hold a journeyman license. Counsel stated that this would require a statutory change. He noted that there are many factors in such changes, such as cost analysis, implementation requirements, as well as the steps for getting a law change. The chair recommended keeping the matter for ongoing discussion by the Board. No formal action taken.

6. **Discuss** Inspector of Wires Advisory Notice – The October voted advisory was presented with a new supplemental advisory to explain to homeowners what to do about unlicensed work. The Executive Director stated that the prior advisory was submitted in October for posting however it is still awaiting administrative review, adding that the amended advisory would likewise be submitted as voted by the Board for posting.

J. Bagni made a motion P. Vigneau seconded and the Board unanimously voted to approve the additional advisory.

7. **Discussion** COVID related Education program requests and progress – D. Edmonds updated the Board regarding remote education programs. He indicated that there may be a desire to discuss shop time in the future, and that otherwise current approved programs are working. No formal action taken.

8. **Discuss** DESE related updates and objectives – D. Edmonds stated the Department of Elementary and Secondary Education will present updates on the four frameworks used to

educate vocational electrical students at the January meeting; he indicated a request that the Board entertain a 2 hour presentation. No formal action taken.

9. **Discuss** subcommittee meetings and reports:
- a) **Regulation\CMR Subcommittee** – Nothing to report
 - b) **Education Subcommittee** – Nothing to report.
 - c) **Interpretation Subcommittee** – Nothing to report
 - d) **Planning and Research Subcommittee**– Nothing to report

10. **Discuss** other matters not reasonably anticipated 48 hours in advance of the meeting.
- a) J. Bagni mentioned that certain towns have instituted an additional permit fee for work that has already commenced. Counsel stated that as long as it is labeled a fee and not a fine, it would not appear to be a matter within the Board’s jurisdiction.

 - b) B. Driscoll noted that the examination review by subject matter experts is ongoing.

11. Board of Electricians’ Appeals [open hearings, closed deliberations per M.G.L c. 30A, §18]

12:47 P.M. The members convened the Board of Appeals to conduct hearings on the following appeal

- a) **BEA-20-000007** – Michael & Lae Hunt v William McGrady, town of North Attleborough

The parties were sworn in by the chair and exhibits read into the record. Each party was given a chance to make their presentation, however, the Inspector failed to attend. Upon conclusion of the appellants presentation, at 1:24 PM, J. Bagni made a motion P. Vigneau seconded and the Board unanimously voted to adjourn the hearing and enter deliberations.

At 1:45 P.M. The Board returned to open session

J. Bagni made a motion P. Vigneau seconded and the Board unanimously voted to table the hearing pending testimony of the Inspector. The attendees were advised the hearing would be rescheduled to January unless they were able to settle the matter prior to the meeting.

12. Executive Session (M.G.L. c. 30A, §21 – Closed session) – no matters scheduled

1:52 P.M. the chair announced that the rest of the agenda would be in closed session. J. Bagni made a motion B. Driscoll seconded and the Board unanimously voted to go into Investigative conference.

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

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

Docket	Board Decision
2020-000686-IT-ENF	Forward for prosecution
2020-000690-IT-ENF	Forward for prosecution

2020-000691-IT-ENF	Forward for prosecution
2020-000695-IT-ENF	Forward for prosecution
2020-000698-IT-ENF	Forward for prosecution
2020-000716-IT-ENF	Forward for prosecution
2020-000720-IT-ENF	Forward for prosecution
2020-000742-IT-ENF	Close w/Advisory
2020-000972-IT-ENF	Withdrawn
2020-000991-IT-ENF	Dismiss w/o prejudice
2020-001004-IT-ENF	Dismiss w/o prejudice
2020-001228-IT-ENF	Forward for prosecution

J. Colleary made a motion B. Driscoll seconded and the Board unanimously voted to ratify the aforementioned decisions.

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

i. Prosecutor Hentoff -

2019-00047-IT-ENF – unanimous vote to reject the counteroffer.

14. Quasi-Judicial Session to discuss disciplinary decisions (Closed per M.G.L c. 30A, §18) –

None

15. Adjournment – the next scheduled meeting will be January 25, 2020

P. Vigneau made a motion J. Bagni seconded and the Board unanimously voted to adjourn the meeting at 2:31 PM.

Items relied upon during the open meeting

Agenda

Minutes of the meeting November 23, 2020

Drafted advisory notice to Inspectors

Exhibits of Inspector’s Appeal