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**Commonwealth of Massachusetts
Division of Professional Licensure
Board of State Examiners of Electricians**

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COMMISSIONER, DIVISION OF
PROFESSIONAL LICENSURE

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
February 22, 2021

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 voted in favor,
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
Ellen Dorian, Public Member
George Condon III, Systems
Contractor Member
Paul J. Malagrifa,
International Municipal
Signal Association, Member
(Vice Chair)

Members absent:
Daniel C. Cahill, Electrical
Contractor Member
Brendan E. Driscoll,
Journeyman Electrician
Member
Thomas Cunningham,
Master Electrician Member

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 January 25, 2021 regular meeting

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



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

- a) **Executive Director Report**– The Executive Director updated the Board regarding current Board licensure statistics. There were 78 applications since the last Board meeting on January 25, 2021. 67 were approved and 7 are pending Cori review. 67 for Journeyman, 8 for Master, 1 for Systems Tech, 2 for Systems Contractor.
- b) **Office of Investigations** – No report available
- c) **Legal Counsel** – No matters to report
- d) **Board of Fire Prevention Regulations** – P. Vigneau reported that the Electrical advisory committee has yet to meet to discuss the permit form but he anticipates a meeting prior to the March Board meeting.
- e) **Legislative matters** – No matters to report

3. **Review** the list of licenses by reciprocity approved by Board staff:

Name	Type
Matthew K. Davidson	Journeyman
Daniel J. Davis	Journeyman
Tyler Dionne	Journeyman
Timothy R. Lanciani	Journeyman
Andrew T. Malmstrom	Journeyman
Robert W. Newell	Journeyman
Jason Rhodes	Journeyman
Constantin Startun	Journeyman
Adam R. White	Journeyman

4. **Review** list of business licenses approved by Board staff:

Business Name	Primary Owner	Licensee of Record	Licensee Type	Business License Number
Boston Standard Plumbing & Heating Incorporated	Joseph C. Wood	Paul Feeney	Master	8109-EL-A1
The Boston Solar company LLC	Daniel Mello Guimaraes	Gerald D. Hebert	Master	8110-EL-A1
Code Red Fire Systems, LLC	David L. Barnes Jr	David L. Barnes Jr	Master	8116-EL-A1
Green Earth Roofing Solutions LLC	Taylor Scyocurka	Bryan W. Menard	Master	8117-EL-A1
Jennifer Sweet Electric LLC	Jennifer Sweet	Jennifer Sweet	Master	8112-EL-A1
JSE Electric, LLC	John Saloka	John Saloka	Master	8113-EL-A1

Miles Electrical and Construction Services LLC	Shane M. Miles	Shane M. Miles	Master	8111-EL-A1
New England Electric Group Inc	Douglas Lanceleve	Douglas Lanceleve	Master	8114-EL-A1
Unified Electrical Solutions Inc.	Eric J. Imlach	Eric J. Imlach	Master	8115-EL-A1

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

Staff reported regarding preparations for the C1 license addition reporting that they received approval to move forward from the Commissioner and are at the ticket stage formulating the detailed instructions for the developers. Staff added that notification via the Board's website and via mail is planned prior to conversion of the resulting number to the C1 license.

- a) Ongoing discussion regarding MA requirement of holding a Journeyman after obtaining the Master license.

Members noted this was a prior agenda item but indicated it should still be discussed in the future. By unanimous consent, the matter was referred to the Planning and Research subcommittee to determine how the issue is impacting the trade and to see how other states regulate these matters. No formal vote taken.

6. **Discuss** Apprenticeship ratios

J. Bagni stated that the statutory 1:1 ratio of apprentices to licensees was in his opinion restricting the growth of the trade. D. Edmonds echoed the sentiment and indicated his support of rules exempting vocational students from being counted toward the 1 to 1 ratio. By unanimous consent, the matter was further referred to the Planning and Research subcommittee to determine how the issue is impacting the trade and to see how other states regulate these matters. No formal vote taken.

7. **Discuss** Class sizes in remote learning environments

The Executive Director noted that this agenda item was added due to the Board not previously addressing the topic. She noted that currently the Board allows online pre-licensure courses only due to the state of emergency and that the current policy does not address class sizes. Mr. Edmonds noted that the purpose of the policy was to allow existing providers to move their existing classes online to avoid disruption during the pandemic and to keep their operations otherwise consistent with pre-pandemic procedures. Several of the Board members raised concerns that if there is a perception that classes can be of unlimited size, the educational quality of those classes would dramatically deteriorate. Mr. Bagni noted that as an educator, it was his experience that a small class size is necessary to ensure student and instructor interaction as electrical classes are far more complex than lecture style introductory college classes that could accommodate higher classes. Several Board members then discussed whether a cap on class sizes would be appropriate. Prior to any discussion, the chair asked legal counsel whether this agenda item should be in closed session to discuss individual providers. Legal counsel noted that the Board was only talking about broad policy and had not talked about any individual provider, nor should they. As a result, he stated that this was

appropriate to resolve in public session and that, in general, unless there was an issue of disciplinary action against a provider, which there is not as of now, there would not be legal grounds to discuss the matter in closed session. Prior to continuing, the chair noted that a provider was seeking to address the Board, she indicated that this was not intended to open the meeting up for extensive public debate, but allowed the provider to address the Board. Mr. Paul Cormier addressed the Board, indicating that he was familiar with the issue and noted that previously the Board had not imposed, or discussed, class size limitations. He indicated he felt that technology such as Zoom could allow higher class numbers than possible in live classes without a loss of educational quality. While Mr. Cormier did not specify his class size, he indicated that he was able to have larger classes and felt his course offerings were of high quality and was disappointed Board members and staff had never attended his class to see how it worked. The Chair decided not to call on any other providers but returned the discussion to the Board members. Mr. Edmonds indicated it was his understanding that generally class sizes were approximately 25 students, several other Board members agreed with this understanding as well. The members then discussed imposing a slightly higher number of 30 to give providers a standard to follow. No members opposed this or provided a contrary number. Legal Counsel told the Board that it would need to continue addressing this in the future, including post pandemic when, absent further Board action, all online pre-licensure courses would end. He further noted that the appropriate action at this time would thus be to amend the existing policy that allows online courses during the pandemic.

J. Bagni made a motion, D. Edmonds seconded, and the Board voted to amend the Board guidelines on remote virtual classes restricting class sizes to a maximum of 30 students per session. The vote was recorded as follows:

<u>MEMBER</u>	<u>YEA</u>	<u>NEA</u>	<u>RECUSED/ABSTAINED</u>
K. Guinee			X
J. Bagni	X		
J. Colleary	X		
D. Edmonds	X		
P. Vigneau	X		
E. Dorian	X		
P. Malagrifa	X		
G. Condon	X		

8. **Presentation continued** DESE Chapter 74 Education Program

D. Edmonds and DESE education specialist Lisa Sandler addressed the Board regarding the frameworks presentation made at the Board's January meeting and noted that contributors in attendance Kathy Conole, Russ Mangsen, Al Maino, Peter Dewar and Mark Currier. Since the last meeting, a copy of the draft frameworks were supplied to the members so that they could formally approve it if no changes were requested. The members did not suggest any changes but instead noted that the frameworks were ready for approval as is.

D. Edmonds made a motion J. Bagni seconded and the Board unanimously voted to accept the amended frameworks as presented by the DESE and MAVA team.

D. Edmonds made a motion J. Bagni seconded and the Board unanimously voted to refer the frameworks to the Education subcommittee to review it as to whether it should be provided as a model to non-vocational education providers.

9. Discuss subcommittee meetings and reports:

- a) **Regulation\CMR Subcommittee** – Nothing to report
- b) **Education Subcommittee** – D. Edmonds reported on the subcommittee meeting held on January 29, 2021, which he noted was a standard meeting for provider approvals. J. Bagni indicated that he will be submitting a draft standard for instructor qualifications to the Executive Director for distribution and possible Board review at the March meeting.
- c) **Interpretation Subcommittee** – Nothing to report
- d) **Planning and Research Subcommittee**– Nothing to report. The chair indicated she would confer with its members to schedule a future meeting.

10. Discuss other matters not reasonably anticipated 48 hours in advance of the meeting. No matters presented.

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

- a) BEA-21-000008 -Jeff McLoughlin vs Shawn Mills, town of Foxboro – rescheduled to March at the Appellant's request.

At 12:47 P.M. the chair announced that the rest of the agenda would be in closed session following a 15 minute recess. The chair noted that the Board did not anticipate returning to open session except to adjourn.

12. Executive Session (M.G.L. c. 30A, §21 – Closed session)

1P.M. J. Bagni made a motion J. Colleary seconded and the Board unanimously voted by roll call to enter Executive Session to discuss applicants' character, rather than competence (no other purpose would apply at this meeting).

<u>MEMBER</u>	<u>YEA</u>	<u>NEA</u>	<u>RECUSED/ABSTAINED</u>
K. Guinee	X		
J. Bagni	X		
J. Colleary	X		
D. Edmonds	X		
P. Vigneau	X		
Ellen Dorian	X		
P. Malagrifa	X		
G. Condon	X		

13. Quasi-Judicial Session to discuss disciplinary decisions (Closed per M.G.L c. 30A, §18) –
No matters presented

1:20 P.M. J. Bagni made a motion J. Colleary seconded and the Board unanimously voted by roll call to enter into Investigative Conference

14. 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	Recommendation
2020-000639-IT-ENF	Dismiss w/o prejudice
2020-001681-IT-ENF	Dismiss w/o prejudice
2021-000008-IT-ENF	Dismiss w/o prejudice

P. Malagrifa made a motion P. Vigneau 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 Henderson -

2019-001476-IT-ENF – unanimous vote to dismiss with an advisory.

15. Adjournment – the next scheduled meeting will be February 22, 2021

P. Malagrifa made a motion P. Vigneau seconded and the Board unanimously voted to adjourn the meeting at 2:13 PM.

Items relied upon during the open meeting

Agenda

Minutes of the meeting January 25, 2021