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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:

Goto-Meeting June 22, 2020 at 10:30 A.M.

The topics shown below were discussed at the aforementioned meeting:

The meeting was called to order at 10:30 A.M. by the chair.

Roll Call, by Chair:

Board members present:
Kathleen Guinee, Systems Technician
Member (Chair)
Daniel C. Cahill, Electrical Contractor
Member
James Colleary, Inspector of Wires Member
Paul J. Malagrifa, International Municipal
Signal Association, Member (Vice Chair)

Brendan E. Driscoll, Journeyman Electrician
Member
John Bagni, MAVA Member
Ellen Dorian, Public Member
Paul Vigneau, State Fire Marshal Designee
David Edmonds, Dept. of Elementary and
Secondary Education Designee

The following DPL Staff were present:
Mari Cooney, Executive Director
Kristin Mitchell, Assoc. Exec Director

Tamara Smith, Prog. Coordinator
Charles Kilb, Counsel
Syno Tell, Investigator

1. Consideration of the April 21, 2020 regular meeting minutes.

A motion was made by D. Edmonds seconded by P. Malagrifa and unanimously voted to approve the minutes presented.

2. Review/Discuss other reports:

- a. **Executive Director Report**– Mari updated the Board regarding PSI test center openings.
- b. **Office of Investigations** – No report available
- c. **Legal Counsel** – No matters to report



- d. **Board of Fire Prevention Regulations** – Paul Vigneau stated at the meeting of May 28 the BFPR discussed and amended article 235. He added the change will be effective June 26 and he will update the Board accordingly as it becomes available.
- e. **Legislative matters** – No matters to report

3. **Board Reviewed the** listed license applicants approved by staff for reciprocity:

Name	Type
Timothy Carew	Journeyman
Robert Del Dotto	Journeyman
Bradford Taylor	Journeyman and Master
Derek Cropp	Master
Brian Croteau	Journeyman
Gilbert Sutcliffe	Journeyman
Erick Veit	Master
Matthew Gray	Journeyman
Jarrold Barber	Journeyman
Volodymyr Sytnyk	Journeyman
Eric Guilbert	Journeyman

4. **Board Reviewed** the list of approved by staff for new business license

Business Name	Licensee of Record	Licensee Type	Business License Number
Guardian Energy Management Solutions LLC	Kyle Handley	Masters	883-ELA1
Modern Energy LLC	William Pearson	Masters	884-EL-A1
Caswell Schena Electric LLC	Jarod Schena	Masters	885-EL-A1
JRL Electric Inc	Joshua LeClair	Masters	886-EL-A1
Champagne Electrical Contractors Inc	Michael Champagne	Masters	887-EL-A1
ABB Inc	Brad Anacker	Masters	888-EL-A1
Skaff Refrigeration Service Inc	Timothy Ariel	Masters	892-EL-A1

5. **Discussion regarding** Pre-Licensure Online Education and Review Provider Requests

The chair opened the discussion regarding the policy on Interactive Video conferencing for programs and Dave Edmonds spoke regarding the committee assigned by DESE commissioner Jeffrey Riley with the task of devising the opening plan of Vocational schools. He invited members to share any innovative ideas they might have especially regarding workshop classes with a view to health safety. Regarding further discussion on the online policy E. Dorian opened with a motion to edit the policy to include new students with DESE and schools projecting remote classes necessary through the Fall season into 2021.

The motion was seconded by J. Colleary and unanimously voted as such.

A motion was made by J. Bagni seconded by B. Driscoll and unanimously voted to continue to extend the requirement of 237 CMR 13.05 until 90 days after the state of emergency ends.

6. **Discuss** subcommittee meetings and reports:

- a. **Regulation\CMR Subcommittee** – Nothing to report
- b. **Education Subcommittee**

J. Bagni and D. Edmonds reported on the Education subcommittee meeting held on June 2. The subcommittee considered a number of requests by providers for remote continuing ed classes and stated no formal decisions were made but providers were to be instructed to submit formal application packets in line with the Board's online policy for subcommittee review. The matter was sent back to the subcommittee for further review.

- c. **Interpretation Subcommittee**

E. Dorian proposed July 10 at 1PM to hold the next scheduled subcommittee meeting.

- d. **Planning and Research Subcommittee** – Nothing to report

7. **Discussion** on any matters not reasonably anticipated 48 hours in advance of meeting.

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

12:10 PM The members convened the Board of Appeals to hear the following continuation of appeal

- a. Docket no. 302 BEA-20-000001

The chair entered additional exhibits and heard the additional findings of the parties.

1:04 PM A motion was made by P. Malagrifa seconded by B. Driscoll and unanimously voted to adjourn the hearing and enter deliberations. The chair also announced that the Board would immediately enter closed session upon exiting deliberations and advised the parties that the decision will be disseminated within 45 days.

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

At 1:55 PM a motion was made by D. Edmonds, seconded by P. Malagrifa and voted by roll call to enter Executive Session

- a. **To discuss individuals character, rather than competence**
- b. **To discuss litigation strategy**

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

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

- a. 2019-000448-IT-ENF

A motion was made by J. Colleary seconded by B. Driscoll and unanimously
Voted to issue Final Decision

11. Investigative Conference (M.G.L. c. 112, § 65C – Closed session) [If applicable]

12:30PM A motion was made by P. Malagrifa seconded by J. Colleary and unanimously
Voted to enter Investigative conference.

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

Docket	Board review
2019-000399-IT-ENF	Forward for prosecution
2019-000477-IT-ENF	Forward for prosecution
2019-000584-IT-ENF	Forward for prosecution
2019-000585-IT-ENF	Forward for prosecution
2019-000990-IT-ENF	Forward for prosecution
2019-001003-IT-ENF	Forward for prosecution
2019-001046-IT-ENF	Forward for prosecution
2019-001047-IT-ENF	Dismiss w/o prejudice
2019-001048-IT-ENF	Forward for prosecution
2019-001056-IT-ENF	Forward for prosecution
2019-001142-IT-ENF	Dismiss w/o prejudice
2019-001143-IT-ENF	Forward for prosecution
2019-001144-IT-ENF	Forward for prosecution
2019-001215-IT-ENF	Dismiss w/o prejudice
2019-001374-IT-ENF	Forward for prosecution
2019-001376-IT-ENF	Dismiss w/o prejudice
2019-001477-IT-ENF	Investigative follow-up
2020-000235-IT-ENF	Dismiss w/o prejudice

3:44 PM A motion was made by P. Malagrifa seconded by J. Colleary and unanimously
Voted to ratify the listed Board rulings and exit Investigative conference

- b. Discussion of the terms of a negotiated settlement of a complaint – No matters for consideration.

12. Adjournment – the next scheduled meeting will be on July 27, 2020

A motion was made by P. Vigneau seconded by B. Driscoll and unanimously
Voted to adjourn the meeting at 3:50 PM.

Items relied upon during the open meeting

Agenda

April 24, 2020 minutes