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

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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 July 27, 2020

The topics shown below were discussed at the aforementioned meeting:

The meeting was called to order at 10:35 A.M. by the chair.

Roll Call, by Chair:

Board members present:
Kathleen Guinee, Systems Technician
Member (Chair)
Thomas Cunningham, Master Electrician
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
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 June 22, 2020 regular meeting minutes.

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

2. Review/Discuss other reports:

- a. **Executive Director Report**– The Executive Director updated the Board regarding examination vendor PSI, which has indicated test centers now have 5 locations open with limited capacity.



Commissioner Layla D’Emilia was introduced and welcomed by the members. She spoke regarding agency functionality in light of the state of emergency and thanked the staff and Board members for all the work at keeping normal Board functions.

- b. **Office of Investigations** – No report available
- c. **Legal Counsel** – No matters to report
- d. **Board of Fire Prevention Regulations** – No matters to report
- e. **Legislative matters** – No matters to report

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

| Name | Type |
|------------------|------------|
| Denis Beaudoin | Journeyman |
| Anthony Brock | Master |
| Stephen D’Ercole | Journeyman |
| Jonathan Hersey | Journeyman |
| Matthew Gray | Journeyman |
| Eric Guilbert | Journeyman |

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

| Business Name | Primary Owner | Licensee of Record | Licensee Type | Business License Number |
|------------------------------------|---------------------|-----------------------|---------------|-------------------------|
| Sanford Enterprises LLC | James Sanford | Jake Fredette | Master | 896-EL-A1 |
| Rooftop Power | Andrew Smith | Andrew Smith | Maser | 897-EL-A1 |
| Demarse Electric Inc | Greg Demarse | Scott Leduc | Master | 898-EL-A1 |
| Jack Lennon Electric | Anthony Farmsworth | Anthony Farnsworth | Master | 899-EL-A1 |
| Forte Electric Inc | Anthony Forte | Anthony Forte | Master | 900-EL-A1 |
| MAK Electric | Marc Frey | Marc Frey | Master | 901-EL-A1 |
| Freedom Forever Massachusetts LLC | Matthew Markham | Matthew Markham | Master | 902-EL-A1 |
| Ecogen Services LLC | Daniel Mascroft | William Clinton | Master | 917-EL-A1 |
| QualTek Wireless LLC | Christopher S Hisey | Jason Piselli | Master | 918-EL-A1 |
| East Coast Solar | Michael Logan | Joseph Owen III | Master | 3368-EL-A1 |
| ML Schmitt INC | Jean Crevier | Jean Crevier | Master | 3369-EL-A1 |
| O’Brien Electrical Contracting LLC | Joseph O’Brien | Joseph O’Brien | Master | 3370-EL-A1 |
| Mass Power Solutions LLC | John Burge | Jason Cabral | Master | 3371-EL-A1 |
| Clean Power Management MA LLC | Mark Milius | Gregory Paul Williams | Master | 3372-EL-A1 |

| | | | | |
|--------------------------------------|--------------------------|----------------|--------|------------|
| Great Sky Solar | Joseph Stone | Joseph Stone | Master | 4850-EL-A1 |
| Cogliano Integrated Technologies Inc | Richard Cogliano | Mario Pereira | Master | 7882-EL-A1 |
| Firecode Design LLC | Ronnette Taylor-Lawrence | Paul Vohnoutka | Master | 7883-EL-A1 |
| Top Form Industrial Inc | Catherine Holbrook | Eric Scanlon | Master | 7884-EL-A1 |

5. **Discussion** Pre-Licensure Online Education and Review Provider Requests – no matters to discuss

6. **Discussion** Virtual Inspections for Wire Inspectors

J. Colleary reported on the inspection process. He stated that some towns are requiring remote inspections only and requested that the Board issue an advisory regarding acceptable inspections. Counsel added that in so doing the Board must remain consistent, as the applicable statute has not been waived and, absent an act by the Governor, would apply with equal force during and after the state of emergency. J. Bagni voiced concern regarding the timely conducting of inspections.

A motion was made by J. Colleary and seconded by J. Bagni and so unanimously voted to issue an advisory to Inspectors that virtual inspections are not considered full inspections under the applicable laws and to remind them to perform their inspections within the timelines required by law.

| <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 | | |
| T. Cunningham | X | | |
| P. Malagrifa | X | | |
| Brendan Driscoll | X | | |

7. **Discussion** regarding a June 3, 2020 communication from Matrix North American Construction, LLC requesting extension of requirement per 237 CMR 16.03 (3) Business procuring a licensee of record to continue operations. The Board noted that since the request was close to 60 days old that the extension time requested had already passed thereby negating the need to extend any further.

A motion was made by P. Malagrifa and seconded by J. Bagni and so unanimously voted to deny the extension.

8. **Discussion** subcommittee meetings and reports:

- Regulation\CMR Subcommittee** – nothing to report
- Education Subcommittee**

D. Edmonds reported that the education subcommittee is scheduled to meet on July 31, 2020. He mentioned that any CEP applicants requesting remote conducting of continuing education classes must be received by July 28 and that providers must be prepared to demonstrate how the classes will be held in adherence with the Board's established policy of online continuing education.

c. **Interpretation Subcommittee**

E. Dorian reported regarding the meeting held July 10, 2020. She mentioned the subcommittee was able to propose timely edits to the memo and indicated that the updated draft will be provided at the August meeting for approval by the full Board.

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

9. **Discussion** of other matters not reasonably anticipated 48 hours in advance of meeting.

Provider Leo Martin inquired as to whether the Board is accepting pdf exam applications through PSI. The Executive Director stated that PSI is accepting both methods and that due to the remote operations, applicants are encouraged to submit pdf applications via email to PSI in order to expedite the process.

10. **Board of Electricians' Appeals [open hearings, closed deliberations per M.G.L c. 30A, §18]** – No appeals scheduled

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

At 12 PM J. Bagni made a motion to enter closed session. It was seconded by J. Colleary and unanimously voted by roll call.

| <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 | | |
| T. Cunningham | X | | |
| P. Malagrifa | X | | |
| Brendan Driscoll | X | | |

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

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

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

2:22PM 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 |
|--------------------|-------------------------|
| 2019-000541-IT-ENF | Dismiss w/Advisory |
| 2019-000544-IT-ENF | Forward for prosecution |
| 2020-000008-IT-ENF | Investigative follow-up |
| 2020-000013-IT-ENF | Forward for prosecution |
| 2020-000114-IT-ENF | Dismiss w/o prejudice |
| 2020-000440-IT-ENF | Dismiss w/o prejudice |
| 2020-000515-IT-ENF | Dismiss w/o prejudice |

During investigative conference, the Board discussed a complaint regarding the conduct of an applicant during an examination. A motion was made by P. Malagrifa seconded by J. Bagni and unanimously voted to table the discussion to the August meeting pending receipt of a report from PSI.

2:51 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 (none)

14. Adjournment – the next scheduled meeting will be on August 24, 2020

A motion was made by P. Malagrifa seconded by J. Bagni and unanimously Voted to adjourn the meeting at 2:51 PM.

Items relied upon during the open meeting

Agenda

Minutes of the meeting June 22, 2020