



MAURA HEALEY
GOVERNOR

KIM DRISCOLL
LIEUTENANT GOVERNOR

YVONNE HAO
SECRETARY, EXECUTIVE OFFICE
OF ECONOMIC DEVELOPMENT

Commonwealth of Massachusetts
Division of Occupational Licensure
Board of State Examiners of Electricians
1000 Washington Street, Suite 710
Boston, Massachusetts 02118

LAYLA R. D'EMILIA
UNDERSECRETARY, CONSUMER
AFFAIRS AND BUSINESS
REGULATION

SARAH R. WILKINSON
COMMISSIONER, DIVISION OF
OCCUPATIONAL 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 Meeting September 25, 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:

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 (10:05AM)
Ellen Dorian, Public Member
Carlos Caceda, Member
Brian Proctor, Member
Renee Dozier, Member
Elizabeth Oconnor, Member

Board members absent:

Dave Clemons, State Fire Marshal Designee

DOL Staff present:

Keith Gleason, Executive Director
Tamara Smith, Program Coordinator
Milla Lewis, Administrative Assistant

Charles Kilb, Senior Legal Counsel

Patricia LaFore, Legal Counsel

Public Attendees:

Bev Kennedy, Kennedy Seminars

Beth Bellew, MECA

Paul Asselin, Asselin CE

Jessica Donovan, MSCA

Kristen Gowin, NECA

Nathan Poland, Advanced Technical School

The Board publicly thanked past members and recognized members Kathleen Guinee, James Colleary and George Condon. Each member thanked the Board for the opportunity to bid farewells and extend welcome to the new Board members.

1) Review August 28, 2023, meeting minutes.

J. Bagni made a motion B. Driscoll seconded, and the members present unanimously VOTED: to approve the minutes presented with edits.

2) Reviewed/Discussed other reports:

- a) **Executive Director Report**– The Executive Director reported briefly on the progress of the Exam questions review committee and on target for the October release.
- b) **Office of Investigations** – No matters reported
- c) **Legal Counsel** – Counsel Kilb mentioned that Counsel LaFore will be taking on more of the role as Board Counsel although he will still be available to provide guidance. Counsel refreshed the Board regarding the rules of the open meeting law.
- d) **Board of Fire Prevention Regulations** – no matters reported
- e) **Legislative matters** – no matters reported

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

Name	Type
Perry C. Filkins	Journeyman
Nicholas J. Fogarty	Journeyman
David Forbes	Journeyman
Douglas J. Guisti	Journeyman
Nicholas Honaker	Journeyman
Luke A. Pesaturo	Journeyman
Patrick Sheridan	Journeyman
Niklas G. Sigl	Journeyman
Jesse A. Warren	Journeyman

4) Reviewed list of business license approvals by staff

Issued License number	Business Entity
8595-EL-A1	Boston Electric and Telephone Corp
8599-EL-A1	Cronin Electric corp

8592-EL-A1	Emmaty Inc.
8605-EL-A1	J.M. Cobb Electric Inc
8602-EL-A1	Lighthouse Productions, LLC
8598-EL-A1	Lussier Electrical Service, Inc.
8600-EL-A1	Mike's Electrical Service Of South Hampton, Inc
8601-EL-A1	Osprey Electrical Contractors, Inc.
8606-EL-A1	Paul Dinto Electrical Contractors, Inc.
8593-EL-A1	PRiMe Power & Lighting, LLC
8596-EL-A1	RT Hannigan Corp.
8594-EL-A1	Rych Connection Inc.
8604-EL-A1	SC ELECTRIC CORP
8597-EL-A1	Skyline Electric, Inc.
8603-EL-A1	Smart Electrical Inc.

6) Discussed subcommittee meetings and reports:

- a) Regulation\CMR Subcommittee** – No meeting held
- b) Education Subcommittee** – D. Edmonds reported on the meeting held September 13, 2023 which consisted of reviewing provider applications. No future meeting has been scheduled.
- c) Interpretation Subcommittee** – No meeting held
- d) Planning and Research Subcommittee** – J. Bagni reported on the meeting held September 18, 2023 where the Committee discussed and composed a comprehensive FAQ compendium for dissemination via the website.

9) Discussed other matters not reasonably anticipated 48 hours in advance of the meeting.

- Counsel Kilb provided a brief update regarding the CMR amendments approval status stating there hasn't been any significant movement, but he would update the Board as information becomes available.

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

10:36 A.M. J. Bagni made a motion D. Edmonds 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			X
B. Driscoll				X
R. Dozier	X			
E. O'Connor	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
R. Dozier	X			
E. O'Connor	X			

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

Docket	Order
2022-000367-IT-ENF	Forward for prosecution and open additional complaints
2022-000469-IT-ENF	Forward for prosecution and open additional complaint
2023-000147-IT-ENF	Forward for prosecution
2023-000153-IT-ENF	Forward for prosecution
2023-000183-IT-ENF	Forward for prosecution
2023-000189-IT-ENF	Forward for prosecution

2023-000326-IT-ENF	Forward for prosecution
2023-000360-IT-ENF	Forward for prosecution and open additional complaint
2023-000374-IT-ENF	Dismiss w/o prejudice
2023-000382-IT-ENF	Dismiss w/o prejudice
2023-000426-IT-ENF	Forward for prosecution
2023-000430-IT-ENF	Dismiss w/o prejudice
2023-000433-IT-ENF	Investigative follow-up
2023-000446-IT-ENF	Forward for prosecution and open additional complaint
2023-000476-IT-ENF	Forward for prosecution
2023-000499-IT-ENF	Forward for prosecution
2023-000518-IT-ENF	Forward for prosecution

D. Edmonds made a motion, G. Graham 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
R. Dozier	X			
E. O'Connor	X			

- b) Discussed terms of a negotiated settlement of a complaint –
- Prosecutor Sciulla - 2022-000405-IT-ENF
The Board by unanimous consent amended the settlement offer.
 - Prosecutor Chan - 2022-000806-IT-ENF
The Board by unanimous consent issued additional settlement.
 - Prosecutor Henderson - 2022-000503-IT-ENF
The Board by unanimous consent issued additional settlement.
- c) Discussed request for licensure reinstatement:

- The Board discussed the request to re-open an adjudicatory matter from B.J., Counsel indicated that in lieu of providing a hearing, which B.J. may not have the right to have, the Board should instead consider allowing B.J. to appear in front of the Board. The Board by unanimous consent agreed to grant B.J. an appearance at an upcoming meeting.

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

14) Adjournment – the next meeting is scheduled for October 23, 2023, at 10 A.M.

J. Bagni made a motion, E. Oconnor seconded, and the Board members present unanimously VOTED: to adjourn the meeting at 1:53 P.M.

Items relied upon during the open meeting

Agenda

Draft Minutes

Petition of B.J. with supplemental documents