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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 Meeting October 23, 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
Ellen Dorian, Public Member
Brian Proctor, Systems Technician Member
Renee Dozier, Master Member
Elizabeth Oconnor, Member

Board Members absent:

Dave Clemons, State Fire Marshal Designee
Carlos Caceda, Member

DOL Staff present:

Keith Gleason, Executive Director
Tamara Smith, Program Coordinator
Milla Lewis, Administrative Assistant
Charles Kilb, Senior Legal Counsel
Patricia LaFore, Board Counsel

1) **Review** September 25, 2023, meeting minutes.

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

2) **Reviewed/Discussed** other reports:

- a) **Executive Director Report**– The Executive Director reported that the communication to the BFPR has been issued as directed by the Board and a copy provided in the Board’s packet. He added that the Fire Marshal has assigned Brian Ingram as designee to the Board and the exam review committee is on track to deliver the new exam structure and CIB on February 1, 2024.
- b) **Office of Investigations** – No matters reported
- c) **Legal Counsel** – No matters reported
- 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
Alexandre S. Amado	Journeyman
Scott Killgren	Journeyman
Nicolas Labelle	Journeyman
David J. Martin	Journeyman
Noah R. McCroskey	Journeyman
Joshua D. Phillips	Journeyman
Bryce R. Reed	Journeyman
Edward Sykes	Journeyman
Derek E. Tobin	Journeyman
Joshua Bedard	Master

- The Executive Director affirmed that staff exercised due diligence with respect to eligibility on each applicant for reciprocity.
- D. Edmonds and J. Bagni spoke regarding putting measures in place to ensure identification of any applicants for reciprocity who obtained education via asynchronous programs and inquired whether New Hampshire can identify any potential applicants or estimate when MA might expect to see these applicants.
- After a brief discussion there was consensus that J. Bagni work with staff to issue the missive with a view to reporting the information back at the next meeting.

4) **Reviewed** list of business license approvals by staff

Issued License #	Business Name
8607-EL-A1	Frain Electric Inc.
8608-EL-A1	Glacier Electric
8609-EL-A1	PROFESSIONAL POWER SERVICES, Inc
8610-EL-A1	Scotti Electric LLC
8611-EL-A1	John P McHugh Electric LLC
8612-EL-A1	K Security Systems LLC & Keighley Electric
8613-EL-A1	ANG ELECTRICAL INC

8614-EL-A1	Ray Electric LLC
8615-EL-A1	JBS Energy, LLC
8616-EL-A1	Adames Electrical LLC
8617-EL-A1	Robishaw Electric Inc
8618-EL-A1	Mendonca Electric LLC
8619-EL-A1	Trinity Electrical Systems Inc
8620-EL-A1	AC Power Solutions Inc.

5) **Discussed** subcommittee meetings and reports:

a) **Regulation\CMR Subcommittee**

- No meeting held. The subcommittee plans to meet November 6.
- R. Dozier assigned as an alternate member

b) **Education Subcommittee** – No meeting held

c) **Interpretation Subcommittee** – No meeting held

d) **Planning and Research Subcommittee**

- J. Bagni reported the Exam review committee plans to meet October 26 to continue its work on the exam questions bank. The subcommittee also plans to meet November 6.

6) **Discussed** potential/existing threats of fraud perpetrated on licenses in permitting.

- After discussion including various security measures that can be used to stop fraudulent license use in permitting, the Board agreed to refer the matter to the CMR subcommittee to determine viability of any security measures or suitable future regulation amendment.
- The chair opened the meeting to public comment in which licensee Glenn Campbell and Inspector of Wires, Town of Dedham Carmen Delloiacono spoke from their experiences on the issue and agreed there is a significant problem.

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

- The Executive Director mentioned he received inquiries regarding reciprocity with Maine.
- The Board decided to add the matter as an agenda item for discussion at the November meeting and asked the Executive Director to prepare information to include in the member packets for the discussion.

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

- No Matters brought before the Board.

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

10:53 A.M. J. Bagni made a motion B. Driscoll 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
B. Driscoll	X			
R. Dozier	X			
E. Oconnor	X			

See Separate Minutes

a) To discuss individuals- character, rather than competence

(i) L.A.C. (Journeyman exam)

b) To discuss litigation strategy – No matters considered

10) 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. Oconnor	X			

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

Docket	Order
2022-001172-IT-ENF	Forward for prosecution
2023-000103-IT-ENF	Forward for prosecution
2023-000200-IT-ENF	Forward for prosecution
2023-000257-IT-ENF	Forward for prosecution
2023-000331-IT-ENF	Forward for prosecution
2023-000366-IT-ENF	Forward for prosecution
2023-000438-IT-ENF	Forward for prosecution Open additional complaint
2023-000545-IT-ENF	Forward for prosecution Open additional complaint

2023-000560-IT-ENF	Forward for prosecution
2023-000569-IT-ENF	Forward for prosecution
2023-000588-IT-ENF	Dismiss w/o prejudice Open additional complaint

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

Prosecutor Henderson - 2022-0001032-IT-ENF
The Board by unanimous vote maintained the order.

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

12) Adjournment – the next meeting is scheduled for November 27, 2023, at 10 A.M.

J. Bagni made a motion, B. Driscoll seconded, and the Board members present unanimously VOTED: to adjourn the meeting at 1:07 P.M.

Items relied upon during the open meeting

Agenda

Draft Minutes September 25, 2023