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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 December 16, 2024

The topics shown below were discussed at the aforementioned meeting:

10:00 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:

Paul J. Malagrifa, International Municipal Signal Association, Member (Chair)

David Edmonds, Dept. of Elementary and Secondary Education Designee

John Bagni, MAVA Member

Gerald Graham, Inspector of Wires Member

Brendan E. Driscoll, Journeyman Electrician Member

Ellen Dorian, Public Member

Brian Ingram, State Fire Marshal Designee

Elizabeth Oconnor, Member

Renee Dozier, Master Member

Carlos Caceda, Member

Board Members absent:

Brian Proctor, Systems Technician Member

DOL Staff present:

Keith Gleason, Executive Director

Tamara Smith, Program Coordinator

Milla Lewis, Administrative Assistant

Philip Chan, Board Counsel

Charles Kilb, Counsel

Acknowledged public attendees:

Nathan Poland, Advanced Technical School

Paul Asselin, CE Provider

Beverly Kennedy, Kennedy Seminars

James Colleary, Inspector of Wires, town of Southborough

Sam Pillsbury, Revision Energy

1) **Reviewed** November 25, 2024, meeting minutes.

J. Bagni made a motion, and it was seconded by B. Driscoll, and the members present by majority

VOTED: to approve the minutes with typo correction to agenda item 12.

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			
B. Ingram			X	
B. Driscoll	X			
R. Dozier	X			
E. Oconnor	X			

2) **Board Elections**

B. Driscoll made a motion, and it was seconded by J. Bagni, and the members present by majority

VOTED: to elect P. Malagrifa as chair and J. Bagni as vice chair

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		
B. Ingram	X			
B. Driscoll	X			
R. Dozier		X		
E. Oconnor		X		

3) **Reviewed/Discussed Board Meeting Schedule & Locations for 2025**

- The Board discussed having some meetings in person and agreed to hold hybrid meetings in April, June and October. Sites will be announced accordingly.

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

- **Executive Director Report**– The Executive Director reported on the move to 1 Federal St in

March. PSI has gone live with online application user interface; however, applications may still be submitted via mail and email. He asked that any concerns or issues with the portal may be reported to him.

- **Office of Investigations** – No matters reported
- **Legal Counsel** – No matters to report
- **Board of Fire Prevention Regulations** – B. Ingram stated that at the meeting of November 7, discussion was held on accessory dwelling units and the fire code. No action was taken.
- **Legislative matters** – No matters to report

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

Name	Type
Jonathan Bryan	Journeyman
David P. Chickering	Journeyman
Joseph Davidson	Journeyman
Jonathan Frias	Journeyman
Brett LeClaire	Journeyman
John Miller	Journeyman
Dylan Ritner	Journeyman
Austin Sartwell	Journeyman
Ryan Sawyer-Standley	Journeyman
Anthony V. Sulmonte	Journeyman
Samy Mounas	Master

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

Issued License #	Business Name
8901-EL-A1	A Plus Electric, LLC
8902-EL-A1	Always Charged Electric LLC
8903-EL-A1	Chaves Electrical Services LLC
8897-EL-A1	Comm Sense Electric LLC
8899-EL-A1	Finlayson Inc.
8896-EL-A1	Horizon Services (MA Central), LLC
8904-EL-A1	Iglehart Electric, LLC
8898-EL-A1	Joyce Electrical Technologies, Inc.
8905-EL-A1	Low Voltage Systems Distributors Inc.
8900-EL-A1	MN8 Solutions LLC
8895-EL-A1	Solaqua Synergy Inc
8894-EL-A1	TCK Electric LLC

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

- **Regulation\CMR Subcommittee** – No meeting held
- **Education Subcommittee** – No meeting held
- **Interpretation Subcommittee** – E. Dorian restated the recommendation of the subcommittee

from the meeting held November 13 and response to an inquiry from Stephen McCarthy, IOW city of Boston as to whether Eversource can hire an outside contractor to work on private property without easements in place. The subcommittee voted that pursuant to MGL c 141 s 7, the work of electric or gas utilities installing, maintaining and repairing service connections, meters and apparatus or other equipment on private property but remaining the property of such utilities is exempt from the practice of electrical installation that would require licensure per MGL c141 s1A.

The motion was made by E. Dorian, seconded by J. Bagni and failed

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		
B. Ingram	X			
B. Driscoll	X			
R. Dozier		X		
E. Oconnor		X		

- **Planning and Research Subcommittee** - No meeting held
- **Hybrid Education workgroup** – Nothing reported. The group plans to meet in March.

8) **Reviewed/Discussed** Issues related to permit applications, and possible referral to/collaboration with BFPR

- B. Driscoll related the various issues that he has experienced with applying for permits in that municipalities are generally not accepting of the A1 license; the permit forms being used in towns that accept them are not the correct versions and the various electronic systems that municipalities are using are also not uniform nor implementing the mandates of the BFPR.
- G. Graham echoed the sentiment indicating his local electronic system is not providing the uniform permit application format despite his efforts to get it corrected.
- Following the discussion the Board members agreed to have B. Ingram convey the issues raised and the Board's concerns to the BFPR.

9) **Reviewed/Discussed** Clean Energy Bill with respect to meter socket adaptor language

- J. Bagni raised the concern that the bill may be construed to allow the unlicensed homeowner to purchase and install a meter socket adaptor.
- Counsel C. Kilb noted that the Bill provides the authority to the Department of Public Utilities (DPU) and while the Board's licensing authority is specific to work for hire the Board may in the interest of its concerns consult with the DPU.
- Counsel P. Chan suggested that the Board may be able to ascertain the DPU's intentions to administrate the matter and agreed to informally reach out to his contemporaries at DPU.

The chair opened the meeting to public comment

- Sam Pillsbury commented that he has been following the implementation of meter collars

being deployed in various states as a solution to coupling of energy storage with solar system where there may not be sufficient physical space for a transfer switch component. To his knowledge the meter collar model the DPU is considering is UL listed and not directly available to consumers but in his estimation is being successfully deployed in other states as a renewable energy solution to a wider range of homeowners.

10) **Reviewed/Discussed** CE requirements & discipline with respect to investigations of cases

- Chief Investigator Andrew Lutynski and Assistant chief Investigator Brian Freitas made an appearance. Chief Lutynski provided a briefing on the plan to audit a random sample of licensees at each DPL Board for continuing education(CE). He addressed the Board member's questions and concerns.
- The Executive Director stated that the audit would focus on NEC2023 CE due to volume of licensees and the Board may require prior cycles from non-compliant licensees.

J. Bagni made a motion, and it was seconded by B. Driscoll, and the members present unanimously VOTED: that investigators shall require documentation of CE on the current adopted code unless the complaint is based on the infraction of not providing CE or non-compliance with 237 CMR 18.01 (9). In which case the investigator shall require CE of the past 10 years.

11) **Reviewed/Discussed** Holiday Lighting installations by unlicensed individuals/companies

- The Executive Director prefaced the matter due to a fatal accident in the town of Wellesley and suggested an advisory for the next holiday seasons.
- J. Bagni agreed to work with Board Counsel to draft an advisory.

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

No matters scheduled.

13) **Discussed** other matters not reasonably anticipated 48 hours in advance of the meeting. No matters reported

14) **Executive Session** [M.G.L. c. 30A, §21 – Closed session] No matters scheduled

15) **Investigative Conference (M.G.L. c. 112, § 65C – Closed session)**

12:25 P.M., R. Dozier made a motion C. Caceda 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			
B. Ingram	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	Board Decision	Recused
2024-000306-IT-ENF	Forward for Prosecution	
2024-000527-IT-ENF	Forward for Prosecution	
2024-000594-IT-ENF	Complaint Reopened with Follow-Up by Office of Investigations Requested	
2024-000654-IT-ENF	Tabled until January	
2024-000712-IT-ENF	Forward for Prosecution	
2024-000735-IT-ENF	Forward for Prosecution	
2024-000744-IT-ENF	Forward for Prosecution	
2024-000762-IT-ENF	Forward for Prosecution	
2024-000787-IT-ENF	Forward for Prosecution	
2024-000797-IT-ENF	Forward for Prosecution	
2024-000798-IT-ENF	Forward for Prosecution	
2024-000838-IT-ENF	Forward for Prosecution	

The Board members present unanimously voted to ratify the stated Board decisions.

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

- Prosecutor Henderson - 2022-000644-IT-ENF

The Board members present unanimously voted to issue alternate settlement
2023-000103-IT-ENF

The Board members present unanimously voted to accept counter settlement
2024-000216-IT-ENF

The Board members present unanimously voted to dismiss without prejudice

- Prosecutor Polin - 2024-000273-IT-ENF

The Board members present unanimously voted to issue alternate settlement

- Prosecutor Chaves - 2023-000168-IT-ENF

The Board members present unanimously voted to issue alternate settlement

16) Quasi-Judicial Session [Closed per M.G.L c. 30A, §18].

- 2022-000860-IT-ENF

The Board members present unanimously voted to issue a final decision and order

17) Adjournment – the next meeting is scheduled for January 27, 2025, at 10 A.M.

J. Bagni made a motion, B. Driscoll seconded, and the members present unanimously,

VOTED: to adjourn the meeting at 2:13 P.M.

Items relied upon during the open meeting.

Agenda

Draft minutes November 25, 2024
Correspondence