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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 February 26, 2024

The topics shown below were discussed at the aforementioned meeting:
10:02 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

Ellen Dorian, Public Member

Brendan E. Driscoll, Journeyman Electrician Member

Carlos Caceda, Member

Elizabeth Oconnor, Member

Brian Proctor, Systems Technician Member

Board Members absent:

Brian Ingram, State Fire Marshal Designee

Renee Dozier, Master Member

DOL Staff present:

Keith Gleason, Executive Director

Tamara Smith, Program Coordinator

Milla Lewis, Administrative Assistant

Charles Kilb, Legal Counsel

Public Attendees:

Bev Kennedy, Kennedy Seminars

Nathan Poland,

1) **Reviewed** December 18, 2023, and January 22, 2024, meeting minutes.
J. Bagni made a motion, and it was seconded by B. Driscoll and the members present unanimously VOTED: to approve the minutes as presented.

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

- a) **Executive Director Report**– FAQs for the Board’s website are intended to be presented at the next meeting. The Executive Director also hopes to present a comprehensive updated Inspector’s contact information list by next month for dissemination of notifications. As to the BFPR workgroup responses he will be distributing through the associations and various contacts with the Board.
- b) **Office of Investigations** – No matters reported
- c) **Legal Counsel** – Charles Kilb reported to the Board stated he would be continuing as Board Counsel as a result of Patricia Lafore’s departure from DOL. Counsel also reported that there has not been any movement on the proposed regulation amendments, but he is diligently seeking updates and will keep the Board informed.
- 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
Matthew Calandriello	Journeyman
Jacob Cloutier	Journeyman
Brad H. Dostie	Journeyman
Brent Gellerson	Journeyman
Trevor Herbst	Journeyman
Kenton Jenkins	Journeyman

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

Issued License #	Business Name
8695-EL-A1	4D Electric P.L.L.C.
8709-EL-A1	Abbott Electrical Contractors LLC
8717-EL-A1	AJ ELeetric LLC
8705-EL-A1	Archer Electrical Services Inc
8698-EL-A1	Aurel Lico LLC
8697-EL-A1	Brennan Electric Inc.
8703-EL-A1	Bright Home Solutions Inc
8714-EL-A1	CA Electric Inc
8692-EL-A1	Cederholm Electrical Contractors Inc.
8720-EL-A1	Colonial Electric Inc
20039-FA-C1	DDA Systems LLC
8716-EL-A1	DeRose Electric Company, LLC

8707-EL-A1	Energized Electric LLC
20033-FA-C1	EST Systems LLC
8691-EL-A1	EXI ELECTRICAL, INC.
8690-EL-A1	Fire Equipment Inc
8688-EL-A1	Ham Electric LLC
20036-FA-C1	HTE COMMUNICATIONS LLC
20032-FA-C1	Integrity Security Solutions LLC
8687-EL-A1	JB Jones Electric INC
8700-EL-A1	Kennedy Electric Corporation
8719-EL-A1	LAFLEUR ELECTRICAL COMPANY LLC
8699-EL-A1	Lyons Electrical Contractors, LLC
8696-EL-A1	M & J Electric Inc
8708-EL-A1	Martel HVAC Corp.
8713-EL-A1	My Generation Energy, Inc.
20037-FA-C1	New England Fire Systems, Inc.
20038-FA-C1	Omni Security systems inc
8710-EL-A1	Pooles Northeast Electric inc
8721-EL-A1	Portside Renewables LLC
20034-FA-C1	Prestige Security Solutions Inc
8711-EL-A1	Rego Electric Inc
8701-EL-A1	Revolution Electrical LLC
20035-FA-C1	RL Associates, Inc.
8693-EL-A1	Robert and Mike's Electric INC
8689-EL-A1	Romboli Electric LLC
8712-EL-A1	RP Tedeschi Electrical LLC
20031-FA-C1	Rustic Fire Protection, Inc

- 5) **Discussed** subcommittee meetings and reports:
- a) **Regulation\CMR Subcommittee** – No meeting held
 - b) **Education Subcommittee** – No meeting held
 - c) **Interpretation Subcommittee** – No meeting held
 - d) **Planning and Research Subcommittee** - No meeting held
- 6) **Discussed** Report on BFPR/BSEE Workgroup Meeting held February 23.
- The chair indicated that the workgroup finalized a guidance memo and added that the workgroup will continue discussions on the subjects of *mutual aid* and *timeliness*
 - The Executive Director reviewed the document with the members and confirmed that it has been issued through the BFPR but will also be posted via the Board’s website shortly after the meeting. J. Bagni further indicated the memorandum will also be distributed through MAVA. Finally, Legal Counsel spoke to the Board regarding the impact of this memorandum on the Board. He noted that the Board will not be voting on that memorandum and noted that in the

event there is an appeal of an inspector's decision, that while such a memorandum may be persuasive, it is not binding. The Board would continue to be legally obligated to consider matters on a case-by-case basis based on the actual text of the code and applicable statutes.

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

– J. Bagni indicated that the Board still has some follow-up regarding the reciprocity agreement with New Hampshire as discussions were not finalized as to how New Hampshire would address documenting licensees interested in reciprocity who have obtained education via an online program allowed by New Hampshire but not Massachusetts. The item will be placed on the March agenda for further review.

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

10:34 A.M. J. Bagni made a motion G. Graham seconded, and the members present unanimously, VOTED: to enter Executive Session to discuss individuals' character, rather than competence and/or pending litigation per M.G.L. c. 30A, §21.

The chair noted that following the Executive Session, expected to last 10-15 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			
B. Ingram				X
B. Driscoll	X			
R. Dozier				X
E. Oconnor	X			

Upon entering Executive Session, the invitee did not appear, therefore no deliberations or other decisions were made, and the Board continued to Investigative conference. (no Executive Session minutes)

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

10:36 A.M., B. Driscoll made a motion J. Bagni 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
2024-000047-IT-ENF	Forward for Prosecution	G. Graham
2023-000741-IT-ENF	Dismiss w/o prejudice	G. Graham
2023-000703-IT-ENF	Forward for Prosecution; Open separate complaint	
2023-000734-IT-ENF	Forward for Prosecution	
2023-000792-IT-ENF	Forward for Prosecution	
2023-000801-IT-ENF	Forward for Prosecution	
2023-000814-IT-ENF	Forward for Prosecution	
2024-000018-IT-ENF	Forward for Prosecution	
2024-000042-IT-ENF	Forward for Prosecution	
2024-000043-IT-ENF	Forward for Prosecution	
2024-000057-IT-ENF	Forward for Prosecution	
2024-000073-IT-ENF	Dismiss w/o prejudice	

The Board by majority voted to accept the decisions and orders.

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

- Prosecutor Henderson - 2022-000882-IT-ENF
The Board unanimously voted to reject the counteroffer.
- Prosecutor Chan - 2023-000022-IT-ENF
The Board unanimously voted to issue additional settlement terms.
- 2023-000331-IT-ENF
The Board unanimously voted to reject the counteroffer.
- 2023-000426-IT-ENF
The Board unanimously voted to reject the counteroffer
- 2023-000200-IT-ENF
The Board unanimously voted to issue additional settlement terms.
- 2023-000730-IT-ENF
The Board unanimously voted to reject the counteroffer.
- 2022-001172-IT-ENF
The Board unanimously voted to Dismiss without prejudice.
- 2023-000205-IT-ENF
The Board by majority voted to Dismiss without prejudice.

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

11) Adjournment – the next meeting is scheduled for February 26, 2024, at 10 A.M.

B. Driscoll made a motion, E. Oconnor seconded, and the Board Members present unanimously VOTED: to adjourn the meeting at 12:20 P.M.

Items relied upon during the open meeting.

Agenda

Draft minutes December 18, 2023, and January 22, 2024

BFPR Guidance Memo for Electrical Permit Application