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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 March 25, 2024

The topics shown below were discussed at the aforementioned meeting:
10:04 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

Elizabeth Oconnor, Member

Brian Proctor, Systems Technician Member

Renee Dozier, Master Member

Board Members absent:

Brian Ingram, 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

Philip Chan, Board Counsel

1) **Reviewed** February 26, 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 will be presented at the next meeting and the Inspector’s contact list will be shared via the Associations for assistance in gathering current Inspectors’ contact information.
- b) **Office of Investigations** – No matters reported
- c) **Legal Counsel** – Counsel Kilb reported a staff update introducing Philip Chan as the Board’s new counsel.
- 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
Jason Buden	Journeyman
Stephen R. Chryn	Journeyman
Richard M. Derby	Journeyman
Tyler A. Fife	Journeyman
Rashell Osborne	Journeyman
Kenneth J. Riendeau	Journeyman
Jonathan A. Tomasi	Journeyman
Maxwell D. Wright	Journeyman
David Buckley	Master

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

Issued License #	Business Name
8728-EL-A1	A.G.E. Electric LLC
8737-EL-A1	All Security Co, LLC
8733-EL-A1	Big City Electric Corporation
8724-EL-A1	Bright Solutions LLC
8738-EL-A1	Cleanleaf Energy, LLC
8722-EL-A1	D. Scharn Electric Inc.
8732-EL-A1	DRIVE TECHNOLOGIES INC.
8743-EL-A1	Eco electrical contracting llc
8727-EL-A1	Footprint Home Services INC.
8729-EL-A1	Forge Electrical, LLC
8741-EL-A1	HMS Landscape & Construction LLC
8742-EL-A1	Illumus Energy LLC
8740-EL-A1	JMC Electrical Solutions INC
8744-EL-A1	KW Electric, LLC
8739-EL-A1	Lighthouse Electric LLC

8723-EL-A1	Mike Ballou Electric LLC
8736-EL-A1	On Time Electric, LLC
8725-EL-A1	Roper Electric Inc
8734-EL-A1	Solar Quote Inc.
8726-EL-A1	Steven Giardini Electric LLC
8731-EL-A1	Summit Fire & Security LLC
8745-EL-A1	Super Service Today Inc
8730-EL-A1	Syntegra Mechanical, LLC
8735-EL-A1	The wire wizard inc

- 5) **Discussed** subcommittee meetings and reports:
- a) **Regulation\CMR Subcommittee** – No meeting held
 - b) **Education Subcommittee** – Meeting scheduled for April 8 at 10A.M.
 - c) **Interpretation Subcommittee** – No meeting held
 - d) **Planning and Research Subcommittee** - No meeting held
- 6) **Discussed** Issues related to DYS (Incarcerated Individuals) and Electrical Education. Tabled
- 7) **Review/Discuss** Required documentation for NH licensees applying for Reciprocity
- New Hampshire Board representatives attended the meeting to discuss license verification documentation updates in accordance with the reciprocity agreement as the probability of encountering applicants with online education increases.
 - The Executive Director mentioned that recent verifications were missing vital information necessary in the approval of reciprocal applications and asked NH representatives whether it might be rectified and include the delivery method of education applicants attended as per the request of the MA Board and education subcommittee.
 - New Hampshire Board members agreed to discuss the request at their monthly meeting prior to providing a response.
- 8) **Board of Electricians' Appeals** [open hearings, closed deliberations per M.G.L c. 30A, §18] 11:05 A.M. The Chair opened the Board of Appeals and verified the timeliness and merits of the appeal.
- a) BEA-24-000001 -Charles Murphy v. Alix Berube, Inspector of Wires, Town of Lexington
 - The Chair swore in the parties giving testimony, accepted the exhibits, and gave each party an opportunity to present their position. The parties came to an agreement to proceed with the installation. The Board did not engage in deliberation during the open session and took no further action. The hearing concluded at 11:04 A.M. The Chair advised the parties that a letter confirming the outcome would be disseminated to both parties.
- 11:05 A.M J. Bagni made a motion, R. Dozier seconded, and the members present unanimously VOTED: to close the hearing.
- 9) **Discussed** other matters not reasonably anticipated 48 hours in advance of the meeting. No matters presented.
- 10) **Executive Session** [M.G.L. c. 30A, §21 – Closed session]
- 11:17 A.M. J. Bagni made a motion, R. Dozier 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			

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

11:30 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
2023-000316-IT-ENF	Forward for Prosecution Open separate complaint	
2023-000860-IT-ENF	Forward for Prosecution	
2024-000025-IT-ENF	Dismiss w/o Prejudice Open separate complaint	
2024-000040-IT-ENF	Tabled	
2024-000041-IT-ENF	Forward for Prosecution	
2024-000052-IT-ENF	Forward for Prosecution	

2024-000054-IT-ENF	Forward for Prosecution	
2024-000055-IT-ENF	Forward for Prosecution	
2024-000056-IT-ENF	Forward for Prosecution	
2024-000061-IT-ENF	Forward for Prosecution	
2024-000136-IT-ENF	Dismiss	G. Graham
2024-000137-IT-ENF	Dismiss	G. Graham
2024-000143-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 Ciulla - 2022-000670-IT-ENF
The Board unanimously voted to amend settlement terms.

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

13) Adjournment – the next meeting is scheduled for April 22, 2024, at 10 A.M.

J. Bagni made a motion, B. Driscoll seconded, and the members present unanimously VOTED: to adjourn the meeting at 12:40 P.M.

Items relied upon during the open meeting.

Agenda

Draft minutes February 26, 2024