



Commonwealth of Massachusetts
Division of Professional Licensure
BOARD OF STATE EXAMINERS OF ELECTRICIANS
1000 Washington Street • Boston • Massachusetts • 02118

Board of State Examiners of Electricians Meeting Minutes

VENUE: Blackstone Valley Regional Technical High School

Meeting Minutes

Monday, June 24, 2019 10:00

Office: Cafeteria

| | |
|------------------------|--|
| MEETING CALLED BY: | BOARD MEMBERS |
| TYPE OF MEETING: | REGULAR MONTHLY MEETING |
| CHAIR/MEMBER: | K. Guinee, System Contractor, Chair |
| BOARD MEMBERS PRESENT: | D. Edmonds, D. Cahill, J. Colleary, E. Dorian, G. Condon III, P. Vigneau, T. Cunningham, P. Malagrifa, |
| STAFF MEMBERS: | C. Kilb, A. Alfonso, T. Smith, |
| ABSENT/Late | J. Sloane absent, J. Bagni 11:31AM arrival |

**Thank you Blackstone Valley Regional Technical High School for hosting the
Board of State Examiners of Electricians Board Meeting.**

George A. Duhamel, Grafton IOW
Dale Blue, Shrewsbury IOW
Bill Reilly, Westborough IOW
John Cain, Marlborough IOW
Eric Simard, Pathfinder Reg. Vocational
Keri Brewin, Medford Wellington
Craig M. Allen, Blackstone Valley Tech
J Michael Medeiros, Seekonk, Swansea, Rehoboth IOW
David Tavares, Fall River, Somerset IOW
Tom Cunningham, BEA respondent
Amy Bonilla, Jade Learning

Tom D'Alio, D'Alio Electric
Robert Norton, Town of Lincoln IOW
Larry Jones, BVH
Susan Gleason, BBRS
Michael Duffy, WJGEI
Julie Kelliher, GCI
Lisa Sandler, ESE CTE
James F. Ward, Self
Su Nguyen, BEA Respondant
Gregory Joynt, KBA (BEA respondent)
Frank Reno, Blackstone Valley

Agenda Topics

- 1. MEETING COMES TO ORDER 10:03 AM**
- 2. FIRE/EMERGENCY INSTRUCTIONS** - Thomas Belland, Vocational Director BVRVTHS
- 3. INTRODUCTION OF ATTENDEES**
 - Board Members
 - Board Staff
 - Public Attendees
- 4. PREVIOUS MINUTES APPROVED**

The final draft of the minutes was not ready for approval – May 20, 2019 Motion to table acceptance of the minutes until July BSEE Meeting by D. Edmonds, Second by J. Colleary All in favor.

5. **FYI ITEMS**

- *License renewal started on April 8th 2019, all renewals will be done on line.*
Contact electricians.board@mass.gov to obtain your Record ID and Authorization Code. Applicants will be given step by step instructions on creating an ePortal account and linking their license. Please follow the link below
<https://elicensing.state.ma.us/CitizenAccess/>
- Report from eLicensing
 - Number of licenses linked and renewed.
 - 03/25/2019 There were 11,342 EL licenses linked to public user accounts.
 - 04/16/2019 There were 13,211 EL licenses linked to public user accounts.
 - 05/15/2019 There were 15,868 EL license linked to public user accounts.
 - 06/15/2019 There are 26,297 EL Licenses linked to public user accounts.
There are 16,326 licenses renewed.
(There are ~38K licensees up for renewal this cycle)
- Staff reported many licensees haven't renewed because they have not completed their 15 hours of CE. Members indicated that the Board should inquire as to providers having classes remaining. It was also suggested that the Board considering changing regulations to require CE to be completed within the first two years of a code cycle.
- New licenses will be received 4 to 6 weeks after renewed on line.
- Licenses with a 07/31/2022 are presently being issued after successful examination.
- The DPL has installed four computer kiosks in the 7th floor lobby. License holders who need help linking their licenses or renewing can come to the DPL for one to one assistance.
- **Board Outreach**

Outreach is an opportunity for the Board meet with Inspectors, Licensees and Apprentices; it is an opening listening session and a chance to convey what the BSEE is doing and what needs to be improved. During the renewal cycle, April until July the Outreach will include Board Staff helping license holders link and renew licenses. Prospective attendees are encouraged to contact the sponsors of the meetings to assure that there is space available. It will be first come first serve, many places have limited space.

Thanks were given to Providers, Supply Houses and Inspectors who helped renew licenses this month, Frank Reno - Worcester County Electric League, Beth Bellew – Massachusetts Electrical Contractors, Bev Kennedy - Kennedy Seminars, Ron Hennessey - Lynn Schools, Tricia O'Malley – JATC of Greater Boston, Paul Asselin – IAEI Western Chapter, Rick D'Amato – IAEI, Paul Revere Chapter, David Bigos - Greater New Bedford Vocation Technical High School. Lou Petrucci - IAEI, Roger Williams, Jessica Paris - Electric Supply Center, Woburn, Matt Greenwood - Rexel, Mike Burton - Pittsfield Wire Inspector

- May 21st, 2019 Automatic Fire Alarm Association Double Tree Hotel by Hilton, Westborough 6PM – 9PM
- May 23rd, 2019 Worcester County Electric League, Leo's Restaurant, Worcester, MA 6PM – 9PM
- May 29th, 2019 IAEI Meeting Venus de Milo Swansea – License renewals 5PM – 9PM
- June 4th, 2019 Greater New Bedford Regional Vocational Tech – License Renewals 5PM – 9PM
- June 6th, 2019 MECA Offices Dedham 2PM – 6PM License Renewals
- June 10th, 2019 Peterson School Woburn, MA 5PM – 9PM Speaking to JE1 and JE2 Students
- June 11th, 2019 Peterson School Woburn, MA 5PM – 9PM Speaking to Basic Electrical Students
- June 12th, 2019 IAEI Paul Revere Chapter, Winthrop Elks Winthrop 10AM – 2PM
- June 13th, 2019 Electric Supply Center Woburn, MA 7AM – 5PM License Renewals
- June 15th, 2019 Delande Supply Peabody, MA 7AM til Noon License Renewals
- June 17th, 2019 Rexel – Weymouth 9:30AM til 5PM License Renewals
- June 18th, 2019 Peterson School Woburn 5PM – 7PM Speaking to Students
- June 21st, 2019 HZ Electric Supply 485 Fenn Street Pittsfield, MA License Renewals 7AM – 5PM
- June 25th, 2019 Howard Lodge Building S. Yarmouth, AM 4PM – 9PM
- June 27th, 2019 MAVA Connecting for Success Summer Conference
- July 11th, 2019 Rexel Nashua, NH 12PM til 5PM License Renewals
- July 17th, 2019 Rexel Mansfield, MA 12PM til 5PM License Renewals
- July 18th, 2019 Rexel Salem, NH 12PM til 5PM License Renewals
- July 25th Electric Supply Center Woburn, MA 7AM – 5PM License Renewals

6. BOARD OF APPEALS (BEA) (2 appeals scheduled)

10:22AM BEA-19-000006 Wayne J. Griffin vs. Town of Lincoln

T. Cunningham and D. Edmonds recused themselves.

Both parties were present and sworn in.

The only apparent date of inspectors decision was February 29th, 2019, more then ten days prior to the appeal.

Despite given an opportunity, the appellants where unable to provide an inspector decision that was less than ten days prior to their appeal, thus it was untimely and the Board of Appeals could not hear the matter.

10:45AM Motion to close hearing by J. Colleary, Second by P. Malagrifa All in favor.

Board of Electricians' Appeals took a 3 minute break prior to starting next appeal.

11:06AM BEA-19-000005 D'Alio vs. Town of Marlborough

Both parties present and sworn in.

Staff noted that no formal appeal form was submitted by appellant.

The Appellant indicated he was not intending to file an appeal. He only submitted a question for interpretation.

Counsel noted that for interpretations, the Appellant should contact the Board of Fire Prevention Regulations. P. Vigneau assisted the Appellant.

11:11AM Motion to close the hearing by J. Colleary Second by P. Vigneau All in favor

SUBCOMMITTEE REPORTS AND SCHEDULING

11:15AM CMR SUBCOMMITTEE (*J. Colleary, Chair, J. Bagni, G. Condon, T. Cunningham*)

CMR 13.00 is in the Office of Housing and Economic Development, no further information is available.

CMR Subcommittee will consider a future meeting with the Education Subcommittee to review regulations found in 237 CMR 22.00. *First meeting of the joint subcommittee is intended to be scheduled for August 2019*

EDUCATION SUBCOMMITTEE (*D. Edmonds, Chair, P. Malagrifa, J. Sloan, E. Dorian, Alternate*)

Old Business:

The Education subcommittee may have a future meeting to discuss prefabrication and apprentice work versus helper work.

Mandatory hot work program in Massachusetts

J. Bagni to submit final power point to A. Alfonso for distribution to Providers.

Anticipated Education Subcommittee Meetings and Locations for 2019 All meetings start at 8AM

| <u>Meeting Date</u> | <u>Location</u> |
|----------------------------|---|
| 09/13/2019 | DPL, 1000 Washington St. Boston, MA |
| 10/25/2019 | DPL, 1000 Washington St. Boston, MA, Conference Room 1C |
| 11/08/2019 | DPL, 1000 Washington St. Boston, MA, Conference Room 1C |
| 12/06/2019 | DPL, 1000 Washington St. Boston, MA, |

INTERPRETATION SUBCOMMITTEE (*E. Dorian, Chair, P. Malagrifa, G. Condon, J. Bagni, J. Sloan*)

Motion to accept Subcommittee Recommendation to refer permitting questions to Paul Vigneau, BFPR and to invite the DPU to a future meeting for information by D. Edmonds, Second by G. Condon All in Favor.

PLANNING AND RESEARCH SUBCOMMITTEE (*K. Guinee, Chair, J. Bagni, P. Malagrifa*)

Nothing to report.

7. **LICENSES BY RECIPROCITY** Motion to accept by D. Edmonds, Second by P. Malagrifa All in favor.

Journeyman:

2019-000436-EL-B-A SHANE PINCENCE, JOURNEYMAN
2019-000433-EL-B-A JONATHAN D. PLOURDE, JOURNEYMAN
2019-000323-EL-B-A PAUL J. MARHOFER, JOURNEYMAN
2019-000276-EL-B-A COREY WEYMOUTH, JOURNEYMAN
2019-000175-EL-B-A JEREMY T. LATCH, JOURNEYMAN
2019-000439-EL-B-A ZACHARY J. RACICOT, JOURNEYMAN
2019-000459-EL-B-A MARC W. BRANDER, JOURNEYMAN
2019-000460-EL-B-A JOSE MERETE ROSARIO, JOURNEYMAN
2019-000468-EL-B-A JACK CODLING, JOURNEYMAN
2019-000485-EL-B-A ERIC M. SCANLON, JOURNEYMAN
2019-000320-EL-B-A MATTHEW FAUS, JOURNEYMAN

Master:

2019-000135-EL-A-A JUSTIN EZZIDEEN, MASTER

8. CORPORATE LICENSE CHANGES Motion to accept by D. Edmonds Second by P. Malagrifa All in favor.

REMOVALS:

| <u>INDIVIDUAL</u> | <u>TYPE</u> | <u>ENTITY</u> | <u>REASON FOR REMOVAL</u> | <u>COMPLAINTS PENDING PROSECUTION</u> | <u>NOTES</u> |
|---------------------|-------------|---|---------------------------|---------------------------------------|----------------------|
| Matthew Markam | Master | Tesla Energy Operations, Inc. | Left Company | No | Paper |
| John Laverty | Master | Nashoba Security | Resigned Position | No | Paper |
| Nick H. Truong | Master | Level Solar, Inc | No | No | 2019-000031-EL-BUS-R |
| James S. Branco | Master | Apollo Safety Services | No | No | 2019-000029-EL-BUS-R |
| Nikolas Mantalvanos | Master | Voltageman Electric, Inc. | No | No | 2019-000028-EL-BUS-R |
| Eric R. Abrahamson | Master | Abrahamson Electric | No | No | 2019-000027-EL-BUS-R |
| Keith Gallant | Master | Global Integrated Technologies, inc. | No | No | Paper |
| Jamie R. Oppewall | Master | Jamison Electric & Communications, Inc. | No | No | 2019-000026-EL-BUS-R |
| | | | | | |

ADDITIONS:

| <u>INDIVIDUAL</u> | <u>TYPE</u> | <u>ENTITY</u> | <u>PRIOR LICENSE</u> | <u>COMPLAINTS PENDING PROSECUTIONS</u> | <u>NOTES</u> |
|----------------------|-------------|--|----------------------|--|--------------------------------|
| Joseph D. Therien | Master | Rossi Electric Co., Inc. | No | No | Paper |
| Edward T. Hannon Jr. | Master | GEMCO Constructors, LLC | No | No | Paper, 2 nd Company |
| Jeffrey Neumann | Master | Valley Solar, LLC | No | No | Paper |
| James Karimbakas | Master | Global Integrated Technologies, Inc. | No | No | Paper |
| Connor K. Tilton | Master | Kelly, McKenna and David Inc. | No | No. | Paper |
| Wagner Pereira | Master | Wagner Pereira Electrical Contractor, Inc. | No | No | Paper |
| Mark Narciso | Master | McCrea Electric, Inc. | No | No | Paper |
| Kevin Nydam | Master | Nydam Electric Company | No | No | Paper |
| Jason Mienscow | Master | Cotti Johnson HVAC, Inc. | No | No | Paper |
| Ryan P. Carvalho | Master | GEM Plumbing & Heating Services, LLC | No | No | Paper, 2nd Company |
| Thomas K. Leighton | Master | Nashoba Security, Inc. | Yes, John Laverty | No | Paper |
| William R. Reeves | Master | Lower Cape Electrical | No | No | 2019-000057-EL-BUS-A |
| Thomas Cummings | Master | Cummings Electric, Inc. | No | No | 2019-000056-EL-BUS-A |
| John C. Button | Master | Blue Hills Electrical Corporation | No | No | 2019-000052-EL-BUS-A |
| Kyle Silva | Master | Essex County Electric LLC | No | No | 2019-000055-EL-BUS-A |
| Eric K. Decesar | Master | Decesar Electric | No | No | 2019-000051-EL-BUS-A |
| Michael D. Sitko | Master | Sitko Incorporated | No | No | 2019-000050-EL-BUS-A |
| Philip J. Faria | Master | GCK Electrical Co., Inc. | No | No | 2019-000049-EL-BUS-A |
| Daniel Henderson | Master | Daniel Henderson Electric, LLC | No | No | 2019-000048-EL-BUS-A |
| Abdelhafid Zarouite | Master | AZ Electric, Inc. | No | No | 2019-000047-EL-BUS-A |
| Sean Consoletti | Master | Consoletti Electric, LLC | No | No | 2019-000046-EL-BUS-A |

9. **LICENSE(S) ISSUED BY EXAM:** *May 2019 First Time Test Takers*

| <u>Type License</u> | <u>Number of Candidates for Exam</u> |
|--|---|
| Journeyman, Part 1 (24 Failed) | 73 |
| Journeyman, Part 2 Applied (22 Failed) | 73 |
| Master, A Part 1 (4 Failed) Master, A Part 2 (8 Failed) | 24 |
| Systems Contractor, C (2 Failed) | 2 |
| Systems Technician, D Part 1 (4 Failed) | 8 |
| Systems Technician, D Part 2 (4 Failed) | 8 |

10. **REPORTS –**

Candidates for License Exam – Portion Pass Report First Time and Repeat May 2019 – No discussion

11. **REPORT FROM THE B.F.P.R.**

Applications to Perform Electrical Work (permits)

On June 6th, 2019 the Board of Fire Prevention voted to issue an advisory stating that all Inspectors of Wires shall accept paper (On the state form) “Applications to Perform Electrical Work” both by mail and or those delivered in person. Electronic “Applications to Perform Electrical Work” are acceptable but cannot be mandated.

Members noted that on-line applications must contain the same information that is on the paper format.

Advisory Committee on the Massachusetts Electrical Code

- Letter to Department of Fire Services General Counsel
- [90.2(B)(5) (Mass.)) Inset an Informational Note after Current CMR 12 – Not approved by the BFPR at this time.

Old Business

Appliance cords being attached by unlicensed delivery drivers. – Matter to be reviewed in future meetings.

12. **LEGISLATIVE UPDATE – No report in June**

13. **REPORT FROM THE CHIEF INVESTIGATOR – No Report in June**

14. **11:25 AM REPORT FROM LEGAL COUNSEL** – C. Kilb to report *No report in June*

15. **MATTERS NOT ANTICIPATED BY CHAIR**

The Chair asked staff to work to streamline review of BEA applications to ensure time barred or otherwise incomplete appeals are screened out prior to the Board meeting.

16. **11:33AM OPEN LISTENING SESSION**

Bill Reiley, Westborough Inspector got clarification that insurance coverage is certified by a signature on the permit, not obtaining certificates.

F. Reno indicated support for registration of apprentices.

Lisa Sandler from the Department of Education indicated that everyone need to be cognizant of pathways to licensing. She also clarified how hours are counted for vocational schools.

Eric Simard indicated support for an appeal method for expired hours. He was notified that there are regulation changes pending which would change when hours expire in a legally enforceable yet fair manner.

J. Michael Medeiros, Swansea and Seekonk IOW, Rhode Island electricians crossing into Massachusetts to do work without a valid Massachusetts Electricians license. RI starts their fines for unlicensed practice at \$600.00. Massachusetts fines are so low it is not a deterrent.

J. Michael Medeiros, Seakonk has an application fee of \$45.00 above the cost of the permit. He inquired if this could be done in Massachusetts, he was notified that fees are governed by municipalities.

12:10PM Motion to break for lunch by J. Colleary, Second by P. Malagrifa All in favor.

12:50PM Returned from Lunch

At 1:00 p.m., the Chair announced that the Board would need to go into Executive Session to discuss pending litigation. It was estimated that the Executive Session would last ten minutes. However, the Chair noted that the Board would go into other forms of closed session thereafter.

17. **EXECUTIVE SESSION** *(Closed to the Public, M.G.L. c. 30A, 21)* Motion to enter Executive Session to discuss pending litigation strategy per M.G.L. c. 30A, §21, by P. Vigneau, Second by D. Cahill

Roll Call

| <u>MEMBER</u> | <u>PRESENT</u> | <u>ABSENT</u> | <u>YEA</u> | <u>NEA</u> | <u>RECUSED/ABSTAINED</u> |
|---------------|----------------|---------------|------------|------------|--------------------------|
| K. Guinee | | | X | | |
| J. Bagni | | | X | | |
| J. Colleary | | | X | | |
| G. Condon III | | | X | | |
| T. Cunningham | | | X | | |
| E. Dorian | | | X | | |
| D. Edmonds | | | X | | |
| P. Vigneau | | | X | | |
| D. Cahill | | | X | | |
| P. Malagrifa | | | X | | |
| J. Sloane | | | X | | |

See Separate minutes for Executive Session. The Board returned to open session at 1:10 p.m.

18. **INVESTIGATIVE CONFERENCE** *(Closed to the Public, M.G.L. c. 112A, 65C)*

Motion to enter Investigative Session by J. Colleary Second by P. Malagrifa All in favor. The Board reported the following decisions made in Investigative Conference:

| <u>INVESTIGATIONS</u> | |
|-----------------------|-----------------------|
| <u>DOCKET #</u> | <u>DECISION</u> |
| 2016-000141-IT-ENF | Dismiss w/o prejudice |
| 2017-000071-IT-ENF | Dismiss w/o prejudice |
| 2017-000488-IT-ENF | Refer to Prosecutions |
| 2017-000822-IT-ENF | Refer to Prosecutions |
| 2017-001157-IT-ENF | Dismiss w/o prejudice |
| 2019-000207-IT-ENF | Refer to Prosecutions |
| 2019-000229-IT-ENF | Refer to Prosecutions |
| 2019-000314-IT-ENF | Refer to Prosecutions |

Negotiated Settlement

2019-000194-IT-ENF – Settlement offer accepted.

Motion to make the Investigative Conference decisions as listed by J. Colleary Second by J. Bagni All in favor.

1:32PM Motion to exit Investigative Conference by P. Vigneau Second by J. Colleary All in favor

19. **QUASI-JUDICIAL SESSION** *(Closed to Public)* NONE

20. **NEXT BSEE MEETING SCHEDULED FOR:** July 22nd, 2019 JATC Greater Boston, MA

October meeting may move to a Public Library. Board will see the logistics of parking and accessibility at 1000 Washington St. during the August meeting and decide on location for October meeting.

21. **1:45PM MEETING ADJOURNED**

Anticipated Board Meetings dates and locations for 2019:

| <u>Meeting Date</u> | <u>Location</u> |
|---------------------|---|
| 1/28/2019 | DPL, 1000 Washington St. Boston, MA |
| 2/25/2019 | DPL, 1000 Washington St. Boston, MA |
| 3/25/2019 | Shawsheen Valley Regional Technical HS, Billerica |
| 4/22/2019 | DPL, 1000 Washington St. Boston, MA |
| 5/20/2019 | Upper Cape Regional Technical HS, Bourne |
| 6/24/2019 | Blackstone Valley Regional Technical HS, Upton |
| 7/22/2019 | JATC of Greater Boston, Boston |
| 8/26/2019 | DPL, 1000 Washington St. Boston, MA |
| 9/23/2019 | Diman Regional Technical HS, Fall River |
| 10/28/2019 | DPL, Boston |
| 11/25/2019 | Whittier Regional Vocational HS, Haverhill |
| 12/23/2019 | DPL, 1000 Washington St. Boston, MA |

INCLUDED IN MEETING AGENDA

Open Session Meeting Minutes – May 20, 2019

Portion Pass Report May 2019

Advisory Committee on the Mass Electrical Code – Meeting Minutes

Draft letter to Dept. of Fire Services General Counsel