



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: Southeastern Regional Vocational School Foundry St. South Easton, MA

Meeting Minutes

Monday, October 22, 2018 10:00 AM

Office: Media Room

MEETING CALLED BY:	BOARD MEMBERS
TYPE OF MEETING:	REGULAR MONTHLY MEETING
CHAIR/MEMBER:	K. Guinee, System Contractor Member, Vice Chair
BOARD MEMBERS PRESENT:	D. Edmonds, S. LeVangie, J. Colleary, E. Dorian, G. Condon III, J. Bagni, P. Vigneau, T. Cunningham, P. Malagrifa, J. Sloane,
STAFF MEMBERS:	C. Kilb, A. Alfonso, R. Paris, T. Smith
ABSENT/Late Arrival:	K. Guinee arrived at 10:06AM

PUBLIC MEMBERS ATTENDEES:

Student Southeastern Vocational

Zach Lazarian Daron Pullen
William McGrath Raul Mendes
John McLaughlin Kyle Kearnney
Matthew Sullivan Blaise Germano
Alex Bettencourt Zoe Connery
Damon Gulod Brett Cronin
Kevin Cableu Ryan khary
Jason Eugene Anthony Monteiro
Brian Darosa Rui Sena
Elijah Depina Brianna Vargas
Jomar Castro Joshua Gullan
Dakota Lewis Mathew Kinch
James Huon Brett Cronin
Jay noonan Taber Foley
Dan Gullak Jake Melberg
Tracy romain Caleb Kelley
Laurance laloi Joe McGuire

Students from Greater New Bedford

Savannah Verrier Anthony Leniceros
Jeffrey Horrern David hawk
noah Heyes Karoline Quiterio
Josh medeiros Aidan Farnworth
Alec Soared Time Dumont
Edwin Vat Tyler medeiros
Jarus Samagaio David Bigos

Keith Kearney, Instructor
Len Gauvin, instructor

Students from Diman

Jordan Crowley jasmine Swenson
Daniel Latour Dat Nguyen
John Marcizo Kenneth Santiago

Public Attendees

Rodney Davis, Quincy High School
Matt Markham, Tesla
Charles Richardson, Personal
Peter C. Diamond, MEIA
Sean Hanrahan, Personal
Brian Hanrahan
Ken Ferreira, Introduced Himself
Barbara Longergren, GCI, Introduced Herself
Rick D'amato, Paul Revere IAEI, Introduced Himself
Bev Kennedy, Kennedy Seminars, Introduced Herself

Beth Bellew, MECA
Erik Van, Personal
Roney Mendez, Personal
Robert Revil, IBEW LU223 JATC
Chris Antonellis, IBEW LU103 JATC
Julie Kelliher, GCI

DEFINITIONS AND CLARIFICATIONS:

ABC – Associated Builders and Contractors of Massachusetts

BEA – Board of Electrical Appeals

BBCCC - Board of Building Code Coordinating Counsel

BBRS – Board of Building Regulations and Standards

BFPR – Board of Fire Prevention Regulations

Board – Board of State Examiners of Electricians

BSEE - Board of State Examiners of Electricians

CE – Continuing Education

CIB – Candidate Information Bulletin

CMR – Code of Massachusetts Regulations

Code – Massachusetts Electrical Code as currently promulgated in 527 CMR 12.00

DFS – Department of Fire Services

DPL – Division of Professional Licensure

ED – Executive Director

eLicensing -

FYI – For your information

GCI – Gould Construction Institute

Hr - Hour

IAEI – International Association of Electrical Inspectors

I.B.E.W – International Brotherhood of Electrical Workers

Inc. – Incorporated

IOW – Inspector of Wires

Definitions continued...

JATC – Joint Apprenticeship Training Committee

License – A – Master Electrician, B – Journeyman Electrician, C-System Technician, D- System Contractor

License by Reciprocity – By Reciprocity agreement with the State of New Hampshire if New Hampshire License was obtained through testing

LLC – **Limited Liability Corporation**

MA - Massachusetts

MAVA – Massachusetts Association Vocational Administrators

MECA – Massachusetts Electrical Contractors Association

MEMA – Massachusetts Emergency Management Agency

MEIA – Municipal Electrical Inspector Association

M.G.L. – Massachusetts General Laws

M.S.C.A. – Massachusetts Systems Contractors Association, Inc.

NECA – National Electrical Contractors Association

NFPA – National Fire Protection Association

NH – New Hampshire

OPSI – Office of Public Safety and Inspections

TIA – Tentative Interim Amendment

Agenda Topics

1. **MEETING COMES TO ORDER 10:04 AM** Paul Malagrifa called the meeting to order
2. **FIRE/EMERGENCY INSTRUCTIONS** – A. Alfonso gave instructions to parking lot exit in the event of an emergency

Thank you!

Southeastern Regional Vocational High School and Ms. Leslie Weckesser for hosting the Board of State Examiners of Electricians Monthly Board Meeting.

We welcome the students and teachers from Southeastern Regional, Greater New Bedford and Diman Regional High Schools.

The Board held its October monthly meeting at the Southeastern Regional Technical High School in South Easton this past Monday. Where there were many of the usual industry attendees, the Board conducted its business to an audience of approximately 64 attendees who are students.

Introduction for visiting students and faculty:

C. Kilb gave introduction and spoke of the functions of the board

3. **PREVIOUS MINUTES APPROVED**

Open Session Review – September 2018 Meeting Minutes Motion to accept D. Edmonds Second by J. Colleary All in favor
Executive Session Review – September 2018 Executive Session Minutes will be submitted for November 2018 meeting.

4. **FYI ITEMS**

- DPL has been mobilized to assist with recovery from the gas explosion disaster in the Merrimack Valley. Lawrence, North Andover and Andover were the towns impacted by gas explosions and fires on Thursday, September 13th, 2018.
UPDATE: DPL – Electrical Unit stopped issuing permits 10/05/2018 and is on standby for if the towns need any assistance in processing.

Discussion:

P. Vigneau, Still no gas, no heat and no hot water in the affected areas in the Merrimack Valley.

Columbia Gas has contracted with electricians. Only approx. 10% of the homes that were inspected by the assessment teams could hold the added loads of space heaters and cook tops. Response from electricians and all trades has been overwhelming. Everyone is working together and as quickly and safely as possible. With the colder season the hazard some are causing with space heaters and other means of trying to create a more comfortable situation for themselves in the light of their circumstances.

- DPL hired one person to work with all licensing departments issuing Record ID and Authorization codes. Expediting these numbers has been much faster. All licensees are requested to email DPLauthcodes@mass.gov for their record ID and authorization numbers.
- The Board of Building Code Coordinating Counsel
Board meets 3rd Thursday of every month in the
The Chair of the BSEE or designee sits on that board
Recent meeting October 18, 2018:
Update to the energy code. EV charging stations, neither provision overlapped any other codes or agencies. A hearing on the Energy Code will be held in December before the Board of Building Regulations and Standards for those who are interested.
P. Vigneau, Will add K. Guinee to the distribution of meeting agendas and meeting minutes.
- Members to decide locations of 2019 Board meetings
D. Edmonds Motion to ask J. Bagni to reach out to other schools as part of MAVA
Second by S. Levangie All in favor
J. Bagni will send list of schools to A. Alfonso so that we can have agenda ready for full board approval in November 2018 meeting.

5. **LICENSES BY RECIPROCITY:** Motion to accept by D. Edmonds Second by J. Bagni All in favor
2018-000835-EL-B-A Journeyman, Donald A. Stauffer
Journeyman, Jeffrey Daniel Magee

6. **CORPORATE LICENSE CHANGES** – Motion to accept by D. Edmonds Second by J. Bagni All in favor

REMOVALS:

<u>INDIVIDUAL</u>	<u>TYPE</u>	<u>ENTITY</u>	<u>REASON FOR REMOVAL</u>	<u>COMPLAINTS PENDING PROSECUTION</u>
David Schenna	A	DAS Alarm Systems, inc.	Changing Master	No

ADDITIONS:

<u>INDIVIDUAL</u>	<u>TYPE</u>	<u>ENTITY</u>	<u>PRIOR LICENSE</u>	<u>COMPLAINTS PENDING PROSECUTIONS</u>
Daniel Bednarz	A	DAS Alarm Systems, inc.	Yes	No

7. **LICENSE(S) ISSUED BY EXAM: September 2018**

<u>Type License</u>	<u>Number of Candidates for Exam</u>
Journeyman, Part 1 (18 Failed)	52
Journeyman, Part 2 Applied (27 Failed)	56
Master, A (0 Failed)	20
Systems Contractor, C (0 Failed)	0
Systems Technician, D Part 1 (4 Failed)	7
Systems Technician, D Part 2 (5 Failed)	7

Discussion:

D. Edmonds recommended to students present in today's meeting that they take the prep classes. The test is a difficult test but passable the first time if properly prepared to take it.

8. **REPORTS** – Candidates for License Exam – Portion Pass Report First Time and Repeat September 2018

Discussion:

K. Guinee inquired as to whether the metrics can show if there was a passing rate for second time test takers?
Expanded on the report and explained for the public the reason the board is using these analytics to quality check the exam. The Executive Director indicated that this would be possible.
D. Edmonds requested a clarification regarding how often a candidate can fail an examination before needing additional education. Staff noted that the regulations state that after a third time failing the exam, failing candidates must take additional 15 hours of related education, after six failed attempts, candidates must redo apprenticeship.

9. **LEGISLATIVE UPDATE** – J. High *No report*

Discussion:

J. Colleary, Legislative cycle is every 2 years
Bill to allow homeowners to take out electrical permits is before legislature again. This bill was historically not supported by the Board. Due to the upcoming end of the legislative cycle, it is unlikely that anything will happen with this bill.

10. **REPORT FROM THE CHIEF INVESTIGATOR** – M. Sesnovich *No report*

11. **REPORT FROM LEGAL COUNSEL** – C. Kilb - No further report

12. **SUBCOMMITTEE REPORTS AND SCHEDULING**

CMR SUBCOMMITTEE (*J. Colleary, Chair, S. Levangie, G. Condon, T. Cunningham*)

A. Board member John Bagni, MAVA Member requests to be considered to sit as a member on the CMR Subcommittee.

Discussion:

J. Colleary Motion to add J. Bagni to the CMR Subcommittee Second by D. Edmonds All in favor
C. Kilb, No change was made to the quantity needed for quorum in subcommittee but if the Board makes future additions quorum requirements will be altered.

B. Subcommittee met on October 15th, 2018

The Interpretation Subcommittee did a cursory review of the code book and found the word "system" to be ubiquitous, with multiple definitions and contexts.

FINDINGS:

The committee did find inconsistencies in the definitions of systems between the M.G.L. and the C.M.R.

Full Board Request: The C.M.R. subcommittee to look at the definitions in more detail to see if:

1. The language can be made more consistent
2. Legislative changes should be proposed/considered

C. The Subcommittee will meet the second Thursday of every month beginning November 8th 2018.

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

Schedule next meeting

Discussion:

D. Edmonds suggested 5 dates for subcommittee November 7th, 9th, 19th, 20 and 21st
Subcommittee members are asked to look at their calendars and arrange a subcommittee meeting as immediately as possible. The subcommittee has pressing need to review renewal applications from Providers and decide on the Hot Works training for the 15 hour continuing education. Decisions will go to full board on November 26th meeting.

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

Request Interpretation of Chapter 141 Sec. 7 on Municipal Electric Plants, Electric Companies

A. Alfonso, There have been several unlicensed practice complaints for electrical work being performed on Electric Plants. Work is being done in the plant beyond the transmission lines.

C. Kilb, Look at wording on licensed exemptions and what is particularly governed by utilities. Subcommittee to review Chapter 141 Sec. 7

Discussion:

C. Kilb, We could schedule a meeting if the board so directs.

Motion to convene subcommittee to review Chapter 141.7, 141.1, 141.1A by P. Vigneau Second by J. Colleary All in favor

E. Dorian will send dates for a possible November Meeting.

PLANNING AND RESEARCH SUBCOMMITTEE (*K. Guinee, Chair, J. Bagni, P. Malagrifa*) *Nothing to Report*

D. Edmonds explained the functions of a subcommittee to the students. Subcommittees are formed to discuss and propose changes, the subcommittees make presentation to the full board for ratification.

13. MATTERS NOT ANTICIPATED BY CHAIR

Open Session Motion to go to open listening session by D. Edmonds Second by J. Colleary All in Favor

Peter Diamond Inspector, Chairman for MEIA asked the executive director if the Inspector training meetings will be rescheduled soon.

A. Alfonso, They will be rescheduled for the Spring of 2019. The events in the Merrimack Valley caused the board to cancel the meetings scheduled for the Fall. Because Winter weather is unpredictable and staff will be traveling throughout the Commonwealth in an outreach for all inspectors, the opinion was that Spring Once meeting will be held in December if possible.

Ken Ferrera, Inspector said that UMass Dartmouth has offered their facility during school vacations.

J. Colleary said that Southborough in the Spring would be ideal.

Bev Kennedy said there was availability at Kennedy Seminars if the board needed a night time class to accommodate some inspectors.

J. Colleary, There is a need to travel throughout the entire state.

J. Colleary addressed the students and explained Investigative Session. Complaints are filed by citizens, inspectors, end users and anonymously. The board reviews the complaints and decides to dismiss, return to investigation for further information or refer to prosecutions.

E. Dorian, Address the students asking if all students will continue after high school to become electricians. Ellen asked if the students had any questions.

A student asked if there would be any benefits to being union.

Chris Antonellis, JATC Boston spoke to the students and encouraged all of them to find the best places for training, education and work. Because we were on the South Shore the students can contact the JATC in Taunton for direction.

Rick D'Amato, IAEI Paul Revere Chapter, spoke to the students that the IAEI national is encouraging more women to enter the trades

D. Edmonds requested that the female students stand. There were seven female students among sixty four students.

A. Alfonso encourage the female students to stay. To stick to it and get their tickets. This is a tremendous industry with vast opportunity for everyone. It can be more than just working in the field.

14. 11:21AM BOARD OF APPEALS (BEA) (1 Appeals)

BEA-18-000012 G. Condon vs. W. Graham, City of Springfield

Appellant, G. Condon present

Inspector nor town present. There notifications and several phone calls had been send to the town and inspector over three months span.

Board of Appeals decided to proceed with the appeal hearing.

G. Condon presented the documents

K. Guinee read all exhibits

C. Kilb advised the Board to issue a default ruling, the Board need not rule on the merits due to the failure of a party to appear.

Motion to rule on default by D. Edmonds Second by P. Vigneau all in favor.

Inspector will be notified that his decision was overturned.

Discussion:

Peter Diamond, Inspector asked what the BEA was in regard to.

- 15. 11:35AM EXECUTIVE SESSION** (Closed to the Public, M.G.L. c. 30A, 21) Chair announced that his agenda item would require the Board to close the open session and enter executive session per M.G.L. c 30A to discuss an individual's character rather than competence and to discuss pending litigation. The Chair estimated that the Board would be in Executive Session for approximately 40 minutes.

Motion to enter into Executive Session by D. Edmonds Second by S. LeVangie Roll Call

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		
S. LeVangie			X		
P. Malagrifa			X		
J. Sloane			X		

11:35AM Motion to recess for 10 Minutes by J. Bagni Second by G. Condon all in favor

- 16. 1:32PM INVESTIGATIVE CONFERENCE** (Closed to the Public, M.G.L. c. 112A, 65C) Motion to enter Investigative Conference by D. Edmonds Second by J. Colleary all in favor.

REPORT OF THE ELECTRICAL COMPLIANCE OFFICER – Richard Paris

<u>INVESTIGATIONS</u>	
<u>DATE OPENED</u>	<u>DOCKET #</u>
7/31/2018	2018-000780-IT-ENF
7/31/2018	2018-000807-IT-ENF
9/10/2018	2018-000850-IT-ENF
8/15/2018	2018-000877-IT-ENF
9/11/2018	2018-000903-IT-ENF
8/30/2018	2018-000902-IT-ENF
8/30/2018	2018-000929-IT-ENF
9/17/2018	2018-000982-IT-ENF

17. **2:00PM QUASI-JUDICIAL SESSION** (*Closed to Public*) C. Kilb to report
Final Decision and Order 2016-000089-IT-ENF

Motion to exit Investigative Session

18. **NEXT BSEE MEETING SCHEDULED FOR:** November 26th DPL Offices 100 Washington St. Boston, MA Room 1D
19. **2:02PM MEETING ADJOURNED** Motion to adjourn by D. Edmonds Second P. Malagrifa All in favor

Anticipated Board Meetings dates and locations for 2018:

<u>Meeting Date</u>	<u>Location</u>
1/22/2018	DPL, 1000 Washington St. Boston, MA
2/26/2018	DPL, 1000 Washington St. Boston, MA
3/26/2018	Massachusetts Firefighting Academy 1 State Road Stow, MA
4/23/2018	DPL, 1000 Washington St. Boston, MA
5/21/2018	Westfield Vocational Technical High School 33 Smith Avenue Westfield, MA
6/25/2018	DPL, 1000 Washington St. Boston, MA
7/23/2018	DPL, 1000 Washington St. Boston, MA
8/27/2018	DPL, 1000 Washington St. Boston, MA
9/24/2018	DPL, 1000 Washington St. Boston, MA
10/22/2018	Southeastern Regional Vocational High School 250 Foundry Route 106 South Easton, MA
11/26/2018	DPL, 1000 Washington St. Boston, MA
12/17/2018	DPL, 1000 Washington St. Boston, MA

Board Members:

Kathleen Guinee, Systems Contractor Member Chair
Paul Vigneau, Fire Marshal Designee,
David Edmonds, Dept. of Elementary and Secondary Education Designee
James Colleary, Inspector of Wires Member
Paul J. Malagrifa, International Municipal Signal Association, Member
John M. Sloane, Journeyman Electrician Member
John Bagni, MAVA Member
Ellen Dorian, Public Member
Thomas Cunningham, Master Electrician Member
George Condon III, Systems Technician Member
Stephen LeVangie, Electrical Contractor Member

Staff Members:

Ada Alfonso, Executive Director
Tamara Smith, Program Coordinator
Richard Paris, Investigator
Charles Kilb, Legal Counsel