

ELECTRICIANS' EXAMINING BOARD MEETING MINUTES

Meeting Date: January 21, 2022

Meeting Location: This meeting occurred virtually through exclusively remote participation pursuant to Section 2 (a.) (ii) of the Board's Remote Participation Policy adopted by the Board on September 17, 2021.

Time Meeting Scheduled to Begin: 8:00 a.m.

I. CALL TO ORDER – 8:03 a.m.

Members present:

Brian McDougal
Gerard Caron
Alan Kenney
Jonathan McKane
Peter Wilson

Members absent:

None

Staff Present:

Catherine Carroll, Board Manager
Mary Lord, Professional Licensing Supervisor
Kern Butler, Senior State Electrical Inspector

AAGs Present:

Elizabeth "Betsy" Stivers
Timothy Steigelman

ELECTIONS OF OFFICERS

A motion was made to nominate Brian McDougal as Chairman.

Motion: Peter Wilson
Second: Jonathan McKane
Motion Carried

A motion was made to re-elect Brian McDougal as Chairman.

Motion: Peter Wilson
Second: Jonathan McKane
Motion Carried

II. AGENDA MODIFICATIONS AND APPROVAL

A motion was made to accept and approve the agenda, as amended. A typographical error in Item VII. of the agenda is corrected to show the assigned case year as “2021” rather than “2921”.

Motion: Peter Wilson
Second: Gerard Caron
Motion Carried

III. MINUTES REVIEW AND APPROVAL

A motion was made to approve the November 19, 2021 minutes, as amended. Item III of the minutes is corrected to show “October 15th” from “November 19th” when referring to the month and day of the last meeting.

Motion: Jonathan McKane
Second: Peter Wilson
Motion Carried

IV. ADJUDICATORY HEARING

2021-ELE-17611 (Mason R. Poirier)

A motion was made to to grant the appeal and approve Mr. Poirier to sit for the master electrician exam, effective today, based on comparable work experience or education or training 32 MRS § 1202-A(4)(B)(2).

Motion: Jonathan McKane
Second: Gerard Caron
Opposed: Peter Wilson
Motion Carried

A motion was made to approve Mr. Poirier to delegate authority to the chairman to sign the Decision and Order.

Motion: Jonathan McKane
Second: Gerard Caron
Opposed: Peter Wilson
Motion Carried

V. LD 149 – AN ACT TO FACILITATE LICENSURE FOR CREDENTIALLED INDIVIDUALS IN OTHER JURISDICTIONS

– PFR Commissioner, Anne Head, presented a newly enacted law that allows the department’s regulatory licensing boards and programs to incite individuals from foreign countries with training and education to be licensed in professions and occupations in Maine. In addition to licensing through *credentialling*, the law allows licensing by *endorsement*, which licenses a person with a valid license held in another state whose qualifications are substantially similar to Maine’s. Licensing through *credentialing* and *endorsement* is aimed to regulate the competency and to make the licensing processes less complicated especially if the process has already been done in other jurisdictions. Finally, the law allows for *provisional licensing* which aids in employing persons quickly while they obtain a permanent license. Implementing the law will require boards to review its current rules, interpret and understand the requirements

of those educated and trained in other jurisdictions, and adopt rules. The board will continue to exercise its discretion whether to license a person and this new law is not to be perceived as an automatic mandate. This law adds more flexibility and less specificity while keeping the important mission of licensing for public safety.

The board commented on their application of the reciprocity provision in their law; a provision used for years, and the differences between reciprocity, licensing by endorsement, and provisional licensing.

VI. LICENSE APPLICATIONS

a. Anthony N. Forziati, Jr. (LM 50017462)

A motion was made to grant the license effective today.

Motion: Peter Wilson
Second: Gerard Caron
Motion Carried

b. Michael Kelley (JY40093686)

A motion was made to grant the license contingent upon the licensee submitting to the board the release of probation from the criminal justice system.

Motion: Peter Wilson
Second: Gerard Caron
Motion Carried

c. Andrew R. Taylor (MS60020634)

A motion was made to grant the reinstatement of the license.

Motion: Peter Wilson
Second: Gerard Caron
Motion Carried

VII. PRESENTATION OF NON-COMPLIANCE OF DECISION AND ORDER – 2021-ELE-17324 and 2021-ELE-17324 – Michael D.Iannotti

A motion was made to open a complaint about non-compliance with the D&O.

Motion: Peter Wilson
Second: Gerard Caron
Motion Carried

VIII. PROPOSAL TO REQUEST WRITTEN COMMENTS FROM THE PUBLIC FOR 30 DAYS ON CHAPTER 130

A motion was made to request comments from the public concerning changes from the proposed rulemaking following specific findings made and communicated to the Board as a result of a post-legal review. The written comment period would last for 30 days ending on Monday, March 7, 2022.

Motion: Peter Wilson

Second: Gerard Caron
Motion Carried

IX. BOARD MANAGER'S REPORT

None given.

X. BOARD SENIOR STATE INSPECTOR'S REPORT

Kern Butler reported unlicensed individuals working at solar installation sites. Working with utility companies to not energize single-family dwelling units until the board's inspectors have authorized power hook up. Kern mentioned a 2017 NEC document that is on the board's home page. It was removed immediately.

XI. OPPORTUNITY FOR PUBLIC COMMENT

XII. ADJOURN

A motion was made to adjourn the meeting at 11:40 a.m.

Motion: Jonathan McKane
Second: Gerard Caron
Motion Carried