

ELECTRICIANS' EXAMINING BOARD
DRAFT MEETING MINUTES

*Unofficial Minutes – These draft minutes do not represent the opinion of the department or the Administration.
Minutes will become official after the Electricians' Examining Board votes to accept the minutes at the next
scheduled board meeting.*

Meeting Date: July 23, 2021

Meeting Location: This meeting occurred via remote access pursuant to 1 M.R.S. §403-A.

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

I. CALL TO ORDER – 8:02 a.m.

The meeting was called to order.

Members present:

Brian McDougal
Gerard Caron
Alan Kenney
Jonathan McKane
Peter Wilson

Members absent:

None

Staff Present:

Catherine Carroll, Board Administrator
Mary Lord, Professional Licensing Supervisor
Raymond Stanford, Senior Inspector
Kristin Racine, OPOR Attorney

AAG Present:

Timothy Steigelman

II. AGENDA MODIFICATIONS AND APPROVAL

A motion was made to accept and approve the agenda with the addendum.

Motion: Peter Wilson

Second: Gerard Caron

Motion Carried

III. MINUTES REVIEW AND APPROVAL

A motion was made to approve the May 21, 2021 minutes of the meeting with a modification to reflect the time that the regular business meeting began.

Motion: Peter Wilson

Second: Alan Kenney

Motion Carried

IV. ADJUDICATORY HEARING

2021-ELE-17189(William F. Gagan, Jr.)

A motion was made to reinstate Mr. Gagan's license for journeyman electrician.

Motion: Gerard Caron
Second: Alan Kenney
Opposed: Peter Wilson
Motion Carried

A motion was made to make the reinstatement effective today and to delegate authority to the chairman to sign the Decision and Order.

Motion: Jonathan McKane
Second: Alan Kenney
Motion Carried

CHAPTER 160, "POWER GENERATION SYSTEMS AS ELECTRICAL INSTALLATIONS"

A motion was made to approve the Basis Statement and Summary of Response to Comments, and the Economic Impact Statement.

Motion: Peter Wilson
Second: Gerard Caron
Opposed: Alan Kenney
Motion Carried

A motion was made to adopt Ch. 160.

Motion: Peter Wilson
Second: Gerard Caron
Opposed: Alan Kenney
Motion Carried

VI. RULEMAKING DISCUSSION

Kristin Racine presented a re-draft of chapters 100, 110, 115, 125, 130, 135, 140 and 170. There was discussion on the vagary of the definition 'indirect and direct' supervision, eligibility of work experience, license renewal, exam score expiration and caveat language for limited electrician work experience.

A motion was made to initiate rulemaking pursuant to the Maine Administrative Procedure Act.

Motion: Peter Wilson
Second: Gerard Caron
Motion Carried

VII. LICENSE REINSTATEMENT AND LICENSE VIA RECIPROCITY APPLICATIONS

a. John E. Delprete – JY40013136 (Reinstatement)

A motion was made to preliminarily deny the application for re-instatement.

Motion: Peter Wilson
Second: Gerard Caron
Motion Carried

b. Thomas James Crossley – JY40093404 (Reciprocity)

A motion was made to preliminarily deny the application for reciprocity.

Motion: Peter Wilson
Second: Jonathan McKane
Motion Carried

c. Joseph A. McDonough – LM50017224 (Reinstatement)

A motion was made to preliminarily deny the application for reinstatement.

Motion: Peter Wilson
Second: Gerard Caron
Motion Carried

d. Ryan R. Michaud – JY40091037 (Reinstatement)

A motion was made to approve the application for reinstatement.

Motion: Peter Wilson
Second: Gerard Caron
Motion Carried

VIII. RECONSIDERATION OF LIMITED DELEGATION OF AUTHORITY TO BOARD ADMINISTRATOR

A motion was made to repeal the April 2020 order and replace it with the July 23, 2021 order.

Motion: Peter Wilson
Second: Gerard Caron
Motion Carried

IX. COMPLAINT PRESENTATIONS

a. 2020-ELE-16909

A motion was made to bring the complaint to hearing.

Motion: Peter Wilson
Second: Gerard Caron
Motion Carried

b. 2021-ELE-17318

A motion was made to offer a consent agreement with a \$1,500.00 civil penalty for not obtaining a permit, and to require the respondent to complete a 45-hour course in the current NEC by January 31, 2022.

Motion: Peter Wilson
Second: Gerard Caron
Motion Carried

A motion was made to bring the complaint to hearing if there is no agreement or non-compliance.

Motion: Peter Wilson
Second: Gerard Caron
Motion Carried

c. 2021-ELE-17330

A motion was made to bring the complaint to hearing.

Motion: Alan Kenney
Second: Jonathan McKane
Motion Carried

d. 2021-ELE-17385

A motion was made to offer a Consent Agreement with a \$600.00 penalty for violating two NEC codes and practicing outside the scope of the license.

Motion: Peter Wilson
Second: Gerard Caron
Motion Carried

X. BOARD ADMINISTRATOR'S REPORT

Catherine Carroll reported that our next meeting will be in Gardiner with three hearings. The building will open its doors to the public on September 7, 2021.

XI. BOARD STATE INSPECTOR'S REPORT

Raymond Stanford reported on a rash of single-family dwelling unit applications and proposed a means to update the board's database that would reflect providers who have been approved by the board to instruct a 576-hour program of study. Alan Kenney asked Ray about inspector coverage at the Farmington solar installation. Alan understands that there may be issues with the ratio of licensed supervisors and helpers. Mary asked Ray about the rollout of the electrician exams based on the 2020 NEC. Ray and Catherine will work with Prov on revising the exams and report back to the full board at the next meeting.

XII. OPPORTUNITY FOR PUBLIC COMMENT

None offered.

XIII. ADJOURN

A motion was made to adjourn the meeting at 11:55 a.m.

Motion: Alan Kenney

Second: Peter Wilson

Motion Carried