

ELECTRICIANS' EXAMINING BOARD MEETING MINUTES

Meeting Date: October 20, 2023

Meeting Location: Dept. of Marine Resources Marquardt Building, Room 118, 32 Blossom Lane, Augusta

Time Meeting Scheduled to Begin: 9:00 a.m.

I. CALL TO ORDER – 9:00 a.m.

Members present:

Brian McDougal, Chair
Peter Wilson
Charles Daigle
George Howe (Remote)

Members absent:

None

Staff Present:

Matthew Kaply, Board Manager
Matthew Fournier, Board Staff
Tyler Robinson, Board Staff
Kern Butler, Senior State Electrical Inspector

AAGs Present:

John Belisle, Assistant Attorney General

II. AGENDA MODIFICATIONS AND APPROVAL

A motion was made to accept the agenda and review after the hearing.

Motion: Peter Wilson

Second: Charles Daigle

Voted 4 in favor, none opposed, motion carried.

III. MINUTES REVIEW AND APPROVAL

a. A motion was made to approve the July 26, 2023 minutes as written.

Motion: Peter Wilson

Second: Charles Daigle

Voted 4 in favor, none opposed, motion carried.

b. A motion was made to table the approval of the September 15, 2023 meeting minutes as written.

Motion: Peter Wilson

Second: Charles Daigle

Voted 4 in favor, none opposed, motion carried.

IV. ADJUDICATORY HEARING

a. 2022-ELE-18127 Eli Florence

A motion was made for allegation 1; that the licensee employed one or more unlicensed workers to perform electrical installations was proven by the preponderance of the evidence.

Motion: Charles Daigle

Second: Peter Wilson

Voted 4 in favor, none opposed, motion carried.

A motion was made for allegation 2; that the licensee aided and abetted unlicensed practice of one or more persons who were not licensed to perform electrical installations was proven by the preponderance of the evidence.

Motion: Charles Daigle

Second: Peter Wilson

Voted 4 in favor, none opposed, motion carried.

A motion was made for allegation 3; that having too few supervising electricians of appropriate level of licensure on a construction project went out of ratio of numbers of helpers and/or apprentices exceeded the allowable number of supervised electricians for the available supervising electricians was proven by the preponderance of the evidence.

Motion: Peter Wilson

Second: Charles Daigle

Voted 4 in favor, motion carried.

A motion was made for allegation 4; that the licensee committed misrepresentation in connection with services rendered while engaged in the occupation or profession for which the person is licensed by the preponderance of the evidence.

Motion: Charles Daigle

Second: Peter Wilson

Voted 4 in favor, none opposed, motion carried.

A motion was made to impose discipline in for form of a warning for each of the four violations, impose reporting requirements for the period of one year to the state senior inspector on any permitted jobs in the State of Maine, detailing the electrical license status of all employees (and sub contactors) performing electrical work under any permit on a monthly basis to ensure proper supervening ratio, to pay a civil penalty of \$1,500.00 for violation 1 and \$1,500.00 for violation 3, to be paid within 6 months from the date of the signed decision and order.

Motion: Peter Wilson

Second: Charles Daigle

Voted 4 in favor, none opposed, motion carried.

A motion was made to delegate authority to the Board Chair to sign the final Decision and Order.

Motion: Peter Wilson

Second: Charles Daigle

Voted 4 in favor, none opposed, motion carried.

ADJOURN

A motion was made to adjourn the meeting and reschedule a later date to complete the remaining business on the agenda. The meeting adjourned at 5:31 p.m.

Motion: Peter Wilson

Second: Charles Daigle

Voted 4 in favor, motion carried.