

CANNON BUILDING
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STATE OF DELAWARE
DEPARTMENT OF STATE

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DIVISION OF PROFESSIONAL REGULATION

PUBLIC MEETING MINUTES:	Board of Electrical Examiners
MEETING DATE AND TIME:	Wednesday, May 1, 2013 at 8:30 a.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room A, Second Floor Cannon Building
MINUTES APPROVED:	June 5, 2013

MEMBERS PRESENT

Robert MacLennan, President, Professional Member
Daniel Creedon, Vice-President, Professional Member
Bobby Murrian, Continued Education Officer, Professional Member
Frank Beebe, Public Member
Richard Millar, Public Member
William Poore, Public Member
Michael Travers, Professional Member

ABSENT

Thomas Hartley, Complaint Officer, Professional Member
Nathan Schreppler, Board Secretary, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL

Patti Davis-Oliva, Deputy Attorney General
Theresa Newman, Administrative Specialist II
Vera Sietz, Court Reporter

OTHERS PRESENT

David Smarte
Karen Kennedy
Andrew Cobb
Thomas Glass
Cherye Hak

CALL TO ORDER

Mr. MacLennan called the meeting to order at 8:57 a.m.

REVIEW OF MINUTES

A motion was made by Mr. Beebe, seconded by Mr. Murrian, to approve the minutes from the April 3, 2013 meeting as presented. The motion was unanimously carried.

A motion was made by Mr. Creedon, seconded by Mr. Travers, to approve the amended minutes from the March 6, 2013 meeting as presented. The motion was unanimously carried.

Board takes a recess to review applications until time for hearings.

UNFINISHED BUSINESS

Proposal to Deny Hearing – Andrew Cobb

Ms. David-Oliva called the hearing to order at 9:05a.m. and stated that today's hearing was a result of the Board's proposal to deny the Journeyman application of Andrew Cobb. The Board members were introduced. The application was proposed to deny due having crimes related to the profession. Ms. Davis-Oliva marked board's exhibit #1 as the application, documents, and correspondence letters. Mr. Cobb was sworn in.

Mr. Cobb testified to the charges he received, explaining the situation that led up to the charges listed. He states that he is not on probation nor does he have any pending charges. Mr. Cobb also testified to not having any E-Charges from the IBEW, in which he is employed currently by.

The hearing went off record and into deliberations at 9:14a.m. The hearing went back on record at 9:15am.

A motion was made by Mr. Murrian, seconded by Mr. Beebe to approve the Journeyman application of Andrew Cobb. The motion was unanimously carried. The hearing went off record and adjourned at 9:15a.m. Verbatim testimony was taken by a court reporter.

Signing of Decision and Orders

The Board signed the Decision and Orders from the Proposal to Deny Hearing of Andrew Cobb. The Decision and Order for Stephen Jefferis was tabled until May meeting. Orders for Scott Miller and Timothy Charles were signed at the April board meeting.

Re-Review of Applications

A motion was made by Mr. Murrian, seconded by Mr. Creedon, to approve the Journeyman Electrician application of Isaac Henry, III. The motion was unanimously carried.

A motion was made by Mr. Murrian, seconded by Mr. Creedon, to approve the Limited Electrician application of Shahid Ahmed. The motion was unanimously carried.

New Business

Review of Examination Applications

A motion was made by Mr. MacLennan, seconded by Mr. Beebe to approve the Master Electrician applications to sit for the exam of Victor Cruz, James Middleton, Eric Sheehan, and Charles Mallon. The motion was unanimously carried.

A motion was made by Mr. MacLennan, seconded by Mr. Beebe to approve the Limited Electrician applications to sit for the exam of Timothy Caswell and Henry Dalecki. The motion was unanimously carried.

Review of Journeyman Applications

A motion was made by Mr. MacLennan, seconded by Mr. Creedon to approve the applications for Journeyman of Michael Ebel, Daniel Jordan, R. Daryl Gross, Brandon Moore, Eric Unterreiner, Paul Emmons, Charles Taylor, Richard DiGuardi, William Malcom, and Robert Merritt. The motion was unanimously carried.

A motion was made by Mr. MacLennan, seconded by Mr. Beebe to at table the applications for Journeyman of John Jones, for additional proof of experience and verification from Stuar Electric. The motion was unanimously carried.

A motion was made by Mr. MacLennan, seconded by Mr. Beebe to at table the applications for Journey person of Kenneth Stewart, additional verification of experience and completing number 10 on the application. The motion was unanimously carried.

Review of Apprentice Applications

N/A

Review of Reciprocity Applications

A motion was made by Mr. MacLennan, seconded by Mr. Murrian to approve the Master Electrician applications of James Gamble, George Sparks, Brett Bataloni, Sean-Erik Gleeson, Marcus Daiber, Robert Kidd, Bruce Duchscherer, and George Dixon The motion was unanimously carried.

Ratification of Applications

A motion was made by Mr. MacLennan, seconded by Mr. Beebe to approve the ratification of Journey person Electrician applications of Thaddeus Fisher, Richard Barton, Gary Fowler, Randy Burris, Nichols Samartino, Marco Vespertino, Thomas Ngo, Jeffrey Stevenson, Adolfo Fernandez, Barry Kinnan, Bruno Fiorenza, Samuel Soukup, Christopher West, Lewis Davis, Kent Mays, Howard MacKnett, IV, Michael Catlett, Daniel Robbins, Mark Rector, Charles Muir, Donald Still, Jr., Rudolph Franzen, and Vincent Bonanno. The motion was unanimously carried.

A motion was made by Mr. MacLennan, seconded by Mr. Creedon to approve the ratification of Master Electrician application of James Wilson. The motion was unanimously carried.

A motion was made by Mr. MacLennan, seconded by Mr. Creedon to approve the ratification of Limited Electrician application of James Conover, Jr. The motion was unanimously carried.

Applications for Review – Deputy Attorney General

A motion was made by Mr. Creedon, seconded by Mr. Murrian, to approve the Journey person applications of Anthony Messa. The motion was unanimously carried.

A motion was made by Mr. Creedon, seconded by Mr. Murrian, to approve the Apprentice applications of Ryan Gagliardi and Elliot Stapleford. The motion was unanimously carried.

Review of Inspection Agency Applications

A motion was made by Mr. MacLennan, seconded by Mr. Beebe to approve the Inspection Agency application of Eagle Inspection Agency, contingent upon the company name “Eagle Inspection Agency” placed on the Declaration of Insurance. The motion was unanimously carried.

Complaints Open/Closed

01-04-09-Office of Attorney General
01-01-11-Assigned to Hearing Officer
01-08-11-Assigned
01-01-12-Assigned to Hearing Officer
01-02-12-Assigned
01-04-12-Assigned
01-06-12-Assigned
01-07-12-Office of Attorney General
01-08-12-Office of Attorney General
01-09-12-Assigned
01-12-12-Assigned

01-13-12-Assigned
01-16-12-Office of Attorney General
01-18-12-Assigned
01-20-12-Office of Attorney General
01-21-12-Office of Attorney General
01-22-12-Assigned
01-23-12-Assigned
01-24-12-Assigned
01-25-12-Assigned
01-02-13-Assigned
01-03-13-Office of Attorney General
01-04-13-Office of Attorney General
01-05-13-Office of Attorney General
01-06-13-Office of Attorney General
01-07-13-Office of Attorney General
01-08-13-Assigned
01-09-13-Assigned

Review of Continued Education

A motion was made by Mr. Murrian, seconded by Mr. Creedon to approve the following continued education courses:

Jade Learning

-Electric Vehicle Supply Equipment (EVSE) Installation (Online), 5HRS

The motion was unanimously carried.

Review of Master Electrician Pass Examination Results

No results were given from Prometric.

Compliance of Decision and Order

A motion was made by Mr. Murrian, seconded by Mr. Beebe to lift the suspension of the Master Electrician license of Marshall Williams with conditions that Mr. Williams will be chosen for audit for 2014 renewal. The motion was unanimously carried.

CORRESPONDENCE

Mr. Furman requested clarification regarding supervision of a limited electrician, whether or not a limited electrician can work in a 4 or more dwelling unit with the supervision of a Master Electrician. Mr. MacLennan advised yes, this is permissible. He also inquired is a supervisor is required under the practice of a Journeyman in which they are replacing like in kind. Ms. MacLennan advised that supervision is required however it is not necessary for the Master Electrician to pull a permit for those types of jobs.

Ms. Davis-Oliva advised she spoke with James Collins, who then advised if a Master Electrician or Limited Electrician is working for the State of Delaware Divisions of Departments, the requirement of \$300,000 liability insurance is waived due to the state carrying their own insurance for all employees.

A letter was submitted from ADT, inquiring is an Electrician license was required to install an alarm system that is connected through a home's thermostat. Mr. MacLennan advised that this type of installation would be considered low voltage, fewer than 50 Volts, and an Electrician license is not required.

OTHER BUSINESS BEFORE THE BOARD

N/A

PUBLIC COMMENT

Karen Kennedy advised the board of the outcome of applicants who have sat for the Elevator – Specialty exam through Prometric. They received a 100 percent fail rate. Thomas Glass advised the board of the un-professional environment as well as questions on the exam that did not pertain to elevators. He also stated that on the Prometric website, it states they offer a practice test, however that is not to be true, for when he tried to take the test, there was not a practice test available. Ms. Kennedy advised that for testing, Prometric only allows the 2005 NEC book in the testing room; however the exam was based on the 2010 NEC book.

Ms. MacLennan advised both Ms. Kennedy and Mr. Glass that the board is well aware of the conduct of Prometric and is currently looking into this matter. He also suggested they submit a formal complaint in writing for the record.

David Smarte advised that MD is currently working on creating an exam for elevator mechanics, in which they will be submitting to Prometric. He also stated that he was in contact with NEIP and NAEC, who may allow state boards to obtain their exam questions.

Ms. Davis-Oliva advised the board has the authority to approve the exams. Ms. Newman is currently researching other state's proctoring organizations.

NEXT SCHEDULED MEETING

The next scheduled meeting will be held on June 5, 2013, 8:30 a.m.

ADJOURNMENT

A motion was made by Mr. Beebe, seconded by Mr. Creedon, to adjourn. The motion was unanimously carried. The meeting was adjourned at 10:20 a.m.

Respectfully submitted,



Theresa Newman
Administrative Specialist II