

**ELECTRICIANS' EXAMINING BOARD  
MEETING MINUTES**

Meeting Date: July 18, 2014  
Meeting Location: Central Conference Room, State of Maine – Gardiner Annex  
Northern Avenue, Gardiner, Maine

Meeting Began: 8:05 a.m.

Roll Call of Officers:

The following members were present:

Brian McDougal  
Don Berry  
Gerard Caron  
Ryan Morgan  
Earl Sherwood  
Peter Wilson

Staff Present:

Catherine Carroll, Board Administrator  
Patrick Ouillette, Senior Electrical Inspector  
Dora Hickey, Board Clerk

AAG Present:

Christopher Mann

**Board Meeting Minutes**

A motion was made to accept the May 16, 2014 Board minutes with the following three changes; 1) replace the wording in the first paragraph under reinstatements, "opened for public comment", with "hearing began"; 2) replace the wording in the third paragraph, under reinstatements, "conditional upon paying" with "pursuant to Board Policy which includes" and, 3) replace the word "automatically" under the Administrator's Report with "upon completion and submission of the renewal application form".

Motion: Peter Wilson  
Second: Gerard Caron  
Abstained: Ryan Morgan  
Earl Sherwood  
Motion Carried

A motion was made to accept the January 17, 2014 minutes as written.

Motion: Gerard Caron  
Second: Ryan Morgan  
Unanimous

**Jared L. Nightingale – Journeyman license expired 01/31/2011**

The hearing for Jared L. Nightingale's request for re-instatement of his expired journeyman's license began at 8:40 a.m. and closed for Board deliberation at 8:55 a.m.

Jared L. Nightingale was present and not represented by council. Mr. Nightingale stated he did not renew his journeyman license due to personal injury. At this time he would like to reinstate his journeyman license.

A motion was made to reinstate Jared Nightingale's journeyman electrician license pursuant to Board policy which includes reinstatement fees and completing a 45-hour 2014 NEC within six months.

Motion: Don Berry  
Second: Peter Wilson  
Unanimous

**Don R. Sajecki – Journeyman license expired 11/30/2011**

Don Sajecki requested that the board cancel his hearing. The staff will follow up with Mr. Sajecki on his intentions to continue his request to reinstate his license.

**Code Course Review**

**Tombarello & Ross Seminars/Joseph A. Ross/Thomas N. Tombarello 15-Hour 2014 Update**

Chairman Brian McDougal noted that Ross Seminars/Joseph Ross is a board approved provider for the live 15-hour 2014 NEC update. Chairman McDougal recommended to approve Tombarello & Ross and the additional instructor, Thomas N. Tombarello, to teach a live presentation of the 15-hour 2014 NEC update in New Hampshire and Massachusetts.

A motion was made to approve Tombarello & Ross Seminars with Joseph A. Ross and Thomas N. Tombarello as the instructors in New Hampshire and Massachusetts for the 15-hour live 2014 NEC update.

Motion: Gerard Caron  
Second: Ryan Morgan  
Abstained: Earl Sherwood  
Motion Carried

**@ Home Prep – a division of Stautzenberger College – 15-Hour 2014 NEC Update**

Chairman Brian McDougal recommended tabling @ Home Prep's request until the next meeting so that Peter Wilson and he can review the request.

A motion was made to table @ Home Prep's request until the next meeting of the Board.

Motion: Peter Wilson  
Second: Donald Berry  
Unanimous

### **Douglas W. Sanford - 15-Hour 2014 NEC Update**

Chairman Brian McDougal recommended Douglas W. Sanford be approved as a provider/instructor for the 15-hour 2014 NEC update.

A motion was made to approve Douglas W. Sanford as an approved provider/instructor for the 15-hour 2014 NEC update.

Motion: Ryan Morgan  
Second: Peter Wilson  
Unanimous

### **Adoption of Chapter 120 and Chapter 125**

Catherine Carroll and Patrick Ouellette presented a basis statement, summary of comment and board response to Chapter 120 – Electrical Installation Standards – *Section 1, Section 2-A and Section 2-RA* and Chapter 125 – Scope of Practice.

A motion was made to accept summary of comment and board response by adding word "Association" after the words "National Fire Protection" in Section 1 of Chapter 120.

Motion: Peter Wilson  
Second: Gerard Caron  
Unanimous

A motion was made to accept summary of comment and board response by correcting the misspelled word "Undgrounded" with "Ungrounded" in Section 2-A of Chapter 120.

Motion: Don Berry  
Second: Peter Wilson  
Unanimous

A motion was made to accept summary of comment and board response by replacing the phrase "single family dwelling" with "one-family dwelling" in Section 2-RA of Chapter 120.

Motion: Gerard Caron  
Second: Peter Wilson  
Unanimous

A motion was made to accept summary of comment and board response which was to not accept the comments proposed in Electrical Installation Standards Code – NEC 680.25(A).

Motion: Ryan Morgan  
Second: Don Berry  
Opposed: Gerard Caron  
Motion Carried

A motion was made to accept summary of comment and board response by removing the requirement for license for an electrical company in Chapter 125.

Motion: Don Berry  
Second: Peter Wilson  
Opposed: Ryan Morgan  
Motion Carried

A motion was made to adopt amendments in Chapter 120 and Chapter 125.

Motion: Brian McDougal  
Second: Gerard Caron  
Unanimous

Catherine Carroll explained the post rule adoption process. She'll notify Board members of the effective date of the amended rules.

### **Senior Inspector's Report**

Mr. Ouillette informed the Board about a complaint that was received from the Maine Dept. of Labor concerning abuse of the licensing exception that permits incidental wiring. Labor was informed that several bus drivers in S.A.D. 20 (Fort Fairfield) were beginning to install and wire approximately 500 new lighting fixtures in Fort Fairfield schools. Efficiency-Maine was involved. Dept. of Labor issued citations for safety violations. Mr. Ouillette has received a concession from the facilities director for the schools that properly licensed electricians will be hired.

The Senior Inspector will write a special permission as outlined in NEC 90.4 to offer Code relief re electrical feeders supplying pool branch circuits in existing homes. The statement will permit use of a feeder with an uninsulated equipment grounding conductor for pool equipment installed at existing homes. The statement will be posted on the Board website.

Mr. Ouillette updated the members on the Order to Vacate the multifamily structure in Palmyra. The Order was issued because of a multitude of imminent safety hazards—NEC violations. There had been difficulty enforcing the Order, even with the assistance of the Sheriff's office. There has been a new development in that Emera Maine has disconnected power due to non-payment. Inspection staff has requested a Do Not Reconnect from Emera Maine until staff contacts them to reconnect.

The request from Bob Cyr to expand his approval for the 15-hr. 2014 NEC changes to interactive television and individual remote user was discussed with the Board. The Board asked that a supplemental application be filed for each additional education method. The senior inspector will communicate with Bob Cyr.

### **Administrator's Report**

Catherine Carroll stated that the revised Master, Journeyman and House Wiring examinations are scheduled to be administered at test sites on July 31, 2014. The contract with Prometric expires at the end of this year and Catherine is drafting a Request for Proposal for an Examination Vendor. She also stated that she submitted a regulatory agenda for the 2014/2015 period. No specific rule-making proposals were mentioned.

### **Presentation of Complaint**

2014-ELE-9265 is an unlicensed practice case that has been referred to the Attorneys General's Office.

A motion was made to dismiss 2014-ELE-9265.

Motion: Peter Wilson  
Second: Gerard Caron  
Unanimous

### **Adjournment**

A motion was made to adjourn the meeting at 10:50 a.m.

Motion: Don Berry  
Second: Ryan Morgan  
Unanimous

Respectfully submitted,

Dora Hickey, Board Clerk