

DATE: March 28, 2023
TIME: 10:00 a.m.
PLACE: Via Google Meet Video and Teleconference + 321-465-5183
PIN: 457 489 090#

MEMBERS

PRESENT: Jack Wilson, Chairman
Chet Brown, Vice Chairman
Jose Anderson, Consumer Member
Steven Petri Sr., Industry Member
Francis Harrison, Consumer Member
Greg Kaderabek, Industry Member
Paul Donaghue, Industry Member

MEMBERS

ABSENT: John Peterson, Industry Member

STAFF

PRESENT: John Bull, Executive Director, Mechanical Boards
Sloane Kinstler, Assistant Attorney General
LaKissha Thornton, Administrative Officer I
Johnston Brown, Administrative Specialist III
Danielle Anderson, Web and Outreach Coordinator, MD Dept. of Labor

OTHERS

PRESENT: None

CALL TO ORDER:

Chairman Wilson called the Business Meeting of the Maryland State Board of Electricians to Order at 10:09 a.m.

At the start of the meeting, Director Bull explained that the meeting agenda posted on the Board website had erroneously not been updated from a prior meeting agenda and listed business that had already been discussed and considered by the Board. Accordingly, in compliance with the Open Meetings Act, the Board would not be permitted to vote on any Old or New Business. Counsel, Sloane Fried Kinstler, Assistant Attorney General, stated that the Board can consider the approval of the February meeting minutes; legislative updates; staff and officer reports; and then convene in a closed session to consider two applications in accordance with the Open

Meetings Act. Counsel stated that the Board should then reconvene in the business meeting to adopt the findings of the closed session, if any, and adjourn. Counsel further explained that to the extent the Board would like to discuss other matters, the members could do so, but must refrain on voting on such matters until an accurate agenda providing adequate public notice was posted on the Board website.

APPROVAL OF MINUTES

The Board considered the February 28, 2023, meeting minutes and noted a correction to be made. Counsel indicated that in the minutes reflected, on page 7-8 pertaining to SB 44, that Director Bull indicated that the bill allowed an individual who has not been working in the field for two years to be exempt from the continuing education (“CE”) requirements. Counsel Kinstler clarified that Director Bull did not actually make such a proposal and such language is not in the bill.

The Board discussed members’ recollections of its discussion in this regard. Counsel Kinstler reminded the Board that CE requirements for master and journeyman license renewal are currently set forth in the law, Md. Ann. Code, Bus. Occ. & Prof. § 6-310(c)(3) and under existing regulation, COMAR 09.09.02.01—.03.

Director Bull stated that he will work with the IT Department to change the current license from Inactive to Uninsured in accordance with the bill, so a license will indicate whether the holder is insured, not insured, an uninsured master authorized to work, etc. He further explained that the bill requires that an electrician who might previously have been an inactive licensee would be called “uninsured electrician”.

A vote on the February meeting minutes was tabled until the next meeting. Staff will revise the minutes to be considered for approval during the March meeting.

COMPLAINT COMMITTEE REPORT

Mr. Petri reported the following results of the Complaint Committee Meeting:

<u>Closed</u>	<u>OIS</u>	<u>Criminally Charged</u>	<u>Pre-Charge</u>
220-0026	22-0030	23-0008*	22-0017
22-0027	23-0006		22-0031
23-0008*			

*Case Closed pending the outcome of criminal proceedings.

A Motion to accept the Complaint Committee report was made by Mr. Harrison, seconded by Mr. Brown and passed unanimously.

APPLICATION REVIEW COMMITTEE REPORT

Vice Chairman Brown reported that thirteen (13) master license applications were reviewed, with three (3) having been approved, four (4) having been denied and six (6) pending; no journeyman applications were provided for review.

Mr. Anderson moved to accept the Application Review Committee report, which was seconded by Kaderabek. The Board unanimously voted to accept the Committee’s report.

CONTINUING EDUCATION PROVIDER REPORT

None.

EXAM CHALLENGES REPORT

No exam challenges were submitted.

REVIEW OF EXAMINATION STATISTICS AND LICENSE TOTALS

PSI exams submitted the following statistical summaries for the month of February 2023:

Exam Type	Tested	Passed	Failed	Pass Rate %
Master Electrician	26	5	21	19%
Journeyman Electrician	5	1	4	20%
Total	31	6	25	19%

Director Bull also reported the year-to-date totals of 2023 there were 70 candidates tested, with 19 passing and 51 failing, for a pass rate of 27%. Since the inception of the test there were 7006 candidates tested, with 2037 passing, and 4969 failing, for a pass rate of 29%.

CORRESPONDENCE

None to be considered.

EXECUTIVE DIRECTOR’S REPORT

Director Bull reminded the Board members to complete their ethics disclosure statements for the year. He also explained the member appointment process, vacancies, and a potential new member presented to the Senate. He stated that he is awaiting confirmation that the individual will be appointed. Director Bull also discussed that a Board member in the final year of their term may continue serving on the Board until an appointment for that individual’s seat is confirmed and sworn in.

COUNSEL'S REPORT

None offered.

CHAIR'S REPORT

None offered.

OLD BUSINESS

None discussed.

NEW BUSINESS

None discussed.

CLOSED SESSION

Counsel stated for the record that the Board would consider two license applications, including the qualification and eligibility of the applicants, in closed session, in accordance with § 3-305 (b)(2) and (7) and (11) of the Gen. Prov. Art., Md. Ann. Code, to protect the privacy of a license applicant and receive the advice of counsel, if appropriate.

Upon a motion by Mr. Brown, seconded by Mr. Petri, and unanimously carried, the State Board of Electricians convened in closed session at 10:32 a.m., via Google Meets, pursuant to § 3-305 (b)(2) and (7) of the Gen. Prov. Art., Md. Ann. Code, to protect the privacy and reputation of license applicants and to obtain advice provided by Counsel regarding license applications and Board discretion.

REVIEW OF ELECTRICIAN LICENSE APPLICATIONS

01:

The Board considered a journeyman license application in which the applicant had been convicted of a sex-related felony in 2007. The applicant was released from incarceration in 2017 with a lifetime obligation register as a sex offender. The applicant's work history was sufficient.

After a discussion, the Board decided to ask the applicant to provide an explanation of the circumstances that resulted in the conviction.

Mr. Brown moved to request that Director Bull contact the applicant asking that the individual provide supplemental information to the Board regarding the circumstances of the applicant's criminal offense before the Board can complete its evaluation of the license application. Mr. Harrison seconded the motion, which passed unanimously.

02:

The Board considered a journey person license application in which the applicant was convicted in 1999 conviction of a sex-related offense as a minor. The applicant was released from incarceration in 2011 and satisfactorily completed all court-ordered parole and probation. The Board considered the applicant's written explanation of his history, activities, and references since his release from court-ordered supervision.

Mr. Brown moved to approve the application, which was seconded by Mr. Kaderabek. The Board voted unanimously in favor of the motion to approve the license application.

Mr. Brown moved to adjourn the closed session and return to the business meeting, seconded by Mr. Anderson. The motion passed unanimously.

The Board adjourned the closed session at 11:20 a.m. and returned to the Business meeting at 11:20. a.m.

Mr. Brown moved that the Board accept its findings from the closed session of March 28, 2023. Mr. Donaghue seconded the motion, and unanimously passed. Mr. Petri had left the meeting and did not participate in the vote.

ADJOURNMENT

A motion to adjourn the Business Meeting was made by Mr. Harrison, seconded by Mr. Brown, and unanimously carried, at 11:21 a.m. Mr. Petri had left the meeting and did not participate in the vote.

Signature on File

04/25/2023

John Bull
Executive Director

Date

Signed on behalf of the Board as voted and approved on: 04/25/2023