

MINUTES

UTAH ELECTRICIANS LICENSING BOARD MEETING

December 11, 2008

Investigations First Floor 09:00 A.M.
Heber Wells Building
160 East 300 South
Salt Lake City, Utah

CONVENED 09:01 A.M.

ADJOURNED 11:08 A.M.

DOPL STAFF
Ross Ford, *Associate Director*
Wayne Holman, *Chief Investigations/Licensing*
Dennis Meservy, *Bureau Manager*
Yvonne King, *Board Secretary*
Daniel T. Jones, *Investigator Supervisor*
Dan S. Jones, *Bureau 4 Manager*
Connie Call, *Compliance*

BOARD MEMBERS PRESENT
Bradley Stevens, *Chair*
Frank Rydalch
David Kingery
Dirk Burton
Harold Weight

VISITORS
Kevin Clubb, *Highland Electric*
Trina Hansen, *Ogden/Weber Applied Tech College*
Paul James, *Bridgerland Applied Tech College*
Doug Leon, *Davis Applied Tech College*
Renee McDonough, *IEC of Utah*
Dale Olson, *Utah Valley University*
Will Pierce, *Salt Lake Community College*
Taylor Clark, *Tri phase Electric*
Doug Clark, *Tri-Phase Electric*
John Kristensen, *Ogden/Weber Applied Tech College*
Curtis Nielsen, *Ogden/Weber Applied Tech College*
Steve Bankhead, *Westec Electric*
Lori Stewart, *Mountainland Applied Tech College*
Jeff Pedersen, *UPHCA*

MINUTES Harold Weight made a motion to approve the October 2008 minutes. Dave Kingery seconded the motion and all members voted in favor.

COMPLIANCE Connie Call presented a list of all probationers along with the citations that were issued for electrical work in 2008. Call also passed out some letters that were sent to

probationers.

STEVEN BANKHEAD

Steven Bankhead who recently attended a hearing in the Construction Services Commission for rule changes came before the board about a specific rule change that allowed additional unlicensed labor when pulling two inch conduit. Bankhead felt this was too specific and the rule change does not cover all situations where additional labor is required. Bankhead suggested amending the rule and using the terminology of feeder instead of two inch conduit because this would fulfill the definition more clearly, cover all situations, and would rarely be abused. This as an agenda item for next month's meeting.

CURRICULUM REVIEW

Ron Kunzler, Assistant Attorney General with the Attorney General's office representing the Electrician's Board gave instruction on current rule which provides IEC, JATC, IBEW or other board curriculum to receive approval. The question was if NCEER was equivalent as a new curriculum. Kunzler stated procedure provides an avenue to be subject to agency review. The procedure would be to file a request for agency action to deem whether the curriculum would be equivalent which would then include various options. Bill Evans from the Attorney General's Office would need a petition for request of agency action for a declaratory order. Just having board approval is too informal. Weight Made a motion to suspend the action of curriculum review until agency action takes place. Burton seconded the motion all members voted in favor.

INVESTIGATIONS

Daniel T. Jones stated dealing with unlicensed activity and exceeding the scope of practice are the main issues investigations are dealing with at this time.

ADMINISTRATIVE RULES/DEFINITIONS APPROVED APPRENTICE PROGRAM.

Dave Kingery submitted guidelines for an approved apprenticeship program which included sponsor identification, complying with EEOC regulations, length of training, minimum standard of qualifications, training periods specified, and maintenance of records. Meservy discussed various programs from other states. It was indicated that a clear definition needed to be made. There where concerns if this was something that could be enforceable when the apprentice program are the employer and the tracking system to check the apprentices with the employers are very hard to keep up with.

CONTINUING EDUCATION APPROVAL

Village Electric

Will Pierce

Dirk Burton will review Village Electric curriculum and bring back recommendations at the next meeting. Will Pierce submitted a curriculum for a Continuing Education program. Burton made a motion to accept the Continuing Education submitted by Will Pierce. Frank Rydalch seconded the motion and all members voted in

favor.

It was indicated to have Yvonne King notify the continuing providers to give notification of their class schedules so that board members could monitor the classes.

TEST SCORES

Test scores were reviewed from PSI.

COMPETENCY REVIEW

It was indicated by the board to have the schools send their competency test at the next month's board meeting this will be an agenda item for next month.

DISCIPLINARY REVIEW

Taylor Armstrong Clark

Taylor Clark came before the board seeking reinstatement as an apprentice electrician. Clark has had criminal history and has completed a drug abuse program. Doug Clark from Tri-Phase Electric who is his father and employer was also present at the board in support of his son. Burton made a motion to approve Taylor Clark with a Memorandum of Understanding to include a minimum of 18 months random drug testing, and four years probation or the passing the journeyman tests. Rydalch seconded the motion and all members voted in favor. This memorandum of understanding will come before the next scheduled Construction Services Commission meeting which will be held in January.

RECIPROCAL LICENSE

Comparisons of reciprocal states were reviewed.

APPLICATIONS

Out of state applications and applications with special concerns were reviewed.

All business concluded meeting adjourned.

Note: This report is not intended to be a verbatim transcript, but is intended to record the significant features of what was discussed in the meeting. Discussed items are not necessarily arranged in chronological order.

(SS) Bradley Stevens
Bradley Stevens, Chair Signature

Date: January 15, 2009

(SS) Dennis Meservy
Dennis Meservy, Bureau Manager Signature

Date: January 15, 2009