

ELECTRICAL WORK EXAMINING BOARD

Tel. No. (860) 713-6135

-MINUTES-

JUNE 13, 2014

The Regular Meeting of June 13, 2014 was called to order by Chairman Laurence A. Vallieres at 8:29 AM in Room 126 of the State Office Building, 165 Capitol Avenue, Hartford, Connecticut.

Members Present: Laurence A. Vallieres, Contractor, Chairman
Ronald Bish, Contractor
Faith Gavin-Kuhn, Public Member
David Munsill, Journeyman
Bruce A. Silva, Unlimited Journeyman
Anthony Soter, Journeyman
John W. Yusza, Electronic Technician

Members Absent: Frank Halloran, Journeyman
Sandy Marino, Public Member

Member Vacancies: One (1) Non-Union Contractor
Two (2) Public Members

DCP Staff: Robert M. Kuzmich, Department of Consumer Protection
Richard M. Hurlburt, Director

Note: The administrative functions of the Boards, Commissions, and Councils are carried out by the Department of Consumer Protection, Occupational and Professional Licensing Division. For information, contact Richard M. Hurlburt, Director, at (860) 713-6135 or Fax (860) 713-7230.

Agency Website: www.ct.gov/dcp

Division E-Mail: dcp.occupationalprofessional@ct.gov

Others Present:

Ed Hennessey, Best Buy
Jason Lowden, All Time Detection
Louis Passariello, Orange Electric and Lighting
Frederick Morro, Orange Electric and Lighting
Ray Diaz, Nuwave Audio Video
Keri Lamontagne, Connecticut Department of Labor
Robert Woytowich
Adrian Mishtal, Home Security Solutions, LLC
Henry Cor....(illegible last name on sign-in sheet), Best Buy
Brian Weber, Best Buy
Stephen Potyra, Best Buy
Karol Zielinski, East Coast Electric
Jason Lichti, Duro Electric
Juan Rosado, MSA

1. 8:30 AM call to order. (Reminder to everyone to place their cell phones on silent”).

Mr. Vallieres called the meeting to order at 8:29 AM.

2. Review Minutes of Previous Meetings:

A. Review minutes of meetings of May 9, 2014.

After a thorough review by all, the Board voted to approve the minutes as submitted.
(Bish/Soter)

3. Comments or Concerns of any Person Present Today:

No one scheduled before the Board today. In addition, there were no additional requests from anyone present at today’s meeting.

4. Report from Trade Practice Division: for review by the Board.

Report Time Period: May 6, 2011 through June 12, 2014

The Board acknowledged this submission and thanked the Department for the same.

5. Appearing before the Board at the Board’s Request;

No one scheduled before the Board today.

6. Request to Appear before the Board;

(A) Mr. Adrian Y. Mishtal appearing before the Board today concerning Electrical Licensing Requirements. Mr. Mishtal has previously appeared before the Board on September 13, 2013 and March 14, 2014. Mr. Mishtal asked the Board questions relative to wireless alarm components such as alarm panels, keypads, and related power supplies and transmitters. He wanted to confirm with the Board that no license is required by them to install these components which, can also be installed by the consumer themselves. Mr. Mishtal checked with local Building Officials regarding the need for building permits for such work and was told that none were required. Mr. Vallieres on behalf of the Board confirmed that these “plug and play” components require no license from this Board. He confirmed with Mr. Mishtal that no hard wiring is being installed and no real electrical connections are being made.

Mr. Mishtal had additional questions regarding the installation of barrier bars for windows with wireless alarm contacts manufactured integrally within the component itself. The Board also confirmed that this component, as described to them today, does not require a license. The Board thanked Mr. Mishtal for his due diligence in bringing these questions to the Board today.

7. Review of Applications(s) for Licensure Examination: applicant(s) appearing in person.

Mr. Vallieres advised all in attendance at today’s meeting of the Board general rules and guidelines as they apply to applicants appearing before them for consideration to sit for their respective license examinations. He made reference to the document sent to all applicants by the Department which details specific information the Board is expecting from the applicants in support of their equivalent experience and training in addition to other more general information.

In addition, Mr. Vallieres also made reference to the Boards Outline for Journeypersons which gives the specific hours for related classroom instruction including course curriculums and the required on-the-job training hours for each license type.

(1) Casanova, Angel D. – C-6 applicant seeking approval on the basis of equivalent experience and training. The applicant was not present at today’s meeting as requested. Therefore, the Board took no action on his application.

(2) Diaz, Jr., Raymond L. – C-5 applicant seeking approval on the basis of equivalent experience and training. The Board instructed the applicant to reschedule his appearance before them because he lacked the proper number of copies of his application and the one copy he did have with him was reviewed briefly by a Board Member and determined to be incomplete. The applicant informed the Board that his application was previously before them on April 11, 2008 and denied due to lack of

schooling and on the job training. The applicant stated that he lost his records from 2008 in a flood and that he would have difficulty in getting them replaced since he is now competing against his former employers. The Board informed the applicant that, with all due respect to him, the responsibility of providing them with the information they require is the applicant's responsibility despite whatever circumstances exist.

(3) **Kucera, Kevin J.** – E-2 applicant seeking approval on the basis of equivalent experience and training. Applicant notified Department by e-mail on May 28, 2014. The e-mail states that his application will be changed from an E-1 type to an E-2 type. He also requested that the Board review his application at today's meeting without his being present. He cited a financial hardship relating to the extensive travel in getting to today's meeting. He supplemented his application with copies of transcripts and Apprenticeship Completion Certificates as requested by the Board. After an extensive review, the Board voted to approve Mr. Kucera for his respective examination type. (Bish/Soter)

(4) **Lichti, Jason C.** – E-1 applicant seeking approval on the basis of equivalent experience and training. The applicant changed his application type from an E-1 to an E-2 per the recommendation of the Board at today's meeting. The Board voted to deny his application based on insufficient proof of related classroom instruction and lack of notarized statements from past and present employers attesting to on-the-job training hours. (Soter/Bish)

(5) **Lowden, Jason G.** – L-6 applicant seeking approval on the basis of equivalent experience and training. The Board voted to deny his application based on being incomplete, specifically, insufficient proof of related classroom instruction hours. (Soter/Bish)

(6) **Miceli, Eric A.** – C-6 applicant seeking approval on the basis of equivalent experience and training. The applicant was not present at today's meeting as requested. Therefore, the Board took no action on his application.

(7) **Nowak, Paul S.** – C-6 applicant seeking approval on the basis of equivalent experience and training. The applicant was not present at today's meeting as requested. Therefore, the Board took no action on his application.

(8) **Passariello, Louis J.** – E-2 applicant seeking approval on the basis of equivalent experience and training. The applicant informed the Board that he attended electrical instruction at Eli Whitney Technical School in Hamden, Connecticut for four years while working for his father at Orange Electric. He noted he also attended Bruce Cohen Electrical Code Classes in Hartford, Connecticut. The applicant stated he tested for the Electrical Journeymen's Examination (E-2) at West Haven High School in 1991 but did not pass. At the request of the Board at the meeting, the Department checked the applicant's records they have on file and was only able to verify that he did have an

application on file in 1990. However, the Department was unable to provide the Board proof that the individual was ever approved to sit for the examination. Ms. Keri Lamontagne from the Department of Labor present at today's meeting was able to verify by telephone with her office that Mr. Passariello did in fact complete his apprenticeship with them. As such, the Board approved the applicant to sit for the Electrical Journey person's (E-2) Examination on the basis of a completed apprenticeship program for the same. (Soter/Bish)

(9) **Riscolo, Anthony G.** – E-2 applicant seeking approval on the basis of equivalent experience and training. The applicant was not present at today's meeting as requested. Therefore, the Board took no action on his application.

(10) **Roman, Miguel A.** – C-6 applicant seeking approval on the basis of equivalent experience and training. The applicant was not present at today's meeting as requested. Therefore, the Board took no action on his application.

(11) **Rosado, Juan F.** – C-6 applicant seeking approval on the basis of equivalent experience and training. The Board instructed the applicant to reschedule his appearance before them because he lacked the proper number of copies of his application.

(12) **Smith, Timothy J.** – L-6 applicant seeking approval on the basis of equivalent experience and training. The applicant was not present at today's meeting as requested. Therefore, the Board took no action on his application.

(13) **Zielinski, Karol** – E-2 applicant seeking approval on the basis of equivalent experience and training. After speaking with the applicant, the Board determined that Mr. Zielinski finished his apprenticeship but his employer/sponsor, East Coast Electric, never sent the Department of Labor a letter informing them that the applicant has completed the program. As such, an official Labor Department was never issued to the applicant. The applicant's Apprenticeship card expired in 2012.

Mr. Zielinski called his employer, Mr. Radoslaw Srednicki (E-1 188113) while he was still at the meeting and Ms. Lamontagne informed him that he needed to send her a letter on his company's letterhead stating that Mr. Karol Zielinski has completed all of his requirements towards the E-2 apprenticeship. Once this letter is received by the Department of Labor, the applicant will be issued an eligibility letter.

The Board voted unanimously to have the Department send Mr. Srednicki, the applicant's employer, asking him to appear before them at their July 11, 2014 Regular Board Meeting relative to the circumstances surrounding Mr. Zielinski's application. (Vallieres/Gavin-Kuhn)

7A. First Review of Application(s) for Licensure Examination – Applicants Not Appearing before Board.

With Apprenticeship Completion Letters:

The Board voted, unanimously, to approve the applicants listed below (including additions), except as otherwise noted, to sit for their respective examinations on the basis of a Certified Apprenticeship Completion Letter from the Connecticut Department of Labor or other Board-Approved Agency. (Silva/Bish)

With Apprenticeship Completion Letters:

- (1) **Adamec, Joshua R.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (2) **Amendola, Luigi P.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship sponsored by Local Union #3 of the I.B.E.W. in conjunction with the New York City Chapter of N.E.C.A.
- (3) **Baker, Jonathan W.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (4) **Beaudry, Christopher J.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (5) **Benco, Robert J.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (6) **Collins, Brian M.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (7) **Couture, Rhett W.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (8) **Cyr, Zachary D.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (9) **Galiardi, Jack T.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (10) **Glover, Ramon K.** - L-6 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.

- (11) **Gonzalez, Edwin** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (12) **Grega, Stephen A.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (13) **Gworek, Ryan** - T-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (14) **Halka, Peter M.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (15) **Jacobellis, III, Ben R.** - L-6 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (16) **Jennings, Richard H.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (17) **Koutromanis, Greg D.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (18) **LaMothe, Richard N.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (19) **Machnik, Kevin R.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (20) **Martinez, Nestor** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (21) **McManus, Barry K.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (22) **Mourad, Albert I.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (23) **Phillips, Michael J.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (24) **Recio, Neal F.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.
- (25) **Rivera, Jr., Harry** - T-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.

(26) **Rock, Leroy K.** - E-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.

(27) **Volage, IV, William J.**- T-2 applicant seeking approval on the basis of Certified Apprenticeship Completion w/Letter.

On The Basis of Equivalent Experience and Training:

The Board voted, unanimously, to require the applicants listed below, except as otherwise noted, (including add-ons) to appear before the Board at their June 13, 2014, Regular Meeting for review of their applications to test for their respective license types. Mr. Kuzmich will mail back their original applications in addition to Board Meeting Date information and information regarding education and on-the-job training for Journeyman license types. (Bish/Soter)

(1) **Burgos, Luis B.** - E-2 applicant seeking approval on the basis of equivalent experience and training.

(2) **Bush, Joshua J.** - E-2 applicant seeking approval on the basis of equivalent experience and training.

(3) **Caceres, Bruce L.** - E-2 applicant seeking approval on the basis of equivalent experience and training.

(4) **Dekle, James E.** - L-1 applicant seeking approval on the basis of equivalent experience and training.

(5) **Hermann, Paul J.** - C-5 applicant seeking approval on the basis of equivalent experience and training.

(6) **Hertz, Douglas M.** - PV-1 applicant seeking approval on the basis of equivalent experience and training.

(7) **Lamarre, Jean H.** - E-2 applicant seeking approval on the basis of equivalent experience and training.

(8) **Lynch, Michael S.** - E-2 applicant seeking approval on the basis of equivalent experience and training.

(9) **McLaughlin, Timothy E.** - E-2 applicant seeking approval on the basis of equivalent experience and training.

- (10) **Mikhaylichenko, Denis** – E-2 applicant seeking approval on the basis of equivalent experience and training.
- (11) **Mills, Jordan S.** – PV-1 applicant seeking approval on the basis of equivalent experience and training.
- (12) **Olsen, James J.** – E-1 applicant seeking approval on the basis of equivalent experience and training.
- (13) **Payne, Jr., David B.** – E-1 applicant seeking approval on the basis of equivalent experience and training.
- (14) **Potyra, Stephen M.** – C-6 applicant seeking approval on the basis of equivalent experience and training. The Board voted to deny this application on the basis of a lack of registered on-the-job training hours and lack of related classroom instruction.
(Soter/Gavin-Kuhn)
- (15) **Pozo, Pablo E.** – C-6 applicant seeking approval on the basis of equivalent experience and training.
- (16) **Riiska, Eric M.** – E-2 applicant seeking approval on the basis of equivalent experience and training.
- (17) **Saadat, Shahriar** – C-5 applicant seeking approval on the basis of equivalent experience and training.
- (18) **Slingerland, Arion M.** – E-2 applicant seeking approval on the basis of equivalent experience and training.
- (19) **Streib, Eric S.** – PV-1 applicant seeking approval on the basis of equivalent experience and training.
- (20) **Vacchio, Alfonso** – E-1 applicant seeking approval on the basis of equivalent experience and training.
- (21) **Villaflores, Ruel T.** – E-2 applicant seeking approval on the basis of equivalent experience and training.
- (22) **Wahrsager, Aaron L.** – L-5 applicant seeking approval on the basis of equivalent experience and training.

(23) **Wantuck, Steven A.** – E-2 applicant seeking approval on the basis of equivalent experience and training.

(24) **Weber, Brian M.** – C-6 applicant seeking approval on the basis of equivalent experience and training. The Board voted to deny this application on the basis of a lack of registered on-the-job training hours and lack of related classroom instruction.
(Soter/Gavin-Kuhn)

Regarding the applications of Mr. Stephen M. Potyra and Mr. Brian M. Weber, the Board explained the background required for the license types they are applying for. Mr. Kuzmich gave the applicants copies of the Department of Labor Apprenticeship Program requirements. The applicants both work for Best Buy and detailed their job duties for the Board. Mr. Vallieres noted that this Board needs notarized statements from employers as to their dates and duties of employment. He also noted that their work experience is required to be registered time with the Department of Labor and that it is Best Buy's responsibility to ensure the company complies with the licensing laws.

The applicants stated that they were under several misconceptions regarding the structuring of their training and what is required by law. Best Buy permitted these unlicensed people to perform work illegally and, as such, the Board informed both candidates that, going forward, they must immediately stop performing any work that requires licensing. Mr. Vallieres explained to Mr. Ed Hennessey, the supervisor of the applicants, the details of what he needs to do in order to establish an apprenticeship program and procedures that must be followed in the field with their employees. He also confirmed that the work experience accrued by both these applicants does not count towards their licensing and in effect, they must start over in an apprenticeship program. They can however continue to install any plug and play type components that require no hard wiring or electrical connections other than just plugging the device in to an existing outlet.

Ms. Gavin-Kuhn also advised the Best Buy staff of recently passed legislation regarding the fining authority of the Department in association with unlicensed individuals which will now become quite substantial. She recommended that Best Buy's Legal Department be made aware of this and gave the Staff a copy of the law.

8. Applicant(s) for Licensure reappearing in-person;

None scheduled before the Board today.

9. Request for Renewal of License; none before the Board today.

10. Request for Reinstatement; none before the Board today.

11. Request for Reconsideration; none before the Board today.

12. Request to Suspend; none before the Board today.

13. Proposed Settlements and/or Stipulations Containing Consent Orders; none before the Board today.

Settlements Agreements:

Stipulation Agreements:

14. Notice of Continuance; none before the Board today.

15. Request to Dismiss or Request to Dismiss Without Prejudice; none before the Board today.

16. Request to Revise; none before the Board today.

17. Request to Reopen; none before the Board today.

18. Review of Examination Results; none before the Board today.

Electrical:

TV & Radio:

19. Review of Correspondence:

(A) Evaluation Forms For Continuing Education Course; for the Board's review and information. The Board reviewed this information and thanked the Department for the same.

20. Old Business:

1. The Board discussed a copy of closed Complaint Case Number 2013-587 which was requested by Mr. Bish at a previous meeting. Mr. Vallieres noted that the same individual appears again on the current complaint report given to the Board at today's meeting in association with Complaint Case Number 2013-626. Mr. Vallieres reviewed the details of this past this complaint which concerned an individual using another individual's electrical license and misrepresenting himself as an electrician. The most recent complaint again involves the same individual and very similar details. Although this individual is no longer licensed and therefore beyond the Board's jurisdiction, the Board believes that the Department should take it upon themselves to bring charges against this individual relating to misrepresentation due to the blatant and egregious

attempt by this individual to again commit the same crime. As such, the Board voted unanimously to recommend to the Department that they personally pursue charges against the respondent in association with any other appropriate State Agency such as the State's Attorney's Office. (Soter/Yusza) The Board also asked that the Department report back to the Board at their next meeting on the status of their request.

21. New Business:

1. Ms. Gavin-Kuhn advised the Board of newly passed Public Act 14-210. She noted that the Bill makes several changes to the Department of Consumer Protection's (DCP) Occupational Licensing Enforcement Laws. The Bill; (1) requires the Commissioner to annually report to the General Law Committee on the complaints DCP receives about people licensed, registered, or certified by certain DCP boards and commissions, (2) requires DCP Boards or Commissions, instead of their chairpersons, to approve dismissing certain complaints, (3) allows the Commissioner and the appropriate Examining Board to report violations to the state's attorney together, and (4) specifies that the Commissioner or the appropriate Examining Board may impose a civil penalty for each violation on people who perform unlicensed work or conduct similar violations. It also makes technical changes and becomes effective on October 1, 2014. She also noted other issues that did not pass the legislative process primarily concerning cease work orders versus stop work orders that became too much of a jurisdictional issue so the matter was not moved forward.

2. Mr. Yusza advised the Board of a potential complaint he came across brought to him by an associate concerning an individual working for a National Company soliciting work state wide who is not licensed and not a registered apprentice. Mr. Yusza noted that the company has reputation for hard sales and immediate installation to the consumer. Mr. Vallieres advised Mr. Yusza that the best approach, at this point, is to file a complaint with the Department of Consumer Protection. Mr. Yusza wanted this Board to be aware of this potential case before he filed the complaint. The Board thanked Mr. Yusza for his consideration.

22. Continuation of Formal Administrative Hearings; none before the Board today.

23. Matters Previously Heard Pending Decision; none before the Board today.

24. Final Decisions Pending Signature; none before the Board today.

25. Comments or Concerns of any Person Present Today:

No one scheduled before the Board today. In addition, there were no additional requests from anyone present at today's meeting.

26. Adjournment

The meeting adjourned at 11:03 AM. The next Regular Meeting of the Electrical Work Examining Board is scheduled for Friday, July 11, 2014 at 8:30 AM; State Office Building; Room 126; 165 Capitol Avenue, Hartford, Connecticut. (Vallieres/Gavin-Kuhn)

Respectfully Submitted,

Robert M. Kuzmich, R.A.
License and Applications Specialist