



State of Alabama
The Alabama Board of Electrical Contractors

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MINUTES
Board Meeting
September 8, 2014

The Alabama Board of Electrical Contractors met on Monday, September 8, 2014, at the Board's Office located at 2777 Zelda Road, Montgomery, Alabama, in order to conduct business. Those members in attendance were as follows: Mr. Charles (Chuck) Turner (Chair), Mr. Ronald Weaver (Vice Chair), Mr. Jay Stutts, Mr. Richard Meadows, Mr. Jeremy Vinson, Mr. Gary Reaves, Mr. Mark Lamborne and Mr. Mike Custred. Member absent was Mr. Bruce Taylor. Also in attendance were Mr. Randy Barrows (Administrator), Ms. Hendon Coody (General Counsel), Mr. Mike James (Investigator) and Ms. Renee' Reames (Executive Secretary to Mr. Warren, Executive Director). A quorum was present to conduct business.

The meeting was called to order at 10:00 a.m. by Mr. Turner. The regularly scheduled meeting was advertised on the Board's web site, www.aecb.alabama.gov, and the Secretary of State's website, www.sos.state.al.us, in accordance with requirements of the Alabama Open Meetings Act.

Mr. Steven Cantrell, Notary Public, administered the oath of office to Mr. Mike Custred, who represents the Sixth Congressional District.

The minutes from the July 14, 2014 regular meeting were presented for approval. A copy of the minutes was provided to the Board prior to the meeting. Mr. Weaver made a motion to approve the July minutes as submitted. The motion was seconded by Mr. Lamborne and unanimously approved by the Board.

Mr. Barrows presented the Executive Director's Report, to include financial information. A detailed report of expenditures and revenue since the beginning of the 2014 fiscal year was also provided to the Board. Mr. Barrows reported on the number of active and inactive licensees, along with the number of complaints received and resolved (report filed for viewing in the Board's official Book of Minutes). Mr. Weaver made a motion to accept the Executive Director's report as presented. The motion was seconded by Mr. Stutts and unanimously approved by the Board.

Ms. Coody presented the General Counsel Report. She reported that complaints had risen 60% and she commented on typical complaints where the nature of the complaints do not fall within the Board's jurisdiction.

Ms. Coody reported that the Final Order issued to Respondent, Bob Harris, was voided due to vagueness, which could not be enforced. She reported that the Order had been suspended and she presented a Substitute Final Order for the Board's review and approval. She recommended that Mr. Harris' license not be suspended pending payment of the fine and that the requirement for Ethics continuing education be removed due to this course work not being available. Mr. Lamborne made a motion to approve the Substitute Final Order that the Board levy a fine of \$5000 payable in installments of at least \$500 each month for a period of 10 months beginning September 15, 2014, and the Board retains jurisdiction to further discipline his license should any violations of the law of electrical contracting occur. The motion was seconded by Mr. Meadows and unanimously approved by the Board.

Mr. Lamborne made a motion to rescind the Final Order to Bob Harris dated August 7, 2014 and accept the Substitute Final Order dated September 8, 2014. The motion was seconded by Mr. Stutts and unanimously approved by the Board.

Mr. Barrows reported that the other Respondent in the case related to Mr. Bob Harris, Mr. Frederick Acklin, was scheduled to take the exam for licensing.

Ms. Coody reported that the Respondent in case 2014.026 had received a cease and desist letter about providing electrical contracting services without a license, and a second complaint had been received after the letter had been issued. She reported that an arrest warrant had been issued for this Respondent and commented on the serious nature of the complaints. She suggested that an Administrative Hearing be held concerning these complaints. Mr. Weaver made a motion to conduct an Administrative Hearing on October 16, 2014, concerning this matter. The motion was seconded by Mr. Stutts and unanimously approved.

Ms. Coody reported that the proposed Rule change, 303-X-2-.08(f), License Exemptions, was not allowed, as it was determined that the Rule change was more restrictive than the statute. The Board discussed and requested that Ms. Coody provide further information about whether the classification of primary residence would avoid the statute limitation, along with eliminating reference to master electrician in the statute.

The Board members discussed a recent problem at a PROV examination site and Mr. Barrows reported that the Board members would receive an updated report about its resolution.

Mr. Turner reported that the Administrative Services contract with Warren and Co. Inc. was due for renewal. Mr. Lamborne made a motion to defer the matter of the Administrative Services contract until the next meeting scheduled October 16, 2014. The motion was seconded by Mr. Weaver and unanimously approved by the Board.

Mr. Lamborne made a motion to defer the matter of the Examination Services contract with PROV until the next meeting scheduled October 16, 2014. The motion was seconded by Mr. Weaver and unanimously approved by the Board.

Mr. Barrows presented Continuing Education Provider applications for approval, along with one petition by a licensee for CE hours related to the licensee's Florida license. Mr. Lamborne made

a motion to approve the CE Providers as presented. The motion was seconded by Mr. Meadows and unanimously approved by the Board. Mr. Weaver made a motion to approve the one-time request for 14 CE hours acquired through a Florida approved CE Provider. The motion was seconded by Mr. Vinson and unanimously approved by the Board.

Mr. Lamborne made a motion to approve the Reciprocity applications as presented (a list available for viewing in the Board's official Book of Minutes). The motion was seconded by Mr. Meadows and unanimously approved by the Board.

Mr. Stutts made a motion to approve the Electrical Contractor applications for examination and the Journeyman Electrician applications for examination as presented (a list available for viewing in the Board's official Book of Minutes). The motion was seconded by Mr. Vinson and unanimously approved by the Board.

The Board discussed the feasibility of administrative review and approval of the Journeyman applications to reduce the time involved in the application/approval process. Ms. Coody stated that she would review and submit a memorandum to the Board regarding her findings on this matter.

Mr. Barrows commented on problems with incomplete applications in reporting work experience on the business entity job list and suggested that the application be modify, in accordance with the statute, to an affidavit format confirmed by the company and applicant. The Board agreed to consider some affidavit formats to report work experience.

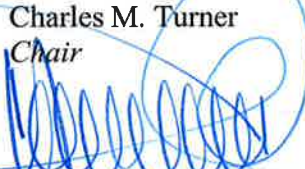
The next regularly scheduled meeting of the Board is November 3, 2014 at 10:00 a.m. and a special meeting on October 16, 2014 at 10:00 a.m.

There was no new business of the Board and Mr. Lamborne made the motion to adjourn the meeting at 12:00 Noon. The motion was seconded by Mr. Weaver and unanimously approved by the Board.

Respectfully submitted,



Charles M. Turner
Chair



Keith E. Warren
Executive Director

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