



State of Alabama

The Alabama Board of Electrical Contractors

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MINUTES

Board Meeting

Monday, February 7, 2011

The Alabama Board of Electrical Contractors met on Monday, February 7, 2011, at the Board Office in Montgomery, Alabama in order to conduct business. Those in attendance were as follows: Mr. Albert Hensley, Chair, Mr. Carmon Colvin, Vice Chair, Mr. Charles (Chuck) Turner, Member, Mr. Ronald Weaver, Member, Mr. Donald R. (Donny) Cook, Member, Mr. Robert Lamborne, Member, Mr. Terry Wallace, Member, Mr. Carl Goss, Member, and Mr. Mack Butler, Member. Also in attendance were Mr. Keith E. Warren (Executive Director), Mrs. Hendon Coody (General Counsel), Mr. Randy Barrows (Executive Assistant) and Ms. Renee' Reames (Executive Assistant to Mr. Warren). A quorum was present to conduct business.

The meeting was called to order at 10:01 a.m. The 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.

The minutes of the November 1, 2010, Board meeting were provided to the Members for their review. Mr. Turner made a motion to dispense with the reading of the minutes and to accept them as submitted. The motion was seconded by Mr. Wallace and unanimously approved by the Board.

Mr. Warren presented the Executive Director Report for the period beginning October 1, 2010 through January 19, 2011. The Board was provided summary information on revenue and expenses, along with a detail list of vouchers and receipts (see attached). Mr. Warren reported on the number of licensees and inactive licenses during this period (see attached). Mr. Weaver made the motion to accept the Executive Director's Report. Mr. Colvin seconded the motion and unanimously approved by the Board.

Mr. Warren also presented the Examination Report provided by PROV for the period of October through December 2010 (list attached). Mr. Turner made a motion to accept the Report as presented. Mr. Weaver seconded the motion and unanimously approved by the Board.

Mr. Warren reported that he had received replies from applicants concerning their application. Ms. Coody presented the information for the Board to determine if they wish to interview, approve or deny their applications. After review and discussion regarding the applications, Mr. Weaver made the motion that Mr. Holland be notified of the Board's interest to interview him to obtain more information. Mr. Turner seconded the motion and unanimously approved by the Board.

Mr. Warren presented for the Board's consideration the contract with Ms. Hendon Coody for legal counsel services at an hourly rate of \$125 totaling \$50,875 annually. Mr. Turner made the motion to approve the contract with Ms. Hendon Coody. Mr. Cook seconded the motion and unanimously approved by the Board.

Mr. Warren inquired about the Board members' interest in attending the upcoming NASCLA Mid-year Meeting to be held March 16-19, 2011 in Seattle, WA. He requested authorization for Executive Director and Legal Counsel to attend the meeting. Mr. Weaver made a motion that members of the Board, the Executive Director and Board's Legal Counsel be authorized to attend the NASCLA meeting in March. The motion was seconded by Mr. Colvin and unanimously approved by the Board.

Mr. Warren presented changes to the proposed Rules and Regulations in Section 303-X-2-.08 (j) and Section 303-X-1-.03 (see attached). Mr. Cook made the motion that the changes be approved as submitted. The motion was seconded by Mr. Lamborne and unanimously approved by the Board.

The Board discussed identifying the geographic areas that a Provisional licensee could work. Mr. Warren indicated that the database on the website would indicate the areas that an individual was licensed to work.

Mr. Cook made a motion that the Rules and Regulations advertised in the *Alabama Administrative Monthly*, November 30, 2010 edition, be approved with minor changes. The motion was seconded by Mr. Colvin and unanimously approved by the Board. The Board expressed their appreciation to Ms. Coody for the work provided on the Rules.

Mr. Warren reviewed a letter from the Homebuilder's Association of Alabama (HBAA) requesting that the Board consider the International Code Council (ICC) tests as meeting the requirements for the local examination waiver. Mr. Warren reported that various cities are requesting that the Board consider their test as having met these requirements. The Board recognized Mr. Jason Reed with AHA who commented on regulating Provisional licensees.

The Board recessed for lunch at 11:52 a.m. and reconvened at 12:41 p.m. to conduct business.

The Board continued discussions regarding ICC examinations for electrical contractors and concurred with Ms. Coody, who referred to sections of the Law indicating acceptance of tests administered by ICC.

The Board agreed to strike in Section 34-36-16(c) of the statute, in the matter of Provisional Licensing, reference to "licensee has taken the examination offered by the Board within the last 12 months," and not require the individual to take a test except when applying for a statewide license.

Mr. Warren submitted an application from an individual requesting affiliation with two (2) companies that he owned. Mr. Warren indicated that the applicant was already licensed with one company and a second affiliation would require a separate license. The Board agreed to issue a second license pending the applicant submitting verification from the AL Secretary of State's office as proof of ownership of both companies.

Mr. Turner made a motion to approve the Electrical Contractor Reciprocal Applications as presented (list attached). The motion was seconded by Mr. Cook and unanimously approved by the Board.

Ms. Coody reviewed with the Board those applicants with criminal backgrounds and the Board agreed to request additional information from the applicants before further consideration could be given to their applications. The Board agreed to establish the following criteria in considering an applicant with a criminal history, which would warrant additional information before taking action on their application: theft, drug violations, sexual criminal violations and violent crimes.

Following the review of Journeyman Electrician applications for examination, along with the Electrical Contractors applications for examination, Mr. Colvin made a motion to approve Electrical Contractor and Journeyman Electrician applications for examination as presented (list attached). The motion was seconded by Mr. Lamborne and unanimously approved by the Board.

Due to a conflict in schedule, Mr. Butler left the meeting at 2:05 p.m.

The Board reviewed the applications submitted under the local examination waiver. Mr. Weaver made the motion that the applications for licensure by local examination waiver be approved (list attached). Mr. Turner seconded the motion and was unanimously approved by the Board.

The next regularly scheduled Board meeting is April 4, 2011 at 10:00 a.m.

There being no further business, Mr. Colvin made a motion to adjourn the meeting at 3:05 p.m. The motion was seconded by Mr. Wallace and unanimously approved by the Board.

Respectfully submitted,

Albert Hensley
Chair

Keith E. Warren
Executive Director