



State of Alabama

## **The Alabama Board of Electrical Contractors**

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### **MINUTES Board Meeting May 9, 2022 - Amended**

The Alabama Board of Electrical Contractors met on Monday, May 9, 2022, at the Board's office located at 2777 Zelda Road in Montgomery, Alabama. Board members in attendance were Mr. Jeremy Atchley (Board Vice Chair), Mr. Robert Lamborne (member), Mr. Theodore Blunt (member), Mr. Shon Rogers (member) and Mr. Johnny Grimes (member). Board members absent were Mr. Fred Moore (Board Chair), Mr. Terry Wallace and Mr. Mac McCreless. A vacancy existed on the Board due to a resignation. Also present at the meeting were Mr. Keith Warren (Executive Director), Mr. Randy Barrows (Board Administrator), Mr. Mike James (Investigator) and Ms. Renee' Reames (recording secretary).

#### **CALL TO ORDER**

The meeting was called to order at 10:00 a.m. by Mr. Atchley, Board Vice Chair, and following roll call of the members by Mr. Warren, Mr. Moore reported that a quorum was present to conduct business. The meeting was advertised on the Board's website, [www.aecb.alabama.gov](http://www.aecb.alabama.gov), and the Secretary of State's website, [www.sos.alabama.gov](http://www.sos.alabama.gov), in accordance with requirements of the Alabama Open Meetings Act.

#### **APPROVAL OF MINUTES**

Vice Chairman Atchley presented for the Board's approval a copy of the minutes from the March 14, 2022, Board meeting. The Board members were provided a copy of the minutes prior to the meeting for their review. Mr. Lamborne made a motion to approve the March minutes as presented. The motion was seconded by Mr. Rogers and unanimously approved by the Board.

#### **EXECUTIVE DIRECTOR REPORT**

Mr. Warren presented the Executive Director's Report that included a financial summary for the period ending April 30, 2022. The report included line-item expenditures for the same reporting period. Mr. Warren reported on the number of current licensees to include 4 years comparative licensee data from FY 2018 through FY 2021. Mr. Warren reported on the number of complaints received during FY 2021 and in FY 2022 (reports filed in the Board's official Book of Minutes). He also distributed a copy of the Attorney General's Opinion regarding Competitive Bid Law, in response to the Board's request. He reported that the Competitive Bid process would begin effective October 1, 2022.

Mr. Warren also presented the Administrator's Report on the activities accomplished by the staff since the last Board meeting that was held in March (report filed in Board's official Book of Minutes).

Mr. Grimes made a motion to accept the financial report as presented. The motion was seconded by Mr. Lamborne and unanimously approved by the Board.

#### LEGAL COUNSEL REPORT

Mrs. Coody was unable to attend the meeting due to an illness in the family and Mr. Mike James presented the Legal Counsel report:

Case 2022-23 and 2022-26: Complaint regarding pool company contracting for electrical work. Pool company had legal proceedings filed by the Attorney General's office in another case for deceptive business practices. Mr. Grimes made the motion to close the Board's complaint case by referring the complaint matter to the Attorney General's office as deceptive trade. The motion was seconded by Mr. Lamborne and unanimously approved by the Board.

Case 2022-020: Mr. Warren reported that the Respondent in the case had paid the \$10,000 fine associated with complaint involving an unlicensed subcontractor and improper work performed.

#### CREDENTIALS COMMITTEE REPORT

Mr. Warren reported that there was no report at this time from the Credentials Committee.

The Board discussed the current electrical contractor licensing requirements and interest in changing the requirements to requiring a journeyman's license as a prerequisite. Also discussed was a validation process for a journeyman's supervisory experience and/or lead role experience to become eligible to take the electrical contractors' exam. The Board asked the Credentials Committee to consider a transition clause for candidates, when recommending changes to the Board's statute for the Board's consideration.

#### CE COMMITTEE REPORT

Mr. Warren reported that there was no report from the CE Committee at this time.

#### LEGISLATIVE UPDATE

Mr. Warren reported that there had been some opposition to the proposed changes to the Board's statute during the 2022 Legislative Session. The Board discussed proposed exemptions to licensing and the difficulty in allow an unlicensed individual to performed work for an exempt special interest group and then the same individual was in violation of performing work for the public since he/she was unlicensed, noting it was difficult to draw a line of prosecution for unlicensed electrical work, when it is the same individual doing the work and the electrical work in either setting affecting public safety.

#### APPROVED RESPONSE TO RFP FOR EXAMINATION SERVICES

Mr. Warren reported that the Request for Proposals for examination services was concluded. He reported that PROV was completing the transition to the NASCLA exam, as the Board's only national exam, and that the Business Law examination would be a separate exam for Board applicants.

#### APPROVAL OF FINAL RULE

Mr. Warren reported that proposed Rule 303-X-2-.11 Application for Spouses of Active Duty Military Personnel had been published and no public comments had been received. Mr. Rogers

made the motion that the proposed Rule 303-X-2-.11 be adopted as a final rule. The motion was seconded by Mr. Blunt and unanimously approved by the Board.

#### APPLICATIONS

Mr. Grimes made a motion to approve the Electrical Contractor Applications by Reciprocity as recommended by Mr. Barrows (a list available for viewing in the Board's official Book of Minutes). The motion was seconded by Mr. Rogers and unanimously approved by the Board.

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

Mr. Grimes made the motion to approve the CE Provider application from National Technology Transfer Inc (NTT) as reviewed. The motion was seconded by Mr. Lamborne and unanimously approved by the Board.

Mr. Lamborne made the motion to approve the CE course and hours provided through CE Solutions as petitioned by licensee (RDB) and presented by Mr. Barrows. The motion was seconded by Mr. Grimes and unanimously approved by the Board.

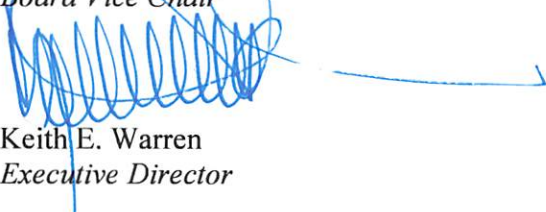
Mr. Grimes made the motion to approve the Electrical Contractor applications for examination as reviewed by the members (a list available for viewing in the Board's official Book of Minutes). The motion was seconded by Mr. Blunt and unanimously approved by the Board.

Vice Chairman Atchley reminded the members that the next regularly scheduled meeting of the Board was July 11, 2022 at 10:00 a.m. at the Board's office.

The Board had no further business to discuss and Mr. Lamborne made a motion to adjourn the meeting. The motion was seconded by Mr. Rogers, and having no objections from the members, Vice Chairman Atchley adjourned the meeting at 11:19 a.m.

Respectfully submitted,

  
Jeremy Atchley  
*Board Vice Chair*

  
Keith E. Warren  
*Executive Director*

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