



State of Alabama
The Alabama Board of Electrical Contractors

2777 Zelda Road
Montgomery, AL 36106
(334) 240-7232
Fax (334) 263-6115
www.aecb.alabama.gov

MINUTES
Board Meeting
July 13, 2015

The Alabama Board of Electrical Contractors met on Monday, July 13, 2015 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. Jay Stutts (Chair), Mr. Mark Lamborne (Vice Chair), Mr. Bruce Taylor, Mr. Gary Reaves, Mr. Richard Meadows, Mr. Mike Custred and Mr. Jeremy Vinson. Members not in attendance were Mr. Ronald Weaver and Mr. Chuck Turner. Also in attendance were Mr. Keith Warren (Executive Director), Ms. Hendon Coody (General Counsel), Mr. Randy Barrows (Administrator), Mr. Mike James (Investigator) and Ms. Renee' Reames (Executive Secretary to Mr. Warren, Executive Director).

The meeting was called to order at 10:00 a.m. by Mr. Stutts, Board Chair, and a quorum was present to conduct business. 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.

The minutes from the May 29, 2015 rescheduled meeting were presented for approval. The Board members were provided a copy of the minutes prior to the meeting for their review. Mr. Meadows made a motion to approve the May minutes as presented. The motion was seconded by Mr. Taylor and unanimously approved by the Board.

Mr. Warren presented the Executive Director's Report, to include a detailed report of expenditures and revenue as of June 30, 2015. Mr. Warren reported on the number of active and inactive licensees, along with the number of complaints received to-date during FY 2015 (report filed for viewing in the Board's official Book of Minutes). Mr. Lamborne made a motion to accept the financial report as presented. The motion was seconded by Mr. Reaves and unanimously approved by the Board.

Ms. Coody presented the General Counsel Report. She reported on case 2015.021 and indicated that one respondent would receive a warning letter and another respondent may be notified of an administrative hearing. Mr. Lamborne reported that he served on the complaint committee regarding case 2015.021.

Ms. Coody also reported that the Respondent in case 2104.026 was scheduled for a criminal trial, which was separate from the Board's complaint case.

Ms. Coody reported that an administrative hearing was scheduled concerning case 2015.01 and asked permission to negotiate a settlement in lieu of a hearing. It was the consensus of the Board to authorize Ms. Coody to negotiate a settlement and if necessary to rescind the notice of administrative hearing.

Mr. Warren recommended that the Board proceed and issue a cease and desist letter in cases where electrical services were being advertised and services performed by an unlicensed individual, without a consumer complaint in these cases. The Board discussed that the advertisement spoke for itself and required no additional facts or an investigation to prove a violation of the law or the rules. Mr. Meadows made a motion to proceed in issuing a cease and desist letter in cases of advertised services by unlicensed individual, without requiring a consumer complaint to be filed. The motion was seconded by Mr. Custred and unanimously approved by the Board.

Mr. Lamborne reported that the specification for the Administrative Services ITB had been reviewed and recommended modifications to include statements concerning an administrative succession plan in case of an emergency, segregation of Board funds, along with possessing a safe to secure documents from damages. Mr. Meadows made a motion to approve the ITB specification as discussed. The motion was seconded by Mr. Vinson and unanimously approved by the Board.

Mr. Warren recommended that the Examination Contract with Prov be renewed. He reminded that Board that past issues concerning exam sites, etc. had been resolved. The Board discussed the recent quarter's exam passing rate of 38% for electrical contractors and 73% exam passing rate for journeyman electricians. Mr. Lamborne made the motion to approve the annual renewal of the examination contract with Prov, and to invite Prov's Executive Director to the November 2nd Board meeting. The motion was seconded by Mr. Reaves and unanimously approved by the Board.

Mr. Warren reported that he would be speaking at the National Electrical Reciprocal Alliance (NERA) conference. He recommended the Board become a member of NERA, which may provide an opportunity to develop a reciprocal agreement with Texas. Mr. Lamborne made a motion to join NERA and proceed with reciprocity with Texas. The motion was seconded by Mr. Custred and unanimously approved by the Board.

Mr. Warren asked the Board to consider an age limit to exempt individuals from obtaining continuing education hours. Following discussion by the Board members, it was the consensus of the Board to deny an age limit exception for electrical contractors in meeting the continuing education requirements.

Ms. Coody requested that the Board not approve any positive action, which would include approval of applications, license renewals or certificates, etc., that would affect an individual who had an outstanding disciplinary fine or other unfilled requirements and terms required by the Board. Mr. Lamborne made the motion that the Board not take any positive action concerning an individual who had an outstanding judgement issued by the Board. The motion was seconded by Mr. Vinson and unanimously approved by the Board.

Mr. Warren requested that he and Mr. Meadows be authorized to attend NASCLA annual meeting in San Diego. Mr. Lamborne made a motion to approve Mr. Warren and Mr. Meadows

to attend the NASCLA meeting. The motion was approved by Mr. Custred and unanimously approved by the Board.

Mr. Warren presented three Continuing Education Provider applications for the Board's approval. Mr. Lamborne made the motion to approve Michigan Online Classroom application as presented. The motion was seconded by Mr. Vinson and unanimously approved by the Board.

Mr. Lamborne reported that he was unable to access the online program offered by AnytimeCE.com. Following a further review of the application, Mr. Lamborne made the motion to approve AnytimeCE.com application. The motion was seconded by Mr. Vinson and unanimously approved by the Board.

Mr. Lamborne made a motion to deny Montgomery Electrical Construction Association application due to an incomplete CE Provider application. The motion was seconded by Mr. Vinson and unanimously approved by the Board.

Mr. Lamborne made the 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. Taylor and unanimously approved by the Board.

Mr. Lamborne made a motion to approve the Journeyman applications for examination as presented. The motion was seconded by Mr. Custred and unanimously approved by the Board.

The Board reviewed the applications for Electrical Contractors. Mr. Lamborne made a motion to approve the Electrical Contractor 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.

Mr. Warren reported that a rule concerning Provisional licensees was being developed for Board's approval.

The next regularly scheduled meeting of the Board is scheduled September 14, 2015 at 10:00 a.m.

There was no further business of the Board and Mr. Turner made a motion to adjourn the Board meeting at 11:31 a.m. The motion was seconded by Mr. Stutts and unanimously approved by the Board.

Respectfully submitted,

Jesse P. Stutts, III
Chair

Keith E. Warren
Executive Director

