



## ELECTRICAL BOARD

BOARD MEMBERS:

JIM HOLDER-CHAIRMAN  
ROBERT M. FORISTER II – SECRETARY  
STEVE GLENN- MEMBER  
DAVID H. LEINEN – MEMBER  
MOUSA FINO – MEMBER

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## ELECTRICAL BOARD MEETING MINUTES

- Call to Order: The meeting of the Wyoming State Electrical Board (the "Board") was called to order by Chairman, James Holder, at 8:35 a.m. on Tuesday, August 11<sup>th</sup>, 2009 by via video conference.
- Roll Call/Members Present: Roll call was taken by Stephanie Wagoner. James Holder – Chair; Rob Forister – Secretary, Dave Leinen – member; Mousa Fino - member were present; Steve Glenn – member was absent.
- Approval of Minutes: **Rob Forister moved that the minutes of the April 17, 2009 meeting be approved. Dave Leinen seconded the motion. Motion carried.** Reading of the minutes was dispensed with.
- The Department of Fire Prevention & Electrical Safety Staff: Lanny Applegate – State Fire Marshal; Mike Carlson – Assistant State Fire Marshal; Kevin Booker – Chief Electrical Inspector; Stephanie Wagoner, Minute Taker were present.
- Others Present: Others present at the meeting were David Lettkeman – Dish Network; George Wright representing Al Cassidy; Dave Picard – Dish Network; Harvey Humphrey – IBEW 415; Rocky Anderson.
- Public Comments: Jim Holder asked if there were any public comments to be added to the agenda. Lanny asked if the draft statue changes could be moved to the end of the agenda since Mic will not be here until later in the meeting. Jim Holder agreed with the suggestion to move this item until later in the meeting.

Approve Agenda: **Rob Forister made a motion to approve the agenda. Mousa Fino seconded the Motion. Motion carried.**

Correspondence: 1. None.

New Business: 1. David Lettkeman – Dish Network –Self Certification. Dave stated that he is representing the Satellite Broadcasting Association. Dave stated he gave Kevin an exam to review and presentation material.

Jim Holder asked the Board if they have any questions. Rob Forister stated that if we allow this we would have to go through a statute change.

Kevin stated that we have done self certification for phone companies and that is approved by the Board. Kevin stated that the Board recently approved telephone self certification which is similar to this. Kevin stated that we are pleased with the material that was submitted to the Department.

Bill Russell stated that it seems the chief electrical inspector is responsible for licensing as long as this program is monitored by the Board.

Mousa stated he reviewed the questions and he doesn't have any problem with them.

Rob asked who does this all include? Dave Lettkeman stated this includes independent TV and contractors. Rob asked if they more than one test? Dave responded we have one test with 60 questions scrambled. Rob asked if the test was on-line. Dave stated no. Rob asked if there were hands-on training before the test. Dave replied no. Rob asked how do you monitor the work? Dave stated that we have over 30 quality control people and they monitor the work.

Jim Holder asked if there were any further questions.

Mousa stated he seen the test and it does have grounding on it. Mousa thought that was very important.

Rob asked if while taking the test, do you allow them to look at the NEC? Dave Lettkeman stated that it is a closed book exam.

Jim Holder asked how much experience needed to set for the test? Dave Lettkeman stated that his is a five to six week long program. Dave stated that he doesn't seem the need for a long apprentice program.

New Business Cont'd:

Jim Holder asked who the training was certified through? Dave stated Dish Network.

Kevin stated the Department recommended this program, and we can still regulate it. Kevin stated that they still have to have a license.

Rob stated that he is uncomfortable with self certification without attaching to one of the satellite companies. Kevin stated that the phone companies self certification was just for the employees. Rob stated all his questions have been answered and this program sounds good to him.

Jim Holder asked for any further input.

**Rob Forister made a motion to approve self certification from the Satellite Broadcasting and Communications (SCBA) for Direct TV and Dish Network employees to be approved for self certification program for licensing. Dave Leinen seconded the motion. Motion Carried.**

Jim asked if there was any discussion on this motion.

Dave Lettkeman asked if sub-contractors could be an employee of them for either company. Rob stated how the motion was made they would not be eligible.

Dave Lettkeman stated that we need to stand behind what our retailers are doing. Jim Holder asked if the Department could obtain a list of sub contractors. Kevin stated that we have that anyway. Kevin stated that we would put who actual employee is going through, we can still monitor who sub-contractors are.

Unfinished Business:

1. Draft Statute Changes. Mic presented the draft statute changes to the Joint Interim Corporations Committee last May. Mic stated the changes that were sent to you prior to the meeting for your review is what the committee got from our suggestions. Mic stated these proposed draft statute changes were developed with consultation from the Board and Council. Mic stated that some rule making is given to the Department. Mic stated that electrocution was added from Representative Illoway. Mic stated that the electrocution information that was added goes back to the electrocution that happened in Laramie County about six years ago. Mic stated this will give the Department the power to investigate electrocutions.

Unfinished Business Contd: Mic stated this is the same power that the Department has to investigate arsons. Mic stated that in the proposed statute changes there was some general housekeeping. Mic thanked everyone for their involvement and for the good input on these proposed statute changes.

Lanny stated that we will go over these changes again at the August 27<sup>th</sup> meeting. Mic stated that these proposed statute changes should be on the Legislative Service Office website.

Dave Picard – Government Relations for Dish Network. Dave stated he has questions on 35-9-123. Dave asked with the exemption of cable TV, he wanted to know why it got dropped. Mic stated he didn't know why LSO dropped cable TV out. Mic stated this would be for discussion in Saratoga on the 27<sup>th</sup>. Lanny stated the draft is what the staff attorney forwarded on to us. Dave Picard stated he has the document prepared for the Board. Mic stated he thought the exemption should have been removed. Mic stated he is not certain that this needs to be discussed at the meeting on the 27<sup>th</sup>. Dave Picard stated that he supports this draft, and he was in agreement with the proposals.

Jim Holder asked if there was any other discussion from the Board. No further discussion.

The Board recessed at 10:00 a.m. for a 10 minute break and reconvened at 10:10 a.m.

Open Discussion: Rocky Anderson discussed the apprentice licenses in the Board Rules. Rocky asked should only be a master or record to register. Kevin stated we don't want that. Kevin stated we have a number of exempt companies. Jim Holder stated we should look into it a little more. Kevin stated that we could add to that. Jim Holder stated that we will do Board rules after the statutes go through.

Rob Forister had a question for Rocky Anderson. Rob asked why is passing rate for his company JATC so low. Rocky responded we have had less success then usual, and we have not tested what the chart shows. Kevin stated it does reflect out-of-state as well. Dave Leinen stated we should get a better pass rate, and that it is very disappointing.

Cease & Desist/Warning  
Notices:

The Board went over the warning notices.

Test Results/Applications  
For Test(s):

The Board went over the test results.

Announcements: None.

Agency Updates: Lanny stated the State of Wyoming finished the reclassification for all state employees. Lanny stated the pay scale will not be complete yet and they are still working on the at-will employees.

Lanny stated that he has gotten approval from the Governor to hire the electrical inspector position.

Lanny stated that we are finalizing the Strategic Plan for 2011-2012; and that we are doing these in calendar year not fiscal year.

Lanny stated that the budgets are due to the Governor's Office by the end of the month.

The Corporations Committee will meet August 27<sup>th</sup> in Saratoga. Lanny stated that Steve Glenn and Mark Young will attend this meeting.

Mike Carlson went over his report for the Fire Prevention Division with the Board. Mike wanted to state how well the fire inspectors and the electrical inspectors work together.

Lanny wanted to recognize John White for his efforts in Kevin's absence and also for all the help that was received from the Electrical Board. The assistance from everyone was greatly appreciated.

Kevin Booker went over his report for the Electrical Division. Kevin stated that we will be putting the new electrical inspector in the Riverton Office; and he will be working on permits, assisting the other electrical inspectors as needed.

Lanny stated the Electrical Board received the Training Division Report prior to the Board meeting.

Next Scheduled Meeting: Lanny asked the Board members their thoughts on how the video conferencing worked for this meeting. Jim stated for regular meetings he believed they worked fine, with appeals it might be better for the meeting to be in person. Rob didn't mind the video conferencing, he does like it better when all the Board members are all together. Mousa agreed with Rob. Dave stated the video conferencing worked out well for him. Lanny stated the tentative dates for the next scheduled meetings for the Board and Council meetings will be:

Council Meeting – December 3; Board Meeting – December 4.

Next Scheduled Meeting  
Cont'd:

Lanny stated that the Department will get back with the Board members with firm dates and let them know if it will be by video conference or not.

Appeal to the Electrical Board  
Climate Control –George Wright:

1. Climate Control – George Wright. Jim Holder asked is George Wright present. George replied yes. George stated he is here to represent Albert Cassidy from Climate Control.

Jim Holder asked Bill Russell from the Attorney General's Office can we proceed with this appeal since Albert Cassidy is not present, and do this appeal with his representative. Jim asked if we proceed with this appeal and the Board rules on it, could Mr. Cassidy challenge or appeal this if we continue. Bill Russell stated it would be best to follow the Board rules and have the person appealing be present before the Board. Jim Holder stated he would rather stick to the Board Rules. Rob Forister agreed with Jim, to give Mr. Cassidy the opportunity to represent himself on his appeal at the next meeting. Dave and Mousa also agreed with Jim. **Rob Foister made a motion to continue this appeal at the next Electrical Board Meeting in December 2009. Dave Leinen seconded the motion. Motion carried.**

Adjournment:

**Dave Leinen moved the meeting be adjourned. The motion was seconded by Rob Forister, voted on and carried. The meeting was adjourned at 10:50 a.m.**

APPROVED AS WRITTEN:

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James Holder, Chairman

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Robert Forister, Secretary