

## **ELECTRICAL BOARD MEETING MINUTES**

Call to Order: The meeting of the Wyoming State Electrical Board (the "Board") was called to order by Chairman, Daryl Orbeck, at 8:30 a.m. on Friday, August 3, 2007 at the Herschler Building – Room 1699, 1 West, 122 W. 25<sup>th</sup> Street, in Cheyenne, Wyoming.

Roll Call/Members  
Present:

Roll call was taken by Stephanie Wagoner. Daryl Orbeck – Chair - present; James Holder Jr. – Secretary - present, Steve Glenn - member - present; Rob Forister – member – present, Dave Leinen – member - absent.

Approval of Minutes:

**Jim Holder moved that the minutes of the April 20, 2007 meeting be approved. Steve Glenn seconded the motion. Motion carried.** Reading of the minutes was dispensed with.

Present employees of  
The Department of Fire  
Prevention &  
Electrical Safety:

Lanny Applegate – State Fire Marshal; Mike Carlson – Assistant State Fire Marshal; Kevin Booker – Chief Electrical Inspector; Darrell Bay – Electrical Inspector; Rick Michon – Electrical Inspector; Stephanie Wagoner, Minute Taker were present.

Others Present:

Others present at the meeting were Lloyd Osborn – Cheyenne IA EI; Steve Snook – Wheatland; Harvey Humphrey – IBEW; Russell Payne – Laramie; Patrick Carlson – NECA – Casper; Mike Forister – Citizen of Wyoming; Richard Vosler – Citizen of Wyoming.

Public Comments:

1. Mike Forister asked for lifetime electrical licensing be added to the agenda for discussion. Daryl stated that we will add this on to the agenda under New Business.

Approve Agenda: 1. **Jim Holder made a motion to approve the agenda. Rob Forister seconded the Motion. Motion Carried.**

Appeals to the Board: 1. None.

Correspondence: 1. Rocky Mountain Power – Kevin: Daryl read a letter from Rocky Mountain Power. Lanny stated that we don't have jurisdiction prior to the meter. Daryl said the problem is after the meter.

2. Earland Thompson Apprenticeship Program: Earland Thompson did not show up at the meeting. Kevin did tell Mr. Thompson that this had to go before the Board.

Unfinished Business: 1. Status of Electrical Board Rules: Lanny stated that Ryan from the Attorney General's Office made some comments/suggestions to the Board Rules. Lanny went over Ryan's comments.

Chapter 1, Section 5, page 1-1; Ryan asked if suggested language should stay in. **Board motioned to delete inserted language.**

Chapter 2, Section 1 (b), page 2-1; Ryan asked if language should be taken out. Daryl read 35-9-127. Mic stated the Board does have the authority to approve the programs. **Board motioned to leave language in.**

Page 3-1; Ryan asked if we should use "person" instead of "licensee". Ryan stated that the statutes refers to person as well. **Board motioned to change wording to "person".**

Page 5-7, Section 6; Daryl stated that we are just defining and this needs to stay in the rules. **Board motioned to leave language in.**

**Steve Glenn made a motion to accept all of Ryan's changes/suggestions in the proposed rules. Jim Holder seconded the motion. Motion Carried.**

**Steve Glenn made a motion for the Department to start the rule making process for the Electrical Board Rules. Jim Holder seconded the motion. Motion Carried.**

Unfinished Business

Cont'd:

2. ICC Testing Update – Lanny/Kevin: Kevin handed-out to the Board what the pass/fail rates are from ICC. Kevin stated the master and journeyman have no theory on their tests.

Mike Forister asked why did the Board go with ICC and how does it affect the reciprocal agreement? Daryl stated that he feels we should go with Washington. Jim Holder stated that he took Montana's test, which is off of Washington, and he feels there needs to be more control of the tests.

Lanny stated we are at a good start when we had ICC come in and meet with members of the Board and the Department, but we need additional discussion with ICC to get where we need to be. Daryl asked if we gave them suggestions, would they put them in. Steve stated there is a review process for all suggested changes. Steve feels that we can make ICC tests' better, we just need to put more time into it, and it is time consuming.

Kevin stated journeyman and master are the ones that need to be re-done. Daryl stated the master test need to be a difficult one, and it needs to include basis and theory. Rob mentioned the union test, and stated they are passing at 90%. Steve stated he still wasn't happy with the test.

Kevin stated that Texas uses the same test that we do.

Mike Forister stated we need to enlarge or pool, 150 questions is way too small. Mike Forister asked if there was any other ways we could to any other testing agencies? Daryl stated we have had problems with all of them.

Lanny stated if the Board wants to write-up some test questions, and submit them to the Department then we will give them to ICC for their review to insert into the test.

Daryl stated the next step is to review the journeyman's test. Jim Holder suggested to form a committee for this process. Daryl asked Steve Glenn and Jim Holder to form a committee to review the journeyman tests and give an update at the next meeting.

Unfinished Business

Cont'd:

Lanny stated that he is still working with the WAM Office to get more testing centers since they have sites all around the state. Lanny stated that WAM is going to give us a proposal for this. Lanny stated if this works we will then post the sites on our web site.

3. Status of Lori Clifford with complaint regarding M&K Electric: Kevin stated that he has put the complaint in M&K's file. Kevin stated that there was no Board action against him. Lanny stated that as far as our Department is concerned this case is closed.

New Business:

1. Mike Forister – Lifetime Licenses. Mike Forister brought up the lifetime licenses for past and present board members and then Jim Narva took them away. Mike asked the Board to give back the lifetime licenses to everyone that had them. Michael Finn stated the Attorney General's Office was heavily involved in the decision on the lifetime licenses and as the Department's attorney. Mic stated the Chief Electrical Inspector does not have the statutorial authority to give licenses and neither does the Board. Mike Forister stated that he feels they earned those licenses; and Narva did give everyone who had those licenses the opportunity to pay for the license. Lloyd Osborne stated the lifetime license did not come from the Chief but from the Board. Lloyd stated that this license was like a medal and it should have not been taken away. Daryl stated that he doesn't think the lifetime licenses are coming back. Mic stated that if there was another category of licenses like an in-active license; that might work for the lifetime licenses. Lanny stated he will get with Kevin and research if an in-active license is a possibility for this solution.
2. Steve Snook – Approval to teach a class: Steve Snook – Building Official for the Town of Wheatland stated he was approached last winter to teach continuing education classes near Wheatland. Steve stated as of right now there is no place in that part of the state to go to take those classes. Steve stated that he approached Rob Forister and some of the other Board members, and the Board members stated they did not have a problem with it. Steve stated he wants to use IAEI Material to teach a grounding class. Steve stated there seems to be a need for this type of class in this area. Steve stated he does not want to be a full-time instructor, but just wants

New Business Cont'd:

permission from the Board to teach code seminars in Torrington. Steve gave the Board a packet to review.

Kevin stated that the Department does have a blanket to approve IAEI classes, but the Board would have to approve Steve as an instructor for continuing education classes. Kevin stated that he only approves classes not instructors.

Steve Snook stated he has to have an approval # from the State saying "Approved by the Board and Department", so he can teach the classes.

Rob Forister read the statutes which relates to licensing. Rob stated we, the Board, would only need to qualify Mr. Snook, if he didn't meet the other criteria, but Mr. Snook does meet the criteria since he is a master electrician.

Daryl stated he thought the Board could delegate this responsibility to the Chief. Mic stated he thinks the Board would have to approve all instructors. Mike Forister state he believes this is a Board responsibility, and he feels the Board should approve each instructor, so the Board can keep track of the instructors that are out there. Everyone agreed that approval of the instructors will is the responsibility of the Board and it will stay there. **Jim Holder made a motion to approve Steve Snook as an instructor to teach continuing education classes. Motion was seconded by Steve Glenn. Motion Carried.**

3. Multi-State Agreements for signature from the Board: Kevin stated the Board needs to decide if they are going to approve Texas and Idaho for the mutli-state agreements. Kevin stated the Board needs to make a motion as to what they decide. **Steve Glenn made a motion to table Texas until the December meeting. Jim Holder seconded the motion.** Kevin stated he would like the Board to make a motion to accept Idaho into the multi-state agreement. **Rob Forister made a motion to accept Idaho into the multi-state agreement. Steve Glenn seconded the motion. Motion Carried.**

The Board recessed for a break at 10:25 a.m. and reconvened at 10:40 a.m.

Cease & Desist/Warning  
Notices:

1. Warning Notices: Daryl Orbeck stated that the Board received the warning notices but the names on the notices are blanked-out. Daryl stated that the Board appreciated receiving these notices, and thanked the Department.

Mike Sexton gave a report as to what violations he has been giving violations for. He did indicate that most violations were for low voltage.

Test Results/Applications  
For Test(s):

1. Test Results. Daryl went over the test results that were in the Board Books.

Announcements:

1. None.

Agency Updates:

1. Lanny stated that in the Administration Division, Erin Friel, who was paid the bills for our Department, is no longer with the Department. Lanny stated at this time we will not be filling that position.

Lanny stated the state took over the Fire Academy as of July and we will be hiring a Coordinator and a Trainer for the Academy. Lanny stated that Vonda Huish took over the secretary position for the Fire Academy.

Lanny stated the Phil is finalizing the Buffalo Trainee position.

Lanny stated that we are in the process of moving the Buffalo office to Sheridan, and this move should be finalized this week.

Kevin Booker talked more about the test results.

Rob Forister asked about Home Rule and if we are keeping up with certifications. Rob asked if we could take home rule away. Kevin stated that it would be hard to do. Lanny stated that if we can prove they are not making the requirements, then we can send a letter stating that the state can retract local enforcement.

Mike Carlson stated we met with the School Facility Commission so they could let us know that they have 4,000 projects on their plates and they are looking at ways to help us and them keep these project moving.

Open Discussion:                   1.     Daryl thanked Lanny for the e-mails and the fire updates that he sends out.

Next Scheduled Meetings:       1.     The next scheduled meetings for the Board and Council will be:  
  December 3, Monday – Council – Cheyenne.  
  December 4, Tuesday – Board – Cheyenne.

Adjournment:                   **Jim Holder moved the meeting be adjourned. The motion was seconded by Steve Glenn, voted on and carried. The meeting was adjourned at 11:15 a.m.**

APPROVED AS WRITTEN:

---

Daryl Orbeck, Chairman

---

James Holder, Secretary