

State of Iowa Electrical Examining Board Meeting Minutes  
November 30, 2023  
Unapproved

Board Members Present

Tim Gerald, Chair Person  
Dan Wood  
Luke Maloney  
Colby Black  
Amanda Cooling  
Michelle Payne

Board Members Present by Conference Call

John Claeys  
Jonathan Gettler  
Jeremy Price (Called in at 10:07 a.m.)

Board Member Not Present

Marg Stoldorf, Vice Chair  
Luiza Fritz

Staff Members Present

Brian Young, Executive Secretary  
John Lundquist, Assistant Attorney General, Iowa Attorney General's Office  
Cindi Hayes, Secretary 2  
Joe Mullen, Division Administrator for the Department of Inspections, Appeals, and Licensing (DIAL)

Public Present (Conference Call)

Bradley Dixon

CP Gerald called the meeting to order at 10:00 a.m., and asked for an introduction of Board members in person and by phone.

CP Gerald asked guests in attendance by conference call, to introduce themselves.

CP Gerald moved to the first item on the agenda, which was "Approval of the meeting minutes from October 19, 2023", and asked for any corrections; hearing none, a motion to approve was requested. Payne made a **motion to approve the minutes as presented**. Black **seconded** the motion. 9 Aye, 0 Nay. All in favor; motion carried unanimously.

The next item on the agenda was "Report of the Executive Secretary", and CP Gerald turned the meeting over to ES Young.

The first item on ES Young's report was "October financial report", which was previously provided to the Board for their review; he directed the Board's attention to revenue and expense items.

The next item on ES Young's report was, "Vote on civil penalty letters for electricians working without licenses". Those individuals receiving civil penalty letters were: Elijah Albers, Brett Zimmerman, Jesse Aldini, Monica Diaz, Sonja Roberts, Ezra Borgstahl, Steve Stille, and Cameron Burnell. Maloney made a **motion to approve the letters**. Payne **seconded** the motion. 9 Aye, 0 Nay. All in favor; motion carried unanimously.

The next item on ES Young's report was, "Waiver Request Bradley Dixon". ES Young explained that Mr. Dixon is requesting two additional exam attempts to sit for the journeyman exam. ES Young asked Mr. Dixon for some testing history. Mr. Dixon stated when he takes the exam he has difficulty with reading quickly and exam anxiety. Please add some wording about discussion took place on if he could get accommodations from PSI and he might consult with

medical professionals. Exam accommodations were discussed. PSI does offer accommodations for exam candidates who provide a diagnosis from a medical professional. ES Young asked if Mr. Dixon had taken an exam preparation course. He stated he had and it helped him to feel confident with testing and will continue to pursue this type of continuing education. After discussion, CP Gerald called for a motion. Maloney made a **motion to approve the Waiver Request for Mr. Dixon to sit for the journeyman exam up to two more times after completing 12 additional hours of NEC related continuing education and waiting until the 6 month wait time is completed in February 2024, for re-sponsorship.** Payne **seconded** the motion. 9 Aye, 0 Nay. All in favor; motion carried unanimously.

CP Gerald moved to the next agenda item, which was "Proposed Promulgation Notice of Intended Action Admin Rules 661-500, 661-501, 661-502, 661-503, 661-505, & 661-506". CP Gerald requested AAG Lundquist to elaborate. He stated that this is the next step in Executive Order 10 that the Governor had issued, in which all state agencies were requested to rescind all of their administrative rules and re-promulgate them, subject to certain guidelines and taking care to remove superfluous parts, excess verbiage, and restrictive terms and conditions. AAG Lundquist and Electrical Examining Board staff have gone through these chapters and made changes consistent with the Governor's directives. The rules presented to the Board members have now been cleared with the Governor's office and had been subject to a public hearing. ES Young confirmed there was not any public present at the hearing. The next step in the rule making process is to publish a Notice of Intended Action. This will then allow the rulemaking process to go forward, allowing for public comment and another public hearing may be scheduled. At a future meeting, after this process has been completed, the rules will be brought back to the Board for review of any comments received and then they will vote to adopt these rules to become a part of the Iowa administrative code, replacing the existing rules. These rules, as amended, do not change anything in the substance of the requirements in how the Board operates in regard to licensure, discipline, Board operations and the like. AAG Lundquist turned the meeting over to ES Young. ES Young stated that the Board members have the most current version of the rules and that public hearings are scheduled for January 30 and 31, 2024 at 10:20 a.m. at the DIAL office building located at 6200 Park Avenue, Des Moines, IA 50321. CP Gerald called for a motion. Cooling made a **motion to approve the publication of the Notice of Intended Action, understanding that it may come back to the Board at a later date if additional public comment is made at either of the public hearings in January.** Payne **seconded** the motion. 9 Aye, 0 Nay. All in favor; motion carried unanimously. AAG Lundquist stated the reason for the Board meeting date change today was due to the timeline for publication and the Board's vote was required by December 1, 2023. AAG Lundquist thanked the Board for being flexible with the meeting date change.

The next agenda item was "Public Comment Period". There was not any public in attendance.

The next item on the agenda was, "Other Board business". Next meeting will be January 18, 2024. ES Young stated that the next Board meeting may take place in a different meeting room in the new building and he will inform Board members accordingly. ES Young also stated that in the future, he is hoping to have a virtual meeting option for public and Board members to attend. Payne requested a list of committees to volunteer with and ES Young will provide this to her and thanked her for her willingness to serve. Cooling asked if there were any appeals still in litigation. AAG Lundquist stated that there is one case that is active. Jonathan Hart is challenging his decision in the District Court, relating to the Board revoking his journeyman license and imposing civil penalties personally. This is set to be heard in the Appanoose District Court in May 2024.

CP Gerald called for a motion to adjourn the meeting. Cooling made a **motion to adjourn.** Maloney **seconded** the motion. 9 Aye, 0 Nay. All in favor; motion carried unanimously. Meeting adjourned at 10:29 a.m.

Respectfully submitted,

Cindi Hayes, Secretary 2