



NORTH CAROLINA STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS

NEWSLETTER

AUGUST 2011

EDITION #60

MESSAGE FROM THE CHAIR

Hello Everyone, First, I would like to thank my fellow board members for their trust in me, by voting me back in as chairman. "Thank You"

With the economy in the downward spiral, where are we going? We all know that the world of business can be a fickle one. Businesses can, and unfortunately do, go to the wall. There are often outside factors that are hard to control. Success is built on knowing your customer's needs; anticipate trends and sheer hard work.

Let me start by telling you some of the hard facts:

- Did you know that 72% of American workers are struggling with job stress?
- That 34 % are so burned-out they fear they'll have to quit their jobs in the next year or two?
- 50% of Americans don't get enough sleep.
- Fulltime workers were working 160 hours more in 1990 than they were in 1969.
- Parents spend 40% less time than a generation ago with their children.
- And the high-tech revolution, far from merely saving us time and energy, is adding stress: pcs, faxes, cell phones - these days folks never leave the office.

Why are they happening?

So you are asking yourself, where is she going with this? Well here goes, at the heart of it, in my view, it's what you do yourself that makes the difference.

So much of what goes wrong in our lives is what goes wrong in our heads: we can literally worry ourselves into problems.

The fact is, your mind can make you well and it can also make you very ill indeed.

So I hope, as you ponder the dangers of the rat race, you remember just how important your own mental attitude is in all of this.

Samuel Butler once said "All of the animals excepting man know that the principle business of life is to enjoy it."

Well, the other rats might not know it, but you do. I hope you never forget it.

If at first you don't succeed, skydiving isn't for you!

Donna Baxter, Chair

2011 NATIONAL ELECTRICAL CODE

The Board had anticipated the 2011 National Electrical Code would become effective September 1, 2011, however this has not happened as of this printing.

The Board's qualifying examinations will continue to be based on the 2008 National Electrical Code until after the 2011 National Electrical Code effective date is announced.

Please check our website for updates on the 2011 National Electrical Code effective date and when the Board's qualifying examinations will be based on the 2011 National Electrical Code.

Electrical Contractors Newsletter

This newsletter is published semi-annually as a service to electrical contractor licensees and others in the electrical industry. Suggestions for articles of interest for publication in this newsletter are welcome.

North Carolina State Board of
Examiners of Electrical Contractors
3101 Industrial Drive, Suite 206
P. O. Box 18727
Raleigh, NC 27619-8727
Telephone: (919) 733-9042
Fax: (800) 691-8399
Website: www.ncbeec.org
Beverly Perdue, Governor

BOARD MEMBERS

Donna Baxter, **Chair**
Boiling Springs Lake, NC
Julian Burns, **Vice Chair**
Charlotte, NC

Tim Bradley
Raleigh, NC
Gray Bryant
Mount Airy, NC
Dr. Jim Clark
Burlington, NC
Don Harrison
Fayetteville, NC
Dr. John C. Kelly, Jr.
Greensboro, NC

STAFF MEMBERS

Robert L. Brooks, Jr.
Executive Director

William A. Parris
Cont. Ed & Exam Manager/
Enforcement Coordinator
Mitch Bryant
Field Representative/Investigator
Robert H. Lawson
Field Representative/Investigator
Roy A. Wilson
Field Representative/Investigator

Mary B. Higgins
Office Manager
Michelle A. Ames
Administrative Program Assistant-
Exam Applications & Investigations
Robert C. Bissette
Administrative Program Assistant-
Continuing Education & Licensing
Tonya M. Lynch
Administrative Program Assistant-
Reception & Licensing
Epsie D. Stevens
Records Manager

NC BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS ANNOUNCES FIELD INVESTIGATORS RETIREMENT

Jesse Skinner Retires

The NC State Board of Examiners of Electrical Contractors announces the retirement of Jesse Skinner effective April 1, 2011.

Jesse began his employment with the Board on May 15, 1985 as a Field Representative/Investigator.

He performed his duties in an exceptional manner with dedication to enforcement of the electrical contracting licensing laws of North Carolina and to the promotion of electrical safety.



The Board congratulates Jesse on his long and distinguished service to the electrical industry and citizens of North Carolina and wishes the very best to him and his wife, Betty, in their retirement.

Max Thompson Retires

The NC State Board of Examiners of Electrical Contractors announces the retirement of Max Thompson effective April 15, 2011.

Max began his employment with the Board on June 1, 2000 as a Field Representative/Investigator.



He performed his duties in an exceptional manner with dedication to enforcement of the electrical contracting licensing laws of North Carolina and to the promotion of electrical safety.

The Board congratulates Max on his service to the electrical industry and citizens of North Carolina and wishes the very best to him and his wife, Donnie, in their retirement.

Retirement Reception Held

The Board of Examiners of Electrical Contractors recently held a retirement reception for Jesse and Max. In attendance were Jesse's family and Max's family, current and past staff and board members of the Board of Electrical Contractors, along with many friends and colleagues of Jesse and Max.

BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS WELCOMES NEW FIELD INVESTIGATOR

Mitch Bryant Employed by NCBEEC

The NC State Board of Examiners of Electrical Contractors is pleased to announce the employment of Mitch Bryant effective June 1, 2011. Mr. Bryant came to the Board from the NC Department of Insurance where was employed for 6 ½ years.

Mr. Bryant served on the Board as the Commissioner of Insurance appointee from October 2010 until his resignation to accept this position on the staff. Commissioner Wayne Godwin appointed Tim Bradley to replace him on the Board.

Mr. Bryant is fully qualified for a North Carolina Electrical Contracting license in the Unlimited classification and he also holds Standard Level III Electrical Certification from the North Carolina Code Officials Qualifications Board.

Mr. Bryant will be working as a Field Representative/ Investigator in the Central Region of the State. He is anxious to carry out his new duties with the Board and he, along with the Board and staff, request your continued cooperation and assistance as he takes on his new duties.

Please see another article in this Newsletter, which contains details on our Field Staff and assigned areas.

APPOINTMENT OF NEW BOARD MEMBER

Commissioner of Insurance, Wayne Godwin has appointed Tim Bradley to the State Board of Examiners of Electrical Contractors replacing Mitch Bryant.

Mr. Bradley previously served on the Board from 1999-2010 and was Chairman 2009-2010.

Mr. Bradley is Senior Deputy Commissioner and Assistant State Fire Marshal. In addition to the Fire and Rescue Services Division, Fire and Rescue Commission and Injury Prevention, he is responsible for Engineering and Building Codes, Manufactured Buildings and State Property Fire and Risk Management.

OFFICERS ELECTED

During its June, 2011 Regular Fourth Quarter Board Meeting, the Board elected officers to serve July 1, 2011 through June 30, 2012 as follows:

CHAIR: DONNA BAXTER
VICE CHAIR: JULIAN BURNS
SECRETARY-TREASURER: ROBERT L. BROOKS, JR.

COMMITTEES APPOINTED

Donna Baxter, Board Chair, has appointed Board

Committees for the 2011-2012 fiscal year as follows:

FINANCE COMMITTEE:

Three members of the Board: Dr. John Kelly, Chair, Tim Bradley and Julian Burns.

RULES COMMITTEE:

Three members of the Board: Julian Burns, Chair, Gray Bryant and Don Harrison.

APPLICATION AND CONTINUING EDUCATION COMMITTEE:

Three members of the Board: Tim Bradley, Chair, Dr. Jim Clark and Dr. John Kelly.

EXAMINATION COMMITTEE:

Three members of the Board: Gray Bryant, Chair, Dr. Jim Clark and Don Harrison.

DISCIPLINARY COMMITTEE:

Two members of the Board: Don Harrison, Chair and Gray Bryant.

2010 CONTINUING EDUCATION INSTRUCTOR OF THE YEAR

The NC Board of Examiners of Electrical Contractors was proud to present to **Mr. Robin Lee Soots** the 8th Annual Continuing Education Instructor of the Year award at the North Carolina Electrical Institute Meeting April 5th, 2011.

Over the past 28 years Robin has been a dedicated and reliable resource of education for contractors, electricians and the citizens of Caldwell County. Fresh out of high school, Robin began his career in the electrical industry as an electrician's helper back in 1972. After furthering his electrical education, Robin filled the position of Standard Level III Electrical Inspector for Caldwell County in 1983 and secured a Limited North Carolina Electrical Contractors License on July 1, 1985. For the past 16 years Robin has held the position of Central Permitting Director for Caldwell County.

Robin is an approved electrical instructor for Caldwell County Building Inspections as a continuing education provider. He has been an approved instructor for the NC State Board of Examiners of Electrical Contractors since 1992. Robin was also instrumental in the creation of the Caldwell County Electrical Contractor Association which now has a membership of more than 100 electrical contractors.

The Board would like to express their appreciation and gratitude to Mr. Soots' continued dedication and service for being an electrical instructor for the Board's Continuing Education Program.

We would like to extend to Mr. Soots our wishes for continued success in the electrical industry.

Robin joins an elite class of past recipients of this award. Past recipients include:

- 2003 – Lloyd Harold Maynard
- 2004 – Don Allen Hursey
- 2005 – Albert Thomas Russell
- 2006 – Robert Ivy Gossett
- 2007 – William Gerald Harvell
- 2008 - Wiley Ray Hardee
- 2009 – Jeffery James Rodriguez

To cast your vote for the 2011 Continuing Education Instructor of the Year Award, please look for the ballot on the Board's website at www.ncbeec.org under Continuing Education.

BOARD RULES UPDATED

The State Board of Examiners of Electrical Contractors conducted rules public hearings on February 24, 2011 and April 6, 2011. The following rules were amended, repealed or adopted and approved:

Board Rules cited as 21 NCAC 18B .0102, .0103, .0106, .0204, .0205, .0206, .0207, .0208, .0209, .0210, .0211, .0305, .0402, .0504, .0505, .0601, .0602, .0701, .0803, .0804, .0909, .1102, .1103. The effective date of these rules is July 1, 2011. The updated rules are in response to Governor Perdue's Executive Order #70 – Rules Modification and Improvement Program by writing a new rule to address licensee responsibility for permits and inspections on electrical work for which the licensee installed, correct reference to statutes where changes have occurred, comply with statutory requirement set out in 93B-2, shorten, clarify and repeal rules for procedures for administering the qualifying examinations, issuing licenses and continuing education program.

THE COMPLETE TEXT OF EACH RULE IS BELOW:

.SECTION .0100 – GENERAL PROVISIONS

21 NCAC 18B .0102 REFERENCE TO STATE BUILDING AND ELEVATOR CODES

(a) Pursuant to G.S. 150B-21.6, the North Carolina State Building Code, Volume IV Electrical, and the

National Electrical Code, NFPA 70, are incorporated by reference. Whenever a reference is made in this Subchapter to one of these codes, it means the current edition and any amendments thereto. The term "National Electrical Code" when used in these Rules includes both codes incorporated in this Paragraph.

(b) Pursuant to G.S. 150B-21.6, the North Carolina codes and standards for elevators, dumbwaiters, escalators, moving walks and personnel hoists, administered by the North Carolina Department of Labor and codified as 13 NCAC 15 .0200, are incorporated by reference. Whenever a reference is made in this Subchapter to these codes and standards, it means the current edition and amendments thereto.

History Note: Authority G.S. 87-39; 87-42; 143-138; Eff. October 1, 1988; Amended Eff. July 1, 2011.

21 NCAC 18B .0103 ANNUAL REPORTS

Annual Reports. The Board shall make timely filing of all reports required by G.S. 93B-2. In case of the untimely filing of a report, then pursuant to G.S. 93B-2(d), the Board shall hold in escrow any fees tendered between the filing deadline and the filing date. Issuance of licenses, renewals and application processing shall continue during any interval created by the untimely filing of a report required by G.S. 93B-2.

History Note: Authority G.S. 87-39; 87-40; 87-42; 93B-2; Eff. October 1, 1988; Amended Eff. July 1, 2011; February 1, 1996; February 1, 1990.

21 NCAC 18B .0106 JOINT RESOLUTION AND AGREEMENTS (REPEALED)

History Note: Authority G.S. 87-39; 87-42; Eff. October 1, 1988; Repealed Eff. July 1, 2011.

.SECTION .0200 - EXAMINATIONS

21 NCAC 18B .0204 EXAMINATIONS

(a) All qualifying examinations administered by the Board for each license classification shall be written or computer-based examinations and must be taken personally by the applicant after the applicant has met the requirement for examination contained in the rules in this Subchapter.

(b) Upon approval of an application pursuant to these Rules, the Board shall provide the applicant a notice of examination eligibility that is valid for a period of three months and for a single administration of the qualifying

examination. Upon receipt of a notice of examination eligibility from the Board, the applicant shall schedule the examination by contacting the Board or the authorized testing service. The applicant shall be scheduled for the examination, by the Board and the Board or authorized testing service will confirm the date, time and place.

(c) A minimum grade of 75 out of a possible score of 100 is required in order to pass any qualifying examination administered by the Board.

History Note: Authority GS 87-42; 87-43.3; 87-43.4; 93B-8;
Eff. October 31, 1988;
Temporary Amendment Eff. August 31, 2001;
Amended Eff. July 1, 2011; January 1, 2006; July 18, 2002.

21 NCAC 18B .0205 MINIMUM PASSING GRADE (REPEALED)

21 NCAC 18B .0206 REGULAR EXAMINATIONS (REPEALED)

21 NCAC 18B .0207 APPLICATION FOR REGULAR EXAMINATIONS (REPEALED)

21 NCAC 18B .0208 SPECIALLY ARRANGED EXAMINATIONS (REPEALED)

History Note: Authority G.S. 87-42; 87-43.3; 87-43.4; 87-44;
Eff. October 1, 1988;
Amended Eff. August 1, 1999 (Rule .0208); February 1, 1996 (Rule .0207); April 1, 1993 (Rule .0206); February 1, 1990 (Rule .0208);
Temporary Amendment Eff. August 31, 2001;
Repealed Eff. July 1, 2011.

21 NCAC 18B .0209 FEES

(a) The examination fee for qualifying examinations is ninety dollars (\$90.00) for all classifications.

(b) The fee for review of a failed examination is twenty-five dollars (\$25.00). All reviews are supervised by the Board or staff.

(c) The examination fees for examinations in all classifications and the fees for examination reviews may be in the form of cash, check, money order, Visa or MasterCard made payable to the Board and must accompany the respective applications when filed with the Board.

(d) Examination fees received with applications filed for qualifying examinations shall be retained by the Board unless:

- (1) an application is not filed as prescribed in Rule .0210 of this Section, in which

- (2) case the examination fee and application shall be returned; or the applicant does not take the examination during the period for which application was made, files a written request for a refund, setting out extenuating circumstance, and the Board finds extenuating circumstances.

(e) Examination review fees are non-refundable unless the applicant does not take the review, files a written request for a refund, setting out extenuating circumstance, and the Board finds extenuating circumstances.

(f) Any fee retained by the Board shall not be creditable toward any future examination fee or examination review.

(g) Extenuating circumstances for the purposes of Paragraphs (d)(2) and (e) of this Rule are the applicant's illness, bodily injury or death, or death of the applicant's spouse, child, parent or sibling, or a breakdown of the applicant's transportation to the designated site of the examination or examination review.

History Note: Authority G.S. 87-42; 87-43.3; 87-43.4; 87-44;
Eff. October 1, 1988;
Amended Eff. May 1, 1998; July 1, 1989;
Temporary Amendment Eff. June 30, 2000;
Temporary Amendment Eff. August 31, 2001;
Amended Eff. July 1, 2011; January 1, 2008; December 4, 2002.

21 NCAC 18B .0210 APPLICATIONS DULY FILED

Examinations applications are considered as duly filed when the applicant has filed an application with the Board, on a form provided by the Board, together with the examination fee as prescribed in Rule .0209 of this Section and information sufficient to meet the minimum examination requirements applicable to the classification involved. By filing an application with the Board, an applicant authorizes the Board or the Board's staff to verify, in any manner the Board or staff deems necessary and appropriate, the information submitted on or in support of the application. The Board or staff shall determine whether applications are duly filed, process all applications, and return all applications not duly filed.

History Note: Authority G.S. 87-42; 87-43.3; 87-43.4; 87-44;
Eff. October 1, 1988;
Temporary Amendment Eff. August 31, 2001;

Amended Eff. July 1, 2011; July 18, 2002.

21 NCAC 18B .0211 WAITING PERIOD BETWEEN EXAMINATIONS

(a) A person who fails a qualifying examination must wait before being eligible to take another examination in the same classification. The waiting period depends on the score on the failed examination, as follows:

Failed Examination Grade	Waiting Period
74-65	3 months
64 and below	6 months

(b) A person who fails an examination in the same license classification three times must satisfactorily complete a minimum of 16 hours classroom education on the electrical code provided by a board-approved continuing education sponsor before retaking the examination.

(c) A person shall be considered a new applicant each time he applies to take an examination and must file an application on the standard application form and pay the required examination fee.

History Note: Authority G.S. 87-42; 87-43.3; 87-43.4; Eff. October 1, 1988; Amended Eff. July 1, 2011; January 1, 2006.

SECTION .0300 – DEFINITIONS AND EXPLANATIONS OF TERMS APPLICABLE TO LICENSING

21 NCAC 18B .0305 LICENSE REQUIREMENTS AND EXEMPTIONS (TITLE CHANGED)

SECTION .0400 – LICENSING REQUIREMENTS

21 NCAC 18B .0402 LICENSE NAME REQUIREMENTS

(a) Issuance of License. The name in which a license is issued must be distinguishable upon the records of the Board from the name in which a license has already been issued. If the name requested, after deleting all spaces, punctuation marks, articles, prepositions, conjunctions and, whether abbreviated or not, "corporation," "incorporated," "company," or "limited," is not identical to the name in which a license has already been issued, it shall be distinguishable. The substitution of a numeral for a word that represents the same numeral shall not make the name distinguishable.

(b) Name In Which Business Must Be Conducted. All electrical contracting business, including all business

advertising and the submission of all documents and papers, conducted in the state of North Carolina by a licensee of the Board shall be conducted in the exact name in which the electrical contracting license is issued.

(c) Notification of Address, Telephone Change and email address. All licensees shall notify the Board in writing within 30 days of any change in location, mailing address, telephone number or email address.

History Note: Authority G.S. 87-42; Eff. October 1, 1988; Amended Eff. July 1, 2011; March 1, 1999; February 1, 1996.

SECTION .500 – LICENSING OPTIONS

21 NCAC 18B .0504 QUALIFIED INDIVIDUAL – LISTING OPTIONS AFTER EXPIRATION (TITLE CHANGED)

21 NCAC 18B .0505 QUALIFIED INDIVIDUAL – INITIAL LISTING OPTIONS (TITLE CHANGED)

SECTION .0600 – RECLASSIFICATION OF FORMER CLASS I AND CLASS II LICENSEES AND QUALIFIED INDIVIDUALS

21 NCAC 18B .0601 LICENSES EXPIRING AND INDIVIDUALS QUALIFIED/JULY 1, 1970 (REPEALED)

21 NCAC 18B .0602 QUALIFIED INDIVIDUALS LISTED PRIOR TO JULY 1, 1970 (REPEALED)

History Note: Authority G.S. 87-42; 87-49; Eff. October 1, 1988; Amended Eff. February 1, 1996; February 1, 1990; Repealed Eff. July 1, 2011.

SECTION .0700 – LICENSING RECIPROCITY

21 NCAC 18B .0701 LICENSE BY RECIPROCITY (TITLE CHANGED)

SECTION .0800 - SPECIAL RESTRICTED LICENSES

21 NCAC 18B .0803 SCOPE OF SP-SFD LICENSE

(a) The following definitions apply in determination of the scope of work available to the holder of a SP-SFD license:

- (1) "Ancillary" with reference to the scope of a single family residential dwelling license, is an appurtenance or out-building or similar structure associated with the single family dwelling such as a detached residential garage or carport, a farm or household equipment storage shed, a barn, a pump house, an electric fence, or yard lighting.
- (2) "Habitation" means the occupancy of dwelling primarily or exclusively for residential purposes and includes the incidental use of the dwelling or its ancillaries for a business, commercial, or professional activity, such as providing hair dressing, medical, legal, consulting, or tax services, if:
 - (A) the activity is incidental to the primary use of the dwelling as a residence;
 - (B) no stock-in-trade is either displayed or sold on the premises; and
 - (C) the full-time or part-time services of no more than one person who does not live at the dwelling are used in the activity.
- (3) A "single family residential dwelling" is a building or a manufactured home that is designed and used only for habitation by one family and is not physically attached to any other building or structure. Cabanas, porches, room additions, and ancillary structures are considered part of a single family dwelling if they are designed for and used only for residential purposes by the occupants of the dwelling.

(b) A special restricted single family residential dwelling electrical contracting license (SP-SFD) authorizes the licensee to install, maintain, or repair only electrical wiring and devices that are in or on a single family residential dwelling or are ancillary to a single family residential dwelling. Electrical work within the scope of another special restricted license may be performed by a SP-SFD licensee without obtaining the other special restricted license as long as it is in or on a single family residential dwelling or is ancillary to a single family residential dwelling.

History Note: Authority G.S. 87-42; 87-43.4; Eff. October 1, 1988; Amended Eff. July 1, 2011.

21 NCAC 18B .0804 SCOPE OF SP-FA/LV LICENSE

(a) Definition. As used in this Chapter, fire alarm, burglar alarm and low voltage wiring systems are defined as:

- (1) wiring systems of 50 volts or less and control circuits directly associated therewith;
- (2) wiring systems that have a voltage in excess of 50 volts and consist solely of power limited circuits meeting the definition of a Class II or Class III wiring system in the National Electrical Code or paging systems not in excess of 70 volts;
- (3) line voltage wiring that has a voltage not in excess of 300 volts to ground and is installed from the load-side terminals of a disconnecting means or from a junction box, either of which has been installed by others, for the specific purpose of supplying the low voltage wiring system involved. Some low voltage wiring systems that meet this definition are exempt under Rule .0805;
- (4) interconnected components wired to a common control panel either as a standalone fire alarm system or as part of a combination burglar/fire system to monitor and annunciate the status of evidence of flame, heat, smoke or water flow within a building or structure in accordance with the requirements of the N.C. State Building Code and NFPA 72; or
- (5) alarm systems or devices used to detect burglary or theft as defined in G.S. 74D-2(a).

(b) Scope. A special restricted fire alarm/low voltage electrical contracting license authorizes the licensee to install, maintain, or repair only low voltage wiring and directly related wiring. Wiring is directed related if it:

- (1) originates at the load-side terminals of a disconnecting means or junction box that:
 - (A) has been installed, complete with line-side connections, by others for the purpose of supplying the low voltage wiring system involved; and
 - (B) is permanently and legibly marked to identify the low voltage wiring system supplied; and
- (2) is not installed in a location considered as hazardous under the National Electrical Code.

History Note: Authority G.S. 87-42; 87-43.3; Eff. October 1, 1988; Amended Eff. July 1, 2011; January 1, 2010.

SECTION .0900 - VIOLATIONS AND CONTESTED CASE HEARINGS

21 NCAC 18B .0909 MALPRACTICE FURTHER DEFINED

(a) A licensee of the Board shall ensure that a permit is obtained from the local Code Enforcement official before commencing any work for which a license is required by the Board and ensure that a request for final inspection is made by him, the general contractor or the owner within 10 days of completion of the work for which a license is required, absent agreement with both the owner and the local Code Enforcement official. Absent agreement with the local Code Enforcement official, the licensee is not relieved by the Board of responsibility to arrange inspection until a certificate of compliance or the equivalent is obtained from the local Code Enforcement official or the licensee has clear and convincing evidence of his effort to obtain same.

(b) A licensed contractor shall not allow a permit to be obtained or his license number to appear upon a permit except for work which he or his employees perform, over which he will provide general supervision until the completion of the work, for which he holds an executed contract with the licensed general contractor or property owner and for which he receives all contractual payments.

(c) The failure of a licensee or qualified individual to comply with the permit and inspection obligations outlined in this rule is considered by the Board as evidence of malpractice, gross incompetence or gross misconduct, in the use of license or qualification from the Board.

History Note: Authority G.S. 87-42; 87-43; 87-46; 153A-357; 160A-417; Eff. July 1, 2011.

SECTION .1100 - CONTINUING EDUCATION

21 NCAC 18B .1102 MINIMUM REQUIREMENTS FOR COURSE SPONSOR APPROVAL

(a) Each course sponsor shall submit an application for continuing education course sponsor approval to the Board on a form provided by the Board by March 1 prior to the fiscal year (July 1 to June 30) in which the course will be offered. The application shall include:

- (1) the name of the sponsor;

- (2) sponsor contact person, address, telephone number and email address;
- (3) course title and outline;
- (4) course contact hours;
- (5) schedule of courses, if established, including dates, time and locations;
- (6) course fee; and
- (7) names and credentials of each instructor.

(b) To qualify as an approved continuing education course sponsor:

- (1) all courses offered by the sponsor shall last no fewer than two contact hours required for the license classification pursuant to Rule .1101(b) of this Section; and
- (2) all courses offered by the sponsor shall cover articles of the current National Electrical Code; NFPA 72 and reference materials for Fire Alarm Systems; G.S. 87, Article 4; 21 NCAC 18B; or other subject matter satisfying the requirements in G.S. 87-44.1 as approved by the Board.

(c) The course sponsor or instructor shall provide the Board with a certified class roster of all attending qualified individuals within 10 days after the completion of each course.

(d) The course sponsor or instructor shall provide each attending qualified individual with a certificate of completion within 10 days after completion of each course.

(e) The Board shall approve or deny applications at its regularly scheduled meetings.

(f) Upon approval of the application, each approved sponsor shall agree to conduct courses in accordance with this Section and the application and shall indicate its agreement by signing a continuing education sponsor agreement form provided by the Board.

History Note: Authority G.S. 87-42; 87-44.1; Eff. October 1, 1990; Amended Eff. July 1, 2011; January 1, 2010; January 1, 2006; March 1, 1999.

21 NCAC 18B .1103 MINIMUM REQUIREMENTS FOR COURSE APPROVAL

(a) Each course sponsor shall submit an application for continuing education course approval to the Board on a form provided by the Board by March 1 prior to the fiscal year (July 1 to June 30) in which the course will be offered. The application shall include:

- (1) The name of the instructor;
- (2) Instructor's address, telephone number and email address;
- (3) The name of the course sponsor;

- (4) Course title and outline;
 - (5) Course contact hours; and
 - (6) Qualifications of instructor.
- (b) The Board shall approve courses when:
- (1) The proposed course outline demonstrates content related to the technical, practical and business aspects of electrical contracting so as to have educational value consistent with the number of hours credit sought and the class is to be offered at a location conducive to learning; and
 - (2) The course is to be taught by qualified individuals as defined in G.S. 87-41.1, by persons who have demonstrated subject matter knowledge on a test administered by the Board, by persons holding qualifications as a code enforcement official issued by the Code Official Qualification Board or by persons who otherwise establish knowledge of the material in the course outline.
- (c) The Board may deny an application for course approval if it finds that the sponsor or proposed

instructor has previously failed to comply with the terms of any agreement as provided in Paragraph (g) of this Rule or the rules of the Board.

(d) The application for course approval shall be submitted together with the application for continuing education course sponsor approval as prescribed in Rule .1102 of this Section.

(e) The Board shall approve or deny applications at a regular meeting.

(f) Appeals from denial of course approval will be heard at the next regular meeting of the Board.

(g) Upon approval of a course, the sponsor and the instructor teaching the approved courses shall agree to conduct courses in accordance with this Section and the information represented on the application, and shall indicate agreement by signing a continuing education agreement form provided by the Board.

History Note: Authority G.S. 87-42; 87-44.1; Eff. October 1, 1990; Amended Eff. July 1, 2011; January 1, 2006; April 1, 1993.

DATES AHEAD

2011 NCAEC ELECTRICAL APPRENTICE CONTEST

The 4th Annual NCAEC Electrical Apprentice Contest will be held September 20, 2011 at the Greensboro Coliseum, Greensboro, NC. For detailed information, contact the NCAEC Office, Telephone 336-854-8354.

2011 IAEI SOUTHERN SECTION MEETING

The International Association of Electrical Inspectors (IAEI) will hold its Annual Southern Section Meeting at the Downtown Marriott, Chattanooga, TN, October 9-12, 2011. For detailed information, please visit <http://southernsection.info>

2011 ELECTRICAL APPRENTICE CONTEST

The 26th Annual Electrical Apprentice Contest will be held October 19, 2011 at the NC State Fairgrounds. For detailed information, contact the NCDOL Apprenticeship and Training Bureau, Telephone 919-733-7533.

2011 NC ELLIS CANNADY CHAPTER, IAEI FALL MEETING AND CODE WORKSHOP

The NC Ellis Cannady Chapter, IAEI will hold its Annual Fall Meeting and Code Workshop at Childress Vineyards/ Holiday Inn Express, Lexington, NC, November 6-8, 2011. For detailed information, contact Wes Ray, Secretary at Wes.Ray@duke-energy.com or visit the Chapter website www.nciaei.org.

REQUEST FOR EMAIL ADDRESSES

The Board of Examiners of Electrical Contractors strives to conserve our resources as much as possible. In doing this, the Board has defined areas where we can conserve and one of the major areas is in the mailing and printing of license renewals each month. We are asking for your help in this area.

If you currently do not have an email address, you have probably received a letter from the staff of the State Board of Examiners of Electrical Contractors. We recently sent out 5,745 letters to licensees whom we do not have an email address for in our database. To date, we have received 1,712 responses to these letters and we are proud to report that 70% of our licensees now have an email address and will be able to renew their licenses each year online. Please give the online renewal process a try. It's easy, it's quick and it's secure. Staff at the Board will be happy to assist you in any way you might need with this process. The online process is available 24 hours a day, seven days a week. Try it, you'll like it!

See some comments from individuals who've tried online license renewal.

08/04/2011 This was great ! fastest year ever; Thanks Sam M.

08/02/2011 Thank you very much for the email reminder to renew our license. It is also very convenient to renew online. I also very much like the way we allowed to check our credits. You do a good job. Sean T.

08/01/2011 Thanks for the very easy and simple renewal process. Keep up the great work! Terry P.

07/25/2011 Site worked very well Jon F.

07/11/2011 This was very handy! Michael K.

07/01/2011 Very nice and user friendly site. My compliments to your web designer. Wayne C.



**ANNUAL REPORT OF STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS
FISCAL YEAR JULY 1, 2010 – JUNE 30, 2011**

Number of persons who applied to Board for examination	1,104
Number of applications returned to sender because they were not duly filed	<u>82</u>
Number who were refused examination	<u>0</u>
Number who cancelled or withdrew application	142
Number who took examination	<u>962</u>
Number to whom initial licenses were issued (including reciprocity)	<u>419</u>
Number who applied for licenses by reciprocity or comity	<u>123</u>
Number who were granted licenses by reciprocity or comity	<u>123</u>
Number of licenses terminated for any reason other than failure to pay the required renewal fee (Deceased during 2009-2010 fiscal year)	<u>8</u>
TOTAL number of active licenses as of 6/30/2010	<u>13,521</u>
COMPLAINT REPORT RECEIVED DURING JULY 1, 2010 – JUNE 30, 2011	
Complaints Received:	
Board Staff	26
Case Reopened	0
Verbal/In Person	4
Written/Complaint Form	231
TOTAL	<u>261</u>
Complainant:	
Boards Staff	49
Concerned Citizen	32
Inspector	80
Licensee	42
Owner	46
State Agency	12
TOTAL	<u>261</u>
Complaints Registered Against:	
Licensee	127
Non-licensee	134
TOTAL	<u>261</u>
Alleged Issues: (One complaint may be listed in more than one category)	
Contractual / Financial Dispute	21
Criminal Convictions	15
Electrical Code Violations	14
Other	4
Permit - Inspections	33
Violation of Laws and Rules	174
Resolutions: (One complaint may be listed in more than one category)	
Unknown (Open Cases)	73
Informal Inquiry – Satisfactorily Resolved	8
Licensee - Dismissed	29
Licensee – Permit or Verbal Warning	3
Licensee – Reprimand, Probation, Civil Penalty	49
Licensee – Suspension or Revocation	4
Non – Licensee Warning	56
Non – Licensee Court Action	10
Non – Licensee Dismissed	29
TOTAL RESOLVED	188
TOTAL PENDING	73
TOTAL COMPLAINTS	<u>261</u>

ORDER FORMS

2011 NATIONAL ELECTRICAL CODE BOOKS

THE 2011 NEC BOOKS (SOFT-COVER) ARE AVAILABLE FOR PURCHASE FROM THE BOARD'S OFFICE. PLEASE MAKE CHECK OR MONEY ORDER PAYABLE TO: STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS.

MAIL TO: P. O. BOX 18727, RALEIGH, NC 27619-8727. THE BOARD'S DISCOUNT PRICE SCHEDULE IS AS FOLLOWS:

QUANTITY	PER COPY
1-9	\$70.00
10 OR MORE	\$64.00
Licensee Special-Any Quantity	\$64.00

QUANTITY: _____ LICENSE NUMBER: _____

NAME: _____

ADDRESS: _____

CITY: _____ STATE: _____ ZIP: _____

RESIDENTIAL ADDRESS COMMERCIAL ADDRESS

METHOD OF PAYMENT: CHECK MONEY ORDER VISA MASTERCARD

Card # _____ Exp. Date _____

Name on Card _____ Signature _____

-----✂-----CUT HERE-----✂-----

**ORDER FORM
NASCLA CONTRACTORS GUIDE TO BUSINESS, LAW AND PROJECT MANAGEMENT
NORTH CAROLINA ELECTRICAL CONTRACTORS' EDITION**

PLEASE USE THIS FORM TO PURCHASE YOUR NASCLA CONTRACTORS GUIDE TO BUSINESS, LAW AND PROJECT MANAGEMENT-NORTH CAROLINA ELECTRICAL CONTRACTORS' EDITION. THE COST IS **\$45.00** PER COPY. PLEASE MAKE CHECK OR MONEY ORDER PAYABLE TO: STATE BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS. **MAIL TO:** P. O. BOX 18727, RALEIGH, NC 27619-8727.

QUANTITY _____

NAME: _____

ADDRESS: _____

CITY: _____ STATE: _____ ZIP: _____

METHOD OF PAYMENT: CHECK MONEY ORDER VISA MASTERCARD

Card # _____ Exp. Date _____

Name on Card _____ Signature _____

KNOW YOUR FIELD REPRESENTATIVE / INVESTIGATOR

The Board currently employs three Field Representative/Investigators for the State of North Carolina responsible for performing administrative and investigative work. You are invited to contact your area representative for any assistance or services that we may provide.

EASTERN REGION

Roy Wilson

Telephone: 910-385-8556
Fax: 800-691-8399
Email: rwilson@ncbeec.org

CENTRAL REGION

Mitch Bryant

Telephone: 919-208-0400
Fax: 800-691-8399
Email: mitchb@ncbeec.org

WESTERN REGION

Robert H. Lawson

Telephone: 828-406-1143
Fax: 800-691-8399
Email: gusl@ncbeec.org

COUNTY ASSIGNMENT

BEAUFORT
BERTIE
BLADEN
BRUNSWICK
CAMDEN
CARTERET
CHOWAN
COLUMBUS
CRAVEN
CUMBERLAND
CURRITUCK
DARE
DUPLIN
EDGECOMBE
GATES
GREENE
HERTFORD
HYDE
JONES
LENOIR
MARTIN
NEW HANOVER
NORTHAMPTON
ONSLOW
PAMLICO
PASQUOTANK
PENDER
PERQUIMANS
PITT
SAMPSON
TYRRELL
WASHINGTON
WAYNE
WILSON

COUNTY ASSIGNMENT

ALAMANCE
ANSON
CABARRUS
CASWELL
CHATHAM
DAVIDSON
DAVIE
DURHAM
FORSYTH
FRANKLIN
GRANVILLE
GUILFORD
HALIFAX
HARNETT
HOKE
JOHNSTON
LEE
MONTGOMERY
MOORE
NASH
ORANGE
PERSON
RANDOLPH
RICHMOND
ROBESON
ROCKINGHAM
ROWAN
SCOTLAND
STANLY
UNION
VANCE
WAKE
WARREN

COUNTY ASSIGNMENT

ALEXANDER
ALLEGHANY
ASHE
AVERY
BUNCOMBE
BURKE
CALDWELL
CATAWBA
CHEROKEE
CLAY
CLEVELAND
GASTON
GRAHAM
HAYWOOD
HENDERSON
IREDELL
JACKSON
LINCOLN
MACON
MADISON
McDOWELL
MITCHELL
MECKLENBURG
POLK
RUTHERFORD
STOKES
SURRY
SWAIN
TRANSYLVANIA
WATAUGA
WILKES
YADKIN
YANCEY

UNLICENSED ELECTRICAL CONTRACTOR – HOW TO REPORT

It is a violation of state law for any person, partnership, firm or corporation to engage or offer to engage in the business of electrical contracting without a license.

Any person may file a complaint against an alleged unlicensed electrical contractor. Such complaint must be filed in writing to the Board. Please provide important information and documentation to support your complaint such as:

- name and contact information for the alleged violator
- what electrical work was performed
- date and address where electrical work was performed
- business cards, invoices, canceled checks, credit card receipts, photographs
- written statement, proposal or invoice from licensed electrical contractor who examined or repaired your electrical work

Use our **Online Complaint Report Form**. Go to www.ncbeec.org and click on Complaints. From there click on Complaint Report Form:

- fill in your contact information as the complaining party
- fill in contact information of the person or firm you are complaining about
- describe your complaint in detail
- print, sign and send to the Board office with information and documentation as listed above

When received, your Complaint will be assigned to a Board Investigator who will contact you to schedule our investigation.

For more information, please visit our website or call the Board office at 919-733-9042.

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

COURT CASES

CASE FILE NUMBER: 2010-246

NON-LICENSEE: Doug Jefferson d/b/a Eastern Audio Visual

ADDRESS: 575 Dixon Rd.
Chocowinity, NC 27817

VIOLATION: Engaging in the business of electrical contracting without a license

COURT ACTION: Civil action instituted in Carteret County Superior Court resulting in the entry of a Court Order on April 17, 2011 whereby Doug Jefferson d/b/a Eastern Audio Visual is permanently restrained from engaging in the business of electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina, until such time he has been issued a license from the Board. The defendant was assessed with the costs of this action.

EFFECTIVE DATE: April 17, 2011

NOTICE OF VIOLATIONS

CASE FILE NUMBER: 2010-128

LICENSEE: BAB Construction

ADDRESS: 702 South 15th Street
Wilmington, NC 28401

LISTED QUALIFIED INDIVIDUAL: John Edward Crampton

LICENSE NUMBER: 28049-L

VIOLATION(S): Violated General Statute 87-47 (a1) (7) in that the firm:

- (1) Failed to obtain required electrical permit;
- (2) Failed to complete or abandoned a project;
- (3) Failed to correct deficiencies in a timely manner;
- (4) Installed electrical contracting work with violations of the State Electrical Code (2008 National Electrical Code) as follows:
 - (a) Installed electrical wiring to energize a hot tub at 5224 Sun Coast Drive, Wilmington, NC 28411 with several code violations including bonding, overcurrent issues and clearance from electrical disconnect.
- (5) Failed to cooperate with Field Staff and the New Hanover Inspections Department to resolve the complaint.

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

BOARD ACTION: The Board, acting through its staff, proposed a six (6) months suspension of license and the right to serve as a listed qualified individual on any license with conditions of reinstatement as follows:

- (1) Prior to reinstatement repay the monies promised to the owner of 5224 Sun Coast Drive, Wilmington, Ms. Elaine Sundstrom;
- (2) Prior to reinstatement, attend and pass Standard Level I Electrical Inspector Course approved by the NC Code Officials Qualifications Board;
- (3) Upon reinstatement, probationary period of twelve (12) months with condition that Respondent commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and
- (4) In the event of failure to comply with the terms of probation, license and the right to serve as a listed qualified individual on any license will be revoked.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2010-148

LICENSEE: Intrepid Electric Co. Inc.

ADDRESS: 155 Cornelius Road
Mooresville, NC 28117

LISTED QUALIFIED INDIVIDUAL: David Kevin Burnette

LICENSE NUMBER: 18806-U

VIOLATION(S): Violated General Statute 87-47 (a1) (3) and (7) in that the firm:

- (1) Aided or abetted unlicensed activity in that firm allowed Mr. Jeffrey Ray to work for firm without being a bona fide employee and reported his income on a 1099 Form instead of a W-2 Form; and
- (2) Failed to pay employee wages.

BOARD ACTION: The Board, acting through its staff, proposed a suspension for six (6) months starting October 8, 2010 and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

- (1) Prior to reinstatement, firm must show proof that you have paid Mr. Jeffrey Ray \$1,500 employment wages by required method of payment;
- (2) Upon reinstatement, probationary period of twelve (12) months with condition that David Kevin Burnette and firm commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and
- (3) In the event of failure to comply with the terms of probation, your license and the right to serve as a listed qualified individual on any license will be revoked.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2010-188

LICENSEE: Capital Heating and Air LLC

ADDRESS: 4455 Langhorne Drive
Winston-Salem, NC 27106

LISTED QUALIFIED INDIVIDUAL: Warren Doles Mitchell

LICENSE NUMBER: 25701-SP-PH

VIOLATION(S): Violated General Statute 87-47 (a1) (1) and Rule 160A-417-4 in that the firm:

- (a) continued to operate the business with an expired electrical license for three (3) months; and
- (b) failed to acquire electrical permits for jobs located at 148 Blaze Street and 1500 Mt. Zion Place in Winston Salem.

BOARD ACTION: The Board, acting through its staff, proposed a written reprimand.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: February 24, 2011

CASE FILE NUMBER: 2010-219

LICENSEE: Dewayne Murphy Electrical Contractor

ADDRESS: P. O. Box 263
Sneads Ferry, NC 28460

LISTED QUALIFIED INDIVIDUAL: Dewayne M. Murphy

LICENSE NUMBER: 20186-L

VIOLATION(S): Violated General Statute 87-47 (a1) (1) in that the firm:

- (1) Continued to operate electrical contracting business after license expired.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and one (1) year probation, with one (1) year suspension of license when reactivated and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

- (1) Commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board;
- (2) Have written contracts or proposals for all projects having a project value in excess of one hundred dollars (\$100.00) signed by the licensee and customer for each installation for which the licensee is responsible;
- (3) Obtain permits prior to commencement of work and obtain inspections within ten (10) days of substantial completion for all work for which license is required;
- (4) Maintain job files or other written records of contracts made and installations performed;
- (5) Neither engage, offer to engage or market electrical contracting other than in the name in which license is shown on the records of the Board;
- (6) Utilize only employees receiving a W-2 from the Respondent firm and only on projects for what the firm has its electrical contracts and provide supervision by a qualified person; and

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

(7) Maintain records detailing and documenting compliance with the provisions of the probation order which records shall be available for inspection at any time during normal business hours upon request of the staff of the Board.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2010-220 and 2010-24

LICENSEE: Brian Campbell Electric

ADDRESS: 448 HWY 62

Greensboro, NC 27406

LISTED QUALIFIED INDIVIDUAL: Brian Clifford Campbell

LICENSE NUMBER: 19590-U

VIOLATION(S): Violated General Statute 87-47 (a1) (5) and (7) in that the firm:

(1) Failed to correct electrical deficiencies in a timely manner;

(2) Failed to supervise employees;

(3) Installed electrical contracting work with violations of the State Electrical Code by installing thirty one 200 amp overcurrent devices on 1/0 aluminum and two 200 amp overcurrent devices on 2/0 aluminum sub-feeders for dwelling units.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and one (1) year probation, with one (1) year suspension of license and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board;

(2) Have written contracts or proposals for all projects having a project value in excess of one hundred dollars (\$100.00) signed by the licensee and customer for each installation for which the licensee is responsible;

(3) Obtain permits prior to commencement of work and obtain inspections within ten (10) days of substantial completion for all work for which license is required;

(4) Maintain job files or other written records of contracts made and installations performed;

(5) Neither engage, offer to engage or market electrical contracting other than in the name in which license is shown on the records of the Board;

(6) Utilize only employees receiving a W-2 from the Respondent firm and only on projects for what the firm has its electrical contracts and provide supervision by a qualified person;

(7) Maintain records detailing and documenting compliance with the provisions of the probation order which records shall be available for inspection at any time during normal business hours upon request of the staff of the Board;

(8) Attend and pass Contractor Disciplinary Business Course offered by Umpire Technology by December 31, 2011;

(9) Attend and pass Standard Level I Electrical Inspector Course approved by the NC Code Officials Qualifications Board by December 31, 2011; and

(10) Repay \$6343.50 to the Mariner's Point Home Owners Association twelve consecutive monthly payments beginning January 31, 2011.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2010-225

LICENSEE: Davis Electric

ADDRESS: 1002 Royal Hunt Ct.

Apex, NC 27502

LISTED QUALIFIED INDIVIDUAL: Stephen Ashton Davis

LICENSE NUMBER: 24653-L

VIOLATION(S): Violated General Statute 87-47 (a1) (2), (3), (5), (6) (7) and Board Rules .0306 (A), (B), (C), .0402 (B) .0907 (A), (B), (C) and .0908 (B) in that the firm:

(a) contracted with Victor Diaz, non-licensee, to complete an electrical trim out of a residential project located at 409 Pearce Street, Wake Forest, NC;

(b) abandoned electrical contract with Steve Mattocks, General Contractor, to install electrical system at the Pearce Street residence;

(c) failed to operate electrical contracting business in the same name issued by the Board in that the firm operated in the name of Arrowhead Electric, Inc. d/b/a Davis Electric.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and a civil penalty of one thousand dollars (\$1,000.00) and two (2) year probation, with one (1) year suspension of license and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Stephen Ashton Davis commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board;

(2) Stephen Ashton Davis attend and present evidence of a passing grade by October 31, 2011 a Board approved Contractors Educational Course provided by Contractors Education Service, LLC / Umpire Technologies Group Inc;

(3) have written contracts or proposals signed by licensee and customer for all projects for which licensee is responsible;

(4) obtain permits as required for each contract prior to commencement of work, retain a copy of the permit in job file for each particular installation and assure that a

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

final inspection has been performed by the Local Code Enforcement official for each installation;

(5) maintain job files or other written records of contracts made and installations performed;

(6) utilize no personnel on any job except;

(a) persons receiving a IRS Form W-2 from the licensee;

(b) an employee of both the licensee and a labor supplier such as Manpower, Tradesman, Work Force, etc;

(c) utilize only IRS Form W-2 employees of the licensee as qualifiers, job superintendents or foremen;

(7) subcontract no jobs to other licensed electrical contractors;

(8) take steps to assure that a person holding qualification license from Board visit every job prior to every inspection request; and

(9) maintain records detailing and documenting compliance with the provisions of this probation order which records shall be available for inspection at any time during normal business hours upon request of the staff of the Board.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: February 24, 2011

CASE FILE NUMBER: 2010-226

LICENSEE: Hacker Electric Co.

ADDRESS: 329 Toddville Road
Charlotte, NC 28214

LISTED QUALIFIED INDIVIDUAL: Terry Keith Hacker

LICENSE NUMBER: 18192-U

VIOLATION(S): Violated General Statute 87-47 (a1) (2) (3) and (7) in that the firm:

(1) Have aided or abetted unlicensed activity in that firm allowed Gary Lewis to use firm's electrical contracting license to obtain an electrical permit from the Lincoln County Inspections Department, so unlicensed individual could and did engage in electrical contracting at the home located at 7722 Juniper lane, Denver, NC 28037. Gary Lewis is not a Bona Fide Employee of the firm and is not licensee of this Board; and

(2) Engaged in deceit or unethical conduct in the use of license.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and a civil penalty of one thousand dollars (\$1,000.00) and one (1) year probation, with six (6) month suspension of license and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and

(2) Utilize only employees receiving a W-2 from the Respondent firm and only on projects for what the firm has its electrical contracts and provide supervision by a qualified person.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2010-233

LICENSEE: Moonlite Electric & Construction Inc

ADDRESS: 104 C Woodwinds Industrial Court
Cary, NC 27511

LISTED QUALIFIED INDIVIDUAL: Keith Douglas Larson

LICENSE NUMBER: 21172-U

VIOLATION(S): Violated General Statute 87-47 (a1) (1), (6) and (7) in that the firm:

(1) Continued to operate electrical contracting business after license expired; and

(2) Engaged in false, misleading or deceptive advertising.

BOARD ACTION: The Board, acting through its staff, proposed a Written Reprimand.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2010-242

LICENSEE: Ideal Electrical Services Inc.

ADDRESS: 6721 First Avenue
Indian Trail, NC 28079

LISTED QUALIFIED INDIVIDUAL: Jeffrey Daniel Little

LICENSE NUMBER: 25959-L

VIOLATION(S): Violated General Statute 87-47 (a1) (1), (2), (5) and (7) in that the firm:

(1) Exceeded the scope of firm's Limited electrical contracting license in that Jeffrey Daniel Little bid on two electrical lighting projects for the Union County School Systems at Parkwood Middle School and Sun Valley Middle School exceeding project value of \$40,000.00;

(2) aided and abetted Lowes Commercial Services, an unlicensed electrical contractor, to bid the above referenced electrical contracting projects; and

(3) engaged in deceit and unethical conduct of license.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and a civil penalty of one thousand dollars (\$1,000.00) and one (1) year probation, with six (6) month suspension of license and the right to serve as a listed qualified individual on any license issued by the Board in the event of failure to comply with the following conditions:

Jeffrey Daniel Little commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: February 24, 2011

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

CASE FILE NUMBER: 2010-251

LICENSEE: Carolina Wiring Inc

ADDRESS: P.O. Box 30
Kitty Hawk, NC 27949

LISTED QUALIFIED INDIVIDUAL: David John Tarrao

LICENSE NUMBER: 24720-L

VIOLATION(S): Violated General Statute 87-47 (a1) (7) in that the firm:

(1) Failed to obtain required electrical permit from the County of Currituck to engage in electrical contracting work at a residential building located at 805 Lighthouse Drive, Corolla NC.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required; and
(2) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2010-254

LICENSEE: A Sound Experience Inc

ADDRESS: P.O. Box 1803
Boiling Springs, NC 28017

LISTED QUALIFIED INDIVIDUAL: Eric Wright Lopp

LICENSE NUMBER: 26313-U

VIOLATION(S): Violated General Statute 87-47 (a1) (6) and (7) in that the firm:

(1) Operated in a firm name other than that in which license is issued; and

(2) Failed to supervise employees; In that you committed yourself to work for an employer other than the employer on whose license you are the listed qualified individual.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and a civil penalty of five hundred dollars (\$500.00).

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2011-1

LICENSEE: Dills & Sons Electric

ADDRESS: 328 Maupin Avenue
Salisbury, NC 28144

LISTED QUALIFIED INDIVIDUAL: Douglas Dills

LICENSE NUMBER: 06849-L

VIOLATION(S): Violated General Statute 87-47 (a1) (7) and Rule .0402 (b) in that the firm:

(1) Continued to operate electrical contracting business after license expired by installing electrical wiring for an electric water heater at 818 Moupin Ave, Salisbury NC; and

(2) Operated in a name other than that in which your license is issued by using a statement with letterhead in the name of Douglas Dills.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and one (1) year probation, with the following conditions:

Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2011-7

LICENSEE: RJR Electric and Heating & Air Inc

ADDRESS: P. O. Box 2177
Burlington, NC 27216-2177

LISTED QUALIFIED INDIVIDUAL: Robbin Joel Roberts

LICENSE NUMBER: 29149-L

VIOLATION(S): Violated General Statute 87-47 (a1) (7) in that the firm:

(1) Failed to give proper supervision to field employee's for an electrical project at 309 Huffman Mill Road Suite 270, Burlington, NC; and

(2) Failed to obtain required electrical permit.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required; and

(2) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2011-8

LICENSEE: Wright Brothers Electric Company Inc.

ADDRESS: 711-A N. Person St.
Raleigh, NC 27604

LISTED QUALIFIED INDIVIDUAL: Ernest V. Wright

LICENSE NUMBER: 04940-U

VIOLATION(S): Violated General Statute 87-47 (a1) (7) in that the firm:

Failed to request a final electrical inspection at a residential building located at 6609 Litchford Road, Raleigh NC.

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

- (1) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required; and
- (2) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2011-11

LICENSEE: H.D. Long Electrical Contractor Inc.

ADDRESS: 1618 Hammond Blvd
Jacksonville, FL 32221

LISTED QUALIFIED INDIVIDUAL: Harry D. Long Jr.

LICENSE NUMBER: 17895-U

VIOLATION(S): Violated General Statute 87-47 (a1) (7) in that the firm:

- (1) Failed to obtain required electrical permit, required by GS 160A-417, from the City of Asheville prior to performing electrical work on a project located at Asheville Airport, 61 Terminal Drive, Asheville NC.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

- (1) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board; and
- (2) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2011-19

LICENSEE: Pernell's Electrical Works

ADDRESS: P.O. Box 11736
Winston-Salem, NC 27116-1736

LISTED QUALIFIED INDIVIDUAL: Dino Miguel Pernell

LICENSE NUMBER: 28728-L

VIOLATION(S): Violated General Statute 87-47 (a1) (6) and (7) in that the firm:

- (1) Operated in a name other than that in which license is issued, Pernell's Electrical Works, LLC;
- (2) Failed to correct electrical deficiencies in a timely manner on an electrical project at 272 Sunset Drive, Lexington NC; and
- (3) Installed electrical contracting work with violations of

the State Electrical Code (2008 National Electrical Code).

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and one (1) year probation, with one (1) year suspension of license and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

- (1) Commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board;
- (2) Have written contracts or proposals for all projects having a project value in excess of one hundred dollars (\$100.00) signed by the licensee and customer for each installation for which the licensee is responsible;
- (3) Obtain permits prior to commencement of work and obtain inspections within ten (10) days of substantial completion for all work for which license is required;
- (4) Maintain job files or other written records of contracts made and installations performed;
- (5) Neither engage, offer to engage or market electrical contracting other than in the name in which license is shown on the records of the Board; and
- (6) Attend and pass Standard Level I Electrical Inspector Course approved by the NC Code Officials Qualifications Board by March 25, 2012.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2011-32

LICENSEE: Glow-Rite Electric

ADDRESS: 128 George Wilton Drive
Clayton, NC 27520

LISTED QUALIFIED INDIVIDUAL: James Preston Freeman

LICENSE NUMBER: 18794-L

VIOLATION(S): Violated General Statute 87-47 (a1) (7) in that the firm:

- (1) Failed to obtain required electrical permit for installing three 120 volt receptacles in the Sharpsburg Friendly Mart located at 214 East Main Street, Sharpsburg, NC; and
- (2) Failed to obtain required final electrical inspection.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

- (1) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required;
- (2) Complete the work, correct all code violations and request final inspection approval within (10) days of notice; and

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

(3) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board
There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2011-36

LICENSEE: M. L. Price Electric Company

ADDRESS: P. O. Box 1029
Wilson, NC 27893

LISTED QUALIFIED INDIVIDUAL: Michael Lloyd Price

LICENSE NUMBER: 10588-I

VIOLATION(S): Violated General Statute 87-47 (a1) (7) in that the firm:

Failed to obtain required electrical permit from Nash County Inspections prior to performing electrical contracting work on a residential building located at 8289 Strickland Road, Middlesex, NC.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required; and
(2) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2011-37

LICENSEE: Going Up Elevators Inc. d/b/a Atlantic Elevators

ADDRESS: P. O. Box 1521
Manteo, NC 27954

LISTED QUALIFIED INDIVIDUAL: William Lee Jones

LICENSE NUMBER: 06925-L

VIOLATION(S): Violated General Statute 87-47 (a1) (3), (5), (6) and (7) in that the firm:

(1) Aided and Abetted unlicensed activity in that firm allowed Terry Andres Young, employee of Going up Elevators Inc. d/b/a Atlantic Elevators, to operate a branch office in Morehead NC without holding a valid electrical contracting license for the branch office;

(2) Engaged in false, misleading and deceptive advertising by operating in a name other than which electrical contracting license is issued by the Board. Firm advertised in the names of Atlantic Lifts and Atlantic Elevators;

(3) Failed to supervise employees; and

(4) Engaged in deceit or unethical conduct in the use of license.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and a civil penalty of five hundred dollars (\$500.00) and one (1) year probation, with six (6) month suspension of license and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board;

(2) Firm will designate a main office at 208 West Fresh Pond Drive, Kill Devil Hills, NC;

(3) Firm will bid, contract and conduct all business for Going Up Elevators Inc. d/b/a Atlantic Elevators at designated office;

(4) William Lee Jones must supervise and direct all electrical contracting work each day the firm business operates;

(5) William Lee Jones must inspect all electrical work in progress by employees of Going Up Elevators Inc. d/b/a Atlantic Elevators before requesting a final electrical inspection.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2011-73

LICENSEE: Hamilton Electric & Maintenance Service

ADDRESS: P. O. Box 864
Fletcher, NC 28732

LISTED QUALIFIED INDIVIDUAL: Gary Roger Hamilton

LICENSE NUMBER: 19466-L

VIOLATION(S): Violated General Statute 87-47 (a1) (7) in that the firm:

Failed to obtain required electrical permit, required by GS 153A-357, from Henderson County prior to performing electrical work on a project located at 1202 Highland Avenue, Hendersonville, NC.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required; and

(2) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

ORDERS

CASE FILE NUMBER: File #2009-103, 2009193 & 2010-80

LICENSEE: ADT Security Services of Fayetteville

ADDRESS: 2515 Downing Road
Fayetteville, NC 28312

LISTED QUALIFIED INDIVIDUAL: Jackie Ray Mauldin

LICENSE NUMBER: 23045-SP-FA/LV

VIOLATION(S): 1. Respondents undertook to perform electrical contracting work from an unlicensed branch office located at 3810 US Highway 421, Suite 130, Wilmington, North Carolina.

2. Respondent:

(a) failed to properly supervise electrical contracting project out of the Wilmington office, and

(b) attempted to operate the branch by using the qualifications of the Fayetteville office to operate two places of business and authorized the New Hanover Inspection Department to issue an electrical permit for an electrical project at the Praise and Deliverance Church at 3601 Princess Place Drive for an installation carried out by an unlicensed ADT Security Services office.

(c) operated the Wilmington branch office without a valid electrical contracting license and without at least one qualified individual regularly on active duty at the Wilmington location and responsible for that office on the records of the Board.

3. Respondents undertook to perform electrical contracting work relating to the fire alarm system at the First Baptist Church Child Development Center at 201 S. Main St., Spring Lake, North Carolina. The Board staff contends that in the event of hearing, evidence would show that in the course of work on the project, Respondents:

(a) undertook to carry out modifications to a system under control of ADT without bringing the system up to code and without giving clear warning and notice to the customer that the doorlock system and pulldown systems were not integrated into the system; (b) added a single one horn/strobe on the system which subsequently failed to activate properly, failing to produce the required audible signal in all parts of the Development Center (Section 7.4.2.5.2);

(c) located a single strobe/horn in a hallway which was not visible when alarm was activated when electromagnetic doors not installed by ADT were closed (Section 7.5.4.2.5); and

(d) failed to determine whether permits were required for the work in fact carried out from either the Building Inspector's office for the low voltage electrical wiring or from the Fire Inspector's Office (Section 901.3).

4. Respondents deny that the evidence would support the contentions of the Board staff or that they

violated the statutes or rules enforced by the Board, but agreed to entry of a Consent Order in order to resolve the matter and avoid further proceedings before the Board.

BOARD ACTION: Based upon the foregoing Findings of Fact and Conclusions of Law, and with the consent of all parties, the Board enters the following order:

1. That the Board impose a civil penalty of \$500.00 upon the licensee, ADT Security Services of Fayetteville;

2. That the license of Respondent firm, ADT Security Services of Fayetteville, and the status of Respondent, Jackie Ray Mauldin, as a qualifying individual be placed on probation for a period of six (6) months, effective upon final action by the Board.

3. During the period of probation, Respondents ADT Security Services of Fayetteville and Jackie Ray Mauldin, shall comply with the following conditions of probation:

(a) have written contracts or proposals signed by the licensee and customer for each installation for which licensee is responsible prior to commencement of work, which contracts shall detail the scope of the work, any work not included and prominently display disclaimer of responsibility for components of the fire safety protection system in the structure not under responsibility of ADT;

(b) obtain permits for all contracts for which license is required and which exceed in value the sum of \$100.00, retain a copy of the permit in the job file for each particular installation and assure that a final inspection has been performed by the Local Code Enforcement Official for each installation. A letter from the local AHJ advising that no permit is required for a particular project will be taken as evidence of compliance;

(c) undertake no work except under supervision and direction of a listed qualified individual who meets the requirements of the last sentence of 21 NCAC 18B.0907(c) as well as the provisions of G.S. 87-43;

(d) maintain job files or other written records of contracts made and installations performed;

(e) maintain records detailing and documenting compliance with the provisions of this probation order which records shall be available for inspection at any time during normal business hours upon request of the staff of the Board;

(f) take steps to assure that both sales and installation personnel active in North Carolina have become personally familiar with the license and supervision requirements of the Board; this provision applies particularly to the Wilmington and Fayetteville offices; and

(g) commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board.

4. In the event of violation of terms of the probation, and after notice and opportunity for hearing, license may be revoked or suspended for a period of time as determined

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

by the severity of the violation of the Consent Order. The Board may impose additional sanctions if indicated by any new violations of G.S. 87-47.

There was no objection from Mr. Mauldin and the Consent Order was approved by the Board as a Final Decision February 9, 2011.

EFFECTIVE DATE: February 9, 2011

CASE FILE NUMBER: 2010-184

LICENSEE: TJ's Electrical Service Inc d/b/a Mr. Electric of NENC

ADDRESS: 101 Taylor Leigh Drive
South Mills, NC 27976

LISTED QUALIFIED INDIVIDUAL: Vincent R. Mercado
LICENSE NUMBER: 24989-1

VIOLATION(S): Violation of North Carolina General Statute 87-47 (a1) (1) and (7) and the Rules of the Board in that firm;

1. On December 10, 2008, the Board entered a reprimand on the license record of Respondent and placed the license on probation for 18 months with provisions that Respondent:

(a) commit no further violation of the General Statutes or the Rules of the Board;

(b) enroll in the approved disciplinary class offered by Contractors Education Services, LLC/Umpire Technologies Group, Inc. and present evidence of a passing score by September 10, 2009;

(c) obtain all required electrical permits prior to starting any electrical projects and assure that final inspections have been performed; and

(d) firm and qualifier complete the electrical contracting project in question in this Order and have approved final electrical inspection.

2. The 2008 Order arose from allegations of disconnecting and reconnecting a meter base without coordination with Dominion Power.

3. As a result of the Order, Respondents were on probation from December 10, 2008, until June 10, 2010.

4. During August 2010, Respondent entered into a contract to install an electrical system consisting of installation of a generator, associated electrical equipment and wiring at a residence located at 324 Planter's Run, Elizabeth City, N.C.. The Board staff alleged that Respondents:

(a) failed to obtain authorization from Elizabeth City Public Utilities Company prior to removing the electric meter from the meter base;

(b) cut service entrance cable to the main panel and added new service cables;

(c) installed a 20KW generator with associated panel and wiring;

(d) failed to obtain an inspection of the installation upon completion;

(e) reconnected permanent power without notice or communication with the electrical utility and final inspection;

(f) inserted stranded wire equipment ground conductor paralleled into two equipment ground buss terminals in interior sub-panel;

(g) inserted Liquidtight flexible nonmetallic conduit into PVC conduit coupling without approved Liquidtight flexible nonmetallic conduit connector; and

(h) left less than 25 inches of working space in front of Service Equipment/Main Circuit Breaker/Automatic Transfer Switch combination.

5. Respondents disputed certain of the allegations and contend the firm has now addressed the issues, understand the necessity for coordination with the utility company as well as the need for permits and inspections. Nevertheless, in order to resolve the issues and eliminate the necessity for a hearing, Respondents have agreed upon this Order and request entry of the Order by the Board.

BOARD ACTION: Based upon the foregoing Findings of Fact and Conclusions of Law, and with the consent of all parties, the Board enters the following order:

1. Respondents' license and qualification to engage in business as an electrical contractor is suspended for a period of six (6) months.

2. Prior to reissuance of license to Respondents at the conclusion of the suspension, Respondents shall:

(a) have presented evidence to the Board that during the suspension, Vincente Ricardo Mercado has taken and passed the Building Code Law and Administration Class and also the Level I Electrical Code Class available through the Department of Insurance; and

(b) Mr. and Mrs. Mercado shall have met personally with representatives of Dominion Power and Elizabeth City Utilities in the presence of the staff of the Board, and reviewed utility policy protocol and requirements for disconnection and reconnection of power to any residence or business.

3. Upon completion of six (6) months suspension and return of license to Respondent, license of Respondent shall be placed on probation for two (2) years, during which Respondent shall comply with the following terms and conditions:

(a) have written contracts signed by the Respondent and customer for each installation in excess of \$100.00 for which Respondent is responsible;

(b) obtain permits as required for each contract prior to commencement of work;

(c) maintain a job file for each job, containing the records of that project, including a copy of the contract and permit;

(d) request inspection within 10 days of substantial completion, as to both the rough-in and final stage of the project; and

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

(e) commit no violation of Article 4, Chapter 87 or the Rules of the Board with regard to any qualification administered by the Board.

4. During the period of probation, the foregoing records and the contracting activities of the Respondent shall be monitored by the staff of the Board.

5. That in the event of violation of terms of this order, this Order may be entered into evidence together with evidence of any such violation and license will be revoked.

6. During the period of suspension of license, the Respondents may complete any project under contract and for which permit has been issued as of June 8, 2011.

There was no objection from Mr. Mercado and the Consent Order was approved by the Board as a Final Decision June 8, 2011.

EFFECTIVE DATE: June 8, 2011

CASE FILE NUMBER: 2010-186

LICENSEE: T & N Electric Corporation

ADDRESS: 5449 NC Hwy 210 S
Stedman, NC 28391

LISTED QUALIFIED INDIVIDUAL: Jason Elliot Bryant

LICENSE NUMBER: 28098-U

VIOLATION(S): Violated General Statute 87-47 (a1) (7), Title 21 NCAC 18B .0907 (c), .0908 (a) (b) and (c):

1. Respondent operates a contracting business in Stedman, North Carolina, two hours from Pitt County.

2. During 2009 Respondents entered into a subcontract with a General Contractor to install electrical systems in new residences being constructed at Lot 80, 3900 Dublin Road, Greenville, N.C., and Lot 65, 4145 Killarney Drive, Greenville, N.C., and in other locations in Pitt County, North Carolina. In the course of the contracts, Respondents installed electrical wiring systems with multiple electrical code infractions.

3. The local inspection department carried out face to face meetings with Respondents before making a complaint to this Board, but re-inspections and failed inspections continued to occur.

4. The efforts of the qualified individual to visit the job weekly failed to provide adequate onsite review of the work by a person holding qualifications from the Board and failed to direct and supervise employees sufficient to meet the Board standards of competence.

BOARD ACTION: Based upon the foregoing Findings of Fact and Conclusions of Law, and with the consent of all parties, the Board enters the following order:

1. A reprimand is entered on the license record of each Respondent.

2. That the license of Respondent firm and the status of Respondent, Jason Elliot Bryant, as a qualifying individual be placed on probation for two (2) years, during which period of time Respondents shall comply with the following terms and conditions:

(a) obtain permits as required for each contract prior to commencement of work;

(b) have written contracts signed by the Respondent and customer for each installation in excess of \$100.00 for which Respondent is responsible;

(c) maintain a job file for each job, containing the records of that project, including a copy of the contract and permit;

(d) maintain a service log of all contracts and service calls by date of initial call and including the date of first response;

(e) within twenty-four (24) months after this Order becomes effective, the qualified individual shall enroll in, pass and present evidence to the Board of a passing grade in:

(1) the Special Contractor Business Management course offered by Umpire Technology approved by the Board;

(2) a Law and Administration class offered by N. C. Code Officials Qualification Board; and

(3) a Standard Level 1 Electrical Inspectors Certification class available through the Code Officials Qualification Board.

(f) implement procedures and supervision adequate to assure that systems pass both rough-in and final inspection without re-inspection at least 80% of the inspections;

(g) implement procedures within the business adequate to assure that final inspection is requested within ten (10) days of substantial completion of each installation, and that the results of the inspection request are known and of record in the business within a like period of time;

(h) implement procedures to call for re-inspection, if necessary, within ten (10) days after the request for final inspection;

(i) provide the Board with detailed written objectives for training supervisors in all processes;

(j) pay a civil penalty of \$1,000.00 per job listed on complaint (2 x \$1,000) or a total of \$2,000.00 within 90 days of the effective date of Board Order;

(k) submit to the Board at the end of each 3 month period a report detailing and documenting compliance with the provisions of this probation order. The report is to be sent directly to the Board's office;

(l) maintain the foregoing records, receipts and contracts for immediate review by the staff of the Board upon request; and

(m) commit no violation of Article 4, Chapter 87 or the Rules of the Board with regard to any qualification administered by the Board.

3. Until modified by further Order of the Board, the firm and the qualified individual shall limit their work and contracting activity to a 50 mile radius of 5449 NC Hwy. 210 S., Stedman, North Carolina. Upon addition of an additional qualified person, the radius may be extended to 100 miles. Upon addition of a third qualified person, the radius may be extended an additional 100 miles. If

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

the Respondents choose to open an additional office, the same requirements will apply to that office.

4. Without regard to the radius limit set out in the preceding paragraph, Respondents shall add an additional qualified person for each 15 employees added in excess of 22 employees until modified by further order of the Board.

5. In the event of violation of terms of this probation order, this Order may be entered into evidence together with evidence of any such violation and license and qualification will be revoked.

EFFECTIVE DATE: March 8, 2011

CASE FILE NUMBER: 2010-217

LICENSEE: Atlantic Coast Electrical Service LLC

ADDRESS: P. O. Box 8271

Ocean Isle Beach, NC 28469

LISTED QUALIFIED INDIVIDUAL: Jan Dell Tonkin II

LICENSE NUMBER: 24631-U

VIOLATION(S): Violation of North Carolina General Statute 87-47 (a1) (7) and Title 21 NCAC 18B .0908 (a) and the Rules of the Board in that firm;

(1) Failed to obtain required electrical permit for an electrical project at 7396 Balmore Drive and installed wiring to bond CSST gas piping with code and manufacture instructions violations; and

(2) Failed to obtain required final electrical inspection.

BOARD ACTION: The Disciplinary Committee recommended:

1. That the license of Atlantic Coast Electrical Service LLC and the qualification of Jan Dell Tonkin II to engage in business as an electrical contractor be placed on probation for ninety (90) days.

2. Jan Dell Tonkin II, Atlantic Coast Electrical Service LLC, must pay a civil penalty of one hundred dollars (\$100.00) within twenty (20) days of the date of Order.

3. During the period of probation, Jan Dell Tonkin II and Atlantic Coast Electrical Service LLC shall comply with the following conditions of probation:

(a) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required;

(b) Obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required; and

(c) Commit no violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board.

4. In the event of failure to comply with the terms of probation, your license and the right to serve as a listed qualified individual on any license will be suspended for six (6) months. The Board may impose such additional sanctions as indicated by any new violation of G.S. 87-47.

5. The Board may impose such additional sanctions as indicated by any new violations of G.S. 87-47.

There was no objection from Mr. Tonkin and the Recommended Order was approved by the Board as a Final Decision June 9, 2011.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2011-3

LICENSEE: Light House Electric Company

ADDRESS: 200 Badger Lane

Reidsville, NC 27320

LISTED QUALIFIED INDIVIDUAL: Phillip Ray Madison

LICENSE NUMBER: 26639-L

VIOLATION(S): Violation of North Carolina General Statute 87-47 (a1) (4) and the Rules of the Board in that firm;

1. Phillip Ray Madison contacted Board's Staff by phone November 22, 2010 to advise that he had a felony criminal conviction on November 15, 2010.

2. The application was be deferred pending review by the Committee as to criminal conduct.

3. The Board staff presented evidence of the felony criminal conviction "Indecent Liberties with Child". Phillip Ray Madison is on sixty (60) month Court Probation with Intensive Supervised Probation and Curfew as directed by Parole Officer and other conditions.

BOARD ACTION: The Disciplinary Committee recommended:

1. The qualifications of Phillip Ray Madison and license of Light House Electric Company must satisfy all court ordered supervised and unsupervised probation. The license and qualifications are suspended for thirty (30) days.

2. The license of Respondent may be reactivated upon presentation of evidence to the Board that Respondent has no additional criminal convictions other than traffic matters.

3. Upon renewal, Respondent's qualification is to be on probation for five (5) years with the following conditions:

(a) continue candor and truthfulness with the Board and by extension to the public;

(b) have no additional criminal convictions other than traffic matters; and

(c) commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board.

4. Forward a copy of the Court Judgment and Final Decision by the Board to any employer(s) and provide evidence of acknowledgement by the employer(s) within (15) days of this notice or change of employment.

5. In the event of violation of terms of the probation, license will be revoked. The Board may impose such additional sanctions as indicated by any new violations of G.S. 87-47.

There was no objection from Mr. Madison and the Recommended Order was approved by the Board as a Final Decision February 23, 2010.

EFFECTIVE DATE: February 23, 2010

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

CASE FILE NUMBER: 2011-5

LICENSEE:A-C Electric Inc.

ADDRESS: 1500 Carolina Ave.

Roanoke Rapids, NC 27870

LISTED QUALIFIED INDIVIDUAL: Charles E. Tant

LICENSE NUMBER: 5179-U

VIOLATION(S):Violated General Statute 87-47 (a1) (7) and Rule .0907 (C) in that the firm:

(1) Failed to obtain required permit for an electrical project at 1598 Lynchs Road, Hollister, from Halifax inspections;

(2) installed electrical contracting work with violation of the 2008 State Electrical Code in violation of 408.36 (D);

(3) installed an electrically back fed breaker in a panel with a 200 ampere main breaker that was deemed faulty. The 90 ampere field installed breaker was installed without additional fastener to secure breaker to the sub-panel.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Charles A. Tant commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules promulgated by the Board;

(2) obtain permits prior to commencement of work and request inspections within ten (10) days of substantial completion of all work for which license is required; and
(3) complete the work, correct all code violations and request final inspection approval within (10) days of this notice.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2011-34

LICENSEE:Affordable Electric Service and Repair

ADDRESS: 2106 N. Berkeley Blvd

Goldsboro, NC 27534

LISTED QUALIFIED INDIVIDUAL: Brandon Oliver Turnage

LICENSE NUMBER: 26023-L

VIOLATION(S):Violated General Statute 87-47 (a1) (7), Title 21 NCAC 18B .0402 (c) and GS 160A-417 (4) in that the firm:

(1) Failed to obtain required electrical permit and required inspection in a timely manner for an electrical project at 306 North Church Street, Mt. Olive, NC;

(2) Installed electrical contracting work with violations of the State Electrical Code (2008 National Electrical Code) by failing to install proper overcurrent protection/size circuit properly on heat pump changeout; and

(3) Failed to notify Board's Office of change of contact information.

BOARD ACTION: The Board, acting through its staff, proposed a reprimand and a civil penalty of two hundred fifty dollars (\$250.00) and six (6) month probation, with six (6) month suspension of license and the right to serve as a listed qualified individuals on any license issued by the Board in the event of failure to comply with the following conditions:

(1) Commit no further violation of Article 4, Chapter 87 of the General Statutes or the rules of the Board;

(2) Have written contracts or proposals for all projects having a project value in excess of one hundred dollars (\$100.00) signed by the licensee and customer for each installation for which the licensee is responsible;

(3) Obtain permits prior to commencement of work and obtain inspections within ten (10) days of substantial completion for all work for which license is required; and

(4) Maintain job files or other written records of contracts made and installations performed.

There was no objection from the licensee and the Board concurred in the action of staff.

EFFECTIVE DATE: June 9, 2011

CASE FILE NUMBER: 2011-93

LICENSEE:Beacon Electrical Contractors

ADDRESS: 1173 Lambe Road

Snow Camp, NC 27258

LISTED QUALIFIED INDIVIDUAL: Joseph Lloyd Clark

LICENSE NUMBER: 12830-L

VIOLATION(S):Violation of North Carolina General Statute 87-47 (a1) (5) and the Rules of the Board in that firm;

1. On July 3, 2008 a Board Order was entered and the qualifications of Joseph Lloyd Clark and the License of Beacon Electrical Contractors were suspended for one (1) year with conditions for reinstatement.

2. Respondent submitted application to reactivate license on January 13, 2011.

3. The application was deferred pending review by the Committee as to criminal conduct.

4. The Board staff presented evidence that Joseph Lloyd Clark failed to disclose August 5, 2009 criminal conviction for two (2) worthless checks. Staff further presented evidence that Mr. Clark has satisfied judgment including restitution of \$2,512.62.

BOARD ACTION: The Disciplinary Committee recommended:

1. As to the July 3, 2008 Board Order, before reinstatement of license, Respondent shall take the required sixteen (16) hours of continuing education by attendance at live program(s) prior to the reinstatement of license.

2. After satisfying item one the license of Respondent may be reactivated upon presentation of evidence to the

RECENT DISCIPLINARY ACTION TAKEN BY THE BOARD

Board that Respondent has no additional criminal convictions other than traffic matters.

3. Upon reactivation of license, qualifications and per Board Order dated July 3, 2008, Respondent's qualification is to be on probation for five (5) years with the following conditions:

(a) have written contracts signed by the Respondent and customer for each installation in excess of \$100.00 for which Respondent is responsible;

(b) obtain permits covering the full scope of work for each contract prior to commencement of work;

(c) maintain a job file for each job, containing the records of that project, including a copy of the contract and permit;

(d) request inspection within 10 days of substantial completion, as to both the rough-in and final stage of the project;

(e) receive no more than 50% of the contract amount prior to passing final inspection;

(f) commit no violation of Article 4, Chapter 87 of the General Statutes or the Rules of the Board;

(g) during the period of probation, Respondent shall submit quarterly reports documenting his compliance with the provisions of this probation order by either sending them directly to the Board's office or contacting the Board's Field Representative that the documents are ready for his review; and,

(h) commit no violation of Article 4, Chapter 87 or the Rules of the Board with regard to any qualification administered by the Board.

4. In the event of violation of terms of this Order, this Order may be entered into evidence together with evidence of any such violation and license will be permanently revoked.

There was no objection from Mr. Clark and the Recommended Order was approved by the Board as a Final Decision June 9, 2011.

EFFECTIVE DATE: June 9, 2011

CONSENT AGREEMENTS

Criminal background checks a randomly conducted on examination applicants at the time examination applications are received and on listed qualified individuals at the time of issuance of a license and license renewal. Persons with criminal convictions are evaluated to determine if the matter is under the purview of the Board and may be resolved by consent agreement signed by the individual stating that they will be in full compliance of the court imposed sanctions and sanctions of the Board. The individual further acknowledges that failure to comply with the court or Board sanctions could lead to formal proceedings by the Board and more serious sanctions against the individual.

Name	City	County	License	File Number
Joseph F. Nehls	Apex	Wake	11194/02-FA/LV	2010-108
Richard James Moore	Charlotte	Mecklenburg	10661-L	2007-2
Bryan Gregory King	Hickory	Catawba	17798-L	2010-192
Benjamin Wayne Kirkland	Bessemer City	Gaston	15435-L	2010-196
Tony Ray Smith	Raleigh	Wake	19381-U	2010-161
Michael Russell Puckett	Hickory	Catawba	19173-I	2008-66
Anthony Dean Jolly	Tabor City	Columbus	23112-I	2011-42
Charles Anthony Cardwell	Rural Hall	Forsyth	20100-L	2011-46

NON-LICENSEE – WARNINGS AND WARNING AFFIDAVITS

Staff may obtain by consent a warning affidavit in connection with the first offense of unlicensed individuals offering to engage in electrical contracting as defined in Article 4, Chapter 87 of the General Statutes of North Carolina. The Board may apply to the courts to restrain and enjoin such violations as unlicensed individuals engaging in electrical contracting. The North Carolina Electrical Contracting Licensing Laws, specifically General Statutes 87-43, 87-43.1 and 87-48 has been explained to each individual listed below. Staff obtained by consent a sworn warning affidavit signed by the unlicensed individual and verbal assurance from the unlicensed individual stating that they will refrain from engaging or offering to engage in any electrical contracting in the State of North Carolina until such time they have qualified and obtained an electrical contracting license from the Board.

Name	City	County	File Number
Jarvis William Peaden Sr.	Wilson	Wilson	2010-231
Jarvis William Peaden Jr.	Wilson	Wilson	2010-231

Jonathon C. Peyatt	Conover	Catawba	2010-243
Oscar Martin Correa-Hernandez	Hickory	Catawba	2010-199
Kevin Williams	Mooresville	Iredell	2010-224
Timothy Michael Lord	Cary	Wake	2010-235
Jacob Stephen Raper	Bailey	Nash	2010-229
Terry Andres Young	Morehead City	Carteret	2011-28
Chester Jude Gunshinan	Butner	Granville	2010-144
Thomas Stacy Raynor	Hope Mills	Cumberland	2011-27
Jeff Bowling	Monroe	Union	2010-255
Dexter Ray Sholar	Ash	Brunswick	2011-59
Dean Siler	Calabash	Brunswick	2011-53
Timothy Carroll Woods	Durham	Durham	2011-47
Michael Vernice Wall	Elm City	Wilson	2011-72
Michael Brownlee	Cary	Wake	2011-60
Charles A. Porter	Cary	Wake	2011-9

UPDATE YOUR CONTACT INFORMATION

You may notify the Board of any change in mailing address and telephone number. You can also add your e-mail and website address to your record. Please use this form to keep us informed. NOTE: Other recipients of this NEWSLETTER are requested to use this form to maintain a current address on file with the Board office.

Mail Completed Form to: State Board of Examiners of Electrical Contractors
P. O. Box 18727, Raleigh, NC 27619

(Please print or type) Name _____

License Number _____ Business Name _____

Business Mailing Address _____ City _____ State _____ Zip _____
(If using a P. O. Box, please complete the location address below)

Telephone _____ Cell Phone _____ Fax _____ E-mail _____

Business Location Address (if different from mailing address) _____

City _____ State _____ Zip _____

North Carolina State Board of Examiners
Of Electrical Contractors
P. O. Box 18727
Raleigh, NC 27619-8727

PRESORTED STANDARD
US POSTAGE
PAID
Raleigh, NC
Permit #2483

5,600 COPIES OF THIS PUBLIC DOCUMENT WERE PRINTED AT A COST OF \$5,847