

Proposed Meeting Agenda

SOUTH DAKOTA ELECTRICAL COMMISSION

via Microsoft Teams

Meeting ID: 251 722 560 589 | Passcode: jfSDBj

or Call +1 605-679-7263 ID 152 369 973

Tuesday, October 8, 2024, at 9:00 a.m. CDT

A. Call to Order

B. Consent Agenda

a. Approval of Agenda

b. Approval of August 27 Minutes

c. Amend July 29, 2024, Minutes Previously Adopted

C. Contested Case Hearing

a. Executive Session pursuant to SDCL 1-25-2 during hearing

D. Inspection Report Recipients

E. Obsolete License Types

F. Public Comment

G. Executive Session pursuant to SDCL 1-25-2, as necessary

H. President's Report

Tor Sorlien

I. Program Director's Report

Pamela Overweg

J. Adjournment

Meeting Minutes
SOUTH DAKOTA ELECTRICAL COMMISSION
Microsoft Teams Meeting
August 27, 2024, 9:00 a.m. CDT

Tor Sorlien called the meeting to order at 9:16 a.m. A quorum was present.

Members Present: Dave Eide, Doug Fuerst, Tor Sorlien, Bob Jarding, Rick Cronin, Stephen Burgess, Carl Odde

Members Absent: none

Others Present: Pamela Overweg – Program Director, Jerry McCabe – Division Director DLR, Brent Schoulte – Lead Inspector SDEC, Jodi Aumer – Director of Professional Licensing, Brian Baughman – NEMA Midwest Technical Field Representative, Tim McClintock – Regional Electrical Specialist National Fire Protection Association, Larry Kippes – licensed inspector, Steve Arne – educator AE Tech Rapid City, Tim Dougherty - Attorney and Registered Lobbyist for SDHBA, Dan Buuck – Senior Program Manager NAHB, Greg Woyczynski - Principal Regulatory & Standards Engineer & Technical Advisor AHAM

Dave Eide made a motion to approve the agenda. Doug Fuerst seconded the motion.
MOTION PASSED.

Rick Cronin made a motion to approve the July 29 meeting minutes. Dave Eide seconded the motion. **MOTION PASSED.**

Tor Sorlien asked for public comment and none was received.

Dave Eide made a motion to appoint Bob Jarding temporary president until Tor Sorlien could rejoin the meeting. Rick Cronin seconded the motion. **MOTION PASSED.**

Bob Jarding started the public hearing on proposed administrative rules at 9:30am.

A public hearing was held on proposed administrative rules.

Public hearing adjourned at 11:13am.

Director Overweg updated the commission on the commission's current fee schedule and advised more information on possible fee increases would be presented at the October meeting.

The next commission meeting is scheduled for October 8, 2024.

Rick Cronin made a motion to adjourn the commission meeting. Steve Burgess seconded the motion. **MOTION PASSED.** The meeting adjourned at 11:16 a.m.

AMENDED Meeting Minutes
SOUTH DAKOTA ELECTRICAL COMMISSION
Missouri Ave Event Center Conference Room
And via Microsoft Teams
July 29, 2024, 10:30 a.m. CDT

Doug made a motion to appoint Tor Sorlien as acting president for the meeting. Dave Eide seconded the motion. **MOTION PASSED.**

Tor Sorlien called the meeting to order at 10:34 a.m. A quorum was present.

Members Present: Dave Eide, Doug Fuerst, Tor Sorlien, Bob Jarding

Members Absent: Rick Cronin, Sean Lyons, Stephen Burgess

Others Present: Pamela Overweg - program director, Jerry McCabe - DLR division director, Brent Schoulte - lead inspector, Jodi Aumer - director of professional licensing, Larry Kippes – chief electrical inspector for the City of Sioux Falls

Bob Jarding made a motion to approve the agenda. Dave Eide seconded the motion. **MOTION PASSED.**

Doug Fuerst made a motion to approve the April 26 meeting minutes. Bob Jarding seconded the motion. **MOTION PASSED.**

Doug Fuerst nominated Tor Sorlien as the new board president. Bob seconded the motion. **MOTION PASSED.**

Doug Fuerst nominated Bob Jarding as board secretary. Dave Eide seconded the motion. **MOTION PASSED.**

Director Overweg informed the commission there was an upcoming IAEI Western Section meeting in Arkansas and multiple inspectors expressed interest in attending. Dave Eide made a motion to send the lead inspector plus two more inspectors. Bob Jarding seconded the motion. **MOTION PASSED.**

Director Overweg informed the commission that fee increases are being considered for the upcoming legislative session across all boards and commissions. A new possible sliding scale fee schedule was introduced and discussed. Director Overweg will bring back more information regarding the current schedule and the proposed schedule to the commission at the August meeting.

President Sorlien opened the floor for public comment. Larry Kippes thanked the board for their work and spoke in favor of the commission continuing to send inspectors to the IAEI meetings to keep them educated.

Director Overweg advised the commission on the change in her title from executive director to program director to keep in line with BHR designations. Director Overweg updated the

commission on the progress of the new database. Licensing did go live in May, but the commission is in renegotiations regarding the remainder of the database.

Brent Schoulte updated the commission on the number of active permits and the positive comments regarding the newest inspectors that have been hired. The electrical commission is currently fully staffed for inspectors.

The next commission meeting is scheduled for Aug. 27, 2024, with plans to hold a public hearing on the proposed rule changes. The next quarterly board meeting is tentatively scheduled for Oct. 8.

Doug Fuerst made a motion to adjourn the commission meeting. Bob Jarding seconded the motion. **MOTION PASSED.** The meeting adjourned at 11:29 a.m.

E. Inspection Report Recipients

In February 2024, the Inspectors had a meeting and were trying to determine a way to help reduce the number of correction orders that were going out due to unresolved inspection reports. Because homeowners had requested them in the past, they recommended including the owners on the inspection reports. In the past, inspection reports were only sent to the electrical contractors. Recently, there was a complaint submitted to a commission member in regard to owners receiving those inspection reports. The inspectors were asked if they felt including the owners was helping, and the results were mixed on whether it was or not. As of this time, owners are not being included by default, but they will be given a copy of the report if they request one.

Template for the Electrical Inspector's Report – Commonly referred to as an IR or Inspection Report and goes out after the inspectors do an inspection that uncovers issues with the installation. In the field showing <<Description>>, there would be a list of code references for any issues that were uncovered during the inspection. The inspectors will give them a due date between 30-60 days that will display in the Please Correct and Notify by: field.



SOUTH DAKOTA ELECTRICAL COMMISSION

Tel: 605.773.3573 | Toll-free: 800.233.7765 | Fax: 605.773.6213
217 W Missouri Ave | Pierre, SD 57501 | electrical.sd.gov

Electrical Inspector's Report

Permit # «PermitNumber»

«ElectricianFirstName» «ElectricianLastName» «LicenseNumber»
«Address»
«City», «State» «Zip5»

Customer: «OwnerFirstName» «OwnerLastName»

Date of Report: «InspectionDate»

Job Location: «JobCity»

Corrections: |

«Description»

Please Correct and Notify by: «Due»

For more information about this report, please Email: «InspectorName», State Electrical Inspector – stan.rogers@state.sd.us.

Corrections and notification are required to be completed by due date. Failure to comply may result in a charge of a \$100 administrative fee and a re-inspection fee of \$75 residential/\$100 commercial per hour.

Date Corrected: _____

Signed: _____

(Note: Must be signed and dated by contractor / installer.)

If the issues in the inspection report are not resolved and the inspector notified by the due date, a correction order is issued. If a correct order is issued, it will come with a \$100 administrative fee and a mandatory reinspection fee. Correction orders have been sent to the electrical contractor and the

owner for as long as anyone can remember. If items are not taken care of by the due date in a correction order, the installation could go to a Final Void or a Disconnect Order which is why the owner is included. This gives the owner and the electrical contractor a final warning before their installation would be voided as non-compliant.



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CORRECTION ORDER

Permit # «PermitNumber»

Date of Report: «InspectionDate»

«ElectricianFirstName» «ElectricianLastName» «LicenseNumber»
«Address»
«City», «State» «Zip5»

Customer: «OwnerFirstName» «OwnerLastName»

Job Location: «JobCity»

TO INSTALLER OF WIRING

To the owner, Lessee, Wireman, or Occupant of the above-described premises: Pursuant to the authority vested in me by the statute, you and each of you upon whom this order shall be served are hereby ordered under penalty of said law to comply by as follows:

«Description»

Per SDAR 20:44:19:05, a \$100 administrative fee and a \$75 residential/\$100 commercial re-inspection fee has been assessed to your account. In addition, per SDAR 20:44:19:05 immediate compliance is required. Please inform me immediately upon the completion of said correction.

Corrections must be completed on or before: «Due».

INSPECTOR: «InspectorName» – Scott.Ochsner@state.sd.us If you have any questions concerning this report, please Email.

Date Corrected: _____

Signed: _____

(Note: Must be dated and signed by contractor/installer)

CC: «OwnerFirstName» «OwnerLastName» OR CURRENT RESIDENT

«OwnerAddress»

«OwnerCity», «OwnerState» «OwnerZip»

Does the commission feel the inspection reports should or should not be shared with the owner?

F. Obsolete License Types

There has been a request from a commission member to remove the Class B Electrician Type. This would require a future rule change. I would also like to ask the commission to consider a future rule change to the 501 (d) license type to either grant it the ability to pull permits for 501 (d) properties or obsolete that license type. Below are the definitions of the different types of licenses in South Dakota.

36-16-2. Definition of terms.

Terms used in this chapter mean:

- (1) "Apprentice electrician," a person learning the trade under the supervision and employment of an electrical contractor, journeyman electrician or Class B electrician, or a person learning the trade under the supervision of a 501(d) electrician, or a person employed by a public entity or private corporation, firm or partnership who is learning the trade under the supervision of an electrical contractor or Class B electrician who is employed by the same public entity or private corporation, limited liability company, firm, or partnership;
- (2) "Class B electrician," a person having the necessary qualifications, training, technical knowledge and at least thirty-six months' experience in wiring, installing and repairing electrical apparatus and equipment in accordance with the standard rules established by the State Electrical Commission;
- (3) "Electrical contractor," a person having the necessary qualifications, training, experience, and technical knowledge to plan, lay out, and supervise the installation and repair of electrical wiring, apparatus, and equipment for electric light, heat and power in accordance with the standard rules governing such work; and who undertakes or offers to undertake with another to plan for, lay out, supervise and install or to make additions, alterations and repairs in the installation of such work;
- (4) "Electrical inspector," a person experienced in all classes of electrical work and either:
 - (a) Is a graduate of a recognized electrical school as approved by State Electrical Commission rules and has a total of four years of experience in electrical work, excluding school experience, or
 - (b) Has at least six years of practical experience in electrical wiring.A qualified inspector may be issued an electrical contractor's license if the qualified inspector pays the necessary fees as set forth in this chapter;
- (5) "Journeyman electrician," a person having the necessary qualifications, training, technical knowledge and at least four years of experience in wiring, installing, and repairing electrical apparatus and equipment in accordance with the standard rules established by the State Electrical Commission;
- (6) "Maintenance electrician," a person working under a maintenance electrician's license of a public entity, firm, partnership, limited liability company, or corporation;
- (7) "501(d) electrician," a person having the necessary qualifications, training and technical knowledge in wiring, installing, and repairing electrical apparatus and equipment in accordance with the administrative rules promulgated by the State Electrical Commission, pursuant to chapter 1-26. A 501(d) licensee is restricted to wiring on 501(d) properties within the State of South Dakota. 501(d) is the reference to the federal internal revenue code that provides the exemption for a religious or apostolic association or corporation.

There is a rule regarding a temporary journeyman electrician license fee that I believe should be repealed. There are no other rules that I can find regarding temporary journeyman licenses, so this one seems to be obsolete.

20:44:16:16. Temporary journeyman electrician license fee. The fee for a temporary journeyman electrician license is \$10 and shall accompany the application.

Source: 13 SDR 41, effective October 16, 1986; transferred from § 20:44:03:14, August 12, 1994.

General Authority: SDCL [36-16-18](#).

Law Implemented: SDCL [36-16-18](#).

AVAILABLE FUNDS
AS OF: 09/30/2024
FY YEAR REMAINING: 75.1%
PAY DAYS REMAINING: 18

MONTHLY

BUDGET UNIT 1036

DATE 09/28/2024

CENTER NAME ELECTRICAL COMMISSION - INFO

COMP	ORIGINAL APPROPRIATION	APPROPRIATION TRANSFERS	YEAR-TO-DATE COMMITMENTS	YEAR-TO-DATE ENCUMBRANCES	YEAR-TO-DATE EXPENDITURES	AVAILABLE APPROPRIATIONS	CASH BALANCE
6503-I	2,789,644.00	0.00	0.00	1,491.12	620,616.11	2,167,536.77	525,580.67
BUDGETED TOT	2,789,644.00	0.00	0.00	1,491.12	620,616.11	2,167,536.77	
ALL COMP TOT	2,789,644.00	0.00	0.00	1,491.12	620,616.11	2,167,536.77	

TOTAL BUDGETED:

	OBJECT OF EXPENDITURE	AMOUNT BUDGETED	COMMITMENTS YEAR-TO-DATE	ENCUMBRANCES YEAR-TO-DATE	EXPENDITURES		BUDGET AVAILABLE	PCT AVL
					MONTHLY	YEAR-TO-DATE		
5101	EMPLOYEE SALARIES	1,591,383.00	0.00	0.00	56,693.38	371,642.40	1,219,740.60	76.6
5102	EMPLOYEE BENEFITS	485,672.00	0.00	0.00	17,521.62	108,977.11	376,694.89	77.6
5203	TRAVEL	328,082.00	0.00	0.00	24,626.81	47,823.72	280,258.28	85.4
5204	CONTRACTUAL SVCS	339,757.00	0.00	1,491.12	20,171.65	74,541.11	263,724.77	77.6
5205	SUPPLIES & MATRLS	26,750.00	0.00	0.00	10,598.11	16,912.82	9,837.18	36.8
5207	CAPITAL OUTLAY	18,000.00	0.00	0.00	32.98	718.95	17,281.05	96.0
	TOTALS	2,789,644.00	0.00	1,491.12	129,644.55	620,616.11	2,167,536.77	77.7

BREAKOUT BY COMPANY:

COMPANY 6503-I PROFESSIONAL & LICENSING BOARDS

5101000	EMPLOYEE SALARIES	1,591,383.00	0.00	0.00	56,693.38	371,642.40	1,219,740.60	76.6
5102000	EMPLOYEE BENEFITS	485,672.00	0.00	0.00	17,521.62	108,977.11	376,694.89	77.6
5203000	TRAVEL	328,082.00	0.00	0.00	24,626.81	47,823.72	280,258.28	85.4
5204000	CONTRACTUAL SVCS	339,757.00	0.00	1,491.12	20,171.65	74,541.11	263,724.77	77.6
5205000	SUPPLIES & MATRLS	26,750.00	0.00	0.00	10,598.11	16,912.82	9,837.18	36.8
5207000	CAPITAL OUTLAY	18,000.00	0.00	0.00	32.98	718.95	17,281.05	96.0
	PS SUBTOTALS	2,077,055.00	0.00	0.00	74,215.00	480,619.51	1,596,435.49	76.9
	OE SUBTOTALS	712,589.00	0.00	1,491.12	55,429.55	139,996.60	571,101.28	80.1
	COMPANY 6503-I TOT	2,789,644.00	0.00	1,491.12	129,644.55	620,616.11	2,167,536.77	77.7