

Meeting Minutes
South Dakota Electrical Commission

Missouri Ave Event Center Conference Room 217 W. Missouri Ave.
Microsoft Teams and In Person
December 1, 2022, 9:00 a.m. CT

President Lyons called the meeting to order at 9:06 a.m. Director Scouten called the roll. A quorum was present.

Members Present electronically: Dave Eide, Doug Fuerst, Tor Sorlien
Commissioner Tor Sorlien joined the meeting via Microsoft Teams at 9:23 a.m.

Members Present in-person: Sean Lyons, Rick Cronin, John Hoffman

Members Absent: Russ Vanderwerff

Others Present in-person: Pamela Scouten– Executive Director, Nina Ripley Executive Director Plumbing Commission acting secretary, Jerry McCabe– Legal Counsel, Justin Modin - Electrical Contractor, Brian Fuller – General Contractor, Brent Schoulte – Electrical Inspector, Jeff Hotchkiss – Electrical Inspector

John Hoffman made a motion to approve the meeting agenda. Rick Cronin seconded the motion. A roll call vote was held. (Eide-aye, Fuerst-aye, Cronin-aye, Hoffman-aye, Sorlien-aye, Lyons-aye) **MOTION PASSED.**

John Hoffman made a motion to approve the July 19, 2022, meeting minutes. Rick Cronin seconded the motion. A roll call vote was held. (Eide-aye, Fuerst-aye, Cronin-aye, Hoffman-aye, Sorlien-aye, Lyons-aye) **MOTION PASSED.**

President Lyons open to the floor to public input. No comments were received.

There was no old business to consider.

President Lyons requested Director Scouten to present the commission with the request for special inspection procedures on a swimming pool that did not get the rough in inspection. Discussion with commission members, inspectors, Justin Modin, and Brian Fuller followed.

Dave Eide made a motion to require two separate PE (Professional Engineer) tests be completed and signed off on with bonding to verify it is adequate. Seconded by Hoffman. A roll call vote was held. (Eide-aye, Fuerst-aye, Cronin-aye, Hoffman-aye, Sorlien-aye, Lyons-aye) **MOTION PASSED**

President Lyons made a motion to enter executive session for purpose of discussing personnel and contractual issues at 10:26 am. Rick Cronin seconded the motion. A roll call vote was held. (Eide-aye, Fuerst-aye, Cronin-aye, Hoffman-aye, Sorlien-aye, Lyons-aye) **MOTION PASSED.** The Commission came out of executive session at 11:30 a.m.

Commission discussed implementation of a Final Subject letter for homeowners who choose to not have their job meet code compliance.

Commission discussed content of proposed reciprocity agreement for journeyman licenses with Oklahoma. Dave Eide made motion to approve content of Oklahoma Reciprocal Agreement. John Hoffman seconded the motion. A roll call vote was held. (Eide-aye, Fuerst-aye, Cronin-aye, Hoffman-aye, Sorlien-aye, Lyons-aye) **MOTION PASSED**

The next Commission meeting is tentatively scheduled for April 13, 2023.

Cronin made a motion to adjourn the Commission meeting. Lyons seconded the motion. A roll call vote was held. (Eide-aye, Fuerst-aye, Cronin-aye, Hoffman-aye, Sorlien-aye, Lyons-aye) **MOTION PASSED.** Meeting adjourned at 12:21 p.m.

DRAFT

Third Party Inspection Process

Qualified individual for company will complete the application for third party inspector including sections for manufacturers they have contracts with, all other states they are certified to inspect in, and all of the names and qualifications of anyone doing the inspecting. Company will also provide the following:

- Certificate of insurance in the amount \$1,000,000

- Surety Bond of \$100,000.

- Copy of certificate of accreditation with a "National Recognized Testing Laboratory".

Inspections must follow the Current National Electrical Code and the SD Wiring Bulletin, ARSD 20:44:23, pertaining to modular homes and structures.

Inspection fees: Modular homes - 0-200 amp service \$160, 201 -400 amp service \$300. Modular structures, fees are calculated according to number of service(s) and circuit(s). Fee schedule is provided on the back of each wiring permit. Fees must accompany wiring permit mailed to the Electrical Commission.

Wiring permits will have the company name printed on each permit. The permit cost is \$15 per permit and may be purchased individually or in books of 20 for \$300. The white copy of the permit along with the required inspection fee must be forwarded to the Electrical Commission office before the modular home or structure leaves the place of manufacture in South Dakota or is transported into South Dakota. The address of the destination and the name of the South Dakota dealer or the party purchasing the modular structure must also be provided. The blue copy of the wiring permit may be retained by the company. The hard copy of the wiring permit shall be posted near the service entrance disconnect switch location.

New Proposed Rule is in drafting stage to address third party inspections

SOUTH DAKOTA DEPARTMENT OF LABOR AND REGULATION
SOUTH DAKOTA ELECTRICAL COMMISSION

217 West Missouri Avenue, Pierre, SD 57501
 Tel: 605.773.3573 Toll-Free: 1.800.233.7765 Fax: 605.773.6213 dlr.sd.gov/electrical

THIRD PARTY INSPECTOR APPLICATION

INSTRUCTIONS: This application must be filled out legibly in ink. Complete all spaces. If the question does not apply, write "none" in the blank space. Failure to answer questions may cause the application to be returned. Add additional pages for any information that does not fit in the provided space.

*Application fee required to be remitted with application.
 **License/Renewal Fee required to be a separate check if submitted with application.

Name _____ SSN _____ ***

Mailing Address _____ City _____ State _____ Zip _____

Mobile (Personal): (____) _____ - _____ Business: (____) _____ - _____ Home: (____) _____ - _____

Email address _____

MANUFACTURERS

Please list all manufacturers who ship into South Dakota and are under a contract with the 3rd party inspection applicant.

Manufacturer	Manufacturer
Name _____	Name _____
Address _____	Address _____
City, State, Zip _____	City, State, Zip _____
Email Address: _____	Email Address: _____

Manufacturer	Manufacturer
Name _____	Name _____
Address _____	Address _____
City, State, Zip _____	City, State, Zip _____
Email Address: _____	Email Address: _____

Manufacturer	Manufacturer
Name _____	Name _____
Address _____	Address _____
City, State, Zip _____	City, State, Zip _____
Email Address: _____	Email Address: _____

Manufacturer	Manufacturer
Name _____	Name _____
Address _____	Address _____
City, State, Zip _____	City, State, Zip _____
Email Address: _____	Email Address: _____

Please list any other states you have been certified to inspect (attach certifications if needed)

CERTIFICATIONS: Please provide the name and qualifications of any person who will be doing inspections. Attach another page if necessary.

Name _____ Address _____ City, State, Zip _____ Email Address: _____	Qualifications: _____ _____ _____
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Name _____ Address _____ City, State, Zip _____ Email Address: _____	Qualifications: _____ _____ _____
---	--

Name _____ Address _____ City, State, Zip _____ Email Address: _____	Qualifications: _____ _____ _____
---	--

Name _____ Address _____ City, State, Zip _____ Email Address: _____	Qualifications: _____ _____ _____
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Name _____ Address _____ City, State, Zip _____ Email Address: _____	Qualifications: _____ _____ _____
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To Submit: Mail to the Electrical Commission at the address on Page 1.

By my signature below, I do solemnly swear the statements made herein are true and correct to the best of my knowledge and belief. I do solemnly swear applicant has attained the required experience for the license requested. I also certify that I understand:

- If this application is not signed and dated or include required fees, the application will be returned to me.
- My SSN may be provided to the Department of Social Services for use in administering Title IV-D of the Social Security Act.
- Application and license fees are not pro-rated and are non-refundable
- Completion of this application does not guarantee approval of exam qualifications.
- Whether this application is approved or disapproved, the Electrical Commission will notify me.

Signature _____ Date ____/____/____

COMMISSION OFFICE USE ONLY	Date of Review _____	
Approved <input type="checkbox"/>	Disapproved <input type="checkbox"/>	Reviewer(s)

CHAPTER 36-16
ELECTRICIANS AND ELECTRICAL CONTRACTORS

36-16-33. Grounds for refusal to issue license, revocation, or suspension.

The State Electrical Commission may, in accordance with chapter 1-26, refuse to issue, revoke, or suspend a license, or limit the scope of practice of any licensee for:

- (1) Failure to comply with any law, or any rule or order of the commission;
- (2) Failure to comply with the National Electric Code as adopted by rule of the commission or local ordinance;
- (3) Failure to notify the commission in writing within thirty days following any denial, revocation, or suspension of a certificate, license, or permit issued by any other jurisdiction, or any change of address or employment;
- (4) Knowingly aiding and abetting any person who is not licensed or permitted in accordance with this chapter to engage in activity that requires a license under § 36-16-13 or permit under this chapter; or
- (5) Conviction of or plea of guilty or nolo contendere to a crime of violence as defined under § 22-1-2. For purposes of this subdivision, a certified copy of the record of conviction or plea of guilty or nolo contendere is conclusive evidence.

Source: SL 1963, ch 216, § 13; SL 1972, ch 15, § 4; SL 2019, ch 169, § 2.

22-1-2. Definitions.

Terms used in this title mean:

- (9) "Crime of violence," any of the following crimes or an attempt to commit, or a conspiracy to commit, or a solicitation to commit any of the following crimes: murder, manslaughter, rape, aggravated assault, riot, robbery, burglary in the first degree, arson, kidnapping, felony sexual contact as defined in § 22-22-7, felony child abuse as defined in § 26-10-1, or any other felony in the commission of which the perpetrator used force, or was armed with a dangerous weapon, or used any explosive or destructive device;

Please submit request form by mail to the address above. Include applicable payment in the form of a check, cashier's check, or money order. You may also remit your application via scan/fax with credit card information.

REQUEST FORM

Name: _____

Address: _____

Email: _____

Phone: _____

REQUEST TYPE

- Directory - (Excel Format)
 - Active Electrical Contractor Licensees - \$20*
 - Directory will include licensee name, email address, and phone number
 - Active Journeyman Licensees - \$20*
 - Directory will include business name, address, and phone number
 - Active Electrical Apprentice Licensees - \$20*
 - Directory will include business name, address, and phone number

Purpose for Directory: _____

** A fee of \$.25 per page for photocopies will be added to the \$20 fee for a data request. Pursuant to SDCL Chapter 1-27, if there are costs involved in the fulfillment of your data request, the Electrical Commission will provide you with a time/cost estimate prior to moving forward with the data request.*

South Dakota Electrical Commission

Inspector Statistics

11/16/2022- 3/28/2023

District Name	Inspector Name	New Permits	Finals	RI	DT	Other	Total Contacts	Transfers
1	Brent Schoulte	81	(122)	46	16	446	508	43
2	John Smallbrock	160	(173)	92	17	338	447	34
3	Kyle Dahl	207	(203)	184	6	556	746	19
5	Jason Wingert	185	(150)	169	3	475	647	92
6	Seth Warner	147	(142)	116	1	723	840	159
8	Thad Stoddard	218	(148)	150	1	267	418	11
9	Dan Urban	193	(193)	226	14	1,318	1,558	(73)
10	Joel Hanson	150	(228)	163	11	296	470	65
11	Scott Ochsner	176	(312)	243	6	1,238	1,487	57
12	Dan Schoenfelder	167	(193)	123	15	613	751	48
13	Aaron Dimitt	215	(170)	133	11	654	798	(58)
14	Jeff Hotchkiss	85	(125)	56	0	273	329	(13)
17	Tom Kelly	89	(18)	10	0	0	10	(54)
21	Doug Brende	147	(135)	129	3	633	765	(62)
22	Curtis Mitchell	191	(164)	141	0	165	306	190
24	Tim Hearet	171	(171)	159	5	620	784	(13)
		2,582	(2,647)	2,140	109	8,615	10,864	445

STATE OF SOUTH DAKOTA
 REVENUE SUMMARY BY BUDGET UNIT
 FOR PERIOD ENDING: 02/28/2023

AGENCY 10 LABOR & REGULATION
 BUDGET UNIT 1036 ELECTRICAL COMMISSION - INFO

CENTER	COMP	ACCOUNT	DESCRIPTION	CURRENT MONTH	YEAR-TO-DATE	
COMPANY NO	6503					
COMPANY NAME	PROFESSIONAL & LICENSING BOARDS					
103600080801	6503	4293800	PERMITS-EC & CBE	5,350.00	88,550.00	
103600080801	6503	4293801	PERMITS-HO	840.00	7,140.00	
103600080801	6503	4293802	PERMITS-FORM B	1,830.00	17,000.00	
103600080801	6503	4293803	EI LICENSE FEES	200.00	2,060.00	
103600080801	6503	4293804	EC LICENSE FEES	8,700.00	93,350.00	
103600080801	6503	4293805	CBE LICENSE FEES	.00	1,480.00	
103600080801	6503	4293806	JM LICENSE FEES	3,800.00	60,020.00	
103600080801	6503	4293807	AE LICENSE FEES	1,220.00	23,589.33	
103600080801	6503	4293808	IEC LICENSE FEES	540.00	6,200.00	
103600080801	6503	4293809	ICBE LICENSE FEES	.00	160.00	
103600080801	6503	4293810	IJM LICENSE FEES	240.00	2,020.00	
103600080801	6503	4293811	EC RECIPROCAL FEES	1,360.00	4,880.00	
103600080801	6503	4293812	JM RECIPROCAL FEES	2,060.00	7,960.00	
103600080801	6503	4293813	MAINTENANCE LICENSE	80.00	1,200.00	
103600080801	6503	4293814	EXAM FEES	2,460.00	11,200.00	
103600080801	6503	4293815	RE-EXAM FEES	480.00	2,020.00	
103600080801	6503	4293816	UNDERTAKING FEES	.00	50.00	
103600080801	6503	4293817	INSPECTION FEES	129,688.00	891,272.38	
103600080801	6503	4293818	RE-INSPECTION FEE	75.00	27,178.00	
103600080801	6503	4293819	501 (D) LICENSE FEES	.00	720.00	
ACCT:	4293	BUSINESS & OCCUP LICENSING (NON-GOVERNMENTAL)		158,923.00	1,248,049.71	*
ACCT:	42	LICENSES, PERMITS & FEES		158,923.00	1,248,049.71	**
103600080801	6503	4393200	ADMINISTRATIVE PENALTY	3,725.00	16,250.00	
103600080801	6503	4393201	RE-STATEMENT PENALTY FEES	.00	17,130.00	

STATE OF SOUTH DAKOTA
 REVENUE SUMMARY BY BUDGET UNIT
 FOR PERIOD ENDING: 02/28/2023

AGENCY 10 LABOR & REGULATION
 BUDGET UNIT 1036 ELECTRICAL COMMISSION - INFO

CENTER	COMP	ACCOUNT	DESCRIPTION	CURRENT MONTH	YEAR-TO-DATE	
ACCT:	4393		PENALTIES (NON-GOVERNMENTAL)	3,725.00	33,380.00	*
ACCT:	43		FINES, FORFEITS & PENALTIES	3,725.00	33,380.00	**
103600080801	6503	4596110	MISC INCOME	80.00	140.00	
ACCT:	4596			80.00	140.00	*
ACCT:	45		CHARGES FOR SALES & SERVICES	80.00	140.00	**
103600080801	6503	4920045	NONOPERATING REVENUES	.00	6,923.70	
ACCT:	4920		NONOPERATING REVENUE	.00	6,923.70	*
103600080801	6503	49500000	REFUND OF PRIOR YEARS EXP	.00	350.00	
ACCT:	4950		REFUND OF PRIOR YEARS EXPENDITURES	.00	350.00	*
ACCT:	49		OTHER REVENUE	.00	7,273.70	**
CNTR:	103600080801			162,728.00	1,288,843.41	***
103600080802	6503	4293816	UNDERTAKING FEES	900.00	2,950.00	
ACCT:	4293		BUSINESS & OCCUP LICENSING (NON-GOVERNMENTAL)	900.00	2,950.00	*
ACCT:	42		LICENSES, PERMITS & FEES	900.00	2,950.00	**
103600080802	6503	4920045	NONOPERATING REVENUES	.00	1,427.69	
ACCT:	4920		NONOPERATING REVENUE	.00	1,427.69	*
ACCT:	49		OTHER REVENUE	.00	1,427.69	**
CNTR:	103600080802			900.00	4,377.69	***
COMP:	6503			163,628.00	1,293,221.10	****
B UNIT:	1036			163,628.00	1,293,221.10	*****

STATE OF SOUTH DAKOTA
CASH CENTER BALANCES
AS OF: 02/28/2023

AGENCY: 10 LABOR & REGULATION
BUDGET UNIT: 1036 ELECTRICAL COMMISSION - INFO

COMPANY	CENTER	ACCOUNT	BALANCE	DR/CR	CENTER DESCRIPTION
6503	103600080801	1140000	1,134,143.97	DR	ELECTRICAL COMMISSION
6503	103600080802	1140000	160,885.38	DR	ELECT COMM-BONDING ACCT
COMPANY/SOURCE TOTAL 6503 808			1,295,029.35	DR *	
COMP/BUDG UNIT TOTAL 6503 1036			1,295,029.35	DR **	
BUDGET UNIT TOTAL 1036			1,295,029.35	DR ***	