

MINUTES
December 13, 2005

The State Board of Registration for Professional Engineers and Land Surveyors met on December 13, 2005 in Conference Room 102 at the office of the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia 31217.

BOARD MEMBERS PRESENT:

Guy F. Ritter, PE, Vice-Chairman
Richard K. Little, PE
Doris I. Willmer, PE
Theodore W. Waddle, LS, PE
Mark E. Chastain, LS
John H. Sweitzer, PE
William W. Dean, PE

BOARD MEMBERS ABSENT:

E. Charles Vickery, PE - Chairman
Gloria B. Ransom, Ph.D., Public Member

STAFF PRESENT:

J. Darren Mickler – Board Executive Director
Julie Busbee – Board Secretary
Vivian Stephens – Board Application Specialist
Sharon Harrison – Compliance Secretary

ATTORNEY GENERAL REPRESENTATIVE:

Patricia Downing, Senior Assistant Attorney General

GUESTS PRESENT:

Hardwick Butler, Professor at Middle Georgia College, representing Surveying and Mapping Society of Georgia

Call to order:

Vice-Chairman Ritter called the meeting to order at 9:35 am. Mr. Ritter asked for any additions or deletions to the proposed agenda. Mr. Dean moved to adopt the agenda as presented. Mr. Little seconded. Motion carried.

Approval of Minutes:

Vice-Chairman Ritter presented a draft of the November 15, 2005 minutes and asked for any additions or deletions. Mr. Waddle moved to adopt the minutes as written. Ms. Willmer seconded. Motion carried.

Professional Societies and Guests

Vice-Chairman Ritter recognized the guest present, Mr. Hardwick Butler, representing the Surveying and Mapping Society of Georgia. He had no report or comments.

Executive Session:

At 9:45 am, Ms. Willmer moved for the Board to enter into Executive Session to deliberate on applications and enforcement matters and to receive information on complaints and investigative reports. Mr. Little seconded. Motion carried.

The following Board members were present during Executive Session – Vice-Chairman Ritter, Mr. Waddle, Mr. Little, Mr. Dean, Ms. Willmer, Mr. Chastain, and Mr. Sweitzer.

Reconvened Open Session at 10:30 am with the following Board members present - Vice-Chairman Ritter, Mr. Waddle, Mr. Little, Mr. Dean, Ms. Willmer, Mr. Chastain, and Mr. Sweitzer.

Executive Director's Report

Mr. Mickler reported that the deadline for the April 2006 exam applications was last week. Applications are being reviewed by staff and will be ready for the Board review soon. The deadline for ELSSES will be March 1 and staff will need time to get a final list to ELSSES of eligible candidates for the April exam. Board members were urged to complete reviews as soon as possible.

Old Business:

2006 Southern Zone Meeting:

Mr. Mickler presented packets for five events scheduled for the 2006 Southern Zone Meeting and asked for volunteers to coordinate each task. Vice-Chairman Ritter assigned the following Board members and staff to coordinate the following tasks:

Wednesday night VIP dinner – Darren Mickler
Thursday Guest Outing – Julie Busbee
Thursday Evening Reception – Bill Dean
Friday Guest Outing & Lunch – Richard Little
Friday Golf Outing & Lunch – Charles Vickery
River Boat Dinner Cruise – Doris Willmer

Task Force Assignments:

No report.

Coalition Report:

Ms. Willmer reported that the Coalition is scheduled to meet December 14, 2005 to draft a proposed model of what they want the Board to look like. They will then decide where to go from there.

New Business:

Draft Proposal from ELSESES for EIT Exam Applications:

Mr. Mickler presented a draft proposal from ELSESES to handle EIT exam applications. Vice-Chairman Ritter directed the Board to review and bring back comments on this item to the next meeting.

2006 Board Meeting Schedule:

Mr. Mickler presented a proposed Board Meeting Schedule for 2006. Mr. Little moved to adopt the schedule as amended. Ms. Willmer seconded. Motion carried.

2006 Board Meeting Schedule is as follows:

- Jan 10th
- Feb 7th Work Session
- Mar 14th
- May 9th
- Jun 6th
- Aug 8th
- Oct 3rd Work Session
- Nov 14th
- Dec 12th Work Session

Election of Officers:

Mr. Dean moved to nominate Mr. Vickery Chairman and Ms. Willmer Vice-Chairman. Mr. Little seconded. Motion carried.

Proposed Modification to Board Policy 04-02:

Mr. Dean proposed to change the language of Board Policy 04-02, regarding out of state applicants to the following, "Out of state residents will be considered only for comity licensing, with the single exception of active military personnel exam applicants from

military bases located in Georgia.” Ms. Downing suggested that she research this policy before it is adopted. She will report back to the next meeting.

Executive Session:

At 11:25 am, Mr. Little moved for the Board to enter into Executive Session to deliberate on applications and enforcement matters and to receive information on complaints and investigative reports. Mr. Dean seconded. Motion carried.

The following Board members were present during Executive Session – **Vice-Chairman Ritter, Mr. Waddle, Mr. Little, Mr. Dean, Ms. Willmer, Mr. Chastain, and Mr. Sweitzer.**

Reconvened Open Session at 12:05 pm with the following Board members present - **Vice-Chairman Ritter, Mr. Waddle, Mr. Little, Mr. Dean, Ms. Willmer, Mr. Chastain, and Mr. Sweitzer.**

Investigations and Complaints:

PELS01200082 – This case involved a Professional Engineer assisting unlicensed practice of engineering. Ms. Willmer moved to issue a Consent Order with a Public Reprimand and \$500 penalty. Mr. Dean seconded. Motion carried.

PELS050100 – This case involved a Land Surveyor with a previous complaint case being handled by the Attorney General’s office. Mr. Chastain moved to combine the case information with the old case and have the Attorney General’s office proceed with revocation. Mr. Sweitzer seconded. Motion carried.

PELS060042 - This case involved a firm with no Certificate of Authorization; however, the firm has been dissolved and is no longer offering engineering services in Georgia. Mr. Dean moved to send a Letter of Concern to the past president of the firm warning him to obtain a Certificate of Authorization for any future firm he may open. Mr. Little seconded. Motion carried.

PELS060043 - This case involved a Professional Engineering firm with no Certificate of Authorization. Mr. Sweitzer moved to issue a Voluntary Cease and Desist Order. Mr. Little seconded. After further discussion, Mr. Dean moved to also send a Letter of Concern to the firm warning that any Engineers-In-Training who are working there not under the direct supervision of a Professional Engineer are not gaining experience to be considered for the Professional Engineer’s exam. Mr. Sweitzer seconded. Both motions carried.

Mr. Little moved to accept a signed Voluntary Cease and Desist Order from Jim Siegler for unlicensed practice of engineering. Mr. Chastain seconded. Motion carried.

Mr. Little moved to accept a signed Voluntary Cease and Desist Order from Custom Mechanical Systems, Inc. for unlicensed practice of engineering. Mr. Chastain seconded. Motion carried.

Mr. Chastain moved to accept a signed Voluntary Cease and Desist Order from William D. Bynum for unlicensed practice of engineering. Mr. Waddle seconded. Motion carried.

Mr. Chastain moved to accept a signed Voluntary Cease and Desist Order from Francis D. Hulseley Layout Inc. and a paid fine of \$1000. Mr. Dean seconded. Motion carried.

Mr. Sweitzer moved to deny an appeal request from a registered Land Surveyor to waive the penalty fee for his land surveying firm not having a Certificate of Authorization, and to suspend the active Certificate of Authorization until the penalty fee is paid. Mr. Chastain seconded. Motion carried.

Mr. Dean moved to renew the license of a Professional Engineer with a Letter of Concern warning the licensee to put a title block with name, address and phone number on all plans issued which he seals. Ms. Willmer seconded. Motion carried.

Board Memo Comity Model Law Applicants:

Applicants for registration as Professional Engineers by comity, who have an ABET engineering degree, who have taken and passed an 8-hour fundamentals of engineering (EIT/FE) exam, who have a minimum of 48 months post graduation engineering experience as determined by a staff evaluation using the present Board guidelines, who have taken and passed an 8-hour principles and practice of engineering exam (PE Exam-taken at least 4 years after BS degree), and who comply in every way with the provisions of the appropriate law are as follows:

30736 Clough, Scott T.	30737 Crowley, Brendan F.	30738 Jones, Benny K Jr.
30739 Jordan, Kurt M.	30740 Kamboj, Madan M.	30741 Larche, Lucien M.
30742 Lawrence, Thomas M.	30743 Ledford, Douglas G.	30744 Leftwich, David S.
30745 Lopez, Damaso	30746 Maccullum, Roland D.	30747 McCue, Robert C.
30748 Morris, Steven W.	30749 Nyakwela, Kashindy C.	30750 Rhodes, Johnny L Jr.
30751 Scholl, Frances N.	30752 Smith, Eric C.	30753 Vinet, Daniel P.
30754 Weber, Douglas H.	30755 Queathem, Robert L.	30756 Harris, Angela R.
30757 Houseman, Kenneth D.	30758 Tarver, Eric C.	30759 Tritapoe, Michael G.
30760 Byrom, Bradley E.	30761 Nelson, Richard C.	30762 Cosnas, David J.
30763 Tompos, Eric J.	30764 Fennell, Mark T.	30765 Garcia, Charles A.
30766 Warren, Bradley G.	30767 Gipple, George Kelly	30768 Boon, David M.
30769 Ashline, Thomas E.	30770 Szabo, Matthew B.	30771 Sanders, Dennis W., Jr.
30772 Scherer, Jack V.		

Motion was made by Mr. Dean to approve these applicants for PE registration by comity @ 43-15-16(a), via 43-15-8(1) and 43-15-9(1). The motion was seconded by Mr. Little. The motion carried.

Board Memo Engineer-In-Training – Regular Applicants:

Applicants for certification as an Engineers-in-Training by examination whose degrees were earned in engineering or engineering technology programs which attained ABET/CAB accreditation within two years of their having received their degrees, who have filed with the Board five acceptable references, who have had no convictions for moral turpitude or substantive reasons, and who comply in every way with the provisions of the appropriate law(s), are as follows:

Adams, Robert G.	Agee, Benjamin Daniel	Allendorf, Matthew
Argo, Christine Kathryn	Boileau, Frantz	Burin, Paul Andrew
Butts, Brannen C.	Calandra, Anthony James	Cuffy, Collin
Culver, Eugene	DiPiro, Matthew Joseph	Falkenberg, Matthew
Farngalo, Zuri N.	Foley, Maureen Elizabeth	Ford, Joseph Thomas
Gregory, Leonard Bruce	Hampton, Derek Dean	Harvey, Shane Christian
Igwe, Anwundo Innocent	Ingram, John Ernest	Johnson, Edwin Jay
King, Kristopher Elton	Kulkarni, Hrishikesh Shrikrishna	Kwak, Jean
Landen, Ashley Renee	Lawlor, Shane Francis	Lewis Jr., Walter
Li, Julien Yue Yan	Manning, Jeffrey A.	McNally, James Patrick
Murph, Reginald Theodore	Peek, John Patrick	Perry, Kelly N.
Pittman, Joshua Wayne	Poulios, Michael Daniel	Powell, Jeff Gary
Pucevich, Kimberly Ann	Quintero, Evan James	Reepe III, Robert Bethel
Regis, Edlin Mincius	Roney, Brennan Andrew	Saheb, Ali R.
Shelby, Albert Valentino	Spencer, Robert Eric	Stremcha, Adam J.
Townson, Jacob Thomas	Walker, Brian Thomas	Walker, Derrick Shawn
Wershaupt, Eric Raymond	Wilkins, Daniel Scott	Wilson, Erika Monique

Motion was made by Mr. Dean to approve these applicants for EIT certification @ 43-15-8(1) or 43-15-8(2). The motion was seconded by Mr. Waddle. The motion carried.

Mr. Chastain led discussion regarding Certificates of Authorization for Professional Engineering firms and Land Surveying firms and requirements for firms that have branch offices. Vice-Chairman Ritter directed Ms. Downing to research and write an opinion on the question, "Does a Professional Engineering Firm with a Certificate of Authorization that opens a branch office need a resident Professional Engineer in each branch?"

There being no further business, at 1:00 pm, Mr. Chastain moved to adjourn. Mr. Little seconded. Motion carried. Some Board members remained to review applications until they were finished.

Board Chairman

Division Director

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These minutes were approved at the January 10, 2006 meeting.