

MINUTES
April 8, 2008

The State Board of Registration for Professional Engineers and Land Surveyors met on April 8, 2008, in Conference Room 102 at the office of the Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia 31217.

BOARD MEMBERS PRESENT:

Doris I. Willmer, PE, Chairperson
Elmo A. Richardson, Jr., PE/LS
James W. Butler, LS
E. Scott Evans, Public Member
William W. Dean, PE, Vice-Chairman
Guy F. Ritter, PE
Stephen R. Richards, PE

BOARD MEMBERS ABSENT:

Mark E. Chastain, LS
E. Charles Vickery, PE

STAFF PRESENT:

J. Darren Mickler – Board Executive Director
Julie Busbee – Application Specialist/Board Secretary
Vivian Stephens –Application Specialist
Annette Wimberly – Administrative Assistant
Shawn LaGrua – SOS Inspector General
Obadiah Yusufu – Exams Senior Consultant

ATTORNEY GENERAL REPRESENTATIVE:

Amelia Baker, Senior Assistant Attorney General

Call to order:

At 9:30 am, Chairperson Willmer called the meeting to order and asked for any additions or deletions to the proposed agenda. Chairperson Willmer requested to add an item to New Business, “Construction Engineering Exam.” Mr. Richardson moved to adopt the agenda as amended. Mr. Ritter seconded. Motion carried.

Approval of Minutes:

Chairperson Willmer presented a draft of the March 11, 2008 minutes and asked for any additions or deletions. Mr. Richardson moved to adopt the minutes as presented. Mr. Evans seconded. Motion carried.

Guests:

No guests were present.

Chairperson Willmer welcomed the new staff person, Annette Wimberly, Administrative Assistant who will be in charge of handling complaints.

Old Business:

Coalition Letter from W. L. Jordan:

Mr. Mickler reported that a meeting took place on March 27, 2008 in Atlanta. Mr. Mickler, Mr. Dean and Mr. Randy Vaughn, Division Director met with Bill Jordan and Tom Leslie, both representing the PELS Board Coalition and discussed the complaint procedure, data gathering and staffing issues.

Request Regarding Columbia County:

Ms. Baker commented that she had reviewed Mr. Butler's draft letter to Columbia County regarding plats recorded at the courthouse. The letter will be forwarded to Mr. Mickler to send.

Reinstatement of Expired Licenses:

Mr. Dean discussed reinstatement of expired licenses and the appropriate laws, rules and policies that apply. No action taken.

Investigations:

SOS Inspector General Shawn LaGrua discussed reorganization of the Investigations Section and changes to the complaint procedures. She recommended that some of the Board members meet with the investigators to train them on what types of questions and points of interest that the investigator would need to understand about the professions of land surveying and professional engineering.

She explained that the investigators will issue Voluntary Cease and Desist Orders when they interview a respondent and discover that there is unlicensed practice. The Cease and Desist Order will become effect as soon as the order is signed by Randall Vaughn, Division Director and not have to wait until the next Board meeting. Also, if the investigator attempts to issue a Cease and Desist Order and the respondent refuses to sign, the

investigator will then issue the respondent a notice to appear before the Board at a designated meeting date to answer to the allegations.

New Business:

Firm Renewals:

Mr. Mickler reminded the Board that Certificates of Authorization for PE and LS firms are up for renewal at the end of June. The renewal application has been modified to include questions regarding the associated licensee's full-time employee status and whether he/she lives within a 50-mile radius of the firm office. Mr. Dean moved to adopt the following fee schedule for 2008-2010 renewals for firm Certificates of Authorization:

On-time Renewal before 6/30/08	\$10
Late Renewal from 7/1/08 – 12/31/08	\$100
Reinstatement after 1/1/09	\$500

Mr. Richardson seconded. Motion carried.

Exams Section Annual Report:

Obadiah Yusufu, Exams Senior Consultant presented an annual report of the state portions of the Land Surveying exam.

For Laws and Rules, in April 2007, the pass rate was 80%, and in October 2007, 64%. For Hydrology, in April 2007, the pass rate was 51%, and in October 2007, 35%. There was a discussion regarding passing exams on the first offering vs. second, third and fourth offerings.

Letter of Request regarding Professional Conduct of Professional Engineer:

Mr. Mickler presented a letter of request from Johan H. Van der Watt, PE requesting guidance on Professional Conduct of a Professional Engineer. After much discussion, Chairperson Willmer directed Mr. Mickler to write Mr. Van der Watt and advise him that this appears to be a contractual matter and not a violation of Board laws or rules.

Inquiry Regarding Video Webcast for Continuing Education:

Mr. Mickler presented an e-mail request from Kari Campbell, representing Lorman Education Services, regarding whether or not the Board would accept continuing education credits for participants observing a live video webcast. Mr. Dean suggested that the method falls under the rules as acceptable.

Construction Engineering Exam:

Chairperson Willmer discussed the new Construction Engineering module of the Civil exam that will first be administered this fall. Following much discussion, no action was taken.

Executive Session:

At 11:55 am Mr. Ritter 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. Richardson seconded. Motion carried.

The following Board members were present during Executive Session – Chairperson Willmer, Mr. Richardson, Mr. Evans, Mr. Butler, Mr. Richards, Mr. Dean and Mr. Ritter.

Reconvened Open Session at 1:45 pm with the following Board members present – Chairperson Willmer, Mr. Richardson, Mr. Evans, Mr. Butler, Mr. Richards, Mr. Dean and Mr. Ritter.

Investigations:

Mr. Richardson moved to accept the following recommendations regarding investigative cases:

PELS060081 – This case involved allegations of unprofessional conduct of a professional engineer. Recommend Letter of Concern.

PELS080073 – This case involved a Professional Engineer who practiced on an expired license. Recommend Voluntary Cease and Desist Order.

PELS080037 – This case involved a land surveying firm with a lapsed license. Recommend closing case, accepting the COA reinstatement and accompanying \$500 fee.

PELS070017 – This case involved allegations of contractual dispute of a land surveyor. Recommend closing case, as a civil matter with no action taken.

Mr. Evans seconded. Motion carried.

Mr. Richardson moved to accept a Consent Order for Reinstatement from Frederick J. Campana, PE017883 (Houston, TX.) Mr. Evans 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:

- | | | | | | |
|-------|-------------------------|-------|-----------------------------|-------|--------------------------|
| 32935 | Becksvoort, Calvin R. | 32936 | Cavalier, Corey A. | 32937 | Coleman, John E. |
| 32938 | Dorsett, William S. | 32939 | Jacobs, Allen C. IV | 32940 | Kidd, Elizabeth F. |
| 32941 | Lassiter, Frank R. Jr. | 32942 | Lichtenberg, M. Chris | 32943 | Mann, Deborah J. |
| 32944 | Stewart, Clinton B. | 32945 | Thornton, David R. | 32946 | Bowman, Steven R. |
| 32947 | DaSilva, Roberto R. | 32948 | McKinney, Carrie N. | 32949 | Thompson, Paul M. |
| 32950 | Warner, James R. | 32951 | Witt, Casey | 32952 | Bolen, Gregory F. |
| 32953 | Kelley, Paul L. | 32954 | Miles, John D. | 32955 | Simpson, Barry K. |
| 32956 | Behrend, Steven M. | 32957 | Granberry, Franklin C. | 32958 | Kriete, Matthew A. |
| 32959 | Ondrick, Craig M. | 32960 | Patti, Calogero | 32961 | Piatt, Raymond K |
| 32962 | Bess, David S. | 32963 | Wallis, William B. | 32964 | Fisher, Neal E. |
| 32965 | Lynch, Harlie A. II | 32966 | West, Brian B. | 32967 | Ayala-Diaz, Carlos |
| 32968 | Banasiak, Anthony R. | 32969 | Jernigan, Ted E. | 32970 | Lee, Kerry S. |
| 32971 | Perez, Leo G. | 32972 | Schneider, Alexander W. Jr. | 32973 | Smith, Andrew P. III |
| 32974 | Tinnell, Thomas K | 32975 | Yap, Ian H. | 32976 | Turk, William J. |
| 32977 | Zawtock, Christie E. | 32978 | Tkacz, Gregory A. | 32979 | Bogges, Brian M. |
| 32980 | Collins, Scott L. | 32981 | Miller, Miles A. | 32982 | Neikirk, Michael E. |
| 32983 | Hill, Christopher A. M. | 32984 | Petritsch, Theodore A. | 32985 | Reitman, Christopher T. |
| 32986 | Dougan, Brian K. | 32987 | Jezerinac, Ronald M. Jr. | 32988 | Lemmo, Steven M. |
| 32989 | Lewis, Charles E. Jr. | 32990 | Mojtahedi, Farrokh | 32991 | Reeves, Daniel A. |
| 32992 | Scott, Robert F. Jr. | 32993 | Franco, Raphael A. Jr. | 32994 | Reilly, Thomas P. |
| 32995 | Evans, Thomas E. | 32996 | Kilgore, John W. | 32997 | Smith, Perry L. |
| 32998 | Christensen, Robert S | 32999 | Hoerner, James G. | 33000 | Peaks, Bradley S. |
| 33001 | Tanner, Jeffrey M. | 33004 | Ferguson, John D. | 33005 | Brodowski, Robert F. |
| 33006 | Constantini, Paul L. | 33007 | Darrohn, John C. | 33008 | Grijalva, Daniel |
| 33009 | Guidice, Annette C. | 33010 | Hardie, Ryan P. | 33011 | Jennings, William R. Jr. |
| 33012 | Peralta, Troy J 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. Evans. The motion carried.

Board Memo Applications for Regular Applicants Seeking Certification as an Engineer-In-Training by Exam:

Applicant(s) for certification as 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:

Gilpin, Ayodele Genevieve
Nott, John Roger

Jackson, David Allen

Mitchell, Jonathan David

Motion was made by Mr. Evans to approve the above-mentioned applicant(s) for EIT certification @ 43-15-8(1) or 43-15-8(2). The motion was seconded by Mr. Richardson. The motion carried.

There being no further business, at 1:50 pm, Mr. Ritter moved to adjourn. Mr. Richards seconded. Motion carried. Some Board members remained to review applications until they were finished.

Board Chairman

Executive Director

8April08.doc

These minutes were approved at the May 13, 2008 meeting.