

MINUTES
June 24, 2008

The State Board of Registration for Professional Engineers and Land Surveyors met on June 24, 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
William W. Dean, PE, Vice-Chairman
Elmo A. Richardson, Jr., PE/LS
E. Charles Vickery, PE
James W. Butler, LS
Mark E. Chastain, LS
E. Scott Evans, Public Member

BOARD MEMBERS ABSENT:

Guy F. Ritter, PE
Stephen R. Richards, PE

STAFF PRESENT:

J. Darren Mickler – Board Executive Director
Julie Busbee – Application Specialist/Board Secretary
Vivian Stephens –Application Specialist
Annette Wimberly – Administrative Assistant

ATTORNEY GENERAL REPRESENTATIVE:

Amelia Baker, Senior Assistant Attorney General

Call to order:

At 9:31 am, Chairperson Willmer called the meeting to order and asked for any additions or deletions to the proposed agenda. Mr. Vickery requested to add an item to New Business, “Support for Blue Ribbon Committee” and Mr. Dean requested to add an item to Old Business, “Renewal Process.” Mr. Richardson moved to adopt the agenda as amended. Mr. Evans seconded. Motion carried.

Approval of Minutes:

Chairperson Willmer presented a draft of the May 13, 2008 minutes and asked for any additions or deletions. Ms. Willmer recommended amending the language in the paragraph regarding Report of NCEES Southern Zone Meeting to add to the statement to now read, “Nebraska is the first state *to attempt* to add the requirements for Professional Engineer

licensure *to their law.*” Also, Ms. Willmer recommended to add language to the statement to now read, “Ms. Willmer commented that there are 14 states that have separate Boards of Engineers and Surveyors and there was some discussion at the NCEES Meeting regarding ~~splitting up the professions~~ *division of governance of the two professions within the NCEES structure.*” Mr. Richardson moved to adopt the minutes as corrected. Mr. Chastain seconded. Motion carried.

Guests:

No guests present.

Executive Director Report:

No report.

Old Business:

Request Regarding Columbia County:

Mr. Butler reported that he had followed up with previous correspondence from Columbia County and forwarded it to Franklin Toole, LS, and has received no comments from Mr. Toole.

Renewals:

Mr. Dean presented information and led discussion regarding the renewal process and draft of changes to the Board Rules 180-11-.01, 180-11-.02, 180-11-.07, 180-11-.08, 180-11-.09, and 180-11-.10. After discussion and suggestions from the Board, Mr. Dean will draft changes to the above-mentioned rules and re-numbering all of the Board Rules for a better flow of information.

New Business:

Exam Irregularity Report:

Mr. Mickler reported that he received a letter from NCEES that a PE candidate failed to stop writing at the end of the morning session of the exam when the proctor instructed her to do so. NCEES recommends invalidating this examinee’s results for failing to comply with the conditions of the Candidate Agreement, which includes failing to cease work on the exam when time is called. Mr. Richardson moved to invalidate the score results. Mr. Vickery seconded. Motion carried with Mr. Chastain opposed and Mr. Dean abstaining.

April 2008 Exam Statistics:

Ms. Busbee presented for Board discussion and review the following statistical data regarding candidates from the April 2008 exams:

Land Surveyor

Part II - National P&P LS Exam

Total takers	29	1st time takers	15
passed	15	passed	10
	51.72%		66.67%

Part III - State Legal Aspects

Total takers	28	1st time takers	18
passed	22	passed	16
	78.57%		88.89%

Part IV - Hydrology

Total takers	44	1st time takers	18
passed	22	passed	8
	50.00%		44.44%

Note: Of the 17 newly licensed Land Surveyors for this term, 4 passed all 3 exams in their 1st offering and 2 passed parts 3 & 4 in their 1st offering for comity licensure.

Land Surveyor-In-Training

Total takers	26	1st time takers	15
passed	13	passed	12
	50.00%		80.00%

Professional Engineer

Total takers	215	1st time takers	123
passed	108	passed	81
	50.23%		65.85%

	<u>Total takers</u>	<u>passed</u>	<u>%</u>	<u>1st time takers</u>	<u>passed</u>	<u>%</u>
CHE	2	1	50.00%	2	1	50.00%
CIV	112	60	53.57%	61	42	68.90%
ELE	22	12	54.55%	15	11	73.30%
ENV	13	6	46.15%	10	6	60.00%
MEC	26	17	65.38%	16	12	75.00%
STR	40	29	72.50%	19	9	47.40%

Engineer-In-Training

Regulars & Seniors Combined

Total takers	451	1st time takers	335
Total passed	273	passed	251
	60.53%		74.93%

Regular takers	195	Senior takers	256
passed	79	passed	194

40.51%

75.78%

Seniors by school:

	<u>passed</u>	<u>%</u>	<u>failed</u>	<u>%</u>	<u>total</u>
GA Tech	156	88.14%	21	11.86%	177
GA Sou	3	21.43%	11	78.57%	14
Mercer	4	66.67%	2	33.33%	6
Sav State	0	0.00%	2	100.00%	2
Sou Poly	16	44.44%	20	55.56%	36
UGA	<u>15</u>	<u>71.43%</u>	<u>6</u>	<u>28.57%</u>	<u>21</u>
Total	194	75.78%	62	24.22%	256

Letter from Educated Choices:

Mr. Mickler presented a letter from Educated Choices requesting to be considered as a viable foreign education credential evaluation service for Georgia’s foreign-educated candidates. No Board action taken.

Request to Waive Renewal Penalty Fee:

Mr. Mickler presented a letter of request from a Professional Engineer asking for a waiver of the renewal penalty fee for 2007-2008 due to the licensee serving in the US Military in Iraq. After discussion, the Board’s decision was to ask for the licensee to send proof of an attempt to pay on time in December 2006. If the licensee is unable to provide such proof, then the waiver will be denied.

Design Professional Status for DNR Rules:

Mr. Chastain discussed that the Department of Natural Resources Board has a Board Rule that defines “Design Professionals.” This Board Rule has been posted for Notice of Hearing on the DNR website. Mr. Richardson moved that the Chairperson write a letter supporting the language of the state law verbage. Mr. Chastain seconded. Motion carried.

Support for the Blue Ribbon Committee:

Mr. Vickery reported that he received a phone call from Mr. Ted Stivers regarding concern over the voting procedures at the NCEES meetings, with special attention to states with separate boards for the two professions. Support from member boards to further study this concern is being sought. A letter to the NCEES President Elect Henn Rebane supporting this effort was proposed. Mr. Vickery moved to send a letter to endorse the establishment of the committee. Mr. Chastain seconded. Motion carried with Mr. Butler opposed.

Executive Session:

At 11:00 am, Mr. Evans 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. Vickery, Mr. Chastain and Mr. Dean.

Reconvened Open Session at 11:50 am with the following Board members present – Chairperson Willmer, Mr. Richardson, Mr. Evans, Mr. Butler, Mr. Vickery, Mr. Chastain and Mr. Dean.

Investigations:

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

Accept Cease and Desist Order from L. Scott Coger for unlicensed practice of professional engineering.

Accept Cease and Desist Order from Bill Griffin for unlicensed practice of professional engineering.

PELS080099 – This case involved a land surveyor with allegations of conflict of interest. Close case with no violations.

PELS070051 & PELS070056– These related cases involved a dual registrant with allegations of plan- and plat-stamping. Recommend to refer case to Attorney General’s office for enforcement of the Consent Order.

PELS060079 – This case involved a land surveyor with allegations of unlicensed practice. Recommend to close case with no violations.

PELS060015 & PELS070055 – These related cases involved a professional engineer working in two different firms. Recommend to replace the previous recommendations for Consent with a new Consent Order with Public Reprimand, 24 months probation and \$1000 penalty.

PELS080094 – This case involved a professional engineer who did not renew the license. Respondent has now renewed. Recommend a Letter of Concern.

Mr. Vickery 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:

33101 Henderson, Tamara	33102 King, William S.	33103 Lipofsky, Stuart M.
33104 Allen, Andrew J.	33105 Barrick, Patrick W.	33106 Butz, Anthony M.
33107 Hoffman, Douglas A.	33108 Kidwell, James S.	33109 Mickelson, Steve P.
33110 Fuller, Kenneth A.	33111 Jones, Steven Derick	33112 Kiefer, Timothy A.
33113 Palmer, Jack H. Jr.	33114 Pavy, Robert L III	33115 Tinsley, William E.
33116 Ingraham, Vern W.	33117 Larkin, James H.	33118 Steinmetz, Gregory M.
33119 Dennis, Michael S.	33120 Lindsey, Hoke S III	33121 Owenby, Darby L.
33122 Allen, Thomas M.	33123 Awwad, S George	33124 Dann, Eric A.
33125 Elliott, Chad M.	33126 Hoschek, Shae S.	33127 Loest, Gregory W.
33128 Ojala, Emery S.	33129 Poudel, Shamir	33130 Pustola, Stephen
33131 Riehl, Bill L.	33132 Thomas, Kevin F.	33133 Wiseman, Joseph F. Jr.
33134 Elliston, William J. Jr.	33135 Galinski, John L.	33136 Morgan, Paul A.
33137 Ward, Richard W.	33138 White, Floyd D. II	33139 Whitston, Richard V.
33140 Bowman, Chad A.	33141 Bracey, Allen D.	33142 Hamm, Jeffrey H.
33143 Carrigan, John W.	33144 Gau, Ramon M.	33145 Morris, Mark K.
33146 Hall, Kirk R.	33147 Kramer, Kimberly R.	33253 Caldwell, Marvin C.
33254 Lawson, Jeffrey L.	33255 Pelligrino, Robert P.	33256 Rauch, William R.
33257 Stewart, Joshua E.	33258 Wynne, Gerald T.	33259 Davis, Joseph S.
33260 Jones, Myra W.	33261 Leonard, Jack A. Jr.	33262 Maxwell, Toby A.
33263 Nacamuli, Louis	33264 O'Hearn, Timothy L.	33265 Penoyer, Douglas G.
33266 Polk, Justin T.	33267 Rocha, Jeremy	33268 Stilwell, Ryan P.
33269 Ware, Russell D. Jr.	33270 Eman, Jay D.	33272 Arnette, John B.
33273 Ashkenaz, Richard M.	33274 Black, Kent L.	33275 Macoubrie, Judy A.
33276 Pothier, Katherine a.	33277 Privette, Dale W.	33278 Shearouse, Gilbert B.
33279 Bastaja, James L.	33280 Becker, Paul B.	33281 Uyeda, Dale
33282 Zimmerman, Diane B.	33283 Chandler, James R.	33284 Knight, William D. Jr.
33285 Pool, Merideth K.	33286 Smith, Scott L.	33287 Watford, Thomas B.
33288 Wicoff, Joel D.	33289 Santos, Arnel A.	

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. Richardson. 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:

Alston, Christina Louise T.	Alvarado, Amanda	Anderson, Brienne Diane D.
Anderson, Kenmarcus L.	Bashirian, Hassein Jerez	Bunn, Michelle Taylor
Capuno, Romeo Evasco Jr.	Carpenter, Philip Craig	Daiber, Marcus

Elliott, Servando Angel D.	Franko, John Patrick	Fuqua, Henry Carlton IV
Gromatzky, Jeffrey Glenn	Gross, Daniel P.	Harris, William Carl
Hinely, Jason Mark	Issa, Moussa	Josephs, Kareem Lloyd
Karoly, Patrick Allen	Kinard, Melvin Hubert	Klebosky, Matthew R.
Li, Timothy	Meade, Melissa Diane	Netterville, Andre D.
Nisanov, Leonid Y.	Oglesby, Cary Michael	Pagnon, Angharad Chloe
Pelt, Sherman Tyrone	Quartey-Papafio, Clement	Rahman, Mamunur
Ratliff, Anson Fairchild	Scott, Katherine Ann	Shiwmgangal, Vivekanand
Smith, Patrick J. M.	Starobin, Michael Joseph	Thornton, Phillip Alan
VanHiel, Brian David	Venerable, Suzanne Denise	Vishwanathan, Saritha S.
Wade, Anthony Phillip	Whaley, Dexter Lynn	Wilk, Agnieszka Justyna
Williams, Adam Wade	Williams, Terry	Word, Vinique Ovethia
Yaqub, Syed Janie	Yitna, Rebika Getachew	

Motion was made by Mr. Richardson 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. Evans. The motion carried.

Board Memo Applications for Senior Applicants seeking certification as an Engineer-in-Training by Exam:

Applicants for certification as an Engineers-in-Training by examination who are currently enrolled as seniors in ABET approved programs in schools, colleges or universities in Georgia, who have filed with the Board five acceptable references, who have had no convictions for moral turpitude or other substantive reasons, and in every way comply with the provisions of the appropriate law(s) are as follows:

UNIVERSITY OF GEORGIA

Adam, Elizabeth Antoinette	Anderson, Michael Arthur	Barrett, Steven Michael
Belflower, Jefferson Bunyan	Bennett, Robert Daniel	Coffey, Ashley Michelle
Ferguson, Jordan Mitchell	Lamkin, Claudette Shiree	Long, Dallas Neal
Mitchell, Christopher Stephen	Rutz, Zachary Joseph	Silvestri, Joseph Adam
Thomas, Benjamin A.	Watwood, Aaron Oliver	West, Chase M.
Zachman, Angela Laurie		

Re-Examinee (UGA)

Buday, Jessica L.

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. Dean. The motion carried.

Board Memo Applications for Senior Applicants Seeking Certification as a Land Surveyor-in-Training by Exam:

Applicant(s) for certification as Land Surveyors-in-Training by examination, who are currently enrolled as senior(s) in a Land Surveying or related field in schools, colleges or

universities in Georgia, who have completed the required 20 quarter hours credit, five of which are in hydrology, who have filed with the Board five acceptable references, who have had no convictions for moral turpitude or other substantive reasons, and who in every way comply with the provisions of the appropriate law(s), are as follows:

Keller, Aubrey Lee

Motion was made by Mr. Chastain to approve the above-mentioned applicant(s) for LSIT certification @ 43-15-12(1). The motion was seconded by Mr. Butler. The motion carried.

Reinstatements:

Mr. Richardson moved to reinstate the following with conditions of paying the \$1000 penalty fees:

Jack Sanders Crump Jr., PE014297
Carla Jones Shealy, PE020893
William Stafford, PE013697
J P Thompson, PE022816

Mr. Dean seconded. Motion carried.

There being no further business, at 2:05 pm, Mr. Chastain moved to adjourn. Mr. Dean seconded. Motion carried. Some Board members remained to review applications until they were finished.

Board Chairperson

Executive Director

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These minutes were approved at the July 22, 2008 meeting.