

-MINUTES
BOARD FOR PROFESSIONAL ENGINEERS

Date: September 8, 2016

Place: 3rd Floor Conference Room
500 North Calvert Street
Baltimore, Maryland 21202

Present: Steven A. Arndt, Ph.D., P.E., Chairman
H. C. Harclerode, P.E., Vice Chairman
Sallye E. Perrin, P.E.
David G. Mongan, P.E.
Karl Rickert, P.E.
Justin Williams, Esq.

Others Present: Steve Long, Executive Director
James Baseman, Assistant Executive Director
Milena Trust, AAG, Counsel to the Board
Susan Cherry, AAG, Acting Counsel to the Board
Victoria Wilkins, Commissioner
Janet Morgan, Outreach Coordinator
Ruby Courtney, Board Administrator
Shontae Moore, Administrative Specialist

Absent: Pastor Farinas, P.E.
Sandra J. Murphy

CALL TO ORDER

Chairman Arndt called the meeting to order at 9:35 a.m.

ACTION ON MINUTES

Motion (I) was made by Mr. Harclerode, seconded by Mr. Mongan and unanimously carried by the Board to approve the minutes of the August 11, 2016 Board meeting as submitted.

APPLICATIONS APPROVED FOR RECIPROCITY

Motion (II) was made by Mr. Mongan, seconded by Mr. Rickert, and unanimously carried to approve 32 applications for reciprocity as follows:

49872 Fady Afif	49877 Juan E. Cabrera-Santiago
49873 James F. Aicholtz	49878 Gurjett S. Dhaliwal
49874 Parker J. Anderson	49754 Vania Aleksandrova Dintscheva
49875 Rufus S. Bradbury	49879 Erin M. Foley
49876 Yaser I. Cabral	49880 Cecilia Hernandez

APPLICATIONS APPROVED FOR RECIPROCITY (Cont'd)

49902 Justin R. Holland	49560 Brenda Elaine Nichols
49881 Karina S. Hull	49889 Gopalakrishnan Padmanabhan
49882 Mohammad Jalapour	49890 Brendan L. Quirk
49883 Ronald A. Keele	49898 Muhammad T. Riaz
49884 Steven M. Kirsch	49891 Rene G. Schroeder
49262 Xinzhang Li	49896 Chidanand Sekar
49885 Joseph T. Mace	49892 Donna Shebat
49886 Thomas C. Maus	49893 David M. Stanek
49887 Walter P. Mendenhall	49571 Anne C. Urenda
49888 Patrick E. Mensah	49894 Christina V. Vulova
49617 Kevin Michael Mentz	49895 Kenneth F. Wille

EXECUTIVE SESSION

Motion (III) was made by Mr. Harclerode, seconded by Mr. Mongan, and unanimously carried to go into Executive Session at 9:36 a.m. at 500 North Calvert Street, 3rd Floor Conference Room, Baltimore, Maryland, 21202. This session was permitted to be closed pursuant to State Government Article, Title 10-508(a)(7). Upon completion of the session, the Board reconvened its public meeting at 9:56 a.m.

COMPLAINT COMMITTEE REPORT

Mr. Mongan reported on the status of complaints discussed by the Complaint Committee at its meeting on September 8, 2016.

- 16-PE-05 Pre-charge investigation
- 16-PE-17 Offer Consent Order with probation
- 16-PE-19 Closed
- 16-PE-22 Consent Order pending
- 16-PE-23 Investigating
- 16-PE-24 Pre-charge investigation
- 16-PE-28 Consent Order with fine pending
- 16-PE-29 Closed
- 16-PE-31 Assign Investigator
- 16-PE-33 Investigating
- 16-PE-34 Investigating
- 17-PE-05 Investigating
- 17-PE-06 Offer Consent Order and \$600 fine
- 17-PE-07 Offer Consent Order and \$700 fine
- 17-PE-08 Offer Consent Order and \$700 fine
- 17-PE-09 Offer Consent Order and \$800 fine
- 17-PE-10 Offer Consent Order and \$500 fine
- 17-PE-11 Offer Consent Order and \$500 fine

COMPLAINT COMMITTEE REPORT (cont'd)

- 17-PE-12 Offer Consent Order and \$500 fine
- 17-PE-13 Offer Consent Order and \$500 fine
- 17-PE-14 Investigating
- 17-PE-15 Offer Consent Order and \$500 fine
- 17-PE-16 Offer Consent Order and \$700 fine
- 17-PE-17 Offer Consent Order and \$700 fine

Motion (IV) was made by Mr. Harclerode, seconded by Ms. Perrin, and unanimously carried to accept the recommendations of the Complaint Committee.

ETHICS TRAINING – 10 a.m.

The Board members took the mandatory ethics training which was presented by Katherine Thompson, Assistant General Counsel with the Maryland State Ethics Commission.

CPC COMMITTEE REPORT

Motion (V) was made by Mr. Mongan, seconded by Mr. Harclerode and unanimously carried to approve the CPC Provider Application of Nortec, Online-PDH, Powered Aire, Inc., and Spirotherm, Inc..

REPORT FROM EXECUTIVE DIRECTOR

Mr. Long informed the Board that he received an email from Jerry Carter, Executive Director of NCEES, regarding the concerns that Council Record holders who established their records prior to 2008 have with reestablishing their information in the new system in order to transmit their record. The email stated that NCEES is developing a plan to revise the process and eliminate the need for record holders to resubmit information that has already been supplied to NCEES. Mr. Long stated that Stephanie Goodnow, NCEES Director of Member Services, proposed a solution to the issue regarding council record notations “waived” verses “not required” for FE verifications. Ms. Goodnow proposed that we add “Maryland does not require the FE exam for this candidate” in the comment field of the verification page. The Board agreed that this would solve the problem.

Mr. Long stated that the Design Boards has a surplus of over \$92K as of June 30, 2016. Mr. Long anticipates that the PE Board will maintain a positive balance in the future.

REPORT FROM BOARD COUNSEL

Ms. Trust stated that a working group with representatives from different State boards and agencies will be meeting to discuss the repercussions of the outcome of the NC Dental case. She also informed the Board she will go over the law to insure that all the necessary changes have been made to accommodate computer based testing.

NEW BUSINESS

Report of the 2016 NCEES Annual Meeting

Chairman Arndt reported that UPLG Motion 12 to amend the Model Law Rules to have a special designation for Structural Engineers failed. He also reported the Technology Task Force Motion 2 regarding the electronic signing and sealing of professional engineering and surveying documents passed but was amended to delete the term “electronic signature” and the SC Motion to increase the amount of Funded Delegates to three passed. ACCA Motion 1 passed to allow up to five hours of flying time to be paid for travel expenses instead of three.

Chairman Arndt noted that Finance Motion 3 passed to decrease the FE exam fees and after the April 2017 examination, all examination charges will be paid directly to NCEES. This will provide a consistent payment method during the transition period of all PE exams to CBT. Chairman Arndt was concerned that exam fees going directly to NCEES may cause administrative difficulty but Mr. Long stated that it should not be a problem since the change was already made for the Land Surveyor’s Board and no problems occurred.

OLD BUSINESS

CPC Requirements

Chairman Arndt asked that a Committee be formed with Mr. Mongan as Chair to review potential changes to the CPC Regulations to eventually include having public meetings to get the input from licensees and engineering societies. Mr. Mongan asked for input from the administrative staff that deals with the audits on issues they are experiencing with the CPC requirements by the October 2016 meeting.

Ms. Trust stated that no new Regulations can be proposed between mid-December and February.

Motion (VI) was made by Ms. Perrin, seconded by Mr. Harclerode and unanimously carried to start the process to propose changes to the CPC Regulations.

Audit Statistics

The audit statistics were addressed in the Report of the Executive Director.

Draft Fine Schedule for PDH Deficiencies

Motion (VII) was made by Ms. Perrin, seconded by Mr. Harclerode and unanimously carried to set the fine for PDH deficiencies at \$1500 effective January 1, 2017. The Board asked that this information be advertised and be updated on all forms and on the website.

CORRESPONDENCE

Email from John Helwig regarding Fire Protection Engineering and PG County Requirements

The Board received an email from John Helwig dated June 9, 2016. He is concerned that the PG County Code Officials are requiring him to complete an application to become a third party reviewer for Fire Protection System drawings although he has several years of Fire Protections Engineering experience and is licensed in 12 states.

His email was discussed at the June 9, 2016 meeting. The Board felt this is not a jurisdictional matter since the State is the licensing authority. The Board contacted PG County to get a better understanding of the issue and Mr. Long presented the response of PG County to the Board.

Ms. Trust responded to John Helwig's email and provided the Board with a copy of her response. In her response, Ms. Trust informed Mr. Helwig that the Board's jurisdiction extends only to licensees and in some circumstances, to unlicensed individuals, but not to the counties or any other municipalities.

Email from Pam Keilholz regarding Seals Without Signatures

The Board received an email from Pam Keilholtz regarding seals without signatures. Mr. Harclerode agreed to contact her to explain to her what the requirements are regarding sealing documents.

Letter from Benjamin Amoss regarding Denial of PE Exam Application

The Board received a letter appealing the denial of his PE exam application on August 18, 2016. Mr. Amos met with the Board member who reviewed his application prior to the Board meeting to find out what specific examples of work would be satisfactory to the Board in lieu of a PE endorsement. Mr. Amos will have two letters sent to the Board from PE's that he previously worked with so that he can possibly get approved to take the PE exam.

Letter from Muhammad Riaz regarding Denial of PE Reciprocity Application

The Board received a letter appealing the denial of his PE Reciprocity application for an insufficient amount of engineering work experience. His NCEES Council only showed three years and 3 months of engineering work experience when four years of work experience is required. Mr. Riaz had NCEES review his work experience again and NCEES retransmitted his Council Record showing four years and 10 months of engineering work experience so his application was approved.

APPLICATIONS APPROVED ADMINISTRATIVELY FOR RECIPROCITY

The following applications, supported by NCEES Model Law Engineer records, were administratively approved for licensure by the Executive Director of the Board:

49799 David M. Allen	49812 Ryan P. Hurt
49837 Jason A. Biddle	49793 Craig A. Jouppi
49804 Michael Bingham	49839 Michael E. Martin
49807 Thomas J. Bjartmarz	49788 Wayne D. Martin, Jr.
49800 Gegam Burnazyan	49802 Julian J. Maskeroni
49803 John A. Daughtrey	49836 Jack E. McNeely
49842 Brian M. Dekker	49841 Keith M. Mueller
49846 Patrick G. DeNardo	49843 Austin D. Murray
49801 Daniel T. Dirgins	49796 Long H. Nguyen
49810 Bradley S. Donwerthq	49797 Jeffrey A. Oskamp
49850 Tyson K. Duncan	49787 Marek Ostorwski
49785 Matthew P. Eklund	49833 Gregory P. Patnude
49808 Trevor M. Frederick	49789 Antonio L. Pina
49795 Craig S. Funston	49811 Kyle W. Smith
49832 Craig M. Hanchey	49794 Granville E. Weech
49809 Nathanael K. Henderson	49805 Madison C. White
49845 Brett H. Henning	

APPLICATIONS APPROVED FOR THE PRINCIPLES AND PRACTICE OF ENGINEERING EXAMINATION, OCTOBER 15, 2016

Ellyce M. Bushong	Toan H. Nguyen
Luther R. Cosner	

OTHER BUSINESS

The next Board meeting will be held on October 13, 2016 at 9 a.m.

ADJOURNMENT

Motion (VIII) was made by Mr. Harclerode, seconded by Mr. Williams, and unanimously carried to adjourn the meeting at 12:03 p.m.

_____ With Corrections

_____x_____ Without Corrections

Signed by: Steven Arndt, Board Chairman

Dated: October 13, 2016