

BOARD OF PROFESSIONAL ENGINEERS
AND PROFESSIONAL LAND SURVEYORS

Agenda for Meeting

June 5 – 6, 2013

Meeting starts at 8:00 am (PST), Wednesday, June 5, 2013
at the Coeur d'Alene Resort
located at 115 S. 2nd Street, Coeur d'Alene, ID 83814

i. AGENDA REVIEW - Are there any new agenda items?

I. READING OF MINUTES

1. Review Minutes of the April 25 & 26, 2013 Board meeting.
2. Review Minutes of the February 1, 2013 Board teleconference meeting.
3. Review Minutes of the March 8, 2013 Board teleconference meeting.
4. Review Minutes of the March 11, 2013 Board teleconference meeting.

II. REVIEW AND APPROVAL OF CONSENT AGENDA

1. The following items have been continued at previous meetings and staff is unaware of any activity relating to these matters:

- a. FY11.11 Erickson, Chad, Standard of Care. Mr. & Mrs. Badertscher submitted a complaint regarding the survey work of Chad R. Erickson. The work included locating a previous corner which was apparently incorrectly and previously located by Carl Edwards and others. The location of this corner affects a Badertscher's property line as well as several others. Mr. Erickson submitted a detailed response to the complaint. Staff has notified the Badertschers that the complaint lacks the requirements for a formal complaint and will be considered a request for inquiry. Pending outcome of litigation. Mr. Erickson has provided a response from his client's attorney.
- b. FY11.09 Holladay Engineering, Conflict of interest, Standard of Care relating to Emmett Waste Water Treatment plant.
- c. FY13.06 Ruen, Darius, ROPR. Pending resolution of litigation and a determination of whether there are substantive matters to be further investigated.
- d. FY13.10 Bartolome, Todd A., ROPR. Pending decision to move forward from Mr. Ruen.

2. Mr. Bennion has been reappointed to the Board for a second term.

III. UNFINISHED BUSINESS

1. Review Strategic Plan Objectives. As part of the Zero Based Budgeting exercise, staff reviewed the Strategic Plan in relation to the agency needs, mandates and mission. Staff will draft proposed changes for Board's review at June meeting.
2. Subcommittee Updates
 - a. Item Writing (Mr. Howe, Mr. Elle and Mr. Young): The subcommittee needs to come up with an additional 15 items for item bank.
 - b. Structural Engineers Subcommittee (Mr. Bennion and Mr. Elle): The subcommittee will explore what type of projects should be restricted to structural engineers. Staff was directed to procure laws from other jurisdictions regarding structural engineering requirements. Mr. Bennion and Mr. Elle will coordinate a meeting with the stakeholders.
 - c. International Mobility Subcommittee (Mr. Wagner and Mr. Elle): The subcommittee will study (1) NCEES administering and selling exams internationally the result of which may be outsourcing of engineering jobs. (2) Foreign engineering students gain their education in the US and then cannot stay. (3) Foreign engineering students gain their education outside the US but come to the US to practice. (4) Foreign engineering students gain their education outside the US, pass the NCEES exams, but do not reside in the US but request licensure in the US. The subcommittee, staff and Board Counsel will further study the existing statutes and rules and see how they apply to consideration of applicants who have been educated and/or licensed in a foreign country and/or has obtained their experience outside the United States.
 - d. Surveying FAQ (Frequently Asked Questions) Page Subcommittee (Mr. Howe and Mr. Elle): The subcommittee reviews changes to the surveying laws and assists staff with updating the Surveying FAQ web page. Mr. Howe and Mr. Elle are working with Mr. Szatkowski to keep the FAQ's current.
 - e. MOE (Master's or Equivalent) for Engineers Subcommittee (Mr. Wagner and Dr. Murgel): The subcommittee will form a task force of interested and affected professional and technical societies to review potential legislation focused on MOE for engineers. Mr. Wagner and Dr. Murgel to pursue the issue and see if a coalition of stakeholders (all disciplines and societies) can be developed. Mr. Wagner has a list of professional organizations that are stakeholders. Mr. Curtis conducted a survey of NCEES Member Board Administrators regarding discipline versus generic licensing and whether there were variable requirements for licensure in different disciplines. Mr. Wagner will coordinate a meeting with the stakeholders. Staff directed to find contacts with the various technical societies and government agencies.
3. Tim Haener submitted questions about relating to the position of Project Manager. The Board directed Attorney Kane to work with Mr. Szatkowski, Mr. Bennion and Mr. Haener to go over this information. *This item will be added to the Subcommittee Updates*

for future review. A meeting of this subcommittee will not occur before the Board meeting. No action is required at this time.

4. A Public Meeting on Negotiated Rulemaking 2013 was held on May 20, 2013.
5. Staff was directed to develop an Idaho Guideline for use of digital signatures for review by the Board.

IV. NEW BUSINESS

1. Reports by Board Members and Staff of activities since the April Board meeting.
2. Staff will present an Expense Reimbursement Summary for the Executive Director for April 2013 through May 2013 for the Board's review. (*To be available at meeting*)
3. Staff will provide an update on the Board's financial status as of April 30, 2013.
4. The Board will set meeting dates for calendar year 2014.
5. Staff is requesting Board authorization for Mr. Simila to attend the CLEAR National Certified Investigator/Inspector Basic Training conference September 30-October 2, 2013 in St. Louis, MO.
6. The Board of Architectural Examiners would like to propose a yearly joint meeting with the Board of Engineers and Land Surveyors and Code Officials. They have proposed a ½ day joint meeting in Boise each year and a joint subcommittee to discuss the agenda for it on a regular/annual basis.
7. Mr. Crane has submitted questions relating to the Board's previous Final Order on the Design of the Fire Alarm and Sprinkler Systems found in News Bulletin 39.
8. Board office received a letter noting possible misconduct of a licensee and certificate holder. An employee of ITD allegedly used his position within ITD to direct work the firm for whom he worked previously and for whom he left ITD and went back to.
9. Usage of Drones in Surveying.
10. CPD Update on Audits and Submission of Logs
11. Mr. Bennion will discuss his conversations with the Division of Financial Management regarding the distribution of ongoing salary savings for Fiscal Year 2014.

V. CONSIDERATION OF APPLICATIONS

VI. CONSIDERATION OF DISCIPLINARY MATTERS

APPOINTMENTS

Wednesday, June 5, 2013

11:00 a.m. (PST) Mike Kane will join the meeting by telephone

1:00 p.m. (PST) Join ISPE Board meeting

3:00 p.m. (PST) Mike Kane to rejoin meeting as available

Thursday, June 6, 2013

7:00 a.m. (PST) ISPE General Membership breakfast

1:30 p.m. (PST) Join ISPE for “Cracker barrel” discussion time