

MINUTES

State Board of Registration for Architects and Landscape Architects

Meeting held
Wednesday, March 11, 2009

Indiana Government Center-South
402 West Washington Street, Rm. W072
Indianapolis, Indiana

I. CALL TO ORDER & ESTABLISHMENT OF QUORUM

Mr. Rausch called the meeting to order at 9:12 a.m. Indiana Government Center South, in Room W072, 402 West Washington Street, Indianapolis, Indiana and declared a quorum in accordance with Indiana Code § 25-4-1.

Members Present:

David Rausch, Chairperson
Dale Stickel
Kato Smith
Les Smith
Dan Weinheimer
Debra Schmucker

Members Not Present:

Jerome Eide
Richard Fetz

State Officials Present:

Angela Smith Jones, Board Director, Indiana Professional Licensing Agency
Crystal Heard, Assistant Board Director, Indiana Professional Licensing Agency
Donna Sembroski, Advisory Counsel, Office of the Attorney General

II. ADOPTION OF THE AGENDA

Board Action: A motion was made to adopt the agenda.

L.Smith/K. Smith
Motion carried 6/0/0

III. ADOPTION OF THE MINUTES FROM THE November 12, 2008 MEETING OF THE BOARD

Board Action: A motion was made to adopt the minutes.

K. Smith/Schumaker
Motion carried 6/0/0

IV. REPORT FROM OFFICE OF THE ATTORNEY GENERAL

By Liaison for the Board and/or Gabrielle Owens

No report was given.

V. ADMINISTRATIVE HEARINGS

A. In the Matter of Bradley Lewis

Cause No.: BRALA 09-01
Re: Final Hearing for Denial of Registration

Parties Present:

Mr. Lewis was present without counsel
The State of Indiana was not present as this is an initial application matter.

Board Members Present:

Dave Rausch, Hearing Officer
Les Smith
Dan Weinheimer
Debra Schmucker
Kato Smith
Dale Stickel

Witnesses:

Bradley Lewis

Case Summary: This hearing is based upon the denial of registration. The denial was based upon his previous revocation (BRALA 96-03) and questions and concerns regarding his failure to comprehend and address the deficiencies in his final order. The board took official notice of the files in this matter.

Board Action: A motion was made to deny the application for licensure.

K. Smith/Weinheimer
Motion carried 6/0/0

VI. DELIBERATION AND POSSIBLE ISSUANCE OF FINAL ORDER

None.

VII. PERMIT/LICENSURE APPLICATIONS

Board Action: The Board approved all recommendations and decisions made by the Board members on applications for licensure that were reviewed throughout the Board meeting.

Weinheimer/K. Smith
Motion carried 6/0/0

VIII. PETITIONS FOR REVIEW

None

IX. REVIEW OF PROBATIONARY REPORTS

None

X. DISCUSSION ITEMS

Board Action: All applications for reinstatement are to be reviewed by Angela Smith Jones and Rick Fetz for approval. If there are significant questions regarding these applications they are to be brought before the board for a personal appearance. These files are to be forwarded to Rick for review and no action will be taken by the board today.

A motion was made to continue to have Rick Fetz serve as the board liaison over reinstatement applications.

K. Smith/Stickel
Motion carried 6/0/0

- A. Petition for Reinstatement
Re: John Zajicek (AR 19700075)
- B. Petition for Reinstatement
Re: Mark Browning (AR10200091)
- C. Petition for Reinstatement
Re: Mark Zinni (AR00880028)
- D. Petition for Reinstatement
Re: Lewis Colten (AR10400156)
- E. Petitions for Reinstatement
Re: James Maciejewski (AR10200024)
- F. Petition for Reinstatement
Re: Francisco Restrepo (AR00033617)
- G. Petition for Reinstatement
Re: Charles Crnkovich (AR19300084)
- H. Petition for Reinstatement
Re: Paul S. Jacobson (AR19500031)
- I. Petition for Reinstatement
Re: Charles Crnkovich (AR19300084)
- J. Petition for Reinstatement
Re: Glenn Giles (AR19800101)
- K. C.E. Audit – Civil Penalty
Re: Thomas Meredith (AR00900122)

Board Action: A motion was made to set aside the Notice of Non-compliance and civil penalty issued in October 2008. Mr. Meredith does not have to pay civil penalties and has remedied the deficiency. His license is to be reinstated.

Weinheimer/K. Smith
Motion carried 5/0/0

- L. C.E. Audit – Request for Additional Extension of Time (Waiver)
Re: Clinton Hutchcraft (AR00860239)

Board Action: The request for the waiver was considered by the board and they granted him until the May 13th board meeting to earn his 24 hours. If he does not comply by that date he will be issued a notice of non-compliance and his license will/can be suspended according to code. He will be advised that he also has the option to place his license in inactive status prior to that time.

K. Smith/ Weinheimer
Motion carried 5/0/0

- M. Petition for Reinstatement
Re: John D. Wallis (AR10200134)

N. Petition for Reinstatement
Re: Eugene O'Connor

O. AIA
Re: Request for Information

Jason Shelley requested information as to whether the AIA could obtain lists of registered architects from IPLA. Angela Smith Jones informed him that they can certainly download it from the webpage.

P. Organizational meeting attendance

The board discussed the importance of attending NCARB meetings.

Q. Kentucky Board
Re: Over reaching practices for Civil Engineering and Landscape Architects

Any similarities, There are court cases in Kentucky where the Civil Engineers are challenging the Landscape Architects regarding scope of practice. In Indiana the Landscape Architect applications for proposals have been rejected in certain municipalities. Les and Debra will speak with ASLA on this matter.

XI. BOARD DIRECTOR'S REPORT

- A. On-line verification: Licensees now go on-line to verify their licenses for other states.
- B. CE Audit: Our executive Director ordered that all boards will do a 1% audit.
- C. Licenses/Pocket Cards: When licenses are first issued, all professions will receive a small pocket card with no expiration date. The card will have the month and whether it is an odd or even numbered year on the card. However, licensees may go on-line to order a wall license in any size they choose.

XII. OLD/NEW BUSINESS

- A. Proposed Amendments to Indiana Code 25-4 and Title 804 of the Indiana Administrative Code
1. Requirements for ARE Exam – Timing

The notice of intent for the ARE Timing Rule is to be posted in early May.

- B. Use of the Name Architect

The use of the name architect can only be used if one is actually an architect. (Title protection)

XIII. ADJOURNMENT

There being no further business and having completed its duties, the meeting of the Board of Registration for Architects and Landscape Architects adjourned at 1:00 p.m.


~~Dave Bausch~~ Chairperson
State Board of Registration for Architects and Landscape Architects

KATO SMITH

4-9-09
Date