

MINUTES

STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS

Meeting Held
Thursday, March 18, 2010

Indiana Government Center South
402 West Washington Street, Rm W064
Indianapolis, Indiana

I CALL TO ORDER

Mr. John Beery called the meeting to order at 8:55 a.m. in 402 West Washington Street, Room W064, Indianapolis, Indiana and declared a quorum in accordance with IC § 25-31.

Members Present

John Beery, Chairman
Mark Downey
Vincent Drnevich
Ken Spaulding
John Sauer

Members Not Present

Harold Snead
Jim Erb

Staff Present

Angela Smith Jones, Board Director, Indiana Professional Licensing Agency
Crystal Heard, Assistant Director, Indiana Professional Licensing Agency
James Schmidt, Board Advisor, Office of the Attorney General

II ADOPTION /AMENDMENTS TO THE MINUTES OF JANUARY 21, 2009

Board Action: A motion was made to approve the minutes with changes.

Drnevich/Downey
Motion carried 5/0/0

III REPORT REGARDING CONSUMER COMPLAINTS FROM THE OFFICE OF THE ATTORNEY GENERAL By Liaison for the Board

John Sauer reported that there is little action going on at this time.

IV PERSONAL APPEARANCES

A Julius Ogunbekun

Mr. Ogunbekun appeared before the board for the reinstatement of his license.

Board action: A motion was made to grant the reinstatement.

Downey/Drnevich
Motion carried 5/0/0

B Douglas Stout

Mr. Stout appeared before the board for the reinstatement of his license.

Board action A motion was made to grant the reinstatement

Downey/Sauer
Motion carried 5/0/0

C Bryan K Imhoff

Mr Imhoff is to send in a list of projects which he worked on in the state of Indiana, during the lapse of his license

Board action A motion was made to reinstate the license and file a complaint regarding his practice without a license

Sauer/Drnevich
Motion carried 5/0/0

Board action A motion was made that every reinstatement for people who have been expired for 3 or more years must be requested to make a personal appearance automatically. They must also provide, prior to the personal appearance, documentation that they did not practice engineering in the state of Indiana during the time of the lapse of their license

Downey/Spaulding
Motion carried 5/0/0

V **CONTINUING EDUCATION**

Discussion by the Board

The \$500,000 impact document has an issue and OMB is to provide an analysis of the total economic impact and the mandate as to the affect it has on state and local government and OMB incorporates the statement

Board Action Let s go do the AROC on these rules if we do not get OMB approval by the May meeting

Drnevich/Downey
Motion carried 5/0/0

VI **PETITIONS FOR REVIEW**

- 1 Dongzhan Zhou
- 2 Sarah Browning

Board Action A motion was made to grant the above listed petitions for review

Downey/Sauer
Motion carried 5/0/0

VII **ADMINISTRATIVE HEARINGS**

A **In the Matter of the License Application of Bereket Araya**
Administrative Cause No SBRPE10-01
Re Final Hearing – Denial of Application for Licensure

Parties Present

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

Board Members Present

John Beery, is the hearing officer
Mark Downey
John Sauer
Ken Spaulding
Vince Drnevich

Case Summary Mr Araya was denied admission to the exam and thus licensure for a deficiency in several courses

- Petitioner's Exhibit A** Letter from Mr Araya to the Board dated 3/17/2010
- Petitioner's Exhibit B** STAT 511 Statistical Methods Course Description
- Petitioner's Exhibit C** CE 54400 Subsurface Hydrology Course description
- Petitioner's Exhibit D** CE 44000 Urban Hydraulics Course description

Board action A motion was made to accept Stat 598 and Stat 529 as meeting the requirements of the 6 hours which he was lacking in calculus and advanced calculus

Drnevich/Spaulding
Motion carried 5/0/0

Board Action A motion was made to deny the application based upon the deficiency in 2 hours of engineering design and 3 hours of calculus based physics

Sauer/Downey
Motion carried 4/1/ (Drnevich opposed)

- B In the Matter of Keith Lytton**
Administrative Cause No 09-11
Re Petition for Withdrawal of Probation

Parties Present

Keith Lytton
The State of Indiana

Board Members Present

John Beery, is the hearing officer
Mark Downey
John Sauer
Ken Spaulding
Vince Drnevich

Case Summary Mr Lytton requested withdrawal of probation

Board Action A motion was made to terminate probation

Downey/Drnevich
Motion carried 5/0/0

VIII CONSIDERATION OF ADMINISTRATIVE LAW JUDGE ORDERS

None

IX DELIBERATIONS AND POSSIBLE ISSUANCE OF FINAL ORDER

None

X PROPOSED DISMISSAL

None

XI DISCUSSION ITEMS

**A Statute and Rules
Re Possible Modifications**

The continuing education rules were discussed earlier in the meeting

B Applications for FE (Drnevich)

There was an issue that about 50 Purdue students were not allowed to sit for the exam at Purdue and were requested to come to Indianapolis Vince intervened and now all students will be able to take the exam at Purdue

XII CORRESPONDENCE

None

XIII PERMIT/LICENSURE APPLICATIONS

A motion was made and seconded to approve all recommendations and decisions made by the Board members on applications for licensure that were reviewed throughout the Board meeting

Sauer/Downey
Motion carried 5/0/0

XIV BOARD DIRECTOR'S REPORT

a NCEES MBA Meeting

Angela will be attending the NCEES meeting in Salt Lake City UT in May And the MBA Forum in Clemson was excellent and very informative

b NEW NCEES Central Zone Representative

At the MBA Forum in Clemson, Angela was elected to complete the term of the current Zone representative

c Transcripts for applicants

The board agreed that all transcripts must come directly from the institution In the event that they do not, then it must be submitted to the board for review and additional measures will be taken to verify education

XV ADJOURNMENT

There being no further business and having completed its duties, the meeting of the State Board of Registration for Professional Engineers adjourned at 4 15 p m



John Deery - Chairperson
State Board of Registration for Professional Engineers

4/5/11
Date