

STATE OF MICHIGAN  
DEPARTMENT OF LABOR & ECONOMIC GROWTH  
BUREAU OF COMMERCIAL SERVICES – LICENSING DIVISION  
2501 Woodlake Circle, Okemos, MI 48864-5955

Professional Engineers

**BOARD MEETING MINUTES**

October 30, 2008

In accordance with the Open Meeting Act, 1976 PA 267, as amended, the Board of Professional Engineers met in Regular Session on October 30, 2008, at the Department of Labor & Economic Growth, Bureau of Commercial Services, 2501 Woodlake Circle, Room 2, Okemos, Michigan. The business meeting was called to order by Chairperson, George Karmo, at 9:00 a.m.

**ROLL CALL**

Present:	Mahmoud El-Gamal	Member
	* Cary Junior	Member
	George Karmo	Chairperson
	John Kraus	Member
	Kevin Prihod	Member
	Robert Stempien	Member
Absent:	Charles Dulic	Member
	Karol Grove	Member
	Keith Swaffar	Vice Chairperson
Staff:	Gloria Keene	Licensing Administrator
	Michael Pillow	Assistant Licensing Administrator
	Jackie Jernigan	Secretary to the Licensing Administrator
	Andrew Metcalf, Jr.	Director, Bureau of Commercial Services
	Ann Paruk	Enforcement Division
Public:	James Andres	Petitioner
	Gregory Johnston	Petitioner

\* Arrived at 9:40 a.m.

### **ADDITIONS TO OR DELETIONS FROM AGENDA**

Board member John Kraus requested that ABET Visits be added under New Business 7.b. and Recognition of Past Board Members be added under New Business 7.c.

### **INTRODUCTION OF NEW BOARD MEMBER**

Board Members introduced themselves and welcomed new Board Member Cary Junior. Mr. Junior is appointed to the Board to represent the general public for a term expiring March 31, 2010. He succeeds Gwendolyn Hale whose term has expired.

### **APPROVAL OF MINUTES FROM MEETING HELD JUNE 5, 2008**

Motion: It was moved by Mr. El-Gamal and supported by Mr. Prihod that the Engineering Board Meeting Minutes from June 5, 2008 be approved as written. The motion carried unanimously.

### **PETITIONS**

#### **Reciprocity**

**Stephanie Drain** meets experience and examination requirements. She holds a Bachelor of Science Degree in Geology from University of Illinois at Urbana-Champaign (1995). The Department denied Ms. Drain's application because she does not possess an ABET/EAC accredited degree in engineering.

Ms. Drain maintains her education and engineering experience should be equivalent to an ABET/EAC accredited degree. She also states that her PE licensure in Illinois and engineering work experience for 10 years, establish equivalency to qualify her for reciprocal licensure in Michigan.

Ms. Drain did not appear before the Board.

Motion: It was moved by Mr. Kraus and supported by Mr. El-Gamal to uphold the Department's denial for licensure by reciprocity based upon Ms. Drain's failure to present sufficient evidence of meeting the education requirements of an ABET/EAC accredited degree in engineering. The motion carried unanimously.

The Department concurred.

#### **Examination**

**Gregory Johnston** is applying to sit for the PE exam. Mr. Johnston doesn't meet the education requirement of holding an ABET/EAC accredited degree. Mr. Johnston holds a Bachelor of Science Degree (2001) in Engineering Science from University of Michigan-Flint.

Mr. Johnston requests the Board to review his education transcript and his engineering work experience and grant him the opportunity to sit for the PE examination in Michigan.

Mr. Johnston appeared before the Board.

Motion: It was moved by Mr. El-Gamal and supported by Mr. Stempien to uphold the Department's denial and deny Mr. Johnston's request to sit for the Principles and Practice examination on the basis that Mr. Johnston does not possess an ABET/EAC accredited Baccalaureate Degree. The motion carried unanimously.

The Department concurred.

### **Reciprocity**

**Joseph Rikk** meets experience and examination requirements. He holds a Bachelor of Science Degree in Structural Design and Construction Engineering Technology from Penn State University – Harrisburg (1986). The Department denied Mr. Rikk's application because he does not possess an ABET/EAC accredited Baccalaureate Degree.

Mr. Rikk maintains his education and engineering experience should be equivalent to an ABET/EAC accredited degree. He also states that his PE licensure in Pennsylvania, Ohio and Kentucky along with engineering work experience for 21 years, establish equivalency to qualify him for reciprocal licensure in Michigan.

Mr. Rikk did not appear before the Board.

Motion: It was moved by Mr. El-Gamal and supported by Mr. Prihod to uphold the Department's denial for licensure by reciprocity based upon Mr. Rikk not presenting sufficient evidence of meeting the education requirements of an ABET/EAC accredited degree in engineering. The motion carried unanimously.

The Department concurred.

### **Reciprocity**

**James Andres** meets experience and education requirements. He holds a Bachelor of Science Degree in Mechanical Engineering from University of Cincinnati (1978).

Mr. Andres maintains that his PE licensure in Texas, as well as his (15+) years work experience as a Professional Engineer establish equivalency for the PE examination to qualify him for licensure in Michigan.

Mr. Andres appeared before the Board.

Motion: It was moved by Mr. El-Gamal and supported by Mr. Prihod to overturn the Department's denial and grant Mr. Andres licensure by reciprocity based upon Mr. Andres' licensure in Texas, as well as his (15+) years of verified acceptable licensed practice in responsible charge of engineering work being equivalent to satisfactory completion of the Principles and Practice examination. The motion carried unanimously.

The Department concurred.

### **HEARING REPORT**

Richard Jones      License No. 6201018438      Docket No. 2008-44

The Board reviewed the hearing report.

Motion: It was moved by Mr. Karmo and supported by Mr. Stempien that Docket No. 2008-44 be dismissed. The motion carried by unanimous vote.

### **OLD BUSINESS**

#### **NCEES 87<sup>th</sup> Annual Meeting, August 13-16, 2008, Minneapolis, Minnesota**

Licensing Administrator Gloria Keene provided a report concerning her attendance at the NCEES 87<sup>th</sup> Annual Meeting in Minneapolis, Minnesota. Ms. Keene advised the meeting was very productive and informative. The following is a synopsis of the motions that were passed at the meeting.

- Approved the issuance of a request for information (RFI) to potential vendors to support the study and review of computer based testing (CBT) for the Council's consideration.
- Approved contracting with American University in Cairo and the Korean Professional Engineers Association to offer NCEES examinations effective with the April 2009 exam administration.

- Approved examination dates for 2018.
- Approved NCEES to pay the registration fee and travel expenses for one delegate from each member board to that respective member board's annual zone meeting.
- Approved the NCEES President to request the assistance of the Member Board Networking Group to aid the NCEES staff in the development of a national registration database.

### **Status of Standing Complaints**

Ms. Keene advised that the report before the Board Members provides the number of complaints filed against Engineers for the period of December 31, 2007 thru August 31, 2008. She advised that there were 10 complaints filed against Engineers during that time.

### **Continuing Professional Competency**

Bureau Director Andy Metcalf, Jr. spoke to Board Members and staff regarding the proposals for implementing continuing professional competency for Professional Engineers, Professional Surveyors and Architects. He advised that the department is working on a Request for Proposal (RFP) for prospective bidding, the task of tracking continuing education on behalf of the department. Mr. Metcalf advised that the target date for continuing professional competency implementation is October 1, 2009.

Ms. Keene advised that Jim Farhat, Policy Specialist, will be working with the Boards to promulgate rules for continuing professional competency.

### **NEW BUSINESS**

#### **Board Meeting Schedule for 2009**

Board Members were given a schedule of the 2009 Professional Engineer Board Meeting dates.

January 8, 2009	9:00 a.m.	Conference Room 1
April 16, 2009	9:00 a.m.	Conference Room 1
June 4, 2009	9:00 a.m.	Conference Room 1
October 15, 2009	9:00 a.m.	Conference Room 1

Motion: It was moved by Mr. Stempien and supported by Mr. Junior to accept the 2009 Board Meeting Schedule as presented. The motion carried unanimously.

### **ABET Visits**

Board Member, John Kraus advised that he participated in an ABET college visit at Central Michigan University in Mt. Pleasant, Michigan from October 5 – 6, 2008. Mr. Kraus encouraged all Board Members to become involved with ABET college visits in the future. He described the visit as enjoyable and informative.

Board Chairperson, George Karmo also traveled to Oakland University to attend an ABET visit from October 26 – 28, 2008.

### **Recognition of Past Board Members**

Board Members indicated they would like to present framed resolutions to the past Board Members.

### **STAFF REPORT**

#### **Resolution for Gwendolyn Hale**

Motion: It was moved by Mr. El-Gamal and supported by Mr. Kraus to prepare a resolution for Gwendolyn Hale. The motion carried unanimously.

### **ITEMS OF CONSIDERATION FROM BOARD MEMBERS**

None

### **PUBLIC COMMENT**

None

### **ADJOURNMENT**

There being no further business to be brought before the Board at this time, the meeting was adjourned at 12:01 p.m.

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George Karmo, Chairperson

\_\_\_\_\_  
Date

\_\_\_\_\_  
Jackie Jernigan, Recording Secretary

\_\_\_\_\_  
Date