

**MINUTES**

**STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS**

**Meeting held  
Thursday, April 17, 2008**

**Indiana Government Center South  
302 West Washington Street, Rm. CC6  
Indianapolis, Indiana**

**I. CALL TO ORDER**

Mr. Sauer 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 Sauer, Chairman  
Chris A. Gwaltney, Vice-Chairman  
Harold Snead.  
Kenneth Spaulding  
John Beery  
Mark Downey

**Members Not Present:**

Jim Erb

**Staff Present:**

Angela Smith Jones, Board Director, Indiana Professional Licensing Agency  
Mary Kate Adams, Assistant Director, Indiana Professional Licensing Agency  
Jim Schmidt, Legal Counsel, Office of the Attorney General

**II. ADOPTION /AMENDMENTS TO THE MINUTES OF MARCH 20, 2008**

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

Snead/Spaulding  
Motion carried 6/0/0

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

There was no report given.

**IV. PERSONAL APPEARANCES**

A. None.

**V. CONTINUING EDUCATION RULES**

Discussion

After consideration of the comments, the board made the following recommendations as modifications to the proposed rules:

**Recommendations:**

1. Change the number of hours required per year from 15 to 12.
2. Carry over credit: will not be allowed and will not be added.

3. Ethics: Reduce the required hours from 2 to 1 hour.  
\* Note: The Board wants to use the same method for ensuring that a licensee gets ethics as the state ethics model where they register and log in on-line as a licensee and take a test that gives confirmation. It was suggested that this be used along with the on-line renewals, thus licensees cannot be renewed until they have the receipt of completing the ethics test on-line. ACEC will write the program, if the agency can get the requisite technical support system and framework.
4. Credit for teaching: Sect. 4(c) if you teach a college course you get credit unless you are a full-time faculty member. This section is to be deleted from the rule.
5. CE vs. PDH: Because CE often referred to as PDH in the engineering profession, the rules must add language to reflect that.

## VI. PETITIONS FOR REVIEW

- A. None.

## VII. ADMINISTRATIVE HEARINGS

- A. None.

## VIII. CONSIDERATION OF ADMINISTRATIVE LAW JUDGE ORDERS

- A. **In the Matter of Haseeb A. Ghumman**  
Administrative Cause No.: SBRPE 07-09  
Re: Denied application for registration as a professional engineer.

**Board Action:** A motion was made to give him the option to file a brief and the brief is due to the board by May 9<sup>th</sup>.

Gwaltney/Spaulding  
Motion carried 6/0/0

- B. **In the Matter of Yazeed Khayyat**  
Administrative Cause No.: SBRPE 07-11  
Re: Denied application for registration as a professional engineer.

**Board Action:** A motion was made to affirm the ALJ Proposed Order denying the application and admitting him to the exam.

Spaulding/Gwaltney  
Motion carried 6/0/0

- C. **In the Matter of Antonio S. Habarradas**  
Administrative Cause No.: SBRPE 07-13  
Re: Denied application for registration as a professional engineer.

**Board Action:** A motion was made to affirm the ALJ Proposed Order denying the application and admitting him to the exam.

Snead/Spaulding  
Motion carried 6/0/0

- D. **In the Matter of Mark I. Kucharski**  
Administrative Cause No.: SBRPE 07-10  
Re: Denied application for registration as a professional engineer by comity.

**Board Action:** A motion was made to affirm the ALJ Proposed Order granting licensure.

Beery/Spaulding  
Motion carried 6/0/0

**IX. DELIBERATION AND POSSIBLE FINAL ACTION**

**A. In the Matter of Christopher J. Dowse**

Administrative Cause No.: SBRPE 08-02

Re: Denial of Registration as a Professional Engineer by Comity

Mr. Dowse is denied because he is deficient in 12 hours of design classes and he does not meet the sequencing which is currently in effect, (noting that the sequencing will change according to law once the promulgation process is complete.) The course criteria would need to come directly from the university or some reliable source to verify that the information is directly from the university, such as a photocopy of the catalog.

**Board Action:** A motion was made to deny the application for the above listed reasons.

Gwaltney/Sauer  
Motion carried 5/0/0 (Beery was out of the room)

**X. PROPOSED DISMISSAL**

A. None.

**XI. DISCUSSION ITEMS**

a. Statute and Rules  
Re: Possible Modifications

1. The board discussed the investigative fund fee of \$20.00, which is to be paid by every applicant and every renewal, both professional engineers and engineers in training (EIT). The question was whether the EIT's should be charged an application fee? Although the board is in favor of charging a nominal fee, no dollar amount was established.

2. The board wants to make a legislative change to define continuing education as containing any "activity" thus broadening the scope of what is acceptable as continuing education. This amendment would apply to the agency code IC 25-1-4.

b. Goal Setting  
Re: Board Goal Setting

1. **The BS + 30:** This is set to go into effect in 2015 and will require legislation. They may move this effective date back to 2020.

2. **Comity:** This has been addressed by the rule promulgation and the board is awaiting the final approval.

3. **Investigators:** For the ENG Board.

Ms. Smith Jones spoke with NCEES and there is an opportunity for investigators to get training at the national conference, but there is no scholarship fund. Any attendees must pay their own way.

4. **Communication:** Newsletter.

Now the staff can very easily update the web page. The board wants to discuss content details of what to include on the newsletter once the agency has obtained the required software. The board discussed buying an agency digital camera to put things on the webpage. Board members would be able to write articles, etc.

5. **Questions:** Does the NCEES hold or sponsor training for investigators?

Only at the annual conference and the representative must pay their own way.

6. **New Members:** Prepare for the future.

Nothing new was discussed.

7. **Approved Programs:** How does the board evaluate the education and curriculum?

Nothing new was discussed.

- c. Request for Reinstatement for Professional Engineers registration.  
Re: Howard Wayne Duff, PE60880159
- d. Request for Reinstatement for Professional Engineers registration.  
Re: John T. Walter, 20393
- e. Request for Reinstatement for Professional Engineers registration.  
Re: Timothy Shanahan, PE19400036
- f. Request for Reinstatement for Professional Engineers registration.  
Re: Barry Alexin, PE19300337

Regarding the above listed requests for reinstatement, the way the code is, it is in their best interest to wait until the code is in effect and the board will request additional information from the applicants as to what they have been doing since their license expired.

- g. Work Experience  
Re: Is Out of Country Experience Acceptable?

The board agreed that it must be under a responsible in charge, but where it is earned is not material. It must be documented as to what they were doing. The only possible issue is how does the board confirm that they are under a responsible in charge?

## XII. CORRESPONDENCE

- A. 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.

Gwaltney/Spaulding  
Motion carried 6/0/0

## XIV. BOARD DIRECTOR'S REPORT

- A. None.

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 4:00 p.m.



\_\_\_\_\_  
John Sauer – Chairperson  
State Board of Registration for Professional Engineers

5-15-08

\_\_\_\_\_  
Date

PROFESSIONAL ENGINEER  
BOARD MEETING  
April 17, 2008

**EIT APPLICANTS DENIED OR QUESTIONABLE**

APPLICANT	APPROVED	TABLED	DENIED	
Byers, Stephen (Need detailed information why denied)		/	/	✓ Personal appearance or withdrawal
		/	/	
		/	/	
		/	/	
		/	/	

**PE EXAM APPLICANTS DENIED OR QUESTIONABLE**

APPLICANT	APPROVED	TABLED	DENIED
		/	/
		/	/
		/	/
		/	/
		/	/
		/	/

**PE COMITY APPLICANTS DENIED OR QUESTIONABLE**

APPLICANT	APPROVED	TABLED	DENIED	
Dhodapkar, Satish (prev. tald.)		/	/	✓ Personal appearance or withdrawal
Wei, Ting (prev. reviewed)		/	/	✓
Talukder, Md Nurul		/	/	✓
Eshetu, Meskerem		/	/	✓ Personal appearance or withdrawal
Aidoo, John		/	/	✓
McLauchlan, Donald		/	/	✓
Bellen, Bruce	✓ pending w/	/	/	
Page, Nathan		/	/	✓
Gaughan, John		/	/	✓
Esho, Larry		/	/	
Buyukakal, Mehmet	✓	/	/	
Nakhoda, Zak	✓	/	/	
O' Grady, Hugh	✓	/	/	

