

State Board of Registration for Architects and Landscape Architects
Indiana Government Center-South
402 West Washington Street, Room W064
Indianapolis, Indiana 46201

Minutes of March 14, 2012

Daniel Weinheimer, Acting Chairman, called the meeting to order at 9:00 a.m. and declared a quorum in accordance with IC 25-4.

Members Present: Dan Weinheimer, Chairperson
Dale Stickle
David Rausch
Debra Schmucker
Leslie Smith
Richard Fetz

Staff Present: Christina Wiseley, Board Director (PLA)
Crystal Heard, Assistant Board Director (PLA)
Donna Sembroski, Deputy Attorney General (OAG)

ADOPTION OF AGENDA AND MINUTES FROM THE MARCH 14, 2012 MEETING

Board Action: Leslie Smith moved to adopt amended agenda and the minutes of the March 14, 2012 meeting. Debra Schmucker seconded the motion. The motion carried by a vote of 6-0-0.

OLD/NEW BUSINESS

Report from OAG

Joseph Basile gave report to discuss the number of complaints filed and closed with the Office of the Attorney General. Dan Weinheimer indicated that it would be preferable to have the report distinguish between complaints filed against architects and landscape architects.

PERSONAL APPEARANCES

John Battershell (AR00032804: Expired 12/02/2007)

Case summary: Mr. Battershell appeared and indicated that he let his license lapse and did perform unlicensed practice. Dan Weinheimer indicated that he would not be able to use the CE submitted for reinstatement for his next renewal.

Board Action: Les Smith moved to reinstate Mr. Battershell's registration on indefinite probationary status. Terms: Send client notification letter; adhere to statutes and rules; may petition to withdraw probation after proof of letters to clients are sent. Debra Schmucker seconded the motion. Motion carried with a vote of 6-0-0.

ADMINISTRATIVE HEARINGS

Peggy Morgan is the court reporter for all administrative hearings for this meeting.

Christopher Brooks BRALA 11-07

Case Summary: Mr. Brooks appeared before the board to request the withdrawal of probation from his license. He submitted documentation to show proof that he met the terms of probation.

Board Action: David Rausch moved to withdraw the probation from the license. Debra Schmeider seconded the motion. The motion carried with a vote of 6-0-0.

Rodney Lee Sidley BRALA 11-09

Mr. Sidley was unable to appear. Board granted continuance for May 9, 2012 meeting.

Richard Embers BRALA 12-01

Case Summary: Mr. Embers appeared before the board telephonically to request the withdrawal of probation from his license. He submitted documentation to show proof that he met the terms of probation.

Board Action: David Rausch moved to withdraw the probation from the license. Debra Schmucker seconded the motion. The motion carried with a vote of 6-0-0.

CONSIDERATION OF LICENSURE APPLICATIONS

Board approved the decisions of action on applications as follows:

Architects

1. Raymond S. Basham, Jr. – Tabled for current work and references pertaining to technical competency and HSW.
2. David D. Cannon – Approved
3. Bernard Joseph Gehrki, Sr. – Approved
4. Katherine Anne Hillbrand – Approved
5. Robert S. McGraw – Approved

DISCUSSION ITEMS

A. Discussion regarding continuing education rules

Les Smith commented that if individuals don't submit CE showing that they have learned something NEW to improve their skills, the board must be very careful in considering approval of the CE.

The landscape architects on the board would like to modify the CE rules for landscape architects when the architects determine if changes are needed. Deb Schmucker indicated that Ohio's CE rules should be considered when the changes are considered to the Board of Registration for Architects & Landscape Architects CE rules for landscape architects.

The board created a committee to work on updating CE rules.

B. Reinstatement of registrations lapsed more than five years

1. Richard Rohrer – Approved reinstatement
2. Fred Richwine (Notice of noncompliance sent) – Mr. Richwine indicated that he doesn't have the time to get the CEUs.
Board Action: Debra Schmucker moved to deny reinstatement of Mr. Richwine's license. Les Smith seconded the motion. Motion carried with a vote of 6-0-0.

C. Continuing Education Audit

1. Martin Franciskovich – Documentation submitted indicates that Mr. Franciskovich did his continuing education but that his records were lost in a storm/flood.

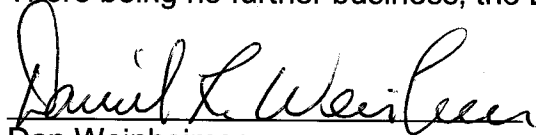
Board action: Debra Schmucker moved to send a letter to request that he submit a list of seminars that he remembers taking in 2010 and 2011. Leslie Smith seconded the motion. Motion carried with a vote of 6-0-0.

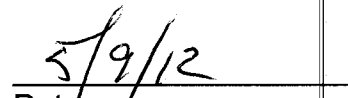
2. Thomas Whitaker – Board determined that Mr. Whitaker sent a false affidavit when he checked the box that he had met the CE requirements and did not have proof.
Board Action: Debra Schmucker moved to send notice of noncompliance and fine Mr. Whitaker \$150.00. Leslie Smith seconded the motion. Motion carried with a vote of 6-0-0.
3. Charles Bridenthal – Board determined that Mr. Bridenthal submitted proof of 22.5 hours that can be counted towards his CE requirement and would like additional information.
4. Daviel Erlandson – Board determined that Mr. Erlandson is deficient three hours of CE.
Board Action: Debra Schmucker moved to send a notice of noncompliance and give Mr. Erlandson six months to complete the three hour deficiency in CE, with no fine. Dale Stickel seconded the motion. Motion carried with a vote of 6-0-0.
5. David Kain – Board determined that Mr. Kain is deficient thirteen hours of CE.
Board Action: Leslie Smith moved to send a notice of noncompliance and give Mr. Kain six months to complete the thirteen hours of CE and fine Mr. Kain \$300.00. Debra Schmucker seconded the motion. Motion carried with a vote of 6-0-0.

CORRESPONDENCE

The board acknowledged receipt of the California Architects Board regarding professional certificate programs. No response required.

There being no further business, the Board adjourned at 1:15 p.m.


Dan Weinheimer,
Chairman


Date