

State Board of Professional Engineers and Land Surveyors

Minutes of March 2, 2000

PUBLIC SESSION

CALL TO ORDER

The meeting of the State Board of Professional Engineers and Land Surveyors was called to order by President Bogart at 9:30 AM on the Busch Campus Center at Rutgers University, Piscataway, New Jersey. All parties were duly notified of the time, date and place and all pertinent material has been provided.

SUNSHINE LAW ANNOUNCEMENT

President Bogart read the statement required by Chapter 231, Laws of 1975 known as the Open Public Meeting Act, and announced that notice of this meeting was prepared in the office of the Board and mailed to the Secretary of State, the Star-Ledger, the Courier Post and the Bergen Record.

ROLL CALL

BM's present:

Robert Bogart Albert Faraldi
Richard Frantz Rishi Raj
Pravin Patel Edward Vernick
Robert Marshall Theodore Cassera
Louis Raimondi

BM's absent: James Kelly

Others present: Arthur Russo, Executive Director, Joseph Grabowy, Management Assistant, Ernest Gonzalez, Acting Recording Secretary, Deputy Attorney General Olga E. Bradford and approximately seven members of the public.

GREETINGS FROM RUTGERS UNIVERSITY

Fred Bernath, Associate Dean for Academic Affairs, along with Michael T. Klein, Dean of Engineering, welcomed the Board to the campus and discussed the various engineering programs offered at Rutgers. Joseph W. Czapp, Director of Continuing Professional Engineering Education, also greeted the Board to the Rutgers campus and discussed the school's many accomplishments and achievements in the various engineering disciplines.

APPROVAL OF MINUTES

January 6, 2000

The Board unanimously voted to approve the minutes of January 6, 2000 as amended.

January 20, 2000

The Board unanimously voted to approve the minutes of January 20, 2000 as amended.

COMMITTEE REPORTS

Legislation

The discussion on the proposed Senate Bill A1180 (broadening the educational requirements for professional planning licensure) was postponed to the April 6, 2000 Public Session meeting. The discussion will address the reasons and rationale why the Board is opposed to this Bill. This information will be forwarded to the office of Mark Herr, Director/ Consumer Affairs. BM Raimondi will assist BM Vernick in addressing the Board's position.

Administration

No report.

Examinations

The following statistical information was noted for the record:

- Fundamentals of Engineering - April 1999, results by School Code/ Degree Type/Totals
- Principles and Practices of Engineering - April 1999, results by School Code Degree/ Type/ Totals
- Law Examination - April 1999, results by School Code/ Degree Type
- Engineering, Land Surveying, and Law Examination results - October 1999
- NCEES National Pass Rates - Fundamentals of Engineering
- NCEES National Pass Rates - Structural II Principles & Practices of Engineering the Fundamentals of Land Surveying and the Principles and Practice of Land Surveying examinations
- NCEES National Pass Rates - Principles and Practice of Engineering
- Fundamentals of Engineering Specifications

Education - BM Frantz

No report.

Finance

The Board unanimously voted VP Kelly Chairman of the Finance Committee, despite his absence.

Special Committee Reports Newsletter

BM Raimondi indicated to the Board that the second edition of the Newsletter is near completion. Some additional information is needed to finalize it.

Revisions to PE Application/Design Experience

President Bogart informed the Board that the recommended revisions to the PE application will be integrated with the New Jersey State standardized application form.

Shop Drawings

President Bogart indicated that the committee recommended that shop drawings prepared for review, must be signed and sealed by the original designer to ensure that the original design intent has not been changed.

Home Inspection Advisory Committee Regulations

BM Patel explained to the Rutgers students what the HIAC is, its function as a state body, and the role the Board plays

in the review process of the HIAC regulations.

Sunsetting Regulations

BM Cassera explained to the audience the process of sunseting regulations every five years. The Board regulations are scheduled to sunset in by August 2000. BM Cassera distributed a draft version of the revisions to the sunseting regulations to all Board members for review and comments. This matter will be discussed in greater detail with Regulatory Analyst, Eileen Rainey at the March 16, 2000 Executive Session meeting.

The Board then discussed the subject of revising the corner marker requirement.

On a motion by BM Raimondi, seconded by VP Faraldi, the Board unanimously voted to eliminate the written waiver requirement option of setting corner markers during a survey, and voted to make the setting of corner markers mandatory. The Board will discuss implementation of this regulation with the Regulatory Analyst.

REPORT OF THE EXECUTIVE DIRECTOR

Incoming Correspondence Raymond Holmes, Jr., PLS, PP (01/21/00)

Re: Resignation of Liaison Officer Raymond L. Holmes, Jr.

The Board noted Mr. Holmes' letter for the record. It stated that it was honored to have Mr. Holmes serve as the Liaison Officer for the Garden State Land Surveyors Alliance. The Board wished him well.

Charlotte K. Gaal, Counsel, NJ Commission of Investigation (01/23/00)

Re: Testimony In Case Involving School Roofing

The Board noted the letter of appreciation from Ms. Gaal for the record.

Oklahoma State Board of Registration for Professional Engineers and Land Surveyors (01/00)

Re: Newsletter

The newsletter from the Oklahoma State Board highlighted two issues which were briefly discussed by the Board. The first issue involved whether a PE working in Oklahoma but living in Maine, can be in responsible charge of work performed in Oklahoma. This issue will be discussed in greater length at the April 6, 2000 Public Session meeting.

The second issue involved whether electronically transmitted documents can have a digitized signature. VP Faraldi responded to this question by stating that digital seals and signatures are not permitted in New Jersey pursuant to N.J.A.C. 13:40-1.1 (a) and N.J.A.C. 13:40-1.3 (a) (5). Drawings must have a raised seals and original signature, as required by New Jersey's regulations.

Patrick S. Vitarelli, PLS, PP (02/03/00)

Re: Block 254, Lot Old White Horse Pike Township of Waterford

The Board, on a suggestion from DAG Bradford, will discuss this item at the March 16, 2000 Executive Session meeting.

Joanne Anderson, Project Coordinator, Allen & Major Associates, Inc. (02/14/00)

Re: Biennial Certificate of Authorization

The Board stated that a Structural Engineering firm should check off the box entitled "Engineering and Architectural Services", and not "Building Design Services" on the Certificate of Authorization form. ED Russo will draft a response.

H. Clay Mc Eldowney, PE, LS, NJ Society of Municipal Engineers (02/11/00)

Re: Map Filing Law - Monumentation

After review of this correspondence, the Board assigned VP Faraldi and BM Raimondi to draft a response.

General Report

ED Russo and the Board discussed the Uniform Enforcement Act (S1807/A3576) which was signed into law on January 18, 2000. Some concerns were raised regarding the implementation of this law. Specifically, the Board is concerned about the implementation of the portion of the statute that requires a licensee licensed in New Jersey by examination, whose license lapsed for five or more years, to retake and pass the Principle and Practices exam and the effect of this new law to comity licensees.

A brief discussion on this matter ensued and it was decided to carry it over to the next Public Session meeting.

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ED Russo indicated that work on the Board of Professional Engineers and Land Surveyors web site is continuing by the Director's Office.

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ED Russo informed the Board that the agreement between the Board and the Professional Credential Services, Inc. (PCS) was signed and the first set of scheduling forms for the April 2000 examination was mailed to PCS. ED Russo also stated that a transition team from LGR was in Nashville, TN to assist PCS in making a smooth transition.

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The Wexler Marketing Group, under contract to NCEES, contacted ED Russo for purposes of conducting a phone survey pertaining to computer based testing and the impact this type of testing may have on the Board. This information will be used as a statistical database in determining NCEES' position on computer testing.

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ED Russo stated that the Northeast Zone Meeting is scheduled for May 11-13 in North Conway, ME. President Bogart, BM Raimondi and ED Russo, will attend.

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Arrangements for the Annual Cape May Board meeting have been made. A dinner scheduled for the evening of the meeting will honor retired Board member Fred Rohn for his sixteen years of service and his contributions to the Board.

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The Garden State Land Surveyors Alliance is conducting its' Expo 2000 trade show on Friday March 24, 2000 in the Town Country Inn, Keyport, NJ.

Licensing Statistics - 1999 Year Ending Statistics

The Board noted the Licensing Statistics for the record.

Certificate of Authorization Report - January 2000

The Board noted the Certificate of Authorization report for the record.

Applications Received/Verifications Processed Report - January 2000/ Annual 1999

The Board noted the Applications Received/Verifications Processed for the record.

REPORT OF BOARD PRESIDENT

Discussion on Dual Signature Blocks

The Board tabled this matter until the April 6, 2000 Public Session meeting.

DAG REPORT

Failure to Comply with Continuing Competency requirement (2000- 2002)

The Board voted that Robert T. Voss (GB22709), Timothy J. Higgins (GB33354) and William C. Raybon (GB13025) should each be fined \$500 civil penalty and be required to complete the 24 PDHs by November 1, 2000.

APPROVAL/ DENIAL OF APPLICATIONS FOR LICENSURE REPORT

The Board reviewed the February 17, 2000 Examination/Comity Applications Report and unanimously voted to approve the 7 approved exam and 11 comity applications and the 3 denied comity applications on a motion by BM Raj, seconded by BM Raimondi. The list of applicants are attached.

OVERVIEW OF BOARD OPERATIONS AND LICENSING REQUIREMENTS

The following topics were discussed:

Overview - President Bogart

Licensing Requirements - BM Raimondi

Design Experience - BM Vernick

Professional Responsibilities/ Ethics - DAG Bradford Board Office Functions - ED Russo

ADJOURNMENT

On a motion by BM Frantz, seconded by BM Patel, the Board unanimously voted to adjourn at 12:30 pm. A tour of the various Rutgers engineering departments was conducted after lunch.

Approved by:

Robert C. Bogart, PE, PLS
President

Arthur Russo
Executive Director

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