

BOARD OF PROFESSIONAL ENGINEERS, ARCHITECTS,
SURVEYORS AND LANDSCAPE ARCHITECTS
Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by Section 92-7(b), Hawaii Revised Statutes.

Date: Thursday, March 8, 2012

Time: 9:00 a.m.

Place: King Kalakaua Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813

Present: Shelli McCelvey, Chair, Landscape Architect Member
Ross Okuda, Secretary, Mechanical Engineer Member
Demetrio Constantino, Public Member
Howard Lau, Structural Engineer Member
Jay Manzano, Public Member
Paul Murray, Chair, Land Surveyor Member
Clayton Pang, Electrical Engineer Member
Robert Yanabu, Civil Engineer Member
Marc Ventura, Architect Member
Rodney Tam, Esq., Deputy Attorney General
James Kobashigawa, Executive Officer
Sandra Matsushima, Executive Officer
Terry Akasaka-Toyama, Secretary

Excused: Michael Chu, Landscape Architect Member
Dan Hirota, Land Surveyor Member
Norman Hong, Vice Chair, Architect Member
Raymond Skelton, Public Member
Roberto Yumol, Architect Member

Call to Order: There being a quorum present, Chair McCelvey called the meeting to order at 9:15 a.m.

Agenda: Additions and Revisions: It was moved by Mr. Ventura, seconded by Mr. Lau, and unanimously carried to add on the following to the agenda:

- Under Correspondence, add c. E-mail from Michael Jeffers

Approval of
Minutes:

It was moved by Mr. Lau, seconded by Mr. Pang, and unanimously carried to approve the February 16, 2012 Board meeting minutes.

Applications:

a. Ratifications

It was moved by Mr. Lau, seconded by Mr. Okuda, and unanimously carried to ratify the following:

APPROVED CIVIL ENGINEER BY ENDORSEMENT

- LOU, Zhenyu

b. Professional Engineer Committee

Mr. Lau presented the PROFESSIONAL ENGINEER COMMITTEE REPORT and recommended action as follows:

APPROVE CIVIL ENGINEER BY ENDORSEMENT

- BELLAMY, Tracey
- BLOM, John
- CATLOW, Kenneth
- COX, Russell
- HERO, Julie
- MORELAND, Audrey
- MOSEMAN, Steven
- NGUYEN, Leyna
- NIX, Jon

APPROVE ELECTRICAL ENGINEER BY ENDORSEMENT

- BOURGAULT, Ronald
- FREDERICK, Richard III
- HANDELIN, Gary
- HWANG, Jong
- JONES, James Jr.

APPROVE MECHANICAL ENGINEER BY ENDORSEMENT

- LAM, Jerome

APPROVE STRUCTURAL ENGINEER BY ENDORSEMENT

- CHEN, Yi
- DELP, Sean
- HEBERT, David
- MONNIER, Anne

APPROVE ENGINEER BY EXAM (PE)

- CAMACHO, Frank Jr. (CE)

DEFER CIVIL ENGINEER BY ENDORSEMENT

- BRIDGES, Jeremiah
- CASSIDY, Wilfred
- DOTON, Gerald
- MERRILL, John
- TOKHI, Ghulam

DEFER ELECTRICAL ENGINEER BY ENDORSEMENT

- BABAZADEHASBAGH, Erfan
- BRIDGES, Jeremiah

DEFER MECHANICAL ENGINEER BY ENDORSEMENT

- BRIDGES, Jeremiah

DEFER STRUCTURAL ENGINEER BY ENDORSEMENT

- HOMEM, Sean
- YEH, Jack

It was moved by Mr. Okuda, seconded by Mr. Pang, and unanimously carried to accept the PROFESSIONAL ENGINEER COMMITTEE REPORT.

c. Professional Architect Committee

Mr. Ventura presented the PROFESSIONAL ARCHITECT COMMITTEE REPORT and recommended action as follows:

APPROVE ARCHITECT BY ENDORSEMENT

- BRUNDIGE, Marc
- BYERS, Jeffrey
- CAMP, Jennifer
- FALK, Randy
- MURPHY, John
- POLKINHORN, Kimberly
- RENTERGHEM, Jeffrey
- RESCALVO, Glenn
- SLIVKA, Mark
- TALARICO, Gregorio

APPROVE ARCHITECT BY EXAM

- HEBERT, Douglas
- LUSIN, Jeffrey

It was moved by Mr. Ventura, seconded by Mr. Lau, and unanimously carried to accept the PROFESSIONAL ARCHITECT COMMITTEE REPORT.

d. Professional Land Surveyor Committee

None

e. Professional Landscape Architect Committee

None

Old Business:

a. Rules Committee Report

Mr. Kobashigawa summarized the minutes of the February 16, 2012 Rules Committee Meeting.

Based on the Board's approval of allowing direct registration to NCARB to sit for the A.R.E., draft amendments to sections 16-115-49 and 16-115-54, HAR, were presented to the Committee for review. After review and discussion, the Committee recommended that the draft be presented to the Board for approval.

Mr. Hirota provided a brief recap of the progress of the bills relating to amending the definition of the practice of surveying and informed the Committee that a more detailed summary will be presented at the Board meeting.

It was moved by Mr. Murray, seconded by Mr. Lau, and unanimously carried to approve the minutes of the February 16, 2012 Rules Committee meeting.

At today's Committee meeting, Mr. Kobashigawa informed the Committee that NCEES is now providing a service to member boards by allowing candidates for exam to register directly with them and NCEES will review and approve applicants for exam based on each member board's requirements. NCEES would also be informing each applicant that, although the applicant has been approved to take the exam by NCEES, final determination as to whether the applicant qualifies for licensure will be made by the member board based upon that board's requirements for licensure.

After discussion, the Committee recommended that applicants for the FE, PE, FS, and PS exams be allowed to register directly and be approved to take the exams by NCEES.

There was concern expressed on allowing NCEES to qualify candidates applying to take the structural and civil engineering exams based upon overlapping of structural and civil experience and inquired whether it would be possible to not allow candidates to take the structural portion of the civil engineering exam.

The surveyor members have no problem with allowing candidates to apply directly with NCEES to take the FS and/or PS exams.

Mr. Tam was questioned whether there would be a liability to the Board if an applicant is denied for licensure after NCEES allowed the applicant to take the exam. Mr. Tam replied that there should not be any liability as long as the Board applied its requirements for licensure in denying the applicant.

After discussion, by consensus of the Board, this matter will be deferred until after both the regional and annual meetings to see what other states are doing on this matter.

b. Legislative Update

- H.B. 2272/S.B. 2167 – Relating to Professions and Vocations

This bill clarifies the definition of landscape architect and replaces the existing definition of "surveyor" or "land surveyor" with "land surveying", "professional surveyor" "professional land surveyor", or "land surveyor". Although there are minor differences between the House and Senate versions, both bills are continuing to move forward.

- Bills Relating to Professional and Vocational Licensing

- ✓ H.B. 2257/S.B. 2395 – Relating to Professional and Vocational Licensing

This bill allows licensing boards to: (1) allow applicants to demonstrate competency in lieu of work experience requirements; and (2) establish procedures to expedite the issuance of licenses, certifications, or permit to military spouses.

- ✓ H.B. 2258, HD1 – Relating to Professional and Vocational Licensing

Allows professional and vocational licensing boards to accept military education, training, and service toward the qualifications for a license. Allows the boards to adopt rules.

- ✓ S.B. 2392 – Relating to Professional and Vocational Licensing; Military Education, Training and Service

This bill requires professional and vocational licensing boards to accept military education, training, and service towards the qualifications of a license. Requires the Boards to adopt rules.

There was some concern expressed regarding these bills in that the experience obtained from these applicants would be questionable as more than likely their supervisors would not be licensed and the type of work performed would not be similar to the experience gained in the private work force. In most cases, those in the military get their knowledge and experience from outside consultants because they are limited to the type of work experience exposed to on a military base.

However, Mr. Kobashigawa informed the Board that in its proposed rules they have already approved to accept experience earned from a non-licensure supervisor, such as experience gained in the federal government, military, and industrial exemption.

Mr. Lau suggested accepting partial credit for military experience, but not full credit.

New Business:

a. NCEES Matters

- The Western Zone meeting will be held May 17–19, 2012 in Jackson Hole, Wyoming (with Central Zone). Mr. Pang will be the Board's delegate to attend this meeting.
- This year's Annual Meeting will be held August 22–25, 2012 in St. Louis, Missouri.

b. NCARB Matters

- Mr. Yumol is currently attending the Region 3 & 6 meeting in Seattle, WA.
- This year's Annual Meeting will be held June 20-23, 2012 in Minneapolis, MN. Mr. Hong will not be able to attend this meeting so Mr. Yumol will attending with Mr. Ventura and Mr. Kobashigawa.

c. CLARB Matters

- CLARB's Annual Meeting is scheduled for September 6-8, 2012 in San Francisco, CA.

Correspondence:

a. Letter from Robert Ruter Miller

Mr. Ruter Miller requested for a waiver of the FE exam based upon his education and experience. He was previously approved to take both the FE and PE exams.

After discussion, it was moved by Mr. Lau, seconded by Mr. Pang, unanimously carried to deny Mr. Ruter Miller's request as he does not have sufficient years of experience to waive the FE exam.

b. Letter from California Landscape Architects Technical Committee ("LATC")

LATC currently evaluates and approves the University of California Extension Professional Certificate Programs every 5 years based upon criteria that reflect the Landscape Architectural Accreditation Board's ("LAAB") accreditation standards. This includes the UCLA Extension's Landscape Architecture Program which has been around for 34 years and meets the education requirements for licensure in California.

There is concern among institutions in other states that LAAB reviewing the University of California programs will further legitimize the programs and potentially serve as a catalyst to create professional extension certificate programs in other states.

By consensus, in the Board's opinion, they would defer to an accreditation body to make the determination of a school's equivalency.

For information only.

c. E-mail from Michael Jeffers

Mr. Jeffers is licensed in Puerto Rico and is seeking to become licensed in Hawaii. Mr. Jeffers took and passed a Puerto Rican exam for licensure. He questioned whether his exam was sufficient for licensure in Hawaii.

After discussion and reviewing the Board's laws and rules, Mr. Tam indicated that in section 16-115-2, HAR, the definition of a "state-produced licensing examination" means and includes a licensing examination administered by states of the United States, the District of Columbia, the Commonwealth of Puerto Rico, and any territory or possession of the United States, as approved by the board.

By consensus of the Board, Mr. Jeffers's Puerto Rican exam would be acceptable for licensure.

Board of Professional Engineers, Architects,
Surveyors and Landscape Architects
Minutes of the Meeting of March 8, 2012
Page 9

Next Meeting: Thursday, April 12, 2012
9:00 a.m.
King Kalakaua Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813

Adjournment: The meeting was adjourned at 10:50 a.m.

Taken and recorded by:

/s/ Terry Akasaka-Toyama

Terry Akasaka-Toyama
Secretary

Reviewed and approved by:

/s/ James Kobashigawa

James Kobashigawa
Executive Officer

3/16/12

Minutes approved as is.

Minutes approved with changes; see minutes _____.