

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 RULES COMMITTEE 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, September 13, 2012

Time: 8:30 a.m.

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

Present: Mike Miura, Rules Committee Chair
Dan Hirota, Surveyor Member
Jay Manzano, Public Member
Clayton Pang, Engineer Member
Carol Sakata
Roberto Yumol, Architect Member
James Kobashigawa, Executive Officer
Sandra Matsushima, Executive Officer

Excused: Shelli McCelvey, Landscape Architect Member

Call to Order: The meeting was called to order at 8:40 a.m.

Discussion on Amendments The minutes of the August 9, 2012 meeting were approved to forward to the Board.

To Chapter 16-115, HAR, & Chapter 464, HRS:

A memorandum relating to establishing criteria for Acts 247 and 248, SLH 2012 was distributed for review and discussion by the Committee.

As a result of a meeting between Mr. Miura, Ms. Matsushima, and Mr. Kobashigawa, the memorandum recommends criteria to implement Acts 247 and 248, Relating to the military and nonresident military spouses.

Act 247

- (1) A nonresident military spouse shall be currently licensed in a U.S. jurisdiction;
- (2) On a case by case basis, experience not under a licensed person or under a supervisor not in the same discipline shall be considered for substantial equivalency on a one to one basis. If experience is not substantially equivalent, a temporary license will be issued;
- (3) An unaccredited degree (domestic and foreign) in the applicable profession that is not equivalent to an accredited degree program shall be sufficient to obtain a temporary license under the supervision of a licensed person. The amount of years of lawful experience must be fulfilled to obtain a permanent license;
- (4) A person taking an exam accepted by the Board shall be eligible for a temporary license even if not taken in a discipline of engineering we license and shall be limited to the scope of work of that discipline and under the supervision of a licensed person. For example, a person passing the NCEES PE exam in environmental engineering shall be eligible for a temporary license to practice environmental engineering under the supervision of a person licensed in Hawaii. Also, a person passing an 8-hour SE exam shall be eligible for a temporary license under the supervision of a Hawaii licensed SE;
- (5) Land surveyor and landscape architect applicants meeting all the requirements except the Board-constructed exam shall be issued a temporary license under the supervision of a Hawaii licensed person in the appropriate profession;
- (6) A person issued a temporary license cannot stamp or seal plans, nor work without being supervised by an appropriately licensed person;
- (7) Temporary licenses shall be issued on the same renewal cycle as a permanent license; and

- (8) A license is dependant on being a nonresident spouse of an active duty service individual stationed in Hawaii. A temporary license would be limited to the period the active duty service personnel is stationed in Hawaii.

After further discussion, the Committee recommends adding to number 8, a statement that the temporary license of a nonresident military spouse would be terminated if the spouse is no longer married to the active duty personnel, the active duty personnel retires, or the active duty personnel is transferred to another duty station outside of Hawaii. In addition, the nonresident spouse shall fulfill the Board's exam requirement; if not, a temporary license would be issued and the person would need to work under the supervision of an appropriately licensed person in Hawaii. Also, a person holding a temporary license shall demonstrate continued efforts toward meeting the requirements of a permanent license within a two (2) consecutive year period.

Act 248

- (1) On a case by case basis, experience not under the supervision of a licensed person or not under the supervision of a person licensed in the same discipline shall be considered for substantial equivalency on a one to one basis;
- (2) Military education shall be considered for equivalency; and
- (3) Board's exam requirement must be met.

After further discussion, the Committee recommends adding that active duty personnel and veterans shall be considered for licensure.

Next Meeting: The next Rules Committee meeting is scheduled for:

Thursday, October 11, 2012
8:30 a.m.
King Kalakaua Building
King Kalakaua Conference Room, 1st Floor

Board of Professional Engineers, Architects,
Surveyors and Landscape Architects
Minutes of the September 13, 2012 Rules Committee Meeting
Page 4

Adjournment: The meeting was adjourned at 9:10 a.m.

Taken and recorded by:

/s/ James Kobashigawa

James Kobashigawa
Executive Officer

JK:tat

9/21/12

Minutes approved as is.

Minutes approved with changes; see minutes of _____.