

STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT
BOARD OF REGISTRATION FOR ARCHITECTS, ENGINEERS AND LAND
SURVEYORS

MINUTES OF THE MEETING
November 12-13, 2020

By authority of AS 08.01.070(2), and in compliance with the provisions of AS 44.62, Article 6, a scheduled meeting of the Board of Registration for Architects, Engineers and Land Surveyors was held virtually on August 13-14, 2020.

1. Call to Order/Roll Call

The meeting was called to order at 9:05 a.m.

Board members present, constituting a quorum:

Jennifer Anderson, PE, Civil Engineer, Environmental Engineer

Robert (Bob) Bell, PS, Land Surveyor, Civil Engineer

Catherine Fritz, Architect

Jeffrey Garness, PE Civil Engineer, Environmental Engineer

Elizabeth Johnston, PE, Electrical Engineer, Fire Protection Engineer (Vice Chair)

John Kerr, PS, Land Surveyor (Chair)

Jeff Koonce, Architect

Loren Leman, PE, Civil Engineer

Luanne Urfer, PLA, Landscape Architect

Fred Wallis, PE, Mining Engineer

Attending from the Division of Corporations, Business, and Professional Licensing were:

Rebecca Powers, Executive Administrator

Sara Neal, Licensing Examiner

Ryan Gill, Investigator III

Amber Whaley, Senior Investigator

Sara Chambers, Director

2. Mission Statement

The Chair, John Kerr, read the Board's mission statement into the record:

The Board adopts regulations to carry out its mission to protect the public health, safety, and welfare through the regulation of the practice of architecture, engineering, land surveying and landscape architecture by:

- *Ensuring that those entering these practices meet minimum standards of competency, and maintain such standards during their practice;*
- *Requiring licensure to practice in the State of Alaska;*

- *Enforcing both the licensure and competency requirements in a fair and uniform manner.*

3. Virtual Meeting Code of Conduct

The Chair reminded the board to be courteous and thanked everyone for always working well together.

4. Review/Approve Agenda

On a Motion duly made by Elizabeth Johnston, seconded by Loren Leman and approved unanimously, it was RESOLVED to approve the agenda.

5. Review/Approve Minutes from August 13-14, 2020 Meeting

Fred Wallis and Elizabeth Johnston need name corrections. Leman would like for the minutes to reflect the name of the individual who called the meeting to order, rather than just saying "The Chair." Johnston would like for it to be noted that anyone whose audit has been approved has been notified via MyAlaska and/or letter. All others have been sent to the paralegal. Fritz recommended the information read that due to the extensive number of audits reviewed, the division will follow-up as necessary.

On a Motion duly made by Loren Leman, seconded by Elizabeth Johnston and approved unanimously, it was RESOLVED to approve the August 13-14, 2020 meeting minutes, pending suggested edits.

6. Ethics Reporting

Elizabeth Johnston has joined the NCEES election policies and procedures committee, which is the result of her advocacy to bring computer based testing to the Fairbanks location. Luanne Urfer attended the virtual CLARB annual meeting. Catherine Fritz attended NCARB's exam committee virtual meeting.

7. Licensing Examiner's Report

Neal walked through the Licensing Examiner's Report noting that there is an application for a naval architect and marine engineer, which is the first one received in a very long time. The exam results are starting to pick back up now that Pearson is starting to open their testing centers. Kerr clarified that exam results show only people who went through Alaska to register for the exam. Since exams are not state specific anymore, the data does not really give a snapshot of what type of activity is happening and it would be nice to have some indicator. Urfer would prefer the charts to distinguish between other disciplines, not just engineers. Kerr thanked Neal for putting the information together for the board.

8. Correspondence Received

- a. Patrick Church – Church was unable to complete his continuing education requirements and is asking to voluntarily retire his license. A similar situation happened with another registrant in 2018 where the board granted the request to relinquish/retire the license. In order to reactive his license in the future, Patrick Church would need to submit evidence of continuing education

On a Motion duly made by Jeff Koonce, seconded by Loren Leman and approved unanimously, it was RESOLVED to grant Patrick Church's request to voluntarily retire his license.

9. Correspondence Sent

- a. Condominium Plats Certification – There is a statute under the Department of Natural Resources that has condominium plats, which are commonly owned land interests. They have a certification requiring a land surveyor to certify that mechanical and structural substantially complete. Kerr stated the board has addressed this topic number of times. During the last discussion, the conclusion was that the land surveyors are not qualified to make that statement, but in fact it

would take the full team. The board has requested the DNR change the statute, they have not done anything yet. Currently, it would be a violation for a surveyor to certify that. So there is a conflict and Kerr has told DNR that the board views it as inappropriate for land surveyor to be certifying that. DNR will have to act; meanwhile surveyors can't certify these, but they are. There are current complaints with investigations related to this situation. If the board is aware of someone doing something outside of our statutes, we obligated to turn that over to our investigator. Leman stated that it would be nice if DNR would introduce legislation through the governor, but it could also be done through an individual legislator who feels compelled to introduce that legislation. If DNR does not find the issue important, perhaps the AELS board could find a legislator who has background in this area that may have an interest to carry it forward.

b. Arctic Engineering – Instructor Qualifications – Edward Yarmak, who is a Representative for the ASCE's Cold Region Engineering Division is concerned about non- PE's teaching Arctic Engineering courses. Currently, there is no requirement for a PE to teach arctic engineering. Every school has had a PE as part of their staff. UAF recently had personnel change and they did not have a PE, but that may have changed. Johnston said their current instructor is not a PE but they are supervised by Dr. Perkins, who is a PE. There is not a problem currently, but the board should monitor the situation. They have not asked the board to do anything – they are just expressing their concern. The board has been reviewing the programs, with the most recent three years ago. The board should come up with a schedule for reviewing the programs. The arctic engineering committee should be reformed. Leman appreciates the concern from Yarmak, and wants instructors to be well qualified, but there is an exemption in statute for the teaching of engineering. The overall goal is to make sure the instructors are competent, but the statute limitation says they do not have to be registered. Johnston stated that it is a principles course, not a practice course. As a principles course, having a PhD or educational based qualifications is fine. Fritz added that the complication with requiring a licensed instructor is that if it is a PE, and there is an architect taking a course, then technically the architect would not have the approval. Fritz would like to work on arctic course requirements more to make sure instructors are responding across all disciplines in the best way possible. Kerr said there is no action required at this time.

c. NCEES FE/FS Requirements – The board no longer regulates who can and cannot take the NCEES FE and FS exams. NCEES was still requiring people to submit transcript information so that was just a matter of contacting NCEES to clarify. Applicants can sign up for the FE and FS exams without prior approval from the board. Powers took care of the issue with NCEES.

d. Career Counseling: Barrier Crimes – The board received a letter from a career counselor who had a person who had been involved in the claim of insurance fraud, because they were driving without insurance and they lied about it after being involved in a car accident. The board does not have any defined barrier crimes and Kerr is not sure if that is something the board would want to consider in the future and have more structure. Johnston stated that while there are no barrier crimes, the board does have the language about fitness and character. Kerr responded to the letter that these issues are a board call on a case by case basis. Johnston advises not to bind the future boards with how they might respond on a hypothetical application.

e. Clarify the Scope of Home Inspectors – There are people who are home inspectors who are doing inspections of septic systems that they are probably not qualified to do. The adequacy of the system requires engineering skills to assess that. The board will need to come up with a position statement on this topic. Garness said the issue came up when someone was identified running septic system adequacy tests but they were not an engineer. He was asked to review and

determine whether or not the person was practicing engineering. Garness has done thousands of these tests and has a pretty good insight into what needs to be done for adequacy tests and, in his opinion, it is essentially testing of a civil structure. It's not as simple as just dumping water into a system to see if it does not back up into the house. Typically the person performing the test would pull records from the state or a municipality to confirm that the system is sized adequately. There must be knowledge about monitoring tube set to the appropriate depths in the drain fields. The tester must also have some experience in engineering judgment. In summary, the question is, "Can you perform septic system adequacy tests without performing civil engineering." The boards stance is no, you cannot perform such a test without performing civil engineering.

On a Motion duly made by Elizabeth Johnston, seconded by Luanne Urfer and approved unanimously, it was RESOLVED to evaluate gathering historic board correspondence and adding it to the AELS Board website.

Break

10. Military Spouse Working Session

Lieutenant General David Krumm, Jim Dodson, President of the Fairbanks Economic Development Corporation, and Jomo Stewart joined the meeting at 9:50. Vice-Chair Elizabeth Johnston is a professional electrical engineer and fire protection engineer based in Fairbanks. She is also a military spouse and after hearing our guests speak at the Fairbanks Chamber of Commerce, requested we invite them to join today to present to the board why it is important that military spousal reciprocity is recognized. It is also very much in line with the letter received from the administration on reducing barriers to licensure as much as possible and evaluating the AELS boards own internal policies and procedures. Lt. Gen. Krumm explained to the board that the military relocates service members and their families to Alaska often. The number one thing families do when they get reassigned is look at schools and look at opportunities for the spouse. In the past, the objective was to give spouses opportunities to gain employment, which in many cases meant government jobs. However, many spouses now are more educated, have professional careers, and are looking at furthering those careers. The goal is to make licensing for military spouses more attainable, whether it be temporary licensing or expedited licensing. Kerr stated that the board is 100% on board with facilitating licensure for the military and are supportive of it. Dodson added that military spouse licensure is a legislative priority and Alaska is 39th out of all the states as far as being competitive. Fritz reminded the board that the licensing requirements for architects, engineers, land surveyors, and landscape architects is based on the protection of life, health, safety, and welfare and Alaska has very specific requirements that are unlike any other state. Applicants should understand the Arctic conditions of which our licensed professionals will work and be responsible for. She asks our guests to please offer any specific ideas in order to streamline these requirements. Johnston stated that having to wait three months for licensure amounts to 8% of a 36-month tour of duty, so it is important to become licensed as quickly as possible. Some of the ideas she suggests, that are in line with other states, are a waiver of fees, an extension of continuing education timeliness, and an expedited application for licensure for a military spouse. In researching this, Johnston noted there is a form that military spouses can attach to their application that requests an expedited application review. Kerr interjected that Johnston's suggestions are very good and is the kind of thing the board needs to be discussing. There is no doubt this board is supportive of making military spouse licensure simple and efficient, with the caveat that public safety cannot be compromised. Lemman added that he served in the Alaska legislature and for ten years represented Elmendorf Air Force Base in his district. He was happy to work with the military and he agrees that the board probably can accept an interstate compact, but with provisions. Lt. Gen. Krumm stated that military spouses need to understand the environment that they are coming into and if a temporary license can be granted, then it will be beneficial to the state. Kerr thanked the guests for bringing this issue to the board's attention and

suggests forming a working committee to come up with actions that the board can consider to make this happen. Lt. Gen. Krumm appreciates the board's involvement and support.

11. Division Update

Sara Chambers, Division Director, joined the meeting to give the division update. Director Chambers reminded the board to review the Board Member Handbook that is available on the AELS website. The board reviewed first quarter reports and were reminded that 4th quarter reports are also available for review on their own time. Reviewing the previous six years allows the board to check out trends. FY20 was a large revenue year due to it being a renewal year, which can be compared to FY18, FY16, and FY14. Renewal revenues are sometimes lower because fees have been lowered, but AELS has not had to change their fees too much. Travel expenditures were significantly lower due to travel mandates related to COVID-19. Director Chambers commended the board for expanding their zoom horizons and working so diligently to be productive in the virtual environment. AELS does pay high membership fees, but the benefits of members to CLARB, NCEES, and NCARB far outweigh the cost. Investigative fees have decreased, as Investigator Gill is still sharing his time with other programs. He estimates spending approximately 75% of his time working with AELS. Kerr would like for it to be noted that we do not have Investigator Gill full time because we do not have enough work for him, but because we are in a transition and the investigations section has vacancies to fill. Investigator Gill does make AELS cases his highest priority. Fritz asked if there is a mechanism used to help figure out what tasks are needed by the board and how to get issues addressed. Director Chambers said it comes down to communication and Powers will let her supervisor know if she needs assistance in obtaining resources. Kerr would like to point out that the board by statute does not have limited resources – it has the ability to get the funds necessary to meet its mission and he does not view resources as a limiting factor. Director Chambers stated that that is partially correct. There is a legislative budget process and the legislature tells the division how much money can spend each year. Fritz would like for it to be known that virtual meetings are very difficult for this board, and even though they have been overall successful, they still come with big snags and do not compare to meeting in person, and there were good interactions despite some extreme difficulties. Director Chambers continues to think creatively about how the division does state business during the COVID-19 emergency. Each board meeting will have its challenges as they adapt to new technology, so we must accept the new normal. Kerr thanked Director Chambers for her advocacy on the boards functional needs. Director Chambers thanked the board for their hard work, partnership, and leadership.

Lunch at 12:10.

12. Application Review

The board began reviewing applications for registration.

13. Investigative Report

a. Board Report

Investigator Gill gave the investigative report. There were a few more cases opened and three more cases pending, with a few more in the queue. There are 17 open cases and six closed cases since the last meeting. In the future, there will be a separate probation report identifying any licensees that may be on probation or have stipulations of any consent agreements that may be in place.

b. Executive Session

On a Motion duly made by Elizabeth Johnston, seconded by Loren Leman and passed unanimously, it was RESOLVED to go into Executive Session to discuss investigation consent agreements.

On a Motion duly made by Catherine Fritz, seconded by Bob Bell and passed unanimously, it was RESOLVED to come out of Executive Session.

On a motion duly made by Loren Leman, seconded by Fred Wallis and passed unanimously, it was RESOLVED to accept the consent agreement allowing Bobby Burnett to surrender his license.

14. Public Comment

Blake Burley – Burley “made a bit of noise” to NCEES about the lack of testing opportunities in Fairbanks. He knows of someone that had to travel to Anchorage to take the test, which is a huge barrier, and they failed. People are not retaking the test because it is such a burden to travel so far. Burley would like to reiterate that he feels like this is a big enough deal that the board should consider pursuing making this happen in Fairbanks. Kerr thanked Burley for his comment and let him know that the board is engaged in conversations with the University of Alaska Fairbanks and we are expected to make this happen. Johnston thanked Burley for his comment, and let him know that he has been appointed to NCEES’ exam policies and procedures committee as a result of her vocal complaining on how exams are administered in Alaska. She spoke to the CEO of NCEES, who is personally aware of the exam issues happening in Alaska. NCEES will be working with Pearson VUE to identify what steps need to be taken.

Chris Miller, Mechanical Engineer and President of Design Alaska – Miller thanks the board for all the efforts the board is doing to clarify the CE requirements. Miller feels like we are holding a high standard to health, safety, and welfare yet participation in a professional society is not held to the same standard. He would like for the audits to keep the burden low to the constituents and be fast and responsive. He thinks audits are good and have proven to be very successful at raising the bar. Miller does not think the military spouse issue is huge in the grand scheme of things, and thinks every military spouse that wants to be employed as an architect or engineer in the state of Alaska can probably get a job right away. Miller thinks the arctic engineering course is important and would like to see the board continue trying to make the Arctic engineering course important, worthwhile, meaningful, and require all applicants to have taken it whether they are applying by comity or exam. Miller supports bringing exams to the University of Alaska Fairbanks. If the exam issue is related to financing, then he would like to know the appropriate person to speak to. However, it sounds like there is a patch in the works, so he will give it a little time to see how if the issue gets resolved. Leman thanked Miller for his comments and suggested speaking to UAF Chancellor Dan White and the Dean of Engineering, Bill Schnabel. Miller is very familiar with both gentlemen and will ask Bill if he knows anything from his perspective. Kerr stated that Bill is championing the cause.

Recess for the Day

15. Reconvene Meeting/Roll Call

The meeting was called to order at 8:35 a.m.

Board members present, constituting a quorum:

Jennifer Anderson, PE, Civil Engineer, Environmental Engineer

Board members present, constituting a quorum:

Jennifer Anderson, PE, Civil Engineer, Environmental Engineer

Robert (Bob) Bell, PS, Land Surveyor, Civil Engineer

Catherine Fritz, Architect

Jeffrey Garness, PE Civil Engineer, Environmental Engineer

Elizabeth Johnston, PE, Electrical Engineer, Fire Protection Engineer (Vice Chair)

John Kerr, PS, Land Surveyor (Chair)
Jeff Koonce, Architect
Loren Leman, PE, Civil Engineer
Luanne Urfer, PLA, Landscape Architect
Fred Wallis, PE, Mining Engineer

Attending from the Division of Corporations, Business, and Professional Licensing were:

Rebecca Powers, Executive Administrator
Sara Neal, Licensing Examiner
Jun Maiquis, Regulations Specialist

16. Application Review – Special Requests

The board reviewed applications of special consideration.

Kerr read **Sec. 08.48.171. General requirements and qualifications for registration.** An applicant for registration as an architect, engineer, land surveyor, or landscape architect must be of good character and reputation and shall submit evidence satisfactory to the board of the applicant's education, training, and experience. However, an applicant for registration as a land surveyor may not be required to submit evidence of more than eight years of any combination of education, experience, or training. The board discussed what it means to have good moral character and reputation and consulted NCEES and NCARB's guidelines. A committee will be formed to draft guidance.

17. National Organization Reports and Updates

a. CLARB

Urfer stated that there is nothing to report at this time.

b. NCARB

i. Remote Testing

Fritz reported that she has been serving on the exam committee and NCARB is rolling out the first test versions of remote proctored exams in December. This has been something that has been on the mind of a lot of people for a long time and COVID has made it happen even faster. It is very exciting for Alaska because it means that people will be able to have access to the exam without travelling. There are still some issues, but NCARB is trying to work them out. This will be one option for candidates – there will still be approved test centers.

WCARB just announced that the annual meeting will be held virtually in March and they are working hard to figure out how that can be done. There has not been much activity on the regional level, which is disappointing because they have worked hard toward getting committees structured and getting the strategic plan in place. COVID has made it all very challenging.

c. NCEES

Johnston reported that many of the in-person exams were cancelled in 2020. As a result, NCEES has added a January 2021 for civil exam administration for paper and pencil, which seems to be the most efficient way to get through the backlog. To protect the test integrity, registration will have a slightly different timeline than others. Registration opened November 1 and will close December 14, which is slightly off sequence and there is not an option to take the exam in Alaska, which means our candidates would have to travel, with the nearest location being in

Seattle. The electrical examination, which was originally scheduled for April 2021, was accelerated for computer based testing. Johnston stated that she attended the virtual annual meeting.

18. Old Business

a. Continuing Education Audits – Guidance

The board has just completed a continuing education audit, which happens once every two years. The board is full of knowledge on how that should proceed. It was challenging reviewing the audit via zoom and there is a lot of concern about what qualifies and does not qualify. Kerr requests a volunteer to take the document he produced, and based on recent experience, expand on that and edit it in a way that makes it easier for the board to make the next set of continuing education audits. Garness would like to be involved, and Leman expressed interest as well. Fritz reminded the board that a committee was formed and is not sure if they have had a chance to meet. She and Johnston are both on the committee and the idea for a two-person committee was so they could meet without public notice. Kerr sent Fritz the draft continuing education evaluation guide.

b. Rimkus COA – DOL Response

Rimkus is a firm that was seeking a certificate of authorization. Neal explained that the board received several similar questions from firms around the same period of time that did not have bylaws or they did not do amendments to their bylaws if they were a corporation. Our statute states that they have to turn that in with their application for a certificate of authorization, so we sent the question to legal to ask if there was a workaround for these firms. Kerr summarized the response from law that said, in essence, the answer is no. They have to have such an amendment. The response from legal says that just because the states that they operate in do not require an amendment, does not mean that they cannot do one. So, in keeping with our statutes, we require one, so therefore, they need to produce that document for us. The response from department of law should be added to the AELS website.

c. Committees

The board determined who will be on each committee. Johnston suggested there should be a report for each meeting, even if there is nothing to report. Every committee chair should have a task every meeting to say what the status is.

i. Investigative Advisory Committee – All board members

ii. Licensure Mobility (Military Spouse) – Elizabeth Johnston (chair) & Loren Leman

iii. Guidance Manual – Staff & Full Board – Standing, ongoing committee

iv. Legislative Liaison (Barrier Crimes & Conditions) – Loren Leman (chair), Catherine Fritz, and Bob Bell

v. Emeritus Status – Fred Wallis (chair)

vi. ~~Budget Committee~~ – Planning & Implementation Committee – Catherine Fritz (chair), Rebecca Powers, and the whole board. The purpose will be to implement the strategic plan, align priorities with resources, and create the annual report. The annual report

should be a reflection of the strategic plan and the implementation of that plan. The annual report can be found on the division website. Powers asked board members for input when drafting the annual report and received minimal feedback. Any suggestions were taken into account and changes were made. Due to deadlines, the annual report had to be submitted. In the future, Powers would like to see the annual report as a board meeting topic that is discussed and voted on at a board meeting.

vii. Continuing Education – Catherine Fritz (corresponding member), Elizabeth Johnston (chair), and Jeff Garness

viii. Outreach Committee – The last project was to create a board slide after each meeting that will go out to all the professional societies to say the board met, with five highlights of the meeting. The board also developed the board reporting form for whenever they do an activity or a volunteer effort so there is something to track and include in the annual report. This committee could incorporate presentations in different communities, societies, and groups, with the purpose being to get people aware of what the board is doing. Johnston was the board liaison to the Civil Engineering Advisory Committee because she was the only board member in Fairbanks. Her term expires in December, so Anderson will fulfill the role of board liaison. Leman sits on an equivalent committee at UAA. UAA has weekly pdh seminars and they are always looking for speakers. Leman thinks a board presentation could be valuable. Professional societies are also always looking for speakers and it would be a great opportunity for board members to go in and speak to societies and get some exposure. Kerr regularly presents to the Alaska Society of Professional Land Surveyors in Anchorage. Kerr also suggested the board provide Alaska Professional Design Council a meeting summary for their quarterly report. Fritz thinks it is important to document outreach activity using a template the board developed.

d. Strategic Plan

Fritz gave an overview of the strategic plan for the new board members. The idea is to highlight what is important to the board, help new members have a framework for the business of the board, and identify ways to get involved. Basically, the strategic plan is a roadmap. Catherine will recommend next steps for the board to discuss at the February meeting.

19. New Business

a. CE Exemption Request

i. Kean

Mr. Kean has been licensed since 1975 and has recently had issues obtaining the required continuing education credits. His renewal application was processed upon submission and his license is currently active. After much discussion, the Board determined that Mr. Kean's license should not have been renewed, per **12 AAC 36.510. CONTINUING EDUCATION REQUIREMENTS.** (c) To renew a professional architect, engineer, land surveyor, or landscape architect registration, a professional architect, engineer, land surveyor, or landscape architect must obtain a minimum of 24 professional development hours during the 24 months immediately preceding that registration period.

The board does not find the pandemic to be a compelling reason to lack continuing education considering how many zoom conferences and continuing education opportunities are available online. Johnston feels she now has greater access to continuing education because she no longer has to

convince her employer to pay for travel.

On a motion duly made by Loren Leman, seconded by Jeff Koonce, after a roll call vote it was RESOLVED to allow Mr. Kean to meet his obligations under AELS board regulations and policies with the following conditions:

- 1) he be given until December 31, 2020 to cure his PDH (CEU) deficiency;**
- 2) if he does not meet this deadline, his PLS registration will be suspended until his deficiency is cured;**
- 3) he will be audited for the 2020 cycle (24 hours) and 2021 mid-cycle (12 hours);**
- 4) he pays appropriate fees and penalties;**
- 5) he shall further provide a list of projects sealed during the time of lapsed registration;**
- 6) the registrant shall not practice during the time it takes to cure his continuing education deficiency.**

The registrant shall be notified immediately following this meeting.

b. Letters of Recommendation ~~from Relatives~~ for Comity Applicants

Urfer explained that on some applications, there has been at least one every meeting where a letter of recommendation is from a close family member. The board needs to address how to approach this issue for consistency. Johnston thinks it is ok to receive a letter of recommendation from a relative as long as they are qualified to speak to that person's experience and knowledge of their profession. It may be worth it for the board to call a reference for additional verification. Another option would be to ask for a list of three projects that they personal have experienced with the person on and what the role of the person was for that project.

On a Motion duly made by Elizabeth Johnston, seconded by Jeff Koonce and passed unanimously, it was RESOLVED to amend the Comity Registration Applications Instructions with a new bullet under Work Experience Verification that adds the requirement to list two example projects that the verifier is personally knowledgeable about and describe the applicant's role on the project.

Lunch at 12:40

20. Reconvene/Roll Call

21. Statute and Regulation Working Session

- a. SE by Comity Regulations
- b. Working Draft

Catherine Fritz asked for an update regarding the statute and regulation project that Alysia Jones had given to Jun Maiquis. In looking at the copy that was marked-up for Jun, Kerr led a discussion on the structural engineering regulation under 12 AAC 36.105 (h). The only path to licensure is for applicants who have taken both the PE and the SE-16-hour exams. Based on Colin Maynard's suggestions and the board discussion the following changes are being proposed for regulation 12 AAC 36.105 (h):

(b) An applicant for engineering registration by comity must

(1) submit verification of current registration to practice engineering in a state, territory, or possession of the United States, the District of Columbia, or a foreign country that was based upon education, experience,

and examination requirements that, in the opinion of the board, were at least equivalent to the requirements of AS 08.48 and this chapter at the time the applicant's out-of-state registration was issued or at least equivalent to current requirements (as modified by (h) in this section); the applicant must have passed an NCEES engineering examination in the same branch of engineering that is being applied for, as required by 12 AAC 36.100(c); and

For consideration,

(h) In addition to meeting the requirements of (b)(1) of this section, an applicant for structural engineering registration by comity must have passed an NCEES Principles and Practices of Engineering Examination, and

1) the 16-hour NCEES Structural Engineering Examination or;

2) NCEES Structural II and Washington or California Structural III exams passed prior to 2011, or;

3) NCEES Structural I and NCEES Structural II passed prior to 2006, or;

4) Western States 16-hour Structural exam passed prior to 2004;

and have six years of experience with a bachelor's degree or five years of experience with a master's degree. Applicants who have passed the NCEES Structural Engineering I Examination, NCEES Structural Engineer II Examination, or both may be granted a civil engineering registration.

Jun Maiquis joined the meeting to answer any questions the Board had and to give a status update on the AELS Statute and Regulation project. He said that after the Board reviewed it, he could give it to the AG for a pre-review, if there is any regulation change that does not agree with a statute he would bring it back to the Board. The Board voted to accept the regulation changes as is and have Jun public notice the regulation changes.

On a motion duly made Catherine Fritz, seconded by Loren Lemman and passed unanimously, it was RESOLVED to approve the regulation draft of 10.16.2020 and forward to Jun Maiquis for review and public notice.

22. Read Applications into the Record

On a motion duly made Loren Lemman, seconded by Jeff Koonce and passed unanimously, it was RESOLVED to go into Executive Session to discuss pending investigation consent agreements.

On a Motion duly made by Catherine Fritz, seconded by Bob Bell and passed unanimously, it was RESOLVED to come out of Executive Session.

On a Motion duly made by Bob Bell, seconded by Catherine Fritz and after a roll call vote, it was RESOLVED to adopt the consent agreement for Floyd Tetpon.

On a motion duly made by Loren Lemman, seconded by Catherine Fritz and after a roll call vote, it was RESOLVED to deny the following applicant for registration by comity.

FIRST NAME	LAST NAME	TYPE OF LICENSE	NOV DECISION
Shlomo	Wygoda	Architect	Denied

On a motion duly made by Catherine Fritz, seconded by Loren Lemman and passed unanimously, it was **RESOLVED** to approve the following list of applicants for registration by comity and by examination with the stipulation that the information in the applicants' files will take precedence over the information in the minutes.

FIRST NAME	LAST NAME	TYPE OF LICENSE	NOV DECISION
Alain	Rivard	Architect	Approved
Gavin	Wells	Architect	Approved
Matthew	Hood	Architect	Approved
Arthur	Playle	Architect	Approved
Geoffrey	Ekey	Architect	Approved
Robert	Gaspard	Architect	Approved
Jeanne	Rynne	Architect	Approved
Daniel	Hawke	Chemical	Approved
Adam	Weible	Civil	Approved
Benjamin	Faris	Civil	Approved
Cole	Bales	Civil	Approved
David	Davila	Civil	Approved
Gregory	Brown	Civil	Approved
James	Manzer	Civil	Approved
Joseph	King	Civil	Approved
Peter	Kahn	Civil	Approved
Sean	Leeper	Civil	Approved
Stephen	Osborn	Civil	Approved
Timothy	Ramsey	Civil	Approved
William	Hume	Civil	Approved
Raphael	Mohammed	Civil	Approved
Aditya	Paranjape	Electrical	Approved
Aleksandr	Reznik	Electrical	Approved
Channing	Navis	Electrical	Approved
Francis	Oakes	Electrical	Approved
Justin	Jordan	Electrical	Approved
Kevin	Register	Electrical	Approved
Matthew	Nichols	Electrical	Approved
Tracy	Helton	Electrical	Approved
Viswa	Amirapu	Electrical	Approved
Jason	Scates	Fire Protection	Approved
April	Rickets	Mechanical	Approved
Charles	Wierman	Mechanical	Approved

Frank	Shadpour	Mrivechanical	Approved
Gregory	Brown	Mechanical	Approved
Stephen	Meicke	Mechanical	Approved
William	Long	Petroleum	Approved
Robert	Pine	Structural	Approved
Andrew	Howe	Structural	Approved

On a motion duly made by Catherine Fritz, seconded by Loren Lemman and passed unanimously, it was RESOLVED to conditionally approve the following list of applicants for registration by comity and by examination with the stipulation that the information in the applicants' files will take precedence over the information in the minutes.

FIRST NAME	LAST NAME	TYPE OF LICENSE	NOV DECISION
Corey	Dirutigliano	Architect	Conditional
David (Joe)	Willhoite	Architect	Conditional
Alicia	Greene	Civil	Conditional
Clifton	Berkey	Civil	Conditional
Collin	Pugh	Civil	Conditional
Eric	Struben	Civil	Conditional
Erin	Urvina	Civil	Conditional
Gaby	Atik	Civil	Conditional
L. Brent	Wright	Civil	Conditional
Martin	Jensen	Civil	Conditional
Mustapha	Assi	Civil	Conditional
Brittany	Boring	Electrical	Conditional
Evan	Mathers	Mechanical	Conditional
Fabrizio	Paletta	Mechanical	Conditional
Conrad	Chandler	Environmental	Conditional
J. Doss	Daley	Mechanical	Conditional
John	Pahkala	Electrical	Conditional
Steven	Hyde	Land Surveyor	Conditional
Floyd	Tetpon	Land Surveyor	Conditional
Daniel	Anunciacion	Land Surveyor	Conditional
Kenneth	Banning	Mechanical	Conditional
Lauren	Bullard	Fire Protection	Conditional
Mariusz	Sawicki	Fire Protection	Conditional
Sean	Birnbaum	Mechanical	Conditional
Zackery	Wright	Mechanical	Conditional
Bridget	Lapenter	Naval	Conditional
Tanner	Gansert	Petroleum	Conditional

On a motion duly made by Catherine Fritz, seconded by Jeff Koonce and passed unanimously, it was RESOLVED to find the following list of applicants for registration by comity and by examination

incomplete with the stipulation that the information in the applicants' files will take precedence over the information in the minutes.

FIRST NAME	LAST NAME	TYPE OF LICENSE	NOV DECISION
David	Balzer	Architect	Incomplete
Matthew	Blake	Civil	Incomplete
Wilson	Platt	Mechanical	Incomplete

23. Board Member Comments

Anderson thanked Powers and Neal for working fervently behind the scenes and for always being available to the board as needed. Bell has been on boards and she thinks this one does a pretty good job and does not get upset. Fritz thanked everyone for their time, support, and leadership, and thanked Powers and Neal for leading the meeting. She thinks the board is learning to do the virtual format better, although she still contends that it is much better in person. Garness appreciates the discussions and can see there are motions and deep-felt feelings and appreciates the way everybody approaches tough topics and respects each other. Johnston thanked the board for enduring sixteen hours of zoom. She appreciates the hard work that is done by staff and that the board is moving to some substantive topics. Koonce looks forward to the next meeting and would like to thank staff for their hard work, especially because working remotely is difficult. He feels it was a productive meeting and feels like the board is getting better as a team. Leman echoed all the other comments. He thanked the board for all they do and what they give back to their professions. He has noticed this board is lots of work – it is not necessarily easy. He would like to see the board put more teeth into corrections of bad behaviors. If the board does not have the authority, it may be necessary to go to the legislature to get more authority. Leman would also like for the new investigator to bring issues to them sooner, before there is a consent agreement with the offending party. Urfer thanked staff for all of the hard work that went into the meeting. She also really appreciated the comments Leman just made. Wallis thanked everyone for working together. Powers thanked the board for their patience and feels like the meeting ran much smoother than the last one, and it can only get better from here. Neal thanked the board for all of the work that went into reviewing applications early. She also appreciates quick responses to questions between board members. It makes communicating with the people that ask the questions that much better. Kerr thanked everybody for their participation in what was a grueling meeting, and to staff for their hard work.

24. Adjourn Meeting

The AELS November 2020 board meeting adjourned at 5:02 p.m.

Respectfully submitted:



Rebecca Powers, Executive Administrator

Approved:

Elizabeth Johnston

Elizabeth T. Johnston, PE Chair
Alaska Board of Registration for Architects,
Engineers, and Land Surveyors

Date: 02/23/2021