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Commonwealth of Massachusetts
Division of Professional Licensure
BOARD OF REGISTRATION OF PROFESSIONAL
ENGINEERS AND LAND SURVEYORS

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JOHN C. CHAPMAN
UNDERSECRETARY OF
CONSUMER AFFAIRS AND
BUSINESS REGULATION

CHARLES BORSTEL
DIRECTOR, DIVISION OF
PROFESSIONAL LICENSURE

Minutes of the July 30, 2015 Open Meeting

Board members arrive early and begin processing applications. The following attendance was recorded:

Board Members Present

Dennis Drumm, PLS, Chairman
Joel Goodmonson, PE, Vice Chair
Peter Hale, PLS, Secretary
Scott Cameron, PLS
John Duff Jr., PE
Daniel Caron, PE
Paul Tyrell, PE-PLS
Maurice Pilette, PE
Edward Englander, Esq. Public Member

Board Members Absent

Ronald Willey, PE

Division Staff Members present at various times during the meeting:

Clinton Dick, Executive Director
Sheila York, Board Counsel
Eboni Lewis, Board Administrator
Mary Jayne Fay, Board Administrator
Matthew Runge, Investigator

1. Chairman Dennis Drumm opened the meeting at 9:30 AM.
2. Peter Hale moved, seconded by Paul Tyrell, to accept the minutes from the June 25, 2015 open meeting. Motion to accept the minutes passed with Maurice Pilette abstaining.
3. The Chairman reminded Board members that he would like to step down from his role as Chairman and asked for nominations for the Board positions of chair, vice chair and secretary for the remainder of the current term.
4. Peter Hale moved to nominate Joel Goodmonson as Chairman, and Paul Tyrell as Vice Chairman, and Peter Hale as Secretary. Motion was seconded by Edward Englander. Motion passed.
5. Email from S. J. re: transcripts from non-U.S. institutions. The Board discussed that this applicant's US graduate school accepted his foreign degree when admitting him into the program. Dennis Drumm moved to allow the applicant to submit unofficial transcripts from non-U.S. institutions, but he must submit official transcripts from all other US schools that he attended. Seconded by John Duff. Motion passed.



6. Executive Order 562: The Board continued its review of its regulations as required by E.O. 562. The Board discussed the three oral comments and one written comment received regarding the Board's existing regulations. Joel Goodmonson noted that the oral comments received related to the issue of mandatory continuing education and recused himself from the discussion and left the room.

The oral comments received were from: Kenneth Anderson, PLS representing the Engineering Center Educational Trust; Tony Puntin, PE representing Boston Society of Civil Engineers; and David Humphrey, PLS representing Massachusetts Association of Land Surveyors and Civil Engineers, (MALSE). Each of the oral comments urged the Board to establish mandated continuing education standards for licensees. The Chair stated that the Board has already established a CE committee, which is currently studying the issue of mandatory CEs and would be making recommendations to the Board. The Chair suggested that Committee and Board members consider the oral comments received in support of CE when reviewing the issue of continuing education. Jack Duff asked whether the data concerning CE requirements in other states which one speaker had mentioned had been verified. That issue will be raised with the CE committee.

Joel Goodmonson returned to the meeting.

The Board reviewed the written comment, dated May 26, 2015, received from Joseph Vela regarding the Board's existing regulations. Several of the issues raised by Mr. Vela have been addressed by the courts in written decisions issued in 2007 and 2008.

The Board discussed each section of its existing regulations to ensure that it complied with the standards set forth in E.O. 562. Chairman Drumm noted that the Board recently reviewed and revised the regulations in 2013 to ensure the regulations were necessary to protect the public safety and that they did not impose any unwarranted burden on small businesses. The Board determined that all sections of its existing regulations were in compliance with EO 562.

7. Paul Tyrell left the meeting at 10:02 AM.
8. Email from Joseph Buckley, re: discipline change. The Board discussed a request from licensee J.B. to switch his discipline from sanitary to civil engineering. The applicant had submitted an application to be licensed as a sanitary engineer and was approved to take the civil PE examination. The applicant passed the civil PE examination and was licensed in the discipline of sanitary. The licensee is now requesting to change his discipline to civil. Maurice Pilette moved to allow the licensee to switch disciplines from sanitary to civil, as this licensee's exam, education and work experience also qualified him for the civil discipline. Seconded by John Duff. Motion passed.
9. Daniel Caron asked whether applicant work experience begins upon passing FE exam or graduation date. Dennis Drumm confirmed graduation date.

10. Maurice Pilette asked for a status update on the Continuing Education Committee and copies of the documents that the Committee is working on. Dennis Drumm informed the Board that Committee is still in the discussion phase and will submit a final written proposal to the board once it is ready. Maurice Pilette requested that the board receive regular status updates on the Continuing Education Committee discussions. The Committee will provide a status update at the next meeting.

11. Daniel Caron left the meeting at 10:35AM.

12. At 10:35 Dennis Drumm moved, seconded by Edward Englander , to suspend the public meeting and enter into closed investigative session under G.L. c. 112, § 65C to discuss recommendations of the Complaint Committee regarding investigative matters pertaining to cases EN 15-012; EN15-013; EN15-014; EN 15-015; EN 14-026; EN 14-027. Motion passed.

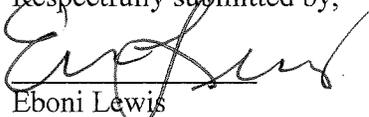
Public Session resumed at 11:36 am.

13. Report of actions taken in Investigative Conference:

- EN 15-012: Dismissed.
- EN 15-013: Dismissed.
- EN-15-014: Forward to prosecutions.
- EN 15-015: Forward to prosecutions.
- EN 14-026: Forward to prosecutions.
- EN 14-027: Forward to prosecutions.

14. At 11:37 AM, the Open Board meeting adjourned.

Respectfully submitted by,



Eboni Lewis

Board of Professional Engineers and Land Surveyors

Documents Used at the public session of the Board Meeting:

Agenda of July 30, 2015 meeting

Draft Minutes of the June 25, 2015 Open meeting

Email from S.J. dated 6/17/15

Email from J.B. dated 7/14/15

Letter from Joseph Vela dated 5/26/15 Public outreach meeting