



CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

MIKE KENNEALY
SECRETARY OF HOUSING AND
ECONOMIC DEVELOPMENT

Commonwealth of Massachusetts
Division of Professional Licensure

Board of Registration of Professional Engineers
and Land Surveyors

1000 Washington Street • Boston • Massachusetts • 02118

EDWARD A. PALLESCHI
UNDERSECRETARY OF CONSUMER
AFFAIRS AND BUSINESS
REGULATION

DIANE SYMONDS
COMMISSIONER, DIVISION OF
PROFESSIONAL LICENSURE

Minutes of the January 23, 2020 Open Meeting

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

Board Members Present

Ronald Willey, PE, Vice Chairman
Dennis Drumm, PLS
Joyce Hastings, PLS
Daniel Caron, PE
Azu Etoniru, PE, PLS
Maurice Pilette, PE
Shannon Slaughter, Public Member
Paul Tsang, PE
Erin Joyce, PE

Board Members Absent

Paul Tyrell, PE, PLS, Chairman

Members of the Public Present

Abbie Goodman, TECET
Bradford Travers, JP Exam Applicant
Jack Briskie, PE License Applicant

**Division Staff Members Present
at Various Times during the Meeting:**

Matthew Keigan, Executive Director
Sheila York, Board Counsel
Eric Funk, Board Administrator

1. Vice Chairman Ronald Willey opened the meeting at 9:10AM and notified attendees of the evacuation procedures.
2. The Board reviewed the minutes of the December 19, 2019 Open Meeting. Azu Etoniru moved, seconded by Dan Caron, to accept the meeting minutes with one minor edit in the first line of page 3. Erin Joyce and Joyce Hastings abstained from the vote. Motion passed with a vote of 7-0-2
3. Vice Chairman Ronald Willey informed the Board that the next meeting is scheduled to take place on February 27, 2020.
4. The Board discussed the process of licensing land surveyors. Sheila York asked whether the Board wanted to move forward on the Jurisprudence Exam Education Sub Committee's recommendation, received at last Board meeting, to reduce the number of questions on the JP exam from 50 to 40. After discussion, the Board determined that a reduction in the number of questions would not reduce the quality of the exam. Dennis Drumm motioned, seconded by Azu Etoniru, to reduce the total number of Jurisprudence exam question from 50 to 40 for the 2 hour April 2020 exam. Erin Joyce was recused from the vote and left the room. Motion passed with a vote of 8-0.



5. Ronald Willey noted that it was time for nomination and election of members to the positions of Board Chair, Vice Chair, and Secretary.

Dennis Drumm motioned to keep the current leadership of Chairman Paul Tyrell, Vice Chair Ron Willey, and Azu Etoniru as Secretary. Motion was seconded by Joyce Hastings. Motion passed with a roll call vote of 8-0. Members in favor: Dan Caron, Ronald Willey, Dennis Drumm, Paul Tsang, Maurice Pilette, Erin Joyce, Joyce Hastings, Azu Etoniru, and Shannon Slaughter. Members opposed: None.

6. Vice Chairman Ronald Willey acknowledged that members of the public in attendance were Bradford Travers, Jack Briskie and Abbie Goodman.
7. Sheila York briefed the Board on the status of draft language regarding Continuing Professional Competency (CPC). She informed the Board that the previously mentioned issue had been resolved and she should now be able to move the matter forward for internal review.
8. Sheila York informed the Board that the approved draft clarification language regarding the Use of the Title Engineer had been provided to DPL staff for review and if no objection was received in the next few days, the Board would move forward with posting the clarification language on the website.
9. Sheila York informed the Board that the draft clarification language intended to provide guidance on 250 CMR 5.01 (2) and more specifically, 250 CMR 5.01 (2) (a), had been provided to DPL staff for review and if no objection was received in the next few days, the Board would move forward with posting the clarification language on the website.
10. Sheila York informed the Board that baring no objection to the Use of the Title Engineer or 250 CMR 5.01 (2) language, she would update the language in "Professional Practice, A Guide to the Practice of Architecture, Engineering, and Land Surveying in Massachusetts" accordingly.
11. Sheila York responded to a question raised by Dan Caron at the last meeting regarding whether issues with DPL's receipt of SORB data impacted any engineers or land surveyors licensed by the Board. Sheila York stated that she inquired and had received written confirmation from DPL senior management that no engineer or land surveyor was on the list of impacted licenses.
12. Maurice Pilette informed the Board that local building inspectors have been seeing stamps/seals on documents/plans from other DPL licensed Boards that are potentially misleading as the licensees of those Boards are not authorized by regulation or statute to have or use stamps/seals. He further stated that the potentially misleading stamps/seals could pose an issue with M.G.L. chapter 112, section 81R.

Sheila York stated that the Board could reach out to other DPL Boards (Electrical, Plumbing, etc.) regarding the issue and how the Boards could work together to address the matter as well as providing guidance to municipal officials to encourage them to thoroughly review titles and license numbers appearing on stamps/seals.

13. Matthew Keigan stated that the Board received a Self-Report of discipline from Licensee #51588-M. The Licensee was disciplined by the LA Board after his firm performed engineering services in the state without a license. The LA Board issued a public reprimand and fined the licensee \$816.36. Matthew Keigan informed the Board that the Licensee had properly reported such discipline to MA.
-

The Board determined that they will take no action against Licensee.

14. Matthew Keigan stated that the Board received a Self-Report of discipline from Licensee #51587-E. The Licensee was disciplined by the LA Board after his firm performed engineering services in the state without a license. The LA Board issued a public reprimand and fined the licensee \$816.36. Matthew Keigan informed the Board that the Licensee had properly reported such discipline to MA.

The Board determined that they will take no action against Licensee.

15. Executive Director Matthew Keigan informed the Board that information found on the NCEES Enforcement Exchange has resulted in three (3) new complaints being opened for failure to report discipline in another state/jurisdiction within the required 30 day timeframe as outlined in the regulations, to the MA Board.

16. Sheila York and Executive Director Matthew Keigan informed the Board that a future Board meeting may be held outside of Boston. At this time no specific date or location has been determined.

17. Executive Director Matthew Keigan stated that the Board did not receive any correspondence that required Board review.

18. Dennis Drumm motioned, seconded by Dan Caron, to suspend the open session and enter into Closed Executive Session pursuant to G.L. c. 30A, §21(a) (1) to discuss the character, rather than competency of Licensee A.C. Members in favor: Vice Chairman Ronald Willey, Dennis Drumm, Erin Joyce, Joyce Hastings, Shannon Slaughter, Dan Caron, Maurice Pilette, Paul Tsang, and Azu Etoniru. Members opposed: None. The Vice Chairman stated that he expected to be in Executive Session for approximately five (5) minutes.

19. Open session resumed at 10:00AM.

20. At 10:00AM, the Board voted to enter into Closed Investigative Session under M.G.L. c. 112 §65C. Motion passed with a vote of 9-0.

Report of actions taken during closed investigate conference:

- 2018-000550-IT-ENF: Forward to Prosecutions
- EN-2018-0551: Dismiss without Prejudice

21. Open session resumed at 10:34AM.

22. At 10:34AM Vice Chairman Ronald Willey noted that there were no further topics for the public Board meeting. Azu Etoniru motioned to adjourn. Joyce Hastings seconded. Motion passed unanimously.

Respectfully submitted by,



Eric Funk

Board of Registration of Professional Enqin...

Documents used at the public meeting

- Agenda for January 23, 2020 Meeting
- Draft Minutes of December 19, 2019 Open Meeting