

CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO LIEUTENANT GOVERNOR

MIKE KENNEALY SECRETARY OF HOUSING AND ECONOMIC DEVELOPMENT

Commonwealth of Massachusetts Division of Occupational Licensure Board of Registration of Professional Engineers and Land Surveyors

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EDWARD A. PALLESCHI UNDERSECRETARY OF CONSUMER AFFAIRS AND BUSINESS REGULATION

LAYLA R. D'EMILIA COMMISSIONER, DIVISION OF OCCUPATIONAL LICENSURE

Minutes of the June 23, 2022 Open Meeting

Meeting was held remotely by video conference and telephone pursuant to Chapter 22 of the Acts of 2022: An Act Making Appropriations for the Fiscal Year 2022 to Provide for Supplementing Certain Existing Appropriations and for Certain Other Activities and Projects signed into law on February 12, 2022.

The following attendance was recorded:

Board Members Present

Paul Tyrell, PE, PLS, Chairman Ronald Willey, PE, Vice Chairman Shannon Slaughter, Public Member Joyce Hastings, PLS Daniel Caron, PE Erin Joyce, PE Azu Etoniru, PE, PLS Paul Tsang, PE Maurice Pilette, PE Kenneth Anderson, PLS **Board Members Absent**

Members of the Public Present

Abbie Goodman, TECET Charles Henke, PE Applicant

<u>Division Staff Members Present</u> at Various Times during the Meeting:

Jason Wentworth, Executive Director Jenna Hentoff, Board Counsel Clinton Dick, General Counsel Eric Funk, Board Administrator

- At 9:02AM, Azu Etoniru motioned, seconded by Maurice Pilette, to open the meeting.
 Motion passed with a vote of 10-0. Members in Favor: Dan Caron, Erin Joyce, Ronald
 Willey, Azu Etoniru, Paul Tyrell, Shannon Slaughter, Joyce Hastings, Kenneth Anderson,
 Maurice Pilette, and Paul Tsang. Members opposed: None.
- 2. Chairman Paul Tyrell took a moment to acknowledge the tremendous work put in by the members of the Board during the height of the pandemic.
- 3. Chairman Paul Tyrell advised the Board of boating safety in the wake of the recent yacht fire off the coast of Kittery, ME. Use and awareness of flotation devices, as well as

knowledge and understanding of location while on the water are keys to survival in the event of an accident or fire.

- 4. The Board reviewed the minutes of the May 26, 2022 Open Meeting. Ronald Willey moved, seconded by Kenneth Anderson, to accept the meeting minutes as written. Motion passed with a vote of 10-0. Members in Favor: Dan Caron, Erin Joyce, Ronald Willey, Azu Etoniru, Paul Tyrell, Shannon Slaughter, Joyce Hastings, Kenneth Anderson, Maurice Pilette, and Paul Tsang. Members opposed: None.
- 5. Chairman Paul Tyrell informed the Board that the next meeting is scheduled to take place on July 28, 2022. No conflicts were noted among the Board. It was noted that the meeting may take place in-person at the DOL offices if the remote meeting provisions are not extended by the Legislature prior to the meeting date.
- 6. Chairman Paul Tyrell acknowledged newly appointed Executive Director Jason Wentworth. The Board members took a few moments to introduce themselves after which Jason provided a brief overview of his background.
- 7. Joyce Hastings provided the Board with the Jurisprudence Exam Education Subcommittee report on the April 2022 exam results. This was the third administration of the exam since the reduction in the number of exam questions from 50 to 40. The subcommittee's recommendation was to set the pass rate at 70%.

There were seven (7) exam takers. Six (6) of the seven (7) exam takers were Massachusetts residents and two (2) of the seven (7) exam takers were first time takers of the exam. Six (6) of the seven (7) exam takers took the exam for the 1st time. Of the seven (7) exam takers, five (5) achieved a passing score of at least 70%.

Kenneth Anderson motioned to accept the recommendation of the subcommittee, seconded by Azu Etoniru. Motion passed with a vote of 10-0. Members in Favor: Dan Caron, Erin Joyce, Ronald Willey, Azu Etoniru, Paul Tyrell, Shannon Slaughter, Joyce Hastings, Kenneth Anderson, Maurice Pilette, and Paul Tsang. Members opposed: None.

- 8. Board Counsel Jenna Hentoff informed the Board that they will be notified via email when they are required to complete their on-line Ethics and Conflict of Interest training courses.
- 9. Erin Joyce and Paul Tsang had other engagements and logged out of the meeting at 9:30AM.
- 10. Board Counsel Jenna Hentoff informed the Board that the most recently amended draft language regarding Continuing Professional Competency (CPC) regulations was now under agency review. She stated that if approved by the agency and OCA, the next step would be to schedule public hearings.
- 11. Board Counsel Jenna Hentoff informed the Board that an update to the draft language in "Professional Practice: A Guide to the Practice of Architecture, Engineering, and Land Surveying in Massachusetts" was moving through a final round of edits.
- 12. Board Counsel Jenna Hentoff stated that there were no further legal topics for discussion.
- 13. Eric Funk informed the Board that after review of the NCEES Enforcement Exchange, there were no new complaints opened against licensees for failure to notify the Board of discipline in another jurisdiction within the thirty (30) day window to report such discipline as outlined in the regulations.

- 14. Eric Funk advised the Board that an update to the case tracking spreadsheet should be available for distribution for the July 28, 2022, meeting and the Complaint Committee will be meeting at least once in July.
- 15. Chairman Paul Tyrell presented the application review report provided by Eric Funk for Board consideration. Azu Etoniru moved, seconded by Kenneth Anderson, to accept the report and ratify the application approvals. Motion passed with a vote of 8-0. Members in Favor: Dan Caron, Ronald Willey, Azu Etoniru, Paul Tyrell, Shannon Slaughter, Joyce Hastings, Kenneth Anderson, and Maurice Pilette. Members opposed: None.
- 16. There were no Public Comments.
- 17. At 10:00AM, Kenneth Anderson moved, seconded by Azu Etoniru, to adjourn the meeting. Motion passed with a vote of 8-0. Members in Favor: Dan Caron, Ronald Willey, Azu Etoniru, Paul Tyrell, Shannon Slaughter, Joyce Hastings, Kenneth Anderson, and Maurice Pilette. Members opposed: None.

Respectfully submitted by,

Eric Funk

Board Administrator

Documents used at the public meeting

> Agenda for June 23, 2022 Meeting

> Draft Minutes of May 26, 2022 Open Meeting