

**MINUTES OF THE  
ARIZONA BOARD OF TECHNICAL REGISTRATION**

**Tuesday, November 22, 2011 Meeting**

9:30 AM

OPEN SESSION

1. **CALL TO ORDER** – The meeting of the Board of Technical Registration was called to order at 9:30 a.m. by Chairman Erick F. Weiland.
2. **ROLL CALL** – Board Members in Attendance, Erick F. Weiland, Harold “Hal” Epperson, Susan Kliman, Douglas Folk, John Willett, LeRoy Brady, Douglas T. Whitneybell, Robert Stanley, and Jason K. Madison. Staff: Ronald Dalrymple, Melissa Cornelius, LaVern Douglas, Manuel Maltos, Lisa Vardian, Patricia Sandino, and John Spencer. Absent was Kathryn Fuller. Assistant Attorney General: Mona Baskin.
3. **CALL TO THE PUBLIC** – No members of the public addressed the Board.
4. **ADOPTION OF MINUTES** – After Dr. Kliman, Mr. Folk, and Mr. Willett requested minor corrections, Mr. Folk moved to approve the October 25, 2011 minutes. Mr. Bradley seconded, motion carried.
5. **ENFORCEMENT MATTERS**  
There were no issues on the agenda for this item.
6. **HOME INSPECTOR MATTERS**
  - A. Review, Consideration, and possible vote on proposed consent agreements:
    1. Brewster F. Bray, CHI #39183 – Mr. Bray was present and addressed the Board. Mr. Folk moved to accept Respondent’s signed consent agreement encompassing the following Order: A Letter of Reprimand; Restitution to Ms. Anderson in the amount of \$166.00; An Administrative Penalty of \$1,000.00; and Costs of Investigation in the amount of \$90.00 Mr. Stanley seconded. After discussion with staff, Mr. Folk amended the motion to stipulate monthly installments of \$100.00 for a period of 10 months. Mr. Stanley seconded. After discussion, motion carried.
    2. Dwayne S. Franklin, CHI #39204 – Mr. Franklin was present and addressed the Board. Mr. Folk moved to accept Respondent’s consent agreement encompassing the following Order: An Administrative Penalty of \$1,000.00 to be paid in monthly installments of \$100.00 for a period of 10 months; and Costs of Investigation in the amount of \$93.00. Mr. Stanley seconded. After discussion, motion carried.

3. Robert R. Hickerson, CHI #41526 – Mr. Epperson made the motion to accept Mr. Hickerson’s signed Consent Agreement. Mr. Willett seconded. After discussion, motion carried.

Mr. Madison made the suggestion to have Home inspectors write the expiration date when they sign their reports to facilitate timely renewal. The L&R committee will consider this suggestion at one of its upcoming meetings.

## **7. DRUG LABORATORY ENFORCEMENT MATTERS**

There were no issues on the agenda for this Item.

## **8. LICENSING MATTERS**

Review, Consideration, and Possible Action on the following:

1. Reindersma, Monique, Architect Application #110612 – Mr. Madison recused himself citing conflict of interest. Dr. Kliman moved to refer the matter back to Staff, and requested more documentation of required hours. Mr. Whitneybell seconded. After discussion, motion carried.
2. Roberts, Dennis, Civil Engineer Application #110730 – Mr. Roberts was present and addressed the Board. Mr. Willett moved to grant Mr. Roberts registration as a Civil Engineer. Mr. Folk seconded. After discussion, motion carried.
3. Schwering, Mark, Civil Engineer Application #111038 – Mr. Schwering was present and addressed the Board. Mr. Stanley moved to grant Mr. Schwering registration as a Civil Engineer. Mr. Whitneybell seconded. After discussion, motion carried.
4. Seyer, Staci, Architect Application #110556 – Mr. Stanley recused himself, citing conflict of interest. Ms. Seyer was present and addressed the Board. Dr. Kliman, voicing some concern regarding future implications for the Applicant, moved to accept Ms. Seyer’s experience and exempt her from IDP, and upon her successfully passing the ARE, grant her registration as an Architect. Mr. Whitneybell seconded. After discussion, motion carried.
5. Tracy, Pamela, Civil Engineer Application #111939 – Ms. Tracy was present and addressed the Board. Mr. Willett moved to grant Ms. Tracy registration as a Civil Engineer. Mr. Stanley seconded. After discussion, motion carried.
6. Downey, Edward, Civil Engineer Application #110877 – Mr. Willett moved to grant Mr. Downey registration as a Civil Engineer. Mr. Madison seconded. After discussion, motion carried.

7. Bowers, Melissa, Mechanical Engineer Application #110839 – Ms. Bowers was present and addressed the Board. Mr. Epperson moved to reopen Ms. Bowers' application, rescind the previous action granting registration, and authorize Applicant to take the required PE examination. Mr. Willett seconded. After discussion, motion carried.
8. Korkut, Maid, Architect Application #110500 – Dr. Kliman moved to refer the application back to Staff for re-evaluation, and suggested it was the Applicant's responsibility to prove compliance with Arizona hours and rules before the Board would take action on his request for exemption from IDP. Mr. Whitneybell seconded. After discussion, motion carried.

## 9. LICENSING CONSENT AGENDA

Review, Consideration, and Action on the Evaluation Committee and Staff Recommendations for the following (Lists of names available at the Board's office for public review):

1. Granting professional registrations, certifications or in-training designations pursuant to A.R.S. §§ 32-122.01, 32-123;
2. Granting approval to applicants to sit for the professional or in-training examinations pursuant to A.R.S. § 32-122;
3. Granting professional registrations to those applicants possessing NCARB Blue Cover or NCEES Model Law Engineer certifications pursuant to A.R.S. § 32-122.01, and § 32-123;
4. Administratively closing professional or in-training applications pursuant to A.R.S. §§ 32-122, 32-122.01(A); A.A.C. R4-30-204(E);

Ms. Jennifer Duan, Civil Engineer Application #110951, was removed from the list.

Mr. Epperson moved that the applicants listed in 9.1 be granted professional registration, certification, or In-Training designation; that the applicants listed in 9.2 be approved to sit for the professional or in-training examinations, and be granted registration in the appropriate category upon successful completion of the exams and a staff determination of continued eligibility; that the applicants in 9.3 be granted professional registration; and that the applications listed in 9.4 be administratively closed due to applicants' failure to meet the requirements of the Board. Dr. Kliman seconded. After discussion, motion carried.

## 10. POLICY MATTERS

There were no issues on the agenda for this item.

## 11. REVIEW, CONSIDERATION, AND ACTION ON THE FOLLOWING:

A. Registrations that have been expired for three (3) years and recommended to be cancelled.

There were no items for discussion.

B. Certifications that have been expired for one (1) year and recommended to be cancelled.

There were no items for discussion.

12. **DIRECTOR'S REPORT** – Executive Director, Mr. Ronald Dalrymple presented a written report to the Board and advised that if any of the members had any questions, he would be available to answer them after the meeting.

13. **BOARD CHAIR'S REPORT**

Mr. Weiland presented the topic of “Good Moral Character” as it pertains to the Arizona Board of Technical Registration. He gave his opinion about why it is difficult to define “good moral character” in exact terms. He concluded that a prescriptive approach should be required and that the Board will have to evaluate applications/renewals on a case by case basis. Ultimately it is the sitting Board that defines the “mean relative to us” which must be the basis for deciding “good moral character” and if an applicant possess such qualities.

14. **STANDING COMMITTEE REPORTS**

1. Legislation and Rules Committee

There was no report given.

2. Budget Committee

Mr. Dalrymple reported the Budget remains constant.

3. Home Inspector Rules and Standards Committee

Mr. Folk and Mr. Whitneybell will be attending the Home Inspector Rules and Standards Committee meeting on November 30, 2011.

4. Environmental Remediation Rules and Standards Committee

There was no report given.

15. **BOARD MEMBER REPORTS ON OUTSIDE ACTIVITIES**

1. National Council of Examiners for Engineering and Surveying (“NCEES”)

There was no report given.

2. National Council of Architectural Registration Boards (“NCARB”)

Dr. Kliman reported on several important topics of discussion at the Regional Chairs’ meeting in Washington D.C. on November 4-5, 2011, including licensing

reciprocity, the adoption of a national standard for continuing education, how several states have embraced "Social Media", and a discussion of the concept of "Fishing." Melissa Cornelius briefly reported attending the Member Board Executive Workshop in Washington D.C. on November 4-5, 2011, and further expounded on the topic of "Fishing." describing it as the practice of soliciting work in areas beyond you own licensed parameters, but within the domain of your professional associates.

3. Council of Landscape Architectural Registration Boards ("CLARB")  
There was no report given.

4. National Association of State Boards of Geology ("ASBOG")  
Mr. Weiland reported that the ASBOG Council of Examiners met November 2 through 5 in San Antonio, TX. Among topics discussed were the generation of new exam questions, a slight decline in examinations administration, changes in values used to project the budget, and an ongoing request for the Canadian Securities Commission to re-consider its decision and re-instate ASBOG registered individuals as "Qualified Persons."

5. Public Member News/Information  
There was no report given.

16. **FUTURE BOARD MEETINGS** – Tuesday, December 20, 2011, at 9:30 AM.

**17. SUGGESTED TOPICS FOR FUTURE AGENDAS.**


National Certification and how other states approach the review process was suggested. Mr. Weiland reminded the Board that there will be a Holiday luncheon following the December meeting.

18. **ADJOURNMENT** – Meeting adjourned at 11:18 a.m.



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**Erick Fred Weiland, Chairman**



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**Ronald W. Dalrymple, Executive Director**