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CHARLES BORSTEL
COMMISSIONER, DIVISION OF
PROFESSIONAL LICENSURE

Minutes of the June 22, 2017 Open Meeting

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

Board Members Present

Paul Tyrell, PE, Chairman
Joel Goodmonson, PE
Paul Tsang, PE
Edward Englander, Esq., Public Member
Peter Hale, PLS, Secretary
Scott Cameron, PLS
Daniel Caron, PE
Ronald Willey, PE
Dennis Drumm, PLS

Board Members Absent

Maurice Pilette, PE

Members of the Public Present

Division Staff Members Present at Various Times during the Meeting:

Sheila York, Board Counsel
Clinton Dick, Executive Director
Eric Funk, Board Administrator

1. Chairman Paul Tyrell opened the meeting at 9:37AM and notified attendees of the evacuation procedures.
2. The Board reviewed the minutes of the May 25, 2017 Open Meeting. Scott Cameron moved, seconded by Ed Englander, to accept the meeting minutes with minor amendment to the capacity in which both will be attending the NCEES Regional meeting. Motion passed unanimously.
3. Dennis Drumm reported that the Professional Land Surveyor Examination Committee met and scored 7 applicants who sat for the Jurisprudence Examination for Professional Land Surveyors. The Committee recommends that the passing score be 70%. 1 candidate passed. 4 of the 7 candidates were 1st time exam takers. 6 of 7 were Massachusetts residents.

Ron Willey stated that he was concerned with the results and asked if the multiple-choice answers the candidates have to select from are worded too similarly as to cause confusion, in turn leading to the low pass rate. Ron Willey further asked if the exam had been evaluated with Argus or some other evaluation software.

Dennis Drumm stated that the Committee had performed a complete psychometric analysis of the exam questions.



Chairman Paul Tyrell commented that the result could be a reflection of the small number of exam takers or a result of the education of the exam takers.

Dennis Drumm stated that this could just be an anomaly as the questions have been used for at least 20 years.

Scott Cameron stated that the exam is not highly technical, but the candidates do need to have knowledge of state regulations and statutes; court cases; how to research deeds and other land court records; and an understanding of terminology.

Peter Hale moved, seconded by Dan Caron, to accept the exam committee's recommendations. Ron Willey abstained from the vote. Motion passed.

4. Sheila York provided the Board with the draft policy language for Non-ABET Degree application candidates with general education deficiencies. Dennis Drumm asked whether an applicant with a qualifying Master's degree who was missing more than 6 general education (GE) credits would need to take only the number of GE credits needed to reduce the deficiency to six credits or less, or would that applicant need to take all missing GE credits. The Board indicated that such an applicant would need only complete the number of GE credits necessary to get the GE deficiency six or less credits and then be evaluated under the policy. Sheila York stated she would amend the policy to add a sentence clarifying that situation.

Dennis Drumm motioned, seconded by Ed Englander, to accept the policy with the requested revisions. Motion passed unanimously.

Sheila York stated that she was still working on the draft policies regarding the use of the title Engineer and Early Exam Takers.

5. Clinton Dick stated that the Board received a Self-Report of discipline from Licensee #46985-E. The Licensee had failed to report to the OK Licensing Board that disciplinary action had been taken against his license in NY and HI.

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

Clinton Dick stated that the Board received a Self-Report of discipline from Licensee #28687-ST regarding action taken by the Delaware Licensing Board.

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

Clinton Dick stated that the Board received a Self-Report of discipline from Licensee #40897-E regarding action taken by the Arizona Licensing Board..

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

6. Clinton Dick informed the Board that the Division was currently renegotiating the vendor contract with Professional Credential Services (PCS).
7. Clinton Dick presented the Board with a copy of a letter pertaining to foreign degree equivalency evaluation by AACRAO that the Board received from Nimisha Rao dated May 22, 2017.

By way of background, AACRAO (American Association of Collegiate Registrars and Admissions Officers) is a non-profit, voluntary, professional association of more than 11,000 higher education professionals who represent approximately 2,600 institutions in more than 40 countries. Its mission is to provide professional development, guidelines, and voluntary

standards to be used by higher education officials regarding the best practices in records management, admissions, enrollment management, administrative information technology, and student services. AACRAO represents institutions in every part of the higher education community, from large public institutions to small, private liberal arts colleges as an evaluator of International Educational Credentials.

NCEES provides evaluations of how an engineering or land surveying candidate compares to strict engineering standards. Sheila York stated that to qualify for licensure with 4 years' experience under 3.04(4)(b)(5) an NCEES evaluation is required.

Chairman Paul Tyrell stated an AACRAO evaluation is not the same as an NCEES evaluation; however, if an international candidate applies for PE licensure, the Board will recognize the AACRAO evaluation to identify the applicant's level of education as it compares to US standards (e.g. bachelor's degree, master's degree).

8. At 10:50 AM, Ed Englander motioned, seconded by Paul Tyrell to suspend the open session and enter into Closed Investigative Session under M.G.L. c. 112 §65C. Motion was unanimous.
9. Report of actions taken during closed investigate conference:
 - 2017-000339-IT-ENF: Dismiss without prejudice
 - 2017-000254-IT-ENF: Dismiss without prejudice
 - 2017-000449-IT-ENF: Dismiss with an advisory letter
 - 2016-000599-IT-ENF: Refer to the Office of Prosecutions
10. Open session resumed at 10:58AM.
11. At 11:02 AM, the Chair noted that there were no further topics for the public Board meeting. Scott Cameron motioned to adjourn. Ed Englander seconded. Motion passed.

Respectfully submitted by,



Eric Funk
Board of Registration of Professional Engrin...

List of Documents Used in the Public Meeting:

- Agenda for the June 22, 2017 Board meeting
- Draft Minutes of the May 25, 2017 Board Meeting
- Draft policy for Non-ABET Degree application candidates
- Self-Report of discipline from Licensee #46985-EN-E, dated 4/27/17
- Self-Report of discipline from Licensee #28687-EN-ST, dated 6/9/17
- Self-Report of discipline from Licensee #40897-EN-E, dated 6/13/17
- Letter from Nimisha Rao, dated May 22, 2017, pertaining to foreign degree equivalency evaluation by AACRAO