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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 October 27, 2016 Open Meeting

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

Board Members Present

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

Board Members Absent

Members of the Public Present

Daniel Salls
Eric Adams
Abbie Goodman

Division Staff Members present at various times during the meeting:

Sheila York, Board Counsel
Aidan McGrath, Board Administrator

1. Chairman Joel Goodmonson opened the meeting at 9:41am and notified attendees of the evacuation procedures.
2. Sheila York updated the Board regarding the letter from Mr. Hynes concerning the ability of unregistered individuals to perform the Practice of Engineering. She informed the Board that the individual had submitted a similar inquiry in 2014, and that Chief Legal Counsel Kevin Scanlon has been in contact with Mr. Hynes' counsel. Joel Goodmonson recommended sending a letter on the Board's behalf stating that we have received Mr. Hynes's letter and understand that he is in contact with Kevin Scanlon, who unless otherwise notified, will be responding to the letter.
3. The Board reviewed the minutes of the September 22nd, 2016 meeting. Ron Willey suggested amendments to those minutes. Dan Caron moved, seconded by Scott Cameron, to accept the September 22nd, 2016 meeting minutes as amended.
4. The Board discussed its process for reviewing non-ABET-accredited degrees with NCEES evaluations, including degrees that have been determined to be deficient in General Education credits only. Specifically, the Board discussed category B candidates who are missing GE courses and whether they should be approved for an EIT and also whether they should be approved to sit for the PE as category b candidates. The Chair commented that he would like to see the same policy applied to both EIT candidates and PE candidates because the EIT regulation references that the applicant must meet the education requirements of category (b) or demonstrate



additional experience. Board members discussed the need for a standard policy with respect to deficient GE credits and the questions that will need to be answered. For example, Board members noted that foreign educated applicants often complete humanities prior to their degree program, should they need to document this earlier course to get credit. Also, the Board considered whether an applicant missing one GE credit should be treated the same as an applicant missing 9 GE credits. A Board member noted that the GE requirement is usually to determine whether the applicant qualifies as a B candidate and thus needs only four years of experience. Ruling them short on GE credits, only means that they will need to get more experience and apply under a different category. The Board asked staff to look at the Board's most recent votes/decisions and compare with past precedent. The Board asked the Chair to appoint a subcommittee to study the issue of applicants for EIT or PE licensure under category B who are missing GE courses. The Chair appointed Dennis and Ron to work in a break-out session prior to the Nov. meeting, if possible. The Board decided to table the applications with such degrees and evaluations that were being reviewed at the meeting until the subcommittee can meet and recommend a policy for consideration by the Board.

5. The Board discussed the review of applications where the discipline of the applicant's education, work experience, and NCEES examination differ, especially in applications where the applicant took the NCEES examination in another jurisdiction prior to completing their work experience. The Chair asked for volunteers willing to meet in a subcommittee to review issues surrounding early PE takers and assist the Board in drafting a policy as to whether early PE results should be accepted and whether they can be accepted if an applicant's education, examination and/or experience are in different disciplines of engineering. Paul Tyrell, Paul Tsang, and Ron volunteered to serve on the subcommittee and were appointed to the committee by the Chair. After some discussion, the Board decided to table this topic until the subcommittee has drafted a recommendation for the Board. The subcommittee anticipated that it could take 4 to 6 months.
6. At 10:44am the Board met with Eric Adams, the proposed supervisor of licensee (No. 49029-C) following the discipline on her license. The Board discussed the specifics of the expected supervision with Mr. Adams and the nature of his relationship with the licensee. Ron Willey motioned, seconded by Paul Tyrell to accept Mr. Adams as the supervisor of this licensee. Motion passed. Mr. Adams left the meeting at 10:57am.
7. Topic Not Reasonably Anticipated by the Chair: Abbie Goodman, Executive Director of the Engineering Center, asked and was permitted by the Chair, to address the Board regarding her concerns about the lack of guidance for firms regarding the use of engineering and surveying titles and the requirements of 250 CMR 5.08. She felt the Board should post an advisory statement or policy regarding the use of these titles for the public. The Board discussed 250 CMR 5.08 and the prior written policy on the use of the title engineer/surveyor. Ms. Goodman noted that the regulation and prior policy are good starting points but do not provide the detailed guidance that the profession is seeking. She noted that there are a number of engineering firms who want to ensure that they are doing the right thing. The Board took Ms. Goodman's suggestion under advisement for more detailed discussion at a future board meeting and asked Board Counsel to review further.
8. The Board met with applicant 1001414 and discussed his application for licensure. Peter Hale motioned, seconded by Dennis Drumm, to approve the applicant to sit for the PLS and Jurisprudence exams.

9. At 11:30am the Chair noted that there were no further topics for the public Board meeting. Edward Englander motioned to adjourn. Ron Willey seconded. Motion passed.

Respectfully submitted by,

A handwritten signature in black ink, appearing to read "Aidan McGrath", is written above a horizontal red line.

Aidan McGrath

Board of Registration of Professional Engineers and Professional Land Surveyors

Documents Used at the public session of the Board Meeting:

Agenda October 27, 2016 meeting

Draft Minutes of the September 22nd, 2016 Board meeting

Letters from Robert Hynes, dated 7/1/16 and 8/12/14