

**KANSAS STATE BOARD OF TECHNICAL PROFESSIONS
ACTION AGENDA
LARRY GRAHAM, CHAIR**

SEPTEMBER 20, 2019

10:00 A.M.

Kansas Board of Technical Professions Board meetings follow the Kansas Open Meetings Act (KOMA).

The meeting was called to order at 10:00a.m.

Members present were:

Maurice Bowersox, P.E.
Robert Henthorne, P.G.
William Haverkamp, P.S.
John Lilak, P.S.
Eric Wimmer, ARCH.
Wendy Ornelas, ARCH.
Larry Graham, P.E., P.S.
Kimberly Kramer, P.E.

Others present were:

Jessica Pierce, Public Service Administrator
Jane Weiler, Assistant Attorney General
Athena Andaya, Deputy Attorney General
Larry Karns, Executive Director
Erin Thompson, Administrative Specialist

Members absent were:

Jack Poole, P.E.
Carisa McMullen, L.A.
Joseph Johnson, ARCH.

I. MINUTES

A. Full Board

1. Approval of minutes of the July 19, 2019 meeting (previously distributed)
2. Publish Minutes

By motion of Mr. Bowersox, the Committee voted to approve and publish the minutes of the July 19, 2019 meeting (previously distributed). Mr. Henthorne seconded the motion made by Mr. Bowersox and the motion carried.

II. ADDITIONS OR ADJUSTMENTS TO THE AGENDA

None.

III. REVIEW AND APPROVAL OF CONSENT AGENDA

A. Possible review of items removed from consent agenda

None.

IV. PUBLIC COMMENTS – 10:15 AM

A. Requests for public comments

1. None

V. EXECUTIVE SESSION

None.

VI. REVIEW OF INQUIRIES/COMPLAINTS & ATTORNEY REPORTS

A. Complaint Committee Report – Chair Wimmer

1. Report of Case Files with Final Action Taken by the Committee
2. Receipt of Complaint Committee Report

Chair Wimmer reported that 17 cases were reviewed with 5 closed with no action, 2 closed with action, 4 open, 5 resulting for a post-renewal audit and 1 remain tabled. The Committee met from 2-4pm on September 19, 2019.

B. Attorney Report – Athena Andaya, General Counsel

Ms. Andaya reminded the Board that speaking of business outside of an open meeting is not allowed.

VII. COMMITTEE AND ADMINISTRATIVE REPORTS

A. ARCH/LA/PG Committee – Chair Johnson

1. Report of Committee Actions
2. Discussion of Committee Items
3. Receipt of Committee Report

In Mr. Johnson's absence, Mr. Wimmer reported the Committee did not have a quorum and therefore did not have a meeting.

B. PE/PS Committee – Chair Poole

1. Report of Committee Actions
2. Discussion of Committee Items
3. Receipt of Committee Report

In Mr. Poole's absence, Mr. Haverkamp reported that the Committee reviewed seven applications and three exam re-take requests. The Committee received an update regarding the Taskforce on Minimum Standards. Mr. Haverkamp reported the Committee will formally propose a new alternative to licensure for Surveyors at the December 2019 meeting. The Committee adjourned at 9:28am. Mr. Bowersox moved to accept the Committee's report. Mr. Lilak seconded the motion made by Mr. Bowersox and the motion carried.

C. Director's Report

1. Review of Administrative Items

Mr. Karns reported that K.A.R. 66-15-1 regarding fees is ready for public hearing. The Committee voted to hold the hearing December 13, 2019 at 10:30am. Barb Jordan became a permanent employee of KSBTP in July. Mr. Karns also reported that Ms. Thompson's job duties have been updated. Mr. Karns submitted the OITS strategic plan to include removal of the AS400 and a future scanning project of licensing/disciplinary files. Mr. Karns reported the budget has been submitted. By motion of Mr. Bowersox, seconded by Ms. Ornelas, the Board voted to allow Ms. McMullen to vote at the annual CLARB meeting on behalf of the Board.

VIII. CORRESPONDENCE

IX. UNFINISHED BUSINESS

By motion of Mr. Wimmer, seconded by Ms. Ornelas, the Board voted to deny Mr. Wegle's request to remove the suspension of his professional license. Ms. Andaya will prepare an order to be sent to Mr. Graham for signature.

X. NEW BUSINESS

A. Discussion Items

1. Continuing Education Guidelines

Ms. Andaya and Mr. Karns will review the above guidelines to be updated for the December 13, 2019 meeting.

2. Guidelines for Evaluating Deficiencies

Ms. Andaya will draft the guidelines into regulatory language as it will need to be placed into regulation.

B. Open Board Positions Update

Mr. Karns reported that KSBTP currently has three open Board positions. The Governor's office has informed Mr. Karns that the positions should be filled by October 1, 2019.

C. Set Remainder of the 2019 – 2020 Board Meeting Dates

December 12 – 13, 2019

February 13 – 14, 2020

April 16 – 17, 2020

July 9 – 10, 2020

September 10 – 11, 2020

December 3 – 4, 2020

D. Discussion of Advertising Fees for KSBTP Newsletter

The Board is not in favor of advertising appearing in the KSBTP Newsletter.

E. Litigation Account Discussion

Mr. Karns reported that the Board does not have authority to move money to the Litigation Fund as it is set in legislation.

F. Review Professional Engineer Audits

1. John Stofko CE Waiver Request

By motion of Haverkamp, seconded by Mr. Wimmer, the Board voted to deny the request.

G. Discussion Regarding Decoupling

The Board decided to continue the move towards decoupling as written in the proposed Continuing Education Regulations. Decoupling would remove the barrier that experience must be gained before sitting for the Professional Engineer Exam.

H. Review of Continuing Education Proposed Regulations

Mr. Karns and Ms. Andaya will meet before the next meeting on December 13, 2019 to review and make changes to the regulations.

XI. APPROVAL FOR ATTENDANCE AT EVENTS

XIII. ADJOURN

By motion of Mr. Henthorne, seconded by Mr. Lilak, the Committee adjourned at 11:00 a.m.