

MINUTES OF THE REGULAR MEETING OF THE
LOUISIANA PROFESSIONAL ENGINEERING
AND LAND SURVEYING BOARD
9643 BROOKLINE AVENUE, SUITE 121
BATON ROUGE, LOUISIANA 70809-1433
March 21, 2016

At 9:00 a.m. on March 21, 2016, Theodore H. Thompson, P.E. called the meeting to order at the Board's office in Baton Rouge, Louisiana, with the following members present:

Theodore H. Thompson, P.E.	Chairman
John W. "Billy" Moore, P.E.	Secretary
David L. Patterson, P.L.S.	Treasurer

Terry J. Huval, P.E.
Christopher P. Knotts, P.E.
Paul N. Hale, Jr., Ph.D., P.E.
Alan D. Krouse, P.E.
Thomas R. Carroll, III, P.E., P.L.S.
Wilfred J. Fontenot, P.L.S.

Absent: Kevin E. Crosby, P.E., P.L.S.
D. Scott Phillips, P.E., P.L.S.

Also present: Donna D. Sentell, Executive Director
Richard L. Savoie, Jr., P.E., Deputy Executive Director
Tyson Ducote, Director of Enforcement
Joe H. Harman, P.E., Technical Support Staff
William Hyatt, Board Investigator
D. Scott Landry, Board Attorney
Bill Tripoli, Board Staff

The invocation was led by Mr. Krouse and the pledge by Mr. Thompson.

The Board unanimously approved the motion made by Dr. Hale, seconded by Mr. Fontenot, to accept the March 21, 2016 proposed Call for the Meeting and Board Meeting Agenda.

Public comment time was recognized by Chairman Thompson. Representatives from ACEC/L were present, including Tony Arikol, P.E. (ACEC/L Chairman), Dan Mobley (ACEC/L Executive Director), Raymond Reaux, P.E., Lynne Roussel, P.E., and Mike Palamone. Also present was Mubashir Maqbool.

Mr. Arikol and Mr. Reaux addressed the Board concerning ACEC/L's petition for a declaratory order with regard to La. R.S. 38:2318.1.

Mr. Maqbool addressed the Board concerning his request that the Board grant to him a waiver of the fundamentals of engineering examination requirement for professional engineer licensure.

The Board unanimously approved the motion made by Mr. Patterson, seconded by Mr. Fontenot, to approve the Minutes from the January 19, 2016 Board meeting.

The Board unanimously approved the motion made by Mr. Carroll, seconded by Dr. Hale, to schedule the Board's next regular meeting for May 16, 2016.

Chairman Thompson presented the Chairman's gavel to Mr. Moore.

At 9:45 a.m., Emeritus Board Member Norma Jean Mattei, Ph.D., P.E. entered the meeting.

Compliance and Enforcement

The Board unanimously approved the motion made by the reviewing committee, consisting of Mr. Phillips, Mr. Fontenot and Mr. Carroll, to grant the petition of **Chester J. Ashley, P.E.** to permanently change his license to retired status and waive the requirement that he pay licensure renewal fees in this licensure status.

Committee Reports

Liaison and Law Review Committee

Mr. Knotts presented the report for the Liaison and Law Review Committee.

The Board approved the motion made by Mr. Knotts, seconded by Mr. Patterson, with Mr. Patterson, Mr. Knotts, Mr. Krouse, Mr. Carroll and Mr. Huval for and Dr. Hale, Mr. Fontenot and Mr. Thompson against, to amend one provision of the proposed rule revisions contained in the Notice of Intent published on February 20, 2016, specifically Rule 3105(D)(1), to read as follows:

D. Excess PDHs

1. Effective for biennial licensure renewal periods beginning before January 1, 2017, if a licensee exceeds the biennial licensure renewal period requirements, a maximum of 15 PDHs may be carried forward into the subsequent biennial licensure renewal period. Effective January 1, 2017 and beginning with licensees whose biennial licensure renewal periods begin after January 1, 2017, if a licensee exceeds the annual requirements, a maximum of 7 PDHs may be carried forward into the subsequent calendar year.

The Board reviewed the letter from Mr. Eric Kalivoda, P.E. regarding his comments to the proposed rule revisions contained in the Notice of Intent published on February 20, 2016. The Board unanimously approved the motion made by Dr. Hale, seconded by Mr. Fontenot, to respond to Mr. Kalivoda's letter and to inform him that the Board does not desire to make his requested rule changes.

The Board recessed at 11:10 a.m. and resumed at 11:20 a.m.

The Board unanimously approved the motion made by Mr. Knotts, seconded by Mr. Thompson, to review Board Meeting Agenda item 5(e).

The Board unanimously approved the motion made by Mr. Knotts, seconded by Dr. Hale, to table the request of Mr. Mubashir Maqbool that the Board grant to him a waiver of the fundamentals of engineering examination requirement for professional engineer licensure, due to Senate Bill 59 which is pending in the 2016 Legislative Session.

Chairman Moore charged both the Liaison and Law Review Committee and the Land Surveying Committee with reviewing Rule 2701(A)(4)(b)(i) and making a recommendation to the Board regarding a possible rule change.

Chairman Moore charged the Liaison and Law Review Committee with reviewing and recommending a ruling on ACEC/L's petition for a declaratory order with regard to La. R.S. 38:2318.1.

The Board recessed at noon and resumed at 12:55 p.m.

Applications

Application Appeals

The Board unanimously approved the motion made by the reviewing committee, comprised of Mr. Knotts and Mr. Thompson, to affirm the reviewing committee's decision to *disapprove* the application of Victor **Couillard** for licensure as a professional engineer under Rule 903(A)(6) based on insufficient experience.

The Board unanimously approved the motion made by Mr. Knotts, seconded by Mr. Patterson, to table all applications for licensure as a professional engineer under Rules 903(B) until the Board receives the requested opinion from the Attorney General regarding the application of La. R.S. 37:3651(A) to the Board's licensure professional engineer requirements.

Dr. Hale made the motion to approve the application of Mahmoud **Hamide** for licensure as a professional engineer by comity. The motion died for lack of a second.

1 The Board approved the motion made by Mr. Knotts, seconded by Mr. Krouse, with
2 Mr. Carroll, Mr. Krouse, Mr. Knotts, Mr. Patterson, Mr. Thompson, Mr. Huval and Mr.
3 Fontenot for and Dr. Hale against, to table the application of Mahmoud **Hamide** for
4 licensure as a professional engineer by comity until the Board decided whether to
5 amend Rule 1315.

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7 Chairman Moore charged the Liaison and Law Review Committee with reviewing Rule
8 1315 and making a recommendation to the Board regarding a possible rule change.
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10 The Board unanimously approved the motion made by Mr. Patterson, seconded by Mr.
11 Knotts, to affirm the Land Surveying Committee's decision to *disapprove* the
12 application of Brett **Bowen** for licensure as a professional land surveyor by
13 examination based on insufficient office experience.
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15 **Committee Reports (continued)**

16 **Finance Committee**

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19 The Board unanimously approved the motion made by the Finance Committee to not
20 release any preliminary financial documents until they have been approved by the
21 Board.
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23 The Board unanimously approved the motion made by the Finance Committee to
24 increase the Board member committee compensation amount from \$15 per hour to
25 \$18.75 per hour.
26

27 The Board unanimously approved the motion made by Mr. Knotts, seconded by Mr.
28 Patterson, to not release any preliminary Board meeting documents, other than the
29 Call for the Meeting and Board Meeting Agenda, until they have been presented at a
30 Board meeting.
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32 The Board unanimously approved the motion made by the Finance Committee to
33 accept the financial report as presented.
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35 The Board unanimously approved the motion made by the Finance Committee to
36 authorize the Executive Director to enter into a contract with **Chaffe McCall, L.L.P.** for
37 legal services. The term of the contract will be for two years beginning **July 1, 2016**
38 **and ending June 30, 2018**, in the amount not to exceed **\$300,000.00**.
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40 The Board unanimously approved the motion made by the Finance Committee to
41 authorize the Executive Director to enter into a contract with **Celia Cangelosi** to serve
42 as a prosecuting attorney for Board disciplinary and enforcement hearings. The term
43 of the contract will be for one year beginning **July 1, 2016 and ending June 30,**
44 **2017**, in the amount not to exceed **\$36,000.00**.
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46 The Board unanimously approved the motion made by the Finance Committee to
47 authorize the Executive Director to enter into a contract with **Joe H. Harman &**
48 **Associates, LLC** to serve as a technical support staff for the Board. The term of the
49 contract will be for one year beginning **July 1, 2016 and ending June 30, 2017**, in
50 the amount not to exceed **\$60,000.00**.
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52 The Board unanimously approved the motion made by the Finance Committee to
53 authorize the Executive Director to enter into a contract with **L.A. Champagne & Co.,**
54 **L.L.P.** to provide accounting services to the Board. The term of the contract will be for
55 one year beginning **July 1, 2016 and ending June 30, 2017**, in the amount not to
56 exceed **\$28,000.00**.
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58 **Old/New Business**

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60 The Board unanimously approved the motion made by Mr. Patterson, seconded by Mr.
61 Knotts, to approve funding of up to \$1,500 for the NCEES Future of Surveying Task
62 Force meeting in Baton Rouge on June 9-10, 2016.
63

64 Chairman Moore designated Mr. Phillips to be the Board-funded delegate for the LSPS
65 convention in Lafayette on April 20-22, 2016.
66

67 Chairman Moore designated Mr. Knotts and Mr. Krouse to be the Board-funded
68 delegates for the LES Annual Multi State Conference in Pensacola on June 5-7, 2016.

The Board unanimously approved the motion made by Mr. Thompson, seconded by Mr. Patterson, to approve travel for Board members, staff and emeritus members to attend the NCEES Annual Meeting in Indianapolis, Indiana in August.

The Board unanimously approved the motion made by Mr. Patterson, seconded by Mr. Knotts, with Mr. Patterson, Mr. Huval, Mr. Knotts, Dr. Hale, Mr. Krouse, Mr. Fontenot, Mr. Carroll for and Mr. Thompson abstaining, to request Emeritus Status with NCEES for Mr. Thompson.

Closing Business


The Board unanimously approved the motion made by Mr. Thompson, seconded by Mr. Knotts, to approve all committee recommendations and actions.


The Board unanimously approved the motion made by Mr. Thompson, seconded by Mr. Krouse, to acknowledge and confirm all licenses and certificates issued by the Board.

The Board unanimously approved the motion made by Mr. Thompson, seconded by Dr. Hale, to approve all Board expenses.

The Board unanimously approved the motion made by Mr. Thompson, seconded by Dr. Hale, to adjourn.

The meeting adjourned at 3:50 p.m. on Monday, March 21, 2016.


John W. "Billy" Moore, P.E.
Chairman


Terry J. Huval, P.E.
Secretary