

CALL TO ORDER

The September 9, 2022, meeting of the Nebraska Board of Engineers and Architects was held in the 5th-floor conference room, 215 Centennial Mall South, Lincoln, Nebraska. Chair Thiele called the meeting to order at 8:30 a.m. and noted the location of the Open Meetings Act. Notice of the meeting was published in the Lincoln Journal Star in compliance with the Open Meetings Act.

Roll Call: Dan Thiele, Chair; Brian Kelly, Vice-Chair; Jason Suelter, Secretary; Bruce Dvorak; Brett Foley; Lenora Isom; Alan Wedige; Absent: Jan Bostelman

Staff Present: Jon Wilbeck, Executive Director (ED); Amy Habe, Compliance Officer (CO); Jean Lais, Administrative Programs Officer (APO)

PUBLIC PRESENT

Melisa Ficke – Catalyst Public Affairs

PUBLIC COMMENT

No public comments were made.

A. CONSENT AGENDA

[August 5, 2022, Rules Revision hearing minutes](#)

[August 5, 2022, meeting minutes](#)

Motion by Kelly, second Suelter by to approve the consent agenda. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

B. MEETING REPORTS

NBEA Subcommittee Reports

A copy of the 2022/2023 Committee appointments and charges was provided.

Continuing Education Committee

The Continuing Education (CE) Committee met on August 15, 2022, to discuss the CE audit process. A draft CE Enforcement Table was provided for actions to be taken when a CE audit is not completed or responded to. As a result, the language related to meeting the mandatory CE requirements on both the online and paper renewals was revised to read, "I have satisfied the mandatory continuing education requirements of Nebraska, and I understand that false claims are subject to disciplinary action." A hyperlink has been added to the online renewal system to the CE page on the board's website.

The members expressed the importance of determining intent when considering any disciplinary action. If a licensee has been given the initial sixty days after being notified they have not met the CE requirement and does not request an extension, they are subject to disciplinary action based on nonresponse to an audit notification.

The members agreed a licensee who completes courses after the notification of audit may be subject to disciplinary action if intent was to deceive the Board to their completion of the CE requirement and will be subject to an audit during the next renewal period.

The members requested the committee incorporate the recommendations per the discussion into the table and a flowchart be created to show the process to be followed.

Interior Design Committee

ED Wilbeck provided an email correspondence between Sean Kelley, lobbyist for the Council of Interior Design Qualification (CIDQ) and the American Society of Interior Designers (ASID), along with a first draft of the interior designers' registration bill to be introduced during the 2023 legislative session. ED Wilbeck also provided correspondence with NCARB recapping their discussion with CIDQ.

It was noted the draft does not include any of the language from LB250/AM43 from the 2021 legislative session. ED Wilbeck received confirmation that it is ASID and CIDQ's intent to have the Board administer the registration. The draft language only addresses the scope of work, who may or may not sign and seal submissions, disciplinary actions, and continuing education requirements for renewal.

CIDQ is currently seeking a senator to sponsor the bill and will inform the Board once a senator has agreed to sponsorship.

Isom reminded the Board that the NCARB, CIDQ, NCEES, and other similar organizations have formed a task force to work on defining the scope of each profession and identify overlapping areas.

It was the Board's opinion that there are numerous issues not addressed in the initial language they need to work through, and it is not the Board's responsibility to educate them on which issues. The only position the Board will take at this point is that if interior designers are to be regulated, the NBEA should be the regulatory body to do so.

Other Meeting Reports – None

C. OLD BUSINESS

Post-NCEES Annual Meeting Debrief

ED Wilbeck gave a debrief of the NCEES Annual Meeting held in Carlsbad, CA, August 23-25, 2022. Highlights were:

- All proposed examination fee increases passed;
- A motion to add a public member to the Board of Directors failed, but a motion to add the ability for public members to qualify for other additional committee and board positions, including that of President, passed;
- A motion to add a past president to all committees failed;
- Nebraska-PE's motion to strike language from Law Enforcement Motion 1 passed; and
- Western Zone's motion to change the model language to allow structural engineering licensure based on 10 years of experience was withdrawn.

D. NEW BUSINESS

NCARB Update, July 2022

A copy of the NCARB *Update* for July 2022 was provided.

Acceptance of applicants under the UK Architects Registration Board Mutual Recognition Agreement

NCARB requested boards confirm they will accept license applicants who apply through the Mutual Recognition Agreement with the United Kingdom's (UK) Architects Registration Board (ARB). The agreement will go into effect in early 2023. The agreement allows UK architects to obtain an NCARB certificate in support of licensure in the United States.

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Motion by Isom, second by Kelly to accept license applicants through the Mutual Recognition Agreement with the UK's Architects Registration Board. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

Florida Offers Structural Engineers Special Recognition, PE Magazine, Spring 2022

A copy of the *Florida Offers Structural Engineers Special Recognition* article from the Spring 2022 *PE Magazine* was provided. The recognition allows professional engineers (PE) already licensed in Florida to apply for the structural engineer (SE) recognition if they meet certain requirements. This is a recognition only and is not a license as a SE, but does allow them to use the *Florida Board Recognized Structural Engineer (FBRSE)* designation in Florida.

Requirements for qualifying for the recognition apparently include:

- Licensed as a PE in Florida; and
- Passage of 16 hours of structural engineering examination; OR
- Held an active license in any US Jurisdiction; and
 - Has at least fifteen years of experience working on significant structural engineering projects that meet the provided criteria. The license must have been issued at least fifteen years prior to the application and must remain valid continuously through the application process, and the licensee must not have been disciplined or otherwise acted against for a violation related to the field of structural engineering.

Capitol Ceremony

A draft copy of the Capital Ceremony programs was provided. The ceremony will take place on Friday, November 4, 2022, in the State Capital 2nd Floor Rotunda at 3:00 p.m. Postcard invitations were mailed out at the beginning of August. Representatives from both the American Institute of Architects-Nebraska Chapter (AIA-NE) and the Nebraska Society of Professional Engineers (NeSPE) have been confirmed to give a short address.

Vice-Chair Kelly was selected to present the architect and Secretary Suelter was selected to present the professional engineers.

Marketing Plan Update

ED Wilbeck gave an update on the 2022-23 Marketing Plan. Highlights included:

- The requisition for the Public Information Officer (PIO) was posted on August 9th and is open through September 19th. Seven applications have been received to date with one interview.
- The Continuing Education (CE) Webinar originally scheduled for September 14th has been rescheduled to October 4th due to the PIO vacancy.
- An article on the Board was submitted to the Nebraska Association of County Officials (NACO) to be included in an upcoming issue of their newsletter. The article was designed to increase the awareness of the Board and when licensees are required on a project.
- ED Wilbeck and Members Suelter and Dvorak attended the recognition event organized by UNL in recognition of UNL's team award of the 2022 NCEES Engineering Education Award on September 1st.
- CO Habe will be giving presentations at the following conferences:
 - Nebraska Planning Conference – Kearney, September 16th
 - Associated Builders and Contractors breakfasts – Lincoln, September 20th and Omaha, September 21st
 - Nebraska Department of Health and Human Services, Childcare Licensing Division – October 5th

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- Nebraska Hospital Association – Omaha, October 20th
- ED Wilbeck will be giving a lunch presentation covering the recent revisions to the E&A Act and a refresher on current CE rules to the Engineers Club of Lincoln on September 25th
- ED Wilbeck attended an NCARB presentation to UNL students on September 8th.
- A draft for Fall newsletter will be provided at the October meeting

Board member travel and per diem requests

The following travel and per diem requests were approved:

- Jason Suelter – August 11-13, 2022 – NCEES SE Development Committee (Greenville SC) Travel: Aug 10 and 14 (NCEES)
- Lenora Isom – September 1-2, 2022 – NCARB Lineup Board Meeting (Washington DC) Travel: Included (NCARB)
- Lenora Isom – September 11-15, 2022 – NCARB Representative to ICC Conference (Louisville KY) Travel: Included (NCARB)
- Lenora Isom – September 19, 2022 – NCARB Region V Pre-BOD Meeting (Virtual) Per Diem Only
- Lenora Isom – September 23-24, 2022 – NCARB Board of Directors Meeting (Farmington PA) Travel: Sept 22 and 25 (NCARB)
- Lenora Isom – September 8, 2022 – NCARB Innovation Team Meeting (Virtual)
- Lenora Isom – November 11-12, 2022 – CIDQ Annual Meeting (Los Angeles CA) Travel: Nov 10 and 13 (NCARB)
- Brian Kelly – September 1, 2022 – NCARB ARE Item Writing Committee (Virtual)
- All Members – November 4, 2022 – New Licensee Ceremony (Lincoln)

Motion by Foley, second Kelly by to approve the travel and per diem requests. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

E. COMPLIANCE

Motion by Suelter, second by Foley to go into executive session for the purpose of the discussion of compliance investigations and partner-agency processes, not a matter of public information to prevent the needless injury to the reputation of those involved. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

Chair Thiele restated the limitations of the executive session.

Executive Session began at 10:09 a.m.

Cases 20.14, 21.11, 21.24, 21.25, 21.29, 21.31, 21.33, 21.35, 21.39, 21.40, 21.41, 22.05, 22.06, 22.07, 22.08, 22.09, 22.10, 22.11, 22.13, 22.14, 22.15, 22.16, 22.17, 22.18, 22.19, 22.20, 22.21, and 22.22 were discussed in executive session.

Other Compliance Issues

Project Reviews 09-01, 09-02, 09-03, and partner-agency processes were discussed in the executive session.

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Motion by Suelter, second by Isom to close the executive session for the purpose of the discussion of compliance investigations and partner-agency processes, not a matter of public information to prevent the needless injury to the reputation of those involved. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

Executive Session ended at 12:00 p.m.

Motion by Suelter, second by Kelly to begin consent agreement negotiations in CASE 22.08, beginning with inviting the complainant to the October 21, 2022, meeting. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

Motion by Suelter, second by Kelly to dismiss Case 22.15 with no disciplinary action after issuing a letter of caution. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

Motion by Suelter, second by Kelly to authorize architectural and engineering remediation in Case 22.17 and request a response within 30 days and a remediation plan within 60 days. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

Motion by Suelter, second by Kelly to authorize architectural and engineering remediation in Case 22.18 and request a response within 30 days and a remediation plan within 60 days. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

Motion by Suelter, second by Kelly to authorize architectural remediation in Case 22.19 and request a response within 30 days, a remediation plan within 60 days and request the remediation architect verify no structural elements were changed. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

Motion by Suelter, second by Kelly to authorize architectural and engineering remediation in Case 22.20 and request a response within 30 days and a remediation plan within 60 days. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

Motion by Suelter, second by Kelly to authorize architectural and engineering remediation in Case 22.21 and request a response within 30 days and a remediation plan within 60 days. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

Motion by Suelter, second by Kelly to authorize architectural and engineering remediation in Case 22.22 and request a response within 30 days and a remediation plan within 60 days. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

Motion by Suelter, second by Kelly to dismiss the complaint in Project Review 09-03 based on no discernable violation of the Engineers and Architects Regulation Act. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

F. APPLICATIONS

Administratively Approved

Licensure of Professional Engineers by NCEES MLE Designation

Approved: E-19483 John Thomas Allen, Civil; E-19499 Jack Ryan Ammerman, Civil; E-19450 Taylor Frederick Beamer, Mechanical; E-19491 Anthony Duane Chambers, Electrical and Computer; E-19489 Jason Wayne Collett, Civil; E-19511 Robert Kevin Damron, Electrical and Computer; E-19481 Shane Wallace Ebbert, Civil; E-19490 Scott Preston Evans, Civil; E-19501 Charles Hugh Firth, Environmental; E-19510 Kyle Kenneth Guenther, Civil; E-19509 Michael Paul Hendricks, Civil; E-19495 Richard George Hennessey, Mechanical; E-19512 Thomas Edward Hunt II, Civil; E-19500 Charles Nicklous Kahlsdorf, Civil; E-19494 Michael Jay Lilien, Electrical and Computer; E-19452 Robert Peter Lupo, Civil; E-19508 Christopher David Matt, Mechanical; E-19485 Michael Hollis McSchaefer, Civil; E-19492 Robert Thomas Merkel, Structural; E-19488 Kirk Matthew Meyer, Electrical and

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Computer; E-19507 Logan Angel Ortiz, Civil; E-19504 Leo Panian, Structural; E-19506 Paul Michael Phillips, Civil; E-19505 James Dominic Piscopo, Mechanical; E-19487 Nicholas Ryan Roberts, Civil; E-19451 Paal Kristian Ryan, Mechanical; E-19514 Shawn Michael Ryan, Civil; E-19502 Brett Joseph Sauers, Civil; E-19503 Justin Paul Sikorski, Civil; E-19513 Patrick Tatum Snowden, Civil; E-19498 Janyce Akiko Spencer, Civil; E-19493 Kristen Leigh Spina, Electrical and Computer; E-19449 Scott Thomas Stempihar, Civil; E-19496 Micha Andrew Sweeley, Mechanical; E-19486 Jeremiah Joe Thomas, Civil; E-19484 James Randall Whipple, Structural; E-19482 Matthew James Williamson, Civil; E-19497 David Charles Zalla, Civil

Licensure of Architects by NCARB Certification

Approved: A-5444 Donald Charles Brown, A-5441 Niyanta Anil Gopal, A-5445 Danielle Christa Hermann, A-5440 Brian David Maslyk, A-5443 Ronald Gilbert Shosh Jr

Temporary Permits

Approved: T-646 Christ John Kamagas, Architecture; T-647 Varanesh Adit Singh, Engineering

Engineer Intern Enrollments

Approved: William Francisco Calderon, Trey James Miller, Arman Moussavi, Preston Shibata Noll

Certificates of Authorization

Approved: CA4854 Wier Boerner Allin Architecture PC, CA4855 Woodard & Curran Inc, CA4856 DiGioia Gray & Associates LLC, CA4857 Epp Engineering Engenuity LLC, CA4858 AoC Inc, CA4859 Manufactured Home Certifications PLLC, CA4860 Mike Robinson LLC, CA4861 Capital Technical Services LLC, CA4862 Bluestone Architectural Services Inc, CA4863 Grounded Logic LLC, CA4864 Holloman Engineering LLC, CA4865 Sevan Multi-Site Solutions Inc, CA4866 Christ John Kamages Design Collaborative Inc, CA4867 Cadence Architecture PC, CA4868 MVP Architects LLC, CA4869 Freeland & Kauffman Inc, CA4870 Amundsen Associates LLC, CA4871 Bedrock Geoconsult LLC

PE Exam Approvals

Approved: Ryan Alexander Allen, Electrical and Computer; Richard Thomas Branton, Civil; Patrick Charles Deacon, Civil; Jonathan Rolland Fletcher, Mechanical; Mait Kuuseok, Mechanical; Morgan Lee McCullough, Civil; Jason David Wurst, Mechanical

Licensure/Examination

Licensure of Professional Engineers by Comity and Initial

Approved Initial Applications: Joshua Robert Christensen, Structural and Civil; Lucas Dean Dolezal, Electrical and Computer; Anton Charles Hassebrook, Mechanical; Trevor Alan Hinn, Agricultural and Biological; Bryant James Klotthor, Mechanical; Anthony Mohsen Kamal Masoud Kodsy, Civil; Gabriel James Larsen, Civil; Kari Ann Munk, Environmental; Michael Dane Quinn, Mechanical; David Michael Repair, Electrical and Computer; Justin Lee Ward, Civil

Approved Comity Applications: Adam Matthew Culver, Civil; Megan Mahmoudi, Mechanical; William Hurley Martin, Civil

Licensure of Professional Engineers by Experience

Approved: Jennifer Leigh Stroud, Electrical and Computer

Licensure of Architects by Comity and Initial - None

Licensure of Architects by Experience - None

Licensure of Professional Engineers by Reinstatement

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Approved: E-15736 Christopher Matthew Ward, Mechanical

[Licensure of Architects by Reinstatement - None](#)

Special Cases

[PE Exam Approvals](#)

Approved: Dayangnewende Anselme Nassa, Civil

Other Issues/Information

[Completed Application Statistics](#)

Charts and statistics regarding the number of applications, certificates of authorization, and other application types were provided.

Motion by Foley, second by Isom to accept the staff recommendations on applications. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

G. FINANCIAL MATTERS

Financial Reports – August 2022 (through August 30th)

[FY22-23 Financial Profile](#)

[Budget Status Report](#)

[Fund Summary Reports](#)

[MTD General Ledger Detail Reports](#)

Motion by Isom, second by Suelter to approve the financial reports as presented. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

Other Financial Matters

[2023-25 Biennial Budget Request Approval](#)

Motion by Isom, second by Kelly to approve the 2023-25 Biennial Budget Request as presented. Voting Yes: Suelter, Wedige, Dvorak, Foley, Isom, Kelly, Thiele; Absent: Bostelman

H. GENERAL INFORMATION

A schedule of upcoming meetings and events was provided. The next regular board meeting is scheduled for October 21, 2022, at 8:30 a.m., in the fifth-floor conference room, 215 Centennial Mall South, Lincoln Nebraska.

Licensure and Certificate Trends

Number as of 8/31/2022

Professional Engineer	8,795
Architects	1,924
Certificates of Authorization	2,364
Temporary Permits.....	16

Examination Information/Statistics

The ARE Pass/Fail Report for July 2022 was provided along with the August 2022 ARE Open Eligibilities Report.

Other Information

The FY2022-23 Marketing Plan was provided.

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Social Media Analytics

Facebook Analytics shows there were three posts between July 19 and August 12, 2022. The post calling for speaking engagements reached the most people with 152 and 3 reactions. A total of 136 individuals were reached. There were seven new likes for a total of 522 followers.

The Website Dashboard reports the Board's website had 2832 total visits in August. Reddit had the most social media session with twelve.

The Board's approved policies as of July 9, 2021, were provided.

ADJOURNMENT

Chair Thiele adjourned the meeting at 12:23 p.m.



Jason Suelter, Secretary