

**MINUTES**  
**LICENSING COMMITTEE MEETING**  
**TEXAS BOARD OF PROFESSIONAL ENGINEERS**  
**1917 IH35 SOUTH, BOARD ROOM, AUSTIN, TX 78741**  
**February 12, 2014— 2:00 PM**

**Call to Order.** Lamberto “Bobby” Ballí, P.E., Chair, called the Licensing Committee meeting to order at 2:00 pm on February 12, 2014, at the Texas Board of Professional Engineers, 1917 South Interstate 35, Austin, TX. (Note: all motions are unanimous unless noted).

**1. Roll call and welcome visitors.**

Lamberto “Bobby” Ballí, P.E.	Chair
Carry Ann Baker, J.D.	Member
Jim Greer, P.E.	Excused absence
Sam Kannappan, P.E.	Member

A quorum was present. Ms. Veena Mohan, Assistant Attorney General, was present to provide legal counsel to the Board. Mr. Edmundo Gonzalez, Jr., P.E., and Mr. Jose I. Guerra, P.E., Emeritus Board Members were present.

The following staff members were present:

Lance Kinney, P.E.	Executive Director
David Howell, P.E.	Deputy Executive Director/Director of Licensing
Dewey Helmcamp, III J.D.	Staff Attorney
Sal Sanchez	Licensing Specialist
Dorothy Gonzales	Executive Assistant

**Personal Interviews.** Emile Lang, Michael Shelton, Joseph Mangrem, Jennifer Park, Charles Mansfield, Gregory Andrulis, Md.Zahid Hossain, Ziad Kaakouch.

**2. Public comment.** None.

**Discuss and Possibly Act on the Following (Agenda Items 3-10):**

**3. Discuss and possibly approve the November 20, 2013, Licensing Committee Minutes.**

It was MOVED/SECONDED (Kannappan/Baker) to approve the November 20, 2013, Licensing Committee Minutes as submitted. A vote was taken and the MOTION PASSED.

**4. Discuss and possibly act on applications for licensure: Personal Interviews.**

Mr. Ballí explained the process of the personal interviews.

**Emile Lang.** This applicant applied to take the PE exam. He came before the Committee as requested from a previous personal appearance in August 2012. At that time he was asked to gain an additional year of engineering experience and successfully complete the Level I Ethics course from the National Institute of Engineering Ethics. He completed both requirements. He shared the experience with the committee members. The Committee and applicant discussed his recent experience and lessons learned.

It was MOVED/SECONDED (Kannappan/Baker) to recommend to the Board at its Regular Quarterly Meeting on February 13, 2014, to approve the applicant to take the PE exam. A vote was taken and the MOTION PASSED.

**Michael Shelton.** This applicant applied for licensure in Texas. He came before the Committee as requested from a previous personal appearance in February 2013. At that time he was asked to gain additional engineering experience and successfully complete the Level I Ethics course from the National Institute of Engineering Ethics. He completed both requirements. He shared the experience with the committee members. The Committee and applicant discussed his recent experience and lessons learned.

It was MOVED/SECONDED (Kannappan/Baker) to recommend to the Board at its Regular Quarterly Meeting on February 13, 2014, to approve the applicant for licensure. A vote was taken and the MOTION PASSED.

**Joseph Mangrem.** This applicant applied to take the PE exam. He came before the Committee due to an unreported criminal incident on his record. The Committee and applicant discussed the incident, his experience, lessons learned and why he failed to report the incidents on his application. Committee members noted that no other incidents have happened since the last incident.

It was MOVED/SECONDED (Baker/Kannappan) to recommend to the Board at its Regular Quarterly Meeting on February 13, 2014, to approve the applicant to take the PE exam. A vote was taken and the MOTION PASSED with a 2 to 1 vote.

**Jennifer Park.** This applicant applied for licensure. She came before the Committee due to an unreported criminal incident on her record. The Committee and applicant discussed the incident, her experience, lessons learned and why she failed to report the incidents on her application. Committee members noted that no other incidents have happened since the last incident.

It was MOVED/SECONDED (Baker/Kannappan) to recommend to the Board at its Regular Quarterly Meeting on February 13, 2014, to approve the applicant for licensure in Texas. A vote was taken and the MOTION PASSED.

**Charles Mansfield.** This applicant applied to take the PE exam. He came before the Committee to appeal a previous decision on his application. His application had been circulated to PE Board members for review and denied. He had also requested a reconsideration of his application which was also circulated, reviewed, and denied. The Committee and applicant discussed his education, engineering experience, and other aspects of his application.

It was MOVED/SECONDED (Baker/Kannappan) to recommend to the Board at its Regular Quarterly Meeting on February 13, 2014, to deny the appeal and uphold the earlier decision. The applicant can reapply with an additional year of engineering experience and an additional PE reference. A vote was taken and the MOTION PASSED.

**Gregory Andrulic.** This applicant applied for licensure. He came before the Committee due to a criminal incident on his record. The Committee and applicant discussed the incident, his experience, and lessons learned.

It was MOVED/SECONDED (Baker/Kannappan) to recommend to the Board at its Regular Quarterly Meeting on February 13, 2014, to approve the applicant for licensure in Texas. A vote was taken and the MOTION PASSED.

**Md. Zahid Hossain.** This applicant came before the Committee to appeal a staff decision regarding his ability to apply for a PE exam waiver. He had previously held a Temporary License in Texas. During that time, he took the Structural Exam several times, but was unable to pass. Subsequently, he obtained a license in Arizona and wanted to reapply for a standard Texas license by waiver of the PE exam. Staff explained that it wasn't an option under rule 133.69(e) which prohibits PE waiver requests within 4 years of failing a PE exam. His assertion was that since the Structural Exam is more difficult, it should not be considered to be a PE exam under that rule. The Committee and applicant discussed his request, his exam history, the NCEES exams, and the rules as they stand. The applicant was informed that he can reapply to take the PE exam for licensure at any time.

It was MOVED/SECONDED (Baker/Kannappan) to recommend to the Board at its Regular Quarterly Meeting on February 13, 2014, to deny the appeal and uphold the earlier staff decision. A vote was taken and the MOTION PASSED.

**Ziad Kaakouch.** This applicant applied for licensure by waiver of the PE exam. He came before the Committee to appeal a previous decision on his application. His application had been circulated to PE Board members for review and denied. The Committee and applicant discussed his education, engineering experience, and other aspects of his application.

It was MOVED/SECONDED (Balli/Kannappan) to recommend to the Board at its Regular Quarterly Meeting on February 13, 2014, to deny the appeal and uphold the earlier decision. The applicant has been approved to take the PE exam for licensure in Texas. A vote was taken and the MOTION PASSED.

**5. Report on Computer Based Testing.**

**• Computer Based Testing Report.**

Mr. Kinney reported that computer based testing has been implemented as of January 2, 2014. Applicants are now able to take the FE exam via computer at Pearson VUE testing centers. He reviewed the statistics which were provided as an exhibit. NCEES has started work for making the PE exam computer based.

**6. Criminal History Record Check.**

**• Status.**

Staff and Committee members discussed the communication with licensees regarding the Criminal History Record Check as required by SB204. The Board has a process in place that works and has been working diligently to inform all licensees of the process and deadlines. The committee discussed the issues and concerns with MorphoTrust, the vendor that handles fingerprinting for the Texas Department Public Safety (DPS). Mr. Kinney explained the review process for records that have reported incidents. He added that the DPS system will eventually be able to identify and notify the Board if any infractions occur in the future for any Professional Engineer. Staff was directed to provide an update for the May meeting on how this requirement will affect the budget and staffing and/or any other program as well as an update on MorphoTrust issues.

**7. International Agreements.**

- South Korea.**
- Japan MOU.**

Mr. Kinney reported that the Board has signed a Memorandum of Understanding (MOU) between the Board and Japan (JPEC).

Mr. Kinney reported that a Mutual Recognition Agreement (MRA) is being discussed and worked on with the Korean Professional Engineering Association (KPEA). The Board assigned a committee that includes two Board members and one emeritus member. Staff is requesting approval of an MOU similar to the one signed with Japan as an interim step and to move forward with communications and negotiations for the MRA.

It was MOVED/SECONDED (Kannappan/Baker) to recommend to the Board at its Regular Quarterly Board meeting on February 13, 2014, Regular Quarterly Board meeting to approve staff to move forward and work on a MOU with South Korea. A vote was taken and the MOTION PASSED.

**8. Discussion and possibly act on NCEES Model Law regarding taking PE exam earlier than the 4 years.**

Mr. Kinney reported on a proposed change to the NCEES Model Law that would allow an engineer to take the PE exam before the 4 year experience requirement. All NCEES model laws are up to each state Board to consider for adoption. Mr. Kinney added that there are some states that have already adopted the model law proposal. Mr. Howell commented that current TBPE rules require the 4 years of experience before taking the exam. This item was presented because it may be discussed at upcoming Zone and National NCEES meetings. No action required.

**9. Licensing Director's Report.**

- Reports
  - Results and statistics: Application and Examination Report
  - Licensing report

Mr. Howell reviewed the reports which were included as exhibits. No action required.

**10. Issues for consideration and schedule next meeting.**

**Adjourn.**

It was MOVED/SECONDED (Kannappan/Baker) to adjourn the meeting at 5:18 pm. A vote was taken and the MOTION PASSED.

Date Committee approved minutes as submitted: May 20, 2014  
Date Board accepted minutes: May 21, 2014