

OPEN MINUTES
**Missouri Board for Architects, Professional Engineers,
Professional Land Surveyors and Landscape Architects**

Grand D Meeting Room
Holiday Inn Kansas City Coco Key Water Resort
9103 East 39th Street
Kansas City, Missouri
Tuesday, August 5, 2014

The Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects was called to order at 8:00 a.m. on Tuesday, August 5, 2014 in the Grand D meeting room of the Holiday Inn Kansas City Coco Key Water Resort, 9103 East 39th Street, Kansas City, Missouri. The Board met in both open and closed sessions during the meeting as reflected in the minutes. Ms. Kempker declared the meeting open for business.

Members Present

James C. "JC" Rearden, Chair of the Architectural Division
Martha K. John, Member of the Architectural Division
Michael L. Popp, Member of the Architectural Division
Kevin C. Skibiski, Chair of the Professional Engineering Division
Abiodun "Abe" Adewale, Member of the Professional Engineering Division
Kelley P. Cramm, Member of the Professional Engineering Division
Michael C. Freeman, Chair of the Professional Land Surveying Division
Daniel L. Govero, Member of the Professional Land Surveying Division
John Michael Flowers, Member of the Professional Land Surveying Division
Robert N. Hartnett, Chair of the Landscape Architectural Division
Robert S. Shotts, Member of the Landscape Architectural Division
Noel T. Fehr, Member of the Landscape Architectural Division
Sherry L. Cooper, Public Member

Others Present

Judy Kempker, Executive Director
Sandra Robinson, Processing Technician Supervisor
Jane Coffman, Board Staff
Dawn Wilde, Board Investigator
Curtis F. Thompson, General Counsel
Edwin Frownfelter, Assistant Attorney General

To better track the order in which items were taken up on the agenda, each item in the minutes will be listed in the order it was discussed in the meeting.

Selection of Individual to Conduct Meeting

Since the Board currently does not have a Board Chair, Ms. Kempker called the meeting to order and asked for nominations of an individual to conduct the remaining business of the meeting. The Members of the Board discussed the selection of an individual to conduct the business of the meeting. Upon discussion, Mr. Govero nominated Mr. Robert Hartnett to conduct the remaining business of the meeting. Ms. Cramm seconded the nomination and it unanimously carried. Ms. Kempker then turned the meeting over to Mr. Hartnett.

Public Comment – Limited to 10 minutes

At the Board's May 5 and 6, 2014 quarterly meeting, Ms. Kempker was directed to add an additional agenda item on all future agendas for individuals and/or licensees who may appear before the Board to discuss matters of mutual interest. This agenda item would be limited to 10 minutes. However, no one appeared at this meeting so no further action was deemed necessary at this time.

Approval of Minutes

A motion was made by Mr. Skibiski to approve the minutes for the May 5 and 6, 2014 Open Board meeting as submitted. The motion was seconded by Mr. Govero and carried with Ms. Cramm, Mr. Fehr, and Ms. Cooper abstaining from voting because they were not present at the May 5 and 6, 2014 meeting.

Update regarding the signing of the Memorandum of Understanding (MOU) between the Board and the Department of Agriculture (Formerly MOU between the Board and the Department of Natural Resources)

Mr. Freeman updated the Board regarding the signing of the Memorandum of Understanding (MOU) between the Board and the Department of Agriculture. Mr. Freeman reported that the Board's General Counsel, Curt Thompson, has spoken with Mr. Michael Warrick, General Counsel for the Department Agriculture, and was told that they did not have any opposition to the Rule changes but did have some comments. Mr. Warrick assured Mr. Thompson that they agree to sign the MOU. The Board gave permission to Mr. Freeman to sign the MOU since he is the Chairman of the Professional Land Surveying Division. The Professional Land Surveying Division Members directed Mr. Thompson to continue to push the Department of Agriculture to finalize the MOU. Upon finalizing the MOU, the Board directed Ms. Kempker to schedule a meeting of the Joint Land Survey Standards Committee consisting of the three members of the Professional Land Surveying Division of the Board, the Chair of the Land Survey Commission, the State Land

Surveyor, an additional land surveyor from the Land Survey Program selected by the State Land Surveyor, and the Vice President of the Missouri Society of Professional Surveyors. Once the proposed changes are approved by the Joint Land Survey Standards Committee, Ms. Kempker will then proceed with the rulemaking process.

Discuss Japan PE/FE Examiners Council's (JPEC) proposal of the procedure for the Exchange of Work Experience Record as per Article 3.6 of the Memorandum of Understanding (MOU)

Mr. Skibiski reported that the Professional Engineering Division Members discussed the Japan PE/FE Examiners Council's (JPEC) proposal of the procedure for the Exchange of Work Experience Record as per Article 3.6 of the Memorandum of Understanding (MOU). Upon discussion, Mr. Skibiski made a motion directing Ms. Kempker to respond to Mr. Gene Hirose advising that the Board has reviewed his email and is prepared to respond to his questions as follows:

1. In case the P.E. holder wishes to work in your State and/or work for a company who develops business in your State, and eventually equivalent to work in your State even if stationing in Japan, what additional procedures be required? Is a working visa required?

ANSWER: A working visa or a passport identification number is required if the applicant does not have a Social Security Number.

2. Is SSN required or not?

ANSWER: As stated above and pursuant to Section 324.024, a citizen of a foreign country applying for licensure with the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects shall be required to submit his or her visa or passport identification number in lieu of the Social Security number.

3. Is criminal history record check (finger prints) required or not?

ANSWER: No, it is not required.

4. The application with fee is required?

ANSWER: Yes.

5. Any verification of English ability?

ANSWER: Since the examination will be given in English, the applicant will need to be proficient in English.

6. Is anything else required?

ANSWER: All applicants shall use the application forms prescribed by the Missouri Board and must meet the Missouri Board's requirements for licensure which includes the following:

a. Education – Is a graduate of and holds a degree in engineering from a school of engineering accredited by Accreditation Board for Engineering and Technology (“ABET”) or acceptable evaluation from NCEES Credentials Evaluation Services.

b. Exams – Passed both the FE and PE exams.

c. Experience – Four (4) years of satisfactory engineering experience obtained after graduation and the submission of three professional letters of reference by Professional Engineers (who can be PEs in Japan) and two personal letters of reference. The four years of experience must be verified. Since the Missouri Board does not have the tools to verify licensure of any of the Professional Engineers listed as references and/or supervisors, nor does it have the tools to verify if any of the companies that an individual lists in his/her application are in fact engineering companies rather than construction companies, it will rely on assistance from JPEC for this verification.

Due to passage of SB 809, discuss procedures for processing relicensure applications

Ms. Kempker reported that one of the changes for the Board due to the passage of Senate Bill 809, is that the license of an architect, professional engineer, professional land surveyor, or professional landscape architect, or the architectural, engineering, land surveying or landscape architectural certificate of authority which is not renewed by the renewal date (December 31st) expires on the renewal date and be void and the holder thereof shall have no rights or privileges. In light of this change, Ms. Kempker stated that the Board's procedure for processing relicensure applications will change. Upon Board discussion, Mr. Skibiski made a motion directing Ms. Kempker to

process all relicensure applications in-house if the applicants have been expired for less than five years. Mr. Skibiski stated that applicants who have been expired for five years or more must have the last four years of professional experience verified by their supervisor. Any relicensure applicant who has been expired for more than five years must be sent to Board Members for review and final decision. The motion was seconded by Mr. Shotts and unanimously carried.

Discuss Board Shirt Order

Another change brought on by Senate Bill 809 was the change to the Board name by adding "Professional" before Landscape Architect. Because of that change, Mr. Hartnett asked the Board Members if they wanted to create a new design for Board shirts. Upon discussion, the Board Members decided to stay with the same design which was Missouri state seal in the center and the Board's acronym, "APEPLSPLA" to circle under the seal and the words "Missouri Board" to circle above the Missouri state seal. The Members of the Board also decided to stay with the same items previously ordered, which was woodland pine (green) polo shirts and blue Oxford button-down collar dress shirts for the men. The ladies previously ordered the no iron broadcloth three-quarter sleeve shirt. Of course, Board Members are welcome to order any clothing item they prefer. Ms. Kempker stated that she will again designate Ms. Robinson to handle the order for the Board. The Board directed Ms. Robinson to contact Lands' End regarding the change and let them know the cost. The Board Members who order shirts will divide the cost for the change.

Report from Architectural Division

Mr. Rearden reported that he and Ms. John attended the NCARB Annual Meeting which was held in Philadelphia, Pennsylvania on June 18, 19, 20 and 21, 2014. NCARB's Board of Directors voted to approve the proposed changes pertaining to IDP reporting requirements known as the "Six-Month Rule". These changes became effective July 1, 2014. Mr. Rearden also reported that another item of interest was a vote restricting all future officers of NCARB to be NCARB certificate holders. The Missouri delegation voted "No", however the motion did pass. Mr. Rearden stated that NCARB is now discussing licensing architects upon graduation from an NAAB accredited program. Mr. Rearden stated that NCARB is also discussing the consolidation of the Broadly Experienced Architect Program (BEA), and the Broadly Experienced Foreign Architect Program (BEFA). For BEA, the discussion is reducing experience requirements and for the BEFA, reducing the experience to two years, if working under an architect licensed in the United States. The next Annual Meeting will be held in New Orleans, Louisiana in June 2015.

Report from Professional Engineering Division

Mr. Skibiski reported that the Members of the Professional Engineering Division held a discussion at their meeting on Monday, August 4, 2014 regarding the Summary of Motions for the NCEES 2014 Annual meeting which is to be held on August 20, 21, 22, and 23, 2014 in Seattle, Washington. This material was provided for informational purposes; however, one motion was of particular interest to the Division Members. That motion was from the Oklahoma Board regarding Model Law 2020. The Oklahoma Board thinks the current definitions of Model Law Engineer and Model Law Structural Engineer reflect the highest education standard required by any jurisdiction for licensure and should be considered Model Law for licensure for professional engineers. The Oklahoma Board thinks it is premature to rely on a definition of Model Law Engineer and Model Law Structural Engineer that exceeds any jurisdictions' highest education standard currently used for licensure. It is the recommendation of the Professional Engineering Division to stay with the present position. After much discussion, Mr. Skibiski made a motion that the delegation to the NCEES 2014 Annual meeting votes "No" when the Oklahoma motion is brought forth. The motion was seconded by Mr. Freeman and carried with Ms. Cramm voting against the motion.

Mr. Skibiski also reported that the Members of the Professional Engineering Division reviewed and discussed a Microsoft Excel one day seminar from Fred Pryor Seminars which had been submitted as meeting the requirements for Professional Development Hours (PDHs) for Professional Engineers. Mr. Skibiski stated that during this discussion, the Professional Engineering Division also discussed having an in-depth review of its continuing education rules. The Professional Engineering Division Members are contemplating requiring three hours of engineering ethics as part of their PDH requirement. Mr. Skibiski asked if the Board would be interested in forming a subcommittee of the Board to review all Board Rules regarding continuing education. Upon discussion, it was decided that the audit chairs for each division would be the members of this subcommittee. Therefore, the subcommittee will consist of the following members: Martha John, Kelley Cramm, Mike Flowers, and Bob Shotts, with Ms. Cramm chairing the subcommittee.

Report from Professional Land Surveying Division

Mr. Freeman reported that the Professional Land Surveying Division Members met with the Board's Exam Consultant, Dr. Richard Elgin, PE, PLS, on Monday, August 4th. As a result of that meeting, the Members of the Professional Land Surveying Division requested to expend the funds necessary for Dr. Elgin to draft a Task Analysis Survey on the Missouri State Specific Land Surveying Exam. Once the Task Analysis Survey is approved by the Division Members, it will be sent out from the Board office to all Missouri licensed Professional Land Surveyors for their input. The Board is in support of granting the Professional Land Surveying Division's request and very much appreciated Dr. Elgin agreeing to take on the task. However, for the purpose of good fiscal management, the Board directed

Ms. Kempker to obtain a cost estimate from Dr. Elgin so that the Board could plan for the extra cost in its FY2015 budget appropriation. Upon receipt of the cost estimate from Dr. Elgin, Ms. Kempker is to forward the cost estimate to the Board for review and approval.

Mr. Freeman also reported that Dr. Elgin has developed a syllabus and course description for Parts I and II of the Missouri State Specific Exam to be reviewed and approved by the Professional Land Surveying Division. Once the syllabus and course description are approved, this information will then be distributed to all surveying coursework providers. The Board directed Ms. Kempker to ask Dr. Elgin to provide a cost estimate for this service as well.

Mr. Freeman reported that with the passing of HCS SCS SB 809, a change was made to Section 327.272.1 by adding, "(4) The survey and location of rights-of-way and easements." Mr. Freeman stated the way the law is written, no one can write property description without a Professional Land Surveyor signing and sealing the document. Upon discussion, Mr. Flowers made a motion directing Mr. Thompson to prepare an article to be published in the Board's upcoming newsletter regarding the change to Section 327.272.1(4), RSMo and how it will affect anyone writing property descriptions. The motion was seconded by Mr. Skibiski and unanimously carried.

Report from Landscape Architectural Division

Mr. Hartnett reported that CLARB's annual meeting is scheduled for September 24-27, 2014 in Reston, Virginia. Both Mr. Hartnett and Mr. Shotts will be attending the meeting. Mr. Hartnett announced that at that meeting, former Board Member, Jerany Jackson, is on the ballot as President of CLARB. She is running unopposed and the Landscape Architectural Division will be supporting her candidacy.

Mr. Hartnett stated that he thought it would be nice to present "Certificates of Appreciation" to the societies who assisted the Board in getting the changes to Chapter 327 through the legislature during the 2014 legislative session. Mr. Thompson cautioned the Board that the language could leave the impression that the change was to benefit the current licensees and not in the public's best interest. Upon discussion, Mr. Hartnett made a motion directing Ms. Kempker to draft "Resolutions of Appreciation" for the American Institute of Architects-Missouri (AIA-MO), especially Kathi Harness, lobbyist for AIA-MO; Missouri Society of Professional Engineers (MSPE); Missouri Society of Professional Surveyors (MSPS); and Missouri Association of Landscape Architects (MALA). The motion was seconded by Mr. Adewale and unanimously carried. Mr. Hartnett directed Ms. Kempker to run the draft language for the "Resolutions of Appreciation" by Mr. Thompson before she finalizes the resolutions.

Executive Director's Report

Ms. Kempker presented the most recent information regarding the Board's Financial Report. She advised the Board that as of August 1, 2014, the fund balances were as follows:

Personal Service Balance was \$361,611. Originated with \$384,415.

E&E (Expense & Equipment) Balance was \$282,699. Originated with \$301,397.

The Board's current Fund Balance is \$3,634,411. Per Section 327.081, in order to avoid a sweep of the Board's fund, the balance needs to be kept under \$3,945,156, or 3 times our appropriation (3 x \$1,315,052).

For FY 2014, the Board lapsed approximately \$82,500 in its Personal Service fund and approximately \$133,500 in its Expense and Equipment fund. There were no requested changes in the Board's FY 2015 appropriation which was determined by House Bill 2007, the Budget Bill.

Ms. Kempker stated that for FY 2014, the Board had been appropriated a total of \$685,812 for Expense and Equipment and Personal Service. For FY 2015, the Board has been appropriated a total of \$690,085 for Expense and Equipment and Personal Service. The Personal Service amount appropriated last year was \$384,415. This bill increases the Board's FY 2015 Personal Service appropriation amount by \$4,273. This would cover cost of living raises, if any are given. The Expense and Equipment amount appropriated last year was the same as what was passed in this bill. This bill was truly agreed to and finally passed on May 8, 2014 and signed in part, vetoed in part, by the Governor on June 24, 2014. The signed portion will become law on August 28, 2014.

At this time, Ms. Kempker welcomed the newly appointed Board Members, Noel Fehr, a Landscape Architect, and Ms. Sherry Cooper, a Public Member. Ms. Kempker said she was excited to have them on the Board because it has been many years since the Board has had three members on the LA Division as well as a Public Member. Ms. Kempker advised that the Board currently has two vacant positions on the Board, which are the Board Chair and the fourth Professional Engineering Division Member. Ms. Kempker stated that she had heard a fourth member of the Professional Engineering Division would be appointed before this meeting; however there has apparently been a hold up with the licensee's Senator. Ms. Kempker stated that the Board also has eight members serving in expired terms. They are JC Rearden, Kevin Skibiski, Abe Adewale, Kelley Cramm, Mike Freeman, Mike Flowers, Dan Govero, and Bob Harnett. On September 30, 2014, Bob Shotts' term will expire. Ms. Kempker said that Mr. Hartnett has been staying in contact with AJ Fox, the Governor's Director of Appointments for Boards and Commissions. Mr. Hartnett then stated that he had recently spoke with Mr. Fox

and was informed that the Governor's Office is currently working on getting Board Members who are serving on expired terms reappointed.

Ms. Kempker announced that the last edition of the Board's newsletter went out in May in electronic format and on schedule. She then thanked everyone for timely submitting their articles. Ms. Kempker stated that the next newsletter will go out around the first part of November. Therefore, she will need all articles by no later than October 1st. Mr. Hartnett then stated that the Kansas Board does not include articles from the Division Chairs and/or members. He asked if this was something this Board would consider omitting. Ms. John, Mr. Skibiski, and Ms. Cramm stated that they like the articles from each division and thought it helped to get new information out to the licensees. Mr. Flowers stated that he would prefer to receive a hard copy of the Board's newsletter. After much discussion, it was the consensus of the Board to continue sending the Board's newsletter in electronic format and to include articles from each Division Chair.

Next, Ms. Kempker presented information regarding legislation.

HCS SB 504 – this act provides that state agencies must make proposed rules available to the public by providing a web page which contains a summary, full text of the rule, and a fiscal note for each proposed rule, as well as a link to the Missouri Register. This information must be made available on the website the same day that the proposed rule is published in the Missouri Register. This bill was truly agreed to and finally passed on May 14, 2014 and signed by the Governor on July 2, 2014. It will become law on August 28, 2014. The Board is already publishing proposed rule changes on its web site but with the passage of this bill the Board will also have to publish the fiscal note and SOS link.

AHCS SB 528 – under current law, every application for a renewal of a professional license, certificate, registration, or permit must contain the applicant's Social Security number. This act states that an application for a professional license renewal only has to include a Social Security number in situations where the original application did not contain a Social Security number. After the initial application for license renewal which includes a Social Security number, an applicant is no longer required to provide a Social Security number in subsequent renewal applications. This bill, as a stand-alone, was amended onto SB 808 which was truly agreed to and finally passed on May 1, 2014 and signed by the Governor on July 10, 2014. It will become law on August 28, 2014. This is something the Board has wanted to get changed for a very long time. Ms. Kempker advised the Board that they should notice on their next renewal form that their Social Security number will no longer appear on it.

SB 645 – currently, certain information pertaining to a licensee or applicant under the Division of Professional Registration is treated as confidential and only disclosed with the person's consent, pursuant to litigation or other lawful requests. This act allows the disclosure of applicant or licensee information when requested

by members of the General Assembly or their employees. If passed, the Board would be required to give a copy of complaints and exam and licensure applications to the General Assembly upon request by him or her or an employee of theirs. This bill did not pass.

SCS SB 704 – this bill modifies the qualification requirements for enrolling as a land surveyor-in-training and proposes to increase the educational requirements for licensure as a Professional Land Surveyor. This bill did not pass.

SB 803 – this bill allows third and fourth class counties to adopt building codes upon voter approval and exempts agricultural structures from county building codes. This bill did not pass.

HCS SCS SB 809 – this was the Board's main bill. It modifies the provisions of Chapter 327 regarding licensing of architects, professional engineers, professional land surveyors, and professional landscape architects. This bill was truly agreed to and finally passed on May 16, 2014 and signed by the Governor on July 1, 2014. It will become law on August 28, 2014. Its companion bill in the House was **HCS HB 2131**. It later became the PR Omnibus Bill and did not pass.

HB 1182 – this bill would have revised and updated statutory language and references. In its main provisions, the bill updates intersectional references (104.342, 104.1024, 105.400, 105.430, 210.114, 288.036, 301.562, 324.028, 324.159, 326.265, 327.051, 329.025, 330.190, 332.041, 334.618, 335.036, 336.160, 338.130, 339.120, 345.035, and 414.412). Ms. Kempker stated that this is more or less a cleanup bill. It proposes to change Section 327.051.2 to make reference to subsection 11 of Section 324.001 instead of subsection 10. This bill did not pass.

HB 1212 – this bill authorizes any political subdivision to enter into design-build contracts for construction projects exceeding one million dollars. This bill did not pass.

HB 1532 – this bill proposes to designate the third week of February as "Engineers Awareness Week" in the state of Missouri. The citizens of this state are encouraged to observe the week with appropriate activities and events to promote the engineering discipline to students, expand public recognition of the engineering profession, and celebrate engineering accomplishments. This bill did not pass.

HB 1660 – this bill allows third and fourth class counties to adopt building codes upon voter approval and exempts agricultural structures from building codes in those counties. This bill did not pass.

HB 1771 – this bill modifies the provisions of Chapter 327 relating to licensure by the Board for Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects. This bill did not pass.

HB 1824 – this bill establishes guidelines for the regulation of occupations and professions not regulated by the Division of Professional Registration within the Department of Insurance, Financial Institutions and Professional Registration prior to January 1, 2015, and those regulated professions that seek to substantially increase their scope of practice. The bill specifies that an individual may engage in the occupation of his or her choice, free from unreasonable government regulation. The state may not impose a substantial burden on an individual's pursuit of his or her occupation or profession unless there is a compelling interest for the state to protect the general welfare. Where an interest exists, the regulation adopted by the state should be the least restrictive type of regulation consistent with the public interest to be protected. This is the bill that would have made it extremely difficult for any board within PR to amend or file any new rules. Therefore, PR recommended all boards solicit the assistance of their professional associations in an attempt to prevent this bill from moving forward, which we did and it apparently paid off because this bill did not pass.

HB 1891 – this bill (also referred to as the “Deregulation Bill”) authorizes a person to engage in the practice of specified professions without being licensed if he or she does not hold himself or herself out as being licensed. (*The profession of landscape architects was included in this bill.*) This bill did not pass.

HB 1910 – allows any political subdivision that adopts a qualification-based selection procedure for county procurement contracts to collect a fee proposal form three qualified firms. This bill did not pass.

HB 1945 – this bill authorizes any political subdivision to enter into design-build contracts for construction projects exceeding one million dollars. This bill did not pass.

Next, Ms. Kempker provided the Board with a status on the Board's previously recommended Proposed Amendments to the Board's Rules. At the November 2013 meeting, the Board directed Ms. Kempker to proceed with amending Board Rule 20 CSR 2030-5.110 Standards for Admission to Examination-Professional Land Surveyors. The amendment proposes to change one-third field experience to 24 months; one-third office experience to 16 months; and, engineering surveys to design surveys reducing maximum credit allowed from 25% (12 months) to 8 months. At the Board's January 2014 meeting, Ms. Kempker reported that this Proposed Amendment is currently sitting at PR Division approval based on a January 7th meeting she had with PR Administrative Staff to discuss the rule change. During that meeting, it was decided that due to “design survey” being defined in the proposed changes to Chapter 327, RSMo, via HB 2131 and SB 809; and, due to Representative Bart Korman wanting to accept experience from any profession regulated by Chapter 327 for licensure as a PLS, the PR Division Staff recommended the Board hold off with processing this proposed rule amendment until the 2014 legislative session has concluded so that the Board will know if the

term “design survey” can be used or if the Board should keep it as “engineering survey.” The Board will also know whether Representative Korman was successful at changing Chapter 327, to allow experience from any profession to count toward licensure. Since the language regarding design survey did pass and the language allowing experience from any profession to count toward licensure did not pass, the rule language that the Board previously voted to promulgate is accurate. Therefore, it was approved at the PR Division level and sent to the Governor’s Office and the Department for approval on July 8th.

Due to the passage of HCS SCS SB 809, Chapter 327 had a major overhaul; thus, resulting in the need for a number of rule changes. The proposed amendments that Ms. Kempker drafted were included as part of the agenda and reviewed by each of the Divisions at their meetings on Monday, August 4th. Since the statute changes go into effect on August 28th and since it normally takes, on average, 9 months for a rule change to become effective, Ms. Kempker asked the Board to go through the rules, one at a time, to discuss any revisions the Board Members feel are necessary and to then vote to move forward with promulgation.

The Professional Engineering Division Members suggested additional changes to proposed amendments for Board Rule 20 CSR 2030-3.060(3) and (3)(A) by replacing the word “document” with the words “technical submissions.” The Division Members then suggested substituting “documents or instruments” with the words “technical submissions” in Board Rule 20 CSR 2030-3.060(4) and (6). The Members also discussed the following change to Board Rule 20 CSR 2030-3.060(3)(B): “When revisions are made the licensee who made the revisions, or under whose immediate personal supervision the revisions were made, shall sign, seal and date each sheet and provide an explanation of the revisions. Revisions to technical submissions which are not made or approved by the licensee are prohibited.”

The Architectural Division Members suggested additional changes to proposed amendments for Board Rule 20 CSR 2030-5.066 Passing Grade – Architects. “The change is as follows: The grade for each portion of the examination, as reported by NCARB, shall be accepted.”

The Professional Land Surveying Division Members suggested additional changes to proposed amendments for Board Rule 20 CSR 2030-8.020(4)(C) Activities, as follows:

B. Active participation and successful completion of seminars, tutorials, workshops, short courses, correspondence courses, or televised or videotaped courses. Attending program presentations at related technical or professional meetings. A correspondence course must require the participant to show evidence of achievement with a final graded test.

C. Authoring a paper or article earns five (5) PDUs upon actual publication in a regionally or nationally circulated technical journal or trade magazine. Credit cannot be claimed until that article or paper is actually published. Licensees shall not earn more than ten (10) PDUs per two (2)-year renewal period for authoring a paper or article.

D. Teaching or instructing a course or seminar that satisfies the PDU criteria described in this rule, or making a presentation at a technical meeting or convention. For the original instruction or presentation, a licensee shall earn two (2) PDUs for each PDU a participant could earn pursuant to this rule.

E. Notwithstanding the provisions above, PDUs will only be awarded for the first occurrence of attending or teaching a qualifying course or seminar per every two (2) year renewal period.

The Board Members then discussed suggested changes to proposed amendments for Board Rule 20 CSR 2030-10.010 Application for Certificate of Authority. It was suggested in paragraph (1) to remove the words "all officers"; in paragraph (2) change "officer" to "manager"; and paragraph (4) remove the words "or bill for,".

The Professional Engineering Division Members suggested additional changes to proposed amendments for Board Rule 20 CSR 2030-11.015(3)(D) to read as follows: "Attending program presentations at related technical or professional meetings. PDHs are awarded only for those portions of the meeting that meet the requirements of this rule. Licensees serving as an officer or actively participating in a committee of the technical professional society or organization shall earn a maximum of 2 PDHs annually per organization. PDH credits are not earned until the end of each year of service is completed;"

The Architectural Division Members suggested additional changes to proposed amendments for Board Rule 20 CSR 2030-11.025(4)(A) to read as follows: "2. "...CEUs are awarded only for those portions of the meeting that meet the requirements of this rule. Licensees serving as an officer or actively participating in a committee of the technical professional society or organization shall earn a maximum of 2 CEUs annually per organization. CEU credits are not earned until the end of each year of services is completed;"

The Landscape Architectural Division Members suggested additional changes to proposed amendments for Board Rule 20 CSR 2030-11.035(4)(A) to read as follows: "2. "...CEUs are awarded only for those portions of the meeting that meet the requirements of this rule. Licensees serving as an officer or actively participating in a committee of the technical professional society or organization shall earn a maximum of 2 CEUs annually per organization. CEU credits are not earned until the end of each year of services is completed;" Also, the Landscape Architectural Division suggested to change proposed amendment for Board Rule

20 CSR 2030-11.035(9)(A) to read as follows: "If these records get lost or destroyed, the licensee must inform the board in writing within 30 days."

The Board then held a discussion regarding possible changes to continuing education rules for all four professions. Upon discussion, the Board appointed the Audit Chairs for each Division to serve on the committee to review the four profession's continuing education rules to determine if any additional changes could, or should, be made to the rules. The committee consists of Kelley Cramm, Chair of the committee, Martha John, Mike Flowers, and Bob Shotts, members of the committee.

Mr. Skibiski and Ms. Cramm volunteered to work on updating Board Rule 20 CSR 2030-13.010 "Immediate Personal Supervision" for architects, professional engineers, and professional landscape architects as it may need to be updated to include language regarding modern technology.

The Board Members discussed possible changes to Board Rule 20 CSR 2030-21.010 Design of Fire Suppression Systems. After much discussion, Mr. Skibiski and Ms. Cramm volunteered to review this Rule for possible changes. Ms. Cramm also stated that she would like to hold a discussion with her local Fire Protection District regarding any changes to Board Rule 20 CSR 2030-21.010.

As to Board Rule 20 CSR 2030-21.020 Engineer of Record and Specialty Engineer, Mr. Skibiski and Ms. Cramm also volunteered to review this rule for possible changes.

Upon review and discussion of the Amendments to Board Rules with all the above suggested changes, Mr. Shotts made a motion to move forward with the promulgation of the Proposed Amendments to Chapters 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, and 12 of the Board's Rules. The motion was seconded by Mr. Adewale and unanimously carried.

At this time, Mr. Hartnett thanked Ms. Kempker and her staff, Nancy Plaster and Jan Gilliam, for all their hard work and diligence on updating the Board Rules, and especially Ms. Kempker for providing an extensive report on the amendments to the Rules for the Board.

Mr. Rearden asked about the changes to Chapter 327 that did not get changed during the 2014 Legislative Session. Mr. Flowers stated that MSPS is planning to move forward with their changes with or without the other associations and/or the Board's blessing. The Board Members asked Mr. Flowers to please ask MSPS to come back before the Design Alliance for further discussion on their proposed changes. The Board then directed Ms. Kempker to put "Future Legislative Priorities" on each Divisions' November 2014 Agenda for further discussion.

Ms. Cooper asked the Board if it was a requirement for her to write a "Public Member Media Report" which is submitted to a local radio station and a local newspaper where the Board holds its meetings. Upon discussion, the Board decided it is not mandatory for Ms. Cooper to write a "Public Member Media Report."

Selection of Date and Location of August 2015 Board Meeting

The Board noted that the NCEES Annual Meeting will be held on August 19-22, 2015 in Williamsburg, Virginia. Therefore, the Board's August 2015 meeting will be held in the Kansas City, Missouri area on August 3 and 4, 2015. The Board then directed Ms. Kempker to continue to negotiate Wi-Fi with all future hotel contracts. The Board feels that free Wi-Fi is a valuable tool to be used during all quarterly meetings since there has been numerous occasions where a search of the internet was helpful in deciding on an issue that has become before the Board.

Motion to go into closed session

At approximately 1:43 p.m., Mr. Hartnett called for a motion to close the meeting to the general public for the purpose of discussing confidential or privileged communications between this agency and its attorney as well as to discuss pending litigation and complaint matters. Mr. Govero made a motion that the meeting be closed to the general public pursuant to Chapter 610.021 subsection (14) and Sections 324.001.8 and 324.001.9, RSMo for the purpose of discussing investigative reports, complaints, audits and/or other information pertaining to licensees or applicants; Chapter 610.021 subsection (1) RSMo for the purpose of discussing general legal action, causes of action or litigation and any confidential or privileged communication between this agency and its attorney, and for the purpose of reviewing and approving closed meeting minutes of one or more previous meetings under Chapter 610.021 RSMo which authorizes this agency to go into closed session during those meetings. Mr. Adewale seconded the motion. A roll call vote was taken and unanimously carried. Mr. Hartnett asked that all visitors leave the room. There being none, Mr. Hartnett declared the meeting closed to the general public.

Return to in Open Session

At approximately 5:25 p.m., the Board reconvened its open meeting for the purpose to adjourn.

Adjournment

A motion was made by Mr. Govero and seconded by Mr. Adewale to adjourn. The motion carried unanimously. The meeting adjourned at approximately 5:25 p.m. on Tuesday, August 5, 2014.

ATTEST:

Executive Director

Approved by the Board on: _____