

**MINUTES OF REGULAR MEETING
STATE BOARD OF LICENSURE FOR PROFESSIONAL ENGINEERS
AND LAND SURVEYORS**

The Oklahoma State Board of Licensure for Professional Engineers and Land Surveyors met in a regular meeting on September 12, 2024, at the Oklahoma Engineering and Design Professionals Center, 220 NE 28th St., Oklahoma City, OK 73105. The meeting was held pursuant to notice dated August 29, 2024 issued by the Executive Director on the instruction of the Chair. Written notice of the meeting was filed with the Secretary of State and the agenda posted outside the meeting location and board offices, twenty-four hours prior to the meeting setting forth thereon the date, time, place, and business for the meeting.

The meeting was called to order at 9:00 a.m., Thursday, September 12, 2024, by Glen Smith, Chair, and the following members of the Board were present:

Glen Smith
David Page

Aaron Morris
Richard Willoughby

Kathy Hart, Executive Director; Bruce Pitts, Principal Assistant; Ryan Daniels, Compliance Investigator; Robert Manchester, Board Attorney; John Crittenden, Attorney General Representative, Darin Raibourn, Survey Project/Compliance Manager, Taylor Aizenman, Assistant Director/Compliance Manager, and Ed Myers, Guest, were also present at the meeting.

The minutes of the June 20, 2024 Board Meeting were reviewed by the Board. It was moved by Mr. Page and seconded by Mr. Willoughby to approve the minutes as presented. Motion passed by the following roll call vote:

Glen Smith (abstain)
David Page (aye)

Aaron Morris (aye)
Richard Willoughby (abstain)

[Please note: The June 20, 2024 Board Minutes will be discussed and voted on at the November 21, 2024 Board Meeting due to a lack of a quorum vote.]

Robert Manchester presented a proposed Consent Order in Case No. 2024-010, Sandlin Surveying, PC, CA 1281 / Bryan Sandlin, PLS 1483. Respondents were not present or represented by counsel. Following discussion, it was moved by Mr. Page and seconded by Mr. Willoughby to accept the proposed Consent Order. Motion passed by the following roll call vote:

Glen Smith (aye)
David Page (aye)

Aaron Morris (aye)
Richard Willoughby (aye)

Robert Manchester presented a proposed Consent Order in Case No. 2024-043, Aric Glasser, PE 23175. Respondent was not present or represented by counsel. Following discussion, it was moved by Mr. Willoughby and seconded by Mr. Page to accept the proposed Consent Order. Motion passed by the following roll call vote:

Glen Smith	(aye)	Aaron Morris	(aye)
David Page	(aye)	Richard Willoughby	(aye)

Robert Manchester presented a proposed Consent Order in Case No. 2024-057, True North Engineering / E. H. “Gene” Robertson. Respondents were not present or represented by counsel. Following discussion, it was moved by Mr. Willoughby and seconded by Mr. Page to accept the proposed Consent Order. Motion passed by the following roll call vote:

Glen Smith	(aye)	Aaron Morris	(aye)
David Page	(aye)	Richard Willoughby	(aye)

Robert Manchester presented a proposed Consent Order in Case No. 2024-089, Sal Fateen, PE 18023. Respondent was not present or represented by counsel. Following discussion, it was moved by Mr. Willoughby and seconded by Mr. Page to accept the proposed Consent Order. Motion passed by the following roll call vote:

Glen Smith	(aye)	Aaron Morris	(aye)
David Page	(aye)	Richard Willoughby	(aye)

Following the presentation of the cases listed below, it was moved by Mr. Willoughby and seconded by Mr. Page to accept the Enforcement Committee’s recommendation and issue a Letter of Caution regarding the following matters:

2024-100 Heath Dumack PE 32028
2024-102 Benjamin John Jauma LS 1854
2024-103 Michael McLaren PE 21767
2024-104 Ross Mori PE 21281
2024-105 Blake Murray PE 30105
2024-106 Brandon Rush PE 33876
2024-107 Gerald Wynne PE 22429
2024-108 Becht Engineering Co. Inc. CA 7572
2024-109 Trachte Building Systems, Inc. CA 3900

Motion passed by the following roll call vote:

Glen Smith	(aye)	Aaron Morris	(aye)
David Page	(aye)	Richard Willoughby	(aye)

The Enforcement Case List and Administrative Fine collection spreadsheet were reviewed with no action taken.

Board Member Joe Cardenas was now present at the meeting.

Board Attorney Robert Manchester presented an update concerning the recent Supreme Court case Chevron v. Natural Resources Defense Council with no action taken.

The Board reviewed a request from potential Professional Engineer applicant Christopher Mathews to have his degree considered as a related science degree which would qualify him for licensure. Following discussion, it was moved by Mr. Willoughby and seconded by Mr. Cardenas to approve the degree as a qualifying related science degree. Motion passed by the following roll call vote:

Glen Smith	(aye)	Aaron Morris	(aye)
David Page	(aye)	Richard Willoughby	(aye)
Joe Cardenas	(aye)		

The Board discussed a request to provide Board Observers for ABET visits. Joe Cardenas advised that he will be serving as a Board Observer for the ETAC/ABET accredited programs at Oklahoma State University.

Following discussion, the following 2025 Committee Appointments were made by the Board Chair: Richard Willoughby and David Page are to serve on the Continuing Education Committee, Joe Cardenas, Richard Willoughby, and Pat Adams are to serve on the Scholarship Committee, Gene Brown and Aaron Morris are to serve on the Professional Practice Committee, Gene Brown is to serve on the Legislative Committee, Aaron Morris is to serve on the Finance Committee, Glen Smith, Gene Brown, and Joe Cardenas are to serve on the A/E Task Force, and David Page, Aaron Morris, and Glen Smith are to serve on the OSLS Surveying Joint Task Force.

The Board reviewed the Proposed 2025 Calendar with no formal action taken.

Kathy Hart presented a Scholarship Report and led a discussion regarding assisting scholarship recipients with the examination fees for the Fundamentals of Engineering (FE) and Fundamentals of Surveying (FS) examinations with no formal action taken.

Following a review of the June and July 2024 financial statements, claims, and P-Card Purchases, it was moved by Mr. Page and seconded by Mr. Morris to approve the financial statements, claims, and P-Card Purchases as presented. Motion passed by the following roll call vote:

Glen Smith	(aye)	Aaron Morris	(aye)
David Page	(aye)	Richard Willoughby	(aye)
Joe Cardenas	(aye)		

It was moved by Mr. Willoughby and seconded by Mr. Morris to move into Executive Session to review the Executive Director performance and salary pursuant to 25 O.S. Supp. 2018, Section 307(B)(1). Motion passed by the following roll call vote:

Glen Smith	(aye)	Aaron Morris	(aye)
David Page	(aye)	Richard Willoughby	(aye)
Joe Cardenas	(aye)		

Following discussion in Executive Session, it was moved by Mr. Page and seconded by Mr. Cardenas to move into Open Session. Motion passed by the following roll call vote:

Glen Smith	(aye)	Aaron Morris	(aye)
David Page	(aye)	Richard Willoughby	(aye)
Joe Cardenas	(aye)		

It was moved by Mr. Willoughby and seconded by Mr. Cardenas to accept the performance evaluation and salary of the Executive Director Kathy Hart as discussed in Executive Session. Motion passed by the following roll call vote:

Glen Smith	(aye)	Aaron Morris	(aye)
David Page	(aye)	Richard Willoughby	(aye)
Joe Cardenas	(aye)		

The Board recessed for lunch from 12:00 – 1:15 pm.

Kathy Hart presented an A/E Joint Task Force Report with no action taken.

Board Members and Staff presented as Surveying Committee Report, including a discussion regarding the upcoming Oklahoma Law and Surveying (OLS) examination.

John Campbell, PE, representative from the American Society of Civil Engineers and Josh Powers, Oklahoma PE and PLS licensee, were now present to participate in a discussion regarding Subsurface Utility Engineering (SUE). Following discussion, the Board tasked Board Staff with forming a SUE Subcommittee to discuss further.

Kathy Hart led a discussion on Proposed Administrative Rule Revision Topics for the 2025 – 2026 Legislative Session with no formal action taken.

Approval of Application Consent Agenda:

1. The Board considered the following Consent Agenda based upon approval by the Executive Director or the Board's designee between Board meetings:
 - a. PE Applications (including MLE PE's, PE-SE's, Re-licensure, and other qualifying PE applications)
 - b. CA Applications
 - b. Temporary License Applications
 - c. Engineer Intern Certifications
 - d. Land Surveyor Intern Certifications
 - e. Amended Certificate of Authorization Applications
 - f. Name Change Applications as follows
2. Board consideration of applications reviewed and approved by the Executive Director or the Board's designee for initial licensure, who have now passed the PE examination and obtained all requisite experience (these applicants applied to take the PE examination prior to obtaining all requisite experience).
3. Board consideration of applications reviewed and approved by the Executive Director or the Board's designee for admission to the P.S. and/or O.L.S. examination and, when the examination(s) are successfully passed, granted initial P.L.S. licensure.
4. Board consideration of applications reviewed and approved by the Executive Director or the Board's designee for admission to the P.S. and/or O.L.S. examination and, when the examination(s) are successfully passed, granted comity P.L.S. licensure.
5. Board consideration of P.E., S.E. Designation Applications reviewed and approved by the Board's designee:
 - a. Board consideration of Oklahoma P.E.'s applying for the S.E. designation by way of examination
6. Application and Examination Report

It was moved by Mr. Willoughby and seconded by Mr. Page to ratify the Consent Agenda items previously reviewed and approved by the Executive Director or the Board's designee between Board meetings. Motion passed by the following roll call vote:

Glen Smith	(aye)	Aaron Morris	(aye)
David Page	(aye)	Richard Willoughby	(aye)
Joe Cardenas	(aye)		

It was moved by Mr. Morris and seconded by Mr. Page to adjourn the meeting at 4 p.m. Motion passed by the following roll call vote:

Glen Smith	(aye)	Aaron Morris	(aye)
David Page	(aye)	Richard Willoughby	(aye)
Joe Cardenas	(aye)		