

ILLINOIS DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
DIVISION OF PROFESSIONAL REGULATION
STATE BOARD OF PROFESSIONAL ENGINEERS

Open Minutes

State Board of Professional Engineers

Date: March 24, 2022
Convened: 10:01 am
Adjourned: 11:44 am
Location: WebEx

Members Present: L. Duane Yockey, Chair
Brian Berg Jr, Vice-Chair
Christy Crites, Member
Sean Middleton, Member
Richard M. Ray, Member
Richard Rivera, Member
James P. Schlichting, Member

Member(s) Absent: Kevin Burke III, Member
Gale Jamison, Member
Philip Kunz, Public Member

Staff Present: Kyle Lazell, Design Licensing Manager
Haley Lowrance, IDFPR General Counsel
Eduardo Fernandez, IDFPR Prosecuting Attorney
Roy Cepero, IDFPR Design Investigator

Guests Present: Ryan Roth, ISPE
Jim Snyder, PE, IDOT Region 3
Harris Latic
Randall Simon, IL PE

Open Session: The Meeting was called to order at 10:01 am.
Roll Call: The Board Members present constituted a quorum of the Board.

A. Board Member Announcements, comments

Mr. Yockey thanked everyone for attending and asked if any of the members had any announcements or comments.

No comments provided.

II. Guest Announcements, comments

Mr. Roth reminded the Board that ISPE's next "first Friday" event is coming up. He also shared that ISPE is maintaining an eye the Spring legislative session for anything that may pertain to the PE profession. Additionally, he said that the ISPE annual meeting will be held in person on July 14-15th in Bloomington, IL.

III. Licensing Manager Report

- A. License Renewal Update Mr. Lazell shared that the PE renewal closed on February 28, 2022; however, the online renewal option will remain in effect for 30 days for licensees to renew online with a late fee.
- B. HB4715 – Interior Design Mr. Lazell shared that the Bill was passed in the House and is on the second reading in the Senate and mentioned he does not believe there is any further cause for concern with the passing of the Bill.
- C. FY23 Board Schedule Mr. Lazell shared that the schedule that was sent out to the members is the current “tentative” schedule for the FY23 meetings.

IV. Review of Open Minutes

The Board reviewed the Minutes of the January 20, 2022, meeting. Motion was made, seconded (Schlichting/Ray and passed to accept the open minutes of the meeting as written. Roll Call: The Board Members present constituted a quorum of the Board.

V. Ongoing Business

No ongoing business discussed.

VI. Report from Subcommittees

A. Complaint Review Committee/subcommittee

Mr. Schlichting reported on the March 17, 2022, meeting.

Complaint Statistics based on recommendations from the November 2021 meetings for each profession:

Architect: Opened 17, Closed 10, Referred to prosecutions 0
SE: Opened 4, Closed 0, Referred to prosecutions 1
PE: Opened 11 Closed 4, Referred to prosecutions 1
LS: Opened 2, Closed 0, Referred to prosecutions 0

Complaints currently under investigation:

Architect – 25

SE - 5

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PE – 15

LS – 5

Cases currently being prosecuted:

Architect – 34

LS – 7

PE – 23

SE – 11

Mr. Lazell shared a summary of the purpose of the Complaint Review Committee for the benefit of the guests present.

VII. New Business

A. Continued discussion of PDH Carryover & PDH “cap” of hours gained within 24-hour period.

I. PDH Carryover.

Mr. Lazell provided a draft of the sample language for discussion by the Board.

A maximum of 15 qualifying PDH hours not used for the current renewal period may be carried over to the subsequent renewal period but shall not include the requirements for State Statutes and Rules, professional conduct and/or ethics, or sexual harassment prevention training, which must all be satisfied during each pre-renewal period. PDHs used in this manner must be documented on the appropriate Department issued form.

Mr. Yockey opened the floor for discussion on the topic.

Mr. Ray indicated he would like to see language added to ensure that the licensee obtains at least a portion of the required 30 hours during each renewal window as it could be conceived that if allowing the carryover to be added – a person could go three or four years without taking any new technical courses.

Mr. Middleton suggested a maximum of six months from the renewal deadline.

Ms. Crites commented that she would agree that allowing six months would be acceptable.

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Mr. Lazell modified the proposal to show:

A maximum of 15 qualifying PDH hours gained within six months from the current renewal deadline and not used for the current renewal period may be carried over to the subsequent renewal period but shall not include the requirements for State Statutes and Rules, professional conduct and/or ethics, or sexual harassment prevention training, which must all be satisfied during each pre-renewal period. PDHs used in this manner must be documented on the appropriate Department issued form.

Mr. Yockey asked for further discussion and hearing none, asked if a member would like to make a motion.

Motion was made, seconded (Schlichting/Ray) and passed to approve the proposed language to allow for a maximum of 15 PDHs gained within the six months from the renewal deadline to be carried over to the next renewal. Roll Call: The Board Members present constituted a quorum of the Board.

II. PDH “cap” of hours gained within 24-hour period.

Mr. Lazell provided a draft of the sample language for discussion by the Board.

A maximum of 12 PDH hours may be earned within a 24-hour period, where a period begins at midnight.

Mr. Schlichting mentioned that limiting the number of PDHs within a 24-hour period may be too restrictive as some may print all of their certificates on the same day and could exceed a “cap” if put in place.

Mr. Berg commented that it should not be an issue as each licensee is required to self-report his/her PDHs.

Mr. Yockey recalled that the 2021 Annual NCEES meeting had discussion on this topic.

Ms. Crites asked if neighboring states have instituted a cap.

Mr. Lazell stated that in previous discussions with the Structural Engineer Board, their sub-committee mentioned that

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a few neighboring states did have a cap in place, but the specifics were not available.

Mr. Middleton asked if 12 was too “generous” to list.

Mr. Lazell shared that 12 was listed as it was the number that Emeritus PE Board member John Whitt recommended during the 2019 NCEES Annual meeting and by limiting it any further might prove overly burdensome for a licensee. An example given was - if the licensee attended a day-long seminar/conference and then wanted to attend a one-time webinar in the evening.

Mr. Yockey asked for further discussion and hearing none, asked if a member would like to make a motion.

Motion was made, seconded (Schlichting/Berg) and passed to approve the proposed language to limit the number of PDHs that may be obtained within a 24-hour period to 12 PDHs. Roll Call: The Board Members present constituted a quorum of the Board.

**B. NCEES Annual Meeting
– Delegate selection**

Mr. Lazell shared information about the NCEES Annual Business Meeting and asked for the names of the NCEES funded Board delegates.

The Illinois board delegates will be:

- Duane Yockey, *NCEES funding*
- Brian Berg, *NCEES funding*

- Christy Crites, *NCEES funding for first time attendees*
- Richard Rivera, *NCEES funding for first time attendees*

**Motion to go into Closed
Session:**

Motion was made, seconded (Crites/Berg) and passed to go into Closed Session pursuant to Section 2C (4) & (15) of the Open Meetings Act at 10:53 am.

VIII. Closed Session:

Roll Call: The Board Members present constituted a quorum of the Board.

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A. Review of Closed Minutes

The Board reviewed the closed minutes of the January 20, 2022, meeting.

B. Application Review/discussion

The Members discussed two items.

Motion to go into Open Session:

Motion was made, seconded (Schlichting/Crites) and passed to go into Open Session at 11:28 am. Roll Call: The Board Members present constituted a quorum of the Board.

Motion to accept Recommendations:

Motion was made, seconded (Schlichting/Berg) and passed to accept the recommendations made in Closed Session. Roll Call: The Board Members present constituted a quorum of the Board.

Motion to keep Closed Minutes closed:

Motion was made, seconded (Schlichting/Berg) and passed to keep the closed minutes closed. Roll Call: The Board Members present constituted a quorum of the Board.

IX. Reminders

Mr. Lazell reminded the Board that the next meeting scheduled is on May 26, 2022.

X. Adjournment

Motion was made, seconded (Ray/Burg) and passed to adjourn. Roll Call: The Board Members present constituted a quorum of the Board.

Meeting adjourned at 11:33 am.