EXECUTIVE DIRECTOR TO RETIRE

Billy Cline, Executive Director, has informed the Board that he plans to retire in October 1998. Billy has been with the Board since April, 1989. In announcing his retirement, Billy would like to thank the engineers and land surveyors in the state for allowing him the opportunity to serve them for eight (8) years as a Board member and nearly ten (10) years as Executive Director.

President Dan Flowers stated the Board would start a search for a new Executive Director. He appointed Al Miller chairman, Don Brady and Jim Engstrom as a search committee. The Board considers the position as a part time position. It will require an average of 20-30 hours per week. This will vary according to the season and work load.

The Executive Director is responsible for the administration of the office to insure that all office procedures follow the State and Board requirements. The Executive Director is responsible for maintaining the records of all engineer-interns, land surveyors in training, professional engineers and professional land surveyors licensed in the State. The Executive Director must also do or make arrangements to have the investigations of all complaints completed in a professional manner. He must also take and maintain all minutes and records of Board meetings and activities. The Board would like to employ someone that is either licensed as a professional engineer or land surveyor or that is familiar with the professions.

The position pays a maximum salary of approximately $36,000.00 per year plus the normal State insurance, retirement, vacation and etc.

Anybody interested in details or applying for the position should contact Billy Cline, 501/324-9085.
CITY BUILDING OFFICIALS

The Board, in its desire to remove confusion between the legal services of an architect and engineer, has mailed the following letter to all city building officials in the State.

Dear Building Inspector,

It has come to our recent attention that a lot of confusion exists within the State as to the requirements for Architects or Engineers to sign and seal building plans.

The General Assembly, in 1995, tried to delineate the building by intended usage as to the requirements for an architect or an engineer to design a building. Act 860 of 1995 amended the Architectural Registration Law, A.C.A. 17-15-102.5.B. (copy attached) was added. This gives an engineer the legal authority "to provide consultation, investigation, evaluation, planning and design of buildings intended for the accommodation of equipment, vehicles, goods and/ or processes, or other utilitarian function, with human occupancy including office space as required for the support of these functions, provided the engineer is practicing within his or her area of competency as defined in the Arkansas Engineering Act, A.C.A. 17-30-101 et seq".

The Arkansas Engineering Registration Act was amended by Act 834 of 1995 with the same wording A.C.A. 17-30-104 (copy attached).

Therefore, a building designed for human occupancy or habitation (such as school, motel, hospital, etc.) must have an architect on the building. A building designed for equipment, vehicle and for processes or other utilitarian functions (such as factories, storage facilities, water or sewer treatment facilities, etc.) may legally be designed by an engineer.

The Engineering Registration Act does not have an exemption based upon the cost of a building projects by private interests. However, there is a $25,000.00 exemption if the project is constructed by an arm of State, County or local government.

If you need any further clarification of this issue, please, write our office.

Sincerely,
Billy M. Cline, PE, PLS
Executive Director
A.C.A. 17-30-104

DISCIPLINARY ACTIONS

The following disciplinary actions have been taken by the Board since the last newsletter:

1. November 11, 1997 - The Board entered into a "Consent Agreement" with Rafael R. Romero for a civil penalty of $1,000.00 for practicing engineering without a license.

2. November 11, 1997 - After a formal hearing against ATOKA, Inc. the Board found them guilty of having factual inaccurate or incorrect material in their mailout to solid waste landfill operators. The Board voted to put ATOKA, Inc. on probation for two (2) years with all marketing letters and brochures to be forwarded to Board office during that time. This action has been appealed by ATOKA, Inc.

3. November 11, 1997 - After a formal hearing against Mr. Jack Suffler, PLS #772, the Board found him guilty of advertising as an engineering firm with no engineer in the firm and guilty of providing false information to the Board in its investigation. The Board voted to access a $4000.00 civil penalty against Mr. Suffler and to revoke his Arkansas Professional Land Surveyor license #772. This action has been appealed by Mr. Suffler.

4. November 11, 1997 - After a formal hearing against Ms. Jamie Wheat (non-registrant) the Board found Ms. Wheat guilty of advertising as an engineer when in fact she was not licensed. The Board voted to impose a $2000.00 civil penalty.

5. January 13, 1998 - The Board entered into a "Consent Agreement" with Mr. James E. Askew, PLS #1049, for a civil penalty of $500.00 and six (6) months of supervision in which all surveys would be forwarded to Board office for his violation of the minimum standards.

6. January 13, 1998 - The Board entered into a "Consent Agreement" with Mr. Curt Shaddix, PLS #209, for a civil penalty of $1500.00 for a violation of minimum standards on a survey for the Newton County Library.

During the 1997 calendar year the Board received 26 complaints and 14 were carried forward from 1996. The 40 complaints consisted of 18 against professional engineers and 22 against professional land surveyors. The disposition of the complaints were as follows; 15 were dismissed, 1 involved a court injunction, 5 were settled by consent agreement, and 5 involved disciplinary hearings. A total of 14 are still under investigation and will be carried into 1998.

CERTIFICATE OF AUTHORIZATION

A.C.A. 17-30-303 and Article 21 of the rules of the Board require that a firm offering engineering services to the public must have a Certificate of Authorization from this agency. The Board is concerned that many firms are ignoring this requirement. The Board intends to actively pursue the enforcement of this provision. This may involve disciplinary action against the engineers that violate this provision.

The law requires that if you offer engineering services to the public through a firm, partnership, corporation or etc. you must obtain a COA from the Board. The one exception to this requirement is where the firm is a sole proprietorship practicing in the name of the registrant.

You, as an individual professional engineer, could be in violation if you are employed by a firm offering engineering services to the public without having a proper Certificate of Authorization from the Board.

If you have any questions on this call or write the Board office for a clarification.
CONTINUING EDUCATION

I am listing below some of the typical questions received at the Board office about the mandatory continuing education:

Q – What is a PDH and how many are required?
A – A PDH is a "Professional Development Hour" which is basically a contact hour. The Board rules require 15 PDH’s per year for individuals licensed as a Professional Engineer or Professional Land Surveyor. An individual with a dual license must have 20 per year.

Q – How do I know the course will count?
A – The Board does not approve individual seminars. However, they intend to accept any course that is relevant to your area of practice.

Q – How do I report hours?
A – The forms mailed out for the renewals will have space for you to list the credits you have received. DO NOT send documentation to the office unless it is requested.

Q – What happens if I do not meet the requirements?
A – You will be placed on probation and will have six (6) months to obtain the necessary credits. If you do not meet the requirements, your license will lapse.

Q – May I keep my license without the continuing education?
A – You may elect to go inactive if you are not practicing. The rule also has provisions for you to convert back to "active" if you choose in the future.

NEW REGISTRANTS

The following is a listing of Professional Engineers and Land Surveyors licensed by this agency since October 1997.

Professional Engineers licensed since October 1997

9329 McInturff, IV, Frank 9378 Rao, Vishwanath 9427 Detlefsen, Lisa Ann
9330 Nasheed, Hakeem 9379 Nohr, Rodney Marvin 9428 Freyaldenhoven, Philip
9331 Nienhaus, Robert Albert 9380 Brewer, David Scott 9429 Charles
9332 Beale, David Anthony 9381 Donohue, Timothy P 9430 Mitchell Leo
9333 Wetner, Paul Martin 9382 Beckmann, William J. 9431 Moncrief, David Bruce
9334 Salmonis, Timothy Ross 9383 Wheaton, Bradley J. 9432 Smith, Robert David
9335 Kelabi, Jalal 9384 Hanchey, Craig Michael 9433 Daiber, Bryan John
9336 Bobbinsky, Joseph A 9385 Morris, Daniel Michael 9434 Sheppard, Jr., David Whitley
9337 Allison, Donald Kenneth 9386 McCollum, Bobby Gene 9435 Ayala, Jose Luis
9338 Rawson, Douglas E 9387 Wahlsfied, Michael R 9436 Clary, Noel Kilpatrick
9339 Jenkins, Herbert M 9388 Darmah III, John G 9437 Martter, Richard P
9340 Dulle, James Anthony 9389 Moore, Gregory Stanton 9438 Kunzel, Jr., David Walter
9341 Corbett, Bobby Creig 9390 Budke, James Edward 9439 Wilson, Ted Ronald
9342 Haughton, Jeffrey William 9391 Davidson, Samuel Harley 9440 Wolfe, Kevin Brian
9343 Childress, William Henderson 9392 Hedberg, Thomas William 9441 Oillerich, Jr., August Williams
9344 Shambaugh, Mark Paul 9393 Hall, Floyd Dennis 9442 Johnson, Harvard Benjamin
9345 Chhayeb, Souhel Said 9394 Albers Jr., David George 9443 Gray, Don R
9346 Vossmeyer, Thomas M 9395 Borne, Christopher Robin 9444 Forsyth, Jonathan Terry
9347 West, Dennis Michael 9396 Berge, Stacy Gene 9445 Cater Kenneth Wayne
9348 Moylan, Daniel Joseph 9397 Chiseler, James Stockdale 9446 Bice, Thomas Neal
9349 Neher, Milton Burce 9398 Ciampi, Paul 9447 Walter, Charles Dale
9350 Brown, Bily Don 9399 Destefano, Jr., Robert Joseph 9448 Rickert, Charles F
9351 Querin, Martin Alan 9400 Findley, Garry Paul 9449 Hagenburger, Jr., William C
9352 Thau, Ann Ngoc 9401 Filgro, Pamela Sue 9450 Fruth, Richard H
9353 Michaels, Kenneth Rains 9402 Foster, Michael Lee 9450 Cobb, Chris Marty
9354 Melichar, Michael Joe 9403 Franobarger, Don Edwin
9355 Kiesel, James Anthony 9404 Gallher, Kyle James
9356 Fisher, Robert Gregory 9405 Gilchrist, Jr., James L
9357 Donald, Victor Randall 9406 Hoey, Edward James
9358 Bowman, Steven Russell 9407 Keiso, Jerry John
9359 Gipple, George Kelley 9408 Kuhn, Todd Anthony
9360 Wagner, John Herman 9409 Leone, Craig Glover
9361 Ronfe, Daniel Price 9410 Lewis, Philip L
9362 Branch, Patrick Irwin 9411 Linz, Charles Stewart
9363 Romero, Rafael E 9412 Maitlett, Jr., Stephen Bradley
9364 Hamilton, Kris P 9413 Mushon, Arnold
9365 Debelly, Roger Dean 9414 Richardhson, Charles Jeffrey
9366 Dacus, Sheldon Morton 9415 Robbins, Richey Eugene
9367 Curtis, Darin L 9416 Sarvestani, Mehdi
9368 Moore, Kenneth B 9417 Saunders, Robert F
9369 Luffey, William Michael 9418 Vines, Brian Lee
9370 Heiserer, Larry Dale 9419 Whade, Marc Wesley
9371 Grakton, Nicholas Thornton 9420 Wieden, Raymond Edward
9372 Bassar, Nicholas Clare 9421 Williams, Rodney Dale
9373 Richardson, Joshua Keith 9422 Heinecke, John Jerome
9374 Conrad, Stephen William 9423 Marx, Jr., James Arthur
9375 Connor, Keith H 9424 Paul, Raymond A
9376 Halpin, John Albert 9425 Jacob, Coburn Olin
9377 Rich, Brett 9426 Robertson, Brian Allan

Professional Land Surveyors licensed since October 1997

1321 Caldwell, Wayne Thomas
1322 Cole, Donald Ray
1323 Dumas, Donna Sears
1324 Hall, Alan C
1325 Hauk, Kenneth Edwin
1326 Jones, Michael Otto
1327 Lamar, Clyde Scott
1328 Linderman, David Matthew
1329 Mosesley, William Kyle
1330 Pennewell, Albert E
1331 Richardson, Randolph Lee
1332 Robinson, Edward Dean
1333 Smith, Samuel Earl
1334 Traylor, Dale Virgil
1335 Williams, Jerry L
1336 Cleaver, Terry Wayne
1337 Collins, James Everett
1338 Donaldson, Arthur Melvin
1339 Gray, Mark A
1340 Nelson, Randall Dee
1341 Stockwell, Philip Laine
**APPROVED SPONSORS**

The following organizations were approved at the March Board meeting as “approved sponsors” of continuing education seminars:

1. Professional Development Group, Inc.
2. Struckman-Thorpe Associates
3. Arkansas State Highway & Transportation Department

**IMPORTANT BOARD DATES**

<table>
<thead>
<tr>
<th>Date</th>
<th>Event Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>May 12, 1998</td>
<td>Board meeting - Board office</td>
</tr>
<tr>
<td>July 1, 1998</td>
<td>Renewal Land Surveyor License</td>
</tr>
<tr>
<td>July 14, 1998</td>
<td>Board meeting - Board office</td>
</tr>
<tr>
<td>August 1, 1998</td>
<td>Deadline to apply for October Exams</td>
</tr>
<tr>
<td>August 12-15, 1998</td>
<td>Annual meeting NCEES Honolulu, Hawaii</td>
</tr>
<tr>
<td>September 15, 1998</td>
<td>Board meeting - Board office</td>
</tr>
<tr>
<td>October 30, 1998</td>
<td>Principle &amp; Practice of Engineering &amp; Land Surveying exams</td>
</tr>
<tr>
<td>October 31, 1998</td>
<td>Fundamentals of Engineering &amp; Land Surveying exams</td>
</tr>
<tr>
<td>November 10, 1998</td>
<td>Board meeting - Board office</td>
</tr>
</tbody>
</table>