

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

Open Minutes

State Board of Professional Engineers

Date: September 29, 2022
Convened: 10:02 am
Adjourned: 12:29 pm
Location: WebEx

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

Member(s) Absent: Kevin Burke III, Member
Philip Kunz, Public Member
Richard M. Ray, Member

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

Guests Present: Ryan Roth, ISPE

Open Session: The Meeting was called to order at 10:02 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.

Mr. Yockey did remind the members of IDFPRs required annual trainings to complete.

II. Guest Announcements, comments

Mr. Roth reminded the Board that ISPE's next "first Friday" event is coming up. He also shared that the annual SE Bootcamp is coming up on Oct 11-13th for any SE who may need CE for the SE Renewal this year.

III. Licensing Manager Report

- A. Rules Update Mr. Lazell shared that the 45-day public notice period for the proposed Rule amendment packet expired in August. DPR received comments from ISPE for the proposed Rules and they are currently being reviewed by DPR staff and will discuss with ISPE at the appropriate time. Once the comments have been discussed and an agreement reached, DPR will present the final version of the proposed Rules to JCAR for review and adoption.
- B. General Counsel Change Mr. Lazell shared that Munaza Aman left DPR and has been replaced with Ronald Almiron who will also serve as the GC for the Structural Engineer, Land Surveyor, and Interior Design Boards.
- C. NCEES National Service Awards Nominations Mr. Lazell shared that he received notice from NCEES that they will be accepting nominations for the National Service Awards. He indicated that if a member wishes to nominate another member to please let him know.
- D. Landscape Architect Mr. Lazell provide the Board with an update on this profession, mentioning that the profession is fully re-regulated by DPR once again.
- E. Interior Design Mr. Lazell provide the Board with an update on this profession, mentioning that the profession recently revised their Act to require a seal/stamp for drawings and CE for renewal. He also mentioned that he is working on a draft of Rule amendments based on the recent statutory changes.

IV. Review of Open Minutes

The Board reviewed the Minutes of the May 26, 2022, meeting. Motion was made, seconded (Berg/Schlichting) to approve the open minutes of the meeting as amended. Motion passed with a quorum of members via roll call.

V. Ongoing Business

No ongoing business discussed.

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**VI. Report from
Subcommittees**

A. Complaint Review
Committee/subcommittee

Mr. Berg reported on the September 22, 2022, meeting.

Complaint Statistics based on recommendations from the July 2022 meetings for each profession:

Architect: Opened 9, Closed 4, Referred to prosecutions 1
SE: Opened 2, Closed 1, Referred to prosecutions 0
PE: Opened 5 Closed 4, Referred to prosecutions 0
LS: Opened 1, Closed 0, Referred to prosecutions 0

Complaints currently under investigation:

Architect – 33
SE - 8
PE – 23
LS – 8

Cases currently being prosecuted:

Architect – 35
LS – 5
PE – 19
SE – 6

VII. New Business

A. NCEES Annual Meeting
– Report

Mr. Berg shared a report on the Annual meeting. He mentioned that it was probably the best annual meeting he has attended - content wise, and due to adding a plenary session before the official meeting began, the official sessions were able to be completed very quickly which allowed additional time to talk to other state boards, etc.

Ms. Crites shared that she enjoyed the opportunity to attend the meeting and stayed afterwards to participate in the law enforcement summit with Mr. Cepero and said it was very interesting to see the differences in the enforcement process with other states versus Illinois.

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**B. Code Enforcement
Manual – Review**

Mr. Lazell notified the Board that he is in the process of revising the code manual based on statutory changes that took place in 2019 and Rule changes that are set to be adopted soon. He indicated that he hopes to have it completed by the end of the year.

Mr. Yockey mentioned that the language on page 14 for the PE Act info may need to be looked at for accuracy as it is not general practice for a PE to sign/seal single family or multiple unit residences.

Mr. Jamison said he felt that the question for FAQ number 14 reads a bit awkwardly and should be reviewed.

Mr. Lazell thanked the members for reviewing the draft and providing comments for review.

**Motion to move into Closed
Session:**

Motion was made, seconded (Schlichting/Jamison) to move into Closed Session pursuant to Section 2C (4) & (15) of the Open Meetings Act at 10:58 am. Motion passed with a quorum of members via roll call.

VIII. Closed Session:

A. Review of Closed Minutes

The Board reviewed the closed minutes of the May 26, 2022, meeting and the consensus was that the minutes appeared accurate as written.

B. Application Review/discussion

The Board reviewed and made recommendations on two items at this meeting Action Sheet 22-0573 was signed.

**Moved back into Open
Session:**

Moved back into Open Session at 12:23 pm.

IX. Motions:

Accept recommendations:

Motion was made, seconded (Berg/Rivera) to accept the recommendations made in Closed Session. Motion passed with a quorum of members via roll call.

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Approve closed minutes: Motion was made, seconded (Berg/Jamison) to approve the closed minutes as written. Motion passed with a quorum of members via roll call.

Keep closed minutes closed: Motion was made, seconded (Berg/Crites) to keep the closed minutes closed. Motion passed with a quorum of members via roll call.

X. Reminders

Mr. Lazell reminded the Board that the next meeting scheduled is on November 17, 2022.

XI. Adjournment

The Board chair adjourned the meeting at 12:29 pm.