

**General Session Minutes  
State Board of Registration for Professional Engineers  
May 16, 2005**

The State Board of Registration for Professional Engineers met in their offices at 300 Capitol Street - Suite 910 Charleston, WV on May 16, 2005. Those present for the general session were:

Leonard J. Timms, Jr.	President
Edward L. Robinson	Vice-President
Bhajan S. Saluja, Jr.	Secretary
Richard E. Plymale	Member
Lesley L. Rosier	Executive Director
Don Johnson	Board Investigator
Debra Hamilton	Legal Counsel

The meeting was called to order at 9:10 a.m.

Mr. Saluja moved, with a second by Mr. Robinson, that the Board meeting minutes of March 21, 2005 (both executive and general session) and the "Record of Hearing", be approved. Motion carried.

The Board budget summary for March and April 2005 was received and reviewed. A motion to approve the expenditures and purchasing card transactions was made by Mr. Robinson, seconded by Mr. Plymale. Motion carried. The FY 2006 Budget and Expenditure Schedule was reviewed and discussed. No changes were made. A motion to formally approve the budget as submitted to the WV State Budget office was made by Mr. Saluja seconded by Mr. Plymale. Motion carried.

Ms. Rosier presented the Executive Director's report and addressed all Board questions and comments.

The April FE/PE exams were discussed. A few problems were observed with the implementation of the more stringent calculator policy. Several candidates showed up with calculators which were acceptable at the previous exam but not at this one. They either borrowed calculators from other participants or completed the exam without a calculator. This issue will be explored further by the Board with discussions with ELSSES and NCEES prior to the October exam.

It was discovered immediately prior to the FE exam that NCEES was allowing exam participants to keep the FE exam handbook rather than turning them in at the end of the exam. This raised a security issue about exam participants potentially copying problems in the handbook and carrying them out of the exam. NCEES responded that they believed the cost of packing and returning the manuals outweighed the risk of an exam breach and that writing in the FE handbooks was prohibited and to be monitored by proctors. This issue will be addressed at the NCEES Annual Meeting in August.

Ms. Rosier announced that the Chief Proctor for the Morgantown FE exam has resigned due to work commitments in her new job. ELSSES is seeking a replacement.

Due to the lack of PE review classes in WV, the WV ASCE Younger Member Forum has agreed to explore the possibility of offering a marathon weekend review session in an attempt to assist with improvement of the pass rate of the engineering PE exam. This review would be offered in a

central location in the state such as Flatwoods. Ms. Rosier has also been in touch with WVU and WVUIT officials regarding assistance in this endeavor.

The annual renewal process is underway. The paper renewal forms are being mailed this week. Enhancements to the on-line renewal have also been completed allowing the registrant to retrieve much of their record information as well as print out a copy of their on-line submission for their records. The e-mail confirmation of their registration will not be available for this renewal period.

Mr. Plymale moved to enter into executive session, seconded by Mr. Robinson. Motion carried.

At the conclusion of the executive session, Mr. Saluja moved to enter into general session with a second by Mr. Plymale. Motion carried and the Board took the following actions:

1. The Board directed Ms. Hamilton to schedule a hearing for complaint C2004-2 if a Consent Agreement can not be reached before the next Board meeting in July.
2. The Board reviewed and accepted the Findings of Fact and Conclusions of Law for complaint C2004-7. Total penalties of \$25,000 were assessed against the respondent along with \$1000 for administrative cost.
3. The Board accepted the Consent Agreement for complaint C2004-8 and authorized Mr. Timms to sign the agreement when it is finalized.
4. The Board directed Ms. Rosier to send a letter to the Elkview Church requesting they provide the name of the engineer or architect to be used for the redesign of their new sanctuary.
5. The Board requested Ms. Rosier prepare articles for the newsletter that address sealing of "as-built" drawings and the responsibility for engineers to report situations they become aware of where state codes are not being followed.
6. The Special Case for Board Action on the comity application approval list for Arivazhagan Pandian was approved by the Board.

The upcoming August NCEES Annual meeting was discussed. Reservations need to be made for those attending. The NCEES motion on restricting voting privileges to only Board members was discussed. The Board will be joining with others to oppose the motion at the annual meeting.

The 2006 NCEES Northeast Zone Meeting in Charleston was discussed. Preparation is in progress. The meeting will occur in May 2006 at the Embassy Suites. After hour events and special activities are being planned. Ms. Rosier will contact the governor's office regarding event details.

Proposed revisions to the WV engineering rules will be delayed until 2006 due to time limitations.

An ethics presentation was made at the WVDOT's Young Engineer's seminar in Charleston. The presentation was well received and will be expanded on in 2006. The 2005 WV Expo was discussed. Attendance at the Board sponsored events was very good. Plans are to offer the ethics seminar at next year's Expo.

An ad by West Virginia State Community and Technical College for "Electronics Engineering" was discussed. Ms. Rosier was directed to send a letter to the college requesting they change the name of the course to reflect the curriculum being offered.

The next Board meeting will be held on Monday July 18, 2005 at 9:00 a.m. The meeting will take place in the Office of the WV State Board of Registration for Professional Engineers, 300 Capitol Street – Suite 910, Charleston, West Virginia.

Upon motion by Mr. Saluja, seconded by Mr. Plymale, the meeting adjourned at 11:50 a.m. for lunch.

The Board reconvened at 1:00 p.m. to conduct a hearing on complaint C2004-6. Ms. Whitney Evers served as the court reporter. The hearing was opened to the public at the request of the respondent. The respondent requested that the hearing be postponed due to the unavailability of his attorney. The Board granted this in part. They agreed to accept the testimony of the complainant since he had traveled a long distance to attend the hearing. Cross examination would be by interrogatories or telephone at the re-scheduled hearing. The complainant chose to delay his testimony until the re-scheduled hearing. The hearing will be re-scheduled until July 16, 2005 at 1:00 p.m. Ms. Debra Hamilton will make necessary arrangements and formally notify the participants of the hearing.

Upon motion by Mr. Plymale, seconded by Mr. Saluja the meeting adjourned at 1:50 p.m. The Board members will be compensated one day per diem plus travel expenses.

---

**Leonard J. Timms, Jr., P.E.**  
**Board President**

---

**Bhajan S. Saluja, P.E.**  
**Board Secretary**