

**UTAH PROFESSIONAL ENGINEERS AND
PROFESSIONAL LAND SURVEYORS
LICENSING BOARD**

**Electronic Meeting
November 17, 2021 | 9:00 a.m.**

CONVENED: 9:04 A.M.

ADJOURNED: 11:03 A.M.

**Bureau Manager
Board Secretary**

Stephen Duncombe
Katie Corak

Board Members Present

Blaine Leonard, Chairperson
Stephen Connor
Brad Kenison
Jeff Whitney
Jeffery Miller
Chris Kobayashi
Stephen Connor
James Pitkin

DOPL Staff Present:

Bobby Main, Investigations Supervisor
Tracy Taylor, Quality Assurance Analyst

TOPICS FOR DISCUSSION:

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

Approval of Minutes

Time: 3:15

The minutes dated September 28, 2021 were reviewed. Mr. Connor made a motion to approve the minutes as written. Mr. Kenison seconded the motion. The motion passed unanimously.

Investigations Report

Time: 4:32

Mr. Main provided the Board with an investigations report. Item noted with no action taken.

Education and Enforcement Fund

Time: 5:45

Mr. Duncombe provided the Board with an updated report on the Fund and current licensing numbers. Item noted with no action taken.

DISCUSSION AND ACTION ITEMS:

Updated Criminal History Guidelines

Time: 7:20

Ms. Taylor reviewed the updated criminal history guidelines with the Board that are used in reviewing applications for licensure. The Board reviewed 58-1-

401 (7) which requires the Division to consider certain circumstances related to criminal convictions when reviewing an application for licensure or renewing a license. In response to this section, the proposed criminal history guidelines were created. The Board identified several charges listed as "issue" such as criminal trespass and criminal mischief with property destruction, and damage/interrupt a communication device that they wanted to be reviewed up through five years after the offense as they substantially relate to the engineering and surveying professions. The Board requested those changes be made accordingly. Mr. Leonard made a motion to accept the proposed criminal history guidelines along with the requested changes. Mr. Kenison seconded the motion. The motion passed unanimously.

PLS and PSE Endorsement:

Time: 54:18

Ms. Taylor reviewed the endorsement research for Professional Land Surveyors and Professional Structural Engineers. The Board determined it would be better to hold off on a decision related to professional land surveyors to allow for more research and because Mr. Pitkin, a licensed professional land surveyor was late joining the meeting and discussion. Ms. Taylor sought feedback from the Board on the structural licenses from, Idaho, Vermont, and the Northern Mariana Islands and their equivalency to Utah's structural engineer license. The Board determined structural applicants from Idaho would need to provide additional documentation showing a special area of assignment in order to be licensed as a professional structural engineer in Utah. The Board then reviewed the information on licenses in Vermont and the Northern Mariana Islands and determined those licenses would not be eligible for licensure by endorsement in Utah because the scope of practice for structural engineers in those jurisdictions are too vague. Mr. Miller made a motion to accept the recommended endorsement proposal for professional structural engineers. Mr. Whitney seconded the motion. The motion passed unanimously. The recommended proposal for professional land surveyors will be tabled until the next meeting.

Fire Protection Systems Engineering

Time: 1:43:35

Mr. Leonard reviewed the main points in the ongoing discussion on Fire Systems Engineering the Board has been having. It was expected that the Board would work with the Utah State Fire Marshal's Office to draft proposed language allowing for design of fire protection systems by unlicensed individuals with eventual review and stamping by a licensed professional engineer for design compliance, and review of fire protection plans for code compliance by unlicensed individuals such as building officials and fire code officials. However, earlier this week a bill file was opened in the legislature with proposed language in the Professional Engineer and Professional Land Surveyor Licensing Act, specifically the exemption from licensure section, allowing NICET level III and IV certified individuals to design and submit fire protection plans. This bill had it's first hearing in the Business and Labor Interim Committee during this board meeting. The Board has the ability to speak on this issue to the legislature either by speaking at an upcoming committee hearing or by submitting a letter. Board members will reach out the Utah State Fire Marshal's Office and other professional organizations in the next couple of months and attempt to engage with them on the proposed language.

Next Board Meeting:

January 19, 2022 9:00 a.m.

ADJOURN:

Adjourned at 11:03 A.M.

Note: This report is not intended to be a verbatim transcript, but is intended to record the significant features of what was discussed in the meeting. Discussed items are not necessarily arranged in chronological order.

01/19/2022

Date Approved



Chairperson, Utah Professional Engineers and
Professional Land Surveyors Board

01/20/2022

Date Approved

Stephen Duncombe

Bureau Manager, Division of Occupational and
Professional Licensing