

**Florida Board of Professional Engineers  
Rules Committee Minutes  
November 9, 2016  
8:30 a.m. – FBPE Office  
Tallahassee, FL**

1. Call to Order, Roll Call, Determination of Quorum and Address Absences

Mr. Bracken called the meeting to order. Ms. Raybon called roll.

**Committee Members Present:**

William Bracken, P.E., S.I., Chair  
Kevin Fleming, P.E.  
Warren Hahn, P.E.  
Elizabeth Howard, Public Member

**Committee Members Absent:**

Roland Dove, P.E.

**Others:**

Larry Harris, Assistant Attorney General, Board Counsel

**Staff Present:**

Zana Raybon, Executive Director  
John Rimes, Prosecuting Attorney  
Rebecca Sammons, Assistant Executive Director

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FLORIDA BOARD OF  
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2. Introduction of Guests and Announcements

Drew Hains, P.E.

3. Review/Open **Rule 61G15-20.0010 – Application for Licensure by Examination**

Mr. Bracken discussed the applications and pointed out that there are formatting and content issues. Mr. Bracken asked that the discussion focus on content issues because the formatting issues would be handled by staff.

Mr. Harris reviewed the proposed forms, which were approved in September, and stated that after discussions with Mr. Bracken and Ms. Raybon, he has some concerns with the forms. Discussion followed on the forms.

Upon motion by Mr. Hahn, seconded by Mr. Fleming, to have staff work on the formatting for the applications and make the changes suggested by Mr. Bracken and bring the applications back to the full board at the December meeting, the motion passed.

4. Review/Open **Rule 61G15-20.0015 - Application for Licensure by Endorsement**

This item was handled under item #3.

5. Review/Open **Rule 61G15-22.001 – Continuing Education Requirements**

This item was pulled from the agenda.

6. Review/Open **Rule 61G15-22.003(6) - Qualifying Activities for Area of Practice Requirement**  
 (“Participation in Societies” based on email from PE in Ohio)

Ms. Raybon stated that we are getting a lot of questions about what qualifies as a “board-approved society.” Mr. Bracken stated that this would be a good topic for the CE Provider Committee but we need to provide a way for staff to answer these questions in the meantime. Discussion followed.

Mr. Bracken asked that this issue be put on the December agenda for the Board to delegate authority to Ms. Raybon to approve or provide a standard answer to questions on this topic.

Upon motion by Mr. Bracken, seconded by Mr. Hahn, to recommend to the full Board to give Ms. Raybon (with input from Mr. Harris as needed) the authority to answer questions about whether participation in an organization as listed in the rule qualifies for CE credit or forward said question to the Board for their answer is needed, the motion passed.

Ms. Raybon asked for a definition of the following: technical society, professional society, civic organization and trade organization.

7. Review/Open Rule **61G15-24.001 – Schedule of Fees** (address concerns from JAPC)

Mr. Harris discussed the proposed rules, the SERC and the concerns from JAPC. Discussion followed. Mr. Harris asked that the issues about the fees for CE course and providers be added to the scope of the CE Provider Committee.

Upon motion by Mr. Hahn, seconded by Ms. Ferguson, to notice a change to the proposed rule to: 1) reduce 2(l) to reduce the fee from \$125 to \$93.75; 2) delete paragraphs 4(b) and 4(c); and

3) under subsection 5 delete the reference to 471.038 and correct the reference to 455.2281, the motion passed. Mr. Harris will respond to Ms. Holladay as to why the \$5 fee has been included in the rule.

Mr. Harris asked if the proposed rule amendment will have an adverse impact on small business or will proposed rule amendments would be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within one (1) year after the implementation of the rule.

Upon motion by Mr. Bracken, seconded by Mr. Hahn, that the proposed rule amendment will have no adverse impact on small business and will not increase regulatory costs, the motion passed.

#### 8. Review/Open Rule **61G15-32 – Fire Protection Responsibility Rules**

Mr. Harris discussed the proposed changes and the recommended changes by Mr. Kowkabany. Discussion followed.

Upon motion by Mr. Hahn, seconded by Mr. Fleming, to approve the proposed changes by Mr. Kowkabany and to proceed with proposal of the rules, the motion passed.

Mr. Harris asked if the proposed rule amendment will have an adverse impact on small business or will proposed rule amendments would be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within one (1) year after the implementation of the rule.

Upon motion by Mr. Hahn, seconded by Mr. Fleming, that the proposed rule amendment will have no adverse impact on small business and will not increase regulatory costs, the motion passed.

#### 9. Discussion on Marine Engineer Title – (materials provided by Drew Hains, PE)

Mr. Hains presented information regarding the marine engineering/naval architecture industry and the status of P.E.s practicing marine engineering in various states. Discussion followed.

Mr. Rimes discussed this matter and recommended speaking to DBPR about it.

After further discussion, the possibility of pursuing a statutory change was identified as an option. The Committee determined to present this matter to the full Board at the December Board meeting for discussion regarding pursuing statutory changes.

#### 10. Old Business

#### 11. New Business

## 12. Adjourn

### a. Date, Time and Location of Next Rules Committee Meeting

January 11, 2017 at 8:30 a.m.  
FBPE Office  
2639 North Monroe Street  
Suite B-112  
Tallahassee, FL 32303

