

AGENDA
STATE BOARD OF TECHNICAL REGISTRATION
1110 W. Washington, Building Conference Room #250
Phoenix, AZ 85007

Tuesday, February 28, 2012
9:30 AM
OPEN SESSION

Title II of the Americans with Disabilities Act (ADA) prohibits the Board of Technical Registration from discriminating on the basis of disability in its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter by contacting Patricia Sandino at (602) 364-4946. Requests should be made as early as possible to allow time to accommodate the request.

The Board may discuss, consider or take action on any item on the agenda. At the discretion of the Board, agenda items may be taken out of order.

All examination material, transcripts, educational records, reference forms and applications are confidential pursuant to A.R.S. § 32-129.

The Board may vote to go into executive session to receive legal advice from counsel on any agenda item, during the meeting, or specifically on agenda items 4, 5, 6, 7, 8, 9, and 10, to review statutorily confidential materials or receive legal advice from counsel pursuant to A.R.S. §§ 38-431.03(A)(2) or (3).

1. **CALL TO ORDER**
2. **ROLL CALL**
3. **CALL TO THE PUBLIC**

Pursuant to A.R.S. § 38-431.01(H), the Board members are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. However, members may ask staff to review a matter or may ask that a matter be placed on a future agenda.

4. **ADOPTION OF MINUTES**
Review, Consideration, and Possible Action on the following:
 - A. Approve, modify and/or reject January 24, 2012 Minutes.

5. ENFORCEMENT MATTERS

Review, Consideration and Possible Vote on the following:

A. Proposed Dismissals

- 1. M11-079, Timothy M. O’Neill, P.E. (Civil) #10006

B. Review and Discussion and Consideration

- 1. M08-029, M08-094, M08-099, M09-047, M09-050, M10-002
Architectural Design by Delorme & Associates, LLC

C. Proposed Consent Agreements

- 1. M10-014, Dietz Design, LLC
- 2. M11-036, Johnson Walzer Associates
- 3. M12-009, Roy Noggle Architects

D. Proposed Letters of Concern

- 1. M10-102, Bradley W. Sargent, Land Surveyor #37513
- 2. M10-101, Allan R. Marshick, Land Surveyor #17362

6. HOME INSPECTOR MATTERS

A. Review, Consideration and Possible Vote on the following:

- 1. Home Inspector Rules and Standards Committee Appointment.
- 2. Samuel K. Parker, CHI #52801, Financial Assurance Mechanism

7. DRUG LABORATORY MATTERS

Review, Consideration, and Possible Action on the following:

A. Evaluation of Application / Request for Possible Granting of Certification:

- 1. Connolly, Ryan, On-Site Worker, Applicant #110978

8. LICENSING MATTERS

Review, Consideration, and Possible Action on the following:

“Yes” Answer to Question 6-Misdemeanor Convictions

- * 1. Chang, Chuan-Chih, Architect Application #111130
- 2. Cueller, Angel, Geologist Application #120046
- 3. Guarena, Robert, Civil Engineer Application #111033
- 4. Handley, Lauren, Geologist Application #111139
- 5. Harding, Verna, LSIT Application #110232
- 6. King, Adam, Civil Engineer Application #111207
- 7. Leal, Luis, Civil Engineer Application #111183

- * 8. Lobedan, Derek, Civil Engineer Application #111219
- 9. Marino, James, Civil Engineer Application #111095
- 10. Parker, James, Civil Engineer Application #090019
- 11. Schulz, Kimberly, Civil Engineer Application #120062
- * 12. Tarr, Craig, Mechanical Engineer Application #111111
- 13. Wang, Davin, Mechanical Engineer Application #111099

“Yes” Answer to Question 3-Prior Discipline

- 14. Schutte, Todd, Structural Engineer Application #111271

Request for Exemption to IDP

- * 15. Huang, Alvin, Architect Application #110805

* Appearing Telephonically. See Timed Appearances Table, attached.

9. LICENSING CONSENT AGENDA

A. Review, Consideration, and Action on the Evaluation Committee and Staff Recommendations for the following (Lists of names available at the Board’s office for public review):

1. Granting professional registrations, certifications or in-training designations pursuant to A.R.S. §§ 32-122.01, 32-123;
2. Granting approval to applicants to sit for the professional or in-training examinations pursuant to A.R.S. § 32-122;
3. Granting professional registrations to those applicants possessing NCARB Blue Cover or NCEES Model Law Engineer certifications, pursuant to A.R.S. § 32-122.01, and § 32-123;
4. Administratively closing professional or in-training applications pursuant to A.R.S. §§ 32-122, 32-122.01(A); A.A.C. R4-30-204(E);

Staff recommends that the Board move that the applicants listed in 9.1 be granted professional registration, certification, or in-training designation, that the applicants listed in 9.2 and 9.3 be approved to sit for the professional or in-training examinations, be granted registration in the appropriate category upon successful completion of the exams and a staff determination of continued eligibility and the applicants listed in 9.4 be administratively closed for failure to meet the requirements of the Board.

10. POLICY MATTERS

Review, Consideration, and Possible Action on the following:

1. Comments on Notice of Proposed Rule Making filed with the Secretary of State in December 2011 and published in the Arizona Register on January 13, 2012.

2. Whether to adopt the Pools and Spas Standards and the Pool and Spa Report Checklist Supplement.
3. Whether to adopt proposed language for a revision to A.A.C. R4-30-247 giving guidance to home inspectors who inspect pools and spas.
4. Whether to authorize staff to file a Notice of Rule Making Docket Opening with the Secretary of State's Office.

11. Review, Consideration and Action on the following:

- A. Registrations that have been expired for three years and recommended to be cancelled:
(List of names available at the Board's office for public review.)
- B. Certifications that have been expired for one year and recommended to be cancelled:
(List of names available at the Board's office for public review.)

12. DIRECTOR'S REPORT

13. BOARD CHAIR'S REPORT

14. STANDING COMMITTEE REPORTS

1. Legislation and Rules Committee
2. Budget Committee
3. Home Inspector Rules and Standards Committee
4. Environmental Remediation Rules and Standards Committee

15. BOARD MEMBER REPORTS ON OUTSIDE ACTIVITIES

1. National Council of Examiners for Engineering and Surveying ("NCEES")
2. National Council of Architectural Registration Boards ("NCARB")
3. Council of Landscape Architectural Registration Boards ("CLARB")
4. National Association of State Boards of Geology ("ASBOG")
5. Public Member News/Information

16. FUTURE BOARD MEETINGS – Tuesday, March 27, 2012, at 9:30 AM.

17. Suggested Topics for future meeting agendas.

18. ADJOURNMENT