



**STATE BOARD FOR ENGINEERING, LAND SURVEYING AND GEOLOGY  
OFFICE OF THE PROFESSIONS**

89 Washington Avenue, Albany, NY 12234

&

85 Allen Street, Suite 120, Rochester, NY 14608

Public viewing also available via WebEx

June 8, 2023

~ 9:30am ~

**OPEN SESSION MINUTES**

**Primary Board Members Present:**

- M. Noviello, P.E, L.S. (Chair)
- J. Martin, P.E. (Vice Chair)
- A. Friedman
- R. Frandina, P.E, L.S. (Remote SED Office - Rochester)
- D. D'Angelo, P.E.
- B. Holbriter, L.S.
- W. Kelly, P.G.
- J. Patota, P.G.
- T. Mitchell, P.E. (Remote SED Office - Rochester)
- R. Nogle, P.E.
- P. Vanhaverbeke, L.S.
- L. Woods, P.E.

**Extended Board Members Present:**

- None

**Board Members Absent:**

- D. Franzi, P.G.
- M. Rygel, P.G.

**Subject Matter Expert Present:**

- H. Palmer (Remote SED Office - Rochester)
- 

**Board Office Personnel:**

- E. Greppo, P.E. – Executive Secretary (ES)
- K. Fitzgerald – Associate in Professional Education

**Visitors:**

- John Nadeau – NYSCPG
- Emily Whalen – NYSAPLS

- Mark Kriss – NYSSPE (via public WebEx link)
- Amber Carpenter – NYSAPLS (via public WebEx link)
- Roy Garfinkel – NYSAPLS (via public WebEx link)
- Scot Allen – NYSAPLS (via public WebEx link)
- Kate Knight – Representing Rochester Institute of Technology

### 1. Call to Order – Open Session

Chair Noviello, P.E, L.S. called the Open Session to order.

### 2. Introductions and Welcome New Board Members

ES provided a summary of educational and professional background information for the three (3) new Board Members: M. Rygel, P.G., R. Nogle, P.E. and P. VanHaverbeke, LS.

### 3. Meeting Minutes

The Open Session meeting minutes from March 9, 2023 were reviewed.

**Motion** – Friedman/Holbriiter: Approve March 9, 2023 meeting minutes, with edit to number 9.  
**PASSED UNANIMOUSLY.**

### 4. Chair and Vice Chair Reports

Chair Noviello, P.E, L.S. and Vice Chair Martin, P.E. deferred commentary until committee reports.

### 5. Executive Secretary Report

- The Executive Secretary (ES) listed the number of licenses issued through April 2023, along with registered licensee statistics for professional engineers, land surveyors, and professional geologists. These statistics will be shared quarterly.
- L. Woods, P.E., was reappointed by the Board of Regents for a second primary term on March 14, 2023. M. Rygel, P.G., was appointed by the Board of Regents for a first primary term appointment on April 17, 2023. R. Nogle, P.E., and P. VanHaverbeke, L.S., were appointed by the Board of Regents for a first primary term appointment on May 16, 2023.
- There are approximately 92 exam and endorsement applications in queue. Board Members were thanked for their continued efforts to make application reviews a priority.
- A technical amendment to Part 68.3 of the Commissioner's Regulations relating to the Requirements for Admission to the Examination for Licensure as an Engineer was adopted as an emergency rule at the April 2023 Regents meeting and has been in the 60-day public comment period since May 3, 2023. It is anticipated that the proposed rule will be presented for adoption at the July 2023 Regents meeting.
- Information on annual conferences, legislation tracker, public discipline cases and upcoming trainings was provided. ES noted that the ethics training is an annual requirement for all primary board members.

## **6. Professional Engineering Committee Report**

Chair Martin, P.E. stated that the committee will discuss applicant experience reviews, using current guidelines for applying credit. The committee is scheduled to meet on June 21, 2023 to review processes. There will also be a discussion during committee on how the education and experience requirements are currently written in regulation.

## **7. Land Surveying Committee Report**

Chair Holbriiter, L.S. reported that the committee will meet on June 14, 2023 to review the April 2023 exams and begin selecting question for the October 2023 examination. Chair Holbriiter, L.S. will work on editing the Land Surveying application review guidance and circulate to the committee for comment. ES included that NYSAPLS is holding an exam review workshop in September 2023 and will request invitations for interested committee members who would like to attend as observers. ES is also planning on scheduling a separate committee meeting related to current practice guidelines and also review the NYSAPLS currently proposed draft of its Minimum Technical Standards (MTS).

## **8. Professional Geology Committee Report**

Chair Patota, P.G. discussed the NYS pass rate for ABSOG's March 2023 exam administrations. The committee has prepared draft Geology Practice Guidelines for comment and continues to review education program proposals on a rolling basis. Discussions on application and experience review guidelines are ongoing. The New York State Council of Professional Geologists (NYSCPG) hosted Chair Patota for ethics training (Rules and Regulations) via WebEx. Geology Days, hosted by NYSCPG, will be held in November 2023. The Board Office intends to present on licensure matters during that event. Chair Patota, P.G. will present independently of the Board on the use of technology and mapping in Geology.

## **9. Access & Outreach to the Professions Committee Report**

Chair Woods, P.E. noted that continued work on the draft STEM PowerPoint presentation will occur during the week of June 19, 2023. Additionally, ASCE has been in contact with Chair Woods, P.E. offering opportunities for SED licensure and practice guidance presentations for professionals and students. ES mentioned that various state agencies have reached out requesting guidance related to best preparing aspiring for the necessary licensure qualifying experience. The ongoing committee discussions on licensure qualifying experience will inform future outreach on these matters.

## **10. Education Committee Report**

Chair Mitchell, P.E. stated that there are two (2) ongoing and three (3) new education proposals. Additionally, two (2) previously approved Geology education programs have recently been approved as licensure-qualifying programs. Further discussion on education proposal reviews will be covered in Executive Session

## **11. Legislation Committee Report**

ES briefly reviewed the legislation tracker. It was created for informational awareness regarding the Board's three (3) professions. Chair Martin, P.E. provided a reminder that the Board does not take a formal position unless asked by the Board of Regents / SED Commissioner though Board Members may actively stay aware and educated on legislation as it evolves.

## 12. Project Delivery Methods Committee Report

Chair D'Angelo, P.E. referenced proposed NYS legislation regarding Qualifications Based Selection (QBS). There was also mention of the Metropolitan Transportation Authority (MTA) and Progressive Design Build for which there is no current state or national legislation.

## 13. Continuing Business

ES stated that the next board meeting is scheduled for Thursday September 7, 2023 at 9:30am in Albany. The Board will also meet on 12/7/2023 (time and location TBD).

## 14. New Business

ES and Chair Noviello, P.E, L.S. will develop an ad-hoc Practice Guidelines committee to provide review of the practice guidelines for all three (3) professions as well as the draft updated architectural practice guidelines. ES will explore the potential benefit of a collaborative practice guideline review with the Architecture and Landscape Architecture Board ES.

## 15. Executive Session and Adjournment

**Motion** – Holbritter, L.S./Woods, P.E.: Move to break for ten (10) minutes and reconvene for Executive Session.

**PASSED UNANIMOUSLY.**

Respectfully Submitted,

Eric Greppo, PE  
Executive Secretary