



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

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250 Veterans Memorial Highway, Room 3A-15, Hauppauge, NY 11788

March 7, 2024 - 9:30 A.M.

OPEN SESSION MINUTES

Primary Board Members Present:

- M. Noviello, P.E., L.S. (Chair)
- J. Martin, P.E. (Vice Chair)
- D. D'Angelo, P.E.
- P. VanHaverbeke, L.S.
- L. Woods, P.E.
- A. Friedman, P.T.
- W. Kelly, P.G.
- J. Patota, P.G., left at 11:01 A.M., returned at 11:03 A.M.
- T. Mitchell, P.E. (remote in Rochester, NY)
- R. Nogle, P.E. (remote in Buffalo, NY)
- R. Watt, P.G. (remote in Buffalo, NY)
- R. Frandina, P.E., L.S. (remote in Buffalo, NY)
- M. Rygel, P.G.
- J. Janora, P.G. (remote in Buffalo, NY)
- G. Marcus, P.E. (remote in Hauppauge, NY)
- F. Flanagan, L.S., arrived at 10:08 A.M.
- S. Alampalli, P.E.

Extended Board Members Present:

- None

Primary Board Members Absent:

- D. Franzi, P.G.
- S. Porter, L.S.
- B. Holbritter, L.S.

Department Personnel:

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

Visitors:

- Mark Kriss – NYSSPE, left at 11:00 A.M., returned at 11:03 A.M.

- Emily Whalen – NYSAPLS
- John Nadeau - NYSCPG, left at 10:59 A.M.
- Kate Knight – Catalyst Government Relations, representing Rochester Institute of Technology

1. Call to Order – Open Session

Chair Novello called the Open Session to order at 9:31 A.M.

2. Introductions and Welcome New Board Members

The ES provided a summary of education and professional background information for the two (2) new Board Members: F. Flanagan, L.S. and S. Alampalli, P.E. Members Flanagan and Alampalli expanded on their respective summaries. As many new members have joined the Board within the past two years, all Board Members, the ES, and some guests also provided brief summaries of education, professional, and/or personal background information.

3. Meeting Minutes

The Open Session meeting minutes from the December 7, 2023 Board meeting were reviewed.

Motion – Mitchell/Patota: Approve December 7, 2023 meeting minutes.

PASSED, with two (2) abstentions.

4. Chair and Vice Chair Reports

Chair Novello and Vice Chair Martin deferred commentary to committee reports.

5. Executive Secretary Report

- The Board Office report listed the number of new licenses issued in 2023, along with registered licensee statistics for Professional Engineers, Land Surveyors, and Professional Geologists (as of January 1, 2024).
- The Board of Regents (BOR) appointed F. Flanagan L.S. and S. Alampalli P.E. to a first primary term appointment as of January 9, 2024 and February 13, 2024, respectively. Vice Chair J. Martin P.E. was reappointed by the BOR for a second primary term appointment as of December 11, 2023. A. Friedman will not pursue a second primary term; the call for nominations website page has been updated to reflect the upcoming public member search.
- There are 68 P.E. exam and endorsement applications in queue as of March 1, 2024. Board Members were thanked for their continued efforts to make application reviews a priority.
- On January 2, 2024, a new B.S. in Civil Engineering and a new B.S. in Environmental Engineering were registered and approved by the Department. Both programs will be offered at Union College.
- On March 4, 2024, a new M.E. in Biomedical Engineering Data Science was registered and approved by the Department. On March 5, 2024, a new M.S. in Semiconductor Technology was registered and approved by the Department. Both programs will be offered at Rensselaer Polytechnic Institute.
- Information on a January 2024 L.S. application preparation presentation at the NYSAPLS annual conference was shared. A P.E. ethics and licensure process presentations were given in February 2024.

- There are no publicly posted discipline enforcement actions taken to date in 2024.
- ES provided a reminder that Board member honorarium is based on the fiscal year (April 1 – March 31) and must be separated by fiscal year when remitting submissions.
- Dates for the annual ethics training are TBD but are typically offered in a live virtual format every June and December.
- The Office of Professions Deputy Commissioner, S. Benson, has retired as of February 28, 2024. D. Hamilton, Office of Professions Assistant Commissioner, will be covering while a successor is identified. P. Cooney, former Board Executive Secretary, passed away in January 2024.
- The 2025 NYS State Budget has not been finalized.
- NCEES Zone Meeting will be held May 2-4, 2024, in Washington, D.C. ES, Chair Noviello, Member Holbitter and Member Nogle are scheduled to attend, pending final internal approvals. The NCEES Annual Meeting will be August 14-17, 2024, in Chicago, IL. ES will reach out for volunteers interested in attending.

6. Professional Engineering Committee Report

Chair Martin stated that application reviews are one of the biggest tasks that committee members accomplish. The committee has met virtually several times within the past year to discuss the application experience reviews and will soon meet again on the matter to review with the newest P.E. Board members.

ES noted that the current bill (S01049/A05051) regarding applicants with a bachelor's degree in engineering technology will be further reviewed with the Board.

ES provided a reminder regarding the current all experience licensure pathway ending as of 4/6/2024. The Department full fee and Form 1 must be filed before 4/6/2024 for an applicant to preserve this licensure option. For initial (Form 1) applications submitted on or after 4/6/2024, education credentials must meet the current education criteria stipulated in Section 68.1 of the Commissioner's Regulations.

7. Land Surveying Committee Report

ES and Board Chair Noviello reported in Committee Chair Holbitter's absence. Board Chair Noviello stated that there were three (3) committee meetings last quarter; meeting topics included examinations, applications, review questions and challenges. ES elaborated that the committee met on 1/25/2024 to review October 2023 exam challenges and finalize the March 2024 examination.

ES shared that the ES, various LS Board members and D. Spillane from the Department's Office of Professional Discipline explained disciplinary procedures as guests at NYSAPLS Ethical Practices committee meeting (2/7/2024). General practice matters related to supervisory charge were also discussed. NYSAPLS expressed interest for a NYSED presentation on Professional Practice and Discipline Procedures at the 2025 NYSAPLS Annual Meeting.

ES also indicated that Department social media outreach will be provided for Surveyor's Week (March 17-23, 2024).

8. Professional Geology Committee Report

Chair Patota reported that the committee has been meeting up to four (4) times a month on application experience reviews and other practice matters. Outreach regarding the application process is being planned, as well as outreach to public agencies (e.g., DOT).

The P.G. committee may develop a combined presentation with the P.E. committee for delivery at a future Engineer's Week event with the intention to foster a better understanding of the geology profession and practice matters affecting both (P.G. and P.E.) professions. ES suggested that joint P.E. and P.G. committee meeting be scheduled this Spring to discuss this and other practice overlap matters.

Chair Patota will be attending an ASBOG virtual meeting in April 2024, the Hudson Mohawk Student poster session on April 17, 2024, and CNYE Science event at Syracuse University on April 20, 2024. Member Rygel will be attending CNYE Geology Field Day on April 26, 2024.

Three upcoming NYSCPG geology events were mentioned, which Chair Patota will attend. On April 4, 2024, there will be a Town Hall. On May 15, 2024, ES and Member Kelly will present a NYS application processes online seminar. Geology Days will be November 11 – November 13, 2024.

9. Access & Outreach to the Professions Committee Report

Chair Woods noted that he and ES were co-presenters for an E-week Ethics Presentation on February 15, 2024. More presentations and outreach will be done for other organizations, including ASCE and interested state agencies. The STEM PowerPoint presentation to be updated.

ES commented that there were many questions related to the NYS Department of State (DOS) new Part 1203 of the Uniform Code and the Energy Code during the E-week Ethics Presentation. While recognizing this is a DOS Rule, NYSED has posted an advisory notice on the matter within the Engineering webpage section. ES will engage DOS to inquire about any additional outreach assistance the Board Office may provide.

Members Kelly and Franzi will represent NYSED and the Board at the 2024 Northeastern Geological Society Northeastern Section Meeting, which will be held in Manchester, NH, from March 16-19, 2024. This event had been identified as a major opportunity to message on licensure in New York, as many of the attendees are students, faculty, and consultants. There will be an 8x10 booth, PowerPoint on loop, as well as handouts from NYSED, NYSCPG and ASBOG.

10. Education Committee Report

Regarding education program proposals, Chair Mitchell reported that there are four (4) new first reviews and one (1) second review. Discussion regarding ongoing and new proposals will be covered in Executive Session.

11. Legislation Committee Report

Chair Martin shared a reminder that the Committee monitors legislation but does not provide an opinion unless asked by the Board of Regents / SED Commissioner. The current electronic Legislation Tracker was shared.

ES stated that on July 21, 2024 an amendment to the New York Business Corporation Law allowing an employee stock ownership plan (ESOP) to own 100% of a DPC goes into effect (2022 N.Y. Laws

Chapter 439 §5). NYSED is developing updates and notices associated with the implementation of the change.

Bills newly added to the tracker include Staging Construction Site Accidents (S8413/A8981) and Qualifications Based Selection (QBS; S8122). Chair Martin provided a brief historical summary of QBS. ES also reported on legislation during the Professional Engineering Committee Report.

12. Project Delivery Methods Committee Report

Chair D'Angelo reported that an Assembly hearing was held in December 2023 related to local government procurement, QBS, and progressive design build. M. Kriss shared that NYSSPE provided written testimony. Chair D'Angelo also stated that the committee will continue to monitor developments related to project delivery methods.

13. Resolution for Executive Session and Adjournment

Motion – Mitchell/Martin: Move to break for ten (10) minutes at 12:23 P.M. and reconvene thereafter for Executive Session.

PASSED UNANIMOUSLY.

Respectfully Submitted,



Eric Greppo, PE
Executive Secretary