

NEVADA STATE BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS

NOTICE OF PUBLIC MEETING BOARD MEETING

January 24, 2024

Date: January 24, 2024

Time: 8:30 AM

Location: Holsum Bread Building
241 W Charleston Boulevard, Suite 130
Las Vegas, NV 89102
(775) 688-1231

Video Conference Information: Join from PC, Mac, Linux, iOS or Android:
<https://zoom.us/j/8286438008>
Or iPhone one-tap: +16699006833,,8286438008#
Or Telephone: +1 669 900 6833, Meeting ID: 8286438008

AGENDA

Please note: The Nevada State Board of Professional Engineers and Land Surveyors may 1) take agenda items out of order, 2) combine two or more items for consideration, 3) remove an item from the agenda or delay discussion related to an item at any time.

Members of the public may provide public comment by logging into the ZOOM webinar by accessing the following link: <https://zoom.us/j/8286438008>. This option will require a computer with audio and video capabilities or can dial into the Zoom meeting, +1 669 900 6833, Meeting ID: 8286438008, and provide comments by telephone. Additionally, public comment can be submitted prior to, during, and up to 10 minutes after the meeting is adjourned via email to board@boe.state.nv.us. Public comment received by email prior to and during the meeting will be read into the record. Public comment received by email within 10 minutes of meeting adjournment will be added to the record.

1. Meeting conducted by Chair Angelo Spata, call to order and roll call of board members to determine presence of quorum—board members Brent Wright, Michael Kidd, Karen Purcell, Thomas Matter, Angelo Spata, Matt Gingerich, Robert Fyda, Greg DeSart, Jay Dixon.
2. Pledge of Allegiance
3. Public comment. (**Discussion only**) Action may not be taken on any item brought up under public comment until scheduled on an agenda for action at a later meeting. The chair of the board may impose a time limit of three minutes.
4. Introductions

5. Consideration of initial licensure applicant requests to waive certain requirements of Nevada Revised Statutes and Nevada Administrative Code Chapter 625. **(For possible action)**
 6. Board approval of non-appearance applications for initial licensure. Refer to Addendum A for list of applicants. **(For possible action)**
 7. Discussion and possible action on approval of November 16, 2023, board meeting minutes. **(For possible action)**
 8. Discussion and possible action on approval of December 14, 2023, interim board meeting minutes. **(For possible action)**
 9. Discussion and possible action on financial statements: **(For possible action)**
 - a. October 2023
 - b. November 2023
 - c. December 2023
 10. Discussion and possible action on compliance reports by board staff. **(For possible action)**
 - a. Board staff report on complaints being investigated.
 - b. Consideration of probation reports:

Dooley Riva, PE #18231	Lynn Affleck, PE #7676
Jason Caster, PLS #19338	Douglas Fellenz, EI #OT8691
Lazell Preator, PE #14982	Armando Monarrez, PE #19652
Robert Mercado, PLS #10352	Mark Johnson, PE #19830
Buckley Blew, PLS #24520	
 11. Discussion on Board Counsel Report.
- 9:30 am
12. Formal hearing and possible disciplinary action related to complaint number 20230019, Lazell Preator, PE, license number 14982. **(For possible action)** *Portions of this formal hearing may be conducted in closed session pursuant to NRS 241.030.*
 13. Discussion and possible action on stipulated agreement for Andrew Hammond, PE, PLS, license number 21191, complaint number 20220009. **(For possible action)**
 14. Discussion and possible action on administrative report by board staff. **(For possible action)**
 - a. Approved licensees report
 - b. Action items related to 2021-2025 Strategic Plan
 - c. Items related National Council of Examiners for Engineering & Surveying (NCEES)
 15. Discussion and possible action on board committee reports. **(For possible action)**
 - a. Administrative Procedures Oversight Committee, Chair Brent Wright
 - i. Discussion and possible action on draft personnel policy employee handbook. **(For possible action)**

- ii. Discussion and possible action on recruitment process, timeline, and job announcement for filling the vacant Executive Director position. (**For possible action**)
 - iii. Consideration of board appointment of an interim executive director. (**For possible action**)
 - b. Legislative Committee report, Chair Greg DeSart
 - c. Professional Association Liaison Committee, Chair Matt Gingerich
 - d. Public Outreach Committee, Chair Karen Purcell
 - e. PLS Standards of Practice Subcommittee of the Legislative Committee, Chair Matt Gingerich
16. Discuss proposed regulation changes, process for updating, and schedule for updating, see Attachment A for list of regulations. (**For possible action**)
- a. Regulation changes to contracts and PLS Standards of Practice.
 - b. Legislative Counsel Bureau language proposed for board regulation changes related to Governor Lombardo's Executive Orders 2023-003 and 2023-004—LCB files: R 077-23, R079-23, R126-23, R105-23.
17. Discussion and possible action on information provided by government liaison representative from McDonald Carano related to Nevada's legislative and regulatory matters and any associated board matters. (**For possible action**)
18. Discussion and possible action on status of Board and staff assignments. (**For possible action**)
19. Discussion and possible action on meeting dates. (**For possible action**)
20. Discussion and identification of topics for future meetings including possible proposed amendments to the Nevada Professional Engineers and Land Surveyors Law, Nevada Revised Statutes and Nevada Administrative Code Chapter 625. (**Discussion only**)
21. Public comment. (**Discussion only**) Action may not be taken on any item brought up under public comment until scheduled on an agenda for action at a later meeting.
22. Adjournment

AFFIDAVIT OF POSTING

The undersigned affirms that in accordance with NRS 241.020, this public notice and agenda was posted on or before 9:00 AM on January 18, 2024, on the Nevada State Board of Professional Engineers and Land Surveyors website, <http://www.nvbpels.org/>, the State of Nevada's Public Notice website, <http://notice.nv.gov>, and physically posted at the Reno board office.

SIGNATURE

Board Staff

Date and Time of Posting: _____

Addendum A - January Initials

LNAME	FNAME	ABREV	COMMENTS
Bhindora	Arjun	CE	
Bugarin Villegas	Diana	CE	
Carey	Dylan	CE	
Dewan	Aimee	CE	
Fiso	Daniel	CE	

LNAME	FNAME	ABREV	COMMENTS
Hallis	Grayson	CE	
Hoffman	Marshal	CE	
Khorrami	Maral	CE	
Majlesi	Borna	CE	
Mendive	Myles	CE	

LNAME	FNAME	ABREV	COMMENTS
Meyer	Morgan	CE	
Meyer	Ian	CE	
Nicholas	Hannah	CE	
Poudel	Roshan	CE	
Swafford	Zachary	CE	

LNAME	FNAME	ABREV	COMMENTS
Ditmars	James	EE	
Reek	Jesse	EE	Waiver Requests: NRS 625.183(4)(B)
DeWolff	John	ENVE	Waiver Requests: NRS 625.183(4)(B) and NRS 625.390(2)(A)
McKenna	Elizabeth	ENVE	
Avissato	Michael	FPE	

LNAME	FNAME	ABREV	COMMENTS
Pouryazdanpanah Kermani	Emad	FPE	
Ramakrishnan	Prashanth	ME	
Thomas	Ryan	ME	
Osborn	Carolyn	MINE	
Bala	Mohammed	SE	

LNAME	FNAME	ABREV	COMMENTS
Barber	Michael	SE	
Brock	Andrew	SE	
Lee	Mark	SE	
Liu	Jianwei	SE	
Monzon	Eric	SE	

LNAME	FNAME	ABREV	COMMENTS
Patki	Chaitanya	SE	
Ramler	Bailey	SE	
Sidiqui	Faizan	SE	
Singhal	Meera	SE	
TenBrook	Stephen	SE	

LNAME	FNAME	ABREV	COMMENTS
Wang	Yuandong	SE	
Ye	Sheng	SE	
Yin	Yingyue	SE	

ATTACHMENT A

Legend: Executive Order regulation changes

Contracts/PLS regulation changes

Regulation		Status	Notes
GENERAL PROVISIONS			
625.010	Definitions.	No change	
625.011	“Biennial renewal period” defined.	No change	
625.012	“Board” defined.	No change	
625.0123	“Board Liaison” defined.	No change	
625.0125	“Examination” defined.	No change	
625.013	“Firm” defined.	No change	
625.014	“Licensee” defined.	No change	
625.016	“Professional development hour” defined.	No change	
625.017	“Quarter credit hour” defined.	No change	
625.018	“Respondent” defined.	No change	
625.019	“Semester credit hour” defined.	No change	
625.020	Engineering and land surveying licensed as separate professions.	No change	
STATE BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS			
625.100	Officers: Election; term; vacancies; removal.	No change	
625.110	Meetings.	No change	
625.125	Appointment of members emeriti.	No change	
LICENSURE, CERTIFICATION AND REGISTRATION			
625.210	Application for licensure or certification; fees.	Proposed to Amend	LCB Draft
625.215	Experience in land surveying.	No change	
625.217	Active experience in engineering.	Added in 2021	
625.220	Disciplines of engineering.	No change	
625.230	Applications for licensure in multiple categories or disciplines.	Proposed Repeal	LCB Draft
625.240	Licensure on basis of previous licensure in another jurisdiction; examinations; evaluation of applications; issuance of license.	Proposed to Amend	LCB Draft
625.260	Licensure as structural engineer required for certain activities; exceptions.	Updated in 2019	
625.310	Examinations: Generally.	Proposed to Amend	LCB Draft + additional proposed edit
625.330	Examinations: Notice and duty to appear.	Proposed Repeal	LCB Draft
625.410	Expiration and renewal of licensure; fees.	Updated in 2021	
625.420	Retired or inactive status of licensee; reinstatement to active status.	LCB Proposed to Amend	LCB Draft
625.425	Registration of firm: Application; requirements; renewal; fees; notice to Board of certain changes.	Updated in 2021	
CONTINUING EDUCATION			
625.430	Requirements for renewal of license; carry forward of excess professional development hours.	Updated in 2021	
625.440	Exceptions to requirements for renewal of license.	No change	
625.450	Waiver of requirements for renewal of license.	No change	
625.460	Inactive status: Requirements for renewal of identification card.	Proposed Repeal	LCB Draft
625.470	Assignment of professional development hours to certain activities.	Updated in 2021	
625.480	Proof of completion of professional development hours; form.	No change	

ATTACHMENT A

625.490	Notification of failure to complete required number of professional development hours.	No change	
CODE OF CONDUCT			
625.510	Fundamental principles.	Updated in 2021	
625.520	Relations with the public.	Updated in 2021	
625.530	Relations with employers and clients.	Updated in 2021	
625.540	Relations with other engineers or land surveyors.	Updated in 2021	
625.545	Written contract required for each client.	Proposed to Amend	Edits approved by LegComm
625.550	Licensee employed by governmental entity: Notification to Board of certain conduct by another licensee.	Updated in 2021	
MISCELLANEOUS PROVISIONS			
625.610	Stamps, seals and signatures on documents; revision of original plans prepared by another licensee.	Updated in 2022	
625.611	Plans, maps and specifications submitted to public authority: Contents; stamps and signatures.	Updated in 2022	
625.612	Reports, studies, test results, certifications and calculations submitted to public authority: Stamps and signatures.	No change	
625.613	Documents prepared by licensee: Inclusion of supplemental information; contents.	Updated in 2022	
625.615	Contact information of licensee: Filing with and use by Board; notice of change.	Updated in 2021	
625.620	Fictitious names.	Proposed Repeal	LCB Draft
625.625	Notice of change in licensee's employer, category or discipline.	Proposed Repeal	LCB Draft
625.630	Prohibition on advertising for or offering to perform engineering in discipline in which licensee or firm is not licensed.	Updated in 2021	
PRACTICE BEFORE STATE BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS			
Parties			
625.635	Representation of parties; qualifications of attorneys.	Proposed Repeal	LCB Draft
Disciplinary Action			
625.640	Procedure for complaints concerning professional misconduct or incompetence.	Updated in 2022	
625.642	Licensee to provide written notice of disciplinary action taken by another entity.	Updated in 2022	
625.645	Conditions of probation.	Updated in 2022	
Advisory Committees			
625.646	Establishment of advisory committee to provide assistance and participate in certain evaluations; members; travel expenses and subsistence allowances.	Updated in 2022	
625.6465	Evaluation and investigation of complaint: Duties of Executive Director; procedures for conference between advisory committee and respondent.	Updated in 2022	
625.647	Evaluation and investigation of complaint: Duties of advisory committee; report to Executive Director and Board Liaison.	Updated in 2022	
625.6475	Evaluation and investigation of complaint: Conference with respondent; effect of refusal of respondent to participate in conference or review of complaint; continuance of conference; hearing de novo.	Updated in 2022	
Miscellaneous Petitions			

ATTACHMENT A

625.649	Petitions for adoption, amendment or repeal of regulations.	No change	
STANDARDS OF PRACTICE FOR PROFESSIONAL LAND SURVEYORS			
General Provisions			
625.651	“Positional certainty” defined.	LCB Proposed to Amend	LCB Draft
625.655	Applicability of statutes and regulations.	Proposed to Amend	Edits approved by PLS Subcommittee/LegComm
625.660	Responsibility for compliance with standards of practice.	Proposed Repeal	LCB Draft
625.662	Units of measurement.	No change	No change recommended by PLS Sub Committee
625.664	Positional certainty: Minimum confidence level.	LCB Proposed to Amend	LCB Draft
625.666	Positional certainty: Horizontal and vertical components of certain land surveys.	Proposed to Amend	Edits/revision proposed by PLS Subcommittee/LegComm
625.668	Positional certainty: Horizontal and vertical positions of monuments.	Proposed Repeal	LCB Draft
Land Boundary Surveys			
625.670	Required research, identifications, measurements and computations.	Proposed to Amend	Edits approved by PLS Subcommittee/LegComm
625.680	Disagreements concerning measurements or positions of monumented corners.	Proposed to Amend	Edits approved by PLS Subcommittee/LegComm
625.690	Location of corners, boundaries and monuments.	Proposed Repeal	LCB Draft
625.700	Report to client of discrepancies concerning boundary lines.	Proposed to Amend	Edits approved by PLS Subcommittee/LegComm
625.710	Identification and description of monuments.	Proposed to Amend	Edits approved by PLS Subcommittee/LegComm
625.720	Drawing of survey; certification.	Proposed to Amend	Edits/revision proposed by PLS Subcommittee/LegComm
625.740	Classifications of surveys; use of classifications and requirements for positional certainty.	Proposed to Amend	Edits approved by PLS Subcommittee/LegComm
Construction Surveys			
625.760	Contract drawings and specifications; special instructions.	Proposed to Amend	Edits approved by PLS Subcommittee/LegComm
625.765	Establishment of final location of points.	Proposed Repeal	LCB Draft
625.770	Verification of location of certain points; notification of insufficient dimensions or details.	Proposed to Amend	Edits approved by PLS Subcommittee/LegComm
625.775	Positional certainties for marking locations of proposed fixed works.	Proposed to Amend	Edits/revision proposed by PLS Subcommittee/LegComm
625.780	Sketches, cut sheets and field notes.	Proposed to Amend	Edits approved by PLS Subcommittee/LegComm
625.785	Verification surveys: Exchange of information.	Proposed to Amend	Edits approved by PLS Subcommittee/LegComm
Miscellaneous Provisions			
625.790	Preparation of legal description of property.	Proposed to Amend	Edits approved by PLS Subcommittee/LegComm
625.795	Duties regarding geographic information systems.	Proposed Repeal	LCB Draft