

Nebraska Board of Engineers and Architects
Public Rulemaking Hearing Agenda – December 7, 2018, 8:30 a.m.
5th Floor Large Conference Room, 215 Centennial Mall South, Lincoln, NE

The Board of Engineers and Architects is holding this hearing to consider revisions and receive public comment on proposed changes to Title 110, Nebraska Administrative Code, Rules and Regulations, Chapters 1-11.

CALL PUBLIC RULEMAKING HEARING TO ORDER

Open Meeting and Public Agenda Information

Affidavit of publication for hearing..... 1

Public Comment

TITLE 110, NAC, Rules and Regulations

Clean Copy with proposed changes

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Action

TITLE 110, NAC, Rules and Regulations

Legislative Copy with proposed changes

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ADJOURNMENT

Nebraska Board of Engineers and Architects
Public Rulemaking Hearing Minutes – December 7, 2018

The Board of Engineers and Architects held this hearing to consider revisions and receive public comment on proposed changes to Title 110, Nebraska Administrative Code, Rules and Regulations, Chapters 1-10 (Chapter 11 deleted and language moved to Rule 1.6.2).

Public Rulemaking Hearing Convened

The public hearing was held at 215 Centennial Mall South, 5th Floor Large Conference Room, Lincoln, Nebraska. Chair Klein opened the hearing at 8:32 a.m. and noted the location of the Public Meeting Statutes. Notice of the hearing was published in the Lincoln Journal Star and a copy of the affidavit of publication was provided.

Member Roll Call: Jennifer Klein, Chair; Lenora Isom, Vice-Chair; Mark Champion; Brett Foley; Brian Kelly; Randy Peters; Daniel Thiele. Absent: Jan Bostelman, Secretary.

Staff Present: Jon Wilbeck, Executive Director (ED); Lindy Rauscher, Compliance Officer (CO); Sandra Weaver, Business Manager; Jean Lais, Administrative Assistant; Molly Mayhew, Public Information Officer (PIO).

Motion by Isom, second by Thiele to appoint Peters as acting secretary for the Public Rulemaking Hearing in the absence of Bostelman. Voting Yes: Kelly, Peters, Thiele, Champion, Foley, Isom, Klein. Voting No: None. Absent: Bostelman.

Public Comment

Mike McMeekin, Chairman of the Board, Lamp Rynearson and ACEC Nebraska member

McMeekin addressed proposed continuing education rules in Chapter 9. McMeekin emphasized the significance of continuing education in providing quality services and protecting the public. McMeekin stated non-technical training will continue to grow in importance and that multiple stakeholders involved in projects causes management challenges and underlines the need for life-long non-technical education. Since engineering leaders must think strategically, be excellent communicators, and possess a high level of management skills, McMeekin emphasized the need for continuing education related to these topics.

McMeekin asked the Board to consider the continuing education rules and regulations in Nevada, Texas, and Indiana since these states give autonomy to engineers choosing non-technical education. He indicated NCEES model law for licensure does not include recommendations for specific types of continuing education.

McMeekin stated although proposed language for continuing education is an improvement, there is concern that while a body of knowledge for civil engineering was developed by the American Society of Engineers (ASCE), there is no awareness of other engineering disciplines having a body of knowledge and no mandate requiring engineering societies to keep the body of knowledge updated and current. McMeekin stated the *ASCE Civil Engineering Body of Knowledge* does not list specific engineering management topics such as employee and organizational development, technology trends and technology management, financial management, human resources policy, alternate delivery methods, etc. McMeekin stated these topics are a major part of the continuing education for engineering firm leaders and the proposed rules and regulations could cause licensees to take continuing education that is not applicable to their profession to help assure Board approval. McMeekin emphasized those in leadership positions may forgo licensure or not maintain licensure if continuing education is not relevant to them and professional engineers should be able to select the continuing education they need. McMeekin said Outcome 23 in the *Civil Engineering Body of Knowledge*, which reads, "Engineers must be able to

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plan and execute the acquisition of expertise appropriate for professional practice,” captures the idea that professional engineers can best select which continuing education is important to their careers.

McMeekin answered questions from the Board concerning subjects outside the *Body of Knowledge* that might be important to a professional engineer and why the document was created. He stated some courses may not be connected to health, safety and welfare but are still critical to education. The Board indicated the reason the engineering body of knowledge was cited was to set a common standard to prevent abuse of the continuing education system. McMeekin stated he believes there are issues with continuing education being applicable now and there will be in the future.

Written Comments

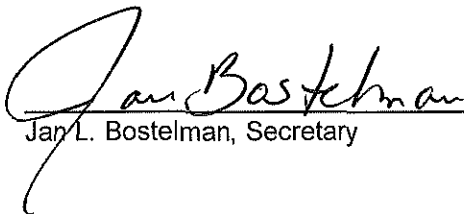
Received before the hearing:

- Nebraska Code Officials Association (NCOA)
- Department of Insurance (NE DOI)
- Nebraska Association of County Officials (NACO)
- Nebraska Building Chapter, Associated General Contractors (AGC)
- Nebraska Department of Administrative Services (DAS)
- National Council of Examiners for Engineering and Surveying (NCEES)
- Richard Gordon, Emeritus Architect
- Charles Robinson, P.E.
- Rick Weidner, Architect
- Professional Engineers Coalition (PEC)
- Nebraska Chapter of the American Institute of Architects (AIA Nebraska)

Chair Klein noted discussion of the comments and a decision to adopt or reject the proposed rules and regulations would be at the regular Board meeting to be held immediately after the public rulemaking hearing.

ADJOURNMENT

The public rulemaking hearing ended at 8:53 a.m.



Jan L. Bostelman, Secretary