

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

STATE ARCHITECTS LICENSURE BOARD

TIME: 9:00 A.M.

PENNSYLVANIA DEPARTMENT OF STATE
Board Room B
One Penn Center
2601 North Third Street
Harrisburg, Pennsylvania 17110

May 10, 2018

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50

State Architects Licensure Board
May 10, 2018

BOARD MEMBERS:

- John R. Hill, RA, President
- Katelin Lambert, Director of Operations, Bureau of Professional and Occupational Affairs, on behalf Of Ian J. Harlow, Commissioner of Professional and Occupational Affairs
- Adam Hough, Office of Attorney General, Bureau of Consumer Protection
- Douglas E. Carney, RA
- Darryl R. Hamm, Public Member
- Philip M. Leinbach, RA, Vice President
- Mary E. McClenaghan, RA
- Jerry K. Roller, RA

BUREAU PERSONNEL:

- Ariel E. O'Malley, Esquire, Board Counsel
- Robert B. Armour, Esquire, Board Prosecution Liaison
- Mark Zogby, Esquire, Board Prosecutor
- Amanda Li, Board Administrator

ALSO PRESENT:

- Amal Mahrouki, Director of Legislative Affairs, AIAPA
- Michael A. DiCicco, Applicant
- John F. Duthouse, R.A. PA, on behalf of Applicant

1 ***

2 State Architects Licensure Board

3 May 10, 2018

4 ***

5 The regularly scheduled meeting of the State
6 Architects Licensure Board was held on Thursday, May
7 10, 2018. John R. Hill, RA, President, called the
8 meeting to order at 9:00 a.m.

9 ***

10 Roll Call

11 [Roll call was taken. The Pledge of Allegiance was
12 recited.]

13 ***

14 Review of Agenda

15 [President Hill noted a PALS demonstration at 9:15
16 a.m. and a hearing scheduled for 10:00 a.m.]

17 ***

18 Approval of Minutes of the March 1, 2018 meeting

19 PRESIDENT HILL:

20 Does any member have any comments or
21 corrections?

22 Hearing none, do I hear a motion to
23 approve the minutes?

24 MR. LEINBACH:

25 I make a motion we approve the minutes

1 as provided.

2 MR. CARNEY:

3 Second.

4 PRESIDENT HILL:

5 All those in favor? Any opposed?

6 Thank you.

7 [Corrections to the Minutes were discussed.]

8 [The motion carried unanimously.]

9

10 Report of Prosecutorial Division - Case Status Report
11 [Robert B. Armour, Esquire, Board Prosecution Liaison,
12 answered questions regarding the Case Status Report,
13 Act 6 as it pertains to criminal histories being
14 reported properly on applications, as well as the
15 expungement provision.

16 There was discussion related to the list of
17 enforcement actions noted in the report becoming
18 public information and appearing on the Board's
19 website.

20 Amal Mahrouki, Director of Legislative Affairs,
21 AIA PA, referred to questions regarding the length of
22 time to resolve a complaint and what is or is not
23 public knowledge. She suggested that questions be
24 referred to her or Steve Swarney, AIA PA Executive
25 Director, or Tony Potter, legal counsel at AIA PA.]

1 ***

2 [Mr. Armour presented a Consent Agreement for File No.
3 15-41-10673. He stated the 10:00 a.m. hearing would
4 be handled by Prosecuting Attorney Mark Zogby,
5 Esquire.]

6 ***

7 Introduction of Audience Members

8 [Amal Mahrouki, Director of Legislative Affairs,
9 AIAPA, was requested to formally introduce herself.]

10 ***

11 Appointment - PALS Demonstration

12 [Katelin Lambert, Director of Operations, Bureau of
13 Professional and Occupational Affairs, reviewed the
14 services provided by the Pennsylvania Licensing System
15 (PALS). She stated all applications for all Boards
16 were being processed online.]

17 ***

18 [The Board recessed from 9:58 a.m. until 10:04 a.m.]

19 ***

20 [A Formal Hearing was held from 10:04 a.m. until 11:16
21 a.m. In the Matter of the Provisional Denial of the
22 Architect Registration Examination Approval
23 Application of Michael DiCicco, File No. 18-41-01248,
24 Docket No. 0344-41-18.]

25 ***

1 PALS Demonstration (Continued)

2 [Mark Zogby, Esquire, Board Prosecutor, discussed the
3 interstate crime reporting system, including the
4 system known as JNET. He noted fines imposed upon
5 applicants with reciprocal licenses for failure to
6 disclose crimes on their applications. It was noted
7 the Act 48 Schedule was on the Board's website for
8 reference.]

9

10 Matters for Discussion

11 Draft License Requirements Revision

12 [Ariel O'Malley, Esquire, Board Counsel, noted the
13 Board's prior discussion with regard to including
14 information on the Mutual Recognition Agreement (MRA)
15 in Section 9.41(a)(1). She noted in the Draft License
16 Requirements Revision under the General Rules, a
17 sentence was added at the end of Section (a)(1)
18 indicating the Board reserves the right to accept
19 qualifying education utilized to obtain licensure in a
20 jurisdiction that is part of an MRA.

21 Mr. Leinbach questioned whether or not to include
22 a Canadian Architectural Certification Board (CACB)
23 accredited professional degree program. He commented
24 that the current requirement should be left in place.

25 Mr. Carney stated the MRA language was perfect

1 and "it's fine to remove the CACB."

2 Ms. O'Malley commented that more clarifying
3 language could be included with regard to the use of
4 semi colons and and/or. Mr. Leinbach referred to 9.61
5 (b) for further discussion and suggested additional
6 clarification may be needed.

7 There was discussion concerning the removal of
8 9.41 (e) as previously suggested by Mr. Roller.
9 Education eligibility requirements were discussed.

10 The Board referred to the Integrated Path to
11 Architectural Licensure Program or IPAL, which is an
12 option within a National Architectural Accrediting
13 Board (NAAB)-accredited program that provides students
14 with the opportunity to complete requirements for
15 licensure while earning a degree.

16 Mr. Carney volunteered to meet with Rachel and
17 Alan to draft language for the Board to consider
18 pertaining to when an applicant can sit for the exam.
19 Board members were asked to review the revisions and
20 make any comments regarding the same. Ms. O'Malley
21 noted the Board may be able to review an exposure
22 draft at the next meeting if the language issues are
23 resolved. Mr. Hill suggested that members email
24 comments by June 10, 2018.

25 Mr. Leinbach referred Board members to Section

1 9.62(b), which states that an applicant who has passed
2 the ARE on or after 1992 shall submit certification of
3 having met the training requirements for IDP. It was
4 suggested that the AXP also be included as in other
5 areas. Mr. Leinbach referred to Section 92.7 for
6 further discussion regarding inactive records.

7 Ms. O'Malley will add a definition for inactive
8 records, that it is an incomplete application that has
9 not yet been "greenlighted" to take the examination.

10 Mr. Roller suggested that language be drafted by
11 the June 10, 2018 deadline that authorizes the Board
12 to reserve its discretion to accept IPAL without
13 waiting for NCARB approval, which is a two-year
14 process. Ms. O'Malley will make the requested
15 revisions and provide a draft to the Board as soon as
16 possible.]

17

18 Report of Commissioner

19 Update on Governor's Executive Order

20 [Katelin Lambert, Director of Operations, Bureau of
21 Professional and Occupational Affairs, referred Board
22 members to a memo from Commissioner Harlow with regard
23 to review of state professional and occupational
24 licensure requirements and processes. She noted the
25 Advisory Committee will issue a statistical report to

1 Governor Wolf on May 25, 2018 based on the findings.
2 The Advisory Group Meeting Agenda and Minutes were
3 also attached for review.]

4 ***

5 Report of Board President

6 [John R. Hill, RA, President, noted the NCARB Annual
7 Meeting will be held June 28 to June 30, 2018 in
8 Detroit, Michigan.

9 MR. HAMM:

10 I'd like to nominate John Hill to be the
11 Board's voting delegate to the NCARB
12 meeting.

13 MR. CARNEY:

14 Second.

15 [No vote was taken on the motion.]

16 ***

17 [Registration information was discussed. President
18 Hill referred members to his report for discussion of
19 the Act 6 notice, the Educator Practitioner Symposium
20 date change to October 4 and 5, 2018 at Drexel
21 University, a biannual Newsletter article with regard
22 to disciplinary actions, Outreach to PA Code Officials
23 to be discussed at a later time, and NCARB notices.

24 President Hill noted that Barbara Rodriguez,
25 Executive Director of NCARB Region Two will be

1 retiring at the end of June 2018.]

2 ***

3 Report of Board Administrator - No Report

4 ***

5 [Katelin Lambert, Director of Operations, Bureau of
6 Professional and Occupational Affairs, exited the
7 meeting at 12:10 p.m.]

8 ***

9 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
10 12:10 p.m. the Board entered into Executive Session
11 with Ariel E. O'Malley, Esquire, Board Counsel, for
12 the purpose of conducting quasi-judicial deliberations
13 and receiving the advice of counsel. The Board
14 returned to Open Session at 1:13 p.m.]

15 ***

16 MOTIONS:

17 MS. O'MALLEY:

18 Starting with Item No. 3, I believe the
19 Board would entertain a motion to accept
20 the Consent Agreement at File No. 15-41-
21 10673 as the final disposition of this
22 matter.

23 PRESIDENT HILL:

24 Do I hear a motion?

25 MR. HAMM:

1 So moved.

2 MR. CARNEY:

3 Second.

4 PRESIDENT HILL:

5 We have a motion and a second. Any
6 further discussion on this item?

7 Hearing none, all those in favor, say
8 aye. Opposed?

9 [The motion carried unanimously. The Respondent's
10 name is Wilbert Frank Hannan, RA.]

11 ***

12 MS. O'MALLEY:

13 Moving on to Item No. 4, I believe the
14 Board would entertain a motion for
15 counsel to draft an Adjudication and
16 Order in the matter of the Provisional
17 Denial of the Architect Registration
18 Examination Approval Application of
19 Michael DiCicco, File No. 18-41-01248,
20 Docket No. 0344-41-18, according to
21 discussions in Executive Session.

22 PRESIDENT HILL:

23 Do I hear a motion?

24 MR. CARNEY:

25 So moved.

1 MR. LEINBACH:

2 Second.

3 PRESIDENT HILL:

4 I have a motion and a second. Do we
5 have any further discussion on this
6 matter? Hearing none, all those in
7 favor, say aye. Opposed?

8 [The motion carried unanimously.]

9

10 MS. O'MALLEY:

11 Moving on to the Applications, I will
12 note for the record that Item No. 6,
13 Lori Casino, the Board made the
14 determination that they will be
15 scheduling her for an informal
16 conference at the next meeting if
17 possible.

18 Moving on to Items 7 and 8, I
19 believe the Board would entertain a
20 motion to provisionally deny the
21 applications of Joshua Schneider as well
22 as Jayashree Shamanna

23 PRESIDENT HILL:

24 Do I have a motion?

25 MR. LEINBACH:

1 So moved.

2 MR. CARNEY:

3 Second.

4 PRESIDENT HILL:

5 We have a motion and a second. Any
6 further discussion? Hearing none, all
7 those in favor, say aye. Opposed?

8 [The motion carried unanimously.]

9

10 MS. O'MALLEY:

11 Moving on to Item No. 9, I believe the
12 Board would entertain a motion to send a
13 probationary offer to the Applicant,
14 Stephen Stinnette in accordance with
15 discussions in Executive Session.

16 PRESIDENT HILL:

17 Do I hear a motion?

18 MR. ROLLER:

19 So moved.

20 MR. LEINBACH:

21 Second.

22 PRESIDENT HILL:

23 I have a motion and a second. Any
24 further discussion on this item?
25 Hearing none, all those in favor, say

1 aye. Opposed?

2 [The motion carried. Mr. Carney abstained from voting
3 on the motion.]

4 ***

5 MS. O'MALLEY:

6 Moving on to the ARE Approval
7 Applications, I believe the Board would
8 entertain a motion to grant the
9 Application of Item No. 10, which is
10 Heather Fink.

11 PRESIDENT HILL:

12 Do I hear a motion?

13 MR. HAMM:

14 So moved.

15 MR. CARNEY:

16 Second.

17 PRESIDENT HILL:

18 I have a motion and a second. Any
19 further discussion? Hearing none, all
20 those in favor, say aye. Opposed?

21 [The motion carried unanimously.]

22 ***

23 MS. O'MALLEY:

24 Moving on to Item No. 12, I believe the
25 Board would entertain a motion to grant

1 the Application of Adam Richardson.

2 PRESIDENT HILL:

3 Do I hear a motion?

4 MR. CARNEY:

5 So moved.

6 MR. ROLLER:

7 Second.

8 PRESIDENT HILL:

9 I have a motion and a second. Any
10 further discussion? All those in favor,
11 say aye. Opposed?

12 [The motion carried. Mr. Leinbach and Ms. McClenaghan
13 opposed the motion.]

14 ***

15 MS. O'MALLEY:

16 For Item No. 11 I believe the Board would
17 entertain a motion to provisionally deny
18 the Application of Jonathan Kuntz.

19 PRESIDENT HILL:

20 Do I hear a motion?

21 MR. LEINBACH:

22 So moved.

23 MR. ROLLER:

24 Second.

25 PRESIDENT HILL:

1 I have a motion and a second. Any
2 further discussion? Hearing none, all
3 those in favor, say aye? Opposed?

4 {The motion carried unanimously.]

5 ***

6 Adjournment

7 PRESIDENT HILL:

8 Anybody on the Board have any further
9 discussions to bring up or any other
10 issues, items, that anybody would like
11 to bring before the Board?

12 Hearing none, can I hear a motion
13 to adjourn?

14 MR. CARNEY:

15 So moved.

16 PRESIDENT HILL:

17 Thank you very much. And we'll see you
18 July 12, 2018.

19 ***

20 [There being no further business, the State Architects
21 Licensure Board Meeting adjourned at 1:18 p.m.]

22 ***

23

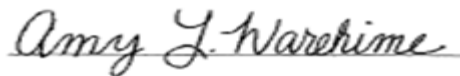
24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Architects Licensure Board meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Architects Licensure Board meeting.



Amy L. Warehime,

Minute Clerk

Sargent's Court Reporting
Service, Inc.

STATE ARCHITECTS LICENSURE BOARD
REFERENCE INDEX
May 10, 2018

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7	9:00	Official Call to Order
8		
9	9:00	Roll Call
10		
11	9:01	Pledge of Allegiance
12		
13	9:02	Review of Agenda/Approval of Minutes
14		
15	9:02	Report of Prosecutorial Division
16		
17	9:21	Introduction of Audience Members
18		
19	9:24	Appointment - PALS Demonstration
20		
21	9:58	Recess
22	10:04	Return to Open Session
23		
24	10:04	Formal Hearing - Michael DiCicco
25	11:16	
26		
27	11:16	PALS Demonstration (Continued)
28		
29	11:25	Matters for Discussion
30		
31	11:52	Report of Director of Operations
32		
33	11:55	Report of Board President
34		
35	12:10	Executive Session
36	1:13	Return to Open Session
37		
38	1:13	Motions
39		
40	1:18	Adjournment
41		
42		
43		
44		
45		
46		
47		
48		
49		
50		