

**ARIZONA STATE BOARD OF TECHNICAL REGISTRATION
NOTICE AND AGENDA FOR REGULAR SESSION MEETING**

Tuesday, August 27, 2019, beginning at 9:00 a.m.
1110 W. Washington, Conference Room #240
Phoenix, AZ 85007

The Arizona Board of Technical Registration will hold a regular meeting, open to the public at the Board's office, located at 1110 W. Washington, Suite 240, Phoenix, AZ 85007.

Please note that the cases on this agenda are categorized with staff recommendations for resolution. The Board has the authority to accept, reject, or modify any recommendation listed on the agenda. These recommendations are merely suggested Board actions; the Board may not adopt them, and may decide cases differently.

The Board may discuss, consider or take action on any item on the agenda, and at the discretion of the Board, agenda items may be taken out of order, except for those items set at a specific time.

The majority or a quorum of the Board may vote to hold an Executive Session to obtain legal advice regarding any of the items on the agenda, pursuant to A.R.S. § 38-431.03(A)(3), or to review confidential records exempt by law from public inspection, pursuant to A.R.S. § 38-431.03(A)(2). All examination material, transcripts educational records, reference forms and applications are confidential pursuant to A.R.S. § 32-129(A), and all investigation files are confidential and not subject to inspection until the matter is final and a hearing notice is issued. (A.R.S. § 32-129(B).)

Pursuant to the Americans with Disabilities Act, people with disabilities may request a reasonable accommodation by contacting Kurt Winter at (602) 364-4883. Requests for reasonable accommodations should be made as early as possible to allow time to accommodate the request. The Board may not be able to accommodate requests made less than 36 hours prior to the scheduled meeting.

1. CALL TO ORDER

2. ROLL CALL

3. CALL TO THE PUBLIC

Members of the public may address the Board during this Call to the Public for no more than **3 minutes**. Pursuant to A.R.S. § 38-431.01(H), the Board members are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. However, members may ask staff to review a matter or may ask that a matter be placed on a future agenda.

4. ADOPTION OF MINUTES

Review, Consideration, and Possible Action on the following:

- A. Approve, modify and/or reject, July 23, 2019 Board meeting minutes.

5. CONSIDERATION OF CASES REFERRED FOR FORMAL HEARING

Formal Hearings or Related Proceedings will begin at 9:30 a.m.

- A. Formal Administrative Hearing and/or Review, or Discuss and Take Possible Action on: Rescinding State's Motion to Deem Respondent's Admission to the Allegations in the Complaint and Notice of Hearing and, in the alternative, acting upon the Proposed Consent Agreement:

1. P17-056, Dixon, Bradley T, P.E. (Civil) #36637

- B. Whether to accept, modify or reject the signed consent agreement in lieu of a hearing.

1. AL17-017, Life Safety Fire and Security Solutions, Non-registrant Alarm Business

6. ENFORCEMENT MATTERS

Review, Consideration and Possible Vote on the following:

- A. Complaints Proposed for Resolution by Dismissal or Closure:

1. HI19-038, Arthur Collins, C.H.I. #52882
2. P19-074, Jason Kuklinski, R.L.A. #50617
3. P19-042, Glenn Kennedy, R.A. #24664
4. P19-059, Paul Basha, P.E. (Civil) #17711

- B. Complaints Proposed for Resolution by Letters of Concern:

1. P19-051, Jason Kack, R.L.S. #33315
2. P19-071, Michael Frank, Non-Registrant and Frank Civil Consulting, Firm #19872

- C. Complaints Proposed to Offer Consent Agreement:

1. P19-046, Kent Akbay, Non-Registrant and Drone Works, Non-Registrant Firm
2. P19-060, Andres R. Lezama Loaiza, Non-Registrant and Beaux Architecture, LLC, Non-Registrant Firm
3. P19-054, Thomas Haws, P.E. (Civil) #30503

- D. Complaints Proposed for Resolution with Signed Consent Agreements:

1. P19-070, Shannon Long, Non-Registrant and Long Design Associates, LLC, Non-Registrant Firm
2. AL19-016, Ackerman Security Systems, Inc., Non-Registrant Alarm Business
3. AL19-017, Deborah Gray, C.P. #68864 and Prodigy Smart Home, LLC, Alarm Business #21782
4. P19-045, Roger Plate, R.A. #08286
5. P19-052, Robert Atherton, R.L.S. #16490
6. HI19-042, Rodney Harrison, C.H.I. #58074 and Arizona Sun Home Inspections, LLC, Firm #21920
7. P18-051, George Baker, R.A. #11374 and George H. Baker, Architect, Non-Registrant Firm

- E. Complaints Proposed to Forward to Hearing:
1. AL19-013, Shae Hensley, Non-Registrant
 2. P19-068, Amir Kazz, Non-Registrant and Kazz Group Architecture, Non-Registrant Firm
 3. P20-002, Carlos Padilla, Non-Registrant and AAA Survey Arizona, LLC, Non-Registrant Firm

7. LICENSING MATTERS

Discussion, Consideration and Vote on the following:

Nothing to consider

8. LICENSING CONSENT AGENDA

A. Review, Consideration, and Action on Staff Recommendations for the following:

1. Cancellation of registrations and certifications that have been expired for one full renewal period;
2. Review of the List of registrations and certifications granted by the Executive Director pursuant to A.R.S. § 32-122.05, 32-122.06, and A.R.S. § 32-123.

List available for public review upon request.

9. POLICY MATTERS

Review, Consideration, and Possible Action on the following:

- A. Board's interpretation of HB2569, including approval of proposed list of items to be required of applicants to demonstrate residency in AZ, the new application form, and notice of the application for the Board's website.
- B. FY2021 Budget Appropriation request, including Justifications for specific requests
- C. FY2021 Strategic Plan and Strategic IT Plan submissions
- D. Draft Newsletter
- E. Issues regarding the Home Inspector Standards of Practice as compared to the Checklist for Report Writing
- F. Discussion regarding Licensure of 'Designer of Engineering Systems'

10. DIRECTOR'S REPORT

- A. Budget Update: (no monthly numbers available)
- B. Previous Meeting Follow-Up:
 - Panic Button
 - Computer Updates: Online renewals are available to all and working well; Data cleanse project is on track to conclude August 30
 - Introduction of new staff
 - Invitation to ROC re: national construction companies employing AZ registrants
 - Outreach to Universities
 - AG ISA
- C. Director's Meetings:
 - Governor's Office updates re: new board members, rulemaking request pending, home inspectors and HB2569
- D. Statistics Review

11. BOARD CHAIR'S REPORT

Update on the Surveyor Task Force

12. ASSISTANT ATTORNEY GENERAL'S REPORT - Nothing to Consider

13. STANDING COMMITTEE REPORTS

- A. Legislation and Rules Committee - No new meeting date
- B. Home Inspector Rules and Standards Committee: August 9, 2019 meeting report

14. BOARD MEMBER REPORTS ON OUTSIDE ACTIVITIES

- A. ASBOG - Meeting with ED and President September 23, 2019
- B. CLARB - Annual Meeting in St. Louis September 26-28.
- C. NCARB - Mr. Stam will participate in Certificate Review Committee in DC in October.
- D. NCEES - Annual Meeting in DC August 14-18. NCEES bylaws
- E. ABET - Mr. Montgomery has been approved to participate as an observer at ABET's meeting at NAU in September.
- F. Surveyor Task Force

15. FUTURE BOARD MEETINGS – September 24, 2019.

16. SUGGESTED TOPICS FOR FUTURE MEETING AGENDAS.

17. MEETING ADJOURNMENT -