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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 REGISTRATION BOARD FOR PROFESSIONAL
ENGINEERS, LAND SURVEYORS, AND GEOLOGISTS**

TIME: 10:30 A.M.

Held at

PENNSYLVANIA DEPARTMENT OF STATE

2601 North Third Street

One Penn Center, Board Room C

Harrisburg, Pennsylvania 17110

as well as

VIA MICROSOFT TEAMS

January 23, 2023

1 State Registration Board for Professional
2 Engineers, Land Surveyors, and Geologists
3 January 23, 2023
4
5

6 BOARD MEMBERS:
7

8 Joseph T. McNally, PG, President
9 Robert P. Kudlawiec, PE, Vice President
10 Arion R. Claggett, Acting Commissioner, Bureau of
11 Professional and Occupational Affairs
12 Michael F. Brinkash, PLS - Absent
13 Daniel A. Hartman, Public Member
14 Martin F. Helmke, PhD, PG
15 Ronald N. Jumper Jr., Public Member - Absent
16 James J. Szalankiewicz, PE, PLS,
17 Carol D. Sides, Public Member
18 Francis J. Stanton Jr., PE - Absent
19 Jonathan J. Tabas, PE, PLS
20
21

22 BUREAU PERSONNEL:
23

24 Dean F. Picarella, Esquire, Senior Board Counsel
25 C. William Fritz II, Esquire, Board Counsel
26 Ray Michalowski, Esquire, Senior Board Prosecutor
27 Glenn P. Masser, Esquire, Board Prosecution Liaison
28 Jeannie Bronshtein, Board Administrator
29 Ryan Dumbroff, Student Intern, Office of General
30 Counsel
31 Andrew LaFratte, MPA, Executive Policy Specialist,
32 Department of State
33
34

35 ALSO PRESENT:
36

37 Ted Mowatt, Vice President, Wanner Associates, on
38 behalf of the Pennsylvania Society of Professional
39 Engineers
40 Rebecca Albert, PG, Chairman, Coordinating Committee
41 on Professional Practices, Department of
42 Environmental Protection
43 John G. Fuehrer II, Chair, Education Committee,
44 Pennsylvania Society of Land Surveyors
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1 ***

2 State Registration Board for Professional
3 Engineers, Land Surveyors, and Geologists

4 January 23, 2023

5 ***

6 [Pursuant to Section 708(a)(5) of the Sunshine Act,
7 at 9:00 a.m. the Board entered into Executive Session
8 with C. William Fritz II, Esquire, Board Counsel, for
9 the purpose of conducting quasi-judicial
10 deliberations and to receive legal advice from Board
11 Counsel on matters that are currently pending before
12 the Board. The Board returned to open session at
13 10:30 a.m.]

14 ***

15 [C. William Fritz II, Esquire, Board Counsel, noted
16 the Board met in Executive Session and conducted
17 quasi-judicial deliberations.

18 Mr. Fritz also reminded everyone that the meeting
19 was being recorded, and voluntary participation
20 constituted consent to be recorded.]

21 ***

22 The regularly scheduled meeting of the State
23 Registration Board for Professional Engineers, Land
24 Surveyors, and Geologists was held on Monday, January
25 23, 2023. Joseph T. McNally, PG, President, called

1 the meeting to order at 10:30 a.m.

2 ***

3 Roll Call

4 [Jeannie Bronshtein, Board Administrator, provided a
5 roll call of Board members.]

6 ***

7 Acknowledge Public

8 [C. William Fritz II, Esquire, Board Counsel,
9 provided an introduction of attendees.]

10 ***

11 Approval of minutes of the November 8, 2022 meeting

12 PRESIDENT MCNALLY:

13 The first item we have is for the
14 approval of the minutes. Are there any
15 edits or corrections to the minutes?

16 [The Board discussed corrections to the minutes.]

17 PRESIDENT MCNALLY:

18 Are there any other edits or
19 corrections to the minutes?

20 Could we have a motion to accept
21 the minutes as amended?

22 MR. KUDLAWIEC:

23 So moved.

24 MR. HELMKE:

25 Second.

1 PRESIDENT MCNALLY:

2 Roll call vote.

3

4 James Szalankiewicz, yes; Arion
5 Claggett, aye; Martin Helmke, yes;
6 Robert Kudlawiec, aye; Joseph McNally,
7 yes; Carol Sides, abstain; Jonathan
8 Tabas, yes; Daniel Hartman, yes.

9 [The motion carried. Carol Sides abstained from
10 voting on the motion.]

11 ***

12 Report of Board President - No Report

13 ***

14 Report of Board Members

15 [Martin F. Helmke, PhD, PG, addressed his
16 participation in an ASBOG Workshop last week. He
17 noted that ASBOG is the Association of State Boards
18 of Geology (ASBOG) responsible for the national
19 licensing exam for geologists. He mentioned that the
20 objective of the meeting was to identify any areas
21 the exams could be improved to make sure they are
22 comprehensive.

23 Mr. Helmke informed Board members that he also
24 has an opportunity in February to present to the
25 Pennsylvania Council of Professional Geologists on

1 the state of professional geology as a discipline in
2 Pennsylvania.]

3 ***

4 Report of Acting Commissioner - No Report

5 ***

6 Report of Board Administrator - No Report

7 ***

8 Report of Board Prosecution Division

9 [Glenn P. Masser, Esquire, Board Prosecution Liaison,
10 presented the Consent Agreements for Case No. 20-47-
11 002521 and Case No. 22-47-012147.]

12 MR. FRITZ:

13 The Board would entertain a motion to
14 approve the Consent Agreement at Case
15 No. 20-47-002521.

16 MR. KUDLAWIEC:

17 So moved.

18 MR. HELMKE:

19 Second.

20 MS. BRONSHTEIN:

21 James Szalankiewicz, agree;
22 Commissioner Claggett, aye; Martin
23 Helmke, yes; Robert Kudlawiec, aye;
24 Joseph McNally, yes; Carol Sides, yes;
25 Jonathan Tabas, agree; Daniel Hartman,

1 recusals. He noted the hearing scheduled for today
2 has been rescheduled for the next meeting and would
3 be the final continuance. He reminded everyone of
4 the hearing scheduled today with Mr. Braum.

5 Mr. Fritz was not currently working on any
6 regulations. He informed Board members that the
7 digital seals and signatures regulation became final
8 on December 17, 2022, and would soon be published in
9 the Pennsylvania Code. He noted the Board would post
10 the link on the Board's website as soon as it is
11 published and offered to provide the language to
12 anyone who wished to see the regulation.]

13 ***

14 Applications for Review

15 MR. FRITZ:

16 The Board would entertain a motion to
17 approve the Reciprocal Licensure
18 Applications of Michael Convery and
19 Fernando Garcia.

20 MR. KUDLAWIEC:

21 So moved.

22 ACTING COMMISSIONER CLAGGETT:

23 Second.

24 MS. BRONSHTEIN:

25 James Szalankiewicz, yes; Commissioner

1 Claggett, aye; Martin Helmke, no;
2 Robert Kudlawiec, aye; Joseph McNally,
3 yes; Carol Sides, yes; Jonathan Tabas,
4 approve; Daniel Hartman, yes.

5 [The motion carried. Martin Helmke opposed the
6 motion.]

7

8 Miscellaneous - Vote on Attendance for NCEES & ASBOG
9 Spring Meeting

10 [Robert P. Kudlawiec, PE, noted the National Council
11 of Examiners for Engineering and Surveying (NCEES)
12 Meeting. He informed everyone that the regional
13 meeting is taking place as a collaboration of all the
14 sections in Houston, TX, this year in August.

15 Mr. Helmke also noted two Board members would be
16 attending the Association of State Boards of Geology
17 Council of Examiners Meeting April 13-15, 2023, in
18 Greenville, SC.]

19 MR. KUDLAWIEC:

20 I make a motion that the state Board
21 approve two members to attend the NCEES
22 Meeting.

23 PRESIDENT MCNALLY:

24 Do we have a second?

25 MR. HELMKE:

1 Second.

2 PRESIDENT MCNALLY:

3 We have a motion and a second for
4 attendance at the NCEES and ASBOG
5 upcoming meetings. Could we have a
6 roll call vote on that, please?

7

8 James Szalankiewicz, yes; Commissioner
9 Claggett, aye; Martin Helmke, yes;
10 Robert Kudlawiec, aye; Joseph McNally,
11 yes; Carol Sides, yes; Jonathan Tabas,
12 yes; Daniel Hartman, yes.

13 [The motion carried unanimously.]

14

15 [A Formal Hearing was held from 10:47 a.m. until
16 11:09 a.m. in the Matter of the Petition for
17 Reinstatement of the Professional Engineer License of
18 Andrew Steven Braum, P.E., Case No. 22-47-016254.]

19

20 [Pursuant to Section 708(a)(5) of the Sunshine Act,
21 at 11:10 a.m. the Board entered into Executive
22 Session with C. William Fritz II, Esquire, Board
23 Counsel, for the purpose of conducting quasi-judicial
24 deliberations and to receive legal advice. The Board
25 returned to open session at 11:17 a.m.]

1 ***

2 MOTION

3 MR. FRITZ:

4 The Board would entertain a motion to
5 grant the Petition for Reinstatement of
6 Licensure filed by Andrew Steven Braum,
7 P.E., Case No. 22-47-016254 subject to
8 a two-year period of probation.

9 MR. KUDLAWIEC:

10 So moved.

11 MR. HELMKE:

12 Second.

13 MS. BRONSHTEIN:

14 James Szalankiewicz, yes; Commissioner
15 Claggett, aye; Martin Helmke, yes;
16 Robert Kudlawiec, aye; Joseph McNally,
17 yes; Carol Sides, yes; Jonathan Tabas,
18 yes; Daniel Hartman, yes.

19 [The motion carried unanimously.]

20 ***

21 [James J. Szalankiewicz, PE, PLS, President, noted
22 the next Board meeting is scheduled for March 17 at
23 Penn Center.]

24 ***

25 Adjournment

1 PRESIDENT MCNALLY:

2 Could I have a motion and a second for
3 the adjournment of the meeting?

4 MR. KUDLAWIEC:

5 So moved.

6 MR. HELMKE:

7 Second.

8 PRESIDENT MCNALLY:

9 Thank you all very much.

10 ***

11 [There being no further business, the State Board of
12 Professional Engineers, Land Surveyors, and
13 Geologists Meeting adjourned at 11:19 a.m.]

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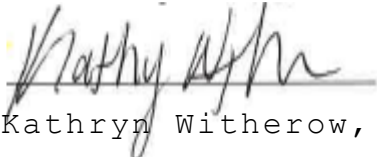
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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Registration Board for Professional Engineers, Land Surveyors and Geologists meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Registration Board for Professional Engineers, Land Surveyors and Geologists meeting.



Kathryn Witherow,
Minute Clerk
Sargent's Court Reporting
Service, Inc.

STATE REGISTRATION BOARD FOR PROFESSIONAL
ENGINEERS, LAND SURVEYORS, AND GEOLOGISTS
REFERENCE INDEX

January 23, 2023

	TIME	AGENDA
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9		
10	9:00	Executive Session
11	10:30	Return to Open Session
12		
13	10:30	Official Call to Order
14		
15	10:30	Roll Call
16		
17	10:30	Acknowledge Public
18		
19	10:34	Approval of Minutes
20		
21	10:36	Report of Board Members
22		
23	10:38	Report of Board Prosecution Division
24		
25	10:41	Report of Board Counsel
26		
27	10:42	Applications for Review
28		
29	10:43	Miscellaneous
30		
31	10:47	Formal Hearing - Andrew Steven Braum
32	11:09	
33		
34	11:10	Executive Session
35	11:17	Return to Open Session
36		
37	11:17	Motion
38		
39	11:18	Adjournment
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