

**The Board Report
July 2018
B. David Cox, Executive Director**

Exam Results

Pass rates for the April 2018 paper & pencil PE exams are as follows. The first % is the Kentucky pass rate and the second % is the national rate:

First Time Takers – 67%, 64%

Repeaters – 40%, 36%

Total – 61%, 55%

Pass rates for the first quarter of 2018 computer based tests. The first % is the Kentucky pass rate and the second % is the national rate:

FE Exam:

First Time Takers – 71%, 73%

Repeaters – 40%, 36%

Total – 67%, 66%

FS Exam:

First Time Takers – 100%, 45%

Repeaters – 0%, 36%

Total – 50%, 42%

PS Exam:

First Time Takers – 67%, 75%

Repeaters – 100%, 48%

Total – 75%, 68%

Continuing Education Tracking

You can use a free continuing education tracking system where you enter your continuing education courses, scan and store documents such as completion certificates, and transmit electronically to us if you are selected for audit. It can also be used for other states: <http://ncees.org/cpc/>

Verifications

If you need your license or exam information verified for another state, please go to <http://ncees.org/> and log in to, or create, your MyNCEES Account. From there you can manage your electronic verification requests.

This process is much faster than mail. The second after we complete the electronic form, it is part of your NCEES file and available to the state you designated.

Calendar of Events 2018

August 14-18	NCEES Annual Meeting	Scottsdale AZ
October 11	Committee Meetings	Frankfort KY
October 12	Board Meeting	Frankfort KY
October 26	PE, STR Vertical Exams	Louisville KY
October 27	STR Horizontal Exam	Louisville KY

ENFORCEMENT ACTIONS SUMMARY

For The Period
April 28, 2018 – July 27, 2018

RICHARD JAY ROBERTS, PE

Richard Jay Roberts, PE of Dublin, Ohio was disciplined for failing to comply with the Continuing Professional Development (CPD) requirements for professional engineers, in violation of 201 KAR 18:196, and for falsely representing on his 2016 online renewal that he had complied with the CPD requirements, in violation of KRS 322.180 Section 1. The case was settled by a Consent Decree wherein Mr. Roberts acknowledged the violations and voluntarily surrendered his Kentucky professional engineering license. The Board accepted the Consent Decree on July 27, 2018.

BRUCE KEVIN BAILEY, PLS

Bruce Kevin Bailey, PLS of Henderson was disciplined for providing professional land surveying services in Kentucky through the business entity Bailey Surveys, Inc. after the business entity permit for that firm had expired, in violation of KRS 322.060. The case was settled by a Consent Decree wherein Mr. Bailey acknowledged the violation and agreed to the following: (1) a written reprimand, (2) a fine of \$1000, (3) Mr. Bailey shall

promptly file for reinstatement of the business entity permit for Bailey Surveys, Inc. The Board accepted the Consent Decree on July 27, 2018.

JOSEPH PATRICK CAHILL, PLS

In April 2018, Joseph Patrick Cahill of Dry Ridge self-reported that he had practiced professional land surveying services in Kentucky through the business entity Cahill Surveyors, Inc. after the business entity permit for that firm had expired, in violation of KRS 322.060. The case was settled by a Consent Decree wherein Mr. Cahill agreed to a fine of \$1000. The Board accepted the Consent Decree on July 27, 2018. Additionally, Mr. Cahill filed for reinstatement of the business entity permit for Cahill Surveyors, Inc.

JEFF ALLEN ARNOLD, PE, PLS

Jeff Allen Arnold, PE, PLS of Bowling Green was disciplined for permitting personnel under his supervision at Arnold Consulting Engineering and Services to prepare legal descriptions for properties, which descriptions were used in deeds of conveyance, but the descriptions had not been surveyed or marked on the ground as is required by the Standards of Practice, 201 KAR 18:150. Additionally, one of the subject descriptions stated that the description was based on a survey performed by another area professional land surveyor but omitted any reference or claim of authorship to Mr. Arnold or any other licensed professional land surveyor employed by Mr. Arnold's firm. Mr. Arnold acknowledged that taken together, these statements are misleading to the public and constitute a violation of the Code of Professional Practice and Conduct, 201 KAR 18:142 Section 3 (1). The matter was resolved through a Consent Decree wherein Mr. Arnold acknowledged the violations and agreed to the following: (1) a written reprimand to Mr. Arnold, (2) a fine of \$1000, (3) Mr. Arnold and all other licensed personnel at Arnold Consulting Engineering and Services shall attend a live seminar on the Surveying Standards of Practice, and (4) Mr. Arnold's professional land surveying license shall be on probation for two years during which time he shall submit a quarterly list of projects completed by him and his firm and pay for an independent review of selected projects for compliance with the Standards of Practice. The Board accepted the Consent Decree on July 27, 2018.

JEFFREY TALKERS, PE

Jeffrey Talkers, PE of Lawrenceburg, Indiana was disciplined for providing professional engineering services in Kentucky and for permitting others to provide professional land surveying services in Kentucky through the

business entity Land Consultants, Inc. after the business entity permits for that firm had expired, in violation of KRS 322.060 Sections 1 and 2. The case was settled by a Consent Decree wherein Mr. Talkers acknowledged the violation and agreed to a fine of \$2000. Additionally, Mr. Talkers agreed to promptly file for reinstatement of the business entity permits for Land Consultants, Inc. The Board accepted the Consent Decree on July 27, 2018.

MATTHEW MOKANYK, PE

Matthew Mokanyk, PE of Grawn, Michigan was disciplined for (1) failing to disclose on Kentucky professional engineering license renewal application that a disciplinary action had been taken against him by a licensing board in another state, in violation of 201 KAR 18:142 Section 3, and (2) providing professional engineering services in Kentucky through a business entity which does not hold a business entity permit from the Board, in violation of KRS 322.060 Section 1, and (3) offering to practice professional land surveying in Kentucky without the required professional land surveyor's license and business entity permit from the Board in violation of KRS 322.020 Section 2 and KRS 322.060 Section 2. This case was settled by a Consent Decree wherein Mr. Mokanyk acknowledged the violations and agreed to the following sanctions and conditions: (1) a written reprimand, (2) a fine of \$3000, (3) probation of Mr. Mokanyk's professional engineering license for 2 years, (4) Mr. Mokanyk shall file for an engineering business entity permit for his firm within 10 days, and (5) Mr. Mokanyk shall either employ a Kentucky licensed professional land surveyor and file for a surveying business entity permit for his firm within 10 days, or cease all offers to practice professional land surveying in Kentucky. The Board accepted the Consent Decree on July 27, 2018.

ALEXANDER BARBER, PLS

Mr. Alexander Barber, PLS of Bowling Green entered into a Consent Decree with the Board of Licensure on April 14, 2017. Among other things, that agreement called for the probation of Mr. Barber's professional surveying license for two years during which time Mr. Barber would submit his work to the Board for third party review. Mr. Barber failed to submit a list of his completed work for the second quarter of 2018. In accordance with the terms of the Consent Decree and after being notified of the default, Mr. Barber's professional land surveying license was Suspended.