

The Board of Licensure Report
July 2019
James Ed Manning, Executive Director

Expired Licenses

Licensees with surnames in the range A thru K were due to renew their license by June 30, 2019. If you failed to renew, you can still renew online. Just go to the board website www.kyboels.ky.gov then click "Already Licensed" and follow the prompts, or type this link in your browser: <https://kyboels.ky.gov/Renewals/Pages/default.aspx> . Once you are there, just answer a few questions and pay with your credit card. A 10% late renewal penalty will be charged for each month or part of a month that the renewal is late.

It is important to note that while the regulations permit a licensee to renew his or her license for up to a year after it expires, the licensee is not authorized to practice engineering or surveying on an expired license.

Any licensee who renews on or after September 1 of his or her renewal year is subject to an automatic CPD audit.

CPD Audits

Audits for Continuing Professional Development (CPD) will begin in early September. Each year 5% of licensees who renewed before September 1 are randomly selected for an audit of their compliance with the CPD regulations. Licensees are required to respond to an audit notice within thirty days by providing documentation of their CPD activities for the audit period.

More and more licensees are taking advantage of the NCEES Continuing Education Tracking system. This system allows users to can enter their continuing education courses, scan and store documents such as completion certificates, and transmit them electronically to state licensure boards upon request. The service is free and is accepted by most state boards. For information, go to <http://ncees.org/cpc/>

Firm Renewals

All Business Entity Permits (aka Firm Permits) expire on December 31 every year. Permits can be renewed online in a manner similar to that for individual renewals. The window for online renewal of Firm Permits will open about Mid-November. Please mark your calendars accordingly.

License Verifications

At some point in their career, many licensees find it necessary to obtain a license in another state, or several states. NCEES and state licensing boards across the country have been working to ease the burden of multi-state licensure. One part of that initiative has been to create a centralized license and exam verification system.

If you need to have your license and/or exam information verified to another state, go to <http://ncees.org/>, log in to, or create your MyNCEES account. From there you can request a verification electronically. Requests are sent in real time. States are able to respond electronically. Responses are immediately available to the state you designated. Additionally, the information is retained in your file at NCEES for future reference.

Reporting Violations

From time to time, Board staff receives inquiries from licensees about reporting violations of the licensure law and unlicensed practice. Most licensees realize that they have a legal obligation to report such violations, but they are unsure how to do it and to what extent they are obligated to cooperate with board investigations. The Board would like to remind licensees that under the Code of Professional Practice and Conduct, if a licensee has knowledge or reason to believe that any person or other licensee is in violation of KRS 322 or 201 KAR Chapter 18, the licensee shall submit to the board in writing the relevant information within his or her knowledge. Additionally, a licensee is required by the Code to cooperate with the board by providing relevant information within his or her knowledge upon request.

Calendar of Events 2019

August 14-17	NCEES Annual Meeting	Scottsdale AZ
August 29	Registration for Fall Paper & Pencil PE Exams Closes 3:00pm	
August 29	Last day to request Special Accommodations for Testing	
October 15	PE Petroleum & PE Nuclear Exams via Single Day CBT	
October 24	Committee Meetings	Frankfort KY

October 25	Board Meeting	Frankfort KY
October 24	PE, STR Vertical Exams	Louisville KY
October 25	STR Horizontal Exam	Louisville KY
October 25-26	All other Paper and Pencil PE Exams	Louisville KY

ENFORCEMENT ACTIONS SUMMARY
For The Period
April 27, 2019 – July 26, 2019
Kyle Elliott, Director of Enforcement

JASON LANCE GOINS, PE

In 2017, the Board received a written complaint from a licensee. A Board investigation found that Jason Goins, PE, had been hired to provide engineering services for a commercial construction project. As part of his work on that job, Goins was responsible for submitting an application to Kentucky's Department of Housing, Buildings, and Construction (HBC), to obtain their necessary authorization for the project. Another engineer's foundation plan was included in Goins' submittal to HBC, and while the foundation plan was for the same proposed building, it had been designed for another specific site at another physical location. This foundation plan had been altered by the placement of a concealing sticker over the original site address, and displayed the address of the new proposed building location. Mr. Goins failed to adequately supervise the application submission to HBC, and therefore aided and abetted the unlicensed practice of engineering by accepting an engineering plan from his client, which had been altered by someone other than the design engineer. This action constituted a violation of KRS 322.180, Section 5. Further, his application submission also failed to be objective and truthful, and failed to disclose all material facts, a violation of the Code of Professional Practice and Conduct, 201 KAR 18:142, Section 3. In addition, an audit of Mr. Goins' continuing professional development (CPD) requirements showed a deficiency of more than half of the required thirty professional development hours for the audited period, a violation of 201 KAR 18:196. The Board's case against Mr. Goins was settled with a Consent Decree wherein Goins acknowledged the violations and agreed to: (1) pay a \$2,000 fine; (2) receive a written reprimand; (3) provide proof of thirty professional development hours of CPD activities for the 2017/2018 reporting period; (4) provide proof of thirty professional development hours of CPD activities for the 2019/2020 reporting period; and (5) take and successfully complete the online 60

professional development hour course in Engineering Ethics offered by Texas Tech University. The Board accepted the Consent Decree on July 26, 2019.

ADRIAN BRENT COMBS, PE

On July 5, 2017, a private citizen filed a written complaint against various licensed professionals and local and state government agencies. A subsequent investigation by the Board found that Mr. Combs, in October of 2016, while a public employee engineer of the Georgetown-Scott County Planning Commission, reviewed and approved an Amended Final Development Plan and associated permit applications, submitted by his former client, for the same project for which he had performed private consulting engineering services in 2009. The case was settled with a Consent Decree wherein Mr. Combs admitted that he should have known a conflict of interest existed when he reviewed and approved the Amended Final Development Plan, which plan was similar to his own Preliminary Development Plan, for the same client, in violation of 201 KAR 18:142, Section 4. The agreement with the Board requires Mr. Combs to: (1) receive a written reprimand; (2) have his professional engineering license suspended for sixty days; and (3) pay a \$2,000 fine. The Board accepted this Consent Decree on July 26, 2019.

HGS LIMITED, CONSULTING ENGINEERS, PLLC

In January of 2018, the Board received a complaint from a licensee that HGS Limited, Consulting Engineers of Windsor, Ontario was providing structural engineering services in Kentucky without the proper business entity permit. An investigation by the Board confirmed the complaint and HGS Limited, Consulting Engineers, PLLC, through its president, agreed to settle the Board's investigation through a Consent Decree. In the Consent Decree, the corporation acknowledged violations of KRS 322.060, and agreed to: (1) pay a \$1,000 fine; and (2) maintain a current and valid business entity permit for any period in which the corporation is engaged in providing engineering services in the Commonwealth of Kentucky. The Board accepted this Consent Decree on July 26, 2019.

G-A-I CONSULTANTS, INC.

In September of 2018, the Board of Licensure learned that G-A-I Consultants, Inc., a Pennsylvania corporation, with a branch office in Erlanger, Kentucky, was offering engineering and land surveying services through their website and print media, while not regularly having a responsible charge professional engineer or responsible charge land surveyor

in said branch office, in violation of KRS 322.060. G-A-I Consultants, through its president, agreed to settle the Board's investigation through a Consent Decree, wherein the corporation acknowledged the violations and agreed to: (1) pay a \$2,000 fine; (2) maintain current appropriate valid business entity permits for any period of time in which they provide, or offer to provide, engineering services and/or land surveying services in the Commonwealth of Kentucky; (3) update its current business entity permits to include any new office locations in Kentucky; and (4) present to the Board, in writing, a Corrective Action Plan detailing the staffing for their new Kentucky office and a detailed description of the work that will be performed at that office. The Board accepted this Consent Decree on July 26, 2019.