

**BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS, LAND SURVEYORS,
CERTIFIED INTERIOR DESIGNERS AND LANDSCAPE ARCHITECTS
(APELSCIDLA)**

**Wednesday, August 5, 2026– 10:00 a.m.
2nd Floor – Board Room 2**

**Department of Professional and Occupational Regulation
9960 Mayland Drive
Richmond, Virginia 23233**

Mission: Our mission is to protect the health, safety and welfare of the public by licensing qualified individuals and businesses enforcing standards of professional conduct for professions and occupations as designated by statute.

I. CALL TO ORDER

- a. Emergency Evacuation Procedures
- b. Determination of Quorum

II. APPROVAL OF AGENDA

III. APPROVAL OF MINUTES

- a. APELSCIDLA Board Meeting, March 31, 2026
- b. LS Exam Review Meeting, May 7, 2026

IV. WELCOME AND INTRODUCTIONS

V. PUBLIC COMMENT PERIOD

FIVE MINUTE PUBLIC COMMENT, PER PERSON

- a. Disciplinary

VI. CASE FILES Consent Order – 2026-01788 – Keith Randall Koontz (Townsend)

- ii. Consent Order – 2026-01254 – Nader Elhajj (Frost)
- iii. IFF – 2024-01757 – Melvin Eugene Hopkins, Jr. (Frost)
- iv. IFF – 2024-01758 – Bayshore Design LLC (Frost)
- v. IFF – 2025-02260 – James Bradley (Zmuda/Claytor)
- vi. IFF – 2025-03062 – George Michel O'Quinn (Zmuda/Claytor)

- b. Licensing

- i. IFF – 2026-01101 – Suzanne Blanton Montgomery (Frost)
- ii. IFF – 2026-01201 – Quy T. Nguyen (Frost)
- iii. IFF – 2026-01800 – Thomas J. Hutka (Frost)
- iv. IFF – 2026-00032 – Kevin Richard Adams (Frost)

VII. EDUCATION

- a. Examination Updates
 - i. Examination Statistics
 - ii. Land Surveyor State Specific Exam Review Update
 - iii. Land Surveyor B Exam Review Update

VIII. NEW BUSINESS

- a. Executive Director's Update
- b. Regulatory Update
 - i. General Review Update
 - ii. Architect Alternative Pathway Update (HB 2154)
 - iii. Withdraw LS/PE Fast-Track
 - iv. Withdraw Emergency SB 826 Amendment
 - v. Guidance Document 6903 Technical Revisions
 - vi. Guidance Document 4426
 - vii. Responsible Person Guidance Discussion
 - viii. Clarifying Professional Engineer Requirements
 - ix. Land Surveyor Regulatory Review Committee
- c. Cease and Desist Orders
- d. New Board Member Training Conference - October 22-23, 2026
- e. Finance Monthly Statement
- f. Correspondence
 - i. VSPE - April 1, 2026
 - ii. VSPE - May 6, 2026
- g. Fraudulent Use of Licenses
- h. Investigations Internal Reference Guide **[PG 1950]**

IX. OTHER BUSINESS

- a. Architects Update
 - i. 2026 NCARB Annual Meeting (June 25-28, 2026) | Minneapolis, Minnesota
- b. Professional Engineers Update
 - i. 2026 NCEES Annual Meeting (August 17-21, 2026) | Henderson, Nevada
 - ii. NCEES Member Board Committee Update
 - iii. NCEES Summer 2027 Exam Changes - Member Board Memo
 - iv. NCEES Engineering Education Award - GMU Recipients
- c. Land Surveyors Update
- d. Certified Interior Designers Update
 - i. IIDA MAC Advocacy Committee and VA Consortium for Interior Designers
 - ii. 2026 CIDQ Annual Meeting (November 12-14, 2026) | Atlanta, Georgia
- e. Landscape Architect Update
 - i. 2026 CLARB Annual Meeting (August 26-29, 2026) | Alberta, Canada
- f. Licensed Population
- g. Election of Officers
- h. Board Member Professional Development

X. COMPLETE CONFLICT OF INTEREST FORM AND TRAVEL VOUCHER

XI. ADJOURNMENT

NEXT MEETING SCHEDULED FOR **WEDNESDAY, NOVEMBER 18, 2026**

- ❖ Agenda materials made available to the public do not include disciplinary case files or application files pursuant to §54.1-108 of the Code of Virginia.
- ❖ Five-minute public comment, per person, with the exception of any open disciplinary or application file.
- ❖ Persons desiring to participate in the meeting and requiring special accommodations or interpretative services should contact the Department at (804) 367-2785 at least ten days prior to the meeting so that suitable arrangements can be made for an appropriate accommodation. The Department fully complies with the Americans with Disabilities Act.

DRAFT AGENDA
Materials contained in this agenda are proposed topics for discussion
And are not to be construed as regulation or official board position.
DRAFT AGENDA

BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS, LAND
SURVEYORS, CERTIFIED INTERIOR DESIGNERS AND LANDSCAPE
ARCHITECTS MEETING MINUTES

The Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects (APELSCIDLA Board) met on March 31, 2026, at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia.

Members present for all or part of the meeting:

Architects

Tim Colley
Helene Dreiling
Harry Falconer, Jr.

Professional Engineers

Richard Davenport
Douglas Frost

Land Surveyors

John Claytor
Frank Richardson, II
Kevin Shreiner

Landscape Architects

Susan Dibble
Timothy Stromberg

Citizens

Troy Arnold, III

Interior Designers

Arjun Kainth

Members absent from the meeting with regrets:

Interior Designers

Catherine Christian Stanley

Professional Engineers

Rick Townsend

Citizens

Justina Vasquez

Staff present for all or part of the meeting were:

Laura McClintock, Director
Steve Kirschner, LRPD Director
Kate Nosbisch, Executive Director
Ecila Williams, Licensing Operations Administrator
Kyle Mathews, Regulatory Operations Administrator
Davon Jones, Administrative Coordinator
Joe Haughwout, Regulatory Affairs Manager
Jennifer Sayegh, Policy & Legislative Affairs Manager
Eric Beidel, Digital and Communication Manager
Tom Payne CID Director
Free Williams, Director of Adjudication
John Grieser, Director of Investigations - Field Operations
Latichia Logan, Legal Analyst

Elizabeth Peay, Assistant Attorney General with the Office of the Attorney General, was not

present with regrets. In her absence, James Flarherty, Assistant Attorney General, was present. Sathish Anabathula, Board for Professional and Occupational Regulations Liaison, was not present with Regrets.

Members of the audience:

Rebecca L. Golden, PE - Virginia Society of Professional Engineers (VSPE)

Sarojini Rao, Department of Planning and Budget

John Blanchard, Architect

Paige Pruett, Citizen

Mr. Arnold, Chair, called the meeting to order at 10:08 a.m. Due to the absence of a quorum, the Board was unable to conduct any official business requiring formal votes until two additional board members arrived. **Call to Order**

Mr. Arnold and Ms. Nosbisch advised the Board of the emergency evacuation procedures. **Emergency Evacuation Procedures**

Mr. Davenport arrived at the meeting at 10:11 a.m. **Arrival of Board Members**

Ms. Nosbisch provided an update regarding the Board's examination services contract with PSI. The Board was informed that there is a one-year extension on the current contract which Board staff are invoking, and this matter will be brought before the Board before the extension expires. **PSI Exam Update**

Ms. Nosbisch provided the Board with an update on the Land Surveyor State-Specific (LSS) and Land Surveyor B examination review sessions. She advised that additional days would be needed with PSI and indicated that dates have been scheduled, including May 7 for land surveyors, with additional sessions planned for mid-June for land surveyor b's. **Land Surveyors Update**

Mr. Kainth arrived at the meeting at 10:21 a.m. **Arrival of Board Members**

Ms. Nosbisch advised that an email was sent to the Board in February containing information related to organizations associated with the Board, including the Interorganizational Council on Regulation (ICOR) and other related organizations. **Certified Interior Designer Section Update**

Ms. Nosbisch provided updates to the board on prior training sessions and discussed opportunities for future training. Board members expressed interest in continued training and noted the value of past Board Member Training Conference sessions and Multi-Jurisdiction Case Training. Ms. Nosbisch also emphasized the importance of Board member attendance, preparedness, and **Board Member Training**

timely participation in meetings.

The Board recessed at 10:25 a.m. and reconvened at 10:40 a.m.

Recess

Mr. Davenport moved to approve the agenda for March 31, 2026, and March 3, 2026, in block. Mr. Colley seconded the motion which was unanimously approved by: Arnold, Claytor, Colley, Davenport, Dibble, Dreiling, Falconer, Frost, Kainth, Richardson, Shreiner and Stromberg.

**Approval of
Agenda**

Mr. Colley moved to approve the minutes for the following dates in block:

**Approval of
Minutes**

- APELSCIDLA Land Surveyor Section Meeting, August 13, 2025
- APELSCIDLA Public Hearing, September 9, 2025
- APELSCIDLA Board Meeting, November 14, 2025
- APELSCIDLA Professional Engineers Section Meeting, November 14, 2025
 - o **Corrections:** In the meeting minutes for November 14th, Mr. Falconer advised Mr. Jones that NCARB Staff titles were incorrect on page 2 of 9 and should read Roxanne Alston, VP of Customer Relations NCARB, Caitlin Stromberg, AVP of Member Relations and Volunteer Engagement NCARB, the corrections have been made.
- APELSCIDLA Board Meeting, March 3, 2026

Mr. Falconer seconded the motion which was unanimously approved by: Arnold, Claytor, Colley, Davenport, Dibble, Dreiling, Falconer, Frost, Kainth, Richardson, Shreiner and Stromberg.

There was no public comment.

**Public Comment
Period**

Mr. Claytor recused himself from the meeting for discussion and deliberation of the files.

**Recusal of Board
Member**

Regarding **File Number 2025-00001, Carl E. Duncan**, the Board members reviewed the Consent Order as seen and agreed by Mr. Duncan.

**File Number:
2025-00001 Carl E.
Duncan**

Mr. Shreiner moved to accept the consent order which cites the following violation of the Board's Regulations: 18 VAC 10-20-730.C (Count 1), 18 VAC 10-20-730.C (Count 2) for six violations, and 18 VAC 10-20-790.4 (Count 3). For these violations, it was recommended that Mr. Duncan pay the following monetary penalties: \$350.00 in Board costs, for a total monetary penalty of \$350.00. Mr. Duncan agrees to the voluntary surrender of his license. Ms. Dibble seconded the motion which was unanimously approved by: Arnold, Colley, Davenport, Dibble, Dreiling, Falconer, Frost, Kainth, Richardson, Shreiner and Stromberg.

Mr. Claytor returned to the meeting.

Return of Board

Regarding **File Number 2025-01103, Carl E. Duncan**, the Board members reviewed the Consent Order as seen and agreed by Mr. Duncan.

Mr. Frost moved to accept the consent order which cites the following violation of the Board's Regulations: 18 VAC 10-20-790.8 (Count 1) and 18 VAC 10-20-760.A.1 (Count 2). For these violations, it was recommended that Mr. Duncan pay the following monetary penalties: \$2,500.00 for Count 1, \$2,500.00 in Count 2, and \$350.00 in Board costs, for a total monetary penalty of \$5,350.00. Mr. Duncan agreed to two (2) hours of continuing education and a two (2) year probation of his license as of the effective date of this order. Mr. Shreiner seconded the motion which was unanimously approved by: Arnold, Claytor, Colley, Davenport, Dibble, Dreiling, Falconer, Frost, Kainth, Richardson, Shreiner and Stromberg.

Mr. Frost recused himself from the meeting for discussion and deliberation of the file.

Regarding **File Number 2025-02915, Donald W. Vannoy**, the Board members reviewed the Consent Order as seen and agreed by Mr. Vannoy.

Mr. Richardson moved to accept the consent order which cites the following violation of the Board's Regulations: 18 VAC 10-20-790.9 (Count 1) and 18 VAC 10-20-790.10 (Count 2). For these violations, it was recommended that Mr. Gonzalez pay the following monetary penalties: \$350.00 in Board costs, for a total monetary penalty of \$350.00. Mr. Shreiner seconded the motion which was unanimously approved by: Arnold, Claytor, Colley, Davenport, Dibble, Dreiling, Falconer, Kainth, Richardson, Shreiner and Stromberg.

Mr. Frost returned to the meeting.

Regarding **File Number 2024-01140, K J Worrell**, the Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the case file, transcripts and exhibits, and the Summary of the Informal Fact-Finding Conference.

Ms. Pruitt appeared before the Board and spoke in support of the IFF findings and recommendation, asserting that the respondent engaged in misrepresentation and failed to meet professional responsibilities. She raised concerns regarding the accuracy of sealed reports, including that the respondent certified compliance without taking measurements, which allowed non-compliant construction to proceed. Ms. Pruitt supported revocation of the respondent's license.

Member
File Number:
2025-01103- Carl
E. Duncan

Recusal of Board
Member

File Number:
2025-02915-
Donald W. Vannoy

Return of Board
Member

File Number:
2024-01140- K J
Worrell

Mr. K. J. Worrell did not appear before the Board but submitted a written statement, which was read into the record. In his statement, he disputed the IFF findings, denied misrepresentation, and asserted that any discrepancies were due to administrative issues rather than intentional actions. He stated that he relied on other professionals for certain aspects of the project and maintained that he followed applicable guidelines.

File Number:
2024-01140- K J
Worrell

Mr. Frost moved to accept the violations in the Informal Fact-Finding Conference which cites the following violation of the Board's regulations:

Count 1: 18 VAC 25-21-790.9

Mr. Claytor seconded the motion which was unanimously approved by: Arnold, Claytor, Colley, Davenport, Dibble, Dreiling, Falconer, Frost, Kainth, Richardson, Shreiner and Stromberg.

Mr. Frost moved to accept the violations in the Informal Fact-Finding Conference which cites the following violation of the Board's regulations:

Count 2: 18 VAC 25-21-790.10

Mr. Kainth seconded the motion which was unanimously approved by: Arnold, Claytor, Colley, Davenport, Dibble, Dreiling, Falconer, Frost, Kainth, Richardson, Shreiner and Stromberg.

Ms. Nosbisch indicated that there were no prior disciplinary actions against Mr. Worrell.

After a brief discussion, Mr. Frost moved to accept the presiding officer's recommendation to impose the sanction for Count 1.

Mr. Shreiner seconded the motion which was unanimously approved by: Arnold, Claytor, Colley, Davenport, Dibble, Dreiling, Falconer, Frost, Kainth, Richardson, Shreiner and Stromberg.

After a brief discussion, Mr. Frost moved to accept the presiding officer's recommendation to impose the sanction for Count 2.

For these violations, it was recommended that Mr. Worrell pay the following monetary penalties: \$350.00 in Board costs, for a total monetary penalty of \$350.00. Mr. Colley seconded the motion which was unanimously approved by: Arnold, Claytor, Colley, Davenport, Dibble, Dreiling, Falconer, Frost, Kainth, Richardson, Shreiner and Stromberg.

Mr. Colley and Ms. Drieling recused themselves from the meeting for discussion and deliberation of the file.

Recusal of Board
Member

Regarding **File Number 2023-00931, John Wallace Blanchard**, the Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the case file, transcripts and exhibits, and the Summary of the Informal Fact-Finding Conference.

File Number:
2023-00931- John
Wallace Blanchard

Mr. Blanchard addressed the Board and argued that the Board's evaluation relied too heavily on limited factors and did not fully consider required statutory criteria, particularly rehabilitation. He referenced legal precedent to support his position and maintained that his past conduct was not directly related to his ability to practice, asking the Board to consider his rehabilitation and qualifications in its decision.

At 11:26 a.m., Mr. Frost moved that the meeting be recessed and that the Board immediately reconvene in closed meeting for the purpose of deliberation on the disciplinary case from an Informal or Formal Hearing in order to reach a decision, as permitted by § 2.2-3711.A.27 of the Code of Virginia. Mr. Claytor seconded the motion which was unanimously approved by: Arnold, Claytor, Davenport, Dibble, Falconer, Frost, Kainth, Richardson, Shreiner and Stromberg.

Closed Meeting

At 12:20 p.m., Mr. Arnold moved to adjourn the closed meeting and to immediately reconvene in open meeting. Upon reconvening, each member present certified that, to the best of their knowledge, only matters lawfully exempted from open meeting requirements under § 2.2-3712 of the *Code of Virginia* were discussed in closed session. The motion which was unanimously approved by roll call vote by: Arnold, Claytor, Davenport, Dibble, Falconer, Frost, Kainth, Richardson, Shreiner and Stromberg.

Mr. Falconer moved to accept the violation in the Informal Fact-Finding Conference which cites the following violation of the Board's regulations:
Count 1: 18 VAC 25-21-790.3

File Number:
2023-00931- John
Wallace Blanchard

Mr. Richardson seconded the motion which was approved 9-1 by:

Ayes: Arnold, Claytor, Davenport, Dibble, Falconer, Frost, Kainth, Richardson, and Stromberg

Nays: Shreiner

Ms. Nosbisch indicated that there were no prior disciplinary actions against Mr. Blanchard.

After a brief discussion, Mr. Falconer moved to Deny the presiding officer's recommendation to impose the following sanction:

Count 1: 18 VAC 10-20-790.3 – Revocation of License

Mr. Shreiner seconded the motion which was denied 3-7 by:

Ayes: Davenport, Falconer and Shreiner

Nays: Arnold, Claytor, Dibble, Frost, Kainth, Richardson, and Stromberg

Mr. Kainth moved to Approve the presiding officer's recommendation for the sanction and impose the following:

Count 1: 18 VAC 10-20-790.3 – Revocation of License

Ms. Dibble seconded the motion which was approved 7-3 by:

Ayes: Arnold, Claytor, Dibble, Frost, Kainth, Richardson, and Stromberg

Nays: Davenport, Falconer and Shreiner

File Number:

**2023-00931- John
Wallace Blanchard
(cont.)**

Mr. Colley and Ms. Drieling returned to the meeting.

**Return of Board
Member**

The Board recessed at 12:35 p.m. and reconvened at 12:56 p.m.

Recess

Ms. Dibble departed the meeting at 12:35 p.m.

**Departure of Board
Member**

Mr. Mathews provided updates to the Board on ongoing regulatory review efforts, including feedback received and considerations for proposed changes affecting licensure requirements.

Regulatory Update

Mr. Mathews presented draft regulatory amendments to the Board regarding graduate degree education credit for the architect alternative pathway.

Mr. Colley moved to adopt the text as presented. Ms. Drieling seconded the motion which was unanimously approved by: Arnold, Claytor, Colley, Davenport, Dibble, Dreiling, Falconer, Frost, Kainth, Richardson, Shreiner and Stromberg.

Mr. Mathews presented a draft guidance document to the Board addressing the scope of "direct control and personal supervision" for responsible persons. The Board engaged in extensive discussion regarding supervision expectations, including remote work, multi-office oversight, and the responsibilities of licensed professionals in signing and sealing work. Concerns were raised regarding the clarity of definitions, enforcement challenges, and potential risks to public protection. The Board discussed the need for additional clarification.

Mr. Claytor moved to continue working on the guidance and revisit it at a future meeting. Ms. Frost seconded the motion which was approved 10-1 by:

Ayes: Arnold, Claytor, Colley, Davenport, Falconer, Frost, Kainth, Richardson, Shreiner and Stromberg

Nay: Dreiling

Ms. Nosbisch provided the Board with an update regarding participation in the NCARB Regional Summit. She noted that the region conducted a strategic planning session at the conclusion of the meeting, which was described as engaging and beneficial. She also discussed concerns related to the fraudulent use of licensure, noting that all jurisdictions in the nation are experiencing this issue and it is a problem worldwide. No definitive solution has been identified.

Architects Update

Mr. Colley further noted that he participated in the review of resolutions to be considered by all regions at the upcoming annual business meeting in June. He stated that Region 2 includes jurisdictions from Virginia to New York.

**Architects Update
(cont.)**

Mr. Davenport moved to authorize Mr. Colley, Mr. Falconer, Ms. Drieling and Ms. Nosbisch's participation in the NCARB Regional Workshop. Mr. Stromberg seconded the motion which was unanimously approved by: Arnold, Claytor, Colley, Davenport, Dreiling, Falconer, Frost, Kainth, Richardson, Shreiner and Stromberg.

Ms. Nosbisch advised the Board that the Southern Zone Meeting for professional engineers is scheduled for April. It was noted the designated Board members, Mr. Claytor, Mr. Frost, and Mr. Townsend will attend and represent the Board at this meeting. Ms. Nosbisch indicated that she would be unable to attend.

**Professional
Engineers Update**

Mr. Davenport moved to authorize Mr. Claytor, Mr. Frost, and Mr. Townsend for participation in the NCEES Southern Zone Interim meeting. Mr. Stromberg seconded the motion which was unanimously approved by: Arnold, Claytor, Colley, Davenport, Dreiling, Falconer, Frost, Kainth, Richardson, Shreiner and Stromberg.

No update was provided at this time.

**Landscape
Architect Update**

Conflict of Interest forms and Travel Vouchers were completed by all Board members present.

**Conflict of Interest
Forms / Travel
Vouchers
Adjourn**

There being no further business, the meeting was adjourned at 2:01 p.m.

Troy Arnold, III, Chair

Laura V. McClintock, Secretary

**BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS, LAND SURVEYORS,
CERTIFIED INTERIOR DESIGNERS AND LANDSCAPE**

LAND SURVEYORS EXAM REVIEW COMMITTEE

Tuesday, May 7, 2026

The LS Examining Review Committee of the Board for APELSCILDA Board met on Thursday, March 7, 2026, at the Embassy Suites by Hilton Richmond - Taylor Conference Room 2925 Emerywood Parkway in Richmond, VA.

Members present for all or part of the meeting:

Bill Bradford, Land Surveyor Committee Member
John Claytor, Land Surveyor Board Member
Frank Richardson, II, Land Surveyor Board Member
Kevin Shreiner, Land Surveyor Board Member

Staff present for all or part of the meeting were:

Kate Nosbisch, Executive Director
Kyle Mathews, Regulatory Operations Administrator
Greg Emerson, Director of Examinations
Rhonda Starr, Examination Coordinator
Brandon Bouknight, Examination Data Administrator

PSI Representative:

Shannon Caraway, Exam Development Specialist

Mr. Shreiner called the meeting to order at 8:10 AM.

Ms. Nosbisch reviewed Emergency Evacuation procedures.

Mr. Richardson moved to approve the agenda by amending to add Agenda Item I.B., Approval of Agenda, and Agenda Item I.C., Welcome and Introductions. Mr. Claytor seconded the motion. The motion was unanimously approved by members Bradford, Claytor, Richardson, and Shreiner.

Ms. Nosbisch proceeded to introduce the members listed above and their respective titles.

At 8:17 AM Mr. Claytor offered a motion, seconded by Mr. Richardson, to recess the meeting and that the committee immediately reconvene in closed meeting for the purpose of administering Exam Review as permitted by § 2.2-3711.A.12 of the Code of Virginia.

The motion was approved by unanimous vote. Members voting yes were Bradford, Claytor, Richardson, and Shreiner.

At 3:29 p.m. Mr. Claytor read the following certification of closed session:

WHEREAS, the Exam Review Committee of the Board For Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, § 2.2-3712 of the Code of Virginia requires a certification by this Committee that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Examining Committee of the Board for Branch Pilots hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the committee.

The motion which was unanimously approved by roll call vote by:

Bradford: Aye

Claytor: Aye

Richardson: Aye

Shreiner: Aye

Being no further business, Mr. Shreiner adjourned the meeting at 3:32 PM.

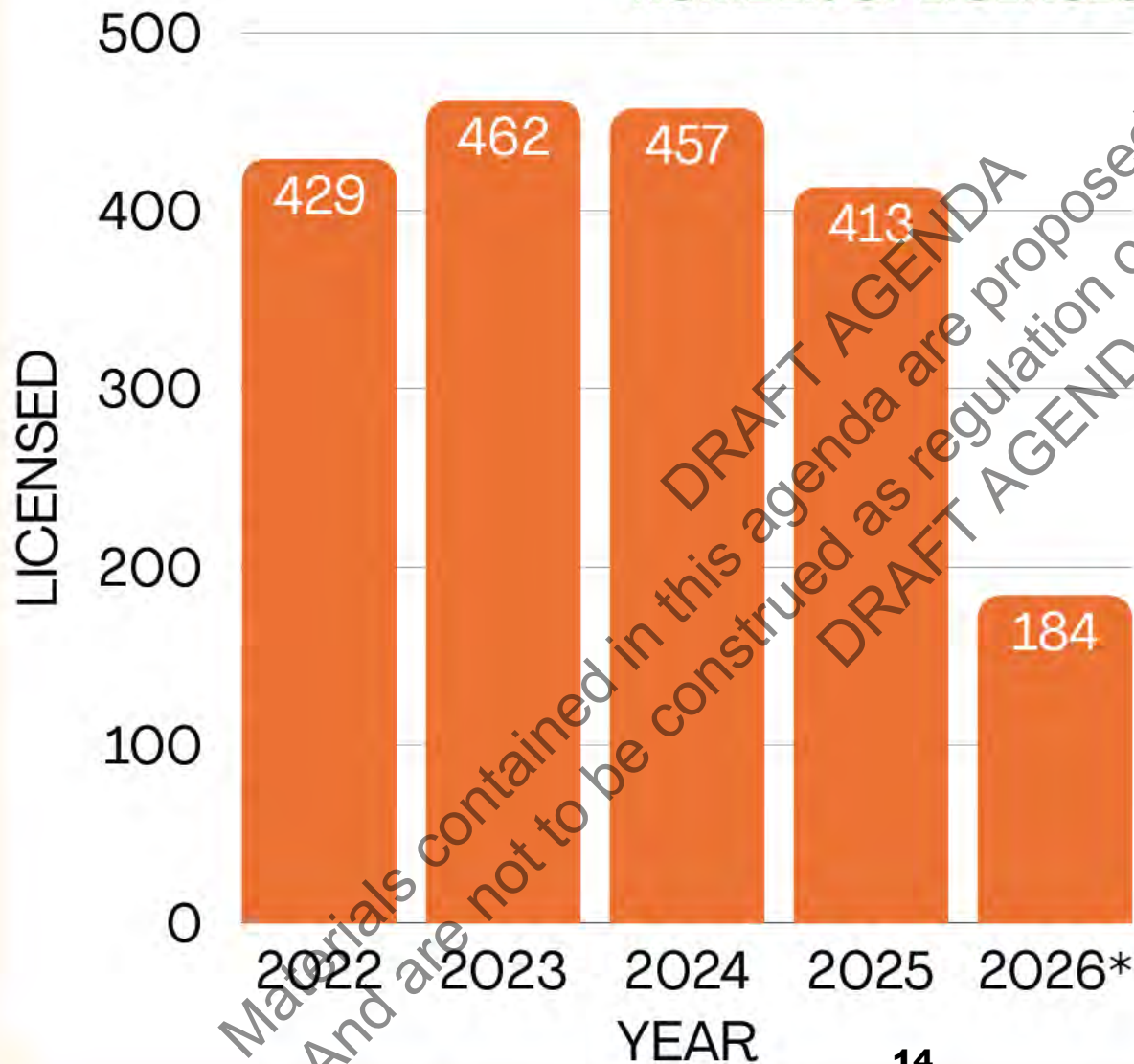
Kevin Shreiner, Committee Chair

Laura V. McClintock, Secretary



APELSCIDLA Statistics

ARCHITECTS (ARE) NUMBER OF LICENSES:



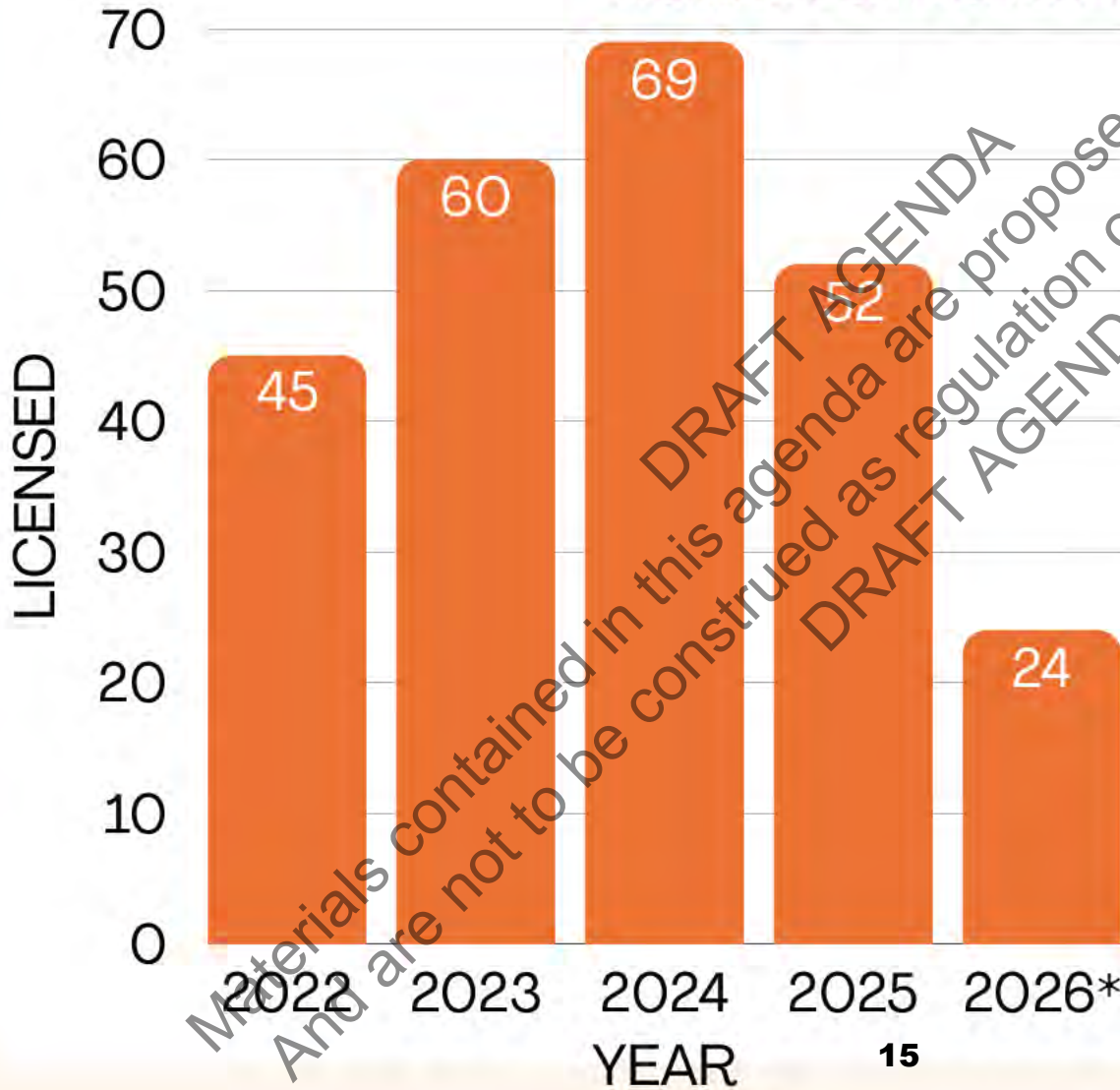
YEAR	LICENSED
2022	429
2023	462
2024	457
2025	413
2026*	184

*JANUARY TO JUNE



APELSCIDLA Statistics

LANDSCAPE ARCHITECTS (LARE) NUMBER OF LICENSES:



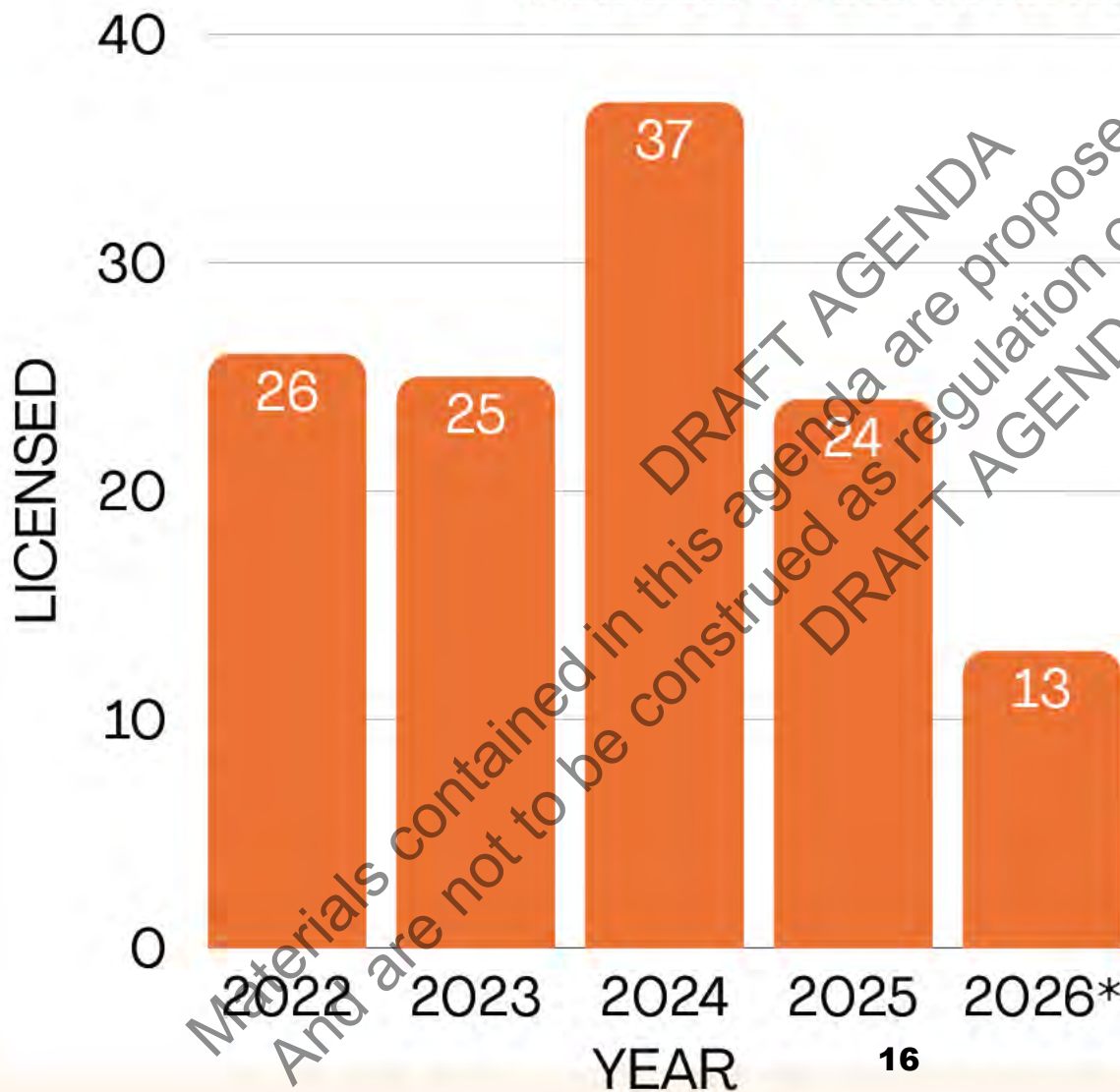
YEAR	LICENSED
2022	45
2023	60
2024	69
2025	52
2026*	24

*JANUARY TO JUNE



APELSCIDLA Statistics

CERTIFIED INTERIOR DESIGNERS (CIDO) NUMBER OF CERTIFICATIONS:



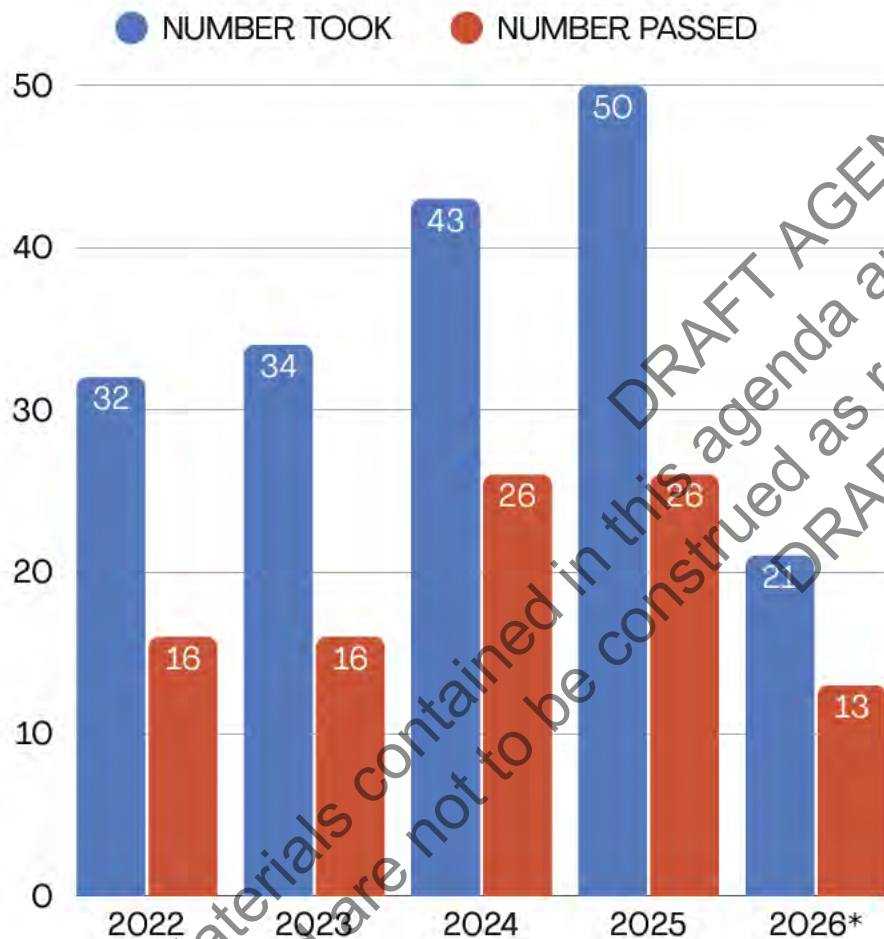
YEAR	LICENSED
2022	26
2023	25
2024	37
2025	24
2026*	13

*JANUARY TO JUNE



APELSCIDLA Statistics

FUNDAMENTALS OF SURVEYING (FS) YEARLY AND YEAR-MONTH TO DATE STATISTICS REPORT



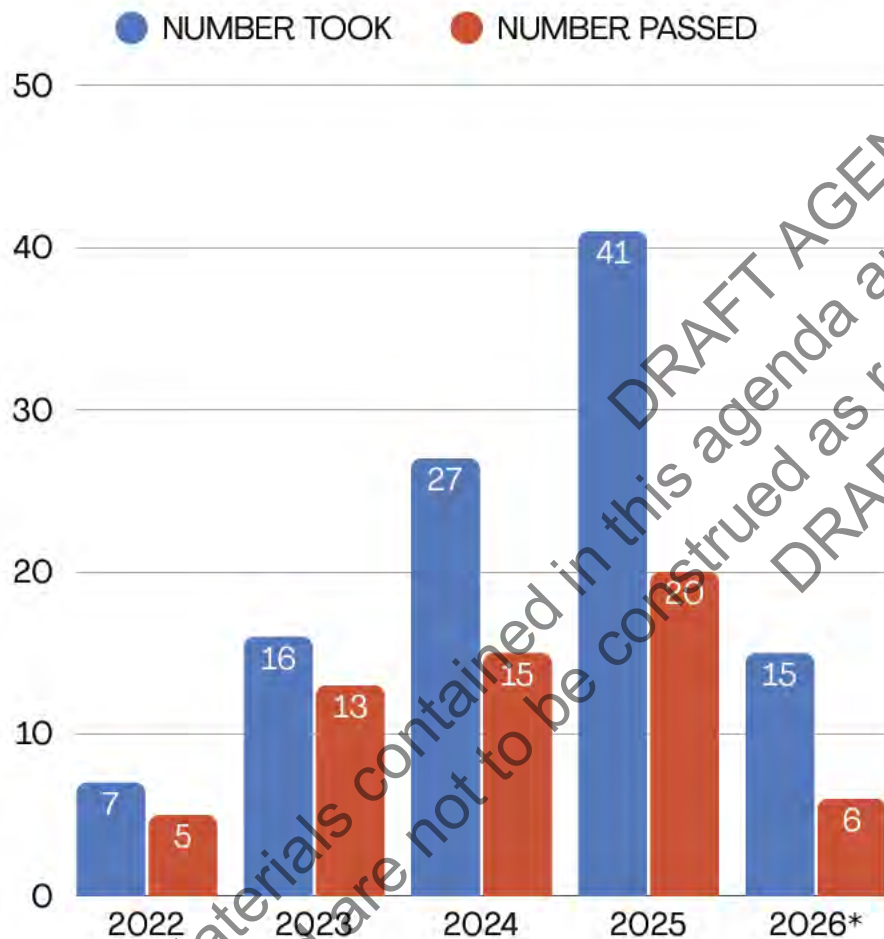
YEAR	NUMBER TOOK	NUMBER PASSED	PASS %
2022	32	16	50.00%
2023	34	16	47.05%
2024	43	26	60.46%
2025	50	26	52.00%
2026*	21	13	63.18%

*JANUARY TO JUNE



APELSCIDLA Statistics

PRACTICE SURVEYING (PS) YEARLY AND YEAR-MONTH TO DATE STATISTICS REPORT



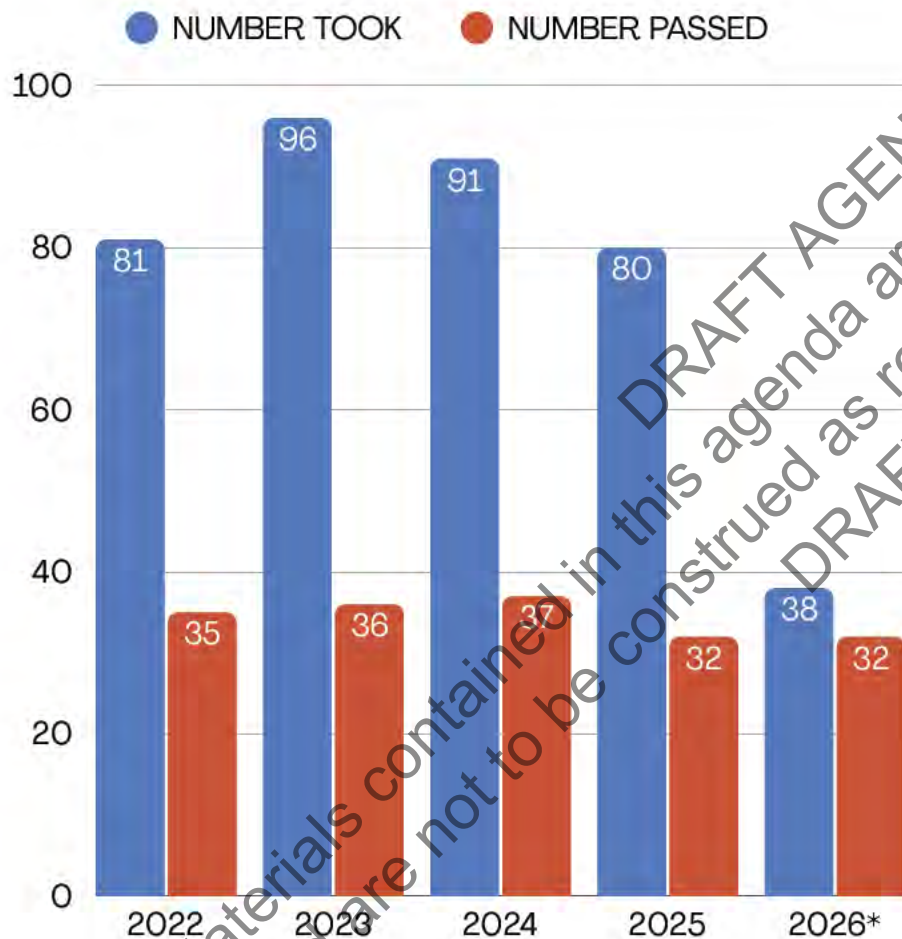
YEAR	NUMBER TOOK	NUMBER PASSED	PASS %
2022	7	5	71.42%
2023	16	13	81.25%
2024	27	15	55.55%
2025	41	20	48.78%
2026*	15	6	40.00%

*JANUARY TO JUNE



APELSCIDLA Statistics

LAND SURVEYOR (LS-VA State Specific) YEARLY AND YEAR-MONTH TO DATE STATISTICS REPORT



YEAR	NUMBER TOOK	NUMBER PASSED	PASS %
2022	81	35	43.20%
2023	96	36	37.50%
2024	91	37	40.65%
2025	80	32	40.00%
2026*	38	32	31.50%

*JANUARY TO JUNE



APELSCIDLA Statistics

FUNDAMENTALS OF ENGINEERING FE YEARLY AND YEAR-MONTH TO DATE STATISTICS REPORT



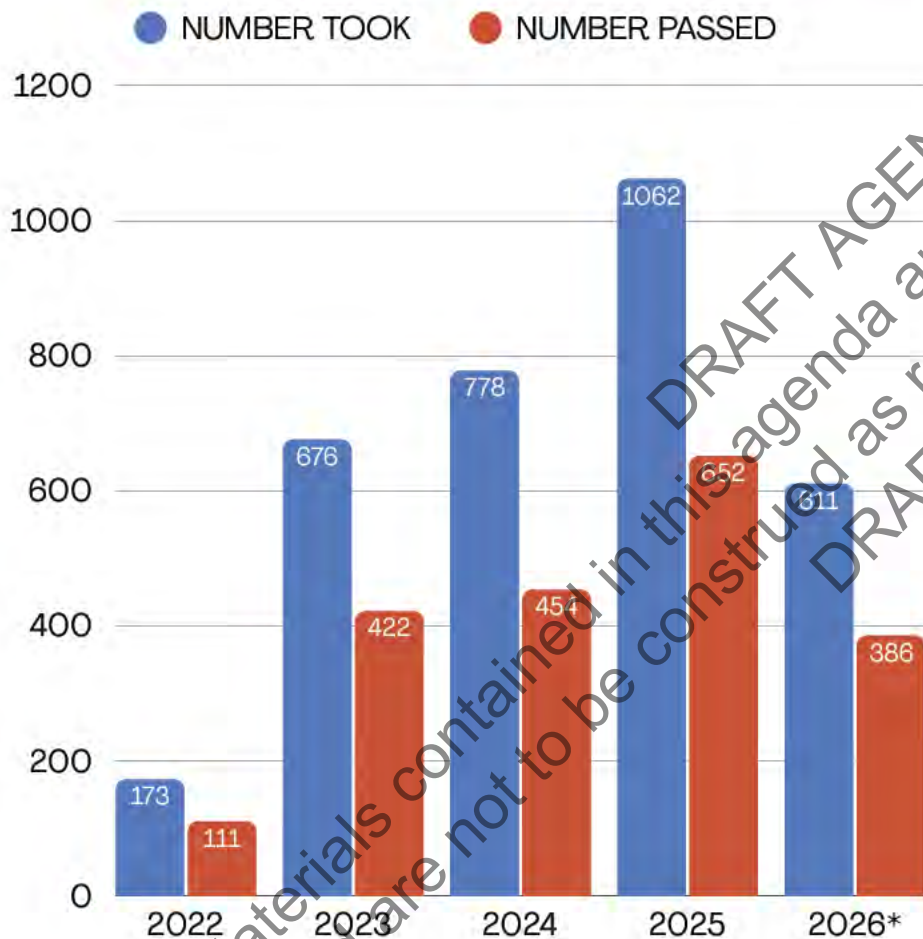
YEAR	NUMBER TOOK	NUMBER PASSED	PASS %
2022	1120	622	55.53%
2023	993	570	57.40%
2024	1131	642	56.76%
2025	1557	842	54.07%
2026*	998	525	52.61%

*JANUARY TO JUNE



APELSCIDLA Statistics

PRINCIPLE AND PRACTICE OF ENGINEERING (PE) YEARLY AND YEAR-MONTH TO DATE STATISTICS REPORT



YEAR	NUMBER TOOK	NUMBER PASSED	PASS %
2022	173	111	64.26%
2023	676	422	62.42%
2024	778	454	58.35%
2025	1062	652	61.39%
2026*	611	386	63.18%

*JANUARY TO JUNE

To: APELSCIDLA Board

From: Kate Nosbisch, Executive Director

Subject: Executive Director Update

Date: July 1, 2026

Data for the last five years of the Board's activities has been provided.

Application Statistics

The table below provides the number of applications approved for the APELSCIDLA Board per calendar year (January 1 – December 31) since 2021.

Applications Approved						
Year	2026*	2025	2024	2023	2022	2021
App Numbers	1,921	3,445	3,953	3,631	3,353	3,540

*As of 7/1/2026, Includes SIT, EIT, and Exam Eligible Applicants

Applications Approved by Profession 2026*										
Profession	Arch	PE	LS	LS-B	SP	CID	LA	Main Offices	EIT	SIT
App Numbers	238	995	26	2	1	14	33	194	385	19

*As of 7/1/2026

Applications Approved by ULR*	
Profession	CID
App Numbers	14

*As of 7/1/2026

Call Center Statistics

**** The Call Center Statistics consists of APELSCIDLA, PSSWPG, Auctioneers, and Branch Pilots**

The Board's call center answered a total of **5,901** phone calls between January 1, 2026, to June 30, 2026.

**Reduced call center hours began April 16, 2025, with the call center opening at 8:30 am and closing at 5:00 pm, Monday, Tuesday, Thursday, and Friday. Wednesdays the call center opens from 12:00 pm to 2:00 pm. The reduction in call center hours allows our staff to process applications more effectively. On June 24, 2025, call center hours on Tuesdays and Wednesdays open from 12:00 pm to 2:00 pm. Abandoned calls reflect calls that came in outside of the reduced call center hours.

Email Statistics

The table below outlines the number of emails received through the Board's email address per calendar year (Jan 1-Dec 31)

Email Count						
Year	2026*	2025	2024	2023	2022	2021
# of Emails	17,311	34,830	28,364	24,429	16,318	15,317

*As of 7/1/2026

Board Case Statistics

Case Statistics						
Year	2026*	2025	2024	2023	2022	2021
# of Cases	5	2	9	3	3	9

*As of 7/1/2026 (Disciplinary Actions)

Case Statistics by Profession 2020-2026						
Profession	Arch	PE	LS	CID	LA	Businesses
App Numbers	5	24	7	0	0	2

*As of January 1, 2020 until July 1, 2026

Since 2018, The Board has adjudicated 131 cases: 51 Disciplinary and 80 Licensing.

Disciplinary	
Cases	51
Final Orders	16
Consent Orders	35
Revocations	12
Suspensions	1

*As of 7/1/2026

Stakeholder Engagement & Outreach

N/A

In accordance with § 2.2-4002.1 of the Code of Virginia, this proposed guidance document conforms to the definition of a guidance document in § 2.2-4101.



Virginia Board for Architects, Professional Engineers, Land Surveyors,
Certified Interior Designers, and Landscape Architects (APELSCIDLA Board)

GUIDANCE DOCUMENT:

Property lines along public roads without recorded fee simple right of way

Adopted July 15, 2020

Effective December 1, 2020

Revised June 3, 2020

Applicable Regulations

18VAC10-20-370.B. Minimum standards and procedures for land boundary surveying practice. Research Procedure. The professional ~~shall~~ must search the land records for the proper description of the land to be surveyed and obtain the description of adjoining land(s) as it pertains to the common boundaries. The professional ~~shall~~ must have the additional responsibility to utilize such other available data pertinent to the survey being performed from any other known sources. Evidence found, from all known sources, including evidence found in the field, ~~shall~~ must be carefully compared in order to aid in the establishment of the correct boundaries of the land being surveyed. The professional ~~shall~~ must clearly identify on the plats, maps, and reports inconsistencies found in the research of common boundaries between the land being surveyed and the adjoining land(s). It is not the intent of this regulation to require the professional to research the question of title or encumbrances on the land involved.

18VAC10-20-370.C.4.E.1. Minimum standards and procedures for land boundary surveying practice. Minimum Field Procedures. Monumentation. As a requisite for completion of the work product, each land boundary survey of a tract or parcel of land ~~shall~~ must be monumented with objects made of permanent material at all corners and changes of direction on the land boundary with the exceptions of meanders, such as meanders of streams, tidelands, lakes, swamps and prescriptive rights-of-way, and each such monument, other than a natural monument, ~~shall~~ must, when physically feasible, be identified by a temporary witness marker. Where it is not physically feasible to set actual corners, appropriate reference monuments ~~shall~~ must be set, preferably on the boundary line, and the location of each ~~shall~~ must be shown on the plat or map of the land boundary.

Issue

Solving any boundary retracement problem requires two elements: the written intention of the parties and the physical evidence that documents or witnesses the written intention. What is the surveyor to do when the road is a prescriptive right?

This guidance document highlights the generally acceptable practices for surveys along prescriptive roads. There are many of these roads in Virginia. Prescriptive easements arise from continuous use of a particular area for a particular purpose for a requisite period with knowledge and acquiescence of the owners. These easements are thought vested in the public interest for purpose and right-of-passage over the way.

Background

Surveying after someone placed monuments 15' from the centerline of the traveled way along a prescriptive easement road can raise questions. Did they intend to sever the 15' strip? Did they record a plat of survey, and metes and bounds description where they reference those as an offset to the centerline?

Consider the Virginia Administrative Code provides that prescriptive easement roads need *not* be monumented (18VAC10-20-370.C.4E.1).

Do we treat found, called pipe along the sidelines as offsets to the true corners? Under closer inspection of the chain of title for the property, we often find no mention of intention to dedicate fee simple right of way. The property likely passed multiple conveyances using such description which patently severs the subject property from the area of the prescriptive easement. How then is best to handle the severed strip and the property fronting the road?

Provided there is no affirmative fee simple dedication on record, accepted rules of law for reconstruction of intent, namely, that "called for" natural monument overrides an artificial monument,¹ thus center of traveled way overrides the set pipe if the deed calls the road as the boundary. Also provided the metes and bounds description clearly indicates a property not including the road, and is whole and complete upon its face, the deed description can be interpreted primarily in two ways using existing case law as guidance.

More recent roads and streets are likely conveyed to the municipality. Dedication of platted streets conveys in fee simple to the municipality upon plat recordation after July 1, 1946 when the (state) Subdivision Code authorized the action of automatically conveying fee of rights-of-way of duly approved subdivisions to the municipality. (For further information, see Code of Virginia § 15.2-2265. Recordation of approved plat as transfer of streets, termination of easements and rights-of-way, etc.)

¹ "Where the description in a deed is not ambiguous, but certain and complete, there is no occasion to resort to extrinsic evidence to ascertain the intent of the parties as to the land intended to be conveyed," (Ault v. Clark, 112 N.E. 843 (1916)). Assume the strip may not have conveyed. The preferred solution is cleaning the chain of title. This may be the most advantageous solution when working toward a fee simple dedication for expanding the road. Cleaning the title of uncertainties by using eminent domain condemnation on the severed strip, via a plat styled for *Heirs and Assigns of <name of Last Known Owner>*, and/or *Owners Unknown* is an effective solution allowing any interested parties to come forward yet, still gaining fee simple title for the City, County, Town, or Commonwealth. This solution should be undertaken in consultation with the municipality.

The prescriptive right of way roads in VDOT Secondary Street System Maintenance are often referred to as “Byrd Act Roads.” This misnomer generally refers to roads not dedicated in fee simple. Nothing within the act guides the surveyor on how to delineate the existing roads. The Byrd Act is legislation from Virginia Acts of Assembly, VA 1932, which provided relief to counties for road construction and maintenance. It created the Secondary System of Highways, and passed whatever title and interests in public roads, held by participating counties to the Commonwealth. However, in 1932, almost all roads were by common use, prescriptive. Counties generally held no title interests to the roads at that time.

Board Guidance

Surveyors often retrace property boundaries abutting public roads with no recorded fee simple right of way. These roads are often described as **prescriptive right of way** or **prescriptive easement** and are normally 30’ wide. The following shall apply to the location of the property line along these roads:

Based on the recorded descriptions the surveyor shall determine when the road is the controlling monument, as in this example: *“along the Ox Road, the following courses, N 27 1/2° W, 9 poles.”*

Generally, calls for the center of the road, along the road, or similar phrases indicate the monument is controlling. In those cases, the center of the road is the boundary.

When there is evidence of an old road scar or the current road having been in a different location, a determination of whether to use the current road or the old road location shall be made based on the preponderance of the evidence and information that can be obtained. The property line shall be established using the center of one road location or the other.

Under no circumstance shall the property line be established as 15’ from the center of the road without recorded fee simple dedication for public road purposes.

Surveyors often retrace property boundaries abutting public roads with no recorded fee simple right of way where a previous survey has mistakenly established the property line as being 15’ off the center of the road. The following shall apply with regard to the location of the property line along the road in such situations:

Unless there is evidence to the contrary, the assumption shall be made that the intent was not to sever or create a parcel 15’ wide along the road. Further, the assumption shall be made that the “grantor is presumed to intend to convey the largest bundle of rights he or she possesses.”² The new survey shall go to the center of the center of the road or old property line location as described previously.

² In absence of a “clearly and expressly reserved legal title,” (Smith v. Smith, 622 A.2d 642 (1993)) assume the grantor conveyed the full bundle of rights they held, not intending to hold back a strip. Inconsistencies and uncertainties are “resolved in favor of the grantee as long as such a construction does not violate any apparent intention of the parties to the transaction.” Rohner v. Niemann, 380 A.2d at 552. (Id.) and “a conveyance of title to adjacent property served by an easement is presumed to pass title to the center line of the easement. 12 Am.Jur.2d Boundaries §§ 22, 38, 54 and 55 (1964). (Id.) This approach assumes the title passed with each conveyance and likely is sufficient for successive conveyances not submitting property to an act of subdivision, nor a fee simple dedication for an expansion of the road.

Surveyors should be aware of the statute, administrative code, case law, and agency guidance for solving boundaries involving public roads without recorded fee simple right of way. There are several resources in the references below with which the practicing surveyor should be familiar.

References

Ault v. Clark, 112 N.E. 843 (1916)

Code of Virginia, 2020, Title 15.2. Counties, Cities and Towns, Chapter 22. Planning, Subdivision of Land and Zoning, § 15.2-2265. Recordation of approved plat as transfer of streets, termination of easements and rights-of-way, etc. Retrieved from:

<https://law.lis.virginia.gov/vacode/title15.2/chapter22/>

Code of Virginia, 2020, Title 33.2. Highways and Other Surface Transportation Systems Chapter 1. Definitions and General Provisions, § 33.2-105. Evidence as to existence of a public highway. Retrieved from: <https://law.lis.virginia.gov/vacode/title33.2/chapter1/section33.2-105/>

Smith v. Smith, 622 A.2d 642 (1993)

Spainhour v. Huffman, 237 Va. 340, 377 S.E.2d. 615, 1989 Va.

Survey Manual, Virginia Department of Transportation, 2019. Retrieved from:

http://www.virginiadot.org/business/locdes/survey_manual.asp

Virginia Administrative Code, ~~2020~~ 2026, Title 18. Professional and Occupational Licensing, Agency 10. Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects, Chapter 20. 18VAC10-20-370. Minimum Standards and Procedures for Land Boundary Surveying Practice. ~~2018~~ 2026, Retrieved from:

<https://law.lis.virginia.gov/admincode/title18/agency10/chapter20/section370/>

Ward v. Harper, 234 Va. 68, 70, 360 S.E.2d 179, 181 (1987)

Guidance Document

To: Regulants & Other Members of the Public
From: Virginia Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers, and Landscape Architects (APELSCIDLA Board)
Date: June 30, 2011 (*Revised September 15, 2015*)
Re: *Requirements for the Use of Topographic Surveys, Orthographic Maps or other Geospatial Data in Virginia*

Purpose

The purpose of this document is to clarify 18VAC10-20-382.B.11 of the Board's regulations, performance standards for conducting topographic surveys, and the use of these maps and other geospatial data.

Statement Requirement for Surveys

Currently, Board regulations require that a certification statement be included with all topographic surveys:

18VAC10-20-382.B.11

"A statement, in the following form, shall be shown on or contained in plats, maps, or digital geospatial data including metadata:

This _____ (provide description of the project) was completed under the direct and responsible charge of _____ (Name of Surveyor or Surveyor Photogrammetrist) from an actual ☐ Ground or ☐ Airborne (check the one that is applicable) survey made under my supervision; that the imagery and/or original data was obtained on _____ (Date); and that this plat, map, or digital geospatial data including metadata meets minimum accuracy standards unless otherwise noted."

The statement indicates that the "Name of Surveyor or Surveyor Photogrammetrist" is required. The individuals authorized to perform topographic surveys are land surveyors and surveyor photogrammetrists licensed pursuant to 54.1-400 (et seq.) of the *Code of Virginia*. However, licensed architects and professional engineers are also authorized by Virginia statute to perform topographic surveys provided the survey is incidental to the architectural or engineering project, respectively:

§ 54.1-401. Exemptions.

"The following shall be exempted from the provisions [surveyor license] of this chapter:

1. Practice of professional engineering and land surveying by a licensed architect when such practice is incidental to what may be properly considered an architectural undertaking.
2. Practice of architecture and land surveying by a licensed professional engineer when such practice is incidental to an engineering project."

It is the intent of the Board's regulations that the statement required by 18VAC10-20-382.B.11 of the Board's regulations be signed by whichever professional completed the survey- surveyor, surveyor photogrammetrist, architect, or professional engineer.

Survey Performance Standard

Board regulations also require that any licensed professional, authorized to perform a survey, must perform the survey to the standards contained in 18VAC10-20-382 of the Board's regulations:

18VAC10-20-730.C

"The professional shall adhere to the minimum standards and requirements pertaining to the practice of his own profession, as well as other professions if incidental work is performed."

When a licensed surveyor or surveyor photogrammetrist performs a topographic survey, or if an architect or professional engineer performs a topographic survey incidental to an architectural or engineering project, respectively, he must seal, sign, and date the survey per Board regulations:

18VAC10-20-382.A

"The minimum standards and procedures set forth in this section are to be used for topographic surveys performed in the Commonwealth of Virginia pursuant to Chapter 4 (§ 54.1-400 et seq.) of Title 54.1 of the Code of Virginia. The application of the professional's seal, signature and date as required by these regulations shall be evidence that the topographic survey is correct to the best of the professional's knowledge and belief, and complies with the minimum standards and procedures."

Board regulations also require a seal, signature, and date even in situations where a license is not required:

18VAC10-20-760.B.4

"The seal of each professional responsible for each profession shall be used and shall be on each document that was prepared under the professional's direction and for which that professional is responsible. If one of the exemptions found in § 54.1-402 of the Code of Virginia is applicable, a professional licensed or certified by this board shall nevertheless apply his seal to the exempt work."

Use of Unregulated Topographic Surveys

The *Code of Virginia* requires that a topographic survey be performed by a professional who is duly licensed by the Board. Topographic surveys used in the design, modification, construction of improvements to real property, or for flood plain determination must be sealed, signed, and dated by the licensed professional who performed the survey or directly supervised the person who performed the survey. A topographic survey that is not sealed, signed, and dated by a professional must only be used for general information pursuant to Virginia statute:

§ 54.1-402.C Further exemptions from license requirements for architects, professional engineers, and land surveyors.

(third paragraph) "Any person not licensed pursuant to subsection B of § 54.1-404 or 54.1-406 preparing documentation pursuant to subsection C of § 54.1-402 shall note the following on such documentation: "Any determination of topography or contours, or any depiction of physical improvements, property lines or boundaries is for general information only and shall not be used for the design, modification, or construction of improvements to real property or for flood plain determination."

Use of Unregulated Geospatial Data

In 2012, a state-wide orthographic database for general use by the public was created.

Since that time, it has come to the attention of the APELSCIDLA Board that these maps may have been used, or may currently be being used, for professional design services, including, but not necessarily limited to, design of improvements to real property, flood plain determination for the determination of flood zone limits, downstream flood inundation zones below regulated dams and the design of public roads. That noted, pursuant to §54.1-402.C, all regulants are advised that these maps do not approach the level of accuracy for use in providing design services; therefore, design professionals are cautioned that the use of this public data may be deemed a violation, as this data does not meet the minimum standards of accuracy required for use by design professionals and may be injurious to the health, safety and welfare of the public.

Summary

The excerpts from Virginia statutes and Board regulations are provided above for your convenience to help you locate the text from the administrative and positive law that establishes the Board's authority. To conclude the information above, the following summaries of this document are provided:

1. Although the Board's regulations indicate that the survey statement requires the "Name of Surveyor or Surveyor Photogrammetrist", the architect or engineer who performed the survey, or directly supervised the individual who performed the survey, must place his name on the statement required by the regulations.
2. Surveys must be performed to the standards established in the Board's regulations whether the survey is performed by a licensed surveyor, surveyor photogrammetrist, architect, or professional engineer as indicated in this document. All surveys, regardless of whether exempt from statutory licensure requirements, must be sealed, signed, and dated by the professional who performed the survey or directly supervised the individual who performed the survey.
3. Any professional licensed by the Board, who utilizes a topographic survey to perform professional work, must ensure that the survey is sealed, signed, and dated properly as indicated above.
4. USGS quad sheets and GIS data, unregulated orthographic surveys, or other unregulated topographic surveys prepared pursuant to §54.1-402.C of the *Code of Virginia*, may be used for general information and need not be signed and sealed. The use of unsigned information must include a statement clearly depicting the use of those documents and their origin.



Department of Professional & Occupational Regulation

Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers, and Landscape Architects (APELSCIDLA Board)

GUIDANCE DOCUMENT:

Scope of direct control and personal supervision for responsible persons

Applicable Regulations

18VAC10-20-10.B. Definitions.

"Professional" means an architect, professional engineer, land surveyor, landscape architect, or certified interior designer who holds a license or certificate issued by the board pursuant to the provisions of this chapter and is in good standing with the board to practice his profession in the Commonwealth.

"Responsible person" means the professional named by the registrant to be responsible and have control of the registrant's regulated services offered or rendered. A professional can only be the responsible person for the profession indicated on the person's licenses or certifications.

"Direct control and personal supervision" means supervision by a professional who oversees and is responsible for the work of another individual.

18VAC10-20-740.A. Professional responsibility.

Unless exempt by statute, all architectural, engineering, land surveying, landscape architectural, and interior design work must be completed by a professional or a person performing the work who is under the direct control and personal supervision of a professional.

18VAC10-20-760.A. Use of seal.

Affixing of a professional seal, signature, and date will indicate that the professional has exercised direct control and personal supervision over the work to which it is affixed.

Affixing of the seal, signature, and date also indicates the professional's acceptance of responsibility for the work shown.

18VAC10-20-760.B.1. Use of seal.

All final documents, including cover sheet of plans, plats, documents, drawings, technical reports, and specifications, and each sheet of plans or plats or drawings prepared by the professional or someone under the professional's direct control and personal supervision, must be sealed, signed,

and dated by the professional. All final documents must also bear the professional's name or firm name, address, and project name.

18VAC10-20-770.A. Organization and styling of practice.

A firm must offer or practice only the professions shown on its board-issued registration. The regulant designated by the firm to be the responsible person must exercise direct control and personal supervision of the work being offered or practiced.

Issue

Board regulations require all final documents to be sealed, signed, and dated by the professional who completed the work or exercised their direct control and personal supervision over those who performed the work. Board regulations also require the responsible person for each firm to exercise direct control and personal supervision over the work being offered or practiced.

Registered business entities may have multiple professionals performing work within a single scope of practice. It may be overly burdensome for a sole responsible person to exercise direct control and personal supervision over all work performed or offered by their firm under their scope of practice.

Board Guidance

Documents that have been sealed, signed, and dated by the appropriately licensed or certified professional at a firm, who either completed the work, or exercised direct control and personal supervision over those who performed the work, do not need to be sealed, signed, and dated by the responsible person for said firm.

Any appropriately licensed or certified professional may exercise direct control and personal supervision, within their scope of practice, over work completed by individuals who are not licensed or certified. All work completed by individuals who are not licensed or certified must be under the direct control and personal supervision of an appropriately licensed or certified professional.

1 **Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers, and**
2 **Landscape Architects (APELSCIDLA)**

3 **Clarifying Professional Engineer Requirements**

4 **18VAC10-20-210. Requirements for licensure as a professional engineer.**

5 In general, the required education will be applied as follows:

EDUCATIONAL REQUIREMENTS	PASSING OF FUNDAMENTALS EXAM REQUIRED?	PASSING OF PRINCIPLES AND PRACTICE OF ENGINEERING EXAM REQUIRED?	NUMBER OF REQUIRED YEARS OF QUALIFYING ENGINEERING EXPERIENCE
1. Have graduated from an ABET- accredited undergraduate engineering program.	YES	<u>YES</u>	4
2. Dual degree holders.			
a. Have graduated from an ABET- accredited undergraduate engineering program; and			
b. Have graduated from a doctorate engineering program that is ABET accredited at the undergraduate level.	NO	<u>YES</u>	4
3. Have graduated from a four-year related science program, engineering technology program, or a non-ABET-accredited engineering program.	YES	<u>YES</u>	6
4. Have obtained, by documented academic coursework, the equivalent of education that meets the requirements of ABET accreditation for the baccalaureate engineering technology. Whether an education is considered to be equivalent will be determined by the judgment of the board.	YES	<u>YES</u>	10

5. Have graduated from an engineering,
engineering technology, or related science
curriculum of four years or more. NO YES 20

6 **18VAC10-20-260. Examinations.**

- 7 A. The board is a member board of the NCEES and is authorized to administer the NCEES exams,
8 including the Fundamentals of Engineering exam and the Principles and Practice of Engineering
9 exam. Applicants for original licensure are required to pass the Principles and Practice of
10 Engineering exam.
- 11 B. The exam may not be reviewed by applicants. Unless authorized by NCEES rules and procedures,
12 exam scores are final and are not subject to change.

Board For APELSCIDLA

Monthly Cash Activity

Starting cash on hand \$ (56,569.31)

Starting date Jul 2025

Cash minimum balance alert Cash Below Zero

	Jul 2025	Aug 2025	Sep 2025	Oct 2025	Nov 2025	Dec 2025	Jan 2026	Feb 2026	Mar 2026	Apr 2026	May 2026	Jun 2026	Total
Cash on hand (beginning of)	\$ (56,569.31)	\$ 21,028.36	\$ (34,079.95)	\$ 165,045.06	\$ (25,687.12)	\$ 212,045.27	\$ 785,129.45	\$ 776,739.65	\$ 850,318.06	\$ 945,336.61	\$ 1,108,933.15	\$ 1,168,913.15	

Cash receipts

Cash sales	\$ 236,545.02	\$ 226,350.00	\$ 205,380.00	\$ 199,605.20	\$ 345,569.80	\$ 609,815.00	\$ 477,020.00	\$ 314,455.00	\$ 320,526.00	\$ 280,925.00	\$ 59,980.00	\$ -	\$ 3,276,171.02
Returns and allowances	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total cash receipts	\$ 236,545.02	\$ 226,350.00	\$ 205,380.00	\$ 199,605.20	\$ 345,569.80	\$ 609,815.00	\$ 477,020.00	\$ 314,455.00	\$ 320,526.00	\$ 280,925.00	\$ 59,980.00	\$ -	\$ 3,276,171.02
Total cash available	\$ 179,975.71	\$ 247,378.36	\$ 171,300.05	\$ 364,650.26	\$ 319,882.68	\$ 821,860.27	\$ 1,262,149.45	\$ 1,091,194.65	\$ 1,170,844.06	\$ 1,226,261.61	\$ 1,168,913.15	\$ 1,168,913.15	

Cash paid out

Overhead	\$ 81,305.83	\$ 176,576.90	\$ -	\$ 236,008.05	\$ 74,006.85	\$ -	\$ 287,098.38	\$ 147,051.17	\$ 168,445.56	\$ 70,057.97	\$ -	\$ -	\$ 1,240,550.71
Enforcement	\$ 9,284.21	\$ 13,487.07	\$ -	\$ 18,684.82	\$ 4,685.41	\$ -	\$ 24,105.52	\$ 14,049.22	\$ 13,644.87	\$ 7,076.13	\$ -	\$ -	\$ 104,987.25
Board Administration	\$ 54,432.00	\$ 101,306.45	\$ 4,665.29	\$ 132,665.91	\$ 28,671.89	\$ 36,730.82	\$ 171,575.84	\$ 78,902.03	\$ 81,759.85	\$ 39,744.51	\$ -	\$ -	\$ 730,454.59
Exams	\$ 1,142.30	\$ 1,811.05	\$ -	\$ 2,284.53	\$ 503.26	\$ -	\$ 2,630.06	\$ 874.17	\$ 924.38	\$ 449.85	\$ -	\$ -	\$ 10,619.60
Direct Board	\$ 13,580.44	\$ (11,723.16)	\$ 1,589.70	\$ 694.07	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 4,141.05
Cash Transfers	\$ (797.43)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ (39,267.21)	\$ -	\$ -	\$ -	\$ (40,064.64)
Total cash paid out	\$ 158,947.35	\$ 281,458.31	\$ 6,254.99	\$ 390,337.38	\$ 107,837.41	\$ 36,730.82	\$ 485,409.80	\$ 240,876.59	\$ 225,507.45	\$ 117,328.46	\$ -	\$ -	\$ 2,050,688.56
Cash on hand (end of month)	\$ 21,028.36	\$ (34,079.95)	\$ 165,045.06	\$ (25,687.12)	\$ 212,045.27	\$ 785,129.45	\$ 776,739.65	\$ 850,318.06	\$ 945,336.61	\$ 1,108,933.15	\$ 1,168,913.15	\$ 1,168,913.15	



VIRGINIA SOCIETY OF
PROFESSIONAL ENGINEERS

April 1, 2026
Via First Class Mail

The Honorable Abigail A Spanberger
Governor, Commonwealth of Virginia
PO 1475
Richmond, VA 23218

Jessica K Looman
Secretary of Labor, Commonwealth of Virginia
PO 1475
Richmond, VA 23218

✓ Laura McClintock
Director, Department of Professional and Occupational Regulation (DPOR)
9960 Mayland Drive
Suite 400
Richmond VA 23233-1485

RE: 18VAC10-20-270 Licensure by Endorsement

Dear Governor Spanberger, Secretary Looman and Director McClintock:

I am writing to you today as the APELSCIDLA representative of the Virginia Society of Professional Engineers (VSPE). Enclosed, you will find formal public comments made on the General Review of the APELSCIDLA regulations. Twenty-eight comments were posted opposing the language in 18VAC10-20-270 Licensure by Endorsement that would allow a PE license to be issued to any person holding a valid license in a country that is a signatory to the mobility agreements of the International Engineering Alliance. The enclosed Memorandum dated February 27th outlines VSPE's Position Statement opposing the language, justification for their opposition, and provides substitute language with the benefits to the Commonwealth.

At their meeting yesterday, the APELSCIDLA Board voted to adopt the language of section 270 without amendment. The vote was taken without a quorum present. At their next meeting, provided a quorum is present, it is likely that the regulations will be made final and published.

Please be advised that VSPE intends to petition DPOR for amended regulations as allowed by Chapter 40, Administrative Process Act, Article 1, General Provisions, § 2.2-4007. Petitions for new or amended regulations; opportunity for public comment.

"All professionals owe a debt of time and talent to the enhancement of their profession."

910 Kent Dr Ruther Glen, VA 22546 ~ rebecca.lee.golden@outlook.com ~ www.VSPE.org



Page Two

Substance and Purpose of the Petition:

Individuals practicing under a license issued by the Commonwealth through endorsement under membership with the International Engineering Alliance pose a serious risk to the life, health, safety and welfare of our citizens, environment and infrastructure. These individuals are not held to the high standard of the regulations including attendance and graduation from ABET approved, Engineering Accreditation Commission or Engineering Technology Accreditation Commission endorsed programs, nor will they have their qualifying engineering experience scrutinized by DPOR and endorsed by a PE working as their direct supervisor.

It is difficult to understand the reason this short cut to circumvent the currently strong and difficult-to-achieve licensure standards was added during the General Review. I am told that the former Secretary of Labor directed staff to include this language. During the public comment period, no public support for endorsement under International Engineering Alliance membership was made, and 28 written comments were received in opposition, including substitute language for endorsement through the NCEES Records Program.

We were told when interviewed by the Virginia Department of Economic Development that the former governor considered the Commonwealth to be less competitive than states that embrace international PE endorsement for attracting new businesses. Virginia currently has over 32,000 licensed Professional Engineers, with a 10% growth between 2018 and 2025. During that interview VSPE cited Virginia's licensing regulations as the "Gold Standard", and we have over 700 members, including 360 student members. These hard-working students are attending Virginia engineering universities, community colleges and programs with the hope to join those PE's licensed in Virginia and across the US. Their parents and families have made considerable sacrifices to do so. We are therefore obliged to protect their future and the public good by fighting international endorsement.

Thank each of you for your hard work and consideration. We will follow through once the final regulations are published, and hope that our petition is not denied.

Sincerely,

Rebecca L. Golden, P.E.
Chief Finance Officer
APELSCIDLA Representative

Enclosures

Cc: VSPE Board of Directors, Student Membership Advisor, VSPE Educational Fund & Virginia Engineer's PAC Trustees (via e-mail only, with enclosures)

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Ms. McBride-Dunn informed the Board that the fee adjustment had been finalized, and the regulations were published in the Virginia Register on June 16. The public comment period ran from June 16 to July 16. The new fee schedule went into effect on August 1, and the Board is not required to respond to the public comments received.

Ms. McBride-Dunn informed the board that the General Regulatory Reduction Initiative is currently in the proposed stage. The regulations were reviewed by the Department of Planning and Budget and the Secretary of Labor on June 30, and by the Office of Regulatory Management and the Governor on July 22. The proposed regulations were published in Volume 41, Issue 26 of the Virginia Register on August 11, 2025. The public comment period is open from August 11 to October 10. A public hearing is scheduled for September 9 at 2:00 p.m. at DPOR. The staff's next step is to incorporate any necessary edits and present a draft of the final language for the Board's review and approval at the November 14 meeting.

Regulatory Update

Ms. McBride-Dunn informed the Board that the SB 826 Application Review Matrix had been drafted. This document delegates authority to DPOR staff to conduct predetermination fact-finding and license eligibility determinations for applicants with criminal convictions. It also authorizes staff to approve certain prior criminal convictions and disciplinary actions as specified in the document.

Mr. Shreiner made a motion to approve the APELSCIDLA Application Review Matrix as a guidance document. Mr. Davenport seconded the motion which was unanimously approved by: Arnold, Claytor, Colley, Davenport, Dibble, Dreiling, Falconer, Frost, Kainth, Richardson, Shreiner, Townsend, and Vasquez.

Ms. McBride-Dunn informed the Board on the SB 826 Emergency Action, highlighting key revisions made to the regulations. Section 10 was revised to remove the definition of "Good Moral Character" because the law prohibits using vague or arbitrary terms in licensure determinations. Section 20 was also amended to remove the requirement that applicants be of good moral character, with specific requirements from the former definition moved into subsection B. Finally, subdivision 1 of Section 790, which also required regulants to maintain good moral character, was removed.

Mr. Colley made a motion to authorize DPOR staff to file an emergency action for SB 826 as provided to the Board and allow DPOR Staff to make any necessary technical or stylistic corrections. Mr. Scheiner seconded the motion which was unanimously approved by: Arnold, Claytor, Colley, Davenport, Dibble, Dreiling, Falconer, Frost, Kainth, Richardson, Shreiner, Townsend, and Vasquez.

Ms. McBride-Dunn presented to the Board the HB 2154 Architect Alternative Pathway action. Ms. McBride-Dunn reported that the APELSCIDLA Ad Hoc Committee had met on April 30 and July 8 to finalize the draft language.

**Regulatory Update
(Cont.)**

Mr. Colley made a motion to accept the committee's recommendation, authorize DPOR staff to file an exempt action for HB 2154 provided to the Board and allow DPOR staff to make any necessary technical or stylistic corrections. Mr. Kainth seconded the motion which was unanimously approved by: Arnold, Claytor, Colley, Davenport, Dibble, Dreiling, Falconer, Frost, Kainth, Richardson, Shreiner, Townsend, and Vasquez.

Ms. McBride-Dunn departed the meeting at 11:42 am.

**Departure of
DPOR Staff**

Ms. Nosbisch explained the process of Board election of officers.

Election of Officers

Ms. Nosbisch opened the floor for nominations for Board Chair. Ms. Vasquez nominated Mr. Arnold as Board Chair. Mr. Colley seconded the motion. Mr. Arnold accepted the nomination. Ms. Nosbisch asked if there were any additional nominations for Board Chair. There being none, Ms. Nosbisch closed the floor for nominations. The motion was unanimously approved by consensus.

By acclamation, Mr. Arnold was named Board Chair.

Ms. Nosbisch opened the floor for nominations for Board Vice Chair. Mr. Townsend nominated Mr. Colley as Board Vice Chair. Mr. Kainth seconded the motion. Ms. Nosbisch asked if there were any additional nominations for Board Vice Chair. There being none, Ms. Nosbisch closed the floor for nominations. The motion was unanimously approved by consensus.

By acclamation, Mr. Colley was named Board Vice Chair.

Ms. Nosbisch reminded the Board of the application review process and asked Board members to notify APELSCIDLA staff when they are unavailable.

Application Review

Regulatory Update

Ms. McBride-Dunn informed the Board that the NOIRA stage of the General Review of Board for APELSCIDLA Regulations is now complete, and staff is currently finalizing the action for the proposed stage to submit the regulatory package for Executive Branch review and further review with the Department of Planning and Budget with a target date of early April. Ms. McBride-Dunn stated to the Board that once the proposed stage has been approved, it will be presented to the Board for adoption and approval before proceeding to the final stage and a public hearing will be held during the proposed stage with the date to be determined based on timeline of the reviews.

Ms. McBride-Dunn informed the Board that the fee adjustment action did not move forward on March 26, 2025. Mr. Kirschner informed the Board that the fee adjustment is with the Governor's Office with requests for additional information and will keep the Board informed once there is an update.

Ms. McBride-Dunn informed the Board as part of the General Review of APELSCIDLA Regulations, staff has reviewed all guidance documents to determine if they need to be retained, amended or repealed. Ms. McBride-Dunn stated to the Board that three guidance documents was included in the agenda for the Board to review to ensure that the documents accurately reflect the Board's intentions and are updated as needed.

Ms. McBride-Dunn stated to the Board that the APELSCIDLA guidance document "Property lines along public roads without recorded fee simple of right way" needed to be reviewed.

Mr. Claytor moved to amend the guidance document to state the full regulation of 18 VAC 10-20-370.C4 "Minimum standards and procedures for land boundary surveying practice". Mr. Shreiner seconded the motion which was unanimously approved by: Arnold, Bootsma, Claytor, Colley, Dibble, Dreiling, Frost, Kainth, Kelly, Shreiner, Stokes, Townsend and Vasquez.

Ms. McBride-Dunn stated to the Board that the APELSCIDLA guidance document "Requirements for the Use of Topographic Surveys, Orthographic Maps or other Geospatial Data" needed to be reviewed.

Mr. Shreiner moved to amend the guidance document to remove the language "Name of Surveyor or Surveyor Photogrammetrist" and replace it with the language "Name of Professional". Mr. Claytor seconded the motion which was unanimously approved by: Arnold, Bootsma, Claytor, Colley, Dibble, Dreiling, Frost, Kainth, Kelly, Shreiner, Stokes, Townsend and Vasquez.

Mr. Shreiner moved to amend the guidance document to remove repealed regulation 18 VAC 10-20-760.B.4. Ms. Stokes seconded the motion which was

unanimously approved by: Arnold, Bootsma, Claytor, Colley, Dibble, Dreiling, Frost, Kainth, Kelly, Shreiner, Stokes, Townsend and Vasquez.

Ms. McBride-Dunn stated to the Board that the APELSCIDLA guidance document "Comity Applicant Criteria of the Board's Current Regulations" (Effective July 1, 2010) needed to be reviewed.

Ms. Dibble moved to amend the guidance document to change the date on the document to correspond with the current regulations effective date of December 1, 2021. Mr. Shreiner seconded the motion which was unanimously approved by: Arnold, Bootsma, Claytor, Colley, Dibble, Dreiling, Frost, Kainth, Kelly, Shreiner, Stokes, Townsend and Vasquez.

Ms. Sayegh informed the Board of the Agency Bills that has passed during the General Assembly for informational purposes only.

General Assembly Update

Ms. Nosbisch informed the Board that HB 2154, alternative to education requirement for licensure of architects, was passed in General Assembly and was signed by the Governor. Ms. Nosbisch stated to the Board that a NOIRA needs to be filed as an exempt action to proceed with the alternative pathway to a National Architectural Accrediting Board (NAAB) accredited degree and an Ad Hoc Committee, consisting of the Architect section; Mr. Bootsma, Mr. Colley, and Ms. Dreiling, Ms. Vasquez, and Mr. Battaglia, Executive Vice President of AIA Virginia, to develop the alternative pathway for licensure.

Ms. Dreiling moved to file a NOIRA for an alternative pathway to a NAAB accredited degree. Ms. Dibble seconded the motion which was unanimously approved by: Arnold, Bootsma, Claytor, Colley, Dibble, Dreiling, Frost, Kainth, Kelly, Shreiner, Stokes, Townsend and Vasquez.

Ms. Dreiling moved to convene the Ad Hoc Committee regarding HB 2154. Ms. Stokes seconded the motion which was unanimously approved by: Arnold, Bootsma, Claytor, Colley, Dibble, Dreiling, Frost, Kainth, Kelly, Shreiner, Stokes, Townsend and Vasquez.

The Board took a recess from 11:06 a.m. to 11:11 a.m.

Recess

Chief Deputy Director Wilkinson and Director Payne exited the meeting at 11:06 a.m.

Departure of DPOR Staff

Ms. Nosbisch thanked the Board for completing their financial disclosures.

Financial Disclosure

Stanley, Stokes, and Vasquez.

Regarding **File Number 2025-00654, Carlos Alberto Hernandez-Reyes**, the Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the application file, transcripts and exhibits, and the Summary of the Informal Fact-Finding Conference.

File Number 2025-00654, Carlos Alberto Hernandez-Reyes

Mr. Kelly moved to accept the recommendation of the presiding officer and approve Carlos Alberto Hernandez-Reyes application for a Professional Engineer license by examination. Mr. Frost seconded the motion which was unanimously approved by: Anglin, Bootsma, Claytor, Colley, Dibble, Dreiling, Frost, Kaunth, Kelly, Shreiner, Stanley, Stokes, and Vasquez.

Regarding **File Number 2025-01128, Naitik Chawla**, the Board members reviewed the record of the Informal Fact-Finding Conference, which consisted of the application file, transcripts and exhibits, and the Summary of the Informal Fact-Finding Conference.

File Number 2025-01128, Naitik Chawla

Mr. Frost moved to accept the recommendation of the presiding officer and deny Naitik Chawla's application for a Professional Engineer license by examination. Mr. Kelly seconded the motion which was unanimously approved by: Anglin, Bootsma, Claytor, Colley, Dibble, Dreiling, Frost, Kaunth, Kelly, Shreiner, Stanley, Stokes, and Vasquez.

Greg Emerson, Director of Examinations, and Ms. Nosbisch, provided an update on APELSCIDLA examinations and exam statistics.

Examinations Update

Ms. Nosbisch stated the Executive Director Report was provided for informational purposes.

Executive Director Report

Ms. McBride-Dunn provided an update on HB 2154, requiring the Board to adopt regulations providing an alternative pathway to architect licensure. Ms. McBride-Dunn reminded the Board that at the April 1 board meeting, the Board approved filing the alternative pathway through a standard regulatory action. She informed the Board that staff is requesting a Board motion to withdraw the Notice of Intended Regulatory Action (NOIRA), and instead pursue a fast-track regulatory action, as this change is considered non-controversial. The fast-track process will allow for an expedited implementation timeline, and that a public comment period will still occur to allow for public comment. Ms. McBride-Dunn stated the next step in the process is a General Notice, allowing for feedback from the regulant community before the regulation is filed, which will help the Committee incorporate any relevant suggestions.

Regulatory Update

Mr. Colley moved to withdraw the NOIRA and move to fast-track the legislation. Mr. Kainth seconded the motion. Mr. Kirschner recommended waiting until the August board meeting to vote on the fast-track process, and instead vote to issue a general notice to solicit comment from the public. Mr. Colley amended the motion to withdraw the NOIRA, but not yet vote on the fast-track. Mr. Kainth seconded the motion which was unanimously approved by: Anglin, Bootsma, Claytor, Colley, Dibble, Dreiling, Frost, Kainth, Kelly, Shreiner, Stanley, Stokes, and Vasquez.

Ms. McBride-Dunn provided a handout with proposed language for the General Notice. Staff recommends the text be posted on the agency's website and for distribution to the regulated community in the coming weeks. Ms. McBride-Dunn added that staff is requesting Board approval of the language so that we may notify licensees of the upcoming regulatory change.

Ms. Dreiling moved to issue the General Notice. Ms. Stokes seconded the motion which was unanimously approved by: Anglin, Bootsma, Claytor, Colley, Dibble, Dreiling, Frost, Kainth, Kelly, Shreiner, Stanley, Stokes, and Vasquez.

Mr. Wilkinson exited the meeting at 11:00 am.

Departure of Staff
Member

Ms. McBride-Dunn reported on the General Review of the APELSCIDLA regulation in the proposed stage. She informed the Board the NOIRA stage has been completed, and staff filed the proposed stage on May 6, 2025. The next steps are review by the Department of Planning and Budget and the executive branch. Ms. McBride-Dunn stated once the reviews are complete, the proposed regulations will be presented to the Board for adoption prior to moving to the final stage. A public hearing will be held during the proposed stage, with the date set based on the outcome of the required reviews. Ms. McBride-Dunn stated the promulgation of the regulations is expected by the end of the year.

Mr. Kirschner provided a presentation on the process for adjusting licensing fees. Mr. Wolford addressed the Board regarding the need for fee adjustments. He informed the Board that DPOR would lobby the General Assembly to adjust the Calman fee (which is to ensure revenues are sufficient to cover expenses, but not excessive) to review fees every year instead of every two years.

Mr. Kainth inquired about the fee structure for business entities with regards to the size of the business. Mr. Kirschner stated that this topic could be put on the agenda for the next Board meeting, that it would likely be a separate regulatory action.

Ms. Nosbisch stated the Executive Director Report was provided for informational purposes only.

Executive Director
Report

Ms. McBride-Dunn informed the Board that the General Review of Board for APELSCIDLA Regulations are now at the end of the NOIRA stage and currently preparing the filing for the proposed stage to submit the regulatory package for review on Town Hall

Regulatory Update

Ms. McBride-Dunn informed the Board that the fee adjustment action is at the proposed stage. Executive Branch review has been completed and the proposed fees was published in the *Virginia Register Volume 41, Issue 1* on August 26, 2024. The 60-day public comment period for the proposed fee adjustment will be started on August 26, 2024, and closed on October 25, 2024, with no public comments received. A public hearing was held on September 4, 2024, with no comments received.

Mr. Haughwout presented to the Board the proposed regulation for adoption of the final fee adjustment.

Mr. Claytor moved to approve the final fee adjustment. Ms. Vasquez seconded the motion.

After discussion, it was unanimously denied by Anglin, Arnold, Bootsma, Claytor, Colley, Dibble, Frost, Kelly, Shreiner, Stanley, Stokes, Townsend and Vasquez.

The Board has requested additional information and documentation for the proposed final fee adjustment.

Ms. Nosbisch discussed with the Board about Subsurface Utility Engineering and provided documentation from Mr. Richardson from Accumark. After a brief discussion between the Board and Mr. Richardson, it was determined that a meeting with the Professional Engineers and Land Surveyors is needed to discuss further and has been scheduled for December 4, 2024.

Subsurface Utility
Engineering

Ms. Nosbisch reminded the Board that Financial Disclosure statements are due on February 1, 2025.

Financial
Disclosure

Director Wolford and Chief Deputy Director Wilkinson exited the meeting at 11.30 a.m.

Departure of
DPOR Staff

Ms. Nosbisch provided an update on the Board Member Training Conference that occurred on October 10-11, 2024, for informational purpose.

Board Member
Training



May 6, 2026
Via First Class Mail



To: APELSCIDLA Board

Through:

Kathleen R. Nosbisch, Hon. AIA Virginia
Executive Director

Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and
Landscape Architects (APELSCIDLA)

RE: 18VAC10-20-270 Licensure by Endorsement

Dear APELSCIDLA Board members,

At your last meeting, those in attendance voted to adopt the strikethrough language below that allows any individual holding a PE license from a country that is a member of the International Engineering Alliance to become a Virginia licensed PE.

18VAC10-20-270 Licensure by comity endorsement

A. Applicants holding a valid license to practice engineering in other states or jurisdictions of the United States may be licensed, provided they satisfy that the applicant satisfies the provisions of this subsection. Applicants shall must:

1. Submit to the board verifiable documentation that the ~~for~~ education, experience, and exam ~~that meets the requirements by which they were~~ the applicant was first licensed in the original jurisdiction were ~~and is~~ substantially equivalent to the requirements in Virginia ~~at the same time~~;
2. ~~Have passed an exam in another jurisdiction that was substantially equivalent to that approved by the Board at the time of their original licensure;~~
3. ~~Be in good standing in all jurisdictions where they are currently licensed;~~
4. ~~Submit three references from professional engineers currently licensed in a state or other jurisdiction of the United States. The applicant shall only submit references given by professional engineers who have personal knowledge of the applicant's competence and integrity relative to his engineering experience; and~~
5. ~~Satisfy all other applicable requirements of this chapter~~

B. International endorsement. Applicants ~~who do not meet the requirements for licensure in Virginia that were in effect at the time of their original licensure~~ shall be required to meet the entry requirements current at the time the completed application for comity is received in the board's office holding a valid license in a country that is a signatory to the mobility agreements of the International Engineering Alliance may be licensed provided the applicant satisfies the provisions of this subsection. Applicants must.

1. Submit evidence of education meeting the requirements of 18VAC10-20-230.
2. Submit evidence of seven years of qualifying engineering experience in accordance with 18VAC10-20-240.
3. Satisfy all other applicable requirements of this chapter.

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Page Two

Georg Dahl, PE, representing VSPE at your May 2025 meeting, issued this position statement: "VSPE supports International PE's endorsed through Mutual Recognition Agreements (MRA's) to be permitted to sit for Virginia's PE license test, provided all forms, acknowledgments and requirements of DPOR's Universal License Requirements for Certified Interior Designers are also provided, reviewed and approved by DPOR as a condition of approval to sit for the exam..."

The language recommended for adoption conflicts with this position statement and poses serious harm to the Commonwealth. During the April Southeast Region Leadership meeting of the National Society of Professional Engineers (NSPE), chaired by Regional Director, Randal Riebel, PE, FNSPE, MSE, VSPE shared the recent action of the APELSCIDLA Board with NSPE's Senior Manager of Government Relations and Advocacy, Phil Giles, and Missy Sutton, CAE, NSPE's Director of State Relations. The NSPE team introduced me to Marie Nebesky, the International Engagement Strategist of the National Council of Examiners for Engineering and Surveying (NCEES). Marie and I met and the following information and substitute language is provided for your consideration.

The International Engineering Alliance comprises 41 jurisdictions across 29 countries including Russia, Korea, Malaysia, and South Africa. The UK MRA is an agreement signed by NCEES and the Engineering Council UK with the core objective to optimize mobility for Chartered Engineers (CEngs) in the United Kingdom and Professional Engineers (P.E.s) in the United States. P.E.s on the NCEES international register will qualify for licensure as a CEng in the United Kingdom. CEngs on the Engineering Council's international register will qualify for licensure as a P.E. in a U.S. jurisdiction that participates in the MRA. Local jurisdictional or discipline-specific criteria may still apply.

To be placed on the NCEES international register, an individual must have an NCEES Record and be a Model Law Engineer, which requires an engineering degree from a program accredited by the Engineering Accreditation Commission of ABET (EAC/ABET), passage of the FE and PE exams, at least four years of experience, and no disciplinary actions. That individual then goes through further evaluation to ensure seven years of experience and a record of continuing education. Since engineering licensure decisions are made at the state level in the United States, each individual NCEES engineering member board must decide whether to participate in the MRA.

The following states are party to the MRA and we have enclosed research from Marie with regulatory language from several of them: Alaska, Arizona, California, Delaware, District of Columbia, Florida, Georgia, Idaho, Illinois, Iowa, Maine, Maryland, Mississippi, Missouri, Nebraska, Nevada, New Jersey, New Mexico, North Carolina, Oklahoma, Rhode Island, Tennessee, Texas, Utah, Vermont, Washington and Wyoming. A presentation of Marie's shows Virginia as "Intended". The language of 18VAC10-20-270 does not achieve this for Virginia.

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Page Three

VSPE has long supported the Model Law Designation from NCEES for comity or endorsement, and as stated above, *to be placed on the NCEES international register, an individual must have an NCEES Record and be a Model Law Engineer.* The following states have adopted regulations for endorsement for those with the NCEES Model Law Engineer designation: Alabama, California, Connecticut, Guam, Kansas, Massachusetts, New Hampshire, Northern Mariana Islands, Ohio, Pennsylvania, Puerto Rico, Vermont and Wisconsin. This list is not exhaustive.

Substitute Language Modeled from Arizona's Code:

- A. A person who meets the qualifications for registration pursuant to this section is eligible for registration.
- B. An applicant for professional registration as a professional engineer in this state through reciprocity or endorsement shall hold both of the following:
 1. A valid license, registration or certification issued by the proper authority of either:
 - (a) Another state, territory, district or possession.
 - (b) A country participating in the applicable profession's national council mutual recognition agreement.
 2. A certification or model law designation from the applicable profession's national council.
- C. In addition to the requirements prescribed by subsection B of this section, an applicant for registration as a:
 1. Professional Engineer through reciprocity or endorsement shall hold a record from the profession's national council verifying that the person meets at least one of the following in the branch of engineering in which registration is sought:
 - (a) Has at least four years of experience following the person's licensure, registration or certification by the other jurisdiction.
 - (b) Passed a professional national examination.
 - (c) Earned a baccalaureate or equivalent degree or a post graduate degree.

Individuals practicing under a license issued by the Commonwealth through endorsement under membership with the International Engineering Alliance pose a serious risk to the life, health, safety and welfare of our citizens, environment and infrastructure. These individuals are not held to the high standard of the regulations including attendance and graduation from ABET-approved, Engineering Accreditation Commission or Engineering Technology Accreditation Commission endorsed programs, nor will they have their qualifying engineering experience scrutinized by DPOR and endorsed by a PE working as their direct supervisor.

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Page Four

The substitute language to recognize the MRA and NCEES Model Law Engineer designation will greatly improve the Commonwealth's competitiveness for Economic Development, and protect the life, health, safety and welfare of our citizens, infrastructure and environment. Furthermore, our current and future PE's will enjoy a pathway to comity across the US and in the UK. Thank you all for your hard work and consideration.

Sincerely,



Rebecca L. Golden, P.E.
Chief Finance Officer
APELSCIDLA Representative

Enclosure

Cc w/ copy enclosure via e-mail:

- VSPE Board of Directors, Student Membership Advisor, VSPE Educational Fund & Virginia Engineer's PAC Trustees
- Debbie Melvin, Vice President of Talent and Partnerships, Virginia Economic Development Partnership
- Randal Riebel, PE, FNSPE, MSE, NSPE Southeast Regional Director
- Phil Giles, NSPE Senior Manager of Government Relations and Advocacy
- Missy Sutton, NSPE Director of State Relations
- Marie Nebesky, NCEES International Engagement Strategist

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Alaska:

The board has statutory authority to accept those applicants based on AELS Statute 08.48.191.

Sec. 08.48.191. Registration by comity or endorsement. (a) A person holding a certificate of registration authorizing the person to practice architecture in a state, territory, or possession of the United States, the District of Columbia, or a foreign country, or holding a certificate of qualification issued by the National Council of Architectural Registration Boards, may, upon application, be registered in accordance with the regulations of the board if the person's certificate was issued under requirements comparable to the requirements in this state.

(b) A person holding a certificate of registration authorizing the person to practice engineering in a state, territory, or possession of the United States, the District of Columbia, or a foreign country, may, upon application, be registered in accordance with regulations of the board if the person's certificate was issued under requirements comparable to those in this state.

(c) A person holding a certificate of registration authorizing the person to practice land surveying in a state, territory or possession of the United States, the District of Columbia, or a foreign country, may, upon application, be registered in accordance with the regulations of the board if the person's certificate was issued under requirements comparable to those in this state.

(d) A person holding a certificate of registration authorizing the person to practice landscape architecture in a state, territory, or possession of the United States, the District of Columbia, or a foreign country, may upon application be registered under the regulations of the board if the person's certificate was issued under requirements comparable to those in this state. A person holding a certificate of qualification issued by the Council of Landscape Architectural Registration Boards may upon application be registered under regulations of the board.

Arizona:

HB2200 passed February 2025

AZ HB2200 | 2025 | Fifty-seventh Legislature 1st Regular | LegiScan

Delaware:

House Bill 81 passed June 2025

<https://legis.delaware.gov/BillDetail/141957>

Georgia:

The board MBE, Darren Mickler, explained the AG felt their existing comity law satisfies the international comity pathway. Therefore Georgia did not need statutory changes.

43-15-16. Registration and licensure by comity.

(a) The board may, in its discretion, upon application therefor and the payment of a fee prescribed by the board, issue a certificate of registration as a professional engineer or professional structural engineer to any individual who holds a certificate of qualification or

registration issued to him or her by proper authority of the National Council of Examiners for Engineering and Surveying or of any state or territory or possession of the United States if the requirements of the registration of professional engineers or professional structural engineers under which the certificate of qualification or registration was issued do not conflict with this chapter and are of a standard not lower than that specified in this chapter or if the applicant held such certificate on or before July 1, 1956. The fact that the statute under which the individual was issued a certificate of qualification or registration in another state does not provide that the required written examination be passed subsequent to the acquisition of the required experience shall not be deemed as a conflict with, or lower than, the Georgia requirements, provided that the written examination and the amount of experience required for registration are substantially equivalent to the Georgia requirements.

(b) The board may, in its discretion, upon application therefor and the payment of a fee prescribed by the board, issue a license as a professional land surveyor to any individual who holds a license to practice land surveying issued by a state or territory or possession of the United States obtained:

(1) By written examination of not less than eight hours in duration prior to July 1, 1968;

(2) By written examination of not less than 16 hours in duration prior to July 1, 1978; or

(3) Under qualifications comparable to those prescribed by this chapter; and

in addition passes a written examination on the laws of Georgia relating to land surveying (professional land surveyor examination).

Illinois:

The board MBE, Kyle Lazell, explained:

The following is the current draft language we intend to introduce in the Rules for the Endorsement (comity) Section.

The Division, upon recommendation of the Board, may accept an applicant applying under this Section, through a recognized NCEES Mutual Recognition Agreement ("MRA"), provided the applicant submits an NCEES Record meeting the requirements of the agreed upon NCEES MRA standards, subject to review, to verify the experience is non-structural in nature and complies with Section 4 (o) of the Act.

Maine:

SP257 - https://legislature.maine.gov/legis/bills/display_ps.asp?LD=576&snum=132

Maryland:

§14-311.

(a) Subject to the provisions of this section, the Board may issue a license by reciprocity to practice engineering in this State to an individual who is currently licensed to practice engineering in another state or territory of the United States or in a foreign country.

(b) The Board may issue a license under this section only if the applicant:

(1) is of good character and reputation;

(2) pays to the Board:

(i) a nonrefundable application fee set by the Board; and

(ii) a license fee set by the Board; and

(3) provides adequate evidence that:

(i) at the time the applicant was licensed by the other state, territory, or foreign country, the applicant met requirements that were equivalent to those then required by the laws of this State; or

(ii) at the time of application for licensure by reciprocity under this section, the applicant meets the requirements currently required by the laws of this State.

(c) An engineer who is licensed by the Board by reciprocity may not be required to maintain licensure in any other state, territory, or foreign country as a condition of maintaining the license granted by the Board.

Nevada:

<https://www.leg.state.nv.us/NRS/NRS-625.html>

NRS 625.382 Licenses: Issuance to licensee of another state or country.

The Board may issue a license to practice professional engineering or land surveying to an applicant, upon presentation of evidence that the applicant is licensed to practice professional engineering or land surveying, respectively, and in good standing in a state, territory, possession of the United States or country that maintains standards of engineering or land-surveying licensure, equivalent to those in this state, if the applicant, in the judgment of the Board, has the necessary qualifications pursuant to the provisions of this chapter.

North Carolina:

No law/rules changes needed

"Licensure by Comity or Endorsement. - A person holding a certificate of licensure to engage in the practice of engineering, on the basis of comparable qualifications, issued to the person by a proper authority of a state, territory, or possession of the United States, the District of Columbia, or of any foreign country possessing credentials that, based on verifiable evidence, in the opinion of the Board, of **a standard not lower than that in effect in this State at the time the certificate was issued, may upon application, be licensed without further examination,** except as required to examine the applicant's knowledge of laws, rules, and requirements unique to North Carolina."

Oklahoma:

No rule/law changes needed

The section of our law that the US-UK MRA applicants qualify under is Oklahoma Statutes Title 59 Section 475.12a.(D.), which reads: *Comity Licensure for a Professional Engineer. The following shall be considered as minimum evidence satisfactory to the Board that the applicant is qualified for licensure by comity as a professional engineer:*

1. *An individual holding a license to engage in the practice of engineering issued by a proper authority of any state, jurisdiction or foreign country, based on requirements that do not conflict with the provisions of this act and possessing credentials that are, in the judgment of the Board, of a standard not lower than that specified in the applicable licensure act in effect in Oklahoma at the time such certificate was issued may, upon application, be licensed without further examination except as required to examine the applicant's knowledge of statutes, rules, and other requirements unique to this state. If the requirements that were met were of a standard lower than that specified in the applicable licensure act in effect in this state at the time such certificate was issued but, in the judgement of the Board, the standard was a reasonable standard at the time the original license was issued, the individual may, upon application, be considered by the Board according to the provisions in the Board rules;*

Here is a link to the full text if that is useful: [Sections 475.11. - 475.12.](#)

Texas:

No law change needed, rules slightly amended.

§ 1001.311. APPLICATION BY NONRESIDENT.

(a) A person who holds a license or certificate of registration issued by another state or a foreign country may apply under this chapter for a license in this state.

(b) The board may waive any prerequisite to obtaining a license under this chapter for an applicant after reviewing the applicant's credentials and determining that the applicant holds a license issued by another jurisdiction that has licensing requirements substantially equivalent to those of this state.

§133.26 APPLICATIONS FOR TEXAS LICENSURE BY LICENSE HOLDERS IN ANOTHER JURISDICTION

(a) General Provisions

(1) An applicant who holds an engineering license from a qualifying US state, territory, or country may apply using the licensure process set forth in this section.

(2) Pursuant to §1001.311 of the Act, a standard license may be issued under this section for applicants who meet the requirements of the following subsections.

(3) In this section, the term "home jurisdiction" means the US state, US territory, or country in which an engineer making application holds a current professional registration or license to practice engineering.

(b) International Agreement Applications

(1) This section only applies to an applicant that:

(A) holds a current engineering licensure credential in a country that is a signatory to a mobility agreement with the Board, as follows: Chartered Engineer through the Engineering Council UK;

(B) is on the international registry of their home jurisdiction; and

(C) Has a current International NCEES Record

(2) An applicant that meets the conditions of subparagraph (1) shall submit:

(A) An application in a format prescribed by the board;

(B) A current copy of the applicant's international NCEES Record. The International NCEES record shall be accepted as verification of documentation of education, licenses held, examinations or assessments taken, experience record, and reference documentation;

(C) A completed Texas Engineering Professional Conduct and Ethics Examination as required under §133.63 of this chapter (relating to Professional Conduct and Ethics Examination);

(D) A current application fee as established by the board;

(E) Proof of English language proficiency (per §133.21(c) of this chapter (relating to Application for Standard License)), if applicable;

(F) Information regarding any judgments of convictions, deferred judgments or pre-trial diversions for a misdemeanor or felony provided in a form prescribed by the board together with copies of any court orders or other legal documentation concerning the criminal charges and the resolution of those charges; and

(G) Documentation of submittal of fingerprints for criminal history record check as required by §1001.272 of the Act.

Utah:

No statutory or rule amendments needed

- Utah Code § 58-22-302(4) – Qualifications for Licensure (https://le.utah.gov/xcode/Title58/Chapter22/58-22-S302.html?v=C58-22-S302_2025030720250307)
- Utah Code § 58-1-302(3) – License by Endorsement (https://le.utah.gov/xcode/Title58/Chapter1/58-1-S302.html?v=C58-1-S302_2024050120240501)

Wyoming:

No rule/law changes needed

Requirements established by NCEES that the board has determined are equivalent to the requirements for a professional license in Wyoming". (W.S. 33-29-406 (a)(iii) and Rule Chapter 3 Section 6 (c))

House Engrossed

professional registration; reciprocity; endorsement

State of Arizona
House of Representatives
Fifty-seventh Legislature
First Regular Session
2025

CHAPTER 44

HOUSE BILL 2200

AN ACT

AMENDING TITLE 32, CHAPTER 1, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 32-122.03; RELATING TO THE STATE BOARD OF TECHNICAL REGISTRATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

Be it enacted by the Legislature of the State of Arizona:

Section 1. Title 32, chapter 1, article 2, Arizona Revised Statutes, is amended by adding section 32-122.03, to read:

32-122.03. Qualifications for registration; reciprocity or endorsement

A. NOTWITHSTANDING SECTION 32-122.01, A PERSON WHO MEETS THE QUALIFICATIONS FOR REGISTRATION PURSUANT TO THIS SECTION IS ELIGIBLE FOR REGISTRATION.

B. AN APPLICANT FOR PROFESSIONAL REGISTRATION AS A PROFESSIONAL ENGINEER, ARCHITECT, LAND SURVEYOR OR LANDSCAPE ARCHITECT IN THIS STATE THROUGH RECIPROCITY OR ENDORSEMENT SHALL HOLD BOTH OF THE FOLLOWING:

1. A VALID LICENSE, REGISTRATION OR CERTIFICATION ISSUED BY THE PROPER AUTHORITY OF EITHER:

(a) ANOTHER STATE, TERRITORY, DISTRICT OR POSSESSION.

(b) A COUNTRY PARTICIPATING IN THE APPLICABLE PROFESSION'S NATIONAL COUNCIL MUTUAL RECOGNITION AGREEMENT.

2. A CERTIFICATION OR MODEL LAW DESIGNATION FROM THE APPLICABLE PROFESSION'S NATIONAL COUNCIL.

C. IN ADDITION TO THE REQUIREMENTS PRESCRIBED BY SUBSECTION B OF THIS SECTION, AN APPLICANT FOR REGISTRATION AS A:

1. PROFESSIONAL ENGINEER THROUGH RECIPROCITY OR ENDORSEMENT SHALL HOLD A RECORD FROM THE PROFESSION'S NATIONAL COUNCIL VERIFYING THAT THE PERSON MEETS AT LEAST ONE OF THE FOLLOWING IN THE BRANCH OF ENGINEERING IN WHICH REGISTRATION IS SOUGHT:

(a) HAS AT LEAST FOUR YEARS OF EXPERIENCE FOLLOWING THE PERSON'S LICENSURE, REGISTRATION OR CERTIFICATION BY THE OTHER JURISDICTION.

(b) PASSED A PROFESSIONAL NATIONAL EXAMINATION.

(c) EARNED A BACCALAUREATE OR EQUIVALENT DEGREE OR A POSTGRADUATE DEGREE.

2. LAND SURVEYOR THROUGH RECIPROCITY OR ENDORSEMENT SHALL PASS THE EXAMINATION RELATING TO SURVEYING METHODS AND LEGAL PRINCIPLES IN THIS STATE AS PRESCRIBED BY THE BOARD IN RULE.



SPONSOR: Rep. Gray & Sen. Hansen
Rep. Heffernan; Sens. Pettyjohn, Wilson

HOUSE OF REPRESENTATIVES
153rd GENERAL ASSEMBLY

HOUSE BILL NO. 81

AN ACT TO AMEND TITLE 24 OF THE DELAWARE CODE RELATING TO PROFESSIONAL ENGINEERS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. Amend § 2803, Title 24 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 2803. Definitions.

The following words, ~~terms~~ terms, and phrases, when used in this chapter, shall have the meaning ascribed to them, except where the context clearly indicates a different meaning:

(1) "Active roster" shall mean the record of members, associate members, ~~permittees~~ and holders of a certificate of authorization.

(5) "Applicant" shall mean a person who applies to become licensed as a professional engineer, applies to become certified as engineer intern, applies to become an adjunct member of the association, or applies for a certificate of authorization ~~or permit~~.

Section 2. Amend § 2804, Title 24 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 2804. Delaware Association of Professional Engineers; objectives.

There is hereby established the Delaware Association of Professional Engineers, an instrumentality of the State. The objectives of the Association and of this chapter are to regulate the practice of engineering, to provide for the registration of qualified persons as professional engineers and the certification of engineer interns, to define the terms "engineer," "professional engineer," "engineer intern" and "the practice of engineering," to create an organization to regulate the practice of engineering to provide and administer qualifying examinations and grant registration to qualified persons as professional engineers, to provide for the appointment and election of members to the governing body of this Association, to define the powers and duties of the Council, to set forth the minimum qualifications and other requirements for registration as a professional engineer, for certification as an engineer intern, ~~the granting of a permit to practice engineering,~~ and the granting of a certificate of authorization, to set rules for the establishment of fees, expiration

requirements and renewal requirements, to establish continuing professional competency guidelines and requirements, and to provide for the enforcement of this chapter together with penalties for violations of the provisions of this chapter.

Section 3. Amend § 2814, Title 24 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 2814. Bylaws of the Association.

The Council shall prepare for approval by the membership the following bylaws related to the administrative and domestic duties of the Association:

(16) Prescribing applications, certificates, ~~permits~~ and seals and providing for their issuance and use;

Section 4. Amend § 2816, Title 24 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 2816. Code of ethics.

(b) All applicants, members, associate members, affiliate members, adjunct members, and holders of certificate of authorization ~~and permittees~~ must subscribe to and follow this code of ethics in the practice of professional engineering, or in seeking to register as a professional engineer or seeking certification as an engineer intern.

Section 5. Amend § 2817, Title 24 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 2817. Requirements for licensure.

The following requirements for the 3 essential components of education, experience, and examination shall be considered as the minimum satisfactory evidence that an applicant is qualified for licensure as a professional engineer:

(6) *Comity.* — a. The Council may, upon application and payment of the required fee and without further examination, issue a license as a professional engineer to any person holding a current, valid certificate of registration or a license as a professional engineer issued to that person by a proper authority of a state, territory, or possession of the United States, the District of Columbia, ~~or a province or territory of Canada, or other Council-approved foreign jurisdiction,~~ provided the applicant's certificate or license is in good standing as defined in paragraph (9) of this section, and the applicant's qualifications meet at least 1 of the following:

b. The Council may, upon application and payment of the required fee, issue a license as a professional engineer to an applicant who is an International Professional Engineer (IntPE) registrant under the International Engineering Alliance (IEA) International Professional Engineers Agreement (IPEA). The applicant's IntPE registration must be current and in good standing as defined in paragraph (9) of this section. Such applicant must also have a minimum of 5 years of continuous and verifiable experience as a professional engineer obtained after

53 receipt of the ~~initial license, applicant's IntPE. The applicant must meet the additional requirements of paragraph~~
54 (7)a. of this section.

55 (7) *Additional requirements.* — a. Every applicant shall give not less than 5 references, people who state
56 that in their opinion and by their personal knowledge the applicant is qualified to practice as a professional
57 engineer. At least 3 such references shall be registered or licensed professional engineers in this or any other state
58 or territory or possession of the United States, the District of Columbia, ~~or the province or territory of Canada~~
59 other Council-approved foreign jurisdiction, or an IntPE registrant under the IEA.

60 Section 6. Amend § 2822, Title 24 of the Delaware Code by making deletions as shown by strike through and
61 insertions as shown by underline as follows:

62 § 2822. Public works.

63 (a) The State, its political subdivisions, agencies, ~~commissions~~ commissions, and authorities shall not solicit or
64 receive proposals for, or engage in, the construction of public works involving the practice of engineering as defined in this
65 chapter, unless:

66 (1) The engineer, partnership or corporation which will perform and/or take responsibility for all engineering
67 work, as identified in the proposal, is authorized to practice engineering under this chapter at the time of submission of
68 the proposal; and

69 (2) The engineering study, drawings, ~~specifications~~ specifications, and estimates are prepared by, and the
70 construction is executed under the responsible charge or direct supervision of a licensee ~~or permittee~~.

71 (b) Any contract executed in violation of this section shall be null and void.

72 Section 7. Amend § 2823, Title 24 of the Delaware Code by making deletions as shown by strike through and
73 insertions as shown by underline as follows:

74 § 2823. Grounds for discipline; appeals.

75 (b) The Council shall have the power to review the actions of any applicants sitting for any examination that is
76 conducted by, or on behalf of, the Association to determine the applicant's qualification for licensure as a professional
77 engineer or certification as an engineer intern.

78 (1) ~~The following actions by an examinee shall be considered violations of this chapter:~~

79 a. ~~Any attempt to remove, or removal of, examination materials or content from the room in which the~~
80 ~~examination is administered;~~

81 b. ~~Any attempt to reproduce, transcribe or transmit the content of examination materials that would~~
82 ~~permit the removal of such content from the room in which the examination is administered;~~

~~c. Any use or possession of unlawfully obtained information that reveals, or is procured by the examinee with the anticipation that it could reveal, any portion of the content of the current examination;~~

~~d. Any communication, whether verbal, written, electronic, or by action, made in an effort to seek assistance from another party, that would aid in obtaining a higher grade for the examination during an examination administration, or to provide such assistance to another examinee.~~

~~e. Any impersonation, or solicitation of impersonation, that allows another individual to sit for the examination in place of the designated applicant; or~~

~~f. Any violation of the terms of any examination security agreement entered into freely by the examinee with the Association outlining the examinee's responsibilities in taking the examination.~~

~~(2) The chief proctor for the examination, acting on behalf of the Council, may at the chief proctor's sole discretion, when presented with evidence of any violation under paragraph (b)(1) of this section above at any time during the examination administration period:~~

~~a. Collect any examination materials provided to the examinee;~~

~~b. Collect any personal property belonging to the examinee, which the proctor reasonably believes may contain content from the examination materials;~~

~~c. Dismiss the examinee from the examination site; and~~

~~d. Seek any law enforcement assistance that the chief proctor feels is necessary to affect paragraphs a. through c. above of this paragraph (b)(2) of this section.~~

~~(3) Following its review of the facts associated with any alleged examination impropriety, Council shall have the power to impose any or all of the following penalties on any individual found guilty after a hearing, unless such hearing is waived by the examinee, of an examination impropriety:~~

~~a. Void the results of the subject examination;~~

~~b. Refuse permission for the examinee to take the examination for a period of 2 years, or such time determined by Council to be required to ensure that a subsequent examination is unlikely to repeat questions contained in the subject examination;~~

~~c. Require successful completion by the examinee of an ethics course before a future examination opportunity;~~

~~d. Revoke any license as a professional engineer or certification as an engineer intern granted as a consequence of the examinee receiving a passing score on the subject examination; and~~

~~e. Report any disciplinary action taken to other jurisdictions to help ensure the integrity of their examination process.~~

(1) An examinee may be dismissed from examination and subject to disciplinary or other Council action for conduct, including:

a. Cheating on an examination;

b. Giving assistance to, or receiving assistance from another person;

c. Compromising the integrity of the examination;

d. Disruptive or abusive behavior;

e. Participating in any form of violation of exam policies or procedures during an examination.

(2) Evidence of failing to comply with an examination administrator's policies and procedures subsequent to an examination may also be cause for action by the Council. An examinee who does not fully comply with the examination administrator's policies and procedures during or after an examination may be subject to having those examination results invalidated and being prohibited from taking the examination again for a period determined by the Council. Examinations taken and passed in other jurisdictions while barred from taking that examination in Delaware will not be accepted for licensing purposes in Delaware.

Section 8. Amend § 2824, Title 24 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 2824. Disciplinary action; procedure.

(b) *Complaint investigation and prosecution.* — (1) Upon receipt of a written accusation alleging a violation of § 2823 of this title or alleging the unlicensed practice of professional engineering in violation of § 2825 of this title, the Council may assign the matter to its investigating committee for possible prosecution. The investigating committee may also initiate the prosecution process based upon firsthand knowledge acquired by a member or upon a member's information and belief whether the accusation of wrongdoing is written or oral. Members of the investigating committee shall maintain strict confidentiality of the facts of its investigations and shall not discuss any issues of fact or law relating to an investigation with anyone except other investigating committee members, potential witnesses, the target of the investigation, or the target's legal representative.

a. If any allegations are not supported by the facts stated in the complaint, the investigating committee shall submit a written recommendation to the Council for dismissal of the unsupported allegations. The recommendation must recite verbatim all the complaint allegations that are recommended for dismissal, indicating the investigating committee's reasoning for recommending dismissal of each allegation. By majority vote of the

members present at a properly convened Council meeting, the Council shall approve or reject the investigating committee's written recommendation based only on the information contained in and included with the written recommendation. The Council shall reject the investigating committee's recommendation only if it decides that the investigating committee's recommendation is contrary to a specific state or federal law or regulation, is not supported by substantial evidence, or is arbitrary or capricious. If Council does not approve the investigating committee's recommendation, the matter must be remanded to the investigating committee with the Council's written reasons for withholding its approval. If all allegations in a complaint are dismissed by the Council, the complaint is dismissed.

(c) *Disciplinary penalties and guidelines.* — (1) Disciplinary violations under § 2823(a) of this title are punishable by the following penalties, or any combination thereof: levy fines up to \$5,000; require the successful completion of additional training or education courses; issue warnings, public reprimands, and censure; refuse or revoke licensure; impose probation with appropriate terms and conditions; impose suspension of license not to exceed 2 years; and refuse to renew any authorization issued to use the term "engineer" or practice engineering in Delaware. All fines must be paid to Council within 90 days of the date of mailing of an order. All fines collected by the Council must be deposited in the General Fund of the State through the Division of Revenue, provided that the Council may first deduct from the fines an amount equal to the administrative and other direct expenses incurred by the Council, its hearing committee, and its investigating committee, in the prosecution of the complaint.

(2) The Council shall prepare and publish a chart of Disciplinary Penalty Guidelines ("Guidelines") indicating the minimum and maximum penalties available for each basis for discipline in § 2823 of this title. Penalties must be imposed according to the Guidelines after taking into consideration any aggravating or mitigating circumstances in each case. The Guidelines shall be provided to each Association member, associate member, affiliate member, and adjunct member, and permittee and shall be available free of charge to the public. Copies of the Guidelines must also be made available to prospective applicants as a part of their application materials.

(d) Any person who files a complaint, provides information, or testifies as a witness in a matter alleging a violation under § 2823 of this title or a violation under § 2825 of this title must be afforded the protections of the Delaware Whistleblowers' Protection Act as codified in Chapter 17 of Title 19.

(e) The Council may, upon petition of an adjunct member, affiliate member, individual licensee, permittee, engineering corporation corporation, or partnership holding a certificate of authorization, reissue

authorization to use the term "engineer," a license, ~~permit~~ or certificate of authorization; provided, however, that a majority of the seated members of the Council vote in favor of such issuance.

Section 9. Amend § 2825, Title 24 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

(a) Persons or engineering corporations or partnerships not licensed, not authorized by Council, or not holding a ~~permit~~ or certificate of authorization may not:

(d) Whoever presents or attempts to use as that person's own license, certificate of authorization, ~~permit~~ or the seal of a professional engineer not that person's own shall be in violation of the provisions of this chapter.

(e) Whoever gives any false or forged evidence of any kind to the Council or to any member thereof in obtaining authorization to use the term "engineer," a license, or a certificate of authorization, ~~or a permit~~ shall be in violation of the provisions of this chapter.

(f) Whoever falsely impersonates any other adjunct member, affiliate member, licensee, or holder of a certificate of authorization, ~~or permittee~~ with a similar or different name shall be in violation of the provisions of this chapter.

(g) Whoever attempts to use an expired or revoked authorization to use the term "engineer," a license, or certificate of authorization ~~or permit~~ shall be in violation of the provisions of this chapter.

(h) Any applicant who misstates or misrepresents any fact in connection with the application or any such applicant who uses improper means to gain information usable by such applicant on or in connection with an examination taken by the applicant to obtain licensure as a professional engineer or certification as an engineer intern shall be in violation of the provisions of this chapter.

(j) This chapter shall not be construed to prevent or to affect:

(1) The work of an employee or a subordinate of a licensee ~~or permittee~~, provided such work is done under the direct responsibility, checking and supervision of a licensee ~~or permittee~~, or

(n) *Cease and desist orders.* — (1) The investigating committee may submit a written recommendation to the Council that a cease and desist order be issued. The written recommendation must include a copy of the proposed order. The proposed order must recite verbatim all complaint allegations the investigating committee believes are supported by its findings, brief recitation of those findings, and include a reasonable date certain deadline for the accused to comply with the order. The order must also indicate that the accused may request a hearing in writing any time before passage of the compliance deadline, and that the order will become final and enforceable after passage of the compliance deadline.

(4) The Council may seek injunctive relief as provided in this Chapter to enforce cease and desist orders.

SYNOPSIS

This bill removes outdated references to permits. It further empowers the Council to designate those jurisdictions outside of the United States that will be recognized for certain types of applications based upon comity. The bill alters the section regarding discipline for examination violations because the examination is now administered in a computerized format. The bill modifies the process for the reporting of case decision recommendations to the Council by its subordinate committees and clarifies that the Council may seek injunctive relief to enforce its cease-and-desist orders.

DRAFT AGENDA

DRAFT AGENDA



132nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2025

Legislative Document

No. 576

S.P. 257

In Senate, February 25, 2025

An Act Regarding Reciprocal Licensure for Professional Engineers

Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 204.

Received by the Secretary of the Senate on February 19, 2025. Referred to the Committee on Labor pursuant to Joint Rule 308.2 and ordered printed.

A handwritten signature in dark ink, appearing to read "Darek M. Grant".

DAREK M. GRANT
Secretary of the Senate

Presented by Senator TIPPING of Penobscot.

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 32 MRSA §1352-A, sub-§1, ¶B, as amended by PL 2019, c. 375, §11, is further amended to read:

B. A person An applicant for licensure holding an active national council record whose qualifications meet the requirements of this chapter upon application may be licensed without further examination.

Sec. 2. 32 MRSA §1352-A, sub-§1, ¶B-1 is enacted to read:

B-1. An applicant for licensure who meets the requirements of a mutual recognition agreement between this State and another state, territory or possession of the United States, the District of Columbia or any foreign country, whose licensure qualifications are, in the opinion of the board and by the language of the agreement, substantially equivalent to the requirements of this chapter, may be licensed without further examination.

SUMMARY

This bill amends the provision of law regarding licensure as a professional engineer for a person holding an active national council record to make that provision consistent with other licensure provisions. It provides that an applicant for licensure as a professional engineer who meets the requirements of a mutual recognition agreement between this State and another state, territory or possession of the United States, the District of Columbia or any foreign country, whose licensure qualifications are, in the opinion of the State Board of Licensure for Professional Engineers and by the language of the agreement, substantially equivalent to the requirements of the laws of this State, may be licensed without further examination.



Approved: 03/06/25 **LRL**

132nd MAINE LEGISLATURE

LD 576

LR 623(01)

An Act Regarding Reciprocal Licensure for Professional Engineers

Preliminary Fiscal Impact Statement for Original Bill

Sponsor: Sen. Tipping of Penobscot

Committee: Labor

Fiscal Note Required: No

Preliminary Fiscal Impact Statement

Minor cost increase - Other Special Revenue Funds

Minor revenue increase - Other Special Revenue Funds

Fiscal Detail and Notes

Additional costs to the State Board of Licensure for Professional Engineers associated with implementing the provisions of this legislation can be absorbed within existing budgeted resources. Additional revenue received by the board from licensing fees is expected to be minor.

Effective 10/14/2025

58-22-302 Qualifications for licensure.

(1) Each applicant for licensure as a professional engineer shall:

- (a) submit an application in a form prescribed by the division;
- (b) pay a fee determined by the department under Section 63J-1-504;
- (c)
 - (i) have graduated and received a bachelors or masters degree from an engineering program meeting criteria established by rule by the division in collaboration with the board; or
 - (ii) have completed the Transportation Engineering Technology and Fundamental Engineering College Program before July 1, 1998, under the direction of the Utah Department of Transportation and as certified by the Utah Department of Transportation;
- (d) have successfully completed a program of qualifying experience established by rule by the division in collaboration with the board;
- (e) have successfully passed examinations established by rule by the division in collaboration with the board; and
- (f) meet with the board or representative of the division upon request for the purpose of evaluating the applicant's qualification for licensure.

(2) Each applicant for licensure as a professional structural engineer shall:

- (a) submit an application in a form prescribed by the division;
- (b) pay a fee determined by the department under Section 63J-1-504;
- (c) have graduated and received an earned bachelors or masters degree from an engineering program meeting criteria established by rule by the division in collaboration with the board;
- (d) have successfully completed three years of licensed professional engineering experience established by rule by the division in collaboration with the board, except that prior to January 1, 2009, an applicant for licensure may submit a signed affidavit in a form prescribed by the division stating that the applicant is currently engaged in the practice of structural engineering;
- (e) have successfully passed examinations established by rule by the division in collaboration with the board, except that prior to January 1, 2009, an applicant for licensure may submit a signed affidavit in a form prescribed by the division stating that the applicant is currently engaged in the practice of structural engineering; and
- (f) meet with the board or representative of the division upon request for the purpose of evaluating the applicant's qualification for licensure.

(3) Each applicant for licensure as a professional land surveyor shall:

- (a) submit an application in a form approved by the division;
- (b) pay a fee determined by the department under Section 63J-1-504;
- (c)
 - (i) hold, at a minimum, an associates degree from a land surveying program, or an equivalent land surveying program, such as a program offered by a technical college described in Section 53H-3-1202, established by rule by the division in collaboration with the board, and have successfully completed a program of qualifying experience in land surveying established by rule by the division in collaboration with the board; or
 - (ii) have successfully completed a program of qualifying experience in land surveying prior to January 1, 2007, in accordance with rules established by the division in collaboration with the board;
- (d) have successfully passed examinations established by rule by the division in collaboration with the board; and
- (e) meet with the board or representative of the division upon request for the purpose of evaluating the applicant's qualification for licensure.

- (4) Each applicant for licensure by endorsement shall:
- (a) submit an application in a form approved by the division;
 - (b) pay a fee determined by the department under Section 63J-1-504;
 - (c) submit satisfactory evidence of:
 - (i) current licensure in good standing in a jurisdiction recognized by rule by the division in collaboration with the board;
 - (ii) having successfully passed an examination established by rule by the division in collaboration with the board; and
 - (iii) full-time employment as a principal for at least five of the last seven years immediately preceding the date of the application as a:
 - (A) licensed professional engineer for licensure as a professional engineer;
 - (B) licensed professional structural engineer for licensure as a structural engineer; or
 - (C) licensed professional land surveyor for licensure as a professional land surveyor; and
 - (d) meet with the board or representative of the division upon request for the purpose of evaluating the applicant's qualifications for license.
- (5) The rules made to implement this section shall be in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act.

Amended by Chapter 9, 2025 Special Session 1

Member Board Executive Committee

Position Statement on Motion 1

*For simplicity during transition, all references use the title **Member Board Executive (MBE)**.*

Purpose of Motion 1

Motion 1 formally establishes a non-voting Member Board Executive position on the NCEES Board of Directors, defining and codifying its purpose, responsibilities, and role within the Council's governance structure. As Member Boards consider this motion, the MBE Committee offers the following perspectives regarding the motion and the items identified during the Board of Director's review, which led to their non-endorsement of the motion.

Considerations for Member Boards

Governance Structure – Non-Voting Position

One consideration raised during the NCEES BoD's review was whether the proposal represents an unnecessary change to the current governance structure.

The MBE Committee considers Motion 1 to strengthen governance by providing greater clarity, continuity, and accountability. Member Board Executives have long participated in Board of Director discussions and strategic initiatives; however, their role has existed primarily through established practice rather than formal codification and definitions in the governing documents. Motion 1 aligns the governance documents with the current practice of the Board of Directors without altering its authority.

Another consideration raised by the Board of Directors was whether a non-voting position would meaningfully contribute to the work of the Board of Directors.

The Committee purposely proposed a non-voting position to preserve the Board of Director's existing voting authority while enhancing its deliberations through a formalized operational perspective. The objective is not to alter authority but to provide recognized practical insight during strategic discussions. This approach preserves the Board of Directors exclusive voting authority while allowing it to benefit from the everyday experience of those responsible for implementing Council policy on behalf of Member Boards.

Candidate Availability

A further consideration by the Board of Directors involved the availability of candidates to serve in the Member Board Executive position on the Board of Directors.

An NCEES survey conducted in January identified a substantial number of experienced Member Board Executives who expressed both the interest and qualifications necessary to serve. More than two-thirds of the responding Member Board Executives indicated they would be able to serve in such a position. Further, the proposed nomination process provides flexibility should a Zone be unable to have a candidate available. As with every elected leader within NCEES, the individual elected would be expected to serve the best interests of the Council as a whole—not a particular Zone or Member Board.

Why Motion 1 Strengthens NCEES Governance

Good governance depends upon clearly defined roles, responsibilities, and accountability. Motion 1 strengthens the governance of NCEES by formally recognizing a non-voting Member Board Executive position that has evolved naturally over many years and already contributes meaningfully to the work of the Board of Directors

Member Board Executives implement Council policy every day. Through their responsibilities for licensing, examinations, enforcement, technology, mobility, legislation, finance, and agency administration, they possess practical knowledge of how Board of Director decisions are implemented and how those decisions affect Member Boards, licensees, and ultimately the protection of the public. That operational perspective complements the strategic leadership of the Board of Directors by providing real-time insight into emerging issues affecting professional licensure and the health, safety, and welfare of the public.

Motion 1 does not decrease the authority of the Board of Directors or diminish the role of any elected officer. Instead, it preserves the Board of Director's exclusive voting authority while formally recognizing an established operational partnership that enhances Board deliberations through continuity, institutional knowledge, and practical implementation experience.

Most national professional licensing organizations formally include their chief administrative officers on their governing boards as either voting or non-voting members, including organizations representing the professions of Accountancy, Architecture, Nursing, Pharmacy, and Medicine. Motion 1 aligns NCEES with this widely accepted governance model while preserving the Board of Director's existing governance structure and exclusive voting authority.

The Member Board Executive Committee respectfully encourages each Member Board to evaluate Motion 1 based on its ability to strengthen governance, improve communication between policy development and implementation, and enhance the Board of Directors' access to operational expertise - all while fully preserving the Board's existing authority. ***The question before the Member Boards is whether the long-standing and valuable contributions by the Member Board Executives to the Board of Directors should continue to rely on informal practice or be formally codified within the governance structure of NCEES.***

We appreciate your thoughtful consideration and respectfully request your support of Motion 1. If you have questions or concerns regarding this motion, you may contact me directly and I will address them with the assistance of committee members.

Respectfully Submitted On Behalf Members of the MBE Committee,

Kathy Hart, Chair khart@pels.ok.gov

MEMO

DATE: July 20, 2026

TO: Member Board Administrators

FROM: Lehmon Dekle, P.E., Chief Officer of Examinations

RE: Notice of Future Changes to NCEES Exams and Supporting Materials

This memo provides Member Boards the minimum 1-year notice required by the NCEES *Manual of Policy and Position Statements*, Exam Development Policy (EDP) 8.

As a reminder, member boards have previously been notified of the following changes, which will be effective on the dates indicated:

Fall 2026 Exam Changes

- **PE Architectural Engineering**—The PE Architectural Engineering exam will be administered with new specifications in October 2026. Exam specifications are posted on the NCEES website.

Spring 2027 Exam Changes

- **PE Civil**—The PE Civil exams will be administered with new design standards in April 2027. Exam specifications are not changing and are posted on the NCEES website.
- **PE Control Systems**—The PE Control Systems exam will be administered with new specifications and design standards in April 2027. Exam specifications are posted on the NCEES website.
- **PE Fire Protection**—The PE Fire Protection exam will be administered with new specifications and design standards in April 2027. Exam specifications are posted on the NCEES website.
- **PE Structural Engineering Breadth sections**—The PE Structural Engineering Lateral and Vertical Breadth sections will be administered with new specifications and design standards in April 2027. The number of questions will not change. Exam specifications are posted on the NCEES website.
- **PE Structural Engineering Depth sections**—The PE Structural Engineering Lateral and Vertical Depth sections will be administered with new specifications and design standards in April 2027. The exams will consist of 48 questions. Exam specifications are posted on the NCEES website.

Summer 2027 Exam Changes

- **PS**—The Principles and Practice of Surveying (PS) exam will be administered with new specifications in July 2027. Exam specifications are posted on the NCEES website.

Fall 2027 Exam Changes

- **PLSS**—The Public Land Survey System (PLSS) exam will begin administration in late September 2027. Exam specifications are posted on the NCEES website. **NCEES will be contacting boards regarding their usage of the PLSS exam and the examinee attestation required to register for the exam.**

If you have any questions about these changes or require additional information, please contact NCEES at boardquestions@ncees.org.

C: NCEES Board of Directors

Davy McDowell, P.E., Chief Executive Officer
Jason J. Gamble, P.E., Chief Operating Officer
Stefani Goodenow, Chief Officer of Member Services
Steven Matthews, Chief Technology Officer
Sally Bradley, Manager of Exam Production
Zack Mauldin, Manager of Exam Support
Bob Whorton, P.E., Manager of Compliance and Security
Sierra Burrell, Digital Communications Coordinator

TOTAL CURRENT POPULATION AS OF MAY 1, 2026

*Regulant population numbers are effective for the dates shown only.

Profession	1/1/2026	2/1/2026	3/1/2026	4/1/2026	5/1/2026
APELSCIDLA Main Offices	5,307	4,808	4,920	4,943	3,966
Architects	7,858	7,869	7,841	7,832	7,851
Professional Engineers	32,255	32,231	32,218	32,269	32,374
Certified Interior Designers	476	482	479	484	485
Land Surveyors	1,224	1,217	1,225	1,227	1,227
Land Surveyors B	54	54	54	54	54
Land Surveyor Photogrammetrists	87	85	84	82	83
Landscape Architects	995	995	989	995	995