

**State Board of Registration for Land Surveyors
Indiana Government Center South
402 West Washington Street, Conference Center Room 5
Indianapolis, Indiana 46201
Minutes of the February 1, 2013 Board Meeting**

Ross Holloway, Vice Chairperson, called the meeting to order at 9:18 a.m. and declared a quorum in accordance with IC 25-4.

Members Present:

Ross Holloway
Gary Kent, Board Liaison arrived at 1 p.m.
Doug Lechner
John Stephens
Michael DeBoy

State Officials Present:

Crystal Heard, Board Director, Indiana Professional Licensing Agency
Sharon Elfenbaum, Assistant Board Director, Indiana Professional Licensing Agency
Gordon White, Deputy Attorney General, Office of the Attorney General

Board Action: Doug Lechner made a motion to accept the amended agenda. John Stephens seconded the motion.

Motion carried 4/0/0.

Board Action: Michael Deboy made a motion to adopt October 12, 2012 amended meeting minutes. Doug Lechner seconded motion.

Motion carried 4/0/0

Permit/Licensure Applications

Board Action: John Stephens made a motion to accept the board member recommendations of applications as listed below. Doug Lechner seconded the motion.

Motion carried: 4/0/0

Land Surveyors (by exam)
John Hendricks - denied
Stephen Shannon- approved
Jared Memering- approved
William Griepenstroh- approved
Benjamin Tayler- approved
Tyler Thompson- denied
Caleb Towles- tabled

Land Surveyors (by comity)
Sean Brooks- denied
Andrew Planet- accept

Land Surveyors-in-Training
Chad Wagner approved
Alexander Fabian- approved

John Hendricks -approved
Andrew McClelland- approved
Benjamin Tayler- approved
Richard Piazza- tabled
Benjamin Rigby- approved

ADMINISTRATIVE HEARINGS

The court reporter for all hearings held was Peggy Morgan.

Michael Chabes Administrative Complaint Cause No: SBRLS 12-08

Case Summary: A letter was received from Respondent to dismiss case.

Michael Deboy made motion not to dismiss. Doug Lechner seconded motion. Motion carried 4/0/0

Natalie Stidd requested the board issue a Notice of Proposed Default.

Doug Lechner made motion to issue Notice of Proposed Default. John Stephens seconded motion.

Motion carried 4/0/0

In the Matter of Application for Keith Ethridge Administrative Cause No.: SBRLS 12-09

Keith Ethridge submitted in writing a request to reschedule his hearing.

Board Action: John Stephens made motion to accept continuance. Michael Deboy seconded motion.

Motion carried. 4/0/0

James K Gorman Administrative Complaint Cause No: SBRLS 12-10

James Gorman did not appear for the scheduled hearing. Natalie Stidd represented the state.

Case Summary: State requested the Board to issue a Notice of Proposed Default.

Board Action: John Stephens made motion to grant Notice of Proposed Default. Michael DeBoy seconded motion. Motion carried 4/0/0

PERSONAL APPEARANCE

Roger Woodfill did not attend the meeting as required in order filed stamped August 21, 2012 cause number SBRLS 12-04. John Stephens made motion to issues Show Cause Hearing. Michael DeBoy seconded motion. Motion carried 4/0/0.

Steven Williams- Mr. Williams appeared before the as ordered in SBRLS 07-01. Mr. Williams presented survey to the board he completed in November 2012.

REVIEW OF PROBATIONARY REPORTS

J. Bernard Feeney (Holloway) no surveys to report.

Michael Sadlon (Stephens) made four location reports.

Board requested staff to send letter to the above probationers as to what their intentions are on being removed from probation.

CONTINUING EDUCATION

Lorman Educational Services, Bluegrass Engineering, and Land Surveyor Workshops discussed with the board how they offer distance learning course.

Lorman Educational Services stated they do not offer distance learning or online courses hours are only given to individuals to who take their live courses.

Bluegrass Engineering- stated they offer distance learning courses and an individual is able to take a course with time constraints. The board suggested they take a look at how they can track the time an individual takes to complete the required hours.

Land Surveyor Workshops

By March 22, 2013 Land Surveyor Workshops and Bluegrass Engineering are to provide feedback to the board on how they will modify their distance learning methods.

Alvin Paul was selected for the 2012 renewal audit. Mr. Paul submitted hours of continuing education where he obtained 15 hours prior to the July 31, 2012 renewal. He did obtain additional hours to make up the deficiency after November 2012.

Board Action: Doug Lechner made motion for \$900 penalty for short 9 hours. Doug Lechner made to fine \$5000 for knowingly and intentionally defrauding on renewal. Michael DeBoy seconded motion. Motion carried. 4/0/0

James Morley was selected for the 2012 renewal audit. Mr. Morley certificates of completion; however he is deficient in hours.

Board Action: Michael DeBoy made motion to find Mr. Morley deficient 4 hours and he will be fined \$100 per hour. Doug Lechner seconded motion. Motion carried 4/0/0

PETITIONS FOR REVIEW

James Coutts- Board reviewed information submitted by James Coutts and granted petition for review.

Board Action: Michael DeBoy made motion to uphold denial and individual is approved for a review. He is deficient in science and surveying courses. Doug Lechner seconded motion. Motion carried 4/0/0.

DISCUSSION ITEMS

Computer Based Testing- Gordon White, advisory counsel; Crystal Heard, Board Director; and Gary Kent will lead the charge on writing new rules for computer based testing.

Eugene O'Brien- was issued a letter by staff requesting proof of continuing education hours completed during the 2010 renewal. At the time of the February 1, 2013 meeting there has been no response nor continuing education certificates received.

Board Action: Doug Lechner made motion to have Gary Kent to file a complaint on behalf of the board for an individual in the southern half of the state. John Stephens seconded motion. Motion carried 4/0/0

Harry Morrison- Mr. Morrison submitted a reinstated to the board and is deficient 6 hours of continuing education.


Board Action: Gary Kent made motion to issue Notice of Noncompliance; civil penalty is \$600. Michael DeBoy seconded motion. Motion carried 5/0/0.

Steven Johnson – Professor from Purdue to discuss revision in the current minor in Surveying through the Civil Engineering Program. The minor is 31 hours which include some civil engineering courses and two – three boundary courses. There are some faculty issues that will prevent courses from being taught in surveying. There is a possibility for Mr. Johnson to come back to update the board on whether or not program will remain the same or discuss what changes they will make with new faculty changes.

BOARD DIRECTOR'S REPORT

Associate Member of NCEES- Doug Lechner made motion to allow Crystal Heard, Board Director to become an associate member of the board. John Steven seconded motion. Motion carried 4/0/0

There being no further business and having completed its duties, the meeting of the State Board of Registration for Land Surveyors adjourned at 3:03 p.m.

 for

Christine Arnold – Chairperson
State Board of Registration for Land Surveyors

4/12/13

Date