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**TITLE 865 STATE BOARD OF REGISTRATION
FOR LAND SURVEYORS**

Proposed Rule
LSA Document #03-187

DIGEST

Amends 865 IAC 1-13-5 to revise the continuing education requirements to develop mechanisms to allow for courses sponsored by providers that are approved in another state to qualify for Indiana continuing education credit. Effective 30 days after filing with the secretary of state.

865 IAC 1-13-5

SECTION 1. 865 IAC 1-13-5 IS AMENDED TO READ AS FOLLOWS:

865 IAC 1-13-5 Courses from approved and unapproved providers

Authority: IC 25-21.5-2-14; IC 25-21.5-8-7

Affected: IC 25-1-11; IC 25-21.5

Sec. 5. (a) Hours of continuing education will be granted to registered land surveyors who have successfully completed courses offered by land surveyor continuing education providers approved pursuant to under 865 IAC 1-14 or specific courses from nonapproved providers that the board has approved **under subsections (b) and (c) or that qualify under subsections (d) through (f).**

(b) It is the obligation of the registered land surveyor to submit course material from unapproved providers either not more than six (6) months after taking the course or three (3) months before the end of the renewal cycle, whichever comes first. The required information must include the following:

- (1) The course outline or description.
- (2) A certified statement signed by the registered land surveyor stating that the entire course was completed.
- (3) The information required in 865 IAC 1-14-13.
- (4) The name and professional biography of the instructor.

(c) To qualify under subsection (b), courses must be on the subject matter listed in section 6 or 7 of this rule and instructors must meet the requirements of 865 IAC 1-14-9. Course content, instructor qualifications, and provider qualifications must meet the requirements provided in 865 IAC 1-14. If the submitted information does not meet the requirements for approval, the course may be rejected and credit denied.

(d) As an alternative to the procedures described in subsections (b) and (c), specific courses obtained from nonapproved providers shall qualify as the appropriate number of hours of continuing education as an elective topic under section 7 of this rule as long as the following requirements are met:

- (1) The course has been approved by the land surveyor registration board of another state that requires land surveyors to obtain continuing education.**
- (2) The other state defines an hour of continuing education as at least fifty (50) minutes of instruction time.**
- (3) The course must cover one (1) or more of the elective topics listed in section 7(1) through 7(14) of this rule.**
- (4) The course acceptance is not self-study, correspondence, or other unmonitored course where college credit is not awarded for successful completion or where such course was not provided by an accredited college or university as defined in this rule.**
- (5) The subject matter is not specific to a particular state such as “boundary law of Ohio” or “the Michigan plat act”.**

(e) The registered land surveyor claiming credit under subsection (d) is responsible for the following:

(1) That the requirements of subsection (d) are met.

(2) For an audit under section 19 of this rule, making available information, such as a course content outline and a course objective, to establish that the requirements of subsection (d) are met.

(3) Obtaining and retaining for five (5) years from the date of the course, a certification of course completion that substantially complies with 865 IAC 1-14-13.

(f) As it does regarding any other continuing education issue, section 19 of this rule regarding audits of continuing education and the possible imposition of sanctions under IC 25-1-11 apply to continuing education credit claimed under subsection (d). (State Board of Registration for Land Surveyors; 865 IAC 1-13-5; filed Nov 20, 2000, 3:01 p.m.: 24 IR 1026; readopted filed May 22, 2001, 9:55 a.m.: 24 IR 3237; filed Jul 17, 2002, 3:36 p.m.: 25 IR 4111)

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on January 9, 2004 at 10:00 a.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room 12, Indianapolis, Indiana the State Board of Registration for Land Surveyors will hold a public hearing on proposed amendments to revise the continuing education requirements to develop mechanisms to allow for courses sponsored by providers that are approved in another state to qualify for Indiana continuing education credit. Copies of these rules are now on file at the Indiana Government Center-South, 302 West Washington Street, Room E034 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Gerald H. Quigley
Executive Director
Professional Licensing Agency