

MINUTES

STATE BOARD OF REGISTRATION FOR LAND SURVEYORS

MEETING HELD
Friday, May 11, 2007

Indiana Government Center South
402 West Washington Street, Room W064
Indianapolis, Indiana

I. CALL TO ORDER & ESTABLISHMENT OF QUORUM

Mrs. Arnold called the meeting to order at 9:14 a.m. in Conference Center Room W064, 402 West Washington Street, Indianapolis, Indiana and declared a quorum in accordance with IC § 25-4-1.

Members Present:

Christine Arnold, Chairman
Gary Kent, Vice-Chairman
John Stephens
Richard Hudson
Doug Lechner

Members Not Present:

Ross Holloway
Michael DeBoy

State Officials Present:

Angela Smith Jones, Board Director, Indiana Professional Licensing Agency
Mary Kate Adams, Assistant Director, Indiana Professional Licensing Agency
Lorrie Ruble, Case Manager, Indiana Professional Licensing Agency
James Schmidt, Advisory Counsel, Office of the Attorney General

II. ADOPTION OF AGENDA

Board Action: A motion was made to adopt the agenda.

Kent/Stephens
Motion carried 5/0/0

III. ADOPTION OF THE MINUTES FROM March 9, 2007 MEETING OF THE BOARD

Board Action: A motion was made to table the minutes.

Kent/Lechner
Motion carried 5/0/0

IV. PERMIT/LICENSURE APPLICATIONS

Board Action: A motion was made and seconded to approve all recommendations and decisions made by the Board members on applications to sit for the LS examinations and applications for licensure that were reviewed throughout the Board meeting.

Lechner/Hudson
Motion carried 5/0/0

V. PERSONAL APPEARANCE

A. Dale A. Smith
Re: CE Audit and Surrender of License

Mr. Smith appeared before the board to discuss his deficiency in obtaining continuing education hours during the last renewal cycle. Mr. Smith is 3 hours short of the required 24 hours. He would prefer to keep his Indiana license and is willing to obtain the 3 hours for Indiana. The board informed him that this newly earned 3 hours (of elective hours) would not count toward his next renewal.

Board Action: A motion was made to issue a notice of non-compliance which includes a conditional license pending Mr. Smith obtaining an additional 3 hours of qualifying continuing education and include a civil penalty of \$100.00.

Kent/Stephens
Motion carried 5/0/0

VI. ADMINISTRATIVE HEARINGS

A. In the Matter of Billy T. Nicholson
Administrative Cause No.: SBRLS 04-11
Re: Final Hearing/Withdrawal of Probation

Parties and Counsel Present:
Jeremy Braunstein was present on behalf of the state.
Respondent was present with counsel.

Participating Board Members:
Christine Arnold, Hearing Officer
John Stephens
Doug Lechner
Richard Hudson
Gary Kent

Witnesses:
Billy T. Nicholson

Case Summary: July 2005 an agreement was entered into where he was found to be in violation of the administrative code and this license was placed on probation due to sub-par surveys. He is now requesting termination of probation.

Board Action: A motion was made to deny the petition for withdrawal of probation with no opportunity to petition for withdrawal of probation for at least 6 months.

Lechner/Stephens
Motion carried 5/0/0

B. In the Matter of Steven B. Williams
Administrative Cause No.: SBRLS 07-01
Re: Final Hearing

This matter was continued.

C. In the Matter of Ronald Ratcliff
Administrative Cause No.: SBRLS 07-02
Re: Final Hearing/Settlement Presentation

Board Action: A motion was made to accept the settlement.

Hudson/Kent
Motion carried 5/0/0

D. In the Matter of Craig J. Steffensmeier
Administrative Cause No.: SBRLS 07-03
Re: Final Hearing/Settlement Presentation

The office of the Attorney General requested a continuance in order to finalize the details of the settlement.

Board Action: A motion was made to grant the continuance.

Kent/Lechner
Motion carried 5/0/0

VII. REPORT FROM THE BOARD LIAISON

a) Litigation Update Report

1. *R. Holloway prior to 11/16/2006*
2. *M. DeBoy after 11/15/2006*

Mr. DeBoy reported, via email, that there are approximately 20 surveyors who are not in compliance with the 2002-2004 C.E. audit. There have been three (3) pre-settlement conferences. Four (4) other cases have been acted on and have been returned to the AG's office for follow through.

b) Office of the Attorney General

No report was given.

VIII. CONTINUING EDUCATION

A. Individual Request for Course Approval

None.

B. Request for Approval of Additional Courses and Instructors

None.

IX. PETITIONS FOR REVIEW

None.

X. REVIEW OF PROBATIONARY REPORTS

A. Leander H. Mehling (Holloway)

Mr. Holloway asked about the status of a letter to Mr. Mehling. Also, be sure to notify the Tennessee Board about his license status in Indiana and inquire as to his whereabouts.

B. Zohrab K. Tazian (Kent) (Received 4/4/2007 & 5/4/07)

Mr. Schmidt and Ms. Smith Jones are to review and discuss the letter for mailing.

C. J. Bernard Feeney (Holloway) (Received 4/18/2007 & 5/4/07)

No report was given.

D. Michael Sadlon (Stephens)

There were no surveys to view.

E. Billy T. Nicholson (Lechner)

A hearing was held on this matter earlier today.

F. Ronald Ratcliff is now on probation and Stephens will be the probationary officer

XI. BOARD DIRECTOR'S REPORT

A. IPLA Board Statistics

IPLA staff conducted a survey of board work groups for work distribution purposes. Ms. Smith Jones is to email the statistics to the board members.

XII. DISCUSSION ITEMS

a. Rule Promulgation: *Gary Kent*

Re: 865 IAC 1-13, 865 IAC 1-14 and 865 IAC 1-15, etc.

More details will be presented at the July meeting.

b. 2006 CE Audit (Report by Michael DeBoy)

Randy Brown, Timothy Wolfe and Ralph Willis have submitted additional information per request of the board for the continuing education audit. All submissions are acceptable and they are to be renewed.

c. Indiana Law examination work group: John Stephens / Richard Hudson

The deadline for the October exam will be sometime in September.

d. The Presentation--Board Participation

ISPLS is planning on doing something at the conference in January. It would be nice for some board members to attend. This discussion is to be tabled until next month for Jim to research the implications of the new law with respect to board members and official meetings.

XIII. CORRESPONDENCE

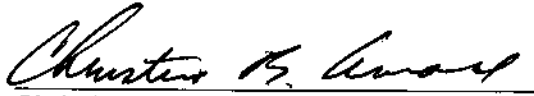
None

XIV. NEW BUSINESS/OLD BUSINESS:

Doug Lechner will attend the annual meeting in Philadelphia.

XV. ADJOURNMENT

There being no further business and having completed its duties, the meeting of the State Board of Registration for Land Surveyors adjourned at 12:42 p.m.



Christine Arnold – Chairperson
State Board of Registration for Land Surveyors

7/13/07
Date

**Land Surveyor Board List
May 11, 2007**

Board Action: A motion to approve all recommendations and decisions made by the Board members on applications for licensure that were reviewed throughout the Board meeting.

SIT EXAM APPLICANTS

Name	APP/TAB/DEN
	/ / /
	/ / /
	/ / /
	/ / /
Owen, Olena	/ / / X
	/ / /
	/ / /
	/ / /
	/ / /
	/ / /

lack property survey

LS EXAM APPLICANTS

Name	APP/TAB/DEN
	/ / /
	/ / /
	/ / /
	/ / /
Westerkamp, Gretchen	/ / /
	/ / /

LS COMITY APPLICANTS

Name	APP/TAB/DEN
Lowe, Mark Daniel (Prev. Tabled)	<i>gone back July</i> / X /
	/ / /
Murray, John H.	/ / X
Shackelford, Michael	X / /
Strickland, Anthony J.	X / X /
Teaderman, William	/ / /

need letter exp. & not deny

at math