

MINUTES

BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS

RULES WORKSHOP

July 13, 2005

Renaissance Tampa Hotel International Plaza
4200 Jim Walter Blvd.
Tampa, Florida

The workshop was called to order by Mr. Jeff Cooner, Chair, at 11:30 a.m.

Members Present:

Pam Nobles
Jeff Cooner, Chair
Louis Lebron
Sidney Greer
Beverly Sutphin
Lou Bush
Dennis Blankenship
Omar Armenteros

Members Not Present:

Fran Poppell

Others Present:

Brian Stabley, Board Counsel
John Knap, Executive Director
Christa Patterson, Government Analyst
Ted Madson
Harley Gilmore
Nicholas Messina
David Melvin
Marilyn Evers
Henry Echezabal
Pam Nobles
Jonathon Nobles
Steve Gordon

REVIEW AND APPROVAL OF THE APRIL 13, 2005 RULES WORKSHOP MEETING MINUTES

The board reviewed the April 13, 2005 rules workshop meeting minutes and after review the following motion was made.

MOTION: Mr. Cooner made a motion to approve the April 13, 2005 rules workshop minutes.

SECOND: Mr. Lebron seconded the motion and it passed unanimously. .

REVIEW AND DISCUSSION

Board of Professional Surveyors and Mappers
July 2005 Rules Workshop
Minutes
Page 1

Mr. Cooner advised the board that the proposed language for MTS was a separate packet. Each member stated they had the information.

Rule 61G17-9.007, Florida Administrative Code

Mr. Stabley provided the board with proposed changes to Rule 61G17-9.007, F.A.C. The board reviewed the proposed changes and after discussion it was the consensus of the board that requiring the probationer to submit twenty (20) sets of surveys and have staff pick six would increase the board office staff workload and the department does not have the room to house the surveys. Mr. Cooner suggested changing the language to ten (10) surveys.

Mr. Armenteros stated that it was his opinion that the committee was trying to solve the problem of the probationer's cherry picking the surveys being submitted to the committee. Ms. Nobles stated even when using the current procedure some probationers do not pass the review. Mr. Armenteros stated the probationers even have the surveys reviewed by other surveyors prior to the submittal.

Mr. Gilmore stated the number of twenty surveys was too many surveys and some surveys do not complete twenty surveys a year.

Mr. Stabley stated he thought it would be beneficial to the discussion if each board member reported their position with the proposed language.

Mr. Cooner asked each member to report their position on the proposed changes to Rule 61G17-9.007, F.A.C.

Ms. Nobles stated that the proposed changes really didn't matter to her and that she is used to the way the process is now and reviewing the surveys really doesn't take that much time.

Mr. Greer stated he would support the probationer submitting ten (10) surveys for the probation committee to choose from.

Mr. Armenteros suggested proposed language to require the probationer to submit a list and the staff choose from the surveys the probationer completed.

Mr. Blankenship, Mr. Cooner and Ms. Sutphin stated they agreed with Mr. Armenteros suggestion.

The board discussed probation review procedures. Mr. Gilmore reminded the board that the probationer should not be required to submit a list until the probationer has completed the minimum technical standards course.

Ms. Patterson advised the board that the majority of the time the probationer completes the required continuing education courses prior to the time frame in the final order. Ms. Patterson suggested that staff contact the probationer after completing the continuing education course and give them a time frame to submit the list of surveys.

Mr. Cooner stated that the committee may run into a problem with the probationer not completing any surveys.

Mr. Armenteros stated he was still in support of a monitoring program that would be more beneficial to the public. Mr. Armenteros stated the Board of Engineers has a program.

With input from the board Mr. Armenteros suggested the following language:

Probationers would be required to complete required continuing education courses within 60 days, provide a list of surveys performed within 120 days of completing any board mandated continuing education course, probation chair will choose six surveys from the list, and probationer is required to submit the six surveys by certified mail within 5 business days of being notified by board staff.

Mr. Stabley asked the board what type of information would need to be included in the list.

Mr. Cooner suggested that the list include the following information:

Project Number and or Name
Client Name (if available)
Date of Survey
Type of Survey

Ms. Patterson asked the board what would happen if the probationer did not submit the surveys within the five (5) day time frame. Mr. Armenteros stated the case should be referred back to the department for non-compliance.

The board did not take any action and Mr. Armenteros asked Mr. Stabley to draft proposed language and bring that language back to the board at their next meeting.

Rule 61G17-9.0065, F.A.C.

Mr. Stabley reviewed the proposed language with the board and after discussion the following motion was made.

MOTION: Ms. Sutphin made a motion to approve the proposed language to 61G17-9.0065.
SECOND: Mr. Greer seconded the motion and it passed unanimously.

Rule 61G17-5.0051 (1)(d), F.A.C.

Mr. Stabley reviewed the proposed changes to both rules and after discussion the board made the following motions.

MOTION: Ms. Sutphin made a motion to approve the proposed changes to Rule 61G17-5.0051 (1)(d), F.A.C.
SECOND: Mr. Blankenship seconded the motion and it passed unanimously.

Mr. Stabley advised the board that he would make the changes and bring the language back for the board to review.

Rule 61G17-5.0043(2), F.A.C.

MOTION: Mr. Cooner made a motion to approve the proposed language to Rule 61G17-5.0043 (2), F.A.C.
SECOND: Mr. Lebron seconded the motion and it passed unanimously.

Rule 61G17-6.003 (2) (a), F.A.C.

Mr. Stabley advised the board that Ms. Printy from the Joint Administrative Procedures Committee (JAPC) made some suggested changes to Rule 61G17-6.003 (2)(a), F.A.C. Mr. Stabley stated he reviewed Ms. Printy's suggestions and would propose the board consider the changes. Mr. Stabley advised the board that prior to the meeting he submitted his suggested changes to Ms. Printy and she was happy with the changes.

The board reviewed Mr. Stabley's changes and the following motion was made.

MOTION: Mr. Greer made a motion to approve the proposed changes to Rule 61G17-6.003 (2)(a), F.A.C.

SECOND: Mr. Blankenship seconded the motion and it passed unanimously.

Ms. Nobles stated she would like to discuss the rule language regarding Horizontal Feature Accuracy. Ms. Nobles stated that she has been asked how the board was going to regulate this section of the rule.

Mr. Cooner stated the rule refers and relates to measurements and stated the board was trying to require the licensee to make an accuracy statement of the lines. Mr. Cooner stated there are numerous ways to do this and as an example he stated testing the equipment.

Ms. Nobles stated she felt the language needs to have more detail. Mr. Gordon stated he agreed and that he has received a number of inquiries from licensees regarding this section of the rule. Mr. Gordon stated he felt this goes back to truth in labeling.

The board did not take any action.

The board reviewed the entire MTS rule proposal and after review the board made some grammatical changes.

There being no other business the meeting adjourned at 2:45 p.m.