

OPEN MINUTES
Professional Land Surveying Division of the
Missouri Board for Architects, Professional Engineers,
Professional Land Surveyors and Landscape Architects

Monday, August 9, 2010
Independence C
Hilton Garden Inn
19677 East Jackson Drive
Independence, Missouri

The Professional Land Surveying Division of the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects was called to order at 8:00 a.m. on Monday, August 9, 2010 in the Independence C meeting room of the Hilton Garden Inn, 19677 East Jackson Drive, Independence, Missouri. A quorum being present, Mr. Mike Freeman declared the meeting open for business.

Members Present

Michael C. Freeman, Chair of the Division
John Michael Flowers, Member of the Division
Daniel L. Govero, Member of the Division

Others Present

Judy Kempker, Executive Director
Laurie Koelling, Board Staff
Shawn Hagerty, Board Staff

To better track the order in which items were taken up on the agenda, each item in the minutes will be listed in the order it was discussed in the meeting.

Please note that Jim Anderson, former Board Chair, entered the meeting at 8:00 a.m.

Approval of Minutes

On motion by Dan Govero, seconded by Mike Flowers, the minutes of the previous May 3, 2010 open meeting, the May 17, 2010 Telephone Conference, and the June 1, 2010 Telephone Conference were approved as submitted.

Discuss Who Can Write Easements/Legal Descriptions”

The Division Members then discussed who could legally write easements and or legal descriptions. At approximately 8:10 a.m., the Members of the Land Surveying Division, along with the Board's Executive Director, Judy Kempker and Ms. Laurie Koelling, Board Staff, joined the Professional Engineering Division's open meeting in the Oregon Room. Also please note that Former Board Chair, James S. Anderson, P.L.S., joined the meeting. The Members of the Professional Land Surveying Division and the Professional Engineering Division jointly discussed "Who can write easements/legal descriptions". Mr. Freeman stated that the professional societies are currently working on a proposed change to the statute. Therefore, until the statute gets changed, it was decided that the Board will continue to address this matter on a case by case basis.

At 8:25 a.m., the members of the Land Surveying Division, Ms. Kempker, Ms. Koelling, Mr. Hagerty, and Mr. Anderson departed the Professional Engineering Division's meeting and returned to the Independence C Room to continue discussion of the Land Surveying Division's remaining agenda items.

Discuss Result of the Subcommittee on Consistency of Discipline and Review the Forms the Subcommittee Drafted

The Division Members reviewed and discussed the results given by the subcommittee regarding the consistency of discipline as well as reviewing the forms drafted by the subcommittee. Upon discussion, the Land Surveying Division would like to include on the Attorney General's form, a list of Chapter 60 Violations; specifically, 60.301-345, 60.401-491, and 60.650-659. The Land Surveying Division will present this recommended change to the full Board when it meets on Tues. August 10th.

Please note that Shawn Hagerty departed the meeting at 8:50 a.m.

Discuss Whether the Professional Land Surveying Division Wants to be Consistent with the Other Three Divisions of the Board by not Pre-approving Courses but Rather Leave Attendance of Courses up to the Licensee to Attend Courses that are Beneficial to His or Her Practice.

Next, the Division Members reviewed and discussed whether or not the Professional Land Surveying Division wants to be consistent with the other three divisions of the Board by not pre-approving continuing education courses. Upon discussion, the Land Surveying Division recommended that if a course has

already been pre-approved, Ms. Kempker is to administratively approve that course for the exact same number of PDU's without having to send it to the Professional Land Surveying Division. The Board staff is to only send NEW PDU requests for pre-approval to the Professional Land Surveying Division for review or any previously approved courses that have been modified.

Please note that Mr. Jim Anderson departed the meeting at 9:16.

Discuss Whether the Professional Land Surveying Division Should Revise the Requirements for Licensure by Adding a 3 Credit Hour Course in Trigonometry and a 3 Credit Hour Course in Geometry Before Being Enrolled as a Land Surveyor-in-Training as well as Should the Board/Division Require PDUs for LSITs for the four(4) Years Between LSIT and PLS

The Division Members reviewed and discussed whether or not the Professional Land Surveying Division should revise the requirements for licensure by adding a 3 credit hour course in Trigonometry and a 3 credit hour course in Geometry before being enrolled as a Land Surveyor-In-Training as well as whether or not the Board/Division shall require PDUs for LSITs for the four years between enrollment and licensure. Upon discussion, the Land Surveying Division would like to recommend to the Design Alliance Committee and MSPS that Section 327.312(3) be revised to increase 12 semester hours to 30 semester hours. The extra hours would include:

Mathematics (trigonometry, geometry, or college algebra) – 6 hrs.

Surveying A – 6 hrs.

Surveying B – 6 hrs.

Legal Aspects – 2 hrs.

Science – 7 hrs.

Business/Communications – 3 hrs.

The Professional Land Surveying Division would also like to recommend to the Design Alliance Committee and MSPS to amend Section 327.314 to require 24 PDUs for LSITs within the four immediately preceding years prior to making application as a Professional Land Surveyor.

Please note that Executive Director, Judy Kempker departed the meeting at 10:55 a.m.

Discuss the NCEES Annual Meeting Scheduled for August 18-21, 200 in Denver, Colorado

Next, the Division Members discussed the 2010 NCEES Annual Meeting. Mr. Freeman stated that he will be attending along with Professional Engineering Board Member Kevin Skibiski. However, it was quite the struggle to get both a Professional Engineer and a Professional Land Surveyor approved for travel. Therefore, he will recommend at the NCEES Annual Meeting that the NCEES offer the option of increasing the annual dues to include pre-paid expenses for not just one funded delegate but for two funded delegates so that combined PE and PLS boards can be assured of sending one Engineer AND one PLS to every annual meeting. This would be similar to what other National Organizations are currently doing in order to assure adequate representation from each State Member Board.

Motion to Close

At 11:35 a.m., Chairman Freeman called for a motion to close the meeting to the general public for the purpose of discussing confidential or privileged communications between this agency and its attorney as well as to discuss pending litigation and complaint matters. Dan Govero made a motion that the meeting be closed to the general public pursuant to Chapter 610.021 subsection (14) and 324.001.8 and 324.001.9, RSMo for the purpose of discussing investigative reports, complaints, audits and/or other information pertaining to licensees or applicants; Chapter 610.021 subsection (1) RSMo for the purpose of discussing general legal action, causes of action or litigation and any confidential or privileged communication between this agency and its attorney, and for the purpose of reviewing and approving closed meeting minutes of one or more previous meetings under Chapter 610.021 RSMo which authorizes this agency to go into closed session during those meetings. The motion was seconded by Mike Flowers and unanimously carried. Voting in favor of the motion were Mike Flowers and Dan Govero.

Reconvene in Open Session

At 12:00 noon, the Professional Land Surveying Division reconvened in open session for the purpose of meeting with approximately seven Kansas City area licensees to discuss items of common interest relative to licensure, enforcement, and regulation of land surveying in the State of Missouri as set forth in Chapter 327, RSMo during the "Open House Public Forum".

Please note that Executive Director, Judy Kempker, entered the meeting at 12:45 p.m. and departed the meeting at 1:00 p.m.

Go Back Into Closed Session

At 1:00 p.m., Mr. Freeman called for a motion to go back into closed session for the purpose of discussing confidential or privileged communications between this agency and its attorney as well as to discuss pending litigation and complaint matters. Mr. Flowers made a motion that the Professional Land Surveying Division go back into closed session, closing the meeting to the general public pursuant to Chapters 610.021 subsection (14), 610.021 subsection (1) and 324.001.8 and 324.001.9, RSMo. Mr. Govero seconded the motion. A roll call vote was taken and unanimously carried. Mr. Freeman asked that all visitors leave the room. There being none, Mr. Freeman declared the meeting closed to the general public.

Return to Open Session

At 5:40 p.m. the Members of the Professional Land Surveying Division reconvened in open session for the purpose of discussing Pre-approval of PDUs.

Discuss MSPS' request for Pre-Approval of PDUs for 2010 Annual Conference to be held at Tan-Tar-A

The LS Division then discussed the pre-approval of PDUs for the 2010 Annual Conference. The LS Division approved 20 PDUs for the conference, but requested that a letter be sent to Ms. Sandy Boeckman reminding her that in order to complete the Board's file and to be consistent with the Board's rule, she needs to provide a copy of the cover sheet, bio's and a breakdown of hours requested.

Adjournment

There being no further discussion, a motion was made by Mike Flowers and seconded by Dan Govero to adjourn. The motion carried unanimously. The meeting adjourned at 5:45 p.m. on August 9, 2010.

ATTEST:

Executive Director

Approved by Board on: _____