The Professional Land Surveying Division of the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects was called to order at 8:00 a.m. on Monday, November 14, 2016 in the Independence Meeting Room, Radisson Hotel Branson, Branson, Missouri. A quorum being present, Chairman Mike Freeman declared the meeting open for business.

Members Present

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

Others Present

Karen Payne, 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.

Open House with 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

At approximately 8:00 a.m. the Members of the Professional Land Surveying Division were joined by one Professional Land Surveyor licensee, PLS-1970, Rick Wilson, and discussed items of common interest relating to licensure, enforcement, and regulation of land surveying in the State of Missouri as set forth in Chapter 327, RSMo. Mr. Wilson departed the meeting at approximately 8:20 a.m.

Approval of Minutes

On motion by Mike Flowers, the minutes of the August 8, 2016 Professional Land Surveying Division Open Meeting were approved as submitted. Dan Govero
seconded the motion. Voting in favor of the motion were Dan Govero and Mike Flowers.

Review and Discuss Open Items on the Full Board’s November 14 and 15, 2016 Agenda

- NCEES Annual Meeting Held on August 24-27, 2016 in Indianapolis, Indiana

Mr. Freeman gave a brief report on the NCEES annual meeting that he attended along with Professional Engineering Division Members, Abiodun “Abe” Adewale and Craig Lucas; Executive Director, Judy Kempker; and Board Investigator, Dawn Wilde, that was held August 24-27, 2016 in Indianapolis, Indiana. Mr. Freeman stated that an overview was given on the NCEES awards program and announced that NCEES was prepared to award (ten) $10,000 grants. In addition, Mr. Freeman reported that NCEES would be reducing exam fees on the Fundamentals of Surveying and Principles of Surveying exams due to an access of funds in their budget. This was given as information only and no action was taken.

Motion to Close

At approximately 8:50 a.m., Dan Govero made a motion to close the meeting to the general public to discuss and meet with a licensee who has an active complaint against them. Mike Flowers seconded the motion and it unanimously carried. Voting in favor of the motion were Mike Flowers and Dan Govero.

Reconvene to Open Session

At approximately 11:30 a.m., the Professional Land Surveying Division Members reconvened in Open Session for the purpose of discussing the remaining items on their Open Agenda.

Please note that Executive Director, Judy Kempker, joined the meeting at 11:35 a.m.

Discuss Status of, or Potential Changes to, the Board Rules and/or Chapter 327 RSMo, Regarding the Professional Land Surveying Profession

Next, the Division Members discussed the pending proposed Board rule changes pertaining to the professional land surveying profession. Executive Director, Ms. Kempker gave an update regarding the status of the pending Missouri Department of Agriculture/Land Survey joint rules and stated that the final filing with the Missouri Secretary of State’s office and the Joint Committee on Administrative Rules (JCAR) had not yet been filed due to MDA not having their rules in final format. Ms. Kempker stated that she would keep the Professional Land Surveying Division members
informed on the status on the filing of the proposed rules regarding this matter and no further action was taken.

Please note that Board Investigator, Dawn Wilde, entered the meeting at 11:55 a.m.

- **Discussion of the “Summary of PLS Statistics Based on Education”**

- **Discussion of Suggested Changes by the Board’s Exam Consultant, Dr. Dick Elgin, Regarding Board Rules 20 CSR 2030-14.020; 20 CSR 2030-14.30; and 20 CSR 2030 14.040**

Next, the Professional Land Surveying Division members discussed the “Summary of PLS Statistics Based on Education” report prepared by Board staff and possible changes to Board Rules 20 CSR 2030-14.020; CSR 2030-14.030; and 20 CSR 2030 14.040 to be proposed by the Board’s Exam Consultant, Dr. Dick Elgin. Upon discussing these items simultaneously the Professional Land Surveying Division members came to the conclusion that it appears to them that exam candidates who are struggling to pass the Missouri Specific exam is primarily due to weak surveying coursework content. Therefore, Mike Flowers made a motion directing Ms. Kempker to contact Dr. Elgin and request that he continue working with the Board and provide his input on the matter in an effort to strengthen the quality of the required surveying course content described in Board Rules 20 CSR 2030-14.020; 20 CSR 2030-14.030 and 20 CSR 2030 14.040. Dan Govero seconded the motion and it unanimously carried. Voting in favor of the motion were Mike Flowers and Dan Govero.

- **Discussion of Potential Amendments to Chapter 327, RSMo, Including but not Limited to Section 327.313 RSMo, to delete reference to three PLS letters of reference; Section 327.321 RSMo, to delete reference to three PLS letter of reference**

Dan Govero made a motion to propose to the full Board that the Design Alliance be asked to file a Bill to delete the Professional Land Surveying letters of reference as defined in Section 327.313 RSMo and Section 327.321 RSMo. Mike Flowers seconded the motion and it unanimously carried. Voting in favor of the motion were Mike Flowers and Dan Govero.

**Motion to Close**

At 12:30 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 Dan Govero and Mike Flowers.

**Reconvene in Open Session**

At approximately 2:00 p.m. the Professional Land Surveying Division Members reconvened in open session for the purpose of adjourning.

**Adjournment**

There being no further discussion, a motion was made by Dan Govero and seconded by Mike Flowers to adjourn. The motion carried unanimously. The meeting adjourned at 2:00 p.m.

ATTEST:

___________________________________

Executive Director

Approved on: ________________