

THE PELS NEWS

An Official Publication of the Arkansas State Board of Registration for Professional Engineers & Land Surveyors

June 2002

Newsletter

Nineteenth Edition

FROM THE PRESIDENT, Tom Webb, P.L.S.

Who's in Charge Here?

Professional seals are at the heart of what the Board of Registration does: conferring the right to use the seal on those who have demonstrated competence or removing that right from those who have misused it. Certainly, for practitioners, getting and keeping their seal is the source of the most intense interactions between them and the board. The seal is the tangible symbol of professional services that the public seeks out and is willing to pay for.

The value of the seal to its owner is obvious. Yet the board must deal with complaints involving registrants who seal work the preparation of which they were not adequately involved in. Issues of responsible charge arise from the public's right to trust that the professional who seals it in fact prepared the sealed work they paid for. Board Rule, Article 3, H, provides that "responsible charge shall be of such a nature that the client may reasonably presume that the registered engineer or land surveyor of the firm which he has employed is the provider of the professional services."

As a surveyor, my concern is with boundary survey plats sealed by surveyors who have not exercised responsible charge over the work shown on the plat. Apparently, some companies send crews of unlicensed personnel to complete boundary surveys at distant locations and the registrant who seals the plat never visits the site. I am not referring to the use of Land Surveyors in Training. They are supposed to act in the place of the registered land surveyor subject to close review. That is how they gain their professional experience. I am talking about entrusting boundary surveys to employees who have not yet reached the LSIT rung on the ladder to professional registration.

It has been explained to me that "economics" do not permit a registrant to "waste" a day or two in the field with the crew in some distant little town. I have also read that today's professional surveyor is a "cognitive worker" who should stay firmly seated at his or her computer and only review field work, plats and legal descriptions prepared by less exalted members of the staff. Of course, I have also heard from surveyors in small communities who periodically suffer a visitation from a crew of unlicensed folks who do a one stop survey and depart back to the big city leaving the locals to clear up any resulting confusion.

We all know the great economic pressure on surveyors today, but this issue goes to very justification for professional registration. All surveyors should know by now that the Minimum Standards explicitly require that the field work be done under the "personal direction" of the registrant (3.2A) and that he or she shall "confirm" the prior location of corner monumentation (3.2E,1).

There is a lot of talk at our conferences and in publications about the importance of evaluating corner evidence. Those of us with licenses would like to feel that we have a very special ability to detect and judge subtle traces of monuments and occupation. And we certainly hope that all our potential clients believe that we possess this very valuable professional capability. Yet how do we bring these skills to bear if we never go on the site? Are these skills any more than myths if we entrust the search for corner evidence to a good ol' boy who has shown some ability at construction staking and is willing to travel? If almost anybody can do this work, why require a license?

To those registrants who believe that this is an acceptable practice, I pose two questions. First, when you contract with your client, do you make them aware that a licensed professional is NOT going to visit the property they have hired you to survey? Secondly, suppose a client called you up after you had sealed a survey of their property without visiting it and said they were going to sue you for a bungled survey. Would you then conclude that it was time to visit the site?

... or would you continue to believe there was nothing of value to discover there?

NOTICE TO ALL SURVEYORS!!!

The grace period for filing of old surveys ends on October 5.

2002!!! Please read the notice located on the last page of this newsletter for additional information.

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THE DIRECTORS CORNER

by J.T. Clements, Jr.

Change, change and more change! The first change was to our laws, by the legislature in the last session. The next change was a "rule change" which becomes effective on April 5, 2002. This second change experienced a "hiccup" during the process when the Rules Committee of the Legislative Council "recommended" that the fee schedule be retained in the rules. This was done as recommended. Now we are doing another "rule change" to revise the fee schedule. We have experienced increases in the cost of grading the examinations and we anticipate future increases beginning with the October 2004 administration of the examinations. For example, we are charged \$5.00 for each exam booklet and \$95.00 for each Principles and Practice of Engineering exam that is graded for a total of \$100.00. Beginning with the October 2004 administration, the cost of grading an exam will be \$125.00 plus the \$5.00 for the booklet, for a total of \$130.00. Our present fee for this exam is \$70.00. The fees in the proposed schedule are limits within which the . Board may establish current fees that are closer to our experienced cost and which will accommodate future increases in costs from the National Council. In the above example, the proposed "not to exceed" cost for the P&PE exam is \$300.00 whereas the suggested fee at present would be \$125.00 and would become \$160.00 beginning with the October 2004 administration. The proposed rules change should be posted on our website by the time you read this newsletter. Look the limits over and if you have a comment, please let us know what it is. The primary objective in establishing the "not-to-exceed" schedule is so that the Board may adjust the current fees in a timely manner without the necessity of going through a formal rule change process each time the costs are increased.

NEW PROFESSIONAL ENGINEER REGISTRANTS

Licensed since September 2001

Abatiell, Larry A.	10922	Carter, DeJuan J.	10856	Eggleston, John K.	10859
Adametz Jr, Joseph M.	10899	Casbon, Chad A.	11027	Ehler, Jeffrey A.	10787
Allen, John Q.	10819	Cavern, Brian H.	10945	Ellis, Blake E.	11015
Amaya-Trujillo, Pedro J.	10754	Chisely, Eugene A.	10893	Elsayed, Ashraf S.	10815
Arnold, Robert D.	10843	Cisek, Stephen M.	10917	Epler, Robert E.	10822
Asselin, Steven S.	10906	Clark, Murray R.	10894	Ertugrul, Turgay M.	10797
Ban, Tzu-Hsin	10755	Cloutier, Eugene R.	10997	Evans III, David A.	10926
Baxter, Kenneth S.	10766	Cole, Michael H.	10857	Fernandes, Winnibald	11003
Beaulieu, Christina	10814	Cooke, Grant W.	10900	Ford, Geoffrey R.	10895
Bengel, G. Kevin	11014	Cordell II, Danny W.	10979	Fuglaar, James T.	10768
Berndt, Daniel W.	11002	Cordero, Robert M.	10946	Full, Robert B.	10949
Bills, Randall E.	10967	Cornell, Jack E.	10901	Fulmer Jr, Joel D.	10788
Blue, William H.	10792	Cox, Theodore M.	10902	Galko, Albert J.	11023
Bogdon, Michele A.	10923	Crosland, Donald G.	10970	Gesing, Christopher G.	10838
Bonghi, Lanfranco	10968	Crouch, Harvey A.	11022	Gilbert-Baker, Tanita	10798
Bonvillain, Lance N.	10853	Crow, Carl A.	10947	Gramatges, Rafael J.	10980
Boyd, Wayne K.	10914	Crowley, Michael A.	10794	Greene, Matt E.	10860
Breslawec, Oleksa P.	10915	Curtin, MaryAnn K.	10934	Greer, Jeffrey H.	10861
Brezny, Francis S.	10793	Danner Jr, James R.	10935	Grimes, Bernard L.	10936
Brown, Adrian	10748	Davis, Bradley J.	10795	Grodecki, Paul A.	10823
Brown, Charles B.	10854	Davis, John W.	10858	Gumm, Steven M.	10824
Brown, Troy D.	10855	Davis Jr, James S.	10948	Guo, Dr. Ping	10903
Buck, Lloyd G.	10767	Deora, Budh P.	10758	Gupta, Paul	10816
Bunch, James K.	11021	Desai, Prakash R.	10820	Hakimian, Jamshid	11016
Byrd, Joseph W.	10786	Dings, John M.	10835	Hall, Gary W.	10825
Caldwell, Jason T.	10782	Doller, Wayne A.	10821	Hallaq, Jawad Y.	10956
Campbell, Jon D.	10933	Dudgeon, Renee L.	10785		10927
Campbell, Samuel B.	10978	Duffy, Micha P.	10924		10981
Canup Jr, David E.	10749	Dunham, Scott A.	10842	Hartfiel, Mark A.	11024
Caron, Jaimey R.	10937		10925		10982
Carrara, Kris S.	10916	Edelson, Eric L.	10796	Helms Jr, E. Steven	10990

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NEW REGISTRANTS Licensed since September 2001

Professional Engineers

Henning, Don B. Honning, Don B. 10991 Marida, Nose R. 10992 Marotta, Jose R. 10992 Marotta, Jose R. 10992 Marotta, Jose R. 10992 Marotta, Jose R. 10994 Roberts, Christopher W. 1008 Viscochi, Michael M. 11011 1008 Viscochi, Michael M. 1008 Viscochi,								
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Hooker Jr. Marcus E. 1098	Henning, David E.		· ·					
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Hurt, Saan P. 10978	Horvilleur, Javier F.				_			
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Kelley, Richard H. Kelley, Tim E. 10844 Kelley, Tim E. 10846 Kott, William R. 10829 Klutte, Bradley M. 10820 Kutte, Bradley M. 10820 Koch, Aaron E. 11017 Komander, Stan W. Kopplin, Michael B. 10850 Kramer, David C. 10776 Kummerle, Richard P. 10957 Kummerle, Richard P. 10958 Kramer, David C. 10976 Kummerle, Richard P. 10959 Lascola, James J. 10930 Lastola, James R. 10801 Lawing, Raymond J. 10845 Colson, Terry E. 10930 Lestink, John R. 10930 Letzinig, Tracy J. 10940 Letzinig, Reginald D. 10939 Letzinig, Tracy J. 10940 Letzinig, Reginald D. 10939 Letzinig, Tracy J. 10940 Letzinig, Fred M. 10977 Picket, Kerry L. 10846 Loeffley, Fred M. 10977 Loesono, Adrian Lovelace, Jeffery L. 10967 Lovelace, Jeffery L. 10967 Radoyevich, Charles S. 10974 Radoyevich, Charles S. 10975 Radoyevich, Charles S. 10874 Radoyevich, Charles S. 10874 Radoyevich, Charles S. 10874 Radoyevich, Charles S. 10874 Radox Jr. Chester B. Nostaffa, Mostaffa M. 10981 Shaw, Douglas E. 10991 Shelden, Jeffrey A. 10931 Shepherd, Jeffrey A. 10830 Sherrer, John C. 10810 Sherrer, John C. 10810 Sheprer, Jeffrey A. 10830 Sherrer, John C. 10810 Sherrer, John C. 10810 Sherrer, John C. 10810 Sherrer, John C. 10810 Sheprer, Jeffrey A. 10831 Shepherd, Jeffrey A. 10830 Sherrer, John C. 10810 Sheprer, Jeffrey A. 10821 Shepherd, Jeffrey A. 10831 Shepherd, Jeffrey A. 10831 Shepherd, Jeffrey A. 10831 Shepherd, Jeffrey A. 10831 Shepherd, Jeffrey A. 10830 Sherrer, John C. 10810 Sheprer, Jeffrey A. 10831 Shepherd, Jeffrey A. 10830 Sherrer, John C. 10810 Sherrer, John C. 10810 Sherrer, John C. 10810 Sherrer, John C. 10810 Sheprer, Jeffrey A. 10831 Shepherd, Jeffrey A. 10830 Sherrer, John C. 10810 Sheprer	Kashif, Imad N.							
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Khatami, Shahab Klute, Bradley M. 10928 Klute, Bradley M. 10928 Koch, Aaron E. 11017 Klute, Bradley M. 10986 Koch, Aaron E. 11017 Komander, Stan W. 10896 Kramer, David C. 10776 Kelson, Dennis S. 10883 Kramer, David C. 10776 Lamb, Charley D. 10830 Lascola, James J. 10933 Lascola, James J. 10930 Lascola, James J. 10802 Codum, John R. 10771 Leatherwood Jr, Jerry L. 10769 Leatherwood Jr, Jerry L. 10769 Letzring, Tracy J. 11018 Letzing, Reginald D. 10939 Letzring, Tracy J. 11018 Lewis, Reginald D. 10939 Letzring, Tracy J. 11018 Lewis, Reginald D. 10939 Letzring, Tracy J. 11018 Lewis, Reginald D. 10939 Letzring, Tracy J. 10846 Loeffler, Fred M. 10777 Loeffler, Fred M. 10777 Loeffler, Fred M. 10777 Loeffler, Fred M. 10777 Loeffler, Fred M. 10779 Loeffler, Fred M. 10978 Loedace, Jeffery L. 10866 Lohrmann, Kurt V. 10865 Lovelace, Thomas E. 10961 Lovance, Adrian 10961 Lovance, Adrian 10962 Lovance, Jeffery A. 10803 Letz Tinon Brank M. 10885 Lovelace, Thomas S. 10803 Lovalce, Thomas J. 10866 Lynn, Gary A. 10871 Murdaugh, Richard A. 10832 Mullinix, Michael P. 10972 Murdaugh, Richard A. 10803 Sherrer, John C. 10810 Shepherd, Jeffrey A. 10835 Sherrer, John C. 10810 Shepherd, Jeffrey A. 10882 Simpson, Benjamin M. 10883 Sherrer, John C. 10882 Simpson, Benjamin M. 10883 Singer, Van Allen 10764 Shittler, John C. 10987 Cleveland, Jimmy L. 1432 Cleveland, Jimmy L. 1448 Dayton, Richard L. 10981 Stephens, Jeffrey A. 10987 Shipture, John C. 10987 Stephens, Jeffrey A. 10987 Shipture, John C. 10987 Stephens, Jeffrey A. 10987 Stephens, Leffrey A. 10987 Stephens, Jeffrey A. 1	· · · · · · · · · · · · · · · · · · ·						Zimmerman, Larry W.	10977
Klute, Bradley M. 10928 Murdaugh, Richard A. 10832 Koch, Aaron E. 11017 Komander, Stan W. 10896 Kopplin, Michael B. 10850 Nelson, Dennis S. 10983 Simpson, Benjamin M. 10882 Simpson, Benjamin M. 10882 Land Surveyors 10876 Siler, Tammy L. 10883 Land Surveyors 10876 Siler, Tammy L. 10883 Land Surveyors 10884 Simpson, Benjamin M. 10883 Land Surveyors 10885 Land Surveyors 10987 Simpson, Benjamin M. 10883 10884 Land Surveyors 10888 Land Surveyors 10888	Kelly, Tim E.		- · · · · · · · · · · · · · · · · · · ·		1			
Koch, Aaron E. 11017 Murnen, Brian T. 10972 Sherrer, John C. 10810 Learner, John C. 10810 John C. 10810 John C. Land Surveyors Kopplin, Michael B. 10850 Nelson, Dennis S. 10983 Simpson, Benjamin M. 10883 Land Surveyors Kummerle, Richard P. 10957 Lamb, Charley D. 10830 Nelson, Frank B. 10808 Singer, Van Allen 10764 Skiptunas, Ronald E. 10931 Cleveland, Jimmy L. 1432 Lascola, James J. 10930 Oberholtzer, Gerald F. 10779 Sparks, Barbara J. 10912 Cleveland, Jimmy L. 1432 Lawing, Raymond J. 10845 Obsorne, Ms. Billile J. 10790 Stawasz, Tadeusz J. 10970 Stephens, Jeffrey M. 1084 Evans III, David A. 1442 Leatherwood Jr, Jerny L. 10761 Osborne, Ms. Billile J. 10790 Stephens, Jeffrey M. 10885 Levans III, David A. 1442 Letzring, Tracy J. 11018 Perndergrass, Gary J. 10761 Studeth, Vaughn 10932 Norsworthy Jr, Rolan 1435 <td>Khatami, Shahab</td> <td></td> <td></td> <td></td> <td>-</td> <td></td> <td></td> <td></td>	Khatami, Shahab				-			
Komander, Stan W. 10896 Mustafa, Rauff H. 10873 Siler, Tarmmy L. 10882 Kopplin, Michael B. 10850 Nelson, Dennis S. 10983 Nelson, Erank B. 10808 Simpson, Benjamin M. 10883 Land Surveyors Simpson, Benjamin M. 10883 Land Surveyors Simpson, Benjamin M. 10883 Siler, Tarmmy L. 10865 Nelson, Frank B. 10808 Simpson, Benjamin M. 10883 Simpson, Benjamin M. 10983 Simpson, Benjamin M. 10883 Simpson, Benjamin M. 10883 Simpson, Benjamin M. 10984 Skiptunas, Ronald E. 10984 Skiptunas, Ronald E. 10984 Simpson, Benjamin M. 10985 Simpson, Benjamin M. 10985 Simpson, Benjamin M. 10984 Simpson, Benjamin M. 10985 Simpson, Benjamin	Klute, Bradley M.	10928	Murdaugh, Richard A.					
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ATTENTION ALL SURVEYORS!!!!

Your time is running out for late filing of surveys without penalty

According to Article 16.A (second paragraph), which states:

"Further, for any survey completed subsequent to May 8, 1992 and prior to the effective date of this rule change, where the plat has not been filed with the State Surveyor, a copy of this plat may be filed with the State Surveyor within 6 months of the effective date of this rule change without penalty. Second, effective 6 months after the effective date of this rule change, any complaint filed with the State Surveyor's office or the board against a surveyor for any reason shall automatically authorize the state surveyor to investigate the subject surveyor's compliance with Section 3.3.C.2 Minimum Standards, requiring the filing of plats with his office. Violations of Section 3.3.C.2 shall become party of the original complaint or may, at the discretion of the board, constitute a complaint in their own right. Each plat which is found not to have been properly filed shall constitute a separate violation. Each violation shall be punished by a penalty of no more than \$100.00."

All Surveyors, in addition to current filing requirements, must now file their surveys with the State Land Surveyors office. You have a six (6) month window/grace period from the effective date (April 5, 2002) of this rule change to comply with the new rule and avoid potential disciplinary action. Second, if a complaint is brought against a surveyor after this window closes, the State Surveyor is authorized to investigate whether you are in compliance with the filing requirement.

Please contact the State Land Surveyors office (501) 324-9168 for additional information.

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