



*A publication from the*

## **Board of Professional Surveyors and Mappers**

FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

*Charles H. Bronson, Commissioner*

Florida Board of Professional Surveyors and Mappers (The Board) transition from Florida Department of Business and Professional Regulation (DBPR) to Florida Department of Agriculture and Consumer Services (DOACS)

History - When I was first appointed to the Board in 2001 there were already ongoing discussions regarding the Board moving from DBPR. Efforts were being made at that time to privatize the Board's administrative functions. The need to change the Board's type of organizational base was for the following important reasons:

1. To materially improve the prosecution of unlicensed surveying and mapping practice.
2. To minimize constant Board staff turnover.
3. To have meaningful input on budget priorities and to better understand the Board's financial position.
4. Greater involvement with the National Licensing organization, National Council of Examiners for Engineering and Surveying (NCEES).

Attempts were made for almost seven (7) years to privatize the Board. In 2008 an opportunity became available for the Board to move from DBPR to DOACS. The Board discussed this move and could not reach a decision to remain with DBPR or to move to DOACS mainly because the discussion came at a time when the Board had questions and there was not time to obtain information on the issues that were raised.

In the 2009 legislative session a bill was passed and signed by the Governor that moved the Board to DOACS. Over the summer of 2009 an incredibly fast-paced push was made by DOACS to obtain new Board staff and coordinate with DBPR to make the transition as smooth as possible.

The following major items have been addressed in this transition from DBPR to DOACS:

1. Bringing all Board discipline cases to a current status.
2. Training of Board investigation staff and other support staff.
3. Programming of Board activities and functions to seamlessly fit within existing DOACS computer and web system.
4. Conversion of all materials to digital form.

As I speak with licensed surveyors and owners of surveying businesses throughout the State I am hearing very positive feedback regarding the job that our Board staff are already doing and the service that is being provided. Our Board staff is exclusively dedicated to our Board alone. They understand that they are employed by DOACS and are charged with providing the best professional service possible to our Board, the licensees and the public.

What we hear nearly every time we interact with DOACS upper management is that the Board activities and mission must be "cost neutral". What this means is that we cannot spend over a reasonable review period in excess of what revenue we collect. One of the provisions of the legislative bill that moved the Board from DBPR to DOACS was an assessment to cover any transition costs that exceeded available funds from our Board's operating budget.

During this transition, DOACS has been extremely fair in their allocation of transition costs. For instance, much staff time that has been spent on the transition as well as some hard costs like computer equipment has not been included in the transition costs. DOACS has in my estimation made every reasonable effort possible to keep the transition costs at a minimum and at the same time doing the work that needed to be done.

At this time, from the DOACS evaluation of the transition costs from DBPR to DOACS an assessment of \$100 per license will be required. This assessment will be made coincidental with 2011 license renewals. The Board discussed this assess-



**message from the chair**  
**JEFF COONER**

ment at the May 2010 meeting in Orlando. I appreciate all of you that attended.

I would like to point out that in the 2007 to 2009 time frame, DBPR had advised the Board that according to their accounting, the expenses for operation, etc. would exceed the revenue of the Board in the 2010 to 2011 time frame. We were also advised that this budget disparity would likely cause either an assessment to be made or an increase in renewal fees.

How well has DOACS addressed the four (4) major items that I listed to begin this report?

1. The structure is in place to better address unlicensed activity. We are early on with this, but we will be reporting on this priority in the not too distant future. DOACS has committed to be vigilant and pro-active on unlicensed activity.
2. We have permanent Board staff now. Our staff is dedicated to our Board's mission and nothing else. This priority has been substantially addressed.
3. We have already been interacting with DOACS and together establishing priorities and planning budget strategies. This priority has been substantially addressed.
4. Our Board executive director, Leon Biegalski is now an associate member of NCEES. DOACS will provide for the costs of Leon to attend NCEES meetings and actively participate. Although many of our Board members wished to attend the NCEES Southern/Northern Zone meeting in Tampa in April we decided that because of tight budgets and the upcoming assessment to limit paid Board member participation at this time. However, several Board members paid their own expenses to attend. This priority has been substantially addressed.

## message from the executive director LEON BIEGALSKI

### Transition

As many of you know effective October 1, 2009 the Board of Professional Surveyors and Mappers was transferred from under the umbrella of the Department of Business and Professional Regulation (DBPR) to the umbrella of the Department of Agriculture and Consumer Services (DOACS). As with any transfer of a program, there is a great deal involved in transitioning to a new agency while continuing to run the program. Since before the effective date of the "official" move to DOACS the agencies have been working together to move records, complaints, case files, final orders, and finances, just to name a few.

DOACS has been busy since the signing of the bill creating within its database a module that will work for the needs of the profession and incorporate the data provided by DBPR. DBPR has provided the data and now DOACS staff is working toward integrating the data into its own database. While this process takes place the staff at DOACS has continued to use the DBPR database. Having worked with the IT staff on both the database to be used internally by the agency and the portion that will be used by customers (licensees, applicants, information seekers, etc.); I can tell you that the changes coming are exciting.

The staff was trained early to learn the business processes for operating the board office. The investigators and attorneys also began the learning process early once the bill was signed and the move was eminent. While there is of course a learning curve involved for everyone, I am confident that once things begin to level out the service provided will be outstanding.

As a result of the need to review old documents and records we were able to begin "cleaning up" some older files. At the February 2010 and May 2010 meetings, we were able to present several post-disciplinary matters to the Probation Committee for review. Some of the matters were standard probation review that had not been previously scheduled; while several other reviews were of past final orders that the licensee failed to comply with some or all of the terms set forth in the final order.

Additionally, at February 2010 meeting, we were able to provide the Board members with all of their materials electronically for the first time. This is still time consuming to put together, but the volumes of paper have been reduced to a negligible amount.

As we continue to work through this transition period we ask that, you let us know if you find something you think we should consider or that you find to be helpful that we can expand upon. We are looking forward to the great things to come once we are fully up and running.

# introduction of new members

**Howard Ehmke** was appointed to the Board March 17, 2009 and is a professional surveyor and mapper. Mr. Ehmke earned his Associate in Science Degree in Land Surveying from Palm Beach Junior College in 1979 and an Associate in Arts Degree in Building Construction from Palm Beach Junior College in 1973.

Mr. Ehmke earned his Florida Professional Surveyor and Mapper License in 1985 (License number 4191). He has worked for the South Florida Water Management District for the past 36 years.

In 1999 he was a co-Project Manager for the CERP Geodetic Vertical Control Project a joint survey control project of the Army Corps of Engineers and the South Florida Water Management District (SFWMD).

In 2008 he served as President of the Indian River Chapter of the Florida Surveying and Mapping Society (FSMS). He also served as chairman of the Florida Surveying and Mapping Council for FSMS.

**Nick Fusco** was appointed to the Board March 17, 2009 and is the photogrammetrist on the Board. Mr. Fusco has more than 38 years experience in all aspects of surveying including land, geodetic and aerial. His career started in the land surveying industry after a four year stint in the military and attending the Pennsylvania State University.

He began his surveying career in the colonial metes and bounds states, eventually becoming proficient in the public land system. After approximately 5 years in land surveying, he moved into the aerial photogrammetric arena and spent the next 10 years developing his strengths in photogrammetry. During this time, he worked on major photogrammetric and field control projects such as the re-mapping of Mount St. Helens immediately after its eruption. Later he went back to the land surveying side for 15 years working throughout the United States and on project in the Caribbean, both Western and Eastern Europe, Central America and North Africa.

For the last 8 years he has been involved in the planning, production and execution of photogrammetric mapping projects including, LiDAR, digital orthophoto production, remote sensing and photo interpretation, as well as photogrammetric control projects.

He is registered as a Professional Surveyor in Pennsylvania, West Virginia, New Jersey, Ohio, New York, Maryland, Arizona, New Mexico, Alabama, Louisiana, and Mississippi. He is also registered as a Professional Surveyor and Mapper in Florida as well as a Surveyor Photogrammetrist in Virginia.

**Pam W. Nobles** was appointed to the Board October 12, 2009 to finish the term of a member who resigned and is professional surveyor and mapper. Ms. Nobles has

been practicing surveying and mapping since 1988 and is a graduate of the University of Florida's Surveying and Mapping program

Ms. Nobles has been running her own business since 1998. Ms. Nobles purchased Diversified Design & Drafting Services, Inc. in 1998 and added the services of surveying and photogrammetry to the company's toolbox.

Appointed to the Board of Professional Surveyors and Mappers by then Governor, Jeb Bush, Ms. Nobles served on the profession's regulatory board for 8 ½ years. As a board member, Ms. Nobles actively participated in NCEES, the governing organization that writes and administers the surveying exam. As a participant in NCEES, Ms. Nobles has served on numerous committees including, the Exam for Professional Surveyors Committee, the Special PAKS Committee for Surveyors, the Continuing Professional Competency Committee and continues to serve as a Subject Matter Expert for the Exam for Professional Surveyors Committee. As a Board Member, Ms. Nobles has served on the Exam Committee, the Rules Committee, the Application Committee, the Probation Committee, served as Vice Chair for a year and Chair for three years. In October, 2009, Ms. Nobles was appointed by Commissioner Bronson to fulfill the term of retiring Board Member, Beverly Sutphin. This term expired on October 31, 2009 and Ms. Nobles is currently serving at the pleasure of the Commissioner

**Patrick Talbott** was appointed to the Board April 15, 2010 and is a consumer member. Mr. Talbott was born in Pennsylvania; however, he has been a Florida resident for over 55 years. Most of that time he lived in Naples, while spending the last 11 years in Lake Placid. Mr. Talbott is married to Sharon with four children and eight grand children.

Mr. Talbott has been a member of the telecommunications industry for 45 plus years. Sixteen years with Sprint, serving in various positions with the last being district construction/engineering manager in Ft. Myers, Florida. Additionally, Mr. Talbott has for the last 25 years has been President of the Talbott Group, a contract education consulting company for telecommunications. There he has been teaching and developing outside plant telephone engineering courses for Sprint, Embarq and Century Link. Mr. Talbott is currently working very little, and loving it. He enjoys reading, hunting, and fishing, in that order.



## RULE NUMBER CHANGE TO

Please take note that the rules of the Board of Professional Surveyors and Mappers have changed numbers. Each state agency is generally assigned a rule chapter(s). The Department of Business and Professional Regulation (DBPR) is assigned Chapter 61, Florida Administrative Code while the Department of Agriculture and Consumer Services (DOACS) is assigned Chapter 5, Florida Administrative Code. As a result, of the move from DBPR to DOACS it became necessary to renumber the Board's rules. Unfortunately, the numbering format that was previously employed for DBPR (because of the multiple numbers of boards and programs) was not available for DOACS. The Department of State creates and implements the format of the rules, and as a result, some of the clear breaking points you are used to are not so clear now. The Board will attempt to make modifications make the order, flow, and titles of the rules to make them "user friendly" as it continues with the rulemaking process as part of the transition.

The Board's rules are now within Rule 5J-17, Florida Administrative Code. Of course, you should be familiar with all of the Board's rules, but in particular, most of you look for the Minimum Technical Standards (MTS). The Rules that previously comprised MTS (61G17-6.002, 61G17-6.003, and 61G17-6.004, Florida Administrative Code) are now 5J-17.050, 5J-17.051, and 5J-17.052, Florida Administrative Code, respectively. It is understandable that there may be some hesitation and concern with the change, however, it was required and is not without a precedent. Some of you may recall when the Department of Professional Regulation was merged with the Department of Business Regulation creating DBPR. The same process was completed regarding the rule numbering. The industry adapted to the number change from Rule 21HH, Florida Administrative Code, to Rule 61G17, Florida Administrative Code, and with a little practice and patience the industry will adapt to this change as well. We look forward to helping move forward.

The newly numbered rules became effective January 11, 2010. Copies of the rules in .pdf format, as well as other relevant statutes can be located on the Board's web page located at [www.800helpfla.com/psm](http://www.800helpfla.com/psm).

### probation review committee report - MARY HANNA CLODFELTER, CHAIRMAN

The purpose of the survey review as part of the probation process is to bring a level of awareness to the probationer that surveys must meet minimum technical standards. Generally, the terms of the probation are a fine, suspension, with suspension stayed, continuing education course requirements, a list of completed surveys, where six are chosen for review. If the first six surveys are found to be in compliance and all other terms of the final order are met, the probationer is then released. If the surveys are not in substantial compliance, another six surveys must be submitted for review.

Violations of Florida Minimum Technical Standards and Florida Statutes relating to the practice of surveying and mapping come to light during the probable cause and disciplinary processes. The following is a summary of the top MTS or statutory violations that were present in probation review over the past six months of twenty-five probationers' surveys. We encourage you to review these violations and be proactive in your practice to avoid these areas. (For reference purposes, all sections are now referenced to Rule 5J-17, Florida Administrative Code)

472.0351(1)(g)	<i>Upon proof that the licensee is guilty of fraud or deceit, or of negligence, incompetency, or misconduct in the practice of surveying and mapping.</i>
472.0351(1)(h)	<i>Failing to perform any statutory or legal obligation placed upon a licensed surveyor and mapper; violating any provision of this chapter, a rule of the board or department, or a lawful order of the board or department previously entered in a disciplinary hearing; or failing to comply with a lawfully issued subpoena of the department.</i>
5J-17.051(2)(b)	<i>Maintaining records of each survey that include all dates and contain sufficient data to substantiate the survey map and insure that the accuracy portion of these standards has been met. Surveys need to include statement that all measurements must be in accordance with the United States standard, using either feet or meters.</i>
5J-17.051(3)(b)	<p><i>Every survey must contain a statement indicating that the survey map and report or the copies thereof are not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper.</i></p> <p><i>Additions or deletions to survey maps or reports by other than the signing party or parties is prohibited without written consent of the signing party or parties.</i></p> <p><i>All computed data or plotted features shown on survey maps must be supported by accurate survey measurements unless clearly stated otherwise.</i></p> <p><i>Abbreviations relating to survey matters must be clearly shown within a legend or notes appearing on the face of the map or report.</i></p> <p><i>All computed data or plotted features shown on survey maps must be supported by accurate survey measurements unless clearly stated otherwise. The accuracy of control survey data shall be verified by redundant measurements or traverse closures.</i></p>

5J-17.052(2)(a)1	<i>The surveyor and mapper shall make a determination of the position of the boundary of real property in complete accord with the real property description shown on or attached to the survey map or report.</i>
5J-17.052(2)(a)7-8	<i>A comparison between recorded directions and distances with field measured directions and distances when they vary.</i>
5J-17.052(2)(b)	<i>All monuments, found or placed, must be described on the survey map. The corner descriptions shall state the size, material, and cap identification of the monument as well as whether the monument was found or set.</i>
5J-17.052(2)(c)	<p><i>Open and notorious evidence of boundary lines, such as fences, walls, buildings, monuments or otherwise, shall be shown upon the map, together with dimensions sufficient to show their relationship to the boundary line(s).</i></p> <p><i>All apparent physical use onto or from adjoining property must be indicated, with the extent of such use shown or noted upon the map.</i></p> <p><i>Location of fixed improvements pertinent to the survey shall be graphically shown upon the map and their positions shall be dimensioned in reference to the boundaries, either directly or by offset lines.</i></p>



## NCEES news release

*advancing licensure for  
engineers and surveyors*

**November 4, 2009**

**Jerry T. Carter, Executive Director**

**[jcarter@ncees.org](mailto:jcarter@ncees.org)**

**864.654.6824**

ANSI recognizes NCEES Model Law Surveyor standard The American National Standards Institute recently approved the Model Law Surveyor (MLS) standard developed by NCEES. This standard outlines the requirements for attaining licensure as a professional surveyor. Its criteria are divided into education, professional experience, and examinations. The standard is used by NCEES as a guideline for its member licensing boards, which grant licensure to engineers and surveyors in all 50 states and several U.S. territories.

Prior to being approved by the ANSI Board of Standards Review, the MLS standard was published on the NCEES home page and in ANSI's Standards Review and open to public comment. "We're looking forward to promoting this standard to encourage uniform licensing standards and, ultimately, better protect the public," said Jerry Carter, NCEES executive director.

NCEES has been a standards development organization of ANSI, the U.S. representative to the International Organization for Standardization (ISO), since 2007. Its standard for Model Law Engineer was approved by ANSI earlier this year. Its standard for Model Law Structural Engineer is currently under public review. The full text of the MLS standard can be downloaded at [www.ncees.org/asd.php](http://www.ncees.org/asd.php).

### About NCEES

*NCEES is a national nonprofit organization composed of engineering and surveying licensing boards representing all U.S. states, the District of Columbia, Guam, Puerto Rico, and the U.S. Virgin Islands. An accredited standards developer with the American National Standards Institute, NCEES develops, scores, and administers the examinations used for engineering and surveying licensure throughout the United States. NCEES also provides services facilitating professional mobility for licensed engineers and surveyors. Its headquarters is located in Clemson, S.C.*

## examinations

Beginning with the April 2010 examination the National Council of Examiners for Engineering and Surveying (NCEES) will be administering the Principles and Practice Examination, the Fundamentals Examination, and the Florida Jurisdictional Multiple Choice Examination. As a result beginning with the April 2010 examination, candidates will pay testing fees directly to NCEES AFTER Florida Board approval to take the examination.

### upcoming examinations

#### October 29-30, 2010 (Location TBA)

- The application deadline for the October 29-30, 2010 exam is July 12, 2010. The application must be filed with the Board and deemed complete (have no deficiencies) by July 12, 2010.
- The re-examination application deadline for the October 29-30, 2010 is August 20, 2010. The re-examination application must be filed with the Board and deemed complete (have no deficiencies) by August 20, 2010.

#### April 8-9, 2011 (Location TBA)

#### October 28-29, 2011 (Location TBA)

*The national parts of the examination are administered on Friday and Saturday; the Florida multiple choice portion is administered on Friday.*



## board members

### Jeffrey Cooner, **Chair**

5670 Zip Drive  
Ft. Myers, FL 33905  
Term: 05/08/07 - 10/31/09

### Arthur Mastronicola, Jr., **Vice Chair**

CPH Engineers  
5200 Belfort Road Suite 220  
Jacksonville, FL 32256  
Term: 05/20/09 - 10/31/11

### Mary Hanna Clodfelter

Mock, Roos & Associates, Inc.  
5720 Corporate Way  
West Palm Beach, FL 33407  
Term: 06/01/07 - 10/31/10

### Howard J. Ehmke, II

Southwest Water Management District  
3301 Gun Club Road  
West Palm Beach, FL 33416-4680  
Term: 03/17/09 - 10/31/12

### Louis Lebron

Level Tech Surveyors, LLC  
777 N.W. 72nd Avenue Ste #3134  
Miami, FL 33126  
Term: 06/01/07 - 10/31/10

### Pam Nobles

2799 A. J. Henry Park Drive  
Tallahassee, FL 32309  
Term: 10/12/09 - 10/31/09

### Nickolas R. Fusco

6212 Bordeaux Circle  
Sanford, FL 32771  
Term: 03/17/09 - 10/31/12  
Photogrammetric Mapper

## consumer members

*vacant*

### Patrick E. Talbott

1611 Lindburg Avenue  
Lake Placid, FL 33852  
Term: 04/15/10 - 10/31/13

## board APPOINTMENTS

**Are you or someone you know interested in serving on the Board?** Interested applicants, including consumer members, may obtain an appointment questionnaire by visiting our website at [www.800helpfla.com/psm](http://www.800helpfla.com/psm)

## board staff

### Leon M. Biegalski

Executive Director

### Patti Kight

Senior Management Analyst

### Bennett M. Miller

Board Counsel

### Eric Miller

Prosecuting Attorney

### Email:

[psm@doacs.state.fl.us](mailto:psm@doacs.state.fl.us)

## CONTACTING THE board staff

### Consumer Services Hotline:

1-800-HELP-FLA (435-7352) - Florida only  
1-800-FL-AYUDA (352-9832) - En Español  
850-488-2221 - Calling from outside of Florida

### Mail:

Florida Department of Agriculture and Consumer Services  
Board of Professional Surveyors and Mappers  
Terry Lee Rhodes Building  
2005 Apalachee Parkway  
Tallahassee, FL 32399-6500

### Website:

[www.800helpfla.com/psm](http://www.800helpfla.com/psm)

## upcoming BOARD MEETINGS

*All meeting dates and locations are subject to change.*

### August 24-26, 2010 - Naples, FL

*The deadline for submission of materials to the August 24-26, 2010 meeting is July 12, 2010.*

### November 16-18, 2010 - St. Augustine, FL

# disciplinary actions

The Board of Professional Surveyors and Mappers has taken disciplinary action against the following licensees. Although every effort has been made to ensure that this information is correct, check with the Board Office before making any specific decision based upon this information. This listing may not reflect disciplinary actions occurring near or following the publication date. Further, this listing does not reflect pending appeals or requests for rehearing. Each order listed as follows, with the name, the case number, the license number, the violated section of the Florida Statutes, and the penalty.

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## **Larry L. Evans**

**LS 2937**

**Case # 2008-048586**

**Final Order Filed: November 10, 2009**

Administrative Complaint: Violation of Section 472.033(1)(g), Florida Statutes, by negligently preparing an elevation certificate.

Terms of Final Order: Fine of \$500.00 to be paid within 30 days of entry of the final order; costs of \$564.73 to be paid within 30 days of entry of the final order; complete a MTS course within 90 days from the entry of the final order; proof of insurance due within 30 days from the entry of the final order; list of surveys due within 120 days from the entry of the final order for Probation Committee review.

## **Daniel David Garner**

**LS 6189**

**Case# 2007-047442**

**Final Order Filed: November 10, 2009**

Administrative Complaint: Administrative Complaint: Counts I through V - Violations of Section 472.033(1)(h), Florida Statutes, by violating the Minimum Technical Standards provided in Rule 61G17-6, Florida Administrative Code.

Terms of Final Order: Fine of \$1,250.00 and Costs of \$3,044.68 to be paid in equal monthly installments for 24 months beginning 30 days after entry of the Final Order; proof of insurance due within 30 days from the entry of the final order; complete a MTS course within 90 days from the entry of the final order; complete a Boundary control course within 90 days from the entry of the final order; list of surveys due within 120 days from the entry of the final order for Probation Committee review.

## **William Mott Land Surveying, Inc.**

**LB 3608**

**Case# 2007-047454**

**Final Order Filed: November 10, 2009**

Administrative Complaint: Counts I through V - Violations of Section 472.033(1)(h), Florida Statutes, by violating the Minimum Technical Standards provided in Rule 61G17-6, Florida Administrative Code.

Terms of Final Order: Costs of \$3,019.92 to be paid in equal monthly installments for 24 months beginning 30 days after entry of the Final Order.

## **Victor G. Schumer**

**LS 3578**

**Case # 2008-012960**

**Final Order Filed: November 10, 2009**

Administrative Complaint: Counts I through VIII - Violations of Section 472.033(1)(h), Florida Statutes, by violating the Minimum Technical Standards provided in Rule 61G17-6, Florida Administrative Code; Count IX - violation of Section 177.507(1), Florida Statutes, by using an un-certified corner for alignment of the south line of the survey; and Count X – violation of Section 472.033(1)(g), Florida Statutes, by negligently preparing the survey.

Terms of Final Order: Fine of \$2,500.00 and costs of \$753.53 to be paid in monthly installments of \$150.00 per month beginning December 10, 2009; proof of insurance due within 30 days from the entry of the final order; complete a MTS course within 90 days from the entry of the final order; complete a boundary course within 90 days from the entry of the final order; list of surveys due within 120 days from the entry of the final order for Probation Committee review.

## **Schumer's Professional Surveying, Inc.**

**LB 6471**

**Case # 2008-012963**

**Final Order filed: November 10, 2009**

Administrative Complaint: Counts I through VIII - Violations of Section 472.033(1)(h), Florida Statutes, by violating the Minimum Technical Standards provided in Rule 61G17-6, Florida Administrative Code; Count IX - violation of Section 177.507(1), Florida Statutes, by using an un-certified corner for alignment of the south line of the survey; and Count X – violation of Section 472.033(1)(g), Florida Statutes, by negligently preparing the survey.

Terms of Final Order: Voluntary Relinquishment

**Thomas E. Jenkins, Jr.**

**LS 4063**

**2009-020534**

**Final Order filed: March 30, 2010**

**Corrected Final Order filed: May 7, 2010**

Administrative Complaint: Counts I through X - Violations of Section 472.0351(1)(h), Florida Statutes, by violating the Minimum Technical Standards provided in Rule 61G17-6, Florida Administrative Code; and Count X – violation of Section 472.0351(1)(g), Florida Statutes, by negligently preparing the survey.

Terms of Corrected Final Order: Fine of \$5,000.00 and costs of \$558.88 to be paid in 48 equal monthly installments beginning within 30 days of the entry of the final order; proof of insurance due within 30 days from the entry of the final order; complete a MTS course within 90 days from the entry of the final order; complete a boundary course within 90 days from the entry of the final order; list of surveys due within 120 days from the completion of all continuing education for Probation Committee review

**In you would like to report a violation of Chapter 472, Florida Statutes, or Rule 5J-17, Florida Administrative Code or to report unlicensed activity visit us online at [www.800helpfla.com/psm](http://www.800helpfla.com/psm) to fill out a complaint form.**

**Maurice W. Beall**

**LS 4281**

**2008-043157**

**Final Order filed: March 30, 2010**

Administrative Complaint: Counts I through VII - Violations of Section 472.033(1)(h), Florida Statutes, by violating the Minimum Technical Standards provided in Rule 61G17-6, Florida Administrative Code; and Count VIII – violation of Section 472.033(1)(g), Florida Statutes, by negligently preparing the survey.

Terms of Final Order: Fine of \$2,000.00 and costs of \$210.99 to be paid in six (6) equal monthly installments due on the 15th of each month following the entry of the final order; proof of insurance due within 30 days from the entry of the final order; complete a MTS course within 90 days from the entry of the final order; complete a boundary course within 90 days from the entry of the final order; list of surveys due within 120 days from the date of the entry of the final order for Probation Committee review.

**Simmons & Beall**

**LB 6382**

**2008-043158**

**Final Order filed: March 30, 2010**

Administrative Complaint: Counts I through VII - Violations of Section 472.033(1)(h), Florida Statutes, by violat-

ing the Minimum Technical Standards provided in Rule 61G17-6, Florida Administrative Code; and Count VIII – violation of Section 472.033(1)(g), Florida Statutes, by negligently preparing the survey.

Terms of Final Order: Fine of \$2,000.00 and costs of \$208.38 to be paid in six (6) equal monthly installments due on the 15th of each month following the entry of the final order.

**Mona M. Martin**

**LS 6111**

**2009-010764**

**Final Order filed: March 30, 2010**

Administrative Complaint: Counts I through VI - Violations of Section 472.033(1)(h), Florida Statutes, by violating the Minimum Technical Standards provided in Rule 61G17-6, Florida Administrative Code; and Count VII – violation of Section 472.033(1)(g), Florida Statutes, by negligently preparing the survey.

Terms of Final Order: Fine of \$1,270.00 and costs of \$287.93 to be paid within 30 days of entry of the final order; proof of insurance due within 30 days from the entry of the final order; complete

a MTS course within 90 days from the entry of the final order; complete a boundary course within 90 days from the entry of the final order; list of surveys due within 120 days from the date of the entry of the final order for Probation Committee review.

**Timothy Bruce Alcorn**

**LS 6332**

**2008-041403**

**Final Order filed: March 30, 2010**

Administrative Complaint: Counts I through VIII - Violations of Section 472.033(1)(h), Florida Statutes, by violating the Minimum Technical Standards provided in Rule 61G17-6, Florida Administrative Code; and Count IX – violation of Section 472.033(1)(g), Florida Statutes, by negligently preparing the survey.

Terms of Final Order: Fine of \$4,500.00 and costs of \$500.53 to be paid in six (36) equal monthly installments due on the 15th of each month following the entry of the final order; proof of insurance due within 30 days from the entry of the final order; complete a MTS course within 90 days from the entry of the final order; complete a boundary course within 90 days from the entry of the final order;

## disciplinary actions **CONTINUED**

list of surveys due within 120 days from the date of the entry of the final order for Probation Committee review.

### **J. Sherman Frier & Associates, Inc.**

**LB 7170**

**2008-041422**

**Final Order filed: March 30, 2010**

**Corrected Final Order filed: May 7, 2010**

Administrative Complaint: Counts I through VIII - Violations of Section 472.033(1)(h), Florida Statutes, by violating the Minimum Technical Standards provided in Rule 61G17-6, Florida Administrative Code; and Count IX – violation of Section 472.033(1)(g), Florida Statutes, by negligently preparing the survey.

Terms of Corrected Final Order: Fine of \$4,500.00 and costs of \$455.13 to be paid in six (36) equal monthly installments due on the 15th of each month, beginning March 15, 2013.

### **Hughes & Associates Surveying, Inc.**

**LB 7447**

**2008-067200**

**Final Order filed: March 30, 2010**

Administrative Complaint: Count I - Violation of Section 472.033(1)(i), Florida Statutes, by practicing on a delinquent license; Count II – violation of Section 472.033(1)(e), Florida Statutes, by falsely listing another surveyor on the survey; Count III – violation of Section 472.033(1)(g), Florida Statutes, by falsely listing another surveyor on the survey; and Count IV – violation of Section 455.227(1)(a), Florida Statutes, by falsely listing another surveyor on the survey.

Terms of Final Order: Fine of \$1,750.00 to be paid within 30 days of entry of the final order.

### **Hatch Mott MacDonald**

**LB 6783**

**2009-020616**

**Final Order filed: May 21, 2010**

Administrative Complaint: Counts I through X - Violations of Section 472.0351(1)(h), Florida Statutes, by violating the Minimum Technical Standards provided in Rule 61G17-6, Florida Administrative Code; and Count X – violation of Section 472.0351(1)(g), Florida Statutes, by negligently preparing the survey.

Terms of Final Order: Fine of \$2,750.00 and costs of \$556.27 to be paid within 30 days of the entry of the final order.

**Remember Section 472.0204, Florida Statutes, requires each licensee to be solely responsible for notifying the department in writing of the licensee's current mailing address and place of practice. A failure to notify the department of a change in address may result in disciplinary action against the license.**

**Additionally, pursuant to Section 472.021(4), Florida Statutes, and Rule 5J-17.063(9), Florida Administrative Code, business entities shall notify the Board within one (1) month of any changes in the business entity's location of offices, its licensed surveyors and mappers in residence, and the names of its principals, along with proof to demonstrate the change in principals.**

## continuing **EDUCATION**

In order to maintain an active license, licensees must complete at least 24 hours of continuing education courses during each biennium prior to the renewal date, 6 hours of which must be a Minimum Technical Standards (MTS) course or a course on laws affecting the practice of surveying and mapping or a course combining the two subjects.

**Remember all courses must be offered by a Florida Board of Professional Surveyors and Mappers provider AND the courses must be approved by the Florida Board of Professional Surveyors and Mappers prior to attendance in order to receive full credit.**

In order for you to renew your license, you must complete all applicable continuing education requirements and payment of the applicable fees. If your license is delinquent, whether due to insufficient continuing education hours or untimely payment, you will be required to pay a late renewal fee.

If you have completed all of your required hours and the Department's system does not reflect this, then please remember that the provider has 30 days to submit the course or courses that were completed. During the last month of renewal cycle, this period is shortened to 10 business days. You can always mail copies of your course completion certificates to:

DOACS, Division of Consumer Services  
Attn: Professional Surveyors and Mappers  
Terry Lee Rhodes Building  
2005 Apalachee Parkway  
Tallahassee, FL 32399-6500

*Please list your license number to ensure your continuing education credits are properly applied.*