

PROFESSIONAL LAND SURVEYORS



A World-Class Service Organization

DEPARTMENT OF PROFESSIONAL REGULATION NEWSLETTER

VOL.11, NO. 2, SUMMER 1993

MESSAGE FROM THE CHAIRMAN

Thanks for your confidence

By Gregory B. Clary, P.L.S., Chairman

In my final report as Chairman, I would like to thank the members of the Board for their confidence in me in the role as Chairman. We have had many trying times during the past year in our attempts to address the issues involved in regulating our great profession. The members of our Board give sacrificially of their time and expertise to serve and certainly made a difference for the profession and the people of our great State of Florida.

It has been my privilege to serve on this Board and as its Chairman. I would encourage every surveyor and mapper to attend at least one Board meeting a year to stay current with the ever-changing regulatory system in which we practice.

Our profession is one of the most "high-tech" and essential professions in our society and consequently demands our highest and utmost efforts in improving the practice and educating the practitioners. The citizens of Florida also deserve our very best efforts in preparing for

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Meet the Board of Land Surveyors: Pictured, from left, Raymond E. Richardson, P.L.S.; Gus A. Slinger, P.L.S.; Gregory B. Clary, P.L.S.; Virginia Daire, Counsel to the Board; Margarita "Maggie" Weidener, P.L.S.; Jim Davis, Consumer Member. Not pictured: Beth Atrim-Berger, Consumer Member.

Disciplinary actions taken at Dec. 3, 1992 Board meeting

The Board has taken disciplinary action concerning the following licensees. This listing may not reflect a change occurring near or following the publication date. Before making any decisions based upon this information, check with the Board Office to ensure accuracy. Further, the listing does not reflect pending appeals or requests for a hearing. Each order is listed as follows with the name, the address, the charges, and the action taken.

Michael D. Avrom, Boca Raton, FL, License #LS 0003268, DPR Case No. 90-10048. Charged for minimum technical standards violations. Action: \$500 administrative fine and a reprimand.

James B. Harrison, Ft. Lauderdale, License #LS 0001728, DPR Case No. 91-13697, was charged as follows: Count I - Fraudulently filing the Affirmation of Eligibility for License Renewal card affirming that the continuing education requirements for the 1989-1991 biennium had been satisfied. Count II - Failing to complete at least 24 classroom hours of continuing education courses in the 24 months preceding each biennial renewal period. Action: Revocation of license for Count I and \$1,000 administrative fine for Count II.

Jon G. Taylor, Mount Pleasant, SC, License #LS 0002718, DPR Case No. 91-13702, was charged with fraudulently filing the Affirmation of Eligibility for License Renewal card affirming that the continuing education requirements for the 1989-1991 biennium had been satisfied and for failing to complete at least 24 classroom hours of continuing education courses in the 24 months preceding each biennial renewal period. Action: Voluntary relinquishment of license.

C.W. West, Orlando, FL, License #LS 0000393, DPR Case No. 91-05999, was charged with being negligent in the practice of land surveying. Action: Suspension of license (stayed to allow for probation). \$1,000 administrative fine, completion of a Board approved MTS course and submittal of six surveys. March 11, 1993.

Ernest D. Hodge, Sacramento, CA, License #LS 0004241, DPR Case No. 91-13703, was charged with fraudulently filing the Affirmation of Eligibility for License Renewal card affirming that the continuing education requirements for the 1989-1991 biennium had been satisfied and for failing to complete at least 24 classroom hours of continuing education courses in the 24 months preceding each biennial renewal period. Action: \$1,000 administrative fine, suspension of license. Licensee must come before the Board and show that he has completed the Board approved continuing education courses for the renewal periods of 1989 - 1991 and for 1991 - 1993.

William C. Keating, d.b.a. Allied Land Surveying, Largo, FL, License #LS 0001528, DPR Case No. 92-04699, was charged with doing business as Allied Land Surveying without the benefit of a certificate of authorization. Action: \$2,000 administrative fine due within thirty days of the Final Order, suspension of license (suspension stayed to allow for probation).

Stuart L. Foltz, d.b.a. Inman-Foltz and Associates, Minocqua, WI, License #LS 0003860, DPR Case No. 91-13704, for fraudulently filling the Affirmation of Eligibility for License Renewal card affirming that the continuing education requirements for the 1989-1991 biennium had been satisfied and for failing to complete at least 24 classroom hours of continuing education courses in the 24 months preceding each biennial renewal period. Action: Voluntary relinquishment of license.

Robert O. Baker, Kingwood, TX, License #LS 0004758, DPR Case No. 91-08319, was charged with minimum technical standards violations and for being negligent in the practice of land surveying. Action: Voluntary relinquishment of license.

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Complaints against a licensee
(800) 342-7940

MESSAGE FROM THE SECRETARY

Looking back at our yearly accomplishments reminds us of our future goals

It's that time of year again when the Department of Professional Regulation publishes its annual report. I am especially proud of the accomplishments detailed in this year's report, especially the decrease in the time it takes us to resolve a complaint and the amount of money the Board of Medicine has saved by using volunteers instead of paying for expert witnesses.



George Stuart
DPR Secretary

Before we get into last year's accomplishments, let me recap briefly some of the highlights of the past decade to illustrate the progress we have made.

Back in 1979 there were only 25 professions under the DPR umbrella, with just over 600,000 licensees. Today those numbers have grown tremendously, as more professionals seek regulation and licensure status by the state. This year we are regulating 51 different professions, bringing to 1.5 million the number of professionals licensed by the Department.

Other changes at the Department include additional phone lines and correspondingly, a huge increase in the number of calls we receive.

Thirteen years ago, with one phone line, DPR responded to over 12,000 calls. Last year, with six phone lines, we answered 82,133 calls.

We have worked diligently to implement cost-saving procedures that will improve efficiency and generate additional revenue. During the past fiscal year, this effort was highlighted by the use of volunteer doctors who reviewed nearly 1,000 standard-of-care cases. Because we were able to use the expertise of these professionals, DPR did not have to rely on paid consultants. These volunteer efforts resulted in a savings of approximately \$240,000 to the Board of Medicine and the Department.

I take seriously our role as a consumer protection agency and have utilized my authority to issue Suspension Orders to stop practitioners who pose an immediate threat to the health, safety and welfare of the public. During FY 91-92, I issued 46 such orders. In addition, the Department has greatly reduced the time between when we receive a complaint and the closure of a case. The Board of Medicine, for example, has cut in half the time it takes to resolve a complaint.

And we have grown as a Department, from 440 employees in 1979 to 970 today.

I am proud of the progress we have made in the past 13 years, and I'm excited about our future plans to improve services and ensure protection of the consumer.

Announcements

- The remaining meeting dates and location for the year are:
June 2 - 4 Daytona Beach
September 22 - 24 Miami
December 8 - 10 Gainesville
- An Ad Hoc Committee has been created to review Chapter 177.
- Plans are on the way to produce a roster of all registrants. The Board gave staff approval to proceed with the production.

Chairman's Message *continued from page 1*

the future demands of the growth of this state.

This Board has and will continue to face this challenge head-on! I challenge you to give of your time and talents in service of providing the highest quality service in the Surveying and Mapping field.

Penalty for failure to meet continuing education requirements

At the December 3 & 4, 1992, meeting the Board determined that two charges could be brought against individuals for not meeting their continuing education requirements. One is failure to obtain required continuing education credits. The second is for falsification of a document.

If registrants do not meet the continuing education requirement, a suspension will be imposed and a fine of \$1,000 assessed. The charge of fraud is considered independently, based on the circumstances which resulted in registrants having signed a form attesting that they have the required hours when in fact they do not have the hours. The penalty for such is revocation. Registrants must reapply once a license is revoked. The following license has been revoked:

James B. Harrison, Jr.

The stay of suspension was lifted on the license of the following individuals for non-compliance with the terms of the Final Order; therefore, the following licenses are suspended:

*John B. Benson
Gordon G. Hanson*

*Corbett Horne, Jr.
William C. Keating
Mark E. Berry
Bobby Hutchins
Russell L. Mohr
Ralph Purvis
Harlod Shuler
Bertin Tash*

Once a license is suspended, registrants must request reinstatement by appearing before the Board. At the December 1992 meeting, the Board denied requests from two individuals because they were not convinced from the evidence provided that the licensees should be reinstated.

Terms of final order met

The following individuals have met the terms of the Final Order and have been released from probation.

*Larry L. Evans
Joseph Martone
William Mott
Nathan D. Thomas*

Approval of FAMU surveying program

The Board approved the Engineering Technology Degree Surveying Option

Program at their March 1993 meeting as meeting the requirements of the Section 21HH-3.002, Florida Administrative Code.

Florida Agricultural and Mechanical University joins the University of Florida as the two Board approved four year degree programs in surveying.

Continuing education

The Board staff is investigating the possibility of tracking continuing education credits for all registrants with their in-house computer.

Proposed rules on Continuing Education and rule amendments were approved by the Board at the March 1993 meeting. These rules will appear in the Florida Administrative Weekly. A public hearing on these rules will be held in conjunction with the next Board meeting in June in Daytona Beach.

It is the registrant's responsibility prior to taking a course to verify that a course and/or provider has been previously approved by the Board.

Approval of new courses must be reviewed before the registrant takes the course.

New land surveyors licensed—Oct. 24-25, 1992, examination

LS 5161 ROBERT GEORGE BATTAGLIA	LS 5180 RALPH DIMARSICO	LS 5198 GARY BEN HULL	LS 5216 RONALD STEPHEN MONCRIEF JR
LS 5162 WILLIAM DALE BECKER	LS 5181 JOSEPH CHARLES DIBENEDETTO	LS 5199 PETER ANDERSEN	LS 5217 THOMAS MATTHEW MULLOY
LS 5163 CRAIG T. BOUFFARD	LS 5182 ERNEST WAYNE DUNCAN	LS 5200 ELBERT M BRIDGES, JR	LS 5218 GERALD SILVA
LS 5165 WILLIAM FREDDIE BURCH	LS 5183 MICHAEL OKWUDILI EGBEBIKE	LS 5201 MARK ELWOOD HUMMEL	LS 5219 MARTIN JOSEPH SHATTO
LS 5166 BRUCE WAYNE BRYAN	LS 5184 ANTONIO FIORE	LS 5202 JERRY A HUNTSMAN	LS 5220 KENNETH ROY SCHORFHAAR
LS 5167 CHRISTOPHER CLARK CHITUM	LS 5185 SCOTT RICHARD FOWLER	LS 5203 ROBERT DOUGLAS HUSS	LS 5221 ABBY ANN SCHAEFER
LS 5168 J. ERIC CORRINGHAM	LS 5186 MARCUS ASHMAN	LS 5204 JOHN ANGEL IBARRA	LS 5222 STEVEN K SANDY
LS 5169 GERALD LEE BRUENING	LS 5187 GEORGE GREGORY GIBALA	LS 5205 BILLY JOE JENKINS, JR	LS 5223 ERIC VINCENT SANDOVAL
LS 5170 TIMOTHY RYAN CARLILE	LS 5188 JOSEPH ROBERT GORE	LS 5206 ROBERT FRANK KUNES	LS 5224 JOSE TOMAS SANCHEZ III
LS 5171 EUGENE LEE CASHWELL	LS 5189 JAMES DAVID GREER	LS 5207 STEVEN LEE LANGLEY	LS 5225 WILLIAM C ROWE
LS 5172 KEITH JAMES BOUFFARD	LS 5190 WILLIAM BYRON GROOVER	LS 5208 DONALD C LANTHORNE	LS 5226 PATTI L ROBINSON
LS 5173 RICHARD ELLWORTH BARNES JR	LS 5191 RUSSELL GARY DALY	LS 5209 RICHARD CHARLES LAVENTURE	LS 5227 DAN HENRY RIZZUTO
LS 5174 FREDERICK S BACHMANN	LS 5192 GREGORY RAY CRAWFORD	LS 5210 HENRY E LENGFELLNER	LS 5228 BERNARD GREGORY RIETH
LS 5175 BARRY ALLEN COUGHLIN	LS 5193 BRUCE A HARRIS	LS 5211 RICHARD L MALLOY	LS 5229 ERIC CHRISTOPHER RAYNOR
LS 5176 ROSS HARRY DAILEY	LS 5194 STEPHEN A HIGGINS, III	LS 5212 GARY DEE MARTIN	LS 5230 JOHN ALBERT POPPELL
LS 5177 THOMAS GLEN DAVIS	LS 5195 JOHN KENNETH CARR	LS 5213 DAVID KEVIN MCKEAN	LS 5231 STEPHEN JOHN PETERSON
LS 5178 STEVEN W. DEHAYS	LS 5196 DEBORAH JEAN HILL	LS 5214 ROBERT J MELLIS	
LS 5179 E. C. DEMETER	LS 5197 DAVID WILLIAM HIRST	LS 5215 PHILIP B MESSENGER	

See New Licenses, page 4

New licensees

continued from page 3

LS 5232 JOHN RUST PENDLETON

LS 5233 JOHN D O'NEILL

LS 5234 THOMAS ANDREW NORBY

LS 5235 PAUL SIUTA

LS 5236 RAYMOND E SKELLY

LS 5237 ARTHUR EUGENE SMITH SR

LS 5238 L BEALE SMITH IV

LS 5239 RICHARD H SMITH

LS 5240 PENNY ANN STANDRIDGE

LS 5241 PAUL J STOWELL

LS 5242 STEPHEN M TATE

LS 5243 DAVID M TAYLOR

LS 5244 PAUL TRNKA

LS 5245 THOMAS MICHAEL VENTRE

LS 5246 JOHN D WEIGLE

LS 5247 MARK GANNAWAY WENTZEL

LS 5248 RALPH H WHISLER III

LS 5249 JUDITH G WRIGHT

LS 5250 ALLAN ALVIN YOUNG

LS 5251 WILLIAM KEITH ROARK

Change of address

Department of Professional Regulation Rule 21-6.12 of the Florida Administrative Code requires licensees, active and inactive, to keep the department informed of their current mailing address. The form below has been prepared to assist licensees in keeping us informed of address changes.

If you change your address, please complete and clip out this form and return it to the board office c/o The Department of Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399-0756

Mail completed form to:

Department of Professional Regulation
Board of Professional Land Surveyors
1940 North Monroe Street
Tallahassee, FL 32399-0756

CHANGE OF ADDRESS FORM

Please print or type all information

Date: _____

Name of Licensee: _____

License Number: _____ Social Security Number _____

Old Address: _____

New Address: _____

(Delete) _____

(Add) _____

Phone: () _____

Board of Professional Land Surveyors

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