

Document: Proposed Rule

Source: February 1, 2001, Indiana Register, Volume 24, Number 5

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**TITLE 865 STATE BOARD OF REGISTRATION
FOR LAND SURVEYORS**

Proposed Rule
LSA Document #00-258

DIGEST

Amends 865 IAC 1-4-6 to change the number of examination attempts for registration as a land surveyor. Amends 865 IAC 1-4-7 to bring the termination of application in conformity with the examination attempts for registration as a land surveyor. Effective July 1, 2001.

865 IAC 1-4-6
865 IAC 1-4-7

SECTION 1. 865 IAC 1-4-6 IS AMENDED TO READ AS FOLLOWS:

865 IAC 1-4-6 Examination attempts for registration as a land surveyor

Authority: IC 25-21.5-2-14

Affected: IC 25-21.5

Sec. 6. (a) This section and section 7 of this rule apply to the examination for registration as a land surveyor.

(b) An applicant who does not pass the entire examination in the first attempt shall be entitled to take it ~~as many as six (6)~~ **two (2)** additional times provided

~~(1) that the applicant's second examination is taken at either of the next two (2) regularly scheduled examinations after the failure of the first examination; and~~

~~(2) that ~~all~~ both of the applicant's additional examinations are taken no later than the ~~sixth~~ **fourth** regularly scheduled examination after the failure of the first examination.~~

(c) Notwithstanding subsection (b), ~~if an applicant first took the who has two (2) or more examination attempts remaining prior to July 1, 1988; the first time that the individual takes the examination after June 30, 1988; shall be treated as the applicant's first examination for the purposes of subsection (b) provided that the first time the applicant takes the examination after June 30, 1988; is one (1) of the 2001, shall only have two (2) next regularly scheduled examinations after that date. However, any part of the additional examination passed before July 1, 1988; shall count as passed under the provisions of subsection (c): attempts remaining after June 30, 2001. Both of those examination attempts must be used prior to June 30, 2003.~~

~~(d) Notwithstanding subsection (b), an applicant who has one (1) examination attempt remaining prior to July 1, 2001, shall only have one (1) additional examination attempt remaining after June 30, 2001. The examination attempt must be used prior to June 30, 2002.~~

~~(d)~~ (e) An applicant who passes one (1) or two (2) parts of the land surveyor examination:

- (1) Part I;
- (2) Part IIA; or
- (3) Part IIB;

in any prior taking of the examination allowed under subsection (b), shall not be required to again take and pass that part or those parts in the remaining examination attempts allowed by subsection (b).

~~(e)~~ (f) Upon ~~the~~ exhaustion of all of the examination attempts allowed under subsection (b), the application shall be deemed terminated.

(f) An applicant who has passed part of the examination prior to October 1992 shall be entitled to examination exemptions for the applicant's remaining examination attempts allowed by subsection (b) as follows:

Section or sections not passed prior to October 1992	Section or sections required to be taken beginning with October 1992 examination
Part I	Part I
Part HA	Part HA
Part HB1	Part HA
Part HB2	Part HB

(State Board of Registration for Land Surveyors; 865 IAC 1-4-6; filed Jun 21, 1988, 4:00 p.m.: 11 IR 3906; filed Jul 24, 1989, 5:00 p.m.: 12 IR 2284; filed Oct 13, 1992, 5:00 p.m.: 16 IR 877) NOTE: 864 IAC 1.1-4-1.7 was renumbered by Legislative Services Agency as 865 IAC 1-4-6.

SECTION 2. 865 IAC 1-4-7 IS AMENDED TO READ AS FOLLOWS:

865 IAC 1-4-7 Terminated applications; reapplication for admission, qualifications

Authority: IC 25-21.5-2-14

Affected: IC 25-21.5-5-2

Sec. 7. (a) An individual whose application has been deemed terminated under section ~~6(e)~~ **6(f)** of this rule may reapply for admission to the examination.

(b) In order for readmission to be granted, the applicant must have completed the following:

- (1) Since the termination of the application, nine (9) or more semester hours credit (or its equivalent) of college level courses in land surveying.
- (2) Appropriate experience of the type required under IC 25-21.5-5-2 for the period of at least three (3) years immediately preceding the filing of the reapplication.

(c) An applicant who is readmitted to an examination under this section shall be treated as if the applicant had not previously taken the examination for all purposes under sections 4 and 6 of this rule. However, if the applicant has previously passed Part I of this land surveyor examination, the applicant shall not be required to retake Part I as long as the applicant's second examination was taken at either of the next two (2) regularly scheduled examinations after the failure of the first examination. (State Board of Registration for Land Surveyors; 865 IAC 1-4-7; filed Jun 21, 1988, 4:00 p.m.: 11 IR 3907; errata filed Feb 5, 1990, 4:15 p.m.: 13 IR 1066; filed Nov 15, 1990, 1:35 p.m.: 14 IR 757; filed Oct 13, 1992, 5:00 p.m.: 16 IR 877) NOTE: 864 IAC 1.1-4-1-8 was renumbered by Legislative Services Agency as 865 IAC 1-4-7.

SECTION 3. SECTIONS 1 and 2 of this document are effective July 1, 2001.

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on March 9, 2001 at 8:30 a.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room 1, Indianapolis, Indiana the State Board of Registration for Land Surveyors will hold a public hearing on proposed amendments to reduce an applicant's examination attempts for registration as a land surveyor to three attempts. Copies of these rules are now on file at the Indiana Government Center-South, 302 West Washington Street, Room E012 and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Gerald H. Quigley
Executive Director
Professional Licensing Agency