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

LSA Document #05-82

December 5, 2005

Representative Michael Murphy, Chair
Administrative Rules Oversight Committee
C/o Legislative Services Agency
200 West Washington Street, Suite 301
Indianapolis, Indiana 46204-2789
Attn: Sarah Burkman

Re: LSA #05-82 – Proposed Rule regarding education and standards of competent practice for land surveyors

Dear Representative Murphy:

On behalf of the State Board of Registration for Land Surveyors (Board), Indiana Professional Licensing Agency, I am submitting this notice to the Administrative Rules Oversight Committee in compliance with IC 4-22-2-25, because the Board has determined there is a possibility that the promulgation of the captioned rule may not be completed within one (1) year after publication of the notice of intent to adopt a rule.

The Board published its notice of intent to adopt a rule for the captioned document on May 1, 2005 (28 IR 2409). The proposed rule was published on October 1, 2005 (29 IR 659). The change of public hearing notice will be published on January 1, 2006 for a public hearing to occur on February 10, 2006. This proposed rule clarifies language to make the rules consistent with the Board's statutes, removes out-of-date and unnecessary language in the rules, revises and clarifies the standards for the competent practice of land surveying to reflect the current practice and to assist the Board in disciplinary hearings, revises the continuing education requirements to allow licensees to carry over excess hours, and allow continuing education providers to submit continuing education hours electronically. Although the Board intends to have this rule approved by the governor by May 1, 2006, which would be within one (1) year of the date of publication of the notice of intent, this notice is being forwarded to the Administrative Rules Oversight Committee as a precaution, since this proposed rule amends the majority of Title 865. The Board expects that the rule can be approved by the governor by August 1, 2006. The two hundred fiftieth day after publication of the notice of intent to adopt this rule is January 2, 2006.

Your understanding of these circumstances is greatly appreciated. We look forward to receiving your response. If you need additional information, please do not hesitate to contact me at 234-2912. Thank you.

Sincerely,

Medana C. Davis
Staff Counsel

Cc:

Frances L. Kelly, Executive Director
Barbara McNutt, Chief Legal Counsel
Angela Smith Jones, Board Director