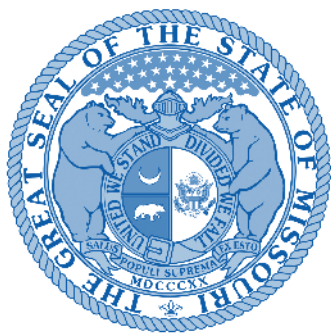




Missouri Board for Architects,
Professional Engineers, Professional
Land Surveyors and Landscape Architects

Dimensions

VOLUME 6, ISSUE 2

SPRING 2008

CHAIRMAN'S LETTER

By: James S. Anderson, PLS



For several years, a group of people met twice a year in Jefferson City to discuss matters of interest to architects, professional engineers, professional land surveyors, and landscape architects licensed in Missouri. That group is the Professional Design Alliance Committee. The committee has worked on many things of common interest, but my impression is that most licensees are unaware of its efforts.

The committee was formed in response to concerns expressed at several meetings between representatives of the Board and architectural and engineering associations. Their purpose was to take on the challenging task of defining incidental practice. During the course of the meetings, other issues were discussed and the committee became the AE Task Force.

Not long after the formation of the AE Task Force, the Missouri Legislature was giving

serious consideration to passing a bill allowing the Board to issue civil penalties as a form of discipline, which obviously, became a topic of discussion at the task force meetings. Since this legislation affected all four professions, the land surveyors and landscape architects expressed their interest and became a part of the task force. The name of the group was changed to Professional Design Alliance Committee and I believe the ability of the four professions to work together was instrumental in passing the civil penalty legislation in 2007.

The committee currently consists of representatives from ACECMO, AIA/MO, MSPE, MALA, MSPS, and the APEP-LSLA Board. Meetings are not called on a particular schedule, but typically are held either once or twice a year. They have discussed such items as QBS, licensing of Structural Engineers, statewide building codes, and additional revisions to the structure of the licensing Board.

Our professions have many things in common. However, we also have differences of

opinions on certain issues. This is not unique to Missouri, but we may have taken a unique approach to dealing with these issues. The committee may not be able to resolve every issue, but working on them together has brought some positive results and will continue to do so. I appreciate all of you who have given your time to work on this committee and Bruce Wyllie and Dawn Hill for organizing the meetings and providing the meeting facilities.

INSIDE THIS ISSUE...

Chairman's Letter.....	1
Architectural Division Letter.....	2-3
Prof. Eng. Division Letter.....	3-4
Prof. Land Surveying Div. Letter.....	4-6
Landscape Arch. Div. Letter.....	6-7
Message from Division Director.....	7-8
Awards.....	9
2007 Year End Report.....	10-11
New Licensees.....	12-18
MO State-Specific Exam.....	19-21
Disciplinary Actions.....	21-26
2008 Distinguished Service Award.....	26
Rule Updates.....	27-29
Exam Dates and Filing Deadlines.....	30
L.A.R.E. Exam Schedule.....	30
Moving?.....	31

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The Honorable Matt Blunt

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Institutions and Professional Registration**

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PROFESSIONAL ENGINEERS,
PROFESSIONAL LAND SURVEYORS
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This is an official publication of the Division
of Professional Registration.
Submit articles to APEPLSLA, P.O. Box 184,
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ARCHITECTURAL DIVISION LETTER

By: Randall B. Miltenberger, AIA, Division Chair



The ABC's of QBS and RFQ's

There is a game in my local paper, the St. Louis Post-Dispatch, that is called "Word Jumble". In it they take the letters from normal words, mix them up and it is your job to unscramble them back to the original word. Using that thought, I challenge anyone to take the nine capitalized letters from above and make a recognizable word out of them. Obviously that can't be done but in this column I will try to make sense out of what the QBS process is and how it relates to RFQ's.

First let's start with the basics of what is QBS and RFQ. QBS stands for Quality Based Selection of which an RFQ, Request for Qualifications, is an integral part. (I do need to clear up what one of my esteemed colleagues on the APEPLSLA (more capital letters) Board suggested was what the RFQ stands for, it is not for Request for Quote.) QBS is a flexible method that permits public owners to tailor the procurement of architectural (or other professional) services to meet their specific needs. It works for owners who consult with architects often and others who do not have prior experience working with an architect. It provides both groups with a selection process that is not only straight forward and easy to implement yet, objective and fair. As one of the early steps in a QBS project the owner makes a list of architects they feel would be appropriate for the project. These firms are then contacted and asked to submit their qualifications to perform the work...an RFQ.

I guess now that QBS has been defined a little history should be presented especially since the State of Missouri has made a significant change in their statutes in regards to QBS. On October 27, 1972 the Federal Government passed a legislative measure specifically for the procurement of professional services. This bill excluded the consideration of the fee as criteria for selection of the professional. Over the years the statute has become known as the "Brooks Bill" named after its original sponsor. The State of Missouri in turn passed its own "Mini Brooks Bill" as Section 8.285 RSMo in 1983 to become one of the over 40 states to have similar laws. It states: "It shall be the policy of the State of Missouri and political subdivisions of the State of Missouri to negotiate contracts for architectural, engineering and land surveying services on the basis of demonstrated competence and qualifications for the type of services required and at fair and reasonable prices". Section 8.291 continues on regarding the listing of three

(The ABC's of QBS and RFQ's continued...)

highly qualified firms, selecting the most qualified and then beginning fee negotiations with that firm. If negotiations are unsuccessful with that firm selected then negotiations are terminated and the next most qualified firm is brought in for negotiations. It should be noted that the Federal law applies to architects and engineers only while the Missouri statute applies also to land surveyors.

Recently the State of Missouri has made a change that closes a loophole that had been used many times by political subdivisions to get around the QBS requirements. Section 8.291.5 now says "The provisions of sections 8.285 to 8.291 shall not apply to any political subdivision which adopts a qualification based selection procedure commensurate with state policy for the procurement of architectural, engineering and land surveying services." This section used to read after the words "adopts a" "a formal procedure" but now the wording is "qualification based selection procedure commensurate with state policy". So, in the past a political subdivision that adopted any formal procedure was exempt from these provisions. Now that procedure must be qualification based that is consistent with the identified state policy.

This statute applies to all State of Missouri political subdivisions without consideration of the process being considered for the project delivery either Design, Bid, Build; Design Build or any permutation or combination of them. If any architect (or engineer or land

surveyor) in the State of Missouri is contacted by a political subdivision to submit a qualification statement that includes a fee (normally called a Request for Proposal...RFP) the professional should notify the subdivision of the statute requiring QBS selection and the use of a RFQ not a RFP.

There I go again using a lot of capital letters and I am still trying to make a word out of the nine I used at the start of this column. I hope this column has helped your understanding of the QBS (and RFQ) process although it has done nothing for my "Word Jumble" solving expertise.

PROFESSIONAL ENGINEERING DIVISION LETTER

By: Cheri Leigh, PE, Division Chair

Changes for Structural Engineers



There is a change coming for the examination taken for licensure as a structural engineer in states that separately license structural engineers. The tests now known as Structural I and Structural II will be changing to a new 16-hour format in about three years. Structural I will not be available as a stand-alone exam for PE licensure in states that do not have a separate structural license. Missouri is one of those states.

The option available for engineers practicing in the structural area will be the Civil exam. There is a morning breadth section which covers five practice areas in civil engineering: Construction, Geotechnical, Structures, Transportation, and Water Resources and Environmental. The afternoon is a depth section where the examinee can choose a module of one of the five practice areas, such as structures. You can find the specifications for all exams at the NCEES.org website under the Exams heading, Principles and Practice Exam.

Missouri may be at a point to consider if the structural module of the Civil exam provides enough depth for the specific needs of our state, namely designing for seismic events. The structural module of the Civil exam is a good one, with forty questions on structures. However, compared to the Structural I exam with eighty questions on structures, there is not the same opportunity to test the material. There are simply not as many seismic questions on the Civil exam and that could be an issue for Missouri.

Most structural engineers would agree that each ensuing edition of the International Building Codes and companion ASCE-7 standards take seismic design to a new level. The complexity of the codes regarding seismic design changes exponentially with each new edition. If you are thinking that Missouri is in seismic zone 2A or 3, then you are four code editions behind and can't appreciate the complexity of this issue. The southeast portion of

(Changes for Structural Engineers continued...)

Missouri has the highest seismic rating on the map for spectral response accelerations - higher than California and Alaska. And all across Missouri, there is significant seismic loading on buildings and bridges that must be checked and designed for. Will it take a disaster for Missouri to acknowledge this significant engineering requirement?

It takes continued study and practice for engineers to understand and apply the codes. An engineer who occasionally designs a structure is at a distinct disadvantage. In addition, the material specifications regularly change as well. Allowable strength design isn't what it used to be, and unless you are in the field practicing, it is difficult to be proficient in this specific area.

I suggest that we consider separate licensing for structural engineers. Additional educational and testing requirements would be included in that licensing to ensure the qualifications of the engineers who design the buildings and bridges in this state. It might be only "significant structures," or it might be all structures. People currently practicing would need to be "grandfathered in." These are details to be addressed, and there are different models for structural licensure in different states that can be reviewed.

This is not to imply that only structural engineering is changing. All disciplines of engineering are seeing an increase in complexity of the codes. The failure of a structural system, however, can be a true life safety issue, and this

Board has a mandate to protect the health, safety and welfare of the citizens of Missouri.

If you would like to comment on the need for separate structural licensing, you may contact the president of Structural Engineers Association of Kansas and Missouri, at president@seakm.org, or the Licensing Board at moapels@pr.mo.gov.

PROFESSIONAL LAND SURVEYING DIVISION LETTER

By: Michael D. Gray, PLS,
Division Chair

Blanket Easements



With RSMo 523.282 dealing with condemnations and specifically eliminating blanket easements going into effect January 1 of 2007, last August, the Land Survey Division asked our Board attorney to review Sections 523.282 RSMo and 327.272 and report on how these affected the preparation of easements. His report is as follows. I don't wish to try and explain his report in any manner and risk changing some of his intent.

As reported by Board Attorney Curtis Thompson to the Board and authorized by the Board for release, Section 523.282 provides:

1. Any blanket easement created after December 31, 2006, shall be void as against public policy and wholly unenforceable. For the purpose of this section, the term "blanket easement" shall mean an easement in real property acquired by condemnation or negotiations in lieu of the exercise thereof where the instrument or order of condemnation, by its terms, allow the easement holder to locate its facilities at an undefined location on, over, under or across the burdened property.

2. Notwithstanding, the provisions of subsection 1 of this section to the contrary, the term "blanket easement" shall not apply to any instrument containing language that upon completion of the initial structure explicitly fixes the burden, scope of use, and footprint within the express terms of the instrument and also contain an express statement that the location of the burden shall be fixed to the degree occupied by the initial structure upon completion of such structure. Nothing in this section shall prohibit the expansion or upgrade of the initially completed structure provided that the purpose or purposes and footprint of said expansion or upgrade were explicitly described in the original terms of the instrument.

I understand that prior to 2006, the year the General Assembly adopted this statute, utilities often acquired easements that did not contain specific property descriptions. That practice was undertaken by utilities for a variety of reasons that are not relevant to the issues raised by the Board. That practice is now

(Blanket Easements continued...)

declared to be contrary to public policy and such easements are unenforceable. The prohibition applies to “an easement in real property acquired by condemnation or negotiations in lieu of the exercise thereof where the instrument or order of condemnation, by its terms, allows the easement holder to locate its facilities at an undefined location on, over, under, or across the burdened property”. Therefore, it can only prohibit those types of easements when acquired by an entity with condemning authority. I believe based upon my experience with MoDOT, that any easement acquired by a condemning authority would qualify because such negotiations always imply the power to condemn if the negotiations fail.

Section 327.272 defines professional land surveying and provides:

1. Any person who practices in Missouri as a professional land surveyor who uses the title of “surveyor” alone or in combination with any other word or words including but not limited to “registered”, “professional”, or “land” indicating or implying that the person is, or holds himself or herself out to be a professional land surveyor who by word or words, letters, figures, degrees, titles or other descriptions indicates or implies that the person is a professional land surveyor or is willing or able to practice professional land surveying, or who renders or offers to render, or holds himself or herself out as willing or able to render, or perform any services or work, the adequate performance of which involves the special knowledge

and application of the principles of mathematics, the related physical and applied sciences, and the relevant requirements of law, all of which are acquired by education, training, experience and examination, that affect real property rights on, under or above the land and which service or work involves:

- (1) The location of land boundaries;
- (2) Monumentation of land boundaries, land boundary corners and corners of the United States Public Land Survey System;
- (3) The subdivision of land into smaller tracts;
- (4) Consultation, investigation, evaluation, planning, design and execution of surveys;
- (5) The preparation of any drawings showing the shape, location dimensions or area of tracts of land;
- (6) Monumentation of geodetic control and the determination of their horizontal and vertical positions;
- (7) Establishment of state plane coordinates;
- (8) Topographic surveys and the determination of the horizontal and vertical location of any physical features on, under or above the land;
- (9) The preparation of plats, maps or other drawings showing elevations and the location of improvements and the measurements and preparation of drawings showing existing improvements after construction;
- (10) Layout of proposed improvements;
- (11) The determination of azimuths by astronomic observations.

2. None of the specific duties listed in subdivisions (4) to (11) of subsection 1. of this section are exclusive to professional land surveyors unless they affect real property rights. For the purposes of this

section, the term “real property rights” means a recordable interest in real estate as it affects the location of land boundary lines.

3. Nothing in this section shall be construed to preclude the practice of architecture or professional engineering as provided in sections 327.091 and 327.181.

4. Nothing in this section shall be construed to prohibit the subdivision of land pursuant to section 137.185, RSMo.

It is possible that the language in this statutory provision allows non-surveyors to prepare blanket easements because it is my understanding that such easements do not contain the location of land boundaries, the preparation of drawings that show the location of areas of tracts of land, or other typical provisions in deeds. However, such easements acquired by condemning authorities are now prohibited and cannot be enforced. Therefore, any deeds prepared for condemning authorities for easements must now be prepared by professional land surveyors.

Missouri is a “race” state meaning that deeds affect real property ownership only upon the filing of the deed with the recorder and if there are conflicting deeds, the one first filed controls. Sections 442.380 through 442.400 establish this system. There is no exception for easements, nor any exception for blanket easements. Accordingly, the only way for a property owner to successfully assert an interest over realty is to have a deed that is filed with the

(Blanket Easements continued...)

recorder. I am not aware of any provisions that allow such blanket easements to have the same force of other deeds if not recorded. Therefore, the new provisions do not affect the types of deeds that must be filed to affect property ownership.

Since the adoption of section 523.272, easements prepared for an entity with condemning authority must contain the precise limits of the property affected by the easement. As shown, above such deeds must be prepared by a registered land surveyor and anyone who prepares such deeds for recording purposes is practicing professional land surveying.

This opinion by Mr. Thompson was received at our November Board meeting and approved for release. This information will be used by the Division when considering complaints concerning easements and property transfer deed descriptions. Hopefully, this is the beginning of the end of those nondescript, vague and impossible to locate blanket easements and property descriptions that have plagued us for years. Is that a light at the end of the tunnel or is it the train?

LANDSCAPE ARCHITECTURAL DIVISION LETTER

By: Robert N. Hartnett, RLA,
Division Chair

Continuing Education



It has been a long time coming, but continuing education (CE) will shortly be a requirement for Landscape Architects to renew their licenses. The long road to CE actually began several years ago when the LA's were added to the Board. At that time, continuing education was either required of, or was being added to, requirements of the Architectural, Engineering or Surveying Divisions. A quirk in the law prevented the LA Division from promulgating a continuing education rule. With the help of Missouri Association of Landscape Architects (MALA) and the other professional societies, clean up language to Section 327 of the licensure law passed in 2007 allowing CE rulemaking.

The continuing education rule for LA's was filed with the Secretary of State's office on January 15 and appeared in the Missouri Register on February 15. The comment period ended on March 15 with one letter of comment and support which was received from the Missouri Association of Landscape Architects (MALA). MALA had made three minor comments which have all been addressed in the Board's Final Order of Rulemaking which was filed with

the Joint Committee on Administrative Rules on March 25, 2008. As of this writing, we are looking at May

or June before the CE rule is in effect.

For those with a LA license due for renewal in December 2010, you will be required to certify that you have completed 24 continuing education units (CEU's) in the previous two year period and that 16 of those units are related to public health, safety, and welfare. For those due for renewal in December 2011, you too will be required to certify that you have completed 24 CEU's in the previous two year period of 2010 to 2011. If you would like to view the rule in its entirety, please go to <http://www.sos.mo.gov/adrules/moreg/moreg.asp>, click on the February 15, 2008 issue and go to page 447.

Under the direction of President Rusty Saunders, I would like to thank MALA for their outstanding support this past year. The upgrade to Section 327 of the licensure law as well as the continuing education requirements would not have been possible without MALA working with the other professional societies. Working on the 2008 legislative program, Randy Mardis represented MALA at the December Design Alliance Committee meeting in Jefferson City. The Design Alliance Committee is comprised of members from the Missouri Society of Professional Engineers, Missouri Society of Professional Surveyors and Missouri Institute of Architects. This group works hard behind the scenes to further the cause of all four professions.

(Continuing Education continued...)

Finally, I would like to thank Patti Banks and Jerany Jackson for their six years of service to this Board and the LA Division. All three of our appointments expired in May 2006, but there are no reappointments to date. After four years of service to the Missouri Landscape Architectural Council, and six years to APEPLSLA, Patti announced she was not interested in a second term. Likewise, Jerany was appointed to the Cemetery Endowed Care Board prior to her appointment to APEPLSLA, she too recently decided against a possible second term. If you see either one of them, thank them for their service to the LA Division, the Board and their profession.

Disclaimer: *The articles in this newsletter are the work and opinion of the individual authors and do not necessarily reflect the official opinion or position of the Board.*

MESSAGE FROM THE DIVISION DIRECTOR

By: David T. Broeker



The Division of Professional Registration has had a busy and successful 2007. It was a year of significant and beneficial accomplishments, not the least of which was a legislative session where 14 of our 16 proposals were truly agreed to and finally passed and signed into law by the Governor Matt Blunt.

Legislation also signed into law by the Governor created the Board of Private Investigator Examiners which went into effect August 28, 2007. This board consists of 5 members; three private investigators and two public members appointed by the Governor with advice and consent of the Senate.

With the addition of the Private Investigator Examiners, the Division of Professional Registration now houses 18 administrative boards, 13 non-administrative (autonomous) boards and 8 advisory boards:

18 Administrative Boards

- Office of Athletics
- Endowed Care Cemeteries
- State Committee of Dietitians
- Board of Geologist Registration
- Board of Examiners for Hearing Instruments Specialists
- Interior Design Council
- Marital & Family Therapists
- Board of Therapeutic Massage
- Board of Occupational Therapy
- Committee for Professional Counselors
- State Committee of Psychologists
- Missouri Real Estate Appraisers Commission
- Missouri Board for Respiratory Care
- State Committee for Social Workers
- Office of Tattooing, Body Piercing & Branding

(Message from Division Director continued...)

- Missouri Office of Athletic Agents
- Board of Private Investigator Examiners

13 Non-Administrative Boards

- Board of Accountancy
- Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects
- Board of Chiropractic Examiners
- Board of Cosmetology & Barber Examiners
- Missouri Dental Board
- State Board of Embalmers & Funeral Directors
- State Board of Registration for the Healing Arts
- Missouri State Board of Nursing
- State Board of Optometry
- Missouri Board of Pharmacy
- State Board of Podiatric Medicine
- Missouri Real Estate Commission
- Missouri Veterinary Medical Board

8 Advisory Boards

- Advisory Commission for Dental Hygienists
- Advisory Commission for Anesthesiology Assistants
- Missouri Acupuncturist Advisory Commission
- Athletic Trainer Advisory Commission
- Advisory Commission for Clinical Perfusionists
- Advisory Commission for Physical Therapists
- Advisory Commission for Registered Physician Assistants
- Advisory Commission for Speech Pathologists & Clinical Audiologists

On September 26, 2007, the Division held a board orientation and update. The Honorable Jay Wasson, District 141, Missouri House of Representatives headlined the state officials and Division staff who participated in the day-long event. Representative Wasson is Chairman of the House Professional Registration Committee and offered considerable insight on the legislation process. Special thanks to Representative Wasson for joining us during the afternoon session. We were also pleased to have participation from staff members of the Governor's Office, Secretary of State's Office, and the Joint Committee on Administrative Rules.

The Division Mission is:

- Protect the Public ...
from incompetence, misconduct, gross negligence, fraud, misrepresentation and dishonesty.
- License only "qualified" professionals...
by examination and evaluation of minimum competency.
- Enforce standards...
by implementing legislation and administrative rules.

I am proud to be associated with a team of dedicated employees who take this mission seriously.

Surveyor of the Year - 2007 Awarded to Michael Gray



Mike Gray, PLS, President of Gray and Associates and Chair of the Professional Land Surveying Division of the Board, was awarded the Surveyor of the Year Award at the MSPS Annual Convention awards banquet. The Surveyor of the Year Award has been given since 1987. This award is given to a MSPS member who has given freely of his time and efforts to the organization and toward the betterment of the surveying profession. This is the most prestigious and gratifying recognition for a member of this society.

Robert E. Myers Service Award Awarded to John Teale



John Teale, PLS, President of Midland GIS Solutions and member of the Professional Land Surveying Division of the Board, was awarded the Robert E. Myers Service Award at the MSPS Annual Convention awards banquet. The Robert E. Myers Service Award has been given since 1990. This award is given to a MSPS member who, over an extended period of time has given exemplary service and dedication to the surveying profession and in particular to the Society. The recipients of this award stand out as surveyors who have gone the extra mile in dedicating much more than just getting the job done.

Congratulations, Mike & John!

The Board is very proud to have two of its members recognized
for their outstanding accomplishments.

2007 Year End Report

NUMBER OF EXAMINATIONS ADMINISTERED:

A.R.E. - Jan. 1, 2007 – December 31, 2007

- Pre-Design - 29 Candidates
 - 20 Passed
 - 9 Failed
- Site Planning - 37 Candidates
 - 20 Passed
 - 17 Failed
- Building Planning - 26 Candidates
 - 18 Passed
 - 8 Failed
- Building Technology - 30 Candidates
 - 18 Passed
 - 12 Failed
- General Structures - 29 Candidates
 - 21 Passed
 - 8 Failed
- Lateral Forces - 27 Candidates
 - 16 Passed
 - 11 Failed
- Mechanical & Electrical Systems - 38 Candidates
 - 26 Passed
 - 12 Failed
- Materials & Methods - 19 Candidates
 - 17 Passed
 - 2 Failed
- Construction Document Service - 24 Candidates
 - 20 Passed
 - 4 Failed
- Professional Engineering Examinations - 382 Candidates (April, 2007 and October, 2007)
 - 234 Passed
 - 146 Failed
 - 2 Invalid
- Engineering Intern Examinations - 1015 Candidates (April, 2007 and October, 2007)
 - 610 Passed
 - 405 Failed

- Principles and Practice of Land Surveying Examinations - 59 Candidates (April, 2007 and October, 2007)
 - 40 Passed
 - 19 Failed
- Missouri Specific of Land Surveying - 90 Candidates (April, 2007 and October, 2007)
 - 36 Passed
 - 54 Failed
- Fundamentals of Land Surveying Examinations (April, 2007 and October, 2007) - 47 Candidates
 - 23 Passed
 - 24 Failed

NUMBER OF REGISTRATIONS GRANTED BY COMITY:

Architectural.....	163
Engineering.....	558
Land Surveying.....	6
Landscape Architects.....	24

NUMBER OF CORPORATE CERTIFICATES OF AUTHORITY ISSUED:

Architectural.....	41
Engineering.....	118
Land Surveying.....	23
Landscape Architectural.....	5

TOTAL OF MISSOURI LICENSEES:

Architects.....	4,155
Professional Engineers.....	13,181
Land Surveyors	910
Landscape Architects.....	287
Total Individual Licensees.....	18,533
Total Engineer Interns Enrolled.....	26,904
Total Land Surveyors-in-Training Enrolled.....	371
Architects with Inactive Status.....	392
Professional Engineers with Inactive Status....	2,296
Land Surveyors with Inactive Status.....	143

Landscape Architects with Inactive Status.....	0
Total Individual Licensees with Inactive Status.....	2,831
Architectural Corporations.....	574
Engineering Corporations.....	1,171
Land Surveying Corporations.....	242
Landscape Architectural Corporations.....	55
Total Corporate Licenses.....	2,042

STATISTICS FOR 2007 COMPLAINTS:*(Pending at Beginning of 2007 – 91)***Breakdown of New Complaints Filed in 2007**

Unlicensed persons practicing architecture.....	15
Unlicensed persons practicing architecture and engineering.....	2
Unlicensed persons practicing engineering.....	16
Unlicensed persons practicing land surveying.....	4
Unlicensed persons practicing landscape architecture.....	0
Architects practicing engineering.....	0
Engineers practicing architecture.....	0
Engineers practicing land surveying.....	0
Land Surveyors practicing engineering.....	0
Landscape Architects practicing architecture.....	0
Landscape Architects practicing engineering.....	0
Architects disciplined in another state.....	1
Engineers disciplined in another state.....	5
Land Surveyors disciplined in another state.....	0
Landscape Architects disciplined in another state.....	0
Federal Exemption Clause.....	0
Offering architectural services without a Corporate Certificate of Authority.....	2
Offering engineering services without a Corporate Certificate of Authority.....	3
Offering land surveying services without a Corporate Certificate of Authority.....	0
Offering landscape architecture without a Corporate Certificate of Authority.....	2
Architects charged with fraud, incompetency or negligence or misconduct or dishonesty.....	11
Engineers charged with fraud, incompetency or negligence or misconduct or dishonesty.....	14
Land Surveyors charged with fraud, incompetency or negligence or misconduct or dishonesty.....	13
Landscape Architects charged with fraud, incompetency or negligence or misconduct or dishonesty.....	0
Land Surveyors charged with incompetent surveys, inaccurate surveys, or surveys that do not meet Minimum Standards.....	3
Failure to Provide Immediate Personal Supervision.....	2
Other violation.....	3

Total Number of New Complaints filed in 2007 – 96**Breakdown of Complaint Files Closed In 2007**

Formal censure based on cause of discipline.....	0
Placed on probation.....	2
Suspension followed by probation.....	0
Other Administrative Hearing Commission Action.....	0
Injunction obtained.....	0
Insufficient evidence of violation, no action taken.....	24
License revoked.....	3
Not within the jurisdiction of the Board.....	4
Satisfactory completion of probation.....	4
Voluntary surrender of license.....	0
Complaint was withdrawn by complainant.....	0
Corporate Certificate of Authority was obtained.....	8
Written assurances to either cease and desist or to comply w/ Chapter 327 received.....	6
Board letter (violation did not warrant further action.....	3
Corrective Action was taken.....	20
Other Action.....	0
Stipulated Agreement.....	2

Total Number of Complaint Files Closed in 2007 – 76**UNLICENSED PRACTICE:**

As you can see in 2007 the Board has had 37 complaints filed against individuals and 7 complaints filed against corporations which were charged with practicing architecture, professional engineering, land surveying and/or landscape architecture without being properly licensed. If an individual or corporation refuses to voluntarily cease and desist all illegal activities and to conduct all future activities in compliance with Chapter 327, then the Board can request the Attorney General's office to file suit in the appropriate circuit court seeking an injunction to restrain that individual or corporation from practicing architecture, professional engineering, land surveying and/or landscape architecture without a license. Another option the Board has is to refer the matter to the Attorney General's office to seek authority to assess a civil penalty. A civil penalty imposed under Section 327.077 can be as high as \$5,000 for each offense. However, each day of a continued violation constitutes a separate offense, with a maximum penalty of \$25,000.



NEW LICENSEES

The following individuals and corporations were licensed between April 1, 2007 and March 1, 2008

ARCHITECT LICENSEES

Adams, David C.	Fechtmeister, Robert Trent	Lyons, Jill Nordin	Smith, Charles Robert
Anderson, Kathy L.	Fisher, Douglas Todd	Malin, Steven A.	Spencer, Robert B.
Ankrom, Stewart H.	Ford, Ian Michael	Markt, Sara Christine	Stacy, Ned Eric
Anthony, Ethan	Fox, Robert D.	Martin, Michael Joseph	Stanislaw, Ralph M.
Armstrong, Lawrence Robert	Francis, L. Noelani	McCall, Lloyd M.	Steiner, Gary D.
Ashby, John Hayward	Fuoss, Joel Michael	McCarter, Robert S.	Stinard, Scott Douglas
Bandre, Emily J.	Gilmore, Eames	McKamely, Kenneth Joseph	Subtil, Sara Pizarro
Baxter, Harry L.	Gleason, Thad M.	Mehlhoff, Wynn E.	Sulaiman, Soran Mustafa
Beale, John Craig	Golden, Jason Andrew	Miller, Julie Michelle	Svec, Phaedra A.
Beichley, Doug	Goldstein, Roger N.	Mollenkopf, David J.	TenBrook, Kevin Arthur
Betti, Thomas James	Gordy, Howell Albert	Montalto, Anthony Olindo	Thode, Kevin Brian
Bickford, William Thompson	Gray, Aimee D.	Muhlfelder, Lewis , Jr.	Thomas, William Rogers, Jr.
Bishop, Brian Lee	Green, Bruce L.	Muir, Michelle Claire	Thurlby, Richard Craig
Blonkvist, Timothy Brent	Gregory, Thomas Lawton	Newell, Theodore R.	Tipton, Glen A.
Boeving, Ricky E.	Hafner, Christopher Lee	Olson, Anne Elizabeth	Tremblay, George T.
Boggio, Michael A., Jr.	Haizlip, Selden Porter	Oxford, Glen P.	van Eman, James Dwight
Bolender, Philip Scott	Hall, Michael Ray	Perry, Christopher J.	Vannaman, Kipp E.
Bond III, Easom J	Hanney, Martin Roy	Piasecki, Kristy Rae	Vaughn, Randall Cory
Borgert, Joseph T.	Hauck, Todd Dustin	Porter, Greg M.	Velazquez, Erik
Bosche, Timothy J.	Hayek, K. Anthony	Pryor, Phillip L.	Villanti, Joseph P.
Boyd, Jon M.	Heddinghaus, Tobias Dierck	Ray, Frank Anthony	Ward, Michael G.
Breunig, Denise M.	Heitman, Karl W.	Reed, Frederick H.	Weatherly, Randy D
Brittingham, Lacy	Hellmann, Thomas Joseph	Reitzel, Charles M.	Weber, Gerald G.
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Cannon, Michael Joseph	Herman, Charles Andrew	Richardson, Neil William	Wheeler, Harold F., Jr.
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Carroll, James J.	Higa, Scott R.	Rogers, John W.	Whitehurst, Murray LaFayette, Jr.
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Childs, Christian Barr	Howorth, Thomas S.	Rose, Charles Buckley	Wiechel, Daniel Adam
Close, Paige	Ikemire, Andrew Ross	Roszkowski, Dan Joseph	Wiechel, Shanna L.
Condon, Derry C.	Ip, Mark	Roush, Kurt Alexander	Wilkerson, James E.
Cook, Gregory Alan	Jack, Rick A.	Rule, Robert S.	Williams, Lucy C.
Cooper, Neil Randall	Johnson, Sheldon Linn	Rusch, Lynn K.	Wilson, D. Macartney
Crites, Jeffrey R.	Johnson, Tait Richard	Sain, David James	Wiseman, W. Kenneth
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Daley, Michael J.	Kennedy, Lisa L.	Scheer, Kenneth R.	Wurtenberger, Joan Tepe
Daul, James Peter	Key, James Thomas	Schmidt, James E.	Yoshimura, Michael Steven
Davis, Harold Eugene, Jr.	King, Ryan Jeffrey	Schofield, Donald W.	Zhang, Ming
Derrick, Christopher E.	Koenig, Andrew J.	Schuelke, Thomas Allen	Zippel, Paul Edward
Dillard, David A.	Krupa, Robert R.	Schwartz, Peter James	Zobrist, David Alan
Dimopoulos, Sam	LaPosta, James E., Jr.	Scott, Steven Douglas	
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Efaw, David Alan	Lipscomb, Cynthia Tolbert	Shelby, Ronald F.	
Fairbanks, Mark D.	Logan, Angelo G.	Shook, Kenneth Andrew	
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Ehlen, Christopher William	Gonzalez, David F.	Hohowski, Christopher J.	Karleskint, George B.
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Engelland, Brent Lee	Grover, Jason G.	Hopkins, Mark A.	Kellerman, Stephen T.
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Eschelbach, Donald O.	Hafling, Michael N.	Houshmandi, Hanieh	Kemper, Toby Joseph
Esho, Luay Subhi	Hagan, Melissa Anne	Hove, William A.	Kensel, Christopher E.
Faeth-Boyd, Anne Marie	Hahn, Austin J.	Howard, Danny Joe	Khalilieh, Sam S.
Faulconbridge, James A.	Hamilton, Nancy Jeanne	Howley, Rebecca Joy	Khan, Ahsanul Kabir
Fettinger, Paul James	Hann, Cory S.	Hsu, Ruchu	Khankeo, Warren
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Fischer, Joshua David	Hargrave, Aaron T.	Huggins, Donald Ray	Kinney, William Joseph, Jr.
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Fiske, Steven M.	Harrill, James Wesley	Humphrey, Mark Alan	Knittel, Michael Francis
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Kongsilp, Prasan	Marshall, Benjamin Monte	Munoz, William South	Prejean, Gordon R.
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Korman, Bart	Mason, Clint David	Murphy, Gregory Vincent	Pugh, T. Alan
Kosmicki, Thaddeus	Mattes, Roy John, Jr.	Musgrave, Joseph Paul	Qualls, Nathan R.
Kougan, Dimitri George	Matzke, Michael T.	Nagielski, Lawrence Stephen	Qutami, Michael Maher
Koval, Jeffrey R.	Maue, Christopher Stephen	Nakhla, Michael Medhat	Rackers, Keith Gerard
Krenning, Dennis Paul	Maxey, Eastin Lane	Nelson, Guy Christopher	Raley, Frank J.
Kuehler, Richard J.	Maxfield, Chris Ray	Nicholls, Rachel Mary	Rasmussen, Jared Lee
Kuenzel, Robert Joseph	Maxwell, Kyle Eugene	Niedermeier, Craig Allan	Rauvola, Stuart O.
Kuhlman, Donel H.	May, William Paul, Jr.	Nix, Arthur Charles	Ravenscroft, Brett A.
Kussmann, William W.	McArdle, Jay Murray	Nord, Daniel J.	Ray, Ashim Kumar
LaKemper, Jean Marie	McCall, Shannon Kelley	Norfolk, Ian	Ray, Priyatosh
Larkan, Denis Lawrence	McClarrinon, Andrew T.	Novak, Gabriel Jacob	Redhage, Dale Lee
Larson, Jason W.	McCune, Ryan W.	Ocana, John William	Redhage, Mickie K.
Lassiter, Frank R.	McDaniel, Richard Scott	O'Connor, Gregory James	Redwine, Robert B.
Latifi, Ali	McDonald, John C.	Oesch, Everett R., III	Reedy, Christina L.
Lefaive, David Christopher	McElhiney, David James	Oleson, Brett Randall	Reese, Laurie Ann
Leibee, Jefferson D.	McEvoy, Donald William	Oundjian, George Rafi	Regalado, Ramon Alejandro
Leis, Ramon Camilo R.	McFarren, David Eugene	Oxenreider, Paul S.	Reuter, Bradley S.
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Levy, Joseph H.	McLauchlan, Donald J.	Parker, Jody Craig	Rieken, Karen Theresa
Lewis, Brian David	McLaughlin, Jeffrey C.	Parks, Keith L.	Riepe, Jeffrey Albert
Lewis, Brian E.	Meadows, Lacy E.	Parks, Marvin Lee	Rietz, Marc W.
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Leydecker, Michael F.	Mejia, Jahir Abdiel	Pearce, Steven Charles	Roark, Michael Scott
Li, Yuangang	Meredith, David Raymond	Peckham, Jesse Leatherberry	Roberts, J. Edward, Jr.
Light, James Michael	Meuer, Roger Lee	Perko, Howard Anthony	Robinett, Allison
Lilly, James David	Meyerhoff, Michael Ray	Perry, Greg W.	Robson, Bradley Neil
Lindberg, Travis J.	Milanowski, Brad Robert	Peterein, Jason Thaddeus	Rodgers, Michael T.
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Lutz, Thomas Frederic	Moore, Kevin Todd	Plummer, Kristy Marie Ann	Sawyer, Gregory S.
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Makarov, Vadim	Mott, Russell	Poos, Lawrence S.	Schaub, F. Leo
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Scott, Donald Wesley
Scott, Maya Jani
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Sheleheda, Michael J.
Sherfey, Steven K.
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Siemon, Amanda Jeanne
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Simpson, Thomas Edward
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Small, Ekle A.
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Smith, Derek Joseph
Smith, Douglas Earl
Smith, Elizabeth M.
Smith, Jeffrey Blaine
Smith, Larry B., Jr.
Smith, Philip D.
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Smith, Robert Ernest
Smith-Vandergriff, James Robert
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Sommers, Lee
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Stockinger, John Richard
Stone, Crystal Dawn
Stoppkotte, Steven Henry

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Williams, Olivia L.
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Williams, Ryan Patrick
Williams, Troy J.
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Gann, David A.

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Henson, Jamey A.
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Mackey, Barry D.
Maxwell, David

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Olliges, Rance Stephen
Payne, James L.
Pfleger, Walter Joseph
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Ross, Terry Mark
Schrader, Nicholas S.
Simer, Scotty D.
Stevenson, James E.
Thiemann, Travis Dean
Winkler, Matthew Gary

PROFESSIONAL LAND SURVEYING CORPORATIONS

Area Land Surveying, L.L.C.
Ark-Mo Surveying L.L.C.
Beginning Point, LLC
Beyer Land Surveying, LLC
Civen, Inc.
Civil & Environmental Consultants, Inc.

Drennan Surveying Services, L.L.C.
Frankenhoff Consulting, Inc.
Frazier Land Surveying Services, Inc.
Kehoe, Headrick and Associates, LLC
Lutjen, Inc.
OS Engineering, LLC

Pellin Surveying, L.L.C.
Pitzman's Company of Surveyors & Engineers
Stevens Surveying, LLC
Strick & Co., Inc.
Survey Services Group, LLC
Taylor Design Group, P.C.

LANDSCAPE ARCHITECT LICENSEES

Barber, Scott J.
Blind, Kerry Wayne
Byrd, Warren T., Jr.
Cahalan, Christopher M.
Cheek, Joshua Creed
Doornbos, Cale Joseph
Dymond, Rene
Erpelding, John Francis
Figurski, James W.
Forquer, Brian Pierce
Franke, Lambert Andrew
Gabbert, T. Andrew

Hart, Jon Thomas
Heasley, Dwight D.
Heinze, Jeffrey David
Horvath, Joseph Carl, III
Hueser, Tod Edwin
Kaltsas, Mark Louis
Long, Nimrod W.E., III
Matey, Jennifer M.
Mundus, Patrick J.
Naylor, Mark D.
Nunez, Ralph Lawrence

Ochs, Garrett
Onken, Carmen S.
Pollmann, Heidi B.
Poole, Kathy
Ward, Norman C.
Weinheimer, Darin James
Whitman, Robert J.

LANDSCAPE ARCHITECTURAL CORPORATIONS

Crafton, Tull, Sparks & Associates, Inc.
Great River Engineering of Springfield, Inc.
Jacobs Engineering Group Inc.

Land 3 Studio, LLC
Lutjen, Inc.
Site Design Studio, LLC

The Missouri State-Specific Exam and Proportioning

By: Dr. Richard L. Elgin, PLS, PE
Chairman, Exams Committee

Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects

In order to become a Missouri Professional Land Surveyor, one must take and pass the Missouri State Specific Land Surveyors Exam (among other requirements). All Boards that use the NCEES exams (LSIT and PLS) also develop their own two hour exam that tests the candidate on state specific items such as Minimum Standards, riparian boundaries, Board rules and regulations, the state's GLO system, resurveys on the state's U.S. Public Land Survey System and State Statutes relative to land surveying. A committee of 18 Missouri PLS's establishes the state specific exam content and develops and reviews the questions.

The exam format is multiple choice (four choices), except that there are usually two or three or four problems related to resurveys on the U.S. Public Land Survey System that require a "long hand" calculation/solution. These problems are hand graded and partial credit is awarded (where warranted). In these problems, the candidate is given measured coordinates of existent corner positions, and GLO dimensions. One must compute coordinates of intervening lost corner positions. These, of course, are single and double proportion problems which are the backbone of any dependant resurvey on our rectangular survey system.

On the exam, a problem situation is given (usually with a sketch) and the candidate must accomplish the calculations and arrive at the required coordinate (lost corner) position. These problems are worth more points than a typical multiple choice problem. Awarding partial credit affords the candidate points for solutions that got started correctly, but "went astray" either mathematically or due to the candidate's lack of understanding of the correct procedure or solution. So, the problems are not "all or none" propositions and the grader can examine and judge the solution.

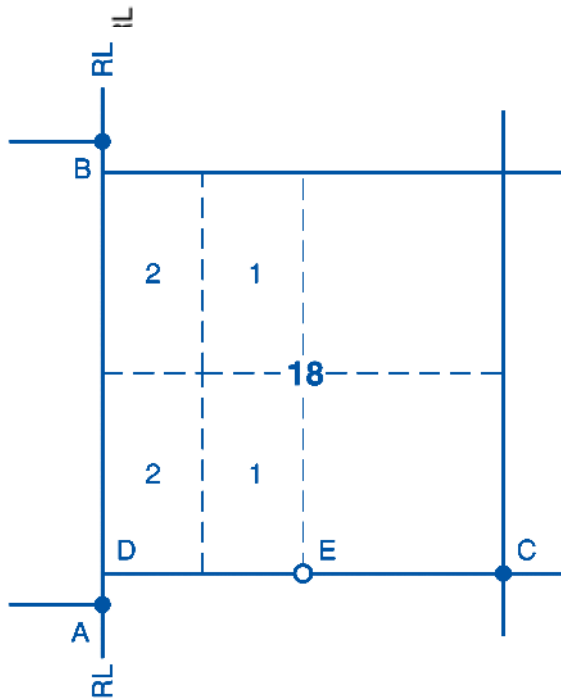
As one who has worked on the Missouri State Specific Exam for many years, I have observed a general decline in the candidates' abilities to accomplish relatively simple single and double proportion problems on U.S. Public Land Survey System.

Given coordinates of existent corners along, say, a Township Line, and the GLO plat distances along the line, compute the coordinates of an intervening lost corner: Single proportion. Given the coordinates of four existent corners in each direction from a lost interior section corner, and the GLO dimensions, compute the coordinates of the lost corner: Double proportion. These problems both apply to Chapter 60 of RSMo. The calculation procedures are very straightforward, but some candidates have great difficulty with them.

Keep in mind that candidates taking the Exam have had 12 college credits in surveying subjects and also years of experience working under a PLS and, the exam is open book. Still, some cannot accomplish a single or double proportion problem involving coordinates and GLO dimensions. It seems something is amiss. Either surveying educators aren't teaching or LSIT's aren't being

exposed to these important subjects. (Which they must if they are doing any resurveys on the U.S. Public Land Survey System.)

For example, consider the following problem:



- Existant corner, coordinates given.
- Compute the coordinate for this lost corner.
All GLO plat dimensions given.

Given coordinates for the existent, found corners at A, B and C, compute the coordinates for the lost south quarter corner of Section 18. Also given is the GLO lap AD and the GLO distance CD. (Which is all that's needed.)

Solution: Step One: Single proportion AB for the coordinate at D. Step two: Single proportion CD for the coordinate at E. Remember, of course, E is not set at the CD split, but proportioned, because the GLO distance CE is 40.00 chains.

This problem (with coordinates and GLO dimensions) was given on the October, 2007 State Specific Exam. Thirteen percent of the candidates got the problem 100% correct and received full credit. Thirty three percent of the candidates received no partial credit because their solutions exhibited no knowledge of how to approach the problem, or did not use any proportioning. Several candidates set D at the GLO lap distance north of A, then split between their D (wrong) and C to reestablish E. They received no credit.

It is disturbing that 33 percent of those taking the exam received 0 credit for this very straight-forward problem. Twelve college credits in surveying, several years of practice and “no clue” how to solve the problem (or presented a solution other than as specified in Chapter 60). Do Missouri surveying educators teach these materials? (I hope so.) Do “online” courses offered by colleges not in Missouri speak to resurvey rules for Missouri’s U.S. Public Land Survey System? (Probably not.) Keep in mind that Missouri has resurvey procedures which are unique only to our State. Are Missouri PLS’s teaching and “coaching” their LSIT’s correctly? (They better.)

In the example above, where did the candidate learn that the lost corner is set by going the

GLO lap distance north from A (by merely adding the GLO lap dimension to the north coordinate of A), then set the lost corner at the CD midpoint (by merely averaging the coordinates of D and C)? Oh my! I hope neither some surveying educator (in Missouri or online) nor some Missouri PLS taught the candidate this was correct!

It seems we need to “get back to the basics” and learn (or relearn) some of the resurvey procedures for Missouri’s U.S. Public Land Survey System.

DISCIPLINARY ACTIONS

DISCLAIMER: *Every effort has been made to ensure that the following enforcement information is correct. However, this information should not be relied upon without verification from the Board office. It should be noted that the names of companies and individuals listed may be similar to the names of the parties who have not had enforcement actions taken against them. Discipline orders are public data and copies may be obtained by contacting the Board office. Pursuant to Chapter 327, RSMo, a licensee is entitled to engage in the practice of architecture, engineering, land surveying or landscape architecture during his/her probationary period providing that the licensee adheres to all of the terms and conditions of the Order. However, a licensee whose license has been suspended, is not entitled to engage in the practice of architecture, engineering, land surveying or landscape architecture during his/her suspension period.*

LICENSEES CURRENTLY ON PROBATION

ANDERSON, CHARLES ERIC, E-23080 – Commenced on March 1, 2008 and ends on February 28, 2010.

ARK MO SURVEYING, LS-2007035145-D – Commenced on November 15, 2007 and ends on November 14, 2009

CALTON, LYNN B., LS-1527 – Commenced on January 20, 2007 and ends on January 19, 2010.

DICKINSON, S. LEMOINE, II, A-2014 – Commenced on October 18, 2006 and ends on October 17, 2008.

JANSEN, LAWRENCE, LS-2385 – Commenced on June 20, 2007 and ends on June 19, 2010.

PLOWFIELD, ROBERT, E-028363 – Commenced on October 10, 2007 and ends on October 9, 2010.

STACK, IRVIN ROBERT (CORKY), E-19612 D/B/A STACK & ASSOCIATES, INC. ARC-632-D, EGC-1119-D, LSC-258-D – Commenced on May 5, 2005 and ends on May 4, 2010.

WELYTOK, MARK E., A-6894 – Commenced on March 29, 2007 and ends on March 28, 2012.

NEWLY IMPOSED DISCIPLINARY ACTIONS

REVOCATION

C. SCOTT CAMENZIND, E-20865

Fulton, Missouri

Summary: On October 8, 2004, C. Scott Camenzind submitted an application to renew his professional engineer's license for the period of January 1, 2005 to December 31, 2006. On the application for renewal, Mr. Camenzind attested that he had completed the 30 hours of professional development hours required for license renewal. On March 22, 2005, the Board notified Mr. Camenzind that it was conducting a random audit of professional development hours and he was required to provide proof of his completion of the required professional development hours for the period of January 1, 2003 through December 31, 2004. Mr. Camenzind failed to provide any documentation to the Board.

Cause of Action: Mr. Camenzind violated Sections 327.441.2(6), RSMo by failing to provide any documentation to the Board that he had completed the required professional development hours.

Discipline: The Board authorized the Attorney General's Office to proceed with settlement. Mr. Camenzind entered into an agreement with the Board whereby agreeing to his professional engineer's license being revoked.

JAY DAVID MUELLER, LS-1027

St. Louis, Missouri

Summary: A complaint was filed alleging that Mr. Mueller failed to meet Missouri Minimum Standards with regard to a survey he appeared to have prepared. It was also noted that Mr. Mueller's Land Surveying license had been expired since December 31, 1995. On March 3, 2003, during the time of which Mr. Mueller's professional land surveying license was expired, he signed and sealed a survey.

Cause of Action: Mr. Mueller violated Section 327.441.2(5) by incompetency in the performance of the functions or duties of any profession licensed or regulated by this chapter.

Discipline: The Board authorized the Attorney General's Office to proceed with settlement. Mr. Mueller entered into a Settlement Agreement with the Board whereby agreeing to his professional land surveyor's license being revoked.

DESIGNS UNLIMITED-ARCHITECTS, A-2003011260-D

Webb City, Missouri

Summary: Complaints were filed against Designs Unlimited-Architects for not having a current and active architect licensed to prepare or immediately supervise the preparation of plans and for not having a current certificate of authority.

Cause of Action: Designs Unlimited-Architects violated Section 327.441.2(5), (6), (10) and (13), RSMo 2000 as follows: for assisting an unlicensed person in the unlawful practice of architecture; by failing to timely inform the Board of changes in its architect in responsible charge; preparing and submitting drawings without a current architect in responsible charge; misrepresentation of professional qualifications when Designs Unlimited-Architects submitted drawings and plans; failure to provide supervision when Designs Unlimited-Architects submitted plans without the immediate personal supervision of an architect; failing to act with reasonable care and competence; failing to comply with state laws and regulations; incompetency, gross negligence and misconduct in the performance of the functions or duties of any profession licensed or regulated by this chapter; and, violation of professional trust or confidence with their clients, the Board and the Public.

Discipline: The Board authorized the Attorney General's Office to file a complaint with the Administrative Hearing Commission. On August 2, 2007, the Administrative Hearing Commission issued a decision finding cause to discipline Designs Unlimited-Architects under Sections 327.441.2(5), (6) (10) and (13), RSMo 2000. Thereafter, on November 6, 2007, the Board held a hearing and voted to revoke the corporate certificate of authority of Designs Unlimited-Architects.

SUSPENSION FOLLOWED BY PROBATION

TOMMY RAY HAMPTON, E-10846

Lee's Summit, Missouri

Summary: A complaint was filed alleging the unlicensed practice of engineering by Tommy Ray Hampton as well as signing and sealing documents not prepared under his immediate personal supervision. Mr. Hampton's Professional Engineering license had been placed in an "Inactive" status on January 1, 2006.

Cause of Action: Mr. Hampton violated Sections 327.441.2(5), (6) and (13), RSMo by affixing his seal and signature to drawings not prepared under his immediate personal supervision and by affixing his seal and signature to drawings, he engaged in the practice of professional engineering with an inactive license.

Discipline: The Board authorized the Attorney General's Office to proceed with settlement. Mr. Hampton entered into a Settlement Agreement with the Board thereby placing his Professional Engineering license on suspension for a period of six (6) months commencing on January 5, 2008 and ending on July 4, 2008 followed by probation for a period of three (3) years commencing on July 5, 2008 and ending on July 4, 2011.

PROBATION

ROBERT L. PLOWFIELD, E-28363

Winter Springs, Florida

Summary: Mr. Plowfield submitted information on his renewal application that he had been subject to disciplinary action in the State of Florida.

Cause of Action: Mr. Plowfield violated Section 327.441.2(8), RSMo 2000 by disciplinary action against the holder of a license or a certificate of authority, or other right to practice any profession regulated by this chapter granted by another state, territory, federal agency or country upon grounds for which revocation or suspension is authorized in this state.

Discipline: The Board authorized the Attorney General's Office to proceed with settlement. Thereafter, Mr. Plowfield signed an agreement, agreeing to have his professional engineering license placed on probation for a period of three (3) years commencing on October 10, 2007 and ending October 9, 2010.

DAVID R. LIPPE, E-27353

Addison, Texas

Summary: Mr. Lippe submitted information on his renewal application that he had been subject to disciplinary action in the State of Oklahoma.

Cause of Action: Mr. Lippe violated Sections 327.441.2(6), RSMo 2008 by violation of, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule or regulation adopted pursuant to this chapter; and 327.441.2 (8), RSMo 2000 by disciplinary action against the holder of a license or a certificate of authority, or other right to practice any profession regulated by this chapter granted by another state, territory, federal agency or country upon grounds for which revocation or suspension is authorized in this state.

Discipline: The Board authorized the Attorney General's Office to proceed with settlement. Thereafter, Mr. Lippe signed an agreement, agreeing to have his professional engineering license placed on probation for a period of one (1) year commencing on March 20, 2008 and ending March 19, 2009.

ROBERT G. BOLING, E-15530

Wichita, Kansas

Summary: Mr. Boling submitted information on his renewal application that he had been subject to disciplinary action in the State of Kansas.

Cause of Action: Mr. Boling violated Sections 327.441.2(6), RSMo 2008 by violation of, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule or regulation adopted pursuant to this chapter; and 327.441.2 (8), RSMo 2000 by disciplinary action against the holder of a license or a certificate of authority, or other right to practice any profession regulated by this chapter granted by another state, territory, federal agency or country upon grounds for which revocation or suspension is authorized in this state.

Discipline: The Board authorized the Attorney General's Office to proceed with settlement. Thereafter, Mr. Boling signed an agreement, agreeing to have his professional engineering license placed on probation for a period of one (1) year commencing on March 18, 2008 and ending March 17, 2009.

PROBATED LICENSE

ARK-MO SURVEYING, LLC

House Springs, Missouri

Summary: On or about June 12, 2007, Ark-Mo Surveying, LLC offered and provided professional land surveying services without having obtained a certificate of authority from the Board to offer or provide such services.

Cause for Discipline: Cause exists for the Board to deny Ark-Mo Surveying, LLC's application for a professional land surveying certificate of authority pursuant to the provisions of Sections 327.441.2(5) and (10), RSMo 2006 by incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any profession licensed or regulated by this chapter; and, assisting or enabling any person to practice or offer to practice any profession licensed or regulated by this chapter who is not licensed and currently eligible to practice pursuant to this chapter.

Board Action: In lieu of denial of Ark-Mo Surveying, LLC's application for a professional land surveying certificate of authority, the Board authorized a probated license be issued to Ark-Mo Surveying, LLC for a period of two (2) years commencing on November 15, 2007 and ending on November 14, 2009.

ELLIOTT DAVID HUNTER, A-4617

Joplin, Missouri

Summary: On or about November 28, 2007, Mr. Hunter offered and provided architectural services without having a current license from the Board to offer or provide such services by signing and sealing architectural documents on behalf of Hunter and Millard Architects, Inc. when neither he nor that company was licensed by the Board to provide such architectural services in the state of Missouri.

Cause for Discipline: Cause exists for the Board to deny Mr. Hunter's application for a renewal of an architectural license pursuant to Sections 327.441.2(5), (6) and (10), RSMo 2006 Supp. by incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any profession licensed or regulated by this chapter; violation of, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule or regulation adopted pursuant to this chapter; and, assisting or enabling any person to practice or offer to practice any profession licensed or regulated by this chapter who is not licensed and currently eligible to practice pursuant to this chapter.

Board Action: In lieu of denial of Mr. Hunter's application for an architectural license, the Board authorized a probated license be issued to Mr. Hunter for a period of three (3) years commencing on February 5, 2008 and ending on February 4, 2011.

SUNSET DESIGN SERVICE, INC., A-2008003862

St. Louis, Missouri

Summary: In 2006 and 2007, Sunset Design Service, Inc. offered and provided architectural services without having obtained a certificate of authority from the Board to offer or provide such services by designing commercial buildings and advertising such services. Sunset Design Service, Inc. continued to offer and provide those services, awaiting the Board's Order on its application for a certificate of authority to practice architecture.

Cause for Discipline: Cause exists for the Board to deny Sunset Design Service, Inc.'s application for an architectural certificate of authority pursuant to Sections 327.441.2(5), (6) and (10), RSMo 2006 Supp. by incompetency, misconduct, gross negligence, fraud, misrepresentation or dishonesty in the performance of the functions or duties of any profession licensed or regulated by this chapter; violation of, or assisting or enabling any person to violate, any provision of this chapter, or of any lawful rule or regulation adopted pursuant to this chapter; and, assisting or enabling any person to practice or offer to practice any profession licensed or regulated by this chapter who is not licensed and currently eligible to practice pursuant to this chapter.

Board Action: In lieu of denial of Sunset Design Service, Inc.'s application for an architectural certificate of authority, the Board authorized a probated license be issued to Sunset Design Service, Inc. for a period of three (3) years commencing on February 5, 2008 and ending on February 4, 2011.

2008 Distinguished Service Award



Charles C. Hill, AIA, President of Gaskin Hill Norcross Architects-Engineers of Springfield and member of the Architectural Division of the Board, was honored by the American Institute of Architects-Missouri with the 2008 Distinguished Service Award at its Annual Meeting held in Jefferson City, Missouri on March 12th. This prestigious award is presented each year to a professional who has provided exemplary service to the chapter and to his/her profession.

Charles has successfully demonstrated that he has exceptional leadership qualities, dedication, commitment, knowledge, experience and expertise. He is diligent in his service to his profession and is always obtainable. The Board is very proud of Charles for being recognized as an individual who has made an exceptional contribution to the advancement of licensure in the architectural profession and feels he is most deserving of this award.

Congratulations, Charles!

RULE UPDATES

*A number of rule changes went into effect since the publication of our last newsletter.
The affected rules are as follows:*

Title 20—DEPARTMENT OF OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

Division 2030—Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects Chapter 2—Code of Professional Conduct

20 CSR 2030-2.040 Standard of Care

PURPOSE: This rule provides the recipient and producer of professional architectural, engineering and/or landscape architectural services assurances that all services are evaluated in accordance with the 2006 edition of the International Building Code, Section 106.

(1) The board shall use, in the absence of any local building code, Section 106 only of the 2006 edition of the International Building Code, not including or applying any other sections referenced within Section 106, as the standard of care in determining the appropriate conduct for any professional licensed or regulated by this chapter and being evaluated under section 327.441.2(5), RSMo. The International Code Council, 2006 Edition is incorporated herein by reference and may be obtained by contacting 500 New Jersey Ave NW, 6th Floor, Washington, DC 20001, by phone at 1 (888) ICC-SAFE (422-7233), by fax at (202) 783-2348 or by their direct website at <http://www.iccsafe.org>. This rule does not incorporate any subsequent amendments or additions to the manual.

AUTHORITY: section 327.041, RSMo Supp. 2006. Original rule filed June 14, 2007, effective Dec. 30, 2007.*

**Original authority: 327.041, RSMo 1969, amended 1981, 1986, 1989, 1993, 1995, 1999, 2001.*

20 CSR 2030-2.050 Title Block

PURPOSE: This rule clarifies the identity of the client and entity preparing and sealing all architectural, engineering and/or landscape architectural documents.

(1) An architectural, engineering or landscape architectural entity shall incorporate a title block on all drawings and other documents required to be signed and sealed by Chapter 327, RSMo and these regulations.

(2) The title block must, at a minimum, contain the following information:

- (A) The name of the licensee either as a sole proprietor, partnership, corporation, Limited Liability Company or other appropriate entity;
- (B) The licensee's address and phone number;
- (C) Name or identification of project;
- (D) Address/location of project (city/county and state);
- (E) Date prepared;
- (F) Space for the licensee's signature, date and seal;
- (G) The printed name, discipline and license number of the person sealing the document; and

- (H) The printed name, discipline and certificate of authority number of the corporation as defined in section 327.011, RSMo.

AUTHORITY: section 327.041, RSMo Supp. 2006. Original rule filed June 14, 2007, effective Dec. 30, 2007.*

**Original authority: 327.041, RSMo 1969, amended 1981, 1986, 1989, 1993, 1995, 1999, 2001.*

**Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND
PROFESSIONAL REGISTRATION
Division 2030—Missouri Board for Architects, Professional Engineers,
Professional Land Surveyors, and Landscape Architects
Chapter 6—Fees**

20 CSR 2030-6.015 Application, Renewal, Reinstatement, Relicensure and Miscellaneous Fees

*PURPOSE: This rule establishes and fixes various fees and charges authorized by Chapter 327, RSMo.
This Rule was amended to reduce the Board's renewal fee for the renewal periods between January 1, 2007 and December 31, 2009.*

(1) The following fees are established by the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects:

(A) Architectural Application Filing Fee—Comity	\$200
(B) Architectural Application Filing Fee—Examination	\$100
(C) Professional Engineer Application Filing Fee—Comity	\$200
(D) Professional Engineer Application Filing Fee—Examination	\$100
(E) Land Surveyor Application Filing Fee—Comity	\$200
(F) Land Surveyor Application Filing Fee—Examination	\$100
(G) Land Surveyor Missouri Specific Examination	\$100
(H) Landscape Architect Application Filing Fee—Comity	\$200
(I) Landscape Architect Application Filing Fee—Examination	\$100
(J) 327.391 or 327.392 Application Filing Fee	\$200
(K) Engineer Intern Application Filing Fee	\$ 10
(L) Land Surveyor-in-Training Application Filing Fee	\$ 10
(M) Individual Renewal Fee	\$100
1. For renewal period between January 1, 2007 and December 31, 2008	\$ 30
2. For renewal period between January 1, 2008 and December 31, 2009	\$ 30
(N) Individual Reactivation Fee	\$100
(O) Individual Reinstatement Fee	\$150
(P) Individual Relicensure Fee	\$200
(Q) Corporate Application Fee	\$300
(R) Corporate Renewal Fee	\$200
(S) Corporate Reinstatement Fee	\$250
(T) Corporate Reauthorization Fee	\$300
(U) Certification Fee	\$ 50
(V) Duplicate Certificate License Fee	\$ 10
(W) Insufficient Funds Check Charge	\$ 25
(X) Verification Fee	\$ 10
(Y) Evaluation of Non-Accredited Engineering Degrees	\$300

(2) Fees for photocopying and research shall not exceed the actual cost of the document search and duplication pursuant to section 610.025, RSMo.

(3) The provisions of this rule are declared severable. If any fee fixed by this rule is held invalid by a court of competent jurisdiction or by the Administrative Hearing Commission, the remaining provisions of this rule shall remain in full force and effect, unless otherwise determined by a court of competent jurisdiction or by the Administrative Hearing Commission.

(4) In addition to the fees established in section (1) of this rule, the applicant shall pay the company or organization selected by the board to administer and/or score any required examination(s) such fee as is determined by agreement of the board and the selected company or organization to be appropriate.

AUTHORITY: section 327.041, RSMo Supp. 2006. This rule originally filed as 4 CSR 30-6.015. Emergency rule filed Aug. 12, 1981, effective Aug. 22, 1981, expired Dec. 10, 1981. Original rule filed Aug. 12, 1981, effective Nov. 12, 1981. Amended: Filed Jan. 12, 1984, effective April 12, 1984. Emergency amendment filed Sept. 6, 1984, effective Sept. 16, 1984, expired Jan. 13, 1985. Amended: Filed Sept. 6, 1984, effective Dec. 13, 1984. Amended: Filed June 5, 1986, effective Aug. 25, 1986. Amended: Filed Jan. 19, 1988, effective March 25, 1988. Amended: Filed Feb. 15, 1989, effective May 11, 1989. Emergency amendment filed Aug. 2, 1990, effective Aug. 12, 1990, expired Dec. 9, 1990. Amended: Filed Aug. 2, 1990, effective Dec. 31, 1990. Amended: Filed Sept. 18, 1990, effective Feb. 14, 1991. Amended: Filed Feb. 14, 1992, effective Aug. 6, 1992. Amended: Filed Oct. 3, 1995, effective April 30, 1996. Amended: Filed Oct. 1, 1998, effective March 30, 1999. Amended: Filed Nov. 21, 2000, effective May 30, 2001. Amended: Filed June 28, 2002, effective Dec. 30, 2002. Amended: Filed Sept. 8, 2003, effective March 30, 2004. Moved to 20 CSR 2030-6.015, effective Aug. 28, 2006. Amended: Filed Aug. 11, 2006, effective Jan. 30, 2007.*

**Original authority: 327.041, RSMo 1969, amended 1981, 1986, 1989, 1993, 1995, 1999, 2001.*

CLEAN UP CHANGES TO THE RULES

NOTE: Pursuant to Executive Order 06-04, the Division of Professional Registration was transferred from the Department of Economic Development, Title 4, to the Department of Insurance, Financial Institutions and Professional Registration, Title 20. Effective September 30, 2006, the chapters of the rules were re-numbered in the Code of State Regulations to implement this transfer.

Any reference to the title of the previous department or rule number within the text of our rules required the Board to file an official Proposed Amendment with the Secretary of State's Office. The following is a list of rules which were amended for the mere purpose of changing reference within the text of the rules from 4 CSR to 20 CSR: Board Rules 20 CSR 2030-4.050; 20 CSR 2030-4.070; 20 CSR 2030-5.110; 20 CSR 2030-8.020; 20 CSR 2030-10.010; 20 CSR 2030-11.020; 20 CSR 2030-11.030; 20 CSR 2030-16.050; 20 CSR 2030-16.100; 20 CSR 2030-17.050, 20 CSR 2030-17.070; and, 20 CSR 2030-18.070.

Examination Dates and Filing Deadlines

Completed Application for Examination or Re-Examination/Re-Scheduling Application Form must be filed (received) in the Board office no later than the filing deadline, NO EXCEPTION.

Fundamentals of Land Surveying Examination Dates	Application Filing Deadline	Re-Examination/Re-Scheduling Application - Filing Deadline
October 25, 2008	June 1, 2008	August 15, 2008
April 25, 2009	December 1, 2008	February 15, 2009
October 24, 2009	June 1, 2009	August 15, 2009
April 17, 2010	December 1, 2009	February 15, 2010
October 30, 2010	June 1, 2010	August 15, 2010
Principles and Practice of Land Surveying Examination Dates	Application Filing Deadline	Re-Examination/Re-Scheduling Application - Filing Deadline
October 24, 2008	June 1, 2008	August 15, 2008
April 24, 2009	December 1, 2008	February 15, 2009
October 23, 2009	June 1, 2009	August 15, 2009
April 16, 2010	December 1, 2009	February 15, 2010
October 29, 2010	June 1, 2010	August 15, 2010
Fundamentals of Engineering Examination Dates	Application Filing Deadline	Re-Examination/Re-Scheduling Application - Filing Deadline
October 25, 2008	June 1, 2008	August 15, 2008
April 25, 2009	December 1, 2008	February 15, 2009
October 24, 2009	June 1, 2009	August 15, 2009
April 17, 2010	December 1, 2009	February 15, 2010
October 30, 2010	June 1, 2010	August 5, 2010
Principles and Practice of Engineering Examination Dates	Application Filing Deadline	Re-Examination/Re-Scheduling Application - Filing Deadline
October 24, 2008	June 1, 2008	August 15, 2008
April 24, 2009	December 1, 2008	February 15, 2009
October 23, 2009	June 1, 2009	August 15, 2009
April 16, 2010	December 1, 2009	February 15, 2010
October 29, 2010	June 1, 2010	August 15, 2010

L.A.R.E. Examination Schedule

- September 16 & 17, 2008 - Sections A and B
- March 10 & 11, 2009 - Sections A and B
- September 17 & 18, 2008 - Section D
- March 11 & 12, 2009 - Section D

•For Deadline Dates, please visit CLARB's website at: <http://www.clarb.org>

****The test centers have a limited number of stations available for each administration. Spaces are reserved on a first-come, first-served basis. Candidates are encouraged to register as early as possible to have the best selection of testing centers.***

DIVISION OF PROFESSIONAL REGISTRATION
MISSOURI BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS,
PROFESSIONAL LAND SURVEYORS AND LANDSCAPE ARCHITECTS
3605 MISSOURI BLVD.
JEFFERSON CITY, MO 65109

PRSTD STD
U.S. POSTAGE
PAID
Permit 440
Jefferson City, MO



MOVING?

**PLEASE NOTIFY THE
BOARD OFFICE OF
YOUR NEW ADDRESS.**

The rules and regulations require all licensees to notify the Board of all such changes by sending a letter to the office in Jefferson City, Missouri. Please include a street address to facilitate any express mail deliveries.

NAME: _____

PROFESSION: _____ LICENSE NUMBER: _____

(P.O. BOX MUST BE ACCOMPANIED BY YOUR PHYSICAL ADDRESS)

OLD ADDRESS: _____

NEW ADDRESS: _____

SIGNATURE: _____ DATE: _____

PLEASE MAIL TO:
MISSOURI BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS, PROFESSIONAL LAND
SURVEYORS AND LANDSCAPE ARCHITECTS
3605 Missouri Blvd., Jefferson City, MO 65109 OR Fax: (573) 751-8046