

## Justice, Kristi A

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**From:** Justice, Kristi A  
**Sent:** Monday, July 15, 2019 8:47 AM  
**To:** Gary Hartsog  
**Subject:** RE: WV Board of Professional Surveyors Legislative Rule Revision

Mr. Hartsog,

Thank you for taking time to review the amendment to the current Series 1 Legislative Rule 23CSR1, which propose changes to waiver of initial licensure for military and low income families. The rule change will require individuals seeking waiver of initial occupational licensing fees to apply on a form provided by the board. Your support for the rule is appreciated.

This rule and any modifications and accompanying comments to the rule will be reviewed by the Legislature during the upcoming session and we will keep interested parties apprised of its progress on our web page at [www.wvbps.wv.gov](http://www.wvbps.wv.gov). Again, we appreciate the time you took to review and provide feedback on the proposed rule and please do not hesitate to contact me if you have additional questions.

Thank you,

Kristi A. Justice, MA  
Executive Director  
West Virginia Board of Professional Surveyors  
1124 Smith Street, Suite B127C  
Charleston, WV 25301  
(304) 558-0350  
[www.wvbps.wv.gov](http://www.wvbps.wv.gov)

**From:** Gary Hartsog <alphaeng@earthlink.net>  
**Sent:** Monday, July 1, 2019 9:01 AM  
**To:** Justice, Kristi A <Kristi.A.Justice@wv.gov>; WVBPS <WVBPS@wv.gov>  
**Subject:** RE: WV Board of Professional Surveyors Legislative Rule Revision

No objection here.

*Gary M. Hartsog, PE & PS(SU)*  
Alpha Engineering Services, Inc.  
216 Business Street  
Beckley, WV 25801  
(304) 255-4131

**From:** Justice, Kristi A [<mailto:Kristi.A.Justice@wv.gov>]  
**Sent:** Thursday, June 06, 2019 11:44 AM  
**To:** WVBPS  
**Subject:** WV Board of Professional Surveyors Legislative Rule Revision

The Board is proposing an amendment to the current Series 1 Legislative Rule (23CSR1). As a licensee you have a right to review and comment on the proposed changes.

The changes include:

- Waiver of initial licensure fees for military and low income families
- Requiring individuals seeking waiver of initial occupational licensing fees to apply on a form provided by the board.

All comments are public record and will be open until July 5, 2019 at 1:00pm. Attached you will find a copy of the proposed changes, old language is crossed out and the new language is underlined.

Submit comments by any of the following options:

**Mail:**

West Virginia Board of Professional Surveyors  
1124 Smith Street, Suite B127C  
Charleston, WV 25301

**Email:** [wvbus@wv.gov](mailto:wvbus@wv.gov)

Thank you,

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West Virginia Board of Professional Surveyors  
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## Justice, Kristi A

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**From:** Justice, Kristi A  
**Sent:** Monday, July 15, 2019 8:48 AM  
**To:** Jeffrey Horneman  
**Subject:** RE: WV Board of Professional Surveyors Legislative Rule Revision

Mr. Horneman,

Thank you for taking time to review the amendment to the current Series 1 Legislative Rule 23CSR1, which propose changes to waiver of initial licensure for military and low income families. The rule change will require individuals seeking waiver of initial occupational licensing fees to apply on a form provided by the board. Your support for the rule is appreciated.

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**From:** Jeffrey Horneman <jeffreyhorneman@yahoo.com>  
**Sent:** Thursday, June 6, 2019 8:38 PM  
**To:** Justice, Kristi A <Kristi.A.Justice@wv.gov>  
**Subject:** Re: WV Board of Professional Surveyors Legislative Rule Revision

I agree with the proposal... any step for veterans is appreciated.

Jeffrey

Jeffrey Horneman, PLS (PA, WV, NY), GISP  
Horneman Surveying & Cartography  
[jeffreyhorneman@hscart.com](mailto:jeffreyhorneman@hscart.com)  
412-592-4126

On Thursday, June 6, 2019, 11:44:37 AM EDT, Justice, Kristi A <[Kristi.A.Justice@wv.gov](mailto:Kristi.A.Justice@wv.gov)> wrote:

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**Justice, Kristi A**

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**From:** Justice, Kristi A  
**Sent:** Monday, July 15, 2019 8:50 AM  
**To:** 'Gooch, Douglas'  
**Subject:** RE: WV Board of Professional Surveyors Legislative Rule Revision

Mr. Gooch,

Thank you for taking time to review the amendment to the current Series 1 Legislative Rule 23CSR1, which propose changes to waiver of initial licensure for military and low income families. The rule change will require individuals seeking waiver of initial occupational licensing fees to apply on a form provided by the board. Your support for the rule is appreciated.

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Charleston, WV 25301  
(304) 558-0350  
[www.wvbps.wv.gov](http://www.wvbps.wv.gov)

**From:** Gooch, Douglas <dgooch@ageengineering.com>  
**Sent:** Thursday, June 6, 2019 11:53 AM  
**To:** Justice, Kristi A <Kristi.A.Justice@wv.gov>; WVBPS <WVBPS@wv.gov>  
**Subject:** RE: WV Board of Professional Surveyors Legislative Rule Revision

Ms. Justice I appreciate your e-mail. I think if the applicant is really in need of a waiver, the ability to grant one is a good thing.

Douglas G Gooch PE, PLS  
Owner



**AGE Engineering Services, Inc.**  
P.O. Box 204  
165 Foster Lane  
Stanford, KY 40484  
Office: (606) 365-8362  
Fax: (606) 365-1097

**From:** Justice, Kristi A <[Kristi.A.Justice@wv.gov](mailto:Kristi.A.Justice@wv.gov)>  
**Sent:** Thursday, June 6, 2019 11:44 AM  
**To:** WVBPS <[WVBPS@wv.gov](mailto:WVBPS@wv.gov)>  
**Subject:** WV Board of Professional Surveyors Legislative Rule Revision

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Charleston, WV 25301

**Email:** [wvbps@wv.gov](mailto:wvbps@wv.gov)

Thank you,

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Executive Director  
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Charleston, WV 25301  
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## Justice, Kristi A

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**From:** Justice, Kristi A  
**Sent:** Monday, July 15, 2019 8:51 AM  
**To:** 'Morgan France'  
**Subject:** RE: WV Board of Professional Surveyors Legislative Rule Revision

Mr. France,

Thank you for taking time to review the amendment to the current Series 1 Legislative Rule 23CSR1, which propose changes to waiver of initial licensure for military and low income families. The rule change will require individuals seeking waiver of initial occupational licensing fees to apply on a form provided by the board. Your support for the rule is appreciated.

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Thank you,

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[www.wvbos.wv.gov](http://www.wvbos.wv.gov)

**From:** Morgan France <silverdaggr@gmail.com>  
**Sent:** Thursday, June 6, 2019 1:05 PM  
**To:** Justice, Kristi A <Kristi.A.Justice@wv.gov>  
**Subject:** Re: WV Board of Professional Surveyors Legislative Rule Revision

Thank you Kristi...Regards, Morgan

On Thu, Jun 6, 2019 at 11:44 AM Justice, Kristi A <[Kristi.A.Justice@wv.gov](mailto:Kristi.A.Justice@wv.gov)> wrote:

The Board is proposing an amendment to the current Series 1 Legislative Rule (23CSR1). As a licensee you have a right to review and comment on the proposed changes.

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- Requiring individuals seeking waiver of initial occupational licensing fees to apply on a form provided by the board.

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**Email:** [wvbps@wv.gov](mailto:wvbps@wv.gov)

Thank you,

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**Justice, Kristi A**

---

**From:** WVBPS  
**Sent:** Monday, July 15, 2019 9:11 AM  
**To:** 'Steve & Debbie Cole'  
**Subject:** RE: Comment On WV Board of Professional Surveyors Legislative Rule Revision

Mr. Cole,

Thank you for taking time to review the amendment to the current Series 1 Legislative Rule 23CSR1, which propose changes to waiver of initial licensure for military and low income families. The rule change will require individuals seeking waiver of initial occupational licensing fees to apply on a form provided by the board. Your support for the rule is appreciated.

This rule and any modifications and accompanying comments to the rule will be reviewed by the Legislature during the upcoming session and we will keep interested parties apprised of its progress on our web page at [www.wvbps.wv.gov](http://www.wvbps.wv.gov). Again, we appreciate the time you took to review and provide feedback on the proposed rule and please do not hesitate to contact me if you have additional questions.

Thank you,

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[www.wvbps.wv.gov](http://www.wvbps.wv.gov)

**From:** Steve & Debbie Cole <stevencole@zoominternet.net>  
**Sent:** Saturday, June 8, 2019 6:43 AM  
**To:** WVBPS <WVBPS@wv.gov>  
**Subject:** Comment On WV Board of Professional Surveyors Legislative Rule Revision

I am in favor of the amendment to the current Series 1 Legislative Rule (23CSR1) to include the changes proposed for: Waiver of initial licensure fees for military and low income families and Requiring individuals seeking waiver of initial occupational licensing fees to apply on a form provided by the board.

Steven D. Cole  
License Number 1411  
2604 East Calvin Street  
Ashland, KY 41102

**Justice, Kristi A**

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**From:** WVBPSS  
**Sent:** Monday, July 15, 2019 9:47 AM  
**To:** 'Day, Eric'  
**Subject:** RE: New Legislation Comments - Series 1 Legislative Rule (23CSR1).

Mr. Day,

Thank you for taking time to review the amendment to the current Series 1 Legislative Rule 23CSR1, which propose changes to waiver of initial licensure for military and low income families. The rule change will require individuals seeking waiver of initial occupational licensing fees to apply on a form provided by the board. Your support for the rule is appreciated.

This rule and any modifications and accompanying comments to the rule will be reviewed by the Legislature during the upcoming session and we will keep interested parties apprised of its progress on our web page at [www.wvbps.wv.gov](http://www.wvbps.wv.gov). Again, we appreciate the time you took to review and provide feedback on the proposed rule and please do not hesitate to contact me if you have additional questions.

Thank you,

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[www.wvbps.wv.gov](http://www.wvbps.wv.gov)

**From:** Day, Eric <EDay@Dewberry.com>  
**Sent:** Thursday, June 6, 2019 12:10 PM  
**To:** WVBPSS <WVBPSS@wv.gov>  
**Subject:** New Legislation Comments - Series 1 Legislative Rule (23CSR1).

To the West Virginia Board of Professional Land Surveyors,

As a licensee (Reg. No 913) I am in favor of the proposed amendment to the licensing fee text as underlined in the NOTICE OF PUBLIC COMMENT PERIOD document emailed to me on 6/06/2019.

Additionally, I am in favor of a fee waiver or reduction of any other fees which may be imposed by the state in connection with the application and testing of prospective Land Surveyors within the groups benefitted by this legislative amendment.

Thank you for your good work!

Eric V. Day  
Dewberry Engineers Inc.

321 Ballenger Center Drive, Suite 103  
Frederick, MD 21703  
240.397.7201

Professional Land Surveyor - MD PA WV



Visit Dewberry's website at [www.dewberry.com](http://www.dewberry.com) If you've received this email even though it's intended for someone else, then please delete the email, don't share its contents with others, and don't read its attachments. Thank you.

## Justice, Kristi A

---

**From:** Justice, Kristi A  
**Sent:** Monday, July 15, 2019 10:06 AM  
**To:** 'John Hannah'  
**Subject:** RE: WV Board of Professional Surveyors Legislative Rule Revision

Mr. Hannah,

Thank you for taking time to review the amendment to the current Series 1 Legislative Rule 23CSR1, which propose changes to waiver of initial licensure for military and low income families. Requiring individuals seeking waiver of initial occupational licensing fees to apply on a form provided by the board. Your support for the rule is appreciated.

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You had mentioned in your comment suggesting a waiver of continuing education for active duty military. Our Series 2 Legislative Rule (23CSR2) addressing exemption for an individual who is serving on temporary active duty in the armed forces of the United States. See below 23-2-5 Exemption of Mandatory Continuing Education for Land Surveyors:

**TITLE 23 LEGISLATIVE RULE**  
**BOARD OF PROFESSIONAL SURVEYORS**  
**SERIES 2 MANDATORY CONTINUING EDUCATION FOR LAND SURVEYOR**

**§23-2-5. Exemptions.**

*5.1. The following licensees are not subject to the requirements of subsections 3.1 and 3.2 of this rule and may be exempt from mandatory continuing education:*

*5.1.1. New licensees by way of examination are exempt for their first renewal period;*

*5.1.2. A licensee serving on temporary active duty in the armed forces of the United States for a period of time exceeding one hundred twenty (120) consecutive days in a year is exempt from obtaining the professional development hours required during that year;*

*5.1.3. A licensee experiencing physical disability, illness, or other extenuating circumstances may submit supporting documentation to the board and request exemption for the renewal year in which the disability, illness, or extenuating circumstance occurs. Upon review of the circumstances and approval by the board, the licensee is exempt;*

*5.1.4. A licensee is exempt for any renewal year in which he or she is employed as a professional land surveyor and is assigned to duty outside of the United States for a period exceeding one hundred twenty (120) consecutive days during that year;*

*5.1.5. A licensee who lists his or her occupation as "Retired" on the Board approved renewal form and who further certifies that he or she is no longer receiving any remuneration from providing professional land surveying services is exempt from the professional development hours required. In the event a retired licensee elects to return to the active practice of land surveying, the licensee shall acquire professional development hours for each year exempted up to two years prior to returning to active practice; and*

*5.1.6. A nonresident licensee, who otherwise meets all renewal requirements and is licensed in any other state or jurisdiction approved and listed by the Board that has continuing professional competency requirements which the licensee has met, may certify compliance with the continuing professional competency requirements of the other jurisdiction in lieu of compliance with the provisions of subsection 3.1 of this rule.*

Thank you again for reviewing the proposed rule amendment.

Kristi A. Justice, MA  
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From: John Hannah <jthannah.3883@gmail.com>  
Sent: Thursday, June 6, 2019 8:41 PM  
To: Justice, Kristi A <Kristi.A.Justice@wv.gov>  
Subject: Re: WV Board of Professional Surveyors Legislative Rule Revision

Ma'am,

May I suggest waiving the renewal fees and continuing education for active duty military like KY and OH? Those of us that are on active duty and not currently practicing in the state but wanting to stay current would appreciate it.

John Hannah  
Land Surveyor, Army Chaplain

Sent from my iPhone

On Jun 6, 2019, at 8:44 AM, Justice, Kristi A <[Kristi.A.Justice@wv.gov](mailto:Kristi.A.Justice@wv.gov)> wrote:

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Thank you,

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Executive Director

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[www.wvbdos.wv.gov](http://www.wvbdos.wv.gov)

<23 CSR1 Comment Period.pdf>

## Justice, Kristi A

---

**From:** Justice, Kristi A  
**Sent:** Monday, July 15, 2019 10:12 AM  
**To:** 'Doretta Malone'  
**Subject:** RE: WV Board of Professional Surveyors Legislative Rule Revision

Thank you for taking time to review the amendment to the current Series 1 Legislative Rule 23CSR1, which propose changes to waiver of initial licensure for military and low income families. Requiring individuals seeking waiver of initial occupational licensing fees to apply on a form provided by the board. This proposed rule change was for the sole purpose of implementing the provisions included in Senate Bill 396 that passed on March 8, 2019.

This rule and any modifications and accompanying comments to the rule will be reviewed by the Legislature during the upcoming session and we will keep interested parties apprised of its progress on our web page at [www.wvbps.wv.gov](http://www.wvbps.wv.gov). Again, we appreciate the time you took to review and provide feedback on the proposed rule and please do not hesitate to contact me if you have additional questions.

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**From:** Doretta Malone <dorettamalone@gmail.com>  
**Sent:** Monday, June 10, 2019 8:59 AM  
**To:** Justice, Kristi A <Kristi.A.Justice@wv.gov>  
**Subject:** Re: WV Board of Professional Surveyors Legislative Rule Revision

Not in favor.

On Thu, Jun 6, 2019 at 11:45 AM Justice, Kristi A <[Kristi.A.Justice@wv.gov](mailto:Kristi.A.Justice@wv.gov)> wrote:

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