

Justice, Kristi A

From: Justice, Kristi A
Sent: Friday, September 13, 2019 11:38 AM
To: 'steve.semple@accuratesurveyfl.com'
Subject: RE: [External] WV Board of Professional Surveyors Legislative Rule Revision - HB118

Mr. Semple,

Thank you for taking time to review the amendment to the current Series 1 Legislative Rule 23CSR1. The proposed changes include language from HB 118 passed during the 2019 West Virginia Legislative Special Session. The change is regarding Criminal History and Petition to Determine Licensure Eligibility. The Board may not disqualify an applicant from initial licensure because of a prior criminal conviction unless that conviction bears a rational nexus to the practice of professional surveying. An individual with a criminal record who has not previously applied for licensure may petition the Board at any time for a determination of whether the individual's criminal record will disqualify the individual from obtaining a license.

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. 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,

From: steve.semple@accuratesurveyfl.com <steve.semple@accuratesurveyfl.com>
Sent: Tuesday, August 13, 2019 6:06 AM
To: WVBPS <WVBPS@wv.gov>
Subject: [External] WV Board of Professional Surveyors Legislative Rule Revision - HB118

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and are expecting the content. – WV Office of Technology

To Whom it may concern,

I believe we are opening the door to allow felons in or profession. Why would we want to water down a proud profession that include, Presidents and 3 out of 4 of the men on Mt. Rushmore? When you start letting criminal elements in, we dilute ourselves into a trade and not a strong profession. I don't support these changes and do not wish to see our great history ruined!

Steve Semple, PLS,
President
Accurate Survey of Florida, Inc.
4206 National Guard Drive
Plant City, FL 33563

Cell (724) 420-0999 Office (813) 645-2300

Justice, Kristi A

From: Justice, Kristi A
Sent: Friday, September 13, 2019 11:37 AM
To: Steve Redden
Subject: RE: [External] amendment to legislative rule (23csr1)

Mr. Redden,

Thank you for taking time to review the amendment to the current Series 1 Legislative Rule 23CSR1. The proposed changes include language from HB 118 passed during the 2019 West Virginia Legislative Special Session. The change is regarding Criminal History and Petition to Determine Licensure Eligibility. The Board may not disqualify an applicant from initial licensure because of a prior criminal conviction unless that conviction bears a rational nexus to the practice of professional surveying. An individual with a criminal record who has not previously applied for licensure may petition the Board at any time for a determination of whether the individual's criminal record will disqualify the individual from obtaining a license.

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. 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

From: Steve Redden <sredde@aci-wv.com>
Sent: Tuesday, August 13, 2019 2:50 PM
To: WVBPS <WVBPS@wv.gov>
Subject: [External] amendment to legislative rule (23csr1)

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and are expecting the content. -- WV Office of Technology

This sounds like an improvement and I agree with it.

Justice, Kristi A

From: Justice, Kristi A
Sent: Friday, September 13, 2019 11:37 AM
To: Doretta Malone
Subject: RE: [External] COMMENTS TO PROPOSED CHANGES

Thank you for taking time to review the amendment to the current Series 1 Legislative Rule 23CSR1. The proposed changes include language from HB 118 passed during the 2019 West Virginia Legislative Special Session. The change is regarding Criminal History and Petition to Determine Licensure Eligibility. The Board may not disqualify an applicant from initial licensure because of a prior criminal conviction unless that conviction bears a rational nexus to the practice of professional surveying. An individual with a criminal record who has not previously applied for licensure may petition the Board at any time for a determination of whether the individual's criminal record will disqualify the individual from obtaining a license.

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. 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

From: Doretta Malone <dorettamalone@gmail.com>
Sent: Tuesday, August 13, 2019 4:25 PM
To: WVBPS <WVBPS@wv.gov>
Subject: [External] COMMENTS TO PROPOSED CHANGES

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and are expecting the content. – WV Office of Technology

1. Is their going to be a list of what crimes "may be" forgiven (i.e. speeding ticket, drug & alcohol related, petty theft) plus age limit for when the crime was committed and a list of crimes that "will not" be forgiven? People do do stupid things that "haunt" them later in life.
2. I believe if a person gets them-self back to being a responsible citizen then a license could be granted depending on other conditions.
3. I also believe prior to allowing someone with a past criminal record to take the required exams additional background information should be obtained to ensure the person's moral & ethical standards are such to grant a license.
4. Remember, the Board has a responsibility to protect the general public and ensure the integrity of the surveying profession,

5. What safe guards are the Board going to implement to ensure this does not turn into a "good old boy" situation when reviewing the person's application?

Justice, Kristi A

From: Justice, Kristi A
Sent: Friday, September 13, 2019 11:36 AM
To: John Tuggle
Subject: RE: [External] WV Board of Professional Surveyors Legislative Rule Revision - HB118

Mr. Tuggle,

Thank you for taking time to review the amendment to the current Series 1 Legislative Rule 23CSR1. The proposed changes include language from HB 118 passed during the 2019 West Virginia Legislative Special Session. The change is regarding Criminal History and Petition to Determine Licensure Eligibility. The Board may not disqualify an applicant from initial licensure because of a prior criminal conviction unless that conviction bears a rational nexus to the practice of professional surveying. An individual with a criminal record who has not previously applied for licensure may petition the Board at any time for a determination of whether the individual's criminal record will disqualify the individual from obtaining a license.

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. 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

From: John Tuggle <jtuggle@reg4wv.org>
Sent: Wednesday, August 14, 2019 7:25 PM
To: WVBPS <WVBPS@wv.gov>
Cc: jwestuggle@gmail.com
Subject: [External] WV Board of Professional Surveyors Legislative Rule Revision - HB118

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and are expecting the content. -- WV Office of Technology

Honorable Board Members,

I respectfully submit my concurrence with the proposed language in Legislative Rule Revision HB118.

In my current position I am exposed to workforce deficiencies across all sectors of our labor force. At times the issues at hand concern past criminal records of individuals who have made errors in judgement which resulted in a criminal conviction. Many of these incidents are related to being under the influence of controlled substances and are one time events which even after paying their debt to society and maintaining their sobriety, drastically limit the employment opportunities for that individual.

Sample analogy; an individual becomes addicted to opioids , in desperation for cash steals a \$5000 lawn mower from his neighbor, consequently he is convicted, he then completes his sentence, and recovers from his addiction, but is no longer eligible to gain his previous employment status due to his criminal record.

Ultimately, this legislation will save tax dollars, help bolster the workforce, and give a good individual who made a horrendous mistake a second chance at being a productive citizen.

Thank you for taking my comment on HB118.

Sincerely,

John W. Tuggle

John Tuggle PE PS

**Executive Director
Region 4 Planning and Development Council
304-872-4970**

* Help improve broadband access in your community by taking the WV Broadband Enhancement Council's internet speed test at <https://broadband.wv.gov> *