

1999 DRAFTING REQUEST

Bill

Received: **09/30/98**

Received By: **kunkemd**

Wanted: **As time permits**

Identical to LRB:

For: **Robert Welch (608) 266-0751**

By/Representing: **Les Wakefield**

This file may be shown to any legislator: **NO**

Drafter: **kunkemd**

May Contact: **Frank Thousand**

Alt. Drafters:

Subject: **Occupational Reg. - prof lic**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Regulation of professional land surveyors

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	kunkemd 10/1/98	gilfokm 10/2/98		_____			State
/1		gilfokm 11/25/98	ismith 10/5/98	_____	lrb_docadmin 02/5/99	lrb_docadmin 05/27/99	
		wjackson 02/4/99	ismith 02/5/99	_____			

FE Sent For:

<END>

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				IS/KM 2/5/99			

FE Sent For:

<END>

FRANCIS R. THOUSAND
LAND SURVEYOR
MADISON, WISCONSIN

August 17, 1998

Senator Robert Welch
P.O. Box 7882
Madison, WI 53707-7882

Dear Senator Welch:

Please ask Mark D. Kunkel of the LRB to revise Senate Substitute Amendment, to 1997 Senate Bill 44, LRBs0125/2 to remove language for the Administrative Warning letter which passed the last session as a separate bill. I think that means deleting section 21 of the above mentioned draft.

If you have any questions, please feel free to contact me at (608)267-4485 days or email thousand@mailbag.com or ft housa1@mail.state.wi.us .

Sincerely,



Francis R. Thousand
Chair, Wisconsin Society of Land Surveyors Legislative Committee

CC. Mark D. Kunkel
Legislative Reference Bureau

Kunkel, Mark

From: Wakefield, Les
Sent: Wednesday, August 19, 1998 11:17 AM
To: Kunkel, Mark

Mark- you should have a copy of a letter sent to Senator Welch from Frank Thousand regarding Senate Bill 44; specifically LRB 0125/2. Please remove section 21 of the draft per the instructions in the letter. If you have any questions, please call Frank Thousand at 267-4485 or myself. The sooner this gets done the better. Many thanks.

Les

A handwritten signature in black ink, appearing to be a stylized name, possibly "Les", written across the lower middle of the page.

O-NOTE

~~WJZ~~ WJZ
-0409/1

SENATE SUBSTITUTE AMENDMENT,
TO 1997 SENATE BILL 44

RM
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By 2/3⁵ if possible

REGEN

1 AN ACT *to repeal* 443.06 (2) (c); *to renumber and amend* 443.01 (4) and 443.02
2 (4) (a); *to amend* 15.405 (2) (intro.), (a) and (b), 30.11 (3), 30.13 (3) (a), 59.20 (2),
3 59.43 (8), 59.45 (1) (a) 2., 59.45 (1) (b), 59.45 (3), 59.46, 59.74 (2) (b) 1., 59.74 (2)
4 (c), 59.74 (2) (g), 59.74 (2) (h), 59.74 (2) (j), 59.75, 60.84 (1), 157.07 (1), 236.15
5 (2), 236.34 (1) (a), 440.08 (2) (a) 39., chapter 443 (title), 443.01 (3), 443.06 (title),
6 443.06 (1) (title), 443.06 (1) (a), 443.06 (1) (b), 443.06 (2) (intro.), 443.06 (2) (a),
7 443.06 (2) (am), 443.06 (2) (b), 443.06 (2) (bm), 443.06 (2) (cm), 443.06 (2) (d),
8 443.06 (2) (e), 443.06 (2) (em), 443.06 (3), 443.10 (title), 443.10 (2) (b), 443.10 (5),
9 443.12 (title), 443.12 (1), 443.12 (3), 443.14 (8) (a), 443.14 (8) (b), 443.14 (8) (c),
10 443.14 (8) (d), 443.14 (9), 443.14 (11), 443.18 (2) (b), 703.11 (2) (b), 703.11 (4),
11 703.13 (6) (e), 703.13 (7) (c), 707.215 (5) (intro.), 709.02 and 709.07; and *to*
12 *create* 440.205, 443.01 (1g), 443.01 (1r), 443.01 (3b), 443.01 (6s) (a) and (b),
13 443.01 (6s) (d) 3. and 4., 443.01 (6s) (f) to (h), 443.01 (7m) and 443.135 of the

INSERT 2-4

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statutes; relating to: ~~the issuance of administrative warnings to holders of~~
~~credentials issued by the department of regulation and licensing or a board in~~
~~the department~~ professional land surveyors and the practice of professional
land surveying and granting rule-making authority.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

5 **SECTION 1.** 15.405 (2) (intro.), (a) and (b) of the statutes are amended to read:
6 15.405 (2) (title) EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,
7 PROFESSIONAL GEOLOGISTS, PROFESSIONAL ENGINEERS, DESIGNERS AND PROFESSIONAL LAND
8 SURVEYORS. (intro.) There is created an examining board of architects, landscape
9 architects, professional geologists, professional engineers, designers and
10 professional land surveyors in the department of regulation and licensing. Any
11 professional member appointed to the examining board shall be registered or
12 licensed to practice architecture, landscape architecture, professional geology,
13 professional engineering, the design of engineering systems or professional land
14 surveying under ch. 443. The examining board shall consist of the following
15 members appointed for 4-year terms: 3 architects, 3 landscape architects, 3
16 professional geologists, 3 professional engineers, 3 designers, 3 professional land
17 surveyors and 12 public members.
18 (a) In operation, the examining board shall be divided into an architect section,
19 a landscape architect section, a geologist section, an engineer section, a designer
20 section and a professional land surveyor section. Each section shall consist of the 3
21 members of the named profession appointed to the examining board and 2 public
22 members appointed to the section. The examining board shall elect its own officers,
23 and shall meet at least twice annually.

INSERT 3-6 ✓

1 (b) All matters pertaining to passing upon the qualifications of applicants for
2 and the granting or revocation of registration or licensure, and all other matters of
3 interest to either the architect, landscape architect, geologist, engineer, designer or
4 professional land surveyor section shall be acted upon solely by the interested
5 section.

6 ↗ SECTION 2. 30.11 (3) of the statutes is amended to read:

7 30.11 (3) HOW ESTABLISHED. Whenever any municipality proposes to establish
8 a bulkhead line or to reestablish an existing bulkhead line, the municipality shall
9 indicate both the existing shore and the proposed bulkhead line upon a map and shall
10 file with the department for its approval 6 copies of the map and 6 copies of the
11 ordinance establishing the bulkhead line. The map shall use a scale of not less than
12 100 feet to an inch or any other scale required by the department. The map and a
13 metes and bounds description of the bulkhead line shall be prepared by a licensed
14 professional land surveyor registered licensed in this state. The department may
15 require the installation of permanent reference markers to the bulkhead line. Upon
16 approval by the department, the municipality shall deliver the map, description and
17 ordinance to the office of the register of deeds of the county in which the bulkhead
18 line lies, to be recorded by the register of deeds.

19 SECTION 3. 30.13 (3) (a) of the statutes is amended to read:

20 30.13 (3) (a) Any municipality authorized by s. 30.11 to establish a bulkhead
21 line may also establish a pierhead line in the same manner as it is authorized to
22 establish a bulkhead line, except that a metes and bounds legal description is not
23 required nor is the map required to be prepared by a ~~registered~~ licensed professional
24 land surveyor and except that if the municipality has created a board of harbor
25 commissioners the municipality must obtain the approval of the board concerning

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PROOF W/ STAFFS

1 the establishment of the pierhead line in addition to obtaining the approval of the
2 department.

3 SECTION 4. 59.20 (2) of the statutes is amended to read:

4 59.20 (2) COUNTY OFFICERS; TERMS. A county clerk, treasurer, sheriff, coroner,
5 clerk of circuit court, register of deeds and surveyor, who shall be a registered
6 licensed professional land surveyor, shall be elected in each county for full terms at
7 the general election held in each even-numbered year. The regular term of office of
8 each such officer shall commence on the first Monday of January next succeeding his
9 or her election and shall continue 2 years and until his or her successor qualifies.
10 In lieu of electing a surveyor in any county, the board may, by resolution, designate
11 that the duties under ss. 59.45 (1) and 59.74 (2) be performed by any registered
12 licensed professional land surveyor employed by the county. In any county
13 containing one town only, the county board may, by resolution, designate any county
14 office a part-time position, combine 2 or more county offices, and, if concurred in by
15 the town board, combine the offices of county clerk and town clerk and any other
16 county and town offices, provided that the offices combined are not incompatible and
17 the combination is not expressly forbidden by law. If the town board so concurs, the
18 election may be for the combined office and no separate election for the town office
19 shall be held until after the county board has by resolution decided to abandon the
20 combination and the town board has concurred by resolution. In counties having a
21 population of 500,000 or more, no county coroner or county surveyor may be elected.
22 In any county in which a medical examiner system is instituted, no coroner may be
23 elected.

(24) SECTION 5. ~~59.43 (8) of the statutes is amended to read;~~

INSERT 4-23 ✓

1 **59.43 (8) REQUIRED SIGNATURE AND SEAL ON SURVEY DOCUMENT FOR FILING OR**
 2 RECORDING. It is unlawful for the register of deeds of any county or any proper public
 3 authority to file or record a map, plat, survey or other document within the definition
 4 of the practice of professional land surveying under s. 443.01 (6s), which does not
 5 have impressed thereon, and affixed thereto, the personal signature and seal of a
 6 registered licensed professional land surveyor under whose responsible charge the
 7 map, plat, survey or other document was prepared. This subsection does not apply
 8 to any deed, contract or other recordable document prepared by an attorney.

9 **SECTION 6.** 59.45 (1) (a) 2. of the statutes ~~affected~~ ^{affected} by 1997 Wisconsin Act 85
 10 is amended to read:

11 59.45 (1) (a) 2. Make, personally or by a deputy, a record, in books or on
 12 drawings and plats that are kept for that purpose, of all corners that are set and the
 13 manner of fixing the corners and of all bearings and the distances of all courses run,
 14 of each survey made personally, by deputies or by other licensed professional land
 15 surveyors and arrange or index the record so it is an easy to use reference and file
 16 and preserve in the office the original field notes and calculation thereof. Within 60
 17 days after completing any survey, the county surveyor shall make a true and correct
 18 copy of the foregoing record, in record books or on reproducible papers to be furnished
 19 by the county and kept in files in the office of the county surveyor to be provided by
 20 the county. In a county with a population of 500,000 or more where there is no county
 21 surveyor, a copy of the record shall also be filed in the office of the regional planning
 22 commission which acts in the capacity of county surveyor for the county.

23 **SECTION 7.** 59.45 (1) (b) of the statutes is amended to read:

24 59.45 (1) (b) Surveys for individuals or corporations may be performed by any
 25 licensed professional land surveyor who is employed by the parties requiring the

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1 services, providing that within 60 days after completing any survey the land
2 surveyor files a true and correct copy of the survey in the office of the county surveyor.
3 In counties with a population of 500,000 or more the copy shall be filed in the office
4 of the register of deeds and in the office of the regional planning commission which
5 acts in the capacity of county surveyor for the county.

6 SECTION 8. 59.45 (3) of the statutes is amended to read:

7 59.45 (3) SURVEYOR; FEES. In addition to the regular fees of licensed professional
8 land surveyors that are received from the parties employing the county surveyor, the
9 county surveyor may receive a salary from the county.

10 SECTION 9. 59.46 of the statutes is amended to read:

11 **59.46 Penalty for nonfeasance.** Any county surveyor, any city, village or
12 town engineer, or any licensed professional land surveyor who fails or refuses to
13 perform any duty required of that person by law shall forfeit not less than \$25 nor
14 more than \$50 for each such failure or refusal.

15 SECTION 10. 59.74 (2) (b) 1. of the statutes is amended to read:

16 59.74 (2) (b) 1. Whenever it becomes necessary to destroy, remove or cover up
17 in such a way that will make it inaccessible for use, any landmark, monument of
18 survey, or corner post within the meaning of this subsection, the person including
19 employes of governmental agencies who intend to commit such act shall serve
20 written notice at least 30 days prior to the act upon the county surveyor of the county
21 within which the landmark is located. Notice shall also be served upon the
22 municipality's engineer if the landmark is located within the corporate limits of a
23 municipality. The notice shall include a description of the landmark, monument of
24 survey or corner post and the reason for removing or covering it. In this paragraph,
25 removal of a landmark includes the removal of railroad track by the owner of the

1 track. In a county having a population of less than 500,000 where there is no county
2 surveyor, notice shall be served upon the clerk. In a county with a population of
3 500,000 or more where there is no county surveyor, notice shall be served upon the
4 executive director of the regional planning commission which acts in the capacity of
5 county surveyor for the county. Notwithstanding par. (c), upon receipt of the notice
6 the clerk shall appoint a registered licensed professional land surveyor to perform
7 the duties of a county surveyor under subd. 2.

8 SECTION 11. 59.74 (2) (c) [√] of the statutes is amended to read:

9 59.74 (2) (c) In those counties where there are no county surveyors a petition
10 can be made to the board by any resident of this state requesting the board to appoint
11 a licensed professional land surveyor to act in the capacity of the county surveyor.
12 The board, upon receipt of this petition, shall appoint a licensed professional land
13 surveyor to act in the capacity of the county surveyor. In counties with a population
14 of 500,000 or more, the board may appoint a governmental agency to act in the
15 capacity of county surveyor.

16 SECTION 12. 59.74 (2) (g) [√] of the statutes is amended to read:

17 59.74 (2) (g) Every licensed professional land surveyor and every officer of the
18 department of natural resources and the district attorney shall enforce this
19 subsection.

20 SECTION 13. 59.74 (2) (h) [√] of the statutes is amended to read:

21 59.74 (2) (h) Any registered licensed professional land surveyor employed by
22 the department of transportation or by a county highway department, may, incident
23 to employment as such, assume and perform the duties and act in the capacity of the
24 county surveyor under this subsection with respect to preservation and perpetuation
25 of landmarks, witness monuments and corner posts upon and along state trunk,

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1 county trunk and town highways. Upon completing a survey and perpetuating
 2 landmarks and witness monuments under par. (b) 2., a licensed professional land
 3 surveyor employed by the state shall file the field notes and records in the district
 4 office or main office of the department of transportation, and a licensed professional
 5 land surveyor employed by a county shall file the field notes and records in the office
 6 of the county highway commissioner, open to inspection by the public, and in either
 7 case a true and correct copy of the field notes and records shall be filed with the
 8 county surveyor. In a county with a population of 500,000 or more where there is no
 9 county surveyor, a copy of the field notes and records shall also be filed in the office
 10 of the regional planning commission which acts in the capacity of county surveyor
 11 for the county.

12 SECTION 14. 59.74 (2) (j) of the statutes is amended to read:

13 59.74 (2) (j) The county surveyor may employ other licensed professional land
 14 surveyors to assist in this work and may accept reference checks for these corners
 15 from any licensed professional land surveyor.

16 SECTION 15. 59.75 of the statutes is amended to read:

17 **59.75 Certificates and records as evidence.** The certificate and also the
 18 official record of the county surveyor when produced by the legal custodian thereof,
 19 or any of the county surveyor's deputies, when duly signed by the county surveyor
 20 in his or her official capacity, shall be admitted as evidence in any court within the
 21 state, but the same may be explained or rebutted by other evidence. If any county
 22 surveyor or any of his or her deputies are interested in any tract of land a survey of
 23 which becomes necessary, such survey may be executed by any licensed professional
 24 land surveyor appointed by the board.

25 SECTION 16. 60.84 (1) of the statutes is amended to read:

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1 60.84 (1) SURVEY, CONTRACT FOR. The town board may contract with the county
2 surveyor or any ~~registered~~ licensed professional land surveyor to survey all or some
3 of the sections in the town and to erect monuments under this section as directed by
4 the board.

5 SECTION 17. 157.07 (1) of the statutes is amended to read:

6 157.07 (1) A cemetery authority shall cause to be surveyed and platted by a
7 professional land surveyor ~~registered~~ licensed in this state those portions of the
8 lands that are from time to time required for burial, into cemetery lots, drives and
9 walks, and record a plat or map of the land in the office of the register of deeds. The
10 plat or map may not be recorded unless laid out and platted to the satisfaction of the
11 county board of the county, and the town board of the town in which the land is
12 situated, or, if the land is situated within a 1st class city, then only by the common
13 council of that city.

14 SECTION 18. 236.15 (2) of the statutes is amended to read:

15 236.15 (2) ACCURACY OF SURVEY. The survey shall be performed by a
16 professional land surveyor ~~registered~~ licensed in this state and if the error in the
17 latitude and departure closure of the survey or any part thereof is greater than the
18 ratio of one in 3,000, the plat may be rejected.

19 SECTION 19. 236.34 (1) (a) of the statutes is amended to read:

20 236.34 (1) (a) The survey shall be performed and the map prepared by a
21 professional land surveyor ~~registered~~ licensed in this state. The error in the latitude
22 and departure closure of the survey may not exceed the ratio of one in 3,000.

23 SECTION 20. 440.08 (2) (a) 39. of the statutes ~~is affected by 1997 Wisconsin Act~~

24 is amended to read:

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Proof of Stats.

1 440.08 (2) (a) 39. Land surveyor, professional: February 1 of each
2 even-numbered year; \$69.

3 **SECTION 21.** 440.205 of the statutes is created to read:

4 **440.205 Administrative warnings.** If the department or a board, examining
5 board or affiliated credentialing board in the department determines during an
6 investigation that there is substantial evidence of misconduct by a credential holder,
7 the department, board, examining board or affiliated credentialing board may close
8 the investigation by issuing an administrative warning to the credential holder.
9 With respect to a credential issued by a board, examining board or affiliated
10 credentialing board, the department may not issue an administrative warning under
11 this section unless the board, examining board or affiliated credentialing board
12 concurs in issuing the warning. If an administrative warning is issued under this
13 section, the credential holder may obtain a review of the administrative warning
14 through a personal appearance before the department, board, examining board or
15 affiliated credentialing board that issued the administrative warning.
16 Administrative warnings shall be private and confidential, do not constitute an
17 adjudication of guilt or the imposition of discipline and may not be used as evidence
18 that the credential holder is guilty of the alleged misconduct. However, if a
19 subsequent allegation of misconduct by the credential holder is received by the
20 department or a board, examining board or affiliated credentialing board in the
21 department, the matter relating to the issuance of the administrative warning may
22 be reopened and disciplinary proceedings may be commenced on the matter, or the
23 administrative warning may be used in any subsequent disciplinary proceeding as
24 evidence that the credential holder had actual knowledge that the misconduct that
25 was the basis for the administrative warning was contrary to law. The department

1 shall promulgate rules establishing uniform procedures for the issuance and use of
2 administrative warnings. The rules shall include a definition of "substantial
3 evidence of misconduct" for purposes of this section.

4 SECTION 22. Chapter 443 (title) of the statutes is amended to read:

5 CHAPTER 443

6 EXAMINING BOARD OF ARCHITECTS,

7 LANDSCAPE ARCHITECTS, PROFESSIONAL

8 GEOLOGISTS, PROFESSIONAL ENGINEERS,

9 DESIGNERS AND PROFESSIONAL

10 LAND SURVEYORS

11 SECTION 23. 443.01 (1g) of the statutes is created to read:

12 443.01 (1g) "Cartographic surveying" means collecting topographic,
13 hydrographic, aerial, anthropologic, forensic, architectural or mining data that
14 depicts areas and physical features on, below or above the surface of the earth and
15 compiling maps.

16 SECTION 24. 443.01 (1r) of the statutes is created to read:

17 443.01 (1r) "Construction surveying" means surveying or mapping in support
18 of infrastructure design, improvements related to private and public boundary lines,
19 construction layout or historic preservation, and establishing any post-construction
20 documentation related to such surveying or mapping.

21 SECTION 25. 443.01 (3) of the statutes is amended to read:

22 443.01 (3) "Examining board" means the examining board of architects,
23 landscape architects, professional geologists, professional engineers, designers and
24 professional land surveyors.

25 SECTION 26. 443.01 (3b) of the statutes is created to read:

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PROFESSIONAL GEOLOGISTS

PROFESSIONAL ENGINEERS

DESIGNERS AND PROFESSIONAL

LAND SURVEYORS

PROFESSIONAL GEOLOGISTS

PROFESSIONAL

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1 443.01 (3b) "Geodetic surveying" means surveying to determine the size and
2 shape of the earth or the precise positions of points on the surface of the earth.

3 SECTION 27. 443.01 (4) of the statutes is renumbered 443.01 (6s) (intro.) and
4 amended to read:

5 443.01 (6s) (intro.) "Land Practice of professional land surveying" means any
6 service comprising the determination of the location of the following:

7 (c) Establishing, restoring or perpetuating private or public land boundaries
8 and land boundary corners; the preparation of.

9 (d) Preparing maps showing the that depict any of the following:

10 1. The shape and area of tracts of land and their subdivisions into smaller
11 tracts; the preparation of maps showing the or the subdivision or consolidation of
12 tracts of land.

13 2. The layout and rights-of-way of roads, or streets and rights-of-way of same
14 to give access to smaller tracts; and the preparation of.

15 (e) Preparing assessors' or official plats, or maps, of land in this state.

16 SECTION 28. 443.01 (6s) (a) and (b) of the statutes are created to read:

17 443.01 (6s) (a) Measuring and analyzing a tract of land to determine its
18 boundaries or to describe the tract for the purpose of conveyance.

19 (b) Designing or coordinating designs for the purpose of platting or subdividing
20 land into smaller tracts.

21 SECTION 29. 443.01 (6s) (d) 3. and 4. of the statutes are created to read:

22 443.01 (6s) (d) 3. Air, water or property rights.

23 4. Public or private easements.

24 SECTION 30. 443.01 (6s) (f) to (h) of the statutes are created to read:

1

443.01 (6s) (f) Applying knowledge or experience ^{WON} ~~about~~ ^{STAT} land surveying to assist
in the development, use or management of geographic or land information systems
that collect, organize or disseminate data regarding land ownership or land
resources.

5

(g) Performing cartographic, construction or geodetic surveying in connection
with any of the practices specified in pars. (a) to (e).

6

(h) Providing consultation services related to any of the practices specified in
this subsection.

7

SECTION 31. 443.01 (7m) [✓] of the statutes is created to read:

8

443.01 (7m) "Professional land surveyor" means a person who, by reason of his
or her knowledge of law, mathematics, physical sciences and measurement
techniques, acquired by education and practical experience, is granted a license or
permit to engage in the practice of professional land surveying under this chapter.

9

SECTION 32. 443.02 (4) (a) [✓] of the statutes is renumbered 443.02 (4) [✓] and
amended to read:

10

443.02 (4) No person may engage or offer to engage in the practice of
professional land surveying in this state or use or advertise any title or description
tending to convey the impression that the person is a professional land surveyor
unless the person has been issued a ~~certificate of registration or~~ granted a license or
permit to practice under this chapter.

11

SECTION 33. 443.06 (title) [✓] of the statutes is amended to read:

12

443.06 (title) ~~Registration~~ Licensure requirements for professional
land surveyors.

13

SECTION 34. 443.06 (1) (title) [✓] of the statutes is amended to read:

14

443.06 (1) (title) ~~REGISTRATION~~ LICENSURE, APPLICATION, QUALIFYING EXPERIENCE.

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SECTION 35. 443.06 (1) (a) [✓] of the statutes ~~as affected by 1997 Wisconsin Act 27~~ is amended to read:

443.06 (1) (a) Application for ~~registration~~ licensure as a professional land surveyor or a permit to practice shall be made to the section under oath, on forms provided by the department, which shall require the applicant to submit such information as the section deems necessary. The section may require applicants to pass written or oral examinations or both. Applicants who do not have an arrest or conviction record, subject to ss. 111.321, 111.322 and 111.335, shall be entitled to be ~~registered or issued a~~ granted a license or permit to practice as professional land surveyors when satisfactory evidence is submitted that the applicant has met one or more of the requirements of sub. (2).

SECTION 36. 443.06 (1) (b) [✓] of the statutes is amended to read:

443.06 (1) (b) Each year, but not more than 4 years, of work or training completed in a curriculum in land surveying approved by the professional land surveyor section, or responsible charge of land surveying teaching may be considered as equivalent to one year of qualifying experience in land surveying work, and each year, but not more than 4 years completed in a curriculum other than land surveying approved by the ~~land surveyor~~ section, may be considered as equivalent to one-half year of qualifying experience.

SECTION 37. 443.06 (2) (intro.) [✓] of the statutes is amended to read:

443.06 (2) ~~title~~ REQUIREMENTS; CERTIFICATE OF REGISTRATION LICENSE. (intro.)
The section may grant a ~~certificate of registration as a~~ professional land surveyor license to any person who has submitted to it an application, the required fees and one or more of the following:

SECTION 38. 443.06 (2) (a) [✓] of the statutes is amended to read:

1 443.06 (2) (a) A record of completion of a course in land surveying of not less
2 than 2 years' duration approved by the professional land surveyor section together
3 with 2 years of practice in land surveying work of satisfactory character which
4 indicates that the applicant is competent to be placed in responsible charge of such
5 work, if the applicant has passed an oral and written or written examination
6 administered by the ~~land surveyor~~ section. This paragraph applies to actions of the
7 ~~land surveyor~~ section on applications for professional land surveyors' ~~eertificates~~
8 licenses that are submitted to the ~~land surveyor~~ section before July 1, 2000.

9 **SECTION 39.** 443.06 (2) (am)[✓] of the statutes is amended to read:

10 443.06 (2) (am) Evidence satisfactory to the professional land surveyor section
11 that he or she has received a bachelor's degree in a course in land surveying or a
12 related field that has a duration of not less than 4 years and is approved by the ~~land~~
13 ~~surveyor~~ section, and that he or she has engaged in at least 2 years of land surveying
14 practice of satisfactory character that indicates that the applicant is competent to
15 engage in the practice of professional land surveying, if the applicant has passed an
16 oral and written or written examination administered by the ~~land surveyor~~ section.
17 This paragraph applies to actions of the ~~land surveyor~~ section on applications for
18 professional land surveyors' ~~eertificates~~ licenses that are submitted to the ~~land~~
19 ~~surveyor~~ section after June 30, 2000.

20 **SECTION 40.** 443.06 (2) (b)[✓] of the statutes is amended to read:

21 443.06 (2) (b) A record of 6 years of practice in land surveying of satisfactory
22 character, which indicates that the applicant is competent to be placed in responsible
23 charge of such work, if the applicant has passed an oral and written or written
24 examination administered by the professional land surveyor section. This
25 paragraph applies to actions of the ~~land surveyor~~ section on applications for

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1 professional land surveyors' ~~certificates~~ licenses that are submitted to the land
2 surveyor section before July 1, 2000.

3 SECTION 41. 443.06 (2) (bm) of the statutes is amended to read:

4 443.06 (2) (bm) Evidence satisfactory to the professional land surveyor section
5 that he or she has received an associate degree in a course in land surveying or a
6 related field that has a duration of not less than 2 years and is approved by the land
7 surveyor section, and that he or she has engaged in at least 4 years of land surveying
8 practice of satisfactory character that indicates that the applicant is competent to
9 engage in the practice of professional land surveying, if the applicant has passed an
10 oral and written or written examination administered by the ~~land-surveyor~~ section.
11 This paragraph applies to actions of the ~~land-surveyor~~ section on applications for
12 professional land surveyors' ~~certificates~~ licenses that are submitted to the land
13 surveyor section after June 30, 2000.

14 SECTION 42. 443.06 (2) (c) of the statutes is repealed.

15 SECTION 43. 443.06 (2) (cm) of the statutes is amended to read:

16 443.06 (2) (cm) Evidence satisfactory to the professional land surveyor section
17 that he or she has engaged in at least 10 years of land surveying practice of
18 satisfactory character that indicates that the applicant is competent to engage in the
19 practice of professional land surveying, if the applicant has passed an oral and
20 written or written examination administered by the ~~land-surveyor~~ section. This
21 paragraph applies to actions of the ~~land-surveyor~~ section on applications for
22 professional land surveyors' ~~certificates~~ licenses that are submitted to the land
23 surveyor section after June 30, 2000.

24 SECTION 44. 443.06 (2) (d) of the statutes is amended to read:

1 443.06 (2) (d) An unexpired certificate of registration, certification or license
2 as a land surveyor or professional land surveyor issued to the applicant by the proper
3 authority in any state or territory or possession of the United States or in any other
4 country whose requirements meet or exceed the requirement for ~~registration~~
5 licensure in this subsection, if the applicant has passed an oral and written or written
6 examination administered by the professional land surveyor section.

7 SECTION 45. 443.06 (2) (e) of the statutes, ~~as affected by 1997 Wisconsin Act 8~~
8 is amended to read:

9 443.06 (2) (e) A record of satisfactory completion of an apprenticeship training
10 course in land surveying prescribed by the department of workforce development, of
11 satisfactory character which indicates that the applicant is competent to be placed
12 in responsible charge of such work, if the applicant has passed an oral and written
13 or written examination administered by the professional land surveyor section. This
14 paragraph applies to actions of the ~~land surveyor~~ section on applications for
15 professional land surveyors' ~~certificates~~ licenses that are submitted to the land
16 ~~surveyor~~ section before July 1, 2000.

17 SECTION 46. 443.06 (2) (em) of the statutes, ~~as affected by 1997 Wisconsin Act 8~~
18 is amended to read:

19 443.06 (2) (em) Evidence satisfactory to the professional land surveyor section
20 that he or she has completed an apprenticeship training course in land surveying
21 prescribed by the department of workforce development, and has engaged in a period
22 of additional land surveying practice of satisfactory character that indicates that the
23 applicant is competent to engage in the practice of professional land surveying and
24 that, when added to the period of the apprenticeship, totals at least 8 years of land
25 surveying practice, if the applicant has passed an oral and written or written

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1 examination administered by the ~~land surveyor~~ section. This paragraph applies to
2 actions of the ~~land surveyor~~ section on applications for professional land surveyors'
3 ~~certificates~~ licenses that are submitted to the ~~land surveyor~~ section after June 30,
4 2000.

5 SECTION 47. 443.06 (3) of the statutes is amended to read:

6 443.06 (3) PERMIT TO PRACTICE. The examining board may grant a permit to
7 engage in the practice of professional land surveying during the time an application
8 is pending to a person who is not ~~registered~~ licensed in this state, if the person has
9 submitted an application for ~~registration~~ as a professional land surveyor license and
10 paid the required fee and holds an unexpired certificate of registration, certification
11 or license which in the opinion of the examining board meets the requirements of sub.

12 (2). The permit shall be revocable by the section at its pleasure.

13 SECTION 48. 443.10 (title) of the statutes is amended to read:

14 443.10 (title) **Applications, certificates, licenses, rules and roster.**

15 SECTION 49. 443.10 (2) (b) of the statutes is amended to read:

16 443.10 (2) (b) The fees for examinations and licenses credentials granted or
17 renewed under this chapter are specified in ss. 440.05 and 440.08. ~~In this paragraph,~~

18 ~~"credential" has the meaning given in s. 440.01 (2) (a).~~

19 SECTION 50. 443.10 (5) of the statutes is amended to read:

20 443.10 (5) FEES; RENEWALS. The professional land ~~surveyor's~~ surveyor section
21 shall grant a ~~certificate of registration~~ as a professional land surveyor license to any
22 applicant who has met the applicable requirements of this chapter. The renewal date
23 and renewal fee for the ~~certificate~~ license are specified under s. 440.08 (2) (a).

24 SECTION 51. 443.12 (title) of the statutes is amended to read:

*as defined
in
s. 440.01
(2)(a)*

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443.12 (title) [✓] **Disciplinary proceedings against professional land surveyors.**

SECTION 52. 443.12 (1) of the statutes is amended to read:

443.12 (1) The section may reprimand a licensed professional land surveyor, or limit, suspend or revoke ~~the certificate of registration of any professional land surveyor license~~, for the practice of any fraud or deceit in obtaining the ~~certificate~~ license, or any gross negligence, incompetence or misconduct in the practice of professional land surveying.

SECTION 53. 443.12 (3) [✓] of the statutes is amended to read:

443.12 (3) If after a hearing 3 members vote in favor of reprimand or limiting, suspending or revoking the ~~certificate of registration~~ license of a professional land surveyor, the section shall notify the surveyor to that effect. The surveyor shall return the ~~certificate~~ license to the examining board immediately on receipt of notice of a revocation. The action of the section may be reviewed under ch. 227.

SECTION 54. 443.135 [✓] of the statutes is created to read:

443.135 Cartographic, construction and geodetic surveying. Nothing in this chapter shall be construed to prohibit a person who has not been granted a license or permit to practice professional land surveying under this chapter from performing cartographic, construction or geodetic surveying, unless the performance of cartographic, construction or geodetic surveying also involves a practice specified in s. 443.01 (6s) (a) [✓] to (e) [✓].

SECTION 55. 443.14 (8) (a) [✓] of the statutes is amended to read:

443.14 (8) (a) An employe of a professional land surveyor ~~registered~~ licensed in this state or authorized to practice under a permit, while working under the

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1 supervision of the employer. Such exempt employe shall not be in responsible charge
2 of the practice of professional land surveying.

3 SECTION 56. 443.14 (8) (b) of the statutes is amended to read:

4 443.14 (8) (b) Officers and employes of the federal government while engaged
5 in the practice of professional land surveying for the federal government.

6 SECTION 57. 443.14 (8) (c) of the statutes is amended to read:

7 443.14 (8) (c) Employes of this state while engaged in the practice of
8 professional land surveying for the state.

9 SECTION 58. 443.14 (8) (d) of the statutes is amended to read:

10 443.14 (8) (d) Employes of public utilities regulated by the public service
11 commission ~~in~~ while engaged in the practice of professional land surveying for such
12 utilities.

13 SECTION 59. 443.14 (9) of the statutes is amended to read:

14 443.14 (9) A license or permit shall not be required for an owner to survey his
15 or her own land for purposes other than for sale.

16 SECTION 60. 443.14 (11) of the statutes ~~as affected by 1997 Wisconsin Act 27~~
17 is amended to read:

18 443.14 (11) Any professional land surveyor ~~registered~~ licensed under s. 443.06
19 who is engaged in the planning, design, installation or regulation of land and water
20 conservation activities under ch. 92 or s. 281.65.

21 SECTION 61. 443.18 (2) (b) of the statutes is amended to read:

22 443.18 (2) (b) *Injunction.* If it appears upon complaint or is known to the
23 section that any person who is not authorized is ~~practicing~~ engaged or offering to
24 engage in the practice of professional land surveying in this state, the section, the
25 department of justice or the district attorney of the proper county may, in addition

1 to other remedies, bring an action in the name and on behalf of the state to enjoin
2 the person from ~~practicing~~ engaging or offering to engage in the practice of
3 professional land surveying.

4 SECTION 62. 703.11 (2) (b)[✓] of the statutes is amended to read:

5 703.11 (2) (b) A survey of the property described in the declaration complying
6 with minimum standards for property surveys adopted by the examining board of
7 architects, landscape architects, ~~professional geologists~~ professional engineers,
8 designers and professional land surveyors and showing the location of any unit or
9 building located or to be located on the property.

10 SECTION 63. 703.11 (4)[✓] of the statutes is amended to read:

11 703.11 (4) SURVEYOR'S CERTIFICATE. A condominium plat is sufficient for the
12 purposes of this chapter if there is attached to or included in it a certificate of a
13 licensed professional land surveyor authorized to practice that profession in this
14 state that the plat is a correct representation of the condominium described and the
15 identification and location of each unit and the common elements can be determined
16 from the plat.

17 SECTION 64. 703.13 (6) (e)[✓] of the statutes is amended to read:

18 703.13 (6) (e) Plats and plans showing the altered boundaries and the
19 dimensions thereof between adjoining units, and their identifying numbers or
20 letters, shall be prepared. The plats and plans shall be certified as to their accuracy
21 in compliance with this subsection by a civil engineer, architect or licensed
22 professional land surveyor authorized to practice his or her profession in the state.

23 SECTION 65. 703.13 (7) (c)[✓] of the statutes is amended to read:

24 703.13 (7) (c) Plats and plans showing the boundaries and dimensions
25 separating the new units together with their other boundaries and their new

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1 identifying numbers or letters shall be prepared. The plats and plans shall be
2 certified as to their accuracy and compliance with this subsection by a civil engineer,
3 architect or licensed professional land surveyor authorized to practice his or her
4 profession in the state.

5 **SECTION 66.** 707.215 (5) (intro.)[✓] of the statutes is amended to read:

6 707.215 (5) SURVEYOR'S CERTIFICATE. (intro.) A plat is sufficient for the purposes
7 of this chapter if attached to or included in the plat is a certificate of a professional
8 land surveyor licensed to practice in this state, and the certificate provides all of the
9 following:

10 **SECTION 67.** 709.02[✓] of the statutes is amended to read:

11 **709.02 Disclosure.** In regard to transfers described in s. 709.01, the owner
12 of the property shall furnish, not later than 10 days after acceptance of a contract of
13 sale or option contract, to the prospective buyer of the property a completed copy of
14 the report under s. 709.03, subject to s. 709.035, except that the owner may substitute
15 for any entry information supplied by a licensed engineer, licensed professional land
16 surveyor or structural pest control operator or by an individual who is a qualified 3rd
17 party, as defined in s. 452.23 (2) (b), or by a contractor about matters within the scope
18 of the contractor's occupation if the information is in writing and is furnished on time
19 and if the entry to which it relates is identified and except that the owner may
20 substitute for any entry information supplied by a public agency, as defined in s.
21 66.073 (3) (h). Information that substitutes for an entry on the report under s. 709.03
22 and that is supplied by a person specified in this section may be submitted and
23 certified on a supplemental report prepared by the person, as long as the information
24 otherwise satisfies the requirements under this section. A prospective buyer who
25 does not receive a report within the 10 days may, within 2 business days after the end

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1 of that 10-day period, rescind the contract of sale or option contract by delivering a
2 written notice of rescision to the owner or to the owner's agent.

3 SECTION 68. 709.07[✓] of the statutes is amended to read:

4 709.07 **Liability precluded.** An owner is not liable for an error or omission
5 in a report under s. 709.03 if the owner had no knowledge of that error or omission,
6 if the error or omission was based on information provided by a public agency, as
7 defined in s. 66.073 (3) (h), or by a licensed engineer, licensed professional land
8 surveyor, structural pest control operator or qualified 3rd party, as defined in s.
9 452.23 (2) (b), or by a contractor about matters within the scope of the contractor's
10 occupation.

11 SECTION 69. **Nonstatutory provisions.**

12 (1) Notwithstanding section 443.02 (4)[✓] of the statutes, as affected by this act,
13 on the effective date of this subsection, a person who has been granted a certificate
14 of registration as a land surveyor under section 443.06 (2)[✓] of the statutes or a permit
15 to practice land surveying under section 443.06 (3)[✓] of the statutes is considered to be
16 granted a professional land surveyor license under section 443.06 (2)[✓] of the statutes,
17 as affected by this act, or a permit to engage in the practice of professional land
18 surveying under section 443.06 (3)[✓] of the statutes, as affected by this act, and the
19 professional land surveyor section of the examining board of architects, landscape
20 architects, ~~professional geologists~~ professional engineers, designers and
21 professional land surveyors shall issue to the person, as appropriate, a professional
22 land surveyor license under section 443.06 (2)[✓] of the statutes, as affected by this act,
23 or a permit to practice professional land surveying under section 443.06 (3)[✓] of the
24 statutes, as affected by this act.

25 SECTION 70. **Initial applicability.**

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1 (1) The treatment of sections 709.02[√] and 709.07[√] of the statutes first applies to
2 reports furnished on the effective date of this subsection.

3 **SECTION 71. Effective date.**

4 (1) This act takes effect on the first day of the 4th month beginning after
5 publication.

6 (END)

D-NOTE

INSERT 2-4

1997 - 1998 LEGISLATURE

LRB-0691/1

MDK:mfd:km

1997 SENATE BILL 44

January 29, 1997 - Introduced by Senators WELCH, RUDE and A. LASEE, cosponsored by Representatives FREESE, SERATTI, GOETSCH, AINSWORTH, POWERS, WARD, VRAKAS and OLSEN. Referred to Committee on Economic Development, Housing and Government Operations.

1 **AN ACT to renumber and amend** 443.01 (4) and 443.02 (4) (a); **to amend** 15.405
2 (2) (intro.), (a) and (b), 30.11 (3), 30.18 (3) (a), 59.20 (2), 59.43 (8), 59.74 (2) (b)
3 1., 59.74 (2) (h), 60.84 (1), 157.07 (1), 236.15 (2), 236.34 (1) (a), 440.08 (2) (a) 39.,
4 chapter 443 (title), 443.01 (8), 443.06 (title), 443.06 (1) (a), 443.06 (1) (b), 443.06
5 (2) (intro.), 443.06 (2) (a), 443.06 (2) (am), 443.06 (2) (b), 443.06 (2) (bm), 443.06
6 (2) (c), 443.06 (2) (cm), 443.06 (2) (d), 443.06 (2) (e), 443.06 (2) (em), 443.06 (3),
7 443.10 (2) (b), 443.10 (5), 443.12 (title), 443.12 (1), 443.12 (3), 443.14 (8) (a),
8 443.14 (8) (b), 443.14 (8) (c), 443.14 (8) (d), 443.14 (9), 443.14 (11), 443.18 (2) (b),
9 703.11 (2) (b), 703.11 (4), 703.13 (6) (e), 703.13 (7) (c) and 707.215 (5) (intro.); and
10 **to create** 443.01 (1g), 443.01 (1r), 443.01 (3b), 443.01 (6s) (a) and (b), 443.01 (6s)
11 (d) 3. and 4., 443.01 (6s) (f) to (h) and 443.01 (7m) of the statutes; **relating to:**
12 professional land surveyors and the practice of professional land surveying

Analysis by the Legislative Reference Bureau

Under current law, with certain exceptions, a person may not practice land surveying or represent that he or she is a land surveyor unless the land surveyor

Keep fine

SENATE BILL 44

Finally, the bill replaces various references

under current law to "registered land surveyor" with the "licensed professional land surveyor"

section (section) of the examining board of architects, landscape architects, professional geologists, professional engineers, designers and land surveyors (board) has issued a certificate of registration or permit to the person. "Land surveying" is defined as determining the location of land boundaries and boundary corners; preparing maps that show the shape and area of tracts of land or subdivisions or the layout of roads, streets or rights-of-way; or preparing official plats or maps of land in this state.

This bill replaces "land surveying" with the term "practice of professional land surveying" and defines the term as any of the following:

1. Establishing, restoring or perpetuating private or public land boundaries and boundary corners.
2. Preparing maps that show any of the following: a) the shape and area of tracts of land or the subdivision or consolidation of tracts; b) the layout and rights-of-way of roads or streets; c) air, water or property rights; or d) public or private easements.
3. Preparing assessors' or official plats or maps of lands in this state.
4. Measuring and analyzing a tract of land to determine its boundaries or to describe it for conveyance.
5. Designing or coordinating designs for platting or subdividing tracts of land.
6. Applying knowledge or experience about land surveying to the development, use or management of geographic or land information systems.
7. Performing cartographic, construction or geodetic surveying in connection with any of the practices described in the above items.
8. Providing consultation services related to any of the practices described in the above items.

The bill also prohibits, with certain exceptions, a person from engaging in the practice of professional land surveying or representing that he or she is a professional land surveyor unless the person is issued a certificate of registration or permit by the section. In addition, the bill changes the name of the section to the professional land surveyor section and changes the name of the board to the examining board of architects, landscape architects, professional geologists, professional engineers, designers and professional land surveyors.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

Keopline

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 1 SECTION 1. 15.405 (2) (intro.), (a) and (b) of the statutes are amended to read:
- 2 15.405 (2) (title) EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,
- 3 PROFESSIONAL GEOLOGISTS, PROFESSIONAL ENGINEERS, DESIGNERS AND PROFESSIONAL LAND
- 4 SURVEYORS. (intro.) There is created an examining board of architects, landscape

END OF INSERT 2-4

**1999-2000 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0409/lins
MDK:.....

INSERT 3-6: ✓

1
2 **SECTION 1.** 15.405 (2) (intro.), (a) and (b)[✓] of the statutes are amended to read:

③ 15.405 (2) ~~15.405 (2)~~ EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,
4 PROFESSIONAL ENGINEERS, DESIGNERS AND PROFESSIONAL LAND SURVEYORS. (intro.) There
5 is created an examining board of architects, landscape architects, professional
6 engineers, designers and professional land surveyors in the department of
7 regulation and licensing. Any professional member appointed to the examining
8 board shall be registered or licensed to practice architecture, landscape architecture,
9 professional engineering, the design of engineering systems or professional land
10 surveying under ch. 443. The examining board shall consist of the following
11 members appointed for 4-year terms: 3 architects, 3 landscape architects, 3
12 professional engineers, 3 designers, 3 professional land surveyors and 10 public
13 members.

History: 1973 c. 90, 156; 1975 c. 39, 86, 199, 200, 383, 422; 1977 c. 26, 29, 203; 1977 c. 418; 1979 c. 34 ss. 45, 47 to 52; 1979 c. 221, 304; 1981 c. 94 ss. 5, 9; 1981 c. 356; 1983 a. 27, 403, 485, 538; 1985 a. 340; 1987 a. 257 s. 2; 1987 a. 264, 265, 316; 1989 a. 316, 340; 1991 a. 39, 78, 160, 189, 269; 1993 a. 16, 102, 463, 465, 491; 1995 a. 27 s. 9126 (19); 1995 a. 225; 1995 a. 305 s. 1; 1995 a. 321, 417; 1997 a. 96, 252, 300.

14 (a) In operation, the examining board shall be divided into an architect section,
15 a landscape architect section, an engineer section, a designer section and a
16 professional land surveyor section. Each section shall consist of the 3 members of
17 the named profession appointed to the examining board and 2 public members
18 appointed to the section. The examining board shall elect its own officers, and shall
19 meet at least twice annually.

History: 1973 c. 90, 156; 1975 c. 39, 86, 199, 200, 383, 422; 1977 c. 26, 29, 203; 1977 c. 418; 1979 c. 34 ss. 45, 47 to 52; 1979 c. 221, 304; 1981 c. 94 ss. 5, 9; 1981 c. 356; 1983 a. 27, 403, 485, 538; 1985 a. 340; 1987 a. 257 s. 2; 1987 a. 264, 265, 316; 1989 a. 316, 340; 1991 a. 39, 78, 160, 189, 269; 1993 a. 16, 102, 463, 465, 491; 1995 a. 27 s. 9126 (19); 1995 a. 225; 1995 a. 305 s. 1; 1995 a. 321, 417; 1997 a. 96, 252, 300.

20 (b) All matters pertaining to passing upon the qualifications of applicants for
21 and the granting or revocation of registration or licensure, and all other matters of
22 interest to either the architect, landscape architect, engineer, designer or

1 professional land surveyor section shall be acted upon solely by the interested
2 section.

History: 1973 c. 90, 156; 1975 c. 39, 86, 199, 200, 383, 422; 1977 c. 26, 29, 203; 1977 c. 418; 1979 c. 34 ss. 45, 47 to 52; 1979 c. 221, 304; 1981 c. 94 ss. 5, 9; 1981 c. 356; 1983 a. 27, 403, 485, 538; 1985 a. 340; 1987 a. 257 s. 2; 1987 a. 264, 265, 316; 1989 a. 316, 340; 1991 a. 39, 78, 160, 189, 269; 1993 a. 16, 102, 463, 465, 491; 1995 a. 27 s. 9126 (19); 1995 a. 225; 1995 a. 305 s. 1; 1995 a. 321, 417; 1997 a. 96, 252, 300.

3 **INSERT 4-23: ✓**

4 **SECTION 2. 59.43 (8)** of the statutes is amended to read:

5 **59.43 (8) REQUIRED SIGNATURE AND SEAL ON SURVEY DOCUMENT FOR FILING OR**
6 **RECORDING.** It is unlawful for the register of deeds of any county or any proper public
7 authority to file or record a map, plat, survey or other document within the definition
8 of the practice of professional land surveying under s. 443.01 (6s), which does not
9 have impressed thereon, and affixed thereto, the personal signature and seal of a
10 registered licensed professional land surveyor under whose responsible charge the
11 map, plat, survey or other document was prepared. This subsection does not apply
12 to any deed, contract or other recordable document prepared by an attorney, or to a
13 transportation project plat that conforms to s. 84.095 and that is prepared by a state
14 agency.

History: 1995 a. 201 ss. 326, 327, 335, 338 to 353, 355, 361, 367, 369, 375, 377 to 380, 382 to 384; 1995 a. 225 ss. 159, 160, 162; 1995 a. 227; 1997 a. 27, 35, 79, 140, 252, 282, 303, 304.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0409/1dn
MDK:.....1
WJ EKg

Senator Welch:

to
This bill is identical ~~to~~ 1997 LRB 0125/2, except that the provisions regarding administrative warnings are eliminated. Please contact me if you have any questions or redraft instructions.

Mark D. Kunkel
Legislative Attorney
266-0131

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0409/1dn
MDK:wlj&kg:ijs

February 5, 1999

Senator Welch:

This bill is identical to 1997 LRBs0125/2, except that the provisions regarding administrative warnings are eliminated. Please contact me if you have any questions or redraft instructions.

Mark D. Kunkel
Legislative Attorney
266-0131

**SUBMITTAL
FORM**

**LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street**

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 2/5/99

To: Senator Welch

Relating to LRB drafting number: LRB-0409

Topic

Regulation of professional land surveyors

Subject(s)

Occupational Reg. - prof lic

1. **JACKET** the draft for introduction _____

in the **Senate** or the **Assembly** (check only one). Only the requester under whose name the drafting request is entered in the LRB's drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached _____.

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____.

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Mark D. Kunkel, Legislative Attorney
Telephone: (608) 266-0131