

CR 92-207

CERTIFICATE

STATE OF WISCONSIN

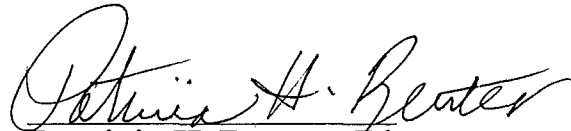
DEPARTMENT OF REGULATION AND LICENSING

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

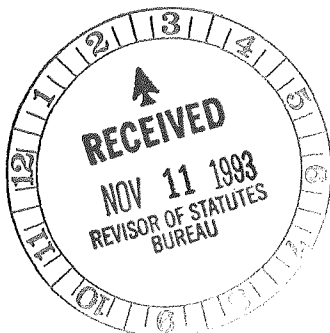
I, Patricia H. Reuter, Director, Bureau of Business and Design Professions in the Wisconsin Department of Regulation and Licensing and custodian of the official records of the Examining Board of Architects, Professional Engineers, Designers and Land Surveyors, do hereby certify that the annexed rules were duly approved and adopted by the Examining Board of Architects, Professional Engineers, Designers and Land Surveyors on the 11th day of November, 1993.

I further certify that said copy has been compared by me with the original on file in this office and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the board at 1400 East Washington Avenue, Madison, Wisconsin this 11th day of November, 1993.



**Patricia H. Reuter, Director
Bureau of Business and Design
Professions
Department of Regulation and
Licensing**



1-1-94

STATE OF WISCONSIN
EXAMINING BOARD OF ARCHITECTS, PROFESSIONAL
ENGINEERS, DESIGNERS AND LAND SURVEYORS

IN THE MATTER OF RULE-MAKING	:	ORDER OF THE EXAMINING BOARD
PROCEEDINGS BEFORE THE	:	OF ARCHITECTS, PROFESSIONAL
EXAMINING BOARD OF ARCHITECTS,	:	ENGINEERS, DESIGNERS AND LAND
PROFESSIONAL ENGINEERS, DESIGNERS	:	SURVEYORS ADOPTING RULES
AND LAND SURVEYORS	:	(CLEARINGHOUSE RULE 92-207)

ORDER

An order of the Examining Board of Architects, Professional Engineers, Designers and Land Surveyors to amend A-E 7.01 (2) and to create A-E 7.01 (2) (a) to (e) of the administrative code relating to the waiver provisions of the minimum standards for property surveys.

Analysis prepared by the Department of Regulation and Licensing.

ANALYSIS

Statutes authorizing promulgation: ss. 15.08 (5) (b) and 227.11 (2), Stats.

Statutes interpreted: s. 443.01 (4), Stats.

Chapter A-E 7 of the rules of the Examining Board of Architects, Professional Engineers, Designers and Land Surveyors establishes minimum standards for property surveys performed in this state. Section A-E 7.01 (2) permits the land surveyor and his or her client to agree in writing to exclude any surveying work otherwise required by the minimum standards, except the preparation of a U.S. public land survey record. This waiver provision does not, however, require that the surveyor specify what standards of accuracy, if any, are to be adhered to in performing the survey in the situation where the surveyor and his or her client have agreed to waive minimum standards relating to surveying accuracy.

This proposed rule, while retaining the right of a surveyor and his or her client to agree to waive most of the minimum standards for surveys, would require that the surveyor in all cases prepare a map of the surveying work performed. The proposed rule would also require that where the agreement to exclude work contains a waiver of minimum accuracy standards otherwise required by the rule, the map of survey must specify what standards of accuracy are to be adhered to.

The new requirements of the proposed rule are intended to help ensure that members of the public who contract to have surveying work performed, and other members of the public who may subsequently have reason to rely or to attempt to rely on the results of the survey performed, are fully informed as to the degree of accuracy attained by the surveyor in performing the survey.

TEXT OF RULE

SECTION 1. A-E 7.01 (2) is amended to read:

A-E 7.01 (2) The land surveyor and his or her client or employer may agree in a signed statement to exclude any land surveying work from the requirements of this chapter except the preparation of a U.S. public land survey monument record and a map of work performed. The map prepared by the land surveyor for the client or employer shall include ~~a note which states that an agreement to exclude work from the requirements of this chapter has been made, the names of the parties making the agreement and a description in plain language of the requirements not complied with.~~

SECTION 2. A-E 7.01 (2) (a) to (e) are created to read:

A-E 7.01 (2) (a) A note which states that an agreement to exclude work from the requirements of this chapter has been made and the names of the parties making the agreement.

(b) The accuracy of linear measurements between points, if the minimum accuracy established by s. A-E 7.06 (2) has been waived.

(c) The difference between the sum of the individual measured angles and the theoretical sum, and the difference between the sum of the total measured angles and the theoretical sum, if the minimum accuracy established by s. A-E 7.06 (3) has been waived.

(d) The latitude and departure closure ratio of any closed traverse, if the minimum accuracy established by s. A-E 7.06 (4) has been waived.

(e) Dimensional accuracy of bearings, angles and distances as shown on the map, if the minimum accuracy established by s. A-E 7.06 (5) has been waived.

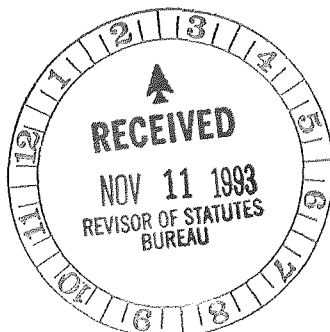
(END OF TEXT OF RULE)

The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register, pursuant to s. 227.22 (2) (intro.), Stats.

Dated: 11 NOV 93

Agency rv km km

Chairperson
Examining Board of Architects,
Professional Engineers, Designers
and Land Surveyors



CORRESPONDENCE/MEMORANDUM

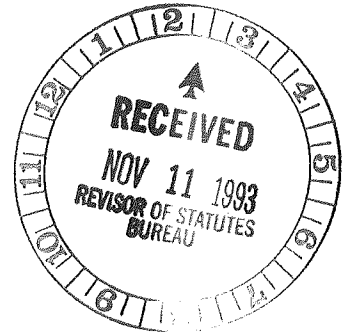
STATE OF WISCONSIN

DATE: November 11, 1993

TO: Gary Poulson
Assistant Revisor of Statutes

FROM: Pamela Haack, Administrative Assistant
Department of Regulation and Licensing

SUBJECT: Final Rulemaking Order



**Agency: EXAMINING BOARD OF ARCHITECTS, PROFESSIONAL ENGINEERS,
DESIGNERS AND LAND SURVEYORS**

Clearinghouse Rule: 92-207

Attached is a copy and a certified copy of a final order adopting rules.
Would you please publish these rules in the code.

Please stamp or sign a copy of this letter to acknowledge receipt.

Thank you.