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**Maryland Board for Professional Land Surveyors**  
**Business Meeting**  
*Meeting Minutes*

DATE: February 1, 2023

TIME: 11:00 AM

LOCATION: 1100 N. Eutaw St.  
5<sup>th</sup> Floor Conference Room  
Baltimore, MD 21201  
*(Teleconference via Google Meet)*

MEMBERS PRESENT: John V. Mettee III, *PLS, Chair*  
Tammy Rollins, *Vice-Chair, Consumer Member*  
Thomas M. Orisich, *Land Surveyor*  
Jeanne L. Nebre, *Land Surveyor*  
T.J. Frazier, *Land Surveyor*

MEMBERS ABSENT: Derrick McLaughlin, *Consumer Member*

STAFF PRESENT: Zevi Thomas, *Executive Director*  
Raquel Meyers, *Assistant Executive Director*  
Faith Green, *Board Administrator*  
Andrew Brouwer, *Board Counsel*  
Danielle Anderson, *O&P Web Coordinator*  
Matthew McKinney, *Director of Appointments and Regulatory Compliance*

OTHERS PRESENT: Robert Kundrick, *Maryland Society of Surveyors*  
Eric Figueroa, *Licensed Land Surveyor*

**Meeting Called to Order**

Chair John V. Mettee III called the business meeting of the Maryland Board for Professional Land Surveyors to order at 11:07 a.m.

### Approval of January 4, 2023 Minutes

Members of the Board reviewed the business minutes held on January 4, 2023. Motion (I) was made by Mr. Orisich, seconded by Ms. Rollins, and unanimously carried by the Board to approve the minutes with corrections.

### Correspondence

None

### New Business

#### *NCEES Awards and Nominations*

Mr. Mettee reminded the Board of the deadline for the NCEES awards and nominations on February 24, 2023. If the Board were to choose a nominee, there are forms that must be filled out, and a decision must be made during the meeting.

Ms. Rollins inquired if Mr. Orisich could be nominated to which Mr. Orisich declined. Ms. Rollins then further suggested Mr. Frazier for a nomination. Ms. Nebre suggested that Mr. Mettee be nominated for an award. Motion (II) was made by Ms. Nebre, seconded by Ms. Rollins, and unanimously carried by the Board to nominate Mr. Mettee for a Distinguished Service Award (NCEES).

Mr. Mettee informed the Board of the actions taken at an EPS (Examination for Professional Surveyors) meeting. He mentioned that the incidental drainage division was removed as part of the exam. Mr. Mettee gave the Board a second update where he worked on a committee reviewing hundreds of questions for the Professional Surveying Exam.

Ms. Nebre updated the Board on discussions regarding educational requirements with the NCEES Education Board.

### Old Business

Mr. Orisich updated the Board on former board counsel's emeritus status nomination with NCEES. Since board counsels are not considered an active Board member, the nomination for emeritus status with NCEES was denied.

### *Ad-hoc Committee*

Mr. Mettee inquired of Mr. Kundrick if the Maryland Society of Surveyors (MSS) had selected two members to which Mr. Kundrick confirmed.

Ms. Nebre will serve as the Chair of this committee. Mr. Orisich will also serve on this committee given his years of service and experience. The meeting frequency will be decided by Ms. Nebre. Mr. Mettee suggests the Committee meet virtually, and he has drafted charges regarding regulations. He further reminded the Board that there's usually a need of a public hearing.

### Get a Site Plan Response

Mr. Orisich stated that these types of a site plans with a boundary are similar to what's produced by engineers or other design disciplines. Perhaps a disclaimer such as: "graphical representation", could be included provided property lines are not included in these representations.

Mr. Brouwer the issue is that the practice of surveying is what matters. He reminded the Board that their jurisdiction is Maryland, and it is a complaint – driven process.

### Executive Director's Report

Mr. Thomas presented to the Board the idea to make the State-Specific exams an electronic exam that can be managed by staff, with feedback, for exam review.

Mr. Frazier and Ms. Nebre expressed security concerns.

Given these concerns the Board agreed to move the topic of discussion to an Executive Session.

Mr. Thomas presents the second matter of a survey from the EPS Committee of NCEES regarding the PS Examination. Mr. Mettee explains that there are three divisions to include: core, boundary, mapping and PLSS. Only core and boundary are requirements for licensure in Maryland.

Mr. Thomas presents the third matter of consumers not understanding the difference between drone surveying, topographic surveying, and boundary surveying. Mr. Orisich explained that boundaries cannot be determined by UAV flying. Mr. Thomas suggested that the questions be created for the Frequently Asked Questions (FAQs) on the Department of Labor website for consumer referral. Ms. Nebre requests Mr. Thomas send the FAQs prompts to Board members.

### Board Counsel's Report

Mr. Orisich inquired about Senate Bill SB288 regarding surveyors and trespassing. Mr. Brouwer responded that he will look into the legislative bill, and follow-up with the Board.

### Maryland Society of Surveyors

Mr. Kundrick reported to the Board the following items:

- SB 288 Criminal and Civil Trespass Land Survey Exceptions. Mr. Kundrick stated that members should consider testifying in support of SB 288. Mr. Brouwer asked Mr. Thomas to inquire about changes to policy of Board members testifying. Mr. Mettee suggested sending a letter of support instead of going in-person. Ms. Rollins, as the Board's consumer member and member of the Complaints Committee could testify in this capacity.
- Mentoring Program – MSS President dissolved the Mentoring Committee, and created a Youth Initiative Committee.
- MSS is offering a NSPS class on February 4, 2023.
- Spring Technical Conference includes:
  - 4 hours of virtual CEUs
  - 24 hours of in-person CEUs on March 3, 2023
  - 12 hours of exam preparation assistance
  - Highlight of the conference is an 8 – hour mock trial.

- Board suggested to place a link on MSS website for Mentoring program

Review of Applications

Mr. Frazier stated that review of the applications is on-going.

Complaint Committee Report

Mr. Orsich presented the complaint committee report.

- 04-LS-20      Awaiting civil suit resolution; Final Judgment review
- 06-LS-23      Pre-charge; Investigate further aiding and abetting from other surveyors
- 08-LS-23      Investigating; Sent a "Cease & Desist" letter to the Surveyor
- 09-LS-23      Investigating; Letter sent to Surveyor
- 10-LS-23      Close; An "Inspection" not a "Survey" and insufficient evidence
- 11-LS-23      Close; Civil matter and not in Board's jurisdiction

A consumer sent a letter of complaint to the Board. It was recommended to send a letter to the consumer to file a formal complaint.

MSS sent a letter of complaint to the Board about a company misrepresenting themselves as licensed surveyors. It was recommended to send a "Cease and Desist" letter to the company. Mr. Brouwer suggested using the term "Corrective Action" in lieu of "Cease and Desist."

Motion (III) was made by Ms. Rollins, seconded by Ms. Nebre, and unanimously carried by the Board to approve the Complaint Committee Report.

Executive Session

Motion (IV) was made by Ms. Frazier, seconded by Ms. Nebre, and unanimously carried to enter Executive Session at 12:43 a.m. at [meet.google.com/ecq-ckza-qzc?pli=1](https://meet.google.com/ecq-ckza-qzc?pli=1) or by phone 1 352 – 608 - 0121 (PIN: 767 512 793#). **This session was permitted to be closed pursuant to General Provisions Article, Annotated Code of Maryland, §3-305(b) (7).** Upon completion of the session, the Board reconvened its public meeting at 12:53 p.m.

Adjournment

There being no further business to discuss, Motion (V) was made by Ms. Rollins, seconded by Mr. Frazier, and unanimously carried by the Board to adjourn the meeting at 12:55 p.m.

*Chair's Signature:* Signature on File

*Date:* 03/01/2023