

**Title 20—DEPARTMENT OF
COMMERCE AND INSURANCE
Division 2030—Missouri Board for Architects,
Professional Engineers, Professional Land Surveyors,
And Professional Landscape Architects
Chapter 13—Supervision**

PROPOSED AMENDMENT

20 CSR 2030-13.020 Immediate Personal Supervision for Professional Land Surveyors. The board is amending sections (3) and (4).

PURPOSE: This rule is being amended to provide more clarity regarding the licensee's contact with the client and to specify guidelines in circumstances where a licensee in responsible charge of the work is unavailable to complete the work.

- (3) The professional land surveyor who signs and seals plats, maps, preliminary subdivision plans, drawings, reports, descriptions, surveys, or other technical submissions in accordance with the provisions of section 327.411, RSMo, must be *[familiar with]* **knowledgeable of** decisions made during preparation of the documents in sufficient detail as to be able to personally answer any questions regarding substantive decisions.
- (4) Plats, maps, preliminary subdivision plans, drawings, reports, descriptions, surveys, or other technical submissions will be deemed to have been prepared under the immediate personal supervision of a professional land surveyor when the following circumstances exist—
- (A) **The licensee, or an employee of the licensee's corporation, firm, partnership, association, or other entity authorized to do business, shall be in direct contact with the client** requesting preparation of plats, maps, preliminary subdivision plans, drawings, reports, descriptions, surveys, or other technical submissions *[makes the request directly to the professional land surveyor or an employee of the professional land surveyor, so long as the employee is employed directly under the professional land surveyor's organizational structure]*;
- (C) The professional land surveyor is not employed by the client, solely for the purpose of reviewing and approving plats, maps, preliminary subdivision plans, drawings, reports, descriptions, surveys, or other technical submissions prepared by an unlicensed person, employee, or contractor of the client; *[and]*
- (D) The professional land surveyor reviews the final plats, maps, preliminary subdivision plans, drawings, reports, descriptions, surveys, or other technical submissions and is able to, and does make, necessary and appropriate changes to them*[/]; and*
- (E) **In circumstances where a licensee in responsible charge of the work is unavailable to complete the work, a successor licensee may take responsible charge by performing all professional services to include the development and preparation of plats, maps, preliminary subdivision plans, drawings, reports, descriptions,**

surveys, or other technical submissions. The non-professional services, such as drafting, need not be redone by the successor licensee but must clearly and accurately reflect the successor licensee's work. The burden is on the successor licensee to show such compliance. The successor licensee shall have control of and responsibility for the work product and the signed and sealed originals of all technical submissions.

AUTHORITY: section 327.041, RSMo 2016. This rule originally filed as 4 CSR 30-13.020. Original rule filed Dec. 16, 1988, effective Feb. 24, 1989. Amended: Filed Dec. 1, 2005, effective June 30, 2006. Moved to 20 CSR 2030-13.020, effective Aug. 28, 2006. Non-substantive change filed Oct. 21, 2015, published Dec. 31, 2015. Amended: Filed March 20, 2018, effective Sept. 30, 2018. Amended: Filed June 21, 2021.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects, PO Box 184, Jefferson City, MO 65102, via facsimile at (573)751-8046, or via email at moapeplspla@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*