

02 DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION

360 BOARD OF LICENSURE FOR PROFESSIONAL LAND SURVEYORS

Chapter 70 CONTINUING EDUCATION

Summary: This chapter sets forth the continuing education requirement for professional land surveyors.

1. Applicability

A professional land surveyor shall certify at time of license renewal to compliance with the continuing education requirement set forth in this chapter. The provisions of this chapter do not apply to a professional land surveyor 65 years of age or older who practices less than 160 hours a year, or to land surveyors-in-training.

2. Audit

The licensee's certification of completion of professional education is subject to audit pursuant to Chapter 13 of the rules of the Office of Professional and Occupational Regulation, entitled "Uniform Rule for the Substantiation of Continuing Education Requirements."

3. General Requirement

A professional land surveyor shall certify at time of license renewal to completion of 8 hours of continuing education during the preceding license term as set forth in this chapter. One hour of continuing education is earned for each hour of actual instructional time, excluding breaks, meals and other non-instructional time. To be recognized for credit, a continuing education activity must be of a type described in Section 5 and must meet the content requirement set forth in Section 6.

Carryover of excess continuing education credit from one license term to another is not permitted.

4. First License Renewal

A licensee whose initial license is issued during the first year of the 2-year license term shall certify to completion of 4 hours of professional education during the preceding license term at time of first renewal. A licensee whose initial license is issued during the second year of the 2-year license term need not complete any continuing professional education to be eligible for a first renewal.

5. Acceptable Types of Continuing Education Activities; Documentation Required

Continuing education may be earned by participation in any of the following activities, provided that the provider or sponsor supplies to attendees or participants a certificate of attendance or completion, as the case may be, or other documentation acceptable to the board:

1. Live attendance at seminars, courses, instructional programs, workshops or in-service training sessions;
2. Seminars, courses instructional programs and workshops presented on or obtained from the internet, whether live or pre-recorded;
3. Seminars, courses and instructional programs presented on CD, DVD, thumb drive or other electronic or audiovisual media; and
4. Courses and instructional materials presented in print format.

6. Content Requirement for Continuing Education Activities

A continuing education activity must instruct in one or more of the following content areas:

1. Topics directly related to the practice of land surveying;
2. General business administration or management relevant to the practice of land surveying;
3. Land use regulation;
4. Other related land use fields, including but not limited to civil or environmental engineering, site evaluation for septic system design, soils, landscape architecture, geology, forestry, title examination and insurance, and other legal issues related to real estate;
5. Computer application skills or programming relevant to the practice of land surveying;
6. Communication, including but not limited to speech and technical writing;
7. Compliance with the laws and rules of the board, including but not limited to the written confirmation required by Chapter 90, Section 3 of the board's rules; and
8. Other subject matters the understanding of which appreciably aids a land surveyor in the performance of professional duties.

7. Deferment; Waiver

1. Deferment

Pursuant to 10 MRSA §8003(5-A)(D)(4), the board may issue continuing education deferments in cases of undue hardship.

2. Waiver

Continuing education is waived for certain active duty military personnel as set forth in 37-B MRSA §390-A.

STATUTORY AUTHORITY: 32 MRSA §18225

EFFECTIVE DATE: