



**BEFORE THE IOWA ENGINEERING AND LAND SURVEYING  
EXAMINING BOARD**

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<b>IN THE MATTER OF:</b>	)	<b>Case No. 17-06</b>
	)	
Jason Harder	)	
PE#14835	)	<b>STATEMENT OF CHARGES</b>
	)	<b>AND CONSENT ORDER</b>
Respondent.	)	
	)	

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**A. Statement of Charges**

1. The Iowa Engineering and Land Surveying Examining Board (“Board”) has jurisdiction of this matter pursuant to Iowa Code chapters 17A, 272C, and 542B (2017).
  
2. Respondent is currently a licensed professional engineer whose license expires on December 31, 2018.
  
3. In November, 2016 Respondent renewed his license, which included submitting a form to the Board certifying he had completed the required 30 professional development hours for the previous biennium, per Iowa Administrative Code rule 193C—7.5(1).
  
4. In July, 2017, Respondent was selected for a continuing education compliance review, per Iowa Administrative Code rule 193C—7.8(2), and failed to submit any verification documenting his completion of the required professional development hours.
  
5. Respondent is charged with violating Iowa Administrative Code rule 193C—3.7.5(1) by failing to complete the required 24 hours of continuing education for the 2014-2016 biennium.
  
6. The Board and Respondent have agreed to fully resolve these charges through the following Consent Order, rather than proceed to contested case hearing.

**B. Settlement Agreement and Consent Order**

7. Respondent has a right to a hearing on the charges, but waives his right to hearing and all attendant rights, including the right to seek judicial review, by freely and voluntarily entering into this Order. This Consent Order constitutes discipline against the Respondent, and is the final agency order in the contested case, pursuant to Iowa Code section 17A.10 and Iowa Administrative Code rule 193—7.4. Respondent acknowledges he had the opportunity to consult with legal counsel before signing this Consent Order.

8. Respondent agrees the State's counsel may present this Order to the Board and may have ex parte communications with the Board while presenting it.

9. This Order shall be part of the permanent record of Respondent and shall be considered by the Board in determining the nature and severity of any future disciplinary action to be imposed in the event of any future violations.

10. This Combined Statement of Charges and Consent Order is a public record available for inspection and copying in accordance with the requirements of Iowa Code chapter 22.

11. Failure to comply with the provisions of this Order may be grounds for further disciplinary action. However, no action may be taken against Respondent for violations of these provisions without a hearing, or waiver of hearing.

12. This Order is subject to approval of the Board:

(a) If the Board fails to approve this Order, it shall be of no force or effect on either party, and it shall not be admissible for any purpose in further proceedings in this matter.

(b) If the Board approves this Order, it shall fully dispose of all issues in this case.

**IT IS THEREFORE ORDERED:**

**A. Inactive Status**

Respondent's license shall immediately be placed on inactive status until such time as he completes 45 hours of continuing education. Respondent shall adhere to all Board statutes and administrative rules pertaining to inactive licensees, including Iowa Administrative Code rules 193C—3.4(11); 9.3(3)(g); and 9.3(6)(f), while his license is inactive. The continuing education hours shall conform to the requirements of Iowa Administrative Code chapter 193C—7. These hours shall not count towards Respondent's continuing education requirement for renewal. Respondent is solely responsible for all costs associated with obtaining these hours. Respondent shall provide the Board proof of completion of the 45 continuing education hours, pursuant to Iowa Administrative Code rule 193C—7.8(2)(a)-(c), before his license can be reactivated pursuant to Iowa Administrative Code rule 193C—3.5(4).

**B. Civil Penalty**

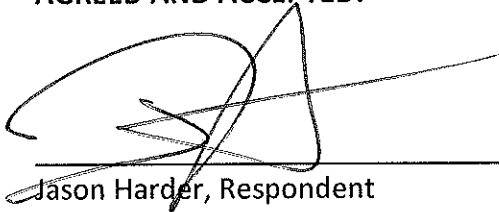
Respondent agrees to pay a civil penalty in the amount of one hundred dollars (\$100). This civil penalty shall be made payable to the Treasurer of Iowa and mailed to the Iowa

Engineering and Land Surveying Examining Board, Iowa Professional Licensing Bureau, 200 E. Grand Ave, Ste. 350, Des Moines, IA 50309 within thirty (30) days of the Board's approval of this Consent Order. All civil penalty payments shall be deposited into the State of Iowa general fund.

**C. Future Compliance**

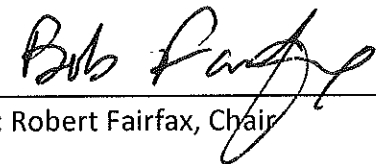
Respondent shall in the future adhere to all statutes and administrative rules in the practice of professional engineering.

**AGREED AND ACCEPTED:**

  
\_\_\_\_\_  
Jason Harder, Respondent

Date 12/18/17

The Iowa Engineering and Land Surveying Examining Board

  
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By: Robert Fairfax, Chair

Date 1/9/2018