

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 165

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

1 RELATING TO ENGINEERS AND SURVEYORS; AMENDING SECTION 54-1222, IDAHO CODE,
2 TO PROVIDE A CODE REFERENCE, TO PROVIDE THAT CERTAIN PERSONS WHO EMPLOY
3 UNLICENSED ENGINEERS OR LAND SURVEYORS SHALL BE GUILTY OF A MISDE-
4 MEANOR, TO PROVIDE AN EXEMPTION AND TO MAKE A TECHNICAL CORRECTION.
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6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 54-1222, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 54-1222. VIOLATIONS AND PENALTIES -- PROSECUTION OF OFFENSES. Any
10 person who shall practice, or offer to practice, as defined in section
11 54-1202, Idaho Code, professional engineering or professional land survey-
12 ing in this state without being licensed in accordance with the provisions
13 of this chapter, or any person who by verbal claim, sign, advertisement,
14 letterhead or card or in any other way represents that such person employs
15 professional engineers or professional land surveyors when such persons are
16 not licensed under the provisions of this chapter, or any person presenting
17 or attempting to use as his own the license or the seal of another, or any per-
18 son who shall give any false or forged evidence of any kind to the board or to
19 any member thereof in obtaining a license or certificate, or any person who
20 shall falsely impersonate any other licensee of like or different name, or
21 any person who shall attempt to use an expired or revoked license or practice
22 at any time during a period the board has suspended or revoked his license, or
23 any person who shall violate any of the provisions of this chapter, shall be
24 guilty of a misdemeanor. The provisions of this section shall not apply to a
25 surveyor or engineer who is not licensed in accordance with the provisions
26 of this chapter, or to the person who employs such a nonlicensed surveyor or
27 engineer, when hired to testify or serve as a consultant as to a legal action
28 or other proceeding in the state of Idaho.

29 Legal counsel selected by the board, or the attorney general of this
30 state or anyone designated by him, may act as legal advisor of the board.
31 It shall be the duty of the attorney general of this state to enforce the
32 provisions of this chapter relating to unlicensed practice and to prosecute
33 any unlicensed person violating the same. The attorney general shall be
34 reimbursed by the board for any fees and expenses incurred by the attorney
35 general in representing the board or prosecuting unlicensed persons.