

# SENATE BILL 94

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11r0937  
CF HB 69

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By: **The President (By Request – Department of Legislative Services)**

Introduced and read first time: January 21, 2011

Assigned to: Education, Health, and Environmental Affairs

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Committee Report: Favorable

Senate action: Adopted

Read second time: February 8, 2011

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **State Board for Professional Engineers – Sunset Extension and Program**  
3 **Evaluation**

4 FOR the purpose of continuing the State Board for Professional Engineers in  
5 accordance with the provisions of the Maryland Program Evaluation Act (sunset  
6 law) by extending to a certain date the termination provisions relating to the  
7 statutory and regulatory authority of the Board; requiring that an evaluation of  
8 the Board and the statutes and regulations that relate to the Board be  
9 performed on or before a certain date; requiring the Board to submit a certain  
10 report on or before a certain date; and generally relating to the State Board for  
11 Professional Engineers.

12 BY repealing and reenacting, with amendments,  
13 Article – Business Occupations and Professions  
14 Section 14–602  
15 Annotated Code of Maryland  
16 (2010 Replacement Volume)

17 BY repealing and reenacting, without amendments,  
18 Article – State Government  
19 Section 8–403(a)  
20 Annotated Code of Maryland  
21 (2009 Replacement Volume and 2010 Supplement)

22 BY repealing and reenacting, with amendments,

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**EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 Article – State Government  
2 Section 8–403(b)(21)  
3 Annotated Code of Maryland  
4 (2009 Replacement Volume and 2010 Supplement)

5 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
6 MARYLAND, That the Laws of Maryland read as follows:

7 **Article – Business Occupations and Professions**

8 14–602.

9 Subject to the evaluation and reestablishment provisions of the Maryland  
10 Program Evaluation Act, this title and all regulations adopted under this title shall  
11 terminate and be of no effect after July 1, [2013] **2023**.

12 **Article – State Government**

13 8–403.

14 (a) On or before December 15 of the 2nd year before the evaluation date of a  
15 governmental activity or unit, the Legislative Policy Committee, based on a  
16 preliminary evaluation, may waive as unnecessary the evaluation required under this  
17 section.

18 (b) Except as otherwise provided in subsection (a) of this section, on or before  
19 the evaluation date for the following governmental activities or units, an evaluation  
20 shall be made of the following governmental activities or units and the statutes and  
21 regulations that relate to the governmental activities or units:

22 (21) Engineers, State Board for Professional (§ 14–201 of the Business  
23 Occupations and Professions Article: July 1, [2012] **2022**);

24 SECTION 2. AND BE IT FURTHER ENACTED, That, on or before October 1,  
25 2012, the State Board for Professional Engineers shall submit a report to the Senate  
26 Education, Health, and Environmental Affairs Committee and the House Economic  
27 Matters Committee, in accordance with § 2–1246 of the State Government Article.  
28 The report shall provide an update on the Board’s actions concerning the following  
29 issues:

30 (1) reallocating the Board’s special fund resources and staff in light of  
31 privatization of examination administration responsibilities, the new continuing  
32 professional competency requirements, and the growing licensing workload;

33 (2) implementing the examination administration process through a  
34 private contractor;

1                   (3)     establishing and implementing continuing professional competency  
2 requirements;

3                   (4)     establishing firm permits or certificates of authorization with  
4 uniform requirements for the State Board of Professional Engineers, State Board of  
5 Architects, State Board of Certified Interior Designers, State Board of Examiners of  
6 Landscape Architects, and State Board for Professional Land Surveyors;

7                   (5)     implementing the new structural engineering exam; and

8                   (6)     instituting computer-based testing and establishing more rigorous  
9 educational requirements for licensure.

10                 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
11 July 1, 2011.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.