

# MAINE STATE LEGISLATURE

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# 115th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1991

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Legislative Document

No. 1581

S.P. 596

In Senate, April 18, 1991

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 27.  
Reference to the Committee on Business Legislation suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator BERUBE of Androscoggin  
Cosponsored by Representative JOSEPH of Waterville.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY-ONE

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**An Act to Improve the Administration of the Engineering Registration  
Laws.**

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(AFTER DEADLINE)

Be it enacted by the People of the State of Maine as follows:

2  
4       Sec. 1. 32 MRSA §1255, first ¶, is amended to read:

6       The following persons shall-be are exempt from this chapter:

8       Sec. 2. 32 MRSA §1255, sub-§1 is amended to read:

10       1. Limited practice by nonresident. A person not a resident  
12 of and not having no established a place of business in this  
14 State, practicing or offering to practice herein the profession  
16 of engineering when such practice does not exceed in--the  
18 aggregate more than 30 consecutive days in any calendar year,  
provided such person is legally qualified by registration to  
practice the said profession in his that person's own state or  
county in which the requirements and qualifications for obtaining  
a certificate of registration are not lower than those specified  
in this chapter.

20       Sec. 3. 32 MRSA §1301, first ¶, as amended by PL 1989, c.  
22 503, Pt. B, §126, is further amended to read:

24       The State Board of Registration for Professional Engineers,  
26 as established by Title 5, section 12004-A, subsection 16, shall  
28 administer administers this chapter. The board shall--consist  
30 consists of 6 members appointed by the Governor, of which 5 shall  
32 must be professional engineers who have the qualifications  
34 required by section 1302 and one shall must be a representative  
of the public. To the extent that qualified nominees are  
available, appointment of nonpublic members are made to ensure  
that a variety of engineering disciplines are represented.  
Nominees for appointment may be recommended to the Governor by  
representative engineering societies in the State.

36       Sec. 4. 32 MRSA §1309, as amended by PL 1981, c. 698, §158,  
is further amended to read:

38       **1309. Roster of registered engineers and engineers-in-training**

40       A roster showing the names and places-of-business of all  
42 active registered professional engineers and  
engineers-in-training shall-be is prepared by the secretary of  
44 the board during the first calendar quarter of each even-numbered  
46 year. A supplementary roster of newly registered professional  
48 engineers and newly certified engineers-in-training shall-be is  
prepared by the secretary of the board during the first calendar  
quarter of each odd-numbered year. The rosters must give the  
place of business of each listed registered engineer and the date  
of expiration of the certificate of each listed  
50 engineer-in-training. Copies of the roster and of the  
supplementary roster shall-be are mailed to each person active

2 engineer listed therein on the roster and furnished to the public  
4 upon request for such fees as the board may authorize in its  
6 rules.

8 **Sec. 5. 32 MRSA §1352, sub-§1, ¶D** is amended to read:

10 D. An applicant with an experience record of at least 15  
12 years of lawful practice in engineering work, of which at  
14 least 10 years have been in responsible jobs or important  
16 engineering work, and of a grade and character which  
18 indicates to the board that the applicant may be competent  
to practice engineering, and who has passed an oral  
examination conducted by the State Board of Registration for  
Professional Engineers or an 8-hour written examination in  
the principles and practice of engineering, and is otherwise  
qualified, shall be registered to practice engineering in  
this State.

20 **Sec. 6. 32 MRSA §1353**, as amended by PL 1983, c. 413, §48, is  
further amended to read:

22 **§1353. Application; fees**

24 Application for registration as a professional engineer or  
26 certification as an engineer-in-training shall ~~be is~~ on a form  
prescribed and furnished by the board; ~~shall contain~~ contains  
statements made under oath, showing the applicant's education and  
28 a detailed summary of ~~his~~ the applicant's technical experience,  
and ~~shall contain~~ contains references as set forth in section  
30 1352, none of whom may be members of the board. An application  
32 fee and an examination fee may be established by the board in  
amounts which are reasonable and necessary for their respective  
34 purposes.

36 The registration fee for professional engineers shall ~~be is~~  
established by the board in an amount not to exceed \$25 \$50.

38 The registration fee for engineer-in-training certification  
40 or enrollment shall ~~be is~~ established by the board in an amount  
not to exceed 1/2 of the registration fee for professional  
42 engineers. ~~The fee paid by an applicant for certification or~~  
~~enrollment as an engineer-in-training shall be credited as the~~  
44 ~~initial payment if and when application is made for registration~~  
~~as a professional engineer.~~

46 **Sec. 7. 32 MRSA §1357**, as amended by PL 1983, c. 413, §50, is  
48 further amended to read:

50 **§1357. Expiration and renewals**

52 Certificates of registration shall expire on the last day of  
December of odd-numbered years following their issuance or

renewal and shall become invalid on that date unless renewed. It shall-be is the duty of the secretary of the board to notify every person registered under this chapter of the date of the expiration of his that person's certificate and the amount of the fee that shall-be is required for its renewal for a 2-year period, except when the applicant has become registered during the first year of the 2-year period, then the renewal fee shall be is for the remaining one year of that 2-year period. The notice shall must be mailed at least one month in advance of the date of the expiration of the certificate. Renewal may be effected at any time ~~during the month of December~~ after receipt of notice by the payment of a fee designated established by the board, according to its rules which shall may not exceed \$15 \$50 annually ~~nor be less than \$5 annually~~. Registration may be renewed up to 90 days after the date of expiration upon payment of a late fee of \$10 in addition to the renewal fee. Any person who submits an application for renewal more than 90 days after the registration renewal date shall--be is subject to all requirements governing new applicants under this chapter, except that the board may in its discretion, giving due consideration to the protection of the public, waive examination if the renewal application is made within 3 years from the date of the expiration.

#### STATEMENT OF FACT

This bill makes changes to the laws that pertain to the licensing of engineers. The bill increases the limit on fees that are charged for licenses. The bill also requires the State Board of Registration for Professional Engineers to publicize a list of all individuals that are currently licensed with the board.