

# MAINE STATE LEGISLATURE

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TRANSPORTATION

Reported by: Senator O'Gara

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STATE OF MAINE
SENATE
118TH LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT " A " to S.P. 244, L.D. 813, Bill, "An Act to Define the Projects That Public Works Departments May Undertake Without Procuring the Services of a Registered Professional Engineer"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

'Sec. 1. 32 MRSA §1254 is repealed and the following enacted in its place:

§1254. Public works

1. Use of registered professional engineer not required.

Except as provided in subsection 2, any department of this State or any of its political subdivisions, any county, city, town, township or plantation may engage in construction of any public work involving professional engineering without procuring the services of a registered professional engineer, as long as the contemplated expenditure for the completed project does not exceed \$100,000 and the work, both as performed and as completed, does not create an undue risk to public safety or welfare.

2. Exception. A department of this State may require the

services of a registered professional engineer for any public works project if the services of the professional engineer are required to comply with any provision of law or rule.'

R. of S.

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**SUMMARY**

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6 This amendment replaces the bill. Current law provides that  
8 state or local public works departments may undertake public  
10 works projects without engaging the services of a registered  
12 professional engineer as long as the contemplated cost for the  
14 project does not exceed \$5,000. The amendment changes the law to  
16 permit public works departments to undertake projects without  
engaging the services of a registered professional engineer,  
provided the contemplated cost for the project does not exceed  
\$100,000 and the work does not create an undue risk to public  
safety or welfare, or a State agency does not require the  
services of a registered professional engineer to meet any  
provision of law or rule.