

CERTIFICATION OF ENROLLMENT

HOUSE BILL 1534

Chapter 356, Laws of 1995

54th Legislature
1995 Regular Session

ENGINEERS AND LAND SURVEYORS REGISTRATION REQUIREMENTS REVISED

EFFECTIVE DATE: 7/1/96

Passed by the House April 20, 1995
Yeas 96 Nays 0

CLYDE BALLARD

**Speaker of the
House of Representatives**

Passed by the Senate April 14, 1995
Yeas 45 Nays 1

JOEL PRITCHARD

President of the Senate

Approved May 16, 1995

MIKE LOWRY

Governor of the State of Washington

CERTIFICATE

I, Timothy A. Martin, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **HOUSE BILL 1534** as passed by the House of Representatives and the Senate on the dates hereon set forth.

TIMOTHY A. MARTIN

Chief Clerk

FILED

May 16, 1995 - 11:06 a.m.

**Secretary of State
State of Washington**

HOUSE BILL 1534

AS AMENDED BY THE SENATE

Passed Legislature - 1995 Regular Session

State of Washington 54th Legislature 1995 Regular Session

By Representatives Cairnes, Romero, Lisk and Cody

Read first time 01/30/95. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to engineers and professional land surveyors;
2 amending RCW 18.43.020, 18.43.040, 18.43.050, and 18.43.070; adding a
3 new section to chapter 18.43 RCW; and providing an effective date.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 18.43.020 and 1991 c 19 s 1 are each amended to read
6 as follows:

7 (1) Engineer: The term "engineer" as used in this chapter shall
8 mean a professional engineer as hereinafter defined.

9 (2) Professional engineer: The term "professional engineer" within
10 the meaning and intent of this chapter, shall mean a person who, by
11 reason of his or her special knowledge of the mathematical and physical
12 sciences and the principles and methods of engineering analysis and
13 design, acquired by professional education and practical experience, is
14 qualified to practice engineering as hereinafter defined, as attested
15 by his or her legal registration as a professional engineer.

16 (3) Engineer-in-training: The term "engineer-in-training" as used
17 in this chapter (~~shall~~) means a candidate (~~for registration as a~~
18 ~~professional engineer who is a graduate in an approved engineering~~
19 ~~curriculum of four years or more from a school or college approved by~~

1 ~~the board as of satisfactory standing, or who has had four years or~~
2 ~~more of experience in engineering work of a character satisfactory to~~
3 ~~the board; and who, in addition, has))~~ who has: (a) Satisfied the
4 experience requirements in RCW 18.43.040 for registration; (b)
5 successfully passed the examination in the fundamental engineering
6 subjects ((prior to completion of the requisite years of experience in
7 engineering work as provided in RCW 18.43.060, and who shall have
8 received a certificate stating that he or she has successfully passed
9 this portion of the professional examination)); and (c) is enrolled by
10 the board as an engineer-in-training.

11 (4) Engineering: The term "engineering" as used in this chapter
12 shall mean the "practice of engineering" as hereinafter defined.

13 (5) Practice of engineering: The term "practice of engineering"
14 within the meaning and intent of this chapter shall mean any
15 professional service or creative work requiring engineering education,
16 training, and experience and the application of special knowledge of
17 the mathematical, physical, and engineering sciences to such
18 professional services or creative work as consultation, investigation,
19 evaluation, planning, design and supervision of construction for the
20 purpose of assuring compliance with specifications and design, in
21 connection with any public or private utilities, structures, buildings,
22 machines, equipment, processes, works, or projects.

23 A person shall be construed to practice or offer to practice
24 engineering, within the meaning and intent of this chapter, who
25 practices any branch of the profession of engineering; or who, by
26 verbal claim, sign, advertisement, letterhead, card, or in any other
27 way represents himself or herself to be a professional engineer, or
28 through the use of some other title implies that he or she is a
29 professional engineer; or who holds himself or herself out as able to
30 perform, or who does perform, any engineering service or work or any
31 other professional service designated by the practitioner or recognized
32 by educational authorities as engineering.

33 The practice of engineering shall not include the work ordinarily
34 performed by persons who operate or maintain machinery or equipment.

35 (6) Land surveyor: The term "land surveyor" as used in this
36 chapter shall mean a ~~((person who, through technical knowledge and~~
37 ~~skill gained by education and/or by experience, is qualified to~~
38 ~~practice land surveying as hereinafter defined))~~ professional land
39 surveyor.

1 (7) Professional land surveyor: The term "professional land
2 surveyor" as used in this chapter means a person who, by reason of his
3 or her special knowledge of the mathematical and physical sciences and
4 principles and practices of land surveying, which is acquired by
5 professional education and practical experience, is qualified to
6 practice land surveying and as attested to by his or her legal
7 registration as a professional land surveyor.

8 (8) Land-surveyor-in-training: The term "land-surveyor-in-
9 training" as used in this chapter means a candidate who: (a) Has
10 satisfied the experience requirements in RCW 18.43.040 for
11 registration; (b) successfully passes the examination in the
12 fundamental land surveying subjects; and (c) is enrolled by the board
13 as a land-surveyor-in-training.

14 (9) Practice of land surveying: The term "practice of land
15 surveying" within the meaning and intent of this chapter, shall mean
16 assuming responsible charge of the surveying of land for the
17 establishment of corners, lines, boundaries, and monuments, the laying
18 out and subdivision of land, the defining and locating of corners,
19 lines, boundaries and monuments of land after they have been
20 established, the survey of land areas for the purpose of determining
21 the topography thereof, the making of topographical delineations and
22 the preparing of maps and accurate records thereof, when the proper
23 performance of such services requires technical knowledge and skill.

24 (10) Board: The term "board" as used in this chapter shall mean
25 the state board of registration for professional engineers and land
26 surveyors, provided for by this chapter.

27 **Sec. 2.** RCW 18.43.040 and 1991 c 19 s 2 are each amended to read
28 as follows:

29 The following will be considered as minimum evidence satisfactory
30 to the board that the applicant is qualified for registration as a
31 professional engineer, engineer-in-training, ~~((or))~~ professional land
32 surveyor, or land-surveyor-in-training, respectively~~((, to wit))~~:

33 As a professional engineer: A specific record of eight years or
34 more of experience in engineering work of a character satisfactory to
35 the board and indicating that the applicant is competent to practice
36 engineering; and successfully passing a written or oral examination, or
37 both, in engineering as prescribed by the board.

1 Graduation in an approved engineering curriculum of four years or
2 more from a school or college approved by the board as of satisfactory
3 standing shall be considered equivalent to four years of such required
4 experience. The satisfactory completion of each year of such an
5 approved engineering course without graduation shall be considered as
6 equivalent to a year of such required experience. Graduation in a
7 curriculum other than engineering from a school or college approved by
8 the board shall be considered as equivalent to two years of such
9 required experience: PROVIDED, That no applicant shall receive credit
10 for more than four years of experience because of undergraduate
11 educational qualifications. The board may, at its discretion, give
12 credit as experience not in excess of one year, for satisfactory
13 postgraduate study in engineering.

14 As an engineer-in-training: (~~The board shall permit~~) An
15 applicant for registration as a professional engineer(~~, upon his or~~
16 ~~her request, to~~) shall take the prescribed examination in two stages.
17 The first stage of the examination may be taken upon submission of his
18 or her application for registration as an engineer-in-training and
19 payment of the application fee (~~herein~~) prescribed(~~(7)~~) in RCW
20 18.43.050 at any time after the applicant has completed four years of
21 the required engineering experience, as defined (~~above~~) in this
22 section, or has achieved senior standing in a school or college
23 approved by the board. The first stage of the examination shall test
24 the applicant's knowledge of appropriate fundamentals of engineering
25 subjects, including mathematics and the basic sciences.

26 At any time after the completion of the required eight years of
27 engineering experience, as defined (~~above~~) in this section, the
28 applicant may take the second stage of the examination(~~(7)~~) upon
29 submission of an application for registration and payment of the
30 application fee (~~herein~~) prescribed in RCW 18.43.050. This stage of
31 the examination shall test the applicant's ability, upon the basis of
32 his or her greater experience, to apply his or her knowledge and
33 experience in the field of his or her specific training and
34 qualifications.

35 As a professional land surveyor: A specific record of (~~six~~)
36 eight years or more of experience in land surveying work of a character
37 satisfactory to the board and indicating that the applicant is
38 competent to practice land surveying, and successfully passing a

1 written or oral examination, or both, in surveying as prescribed by the
2 board.

3 Graduation from a school or college approved by the board as of
4 satisfactory standing, including the completion of an approved course
5 in surveying, shall be considered equivalent to four years of ((such))
6 the required experience. Postgraduate college courses approved by the
7 board shall be considered for up to one additional year of the required
8 experience.

9 As a land-surveyor-in-training: An applicant for registration as
10 a professional land surveyor shall take the prescribed examination in
11 two stages. The first stage of the examination may be taken upon
12 submission of his or her application for registration as a land-
13 surveyor-in-training and payment of the application fee prescribed in
14 RCW 18.43.050 at any time after the applicant has completed four years
15 of the required land surveying experience, as defined in this section,
16 or has achieved senior standing in a school or college approved by the
17 board. The first stage of the examination shall test the applicant's
18 knowledge of appropriate fundamentals of land surveying subjects,
19 including mathematics and the basic sciences.

20 At any time after the completion of the required eight years of
21 land surveying experience, as defined in this section, the applicant
22 may take the second stage of the examination upon submission of an
23 application for registration and payment of the application fee
24 prescribed in RCW 18.43.050. This stage of the examination shall test
25 the applicant's ability, upon the basis of greater experience, to apply
26 knowledge and experience in the field of land surveying.

27 The first stage shall be successfully completed before the second
28 stage may be attempted. Applicants who have been approved by the board
29 to take the examination based on the requirement for six years of
30 experience under this section before the effective date of this act are
31 eligible to sit for the examination.

32 No person shall be eligible for registration as a professional
33 engineer, engineer-in-training, ((or)) professional land surveyor, or
34 land-surveyor-in-training, who is not of good character and reputation.

35 ((Engineering)) Teaching, of a character satisfactory to the
36 board((7)) shall be considered as experience not in excess of two years
37 for ((professional engineering and one year for land surveying)) the
38 appropriate profession.

1 The mere execution, as a contractor, of work designed by a
2 professional engineer, or the supervision of the construction of such
3 work as a foreman or superintendent shall not be deemed to be practice
4 of engineering.

5 Any person having the necessary qualifications prescribed in this
6 chapter to entitle him or her to registration shall be eligible for
7 such registration although the person may not be practicing his or her
8 profession at the time of making his or her application.

9 **Sec. 3.** RCW 18.43.050 and 1991 c 19 s 3 are each amended to read
10 as follows:

11 Application for registration shall be on forms prescribed by the
12 board and furnished by the director, shall contain statements made
13 under oath, showing the applicant's education and detail summary of his
14 or her technical work and shall contain not less than five references,
15 of whom three or more shall be engineers having personal knowledge of
16 the applicant's engineering experience.

17 The registration fee for professional engineers shall be determined
18 by the director as provided in RCW 43.24.086, which shall accompany the
19 application and shall include the cost of examination and issuance of
20 certificate. The fee for engineer-in-training shall be determined by
21 the director as provided in RCW 43.24.086, which shall accompany the
22 application and shall include the cost of examination and issuance of
23 certificate.

24 The registration fee for professional land surveyors shall be
25 determined by the director as provided in RCW 43.24.086, which shall
26 accompany the application and shall include the cost of examination and
27 issuance of certificate. The fee for land-surveyor-in-training shall
28 be determined by the director as provided in RCW 43.24.086, which shall
29 accompany the application and shall include the cost of examination and
30 issuance of certificate.

31 Should the board find an applicant ineligible for registration, the
32 registration fee shall be retained as an application fee.

33 **Sec. 4.** RCW 18.43.070 and 1991 c 19 s 5 are each amended to read
34 as follows:

35 The director of licensing shall issue a certificate of registration
36 upon payment of a registration fee as provided for in this chapter, to
37 any applicant who, in the opinion of the board, has satisfactorily met

1 all the requirements of this chapter. In case of a registered
2 engineer, the certificate shall authorize the practice of "professional
3 engineering" and specify the branch or branches in which specialized,
4 and in case of a registered land surveyor, the certificate shall
5 authorize the practice of "land surveying".

6 In case of engineer-in-training, the certificate shall state that
7 the applicant has successfully passed the examination in fundamental
8 engineering subjects required by the board and has been enrolled as an
9 "engineer-in-training". In case of land-surveyor-in-training, the
10 certificate shall state that the applicant has successfully passed the
11 examination in fundamental surveying subjects required by the board and
12 has been enrolled as a "land-surveyor-in-training." All certificates
13 of registration shall show the full name of the registrant, shall have
14 a serial number, and shall be signed by the chairman and the secretary
15 of the board and by the director of licensing.

16 The issuance of a certificate of registration by the director of
17 licensing shall be prima facie evidence that the person named therein
18 is entitled to all the rights and privileges of a registered
19 professional engineer or a registered land surveyor, while the said
20 certificate remains unrevoked and unexpired.

21 Each registrant hereunder shall upon registration obtain a seal of
22 the design authorized by the board, bearing the registrant's name and
23 the legend "registered professional engineer" or "registered land
24 surveyor". Plans, specifications, plats and reports prepared by the
25 registrant shall be signed, dated, and stamped with said seal or
26 facsimile thereof. Such signature and stamping shall constitute a
27 certification by the registrant that the same was prepared by or under
28 his or her direct supervision and that to his or her knowledge and
29 belief the same was prepared in accordance with the requirements of the
30 statute. It shall be unlawful for anyone to stamp or seal any document
31 with said seal or facsimile thereof after the certificate of registrant
32 named thereon has expired or been revoked, unless said certificate
33 shall have been renewed or reissued.

34 NEW SECTION. Sec. 5. A new section is added to chapter 18.43 RCW
35 to read as follows:

36 The board may adopt rules under this section authorizing a retired
37 status certificate. An individual certificated under this chapter who
38 has reached the age of sixty-five years and has retired from the active

1 practice of engineering and land surveying may, upon application and at
2 the discretion of the board, be exempted from payment of annual renewal
3 fees thereafter.

4 NEW SECTION. **Sec. 6.** This act shall take effect July 1, 1996.

Passed the House April 20, 1995.

Passed the Senate April 14, 1995.

Approved by the Governor May 16, 1995.

Filed in Office of Secretary of State May 16, 1995.