

Chapter 361

(Senate Bill 226)

AN ACT concerning

Professional Engineers – Engineering Documents Prepared at the Request of the State or Political Subdivision of the State – Signing and Sealing

FOR the purpose of requiring certain engineering documents prepared at the request of the State or a political subdivision of the State, where certain skills are required, to be signed, sealed, and dated by a certain professional engineer; and generally relating to the signing and sealing of engineering documents by a professional engineer.

BY repealing and reenacting, without amendments,
Article – Business Occupations and Professions
Section 14–101(a), (j), and (k)
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

BY repealing and reenacting, with amendments,
Article – Business Occupations and Professions
Section 14–103
Annotated Code of Maryland
(2010 Replacement Volume and 2015 Supplement)

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

Article – Business Occupations and Professions

14–101.

(a) In this title the following words have the meanings indicated.

(j) (1) “Practice engineering” means to provide any service or creative work the performance of which requires education, training, and experience in the application of:

(i) special knowledge of the mathematical, physical, and engineering sciences; and

(ii) the principles and methods of engineering analysis and design.

(2) In regard to a building or other structure, machine, equipment, process, works, system, project, or public or private utility, “practice engineering” includes:

- (i) consultation;
- (ii) design;
- (iii) evaluation;
- (iv) inspection of construction to ensure compliance with specifications and drawings;
- (v) investigation;
- (vi) planning; and
- (vii) design coordination.

(3) “Practice engineering” does not include the exclusive and sole performance of nontechnical management activities.

(k) “Professional engineer” means, unless the context requires otherwise, an engineer who is licensed by the Board to practice engineering.

14–103.

(a) All engineering documents prepared in connection with the alteration, construction, design, or repair of a building, structure, building engineering system and its components, machine, equipment, process, works, subsystem, project, public or private utility, or facility in the built or economic environment, **INCLUDING AN ENGINEERING DOCUMENT PREPARED AT THE REQUEST OF THE STATE OR A POLITICAL SUBDIVISION OF THE STATE**, where the skills of a professional engineer are required, shall be signed, sealed, and dated by the professional engineer who prepared or approved the documents.

(b) A professional engineer may perform design coordination for a project or portion of a project provided that the professional engineer:

- (1) holds a current license issued by the Board; and
- (2) has adequate experience in, and understanding of, achieving the purpose of the project or portion of the project being coordinated.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2016.

Approved by the Governor, May 10, 2016.