
By: Chairman, Economic and Environmental Affairs Committee (Departmental - Labor, Licensing and Regulation)

Introduced and read first time: January 27, 1997

Rule 32(e) suspended

Assigned to: Economic and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 State Board for Professional Land Surveyors - Qualifications for Firm Permit

3 FOR the purpose of allowing a professional land surveyor or a licensed property line
4 surveyor to practice through a limited liability company; allowing a limited liability
5 company to offer land surveying and property line surveying services; and generally
6 relating to the practice of land surveying and property line surveying.

7 BY repealing and reenacting, with amendments,
8 Article - Business Occupations and Professions
9 Section 15-401 and 15-402
10 Annotated Code of Maryland
11 (1995 Replacement Volume and 1996 Supplement)

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

14 Article - Business Occupations and Professions

15 15-401.

16 (a) (1) Subject to the provisions of this section, a professional land surveyor
17 may practice land surveying for others through:

18 (i) a corporation as an officer, employee, or agent of the corporation;
19 [or]

20 (ii) a partnership as a partner, employee, or agent of the partnership;
21 OR

22 (III) A LIMITED LIABILITY COMPANY AS A MEMBER, EMPLOYEE, OR
23 AGENT OF THE LIMITED LIABILITY COMPANY.

24 (2) Subject to the provisions of this section, a licensed property line surveyor
25 may practice property line surveying through:

26 (i) a corporation as an officer, employee, or agent of the corporation;
27 [or]

2

1 (ii) a partnership as a partner, employee, or agent of the partnership;
2 OR

3 (III) A LIMITED LIABILITY COMPANY AS A MEMBER, EMPLOYEE, OR
4 AGENT OF THE LIMITED LIABILITY COMPANY.

5 (3) Subject to the provisions of this subtitle, a corporation, [or]
6 partnership, OR LIMITED LIABILITY COMPANY may provide land surveying services
7 through a professional land surveyor or property line surveying services through a
8 licensed property line surveyor.

9 (b) (1) A professional land surveyor who practices land surveying through a
10 corporation, [or] partnership, OR LIMITED LIABILITY COMPANY under this section
11 shall be subject to all of the provisions of this title that relate to practicing land surveying.

12 (2) A licensed property line surveyor who practices property line surveying
13 through a corporation, [or] partnership, OR LIMITED LIABILITY COMPANY under this
14 section shall be subject to all of the provisions of this title that relate to practicing
15 property line surveying.

16 (c) (1) A corporation, [or] partnership, OR LIMITED LIABILITY COMPANY
17 that provides land surveying services or property line surveying services under this section
18 is not, by its compliance with this section, relieved of any responsibility that the
19 corporation, partnership [or] OR LIMITED LIABILITY COMPANY may have for an act or
20 omission of its officer, partner, MEMBER, employee, or agent.

21 (2) An individual who practices land surveying or property line surveying
22 through a corporation, [or] partnership, OR LIMITED LIABILITY COMPANY, is not, by
23 reason of the individual's employment or other relationship with the corporation, [or]
24 partnership, OR LIMITED LIABILITY COMPANY, relieved of any individual responsibility
25 that the individual may have regarding that practice.

26 15-402.

27 A corporation, [or] partnership, OR LIMITED LIABILITY COMPANY shall hold a
28 permit issued by the Board before the corporation, [or] partnership, OR LIMITED
29 LIABILITY COMPANY may operate a business through which land surveying or property
30 line surveying is practiced.

31 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
32 October 1, 1997.