
By: **Senator Hollinger (Chairman, Education, Health, and Environmental Affairs Committee)**

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Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 7, 2003

CHAPTER _____

1 AN ACT concerning

2 **Department of Labor, Licensing, and Regulation - Occupational and**
3 **Professional Licensing Design Boards**

4 FOR the purpose of exempting individuals who perform interior design services from
5 the Maryland Architects Act; requiring certain boards within the Department of
6 Labor, Licensing, and Regulation to jointly publish a newsletter on the
7 Department website; ~~establishing certain term limits for members and officers~~
8 ~~of the State Board of Certified Interior Designers~~; requiring the chairmen of
9 certain boards within the Department to meet on an annual basis; continuing
10 the State Board of Certified Interior Designers in accordance with the
11 provisions of the Maryland Program Evaluation Act (Sunset Law) by extending
12 to a certain date the termination provisions relating to the statutory and
13 regulatory authority of the State Board of Certified Interior Designers to certify
14 and regulate certified interior designers; requiring that an evaluation of the
15 certification and regulation of certified interior designers by the State Board of
16 Certified Interior Designers and the statutes and regulations that relate to
17 certification and regulation of certified interior designers by the State Board of
18 Certified Interior Designers be performed on or before a certain date;
19 establishing an Occupational and Professional Licensing Design Boards' Fund
20 as a continuing, nonlapsing special fund in the Department; requiring that the
21 Fund be used for certain purposes; authorizing the State Board of Architects,
22 State Board of Certified Interior Designers, State Board of Examiners of
23 Landscape Architects, State Board for Professional Engineers, and State Board
24 for Professional Land Surveyors to set certain fees; specifying the use of certain
25 fees; directing the payment of certain fees to the Fund; changing the
26 classification of certain fees; authorizing certain applicants to pay application
27 fees to designees of certain boards; requiring certain reports; providing that

1 certain fees remain in effect until certain other fees are adopted and made
2 effective; providing for the termination of certain provisions of this Act; and
3 generally relating to the authority of the Department of Labor, Licensing, and
4 Regulation and the State Board of Architects, the State Board of Certified
5 Interior Designers, the State Board of Examiners of Landscape Architects, the
6 State Board for Professional Engineers, and the State Board for Professional
7 Land Surveyors.

8 BY adding to

9 Article - Business Occupations and Professions
10 Section 3-204.1, 3-209, 8-204.1, 8-207, 9-204.1, 14-204.1, 14-209, 15-204.1,
11 15-208.1(c), and 15-209
12 Annotated Code of Maryland
13 (2000 Replacement Volume and 2002 Supplement)

14 BY repealing

15 Article - Business Occupations and Professions
16 Section 3-209, 8-207, 14-209, and 15-209
17 Annotated Code of Maryland
18 (2000 Replacement Volume and 2002 Supplement)

19 BY repealing and reenacting, with amendments,

20 Article - Business Occupations and Professions
21 Section 3-101, 3-103(c)(3), 3-207, 3-208.1(c), 3-304, 3-306(b)(2) and (c)(1),
22 3-307(a)(2), 3-309(b)(2), (c)(2), and (e)(2), 3-310(a), 3-311(a)(1)(viii),
23 3-405(a)(2), 3-406, 3-408(b)(2), (c)(3), and (f)(2), 8-101, 8-202(h), 8-203,
24 8-206.1(c), 8-302(d)(1), 8-303, 8-304(b)(1), 8-305, 8-307(b)(3) and (c)(2),
25 8-309, 8-602, 9-101, 9-206.1(c), 9-207, 9-304, 9-306(b)(1), 9-309(b)(2)
26 and (c)(2), 9-310(a)(1)(v), 9-313(b)(2), 9-314(a) and (b), 9-405(a)(2), 9-406,
27 9-408(b)(2) and (c)(2), 14-101, 14-207, 14-208.1(c), 14-306(a)(2),
28 14-310(c)(1) and (e), 14-311(b)(2), 14-312(a)(2) and (d)(2), 14-314(b)(1)
29 and (c)(2), 14-315(a) and (b)(2), 14-316(a)(5), 14-317(a)(1)(v), 14-320(b)(2),
30 15-101, 15-207, 15-306(a)(2), 15-311(b)(2), 15-312(a)(2), (b), and (d),
31 15-314(b)(1) and (c)(2), 15-315(a), (b)(2), and (c)(2), 15-316(a)(5),
32 15-317(a)(5), 15-318(a)(1)(vii), 15-321(b), 15-403, 15-404, and
33 15-406(b)(2) and (c)(2).
34 Annotated Code of Maryland
35 (2000 Replacement Volume and 2002 Supplement)

36 BY repealing and reenacting, with amendments,

37 Article - State Government
38 Section 8-403(b)(35)
39 Annotated Code of Maryland
40 (1999 Replacement Volume and 2002 Supplement)

41 BY adding to

1 Article - Business Regulation
2 Section 2-106.1 and 2-106.2
3 Annotated Code of Maryland
4 (1998 Replacement Volume and 2002 Supplement)

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

7 **Article - Business Occupations and Professions**

8 3-103.

9 (c) This title does not limit the right of:

10 (3) a certified interior designer OR OTHER INDIVIDUAL to provide
11 interior design services as that term is defined in Title 8 of this article; or

12 3-204.1.

13 AT LEAST ANNUALLY, THE CHAIRMAN OF THE BOARD, THE CHAIRMAN OF THE
14 STATE BOARD OF CERTIFIED INTERIOR DESIGNERS, THE CHAIRMAN OF THE STATE
15 BOARD OF EXAMINERS OF LANDSCAPE ARCHITECTS, THE CHAIRMAN OF THE STATE
16 BOARD FOR PROFESSIONAL ENGINEERS, AND THE CHAIRMAN OF THE STATE BOARD
17 FOR PROFESSIONAL LAND SURVEYORS SHALL MEET TO DISCUSS ISSUES OF MUTUAL
18 IMPORTANCE TO THE DESIGN PROFESSIONS.

19 3-208.1.

20 (c) (1) The Board shall provide all licensees and code officials with a
21 periodic newsletter not less than semiannually on the activities of the Board.

22 (2) The Board [may] SHALL publish, ON THE DEPARTMENT WEBSITE,
23 the newsletter jointly with the State Board [of] FOR Professional Engineers, the
24 State Board of Certified Interior Designers, the State Board of Examiners of
25 Landscape Architects, AND THE STATE BOARD FOR PROFESSIONAL LAND SURVEYORS
26 [or any combination of these boards].

27 8-202.

28 (h) (1) The term of a member is 3 years and begins on July 1.

29 (2) The terms of members are staggered as required by the terms
30 provided for members of the Board on July 1, 1991.

31 (3) At the end of a term, a member continues to serve until a successor is
32 appointed and qualifies.

33 (4) A member who is appointed after a term has begun serves only for
34 the rest of the term and until a successor is appointed and qualifies.

1 (5) ~~A MEMBER MAY SERVE NO MORE THAN TWO CONSECUTIVE TERMS.~~

2 8-203.

3 (a) From among its members, the Board annually shall elect a chairman and a
4 secretary.

5 (b) The manner of election of officers shall be as the Board determines.

6 (C) A MEMBER MAY SERVE NO MORE THAN THREE CONSECUTIVE YEARS AS
7 AN OFFICER OF THE BOARD.

8 8-204.1.

9 AT LEAST ANNUALLY, THE CHAIRMAN OF THE BOARD, THE CHAIRMAN OF THE
10 STATE BOARD OF ARCHITECTS, THE CHAIRMAN OF THE STATE BOARD OF EXAMINERS
11 OF LANDSCAPE ARCHITECTS, THE CHAIRMAN OF THE STATE BOARD FOR
12 PROFESSIONAL ENGINEERS, AND THE CHAIRMAN OF THE STATE BOARD FOR
13 PROFESSIONAL LAND SURVEYORS SHALL MEET TO DISCUSS ISSUES OF MUTUAL
14 IMPORTANCE TO THE DESIGN PROFESSIONS.

15 8-206.1.

16 (c) (1) The Board shall provide all certificate holders and code officials with
17 a periodic newsletter not less than semiannually on the activities of the Board.

18 (2) The Board [may] SHALL publish, ON THE DEPARTMENT WEBSITE,
19 the newsletter jointly with the State Board [of] FOR Professional Engineers, the
20 State Board of Architects, the State Board of Examiners of Landscape Architects, AND
21 THE STATE BOARD FOR PROFESSIONAL LAND SURVEYORS [or any combination of
22 these boards].

23 8-602.

24 Subject to the evaluation and reestablishment provisions of the Maryland
25 Program Evaluation Act, this title and all regulations adopted under this title shall
26 terminate and be of no effect after July 1, [2004] 2014.

27 9-204.1.

28 AT LEAST ANNUALLY, THE CHAIRMAN OF THE BOARD, THE CHAIRMAN OF THE
29 STATE BOARD OF ARCHITECTS, THE CHAIRMAN OF THE STATE BOARD OF CERTIFIED
30 INTERIOR DESIGNERS, THE CHAIRMAN OF THE STATE BOARD FOR PROFESSIONAL
31 ENGINEERS, AND THE CHAIRMAN OF THE STATE BOARD FOR PROFESSIONAL LAND
32 SURVEYORS SHALL MEET TO DISCUSS ISSUES OF MUTUAL IMPORTANCE TO THE
33 DESIGN PROFESSIONS.

34 9-206.1.

35 (c) (1) The Board shall provide all licensees and code officials with a
36 periodic newsletter not less than semiannually on the activities of the Board.

1 (2) The Board [may] SHALL publish, ON THE DEPARTMENT WEBSITE,
2 the newsletter jointly with the State Board [of] FOR Professional Engineers, the
3 State Board of Architects, the State Board of Certified Interior Designers, AND THE
4 STATE BOARD FOR PROFESSIONAL LAND SURVEYORS [or any combination of these
5 boards].

6 14-204.1.

7 AT LEAST ANNUALLY, THE CHAIRMAN OF THE BOARD, THE CHAIRMAN OF THE
8 STATE BOARD OF ARCHITECTS, THE CHAIRMAN OF THE STATE BOARD OF CERTIFIED
9 INTERIOR DESIGNERS, THE CHAIRMAN OF THE STATE BOARD OF EXAMINERS OF
10 LANDSCAPE ARCHITECTS, AND THE CHAIRMAN OF THE STATE BOARD FOR
11 PROFESSIONAL LAND SURVEYORS SHALL MEET TO DISCUSS ISSUES OF MUTUAL
12 IMPORTANCE TO THE DESIGN PROFESSIONS.

13 14-208.1.

14 (c) (1) The Board shall provide all licensees, certificate holders, and code
15 officials with a periodic newsletter not less than semiannually on the activities of the
16 Board.

17 (2) The Board [may] SHALL publish, ON THE DEPARTMENT WEBSITE,
18 the newsletter jointly with the State Board of Architects, the State Board of
19 Examiners of Landscape Architects, the State Board of Certified Interior Designers,
20 AND THE STATE BOARD FOR PROFESSIONAL LAND SURVEYORS [or any combination
21 of these boards].

22 15-204.1.

23 AT LEAST ANNUALLY, THE CHAIRMAN OF THE BOARD, THE CHAIRMAN OF THE
24 STATE BOARD OF ARCHITECTS, THE CHAIRMAN OF THE STATE BOARD OF CERTIFIED
25 INTERIOR DESIGNERS, THE CHAIRMAN OF THE STATE BOARD OF EXAMINERS OF
26 LANDSCAPE ARCHITECTS, AND THE CHAIRMAN OF THE STATE BOARD FOR
27 PROFESSIONAL ENGINEERS SHALL MEET TO DISCUSS ISSUES OF MUTUAL
28 IMPORTANCE TO THE DESIGN PROFESSIONS.

29 15-208.1.

30 (C) (1) THE BOARD SHALL PROVIDE ALL LICENSEES, CERTIFICATE
31 HOLDERS, AND CODE OFFICIALS WITH A PERIODIC NEWSLETTER NOT LESS THAN
32 SEMIANNUALLY ON THE ACTIVITIES OF THE BOARD.

33 (2) THE BOARD SHALL PUBLISH, ON THE DEPARTMENT WEBSITE, THE
34 NEWSLETTER JOINTLY WITH THE STATE BOARD FOR PROFESSIONAL ENGINEERS,
35 THE STATE BOARD OF ARCHITECTS, THE STATE BOARD OF CERTIFIED INTERIOR
36 DESIGNERS, AND THE STATE BOARD OF EXAMINERS OF LANDSCAPE ARCHITECTS.

Article - State Government

1 8-403.

2 (b) Except as otherwise provided in subsection (a) of this section, on or before
3 the evaluation date for the following governmental activities or units, an evaluation
4 shall be made of the following governmental activities or units and the statutes and
5 regulations that relate to the governmental activities or units:

6 (35) Interior Designers, State Board of Certified (§ 8-201 of the Business
7 Occupations and Professions Article: July 1, [2003] 2013);

8 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
9 read as follows:

Article - Business Regulation

10 2-106.1.

11 (A) THIS SECTION APPLIES TO THE FOLLOWING OCCUPATIONAL AND
12 PROFESSIONAL LICENSING BOARDS:

13 (1) THE STATE BOARD OF ARCHITECTS ESTABLISHED UNDER TITLE 3 OF
14 THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE;

15 (2) THE STATE BOARD OF CERTIFIED INTERIOR DESIGNERS
16 ESTABLISHED UNDER TITLE 8 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS
17 ARTICLE;

18 (3) THE STATE BOARD OF EXAMINERS OF LANDSCAPE ARCHITECTS
19 ESTABLISHED UNDER TITLE 9 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS
20 ARTICLE;

21 (4) THE STATE BOARD FOR PROFESSIONAL ENGINEERS ESTABLISHED
22 UNDER TITLE 14 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS ARTICLE; AND

23 (5) THE STATE BOARD FOR PROFESSIONAL LAND SURVEYORS
24 ESTABLISHED UNDER TITLE 15 OF THE BUSINESS OCCUPATIONS AND PROFESSIONS
25 ARTICLE.

26 (B) THERE IS A STATE OCCUPATIONAL AND PROFESSIONAL LICENSING
27 DESIGN BOARDS' FUND IN THE DEPARTMENT, WHICH SHALL BE A CONTINUING,
28 NONLAPSING SPECIAL FUND.

29 (C) (1) EXCEPT AS OTHERWISE PROVIDED BY LAW, EACH OCCUPATIONAL
30 AND PROFESSIONAL LICENSING BOARD DESCRIBED IN SUBSECTION (A) OF THIS
31 SECTION SHALL PAY ALL FEES COLLECTED TO THE COMPTROLLER OF THE STATE.

32 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE FUND.

1 (D) THE FUND SHALL BE USED TO COVER THE ACTUAL DOCUMENTED DIRECT
2 AND INDIRECT COSTS OF FULFILLING THE STATUTORY AND REGULATORY DUTIES
3 OF EACH OCCUPATIONAL AND PROFESSIONAL LICENSING BOARD DESCRIBED IN
4 SUBSECTION (A) OF THIS SECTION.

5 (E) THE SECRETARY OR A DESIGNEE OF THE SECRETARY SHALL ADMINISTER
6 THE FUND.

7 (F) THE LEGISLATIVE AUDITOR SHALL AUDIT THE ACCOUNTS AND
8 TRANSACTIONS OF THE FUND AS PROVIDED IN § 2-1220 OF THE STATE GOVERNMENT
9 ARTICLE.

10 2-106.2.

11 (A) (1) IN CONSULTATION WITH EACH BOARD DESCRIBED IN § 2-106.1 OF
12 THIS SUBTITLE, THE SECRETARY SHALL ANNUALLY CALCULATE THE DIRECT AND
13 INDIRECT COSTS ATTRIBUTABLE TO EACH BOARD.

14 (2) EACH BOARD SHALL ESTABLISH FEES BASED ON THE
15 CALCULATIONS PROVIDED BY THE SECRETARY UNDER THIS SECTION.

16 (3) EACH FEE ESTABLISHED BY AN INDIVIDUAL BOARD MAY NOT BE
17 INCREASED ANNUALLY BY MORE THAN 12.5% OF THE EXISTING AND
18 CORRESPONDING FEE OF THE BOARD.

19 (B) IN ORDER TO ESTABLISH FEES THAT MORE EQUITABLY DISTRIBUTE THE
20 COSTS ASSOCIATED WITH THE OPERATION OF EACH BOARD AMONG SIMILAR
21 BOARDS, THE SECRETARY MAY AVERAGE THE DIRECT AND INDIRECT COSTS OF ONE
22 OR MORE BOARDS PROVIDED THAT THE BOARDS CONSENT TO HAVING THEIR DIRECT
23 AND INDIRECT COSTS AVERAGED TOGETHER.

24 **Article - Business Occupations and Professions**

25 3-101.

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

27 (b) "Architect" means an individual who practices architecture.

28 (c) "Board" means, unless the context requires otherwise, the State Board of
29 Architects.

30 (d) "Code official" means a public official responsible for the review of building
31 permit documents or the issuance of building permits.

32 (e) "Design coordination" means the review and coordination of services
33 provided by individuals licensed or certified under Titles 3, 8, 9, 14, and 15 of this
34 article.

1 (f) "License" means, unless the context requires otherwise, a license issued by
2 the Board to practice architecture.

3 (G) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
4 WITH THE ISSUANCE AND RENEWAL OF A LICENSE AND THE ISSUANCE OF A
5 RECIPROCAL LICENSE.

6 [(g)] (H) "Licensed architect" means, unless the context requires otherwise, an
7 architect who is licensed by the Board to practice architecture.

8 [(h)] (I) "Permit" means, unless the context requires otherwise, a permit
9 issued by the Board to allow a partnership or corporation to operate a business
10 through which an individual may practice architecture.

11 (J) "PERMIT FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
12 WITH THE ISSUANCE AND RENEWAL OF A PERMIT.

13 [(i)] (K) (1) "Practice architecture" means to provide any service or creative
14 work:

15 (i) in regard to an addition to, alteration of, or construction of a
16 building or an integral part of a building; and

17 (ii) that requires education, training, and experience in
18 architecture.

19 (2) "Practice architecture" includes:

20 (i) architectural design and preparation of related documents;

21 (ii) consultation;

22 (iii) design coordination;

23 (iv) evaluation;

24 (v) investigation; and

25 (vi) planning.

26 [(j)] (L) "Public use" means the use of a building or other structure for the
27 primary purpose of human use or habitation.

28 [(k)] (M) "Residential use" means the use of a building or other structure as a
29 dwelling.

30 3-207.

31 (a) On request of any person and payment of a fee of \$10, the Board shall
32 certify the licensing or permit status and qualifications of any person who is the
33 subject of the request.

1 (b) Each certification under this section:

2 (1) shall include a statement of the licensing or permit status of the
3 person who is the subject of the request; and

4 (2) may include:

5 (i) information about the examination results and other
6 qualifications of that person;

7 (ii) information about the dates of issuance and renewal of the
8 license or permit of that person;

9 (iii) information about any disciplinary action taken against that
10 person; and

11 (iv) if authorized by that person, information about any complaint
12 against that person.

13 [(c) The Board shall collect a fee of \$10 for each certification under this
14 section.]

15 [3-209.

16 (a) Subject to the maximum amounts and other limitations specifically set by
17 this title, the Board shall set reasonable fees for the issuance and renewal of licenses
18 and permits and its other services.

19 (b) Except as otherwise provided by law, the Board shall pay all money
20 collected under this title into the General Fund of the State.]

21 3-209.

22 (A) (1) THE BOARD MAY SET REASONABLE FEES FOR ITS SERVICES.

23 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
24 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON
25 THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
26 BUSINESS REGULATION ARTICLE.

27 (B) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD BY
28 REGULATION.

29 (C) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS TITLE TO
30 THE COMPTROLLER OF THE STATE.

31 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
32 OCCUPATIONAL AND PROFESSIONAL LICENSING DESIGN BOARDS' FUND
33 ESTABLISHED IN § 2-106.1 OF THE BUSINESS REGULATION ARTICLE.

1 3-304.

2 An applicant for a license shall:

3 (1) submit to the Board an application on the form that the Board
4 provides; and

5 (2) [except as provided in § 3-306(b) or (c) of this subtitle,] pay to the
6 Board or the Board's designee:

7 (I) A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD;
8 AND

9 (II) an examination fee set by the Board in an amount not to exceed
10 the cost of the required examination.

11 3-306.

12 (b) The Board may issue a license by reciprocity under this section for an
13 applicant who is licensed to practice architecture in another state or country only if
14 the applicant:

15 (2) pays to the Board:

16 (I) [an application fee not exceeding \$100, as] A NONREFUNDABLE
17 APPLICATION FEE set by the Board; and

18 (II) A LICENSE FEE SET BY THE BOARD; AND

19 (c) The Board may issue a license by reciprocity under this section for an
20 applicant who is certified by the Council only if:

21 (1) the applicant:

22 (i) is of good character and reputation; and

23 (ii) pays to the Board:

24 1. [an application fee not exceeding \$100, as] A
25 NONREFUNDABLE APPLICATION FEE set by the Board; and

26 2. A LICENSE FEE SET BY THE BOARD; AND

27 3-307.

28 (a) If an applicant qualifies for a license by passing an examination under this
29 subtitle, the Board shall send the applicant a notice that states that:

30 (2) on receipt of a license fee [not exceeding \$60, as] set by the Board,
31 the Board will issue a license to the applicant.

1 3-309.

2 (b) At least 1 month before a license expires, the Board shall mail to the
3 licensee, at the last known address of the licensee:

4 (2) a notice that states:

5 (i) the date on which the current license expires;

6 (ii) the date by which the Board must receive the renewal
7 application for the renewal to be issued and mailed before the license expires; and

8 (iii) the amount of the [renewal] LICENSE fee.

9 (c) Before a license expires, the licensee periodically may renew it for an
10 additional 2-year term, if the licensee:

11 (2) pays to the Board a [renewal] LICENSE fee [not exceeding \$70, as]
12 set by the Board; and

13 (e) An architect has a grace period of 30 days after the architect's license
14 expires in which to renew it retroactively, if the architect:

15 (2) pays TO THE BOARD the [renewal] LICENSE fee [to the] SET BY THE
16 Board.

17 3-310.

18 (a) The Board shall reinstate the license of an architect who, for any reason,
19 has failed to renew the license by the end of the 30-day grace period if the architect:

20 (1) meets the renewal requirements of § 3-309 of this subtitle;

21 (2) [pays to the Board all past due renewal fees;

22 (3)] except as otherwise provided in subsection (b) of this section, pays to
23 the Board a reinstatement fee [of \$100, in addition to all past due renewal fees] SET
24 BY THE BOARD; and

25 [(4)] (3) submits to the Board a reinstatement application on the form
26 that the Board provides.

27 3-311.

28 (a) (1) Subject to the hearing provisions of § 3-313 of this subtitle, the
29 Board, on the affirmative vote of a majority of its authorized membership, may deny
30 a license to any applicant, reprimand any licensee, or suspend or revoke a license if:

31 (viii) the applicant or licensee has had a license to practice
32 architecture in another state revoked or suspended for grounds that would justify

1 revocation or suspension of a license under this title, except for failure to pay a license
2 [or license renewal] fee.

3 3-405.

4 (a) An applicant for a permit shall:

5 (2) pay to the Board [an] A NONREFUNDABLE application fee [not
6 exceeding \$50, as] set by the Board.

7 3-406.

8 The Board shall issue a permit to each applicant [that] WHO meets the
9 requirements of this subtitle AND PAYS TO THE BOARD A PERMIT FEE SET BY THE
10 BOARD.

11 3-408.

12 (b) At least 1 month before a permit expires, the Board shall mail to the
13 permit holder, at the last known address of the permit holder:

14 (2) a notice that states:

15 (i) the date on which the current permit expires;

16 (ii) the date by which the Board must receive the renewal
17 application for the renewal to be issued and mailed before the permit expires; and

18 (iii) the amount of the [renewal] PERMIT fee.

19 (c) Before a permit expires, the permit holder periodically may renew it for an
20 additional 2-year term, if the holder:

21 (3) pays to the Board the [renewal] PERMIT fee set by the Board; and

22 (f) A corporation, limited liability company, or partnership has a grace period
23 of 30 days after the permit of the corporation, limited liability company, or
24 partnership expires in which to renew it retroactively, if the corporation, limited
25 liability company, or partnership:

26 (2) pays to the Board the [renewal] PERMIT fee SET BY THE BOARD.

27 8-101.

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

29 (b) "Board" means the State Board of Certified Interior Designers.

30 (c) "Certificate" means a certificate issued by the Board to use the title
31 "certified interior designer".

1 (D) "CERTIFICATE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN
2 CONNECTION WITH THE ISSUANCE AND RENEWAL OF A CERTIFICATE AND ISSUANCE
3 OF A RECIPROCAL CERTIFICATE.

4 [(d)] (E) "Certified interior designer" means an interior designer who is
5 certified by the Board.

6 [(e)] (F) "Certified interior design services" means interior design services
7 provided by a certified interior designer.

8 [(f)] (G) "Design coordination" means the review and coordination of services
9 provided by individuals licensed or certified under Titles 3, 8, 9, 14, and 15 of this
10 article.

11 [(g)] (H) "Interior design services" means rendering or offering to render
12 services for a fee or other valuable consideration, in the preparation and
13 administration of interior design documents (including drawings, schedules and
14 specifications) which pertain to the planning and design of interior spaces including
15 furnishings, layouts, fixtures, cabinetry, lighting fixtures, finishes, materials, and
16 interior construction not materially related to or materially affecting the building
17 systems, all of which shall comply with applicable laws, codes, regulations, and
18 standards. The scope of work described herein shall not be construed as authorizing
19 the planning and design of engineering and architectural interior construction as
20 related to the building systems, including structural, electrical, plumbing, heating,
21 ventilating, air conditioning or mechanical systems and shall not be construed as
22 authorizing the practice of architecture or engineering as defined in Title 3 or Title 14
23 of this article. The interior design plans as described above are not to be construed as
24 those architectural plans which may be required to be filed with any county or
25 municipality.

26 [(h)] (I) "Public use" means the use of a building or other structure for the
27 primary purpose of human use or habitation.

28 [(i)] (J) "Residential use" means the use of a building or other structure as a
29 dwelling.

30 [8-207.

31 (a) The Board shall set reasonable fees for the issuance and renewal of a
32 certificate.

33 (b) Except as otherwise provided by law, the Board shall pay all money
34 collected under this title into the General Fund of the State.

35 (c) The Board shall publish annually a list including the name and address of
36 each individual:

37 (1) who has been certified; or

1 (2) whose certificate has been suspended or revoked within 3 years
2 before the publication.]

3 8-207.

4 (A) (1) THE BOARD MAY SET REASONABLE FEES FOR ITS SERVICES.

5 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
6 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON
7 THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
8 BUSINESS REGULATION ARTICLE.

9 (B) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD BY
10 REGULATION.

11 (C) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS TITLE TO
12 THE COMPTROLLER OF THE STATE.

13 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
14 OCCUPATIONAL AND PROFESSIONAL LICENSING DESIGN BOARDS' FUND
15 ESTABLISHED IN § 2-106.1 OF THE BUSINESS REGULATION ARTICLE.

16 (D) THE BOARD SHALL PUBLISH ANNUALLY A LIST INCLUDING THE NAME
17 AND ADDRESS OF EACH INDIVIDUAL:

18 (1) WHO HAS BEEN CERTIFIED; OR

19 (2) WHOSE CERTIFICATION HAS BEEN SUSPENDED OR REVOKED
20 WITHIN 3 YEARS BEFORE THE PUBLICATION.

21 8-302.

22 (d) The applicant shall:

23 (1) file an application and pay [an] A NONREFUNDABLE application fee
24 in accordance with § 8-303 of this subtitle;

25 8-303.

26 An applicant for a certificate shall:

27 (1) submit an application to the Board on the form that the Board
28 provides; and

29 (2) pay to the Board OR THE BOARD'S DESIGNEE [an] A
30 NONREFUNDABLE application fee set by the Board.

31 8-304.

32 (b) The Board may grant a waiver under this section only if the applicant:

1 (1) pays TO THE BOARD:

2 (I) the NONREFUNDABLE application fee set by the Board [under §
3 8-303 of this subtitle]; and

4 (II) THE CERTIFICATE FEE SET BY THE BOARD; AND

5 8-305.

6 On payment of the certificate fee SET BY THE BOARD, the Board shall issue a
7 certificate to each applicant who meets the requirements of this subtitle for a
8 certificate.

9 8-307.

10 (b) At least 30 days before the certificate expires, the Board shall mail to the
11 certificate holder, at the last known address of the certificate holder:

12 (3) the amount of the [renewal] CERTIFICATE fee.

13 (c) Before the certificate expires, the certificate holder periodically may renew
14 it for an additional 2-year term, if the certificate holder:

15 (2) pays to the Board a [renewal] CERTIFICATE fee set by the Board;

16 8-309.

17 The Board shall reinstate the certificate of an interior designer who has failed to
18 renew the certificate for any reason if the interior designer:

19 (1) meets the renewal requirements[, including payment of a renewal
20 fee,] under § 8-307 of this subtitle;

21 (2) pays to the Board the reinstatement fee as set by the Board;

22 (3) submits to the Board a reinstatement application on the form that
23 the Board provides; and

24 (4) earns two continuing education units in courses approved by the
25 Board in a 2-year period immediately preceding the request for reinstatement.

26 9-101.

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

28 (b) "Board" means the State Board of Examiners of Landscape Architects.

29 (c) "Design coordination" means the review and coordination of services
30 provided by individuals licensed or certified under Titles 3, 8, 9, 14, and 15 of this
31 article.

1 (d) "Landscape architect" means an individual who practices landscape
2 architecture.

3 (e) "License" means, unless the context requires otherwise, a license issued by
4 the Board to practice landscape architecture.

5 (F) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
6 WITH THE ISSUANCE AND RENEWAL OF A LICENSE OR THE ISSUANCE OF A
7 RECIPROCAL LICENSE.

8 [(f)] (G) "Licensed landscape architect" means a landscape architect who is
9 licensed by the Board to practice landscape architecture.

10 [(g)] (H) "Permit" means a permit issued by the Board to allow a partnership
11 or corporation to operate a business through which an individual may practice
12 landscape architecture.

13 (I) "PERMIT FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
14 WITH THE ISSUANCE AND RENEWAL OF A PERMIT.

15 [(h)] (J) (1) "Practice landscape architecture" means:

16 (i) to provide any service or creative work in the analysis or design
17 of land and natural resources that requires training and experience in the application
18 of the biological, physical, mathematical, and social sciences; and

19 (ii) to perform design coordination of a project or portion of a project
20 provided that the licensed landscape architect holds a current license issued by the
21 Board and has adequate education and experience in, and understanding of, the
22 project or portion of the project being coordinated.

23 (2) "Practice landscape architecture" includes:

24 (i) consultation, research, analysis, assessment, selection, and
25 allocation of land and natural resources;

26 (ii) development of graphic, written, digital, and other appropriate
27 criteria to govern the planning and design of land development and construction
28 programs, including:

29 1. preparation, review, and analysis of master plans, site
30 plans, and land development plans;

31 2. reconnaissance, planning, design, and preparation of
32 construction documents;

33 3. construction, observation, administration, and project
34 management;

35 4. preservation, restoration, conservation, reclamation,
36 rehabilitation, and management of land and natural resources;

1 5. preparation of feasibility and site selection studies,
2 environmental studies, and cost estimate reports; and

3 6. design and analysis of grading and drainage, irrigation,
4 erosion and sediment control systems, and pedestrian and vehicular circulation
5 systems; and

6 (iii) in conjunction with site plan preparation, the performance of
7 the following:

8 1. determining a grade;

9 2. determining drainage; and

10 3. preparing and designing stormwater drainage systems
11 provided that the preparation and design:

12 A. are in accordance with design manuals, details, and
13 standards accepted by the State or local authorities; and

14 B. do not require a hydraulic or structural design of system
15 components.

16 [(i)] (K) "Responsible charge" means direct control and personal supervision
17 of landscape architecture services that requires initiative, professional skill, and
18 independent judgment.

19 9-207.

20 (a) The Board [shall] MAY set reasonable fees for [the issuance and renewal
21 of licenses and permits] ITS SERVICES.

22 (b) [The Board shall pay all money collected under this title into the General
23 Fund of the State] THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
24 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON
25 THE CALCULATION PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
26 BUSINESS REGULATION ARTICLE.

27 (C) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD BY
28 REGULATION.

29 (D) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS TITLE TO
30 THE COMPTROLLER OF THE STATE.

31 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
32 OCCUPATIONAL AND PROFESSIONAL LICENSING DESIGN BOARDS' FUND
33 ESTABLISHED IN § 2-106.1 OF THE BUSINESS REGULATION ARTICLE.

1 9-304.

2 An applicant for a license shall:

3 (1) submit to the Board an application on the form that the Board
4 provides; and

5 (2) [except as provided in § 9-306 of this subtitle,] pay to the Board or
6 the Board's designee:

7 (I) A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD;

8 (II) an examination fee set by the Board in an amount not to exceed
9 the cost of the required examination.

10 9-306.

11 (b) The Board may grant a waiver under this section only if the applicant:

12 (1) pays TO THE BOARD:

13 (I) the NONREFUNDABLE application fee set by the Board [not
14 exceeding \$50]; and

15 (II) THE LICENSE FEE SET BY THE BOARD; AND

16 9-309.

17 (b) At least 1 month before a license expires, the Board shall mail to the
18 licensee, at the last known address of the licensee:

19 (2) a notice that states:

20 (i) the date on which the current license expires;

21 (ii) the date by which the Board must receive the renewal
22 application for the renewal to be issued and mailed before the license expires; and

23 (iii) the amount of the [renewal] LICENSE fee.

24 (c) Before a license expires, the licensee periodically may renew it for an
25 additional 2-year term, if the licensee:

26 (2) pays to the Board the [renewal] LICENSE fee set by the Board; and

27 9-310.

28 (a) (1) Subject to the hearing provisions of § 9-312 of this subtitle, the
29 Board, on the affirmative vote of a majority of its members then serving, may deny a
30 license to any applicant, reprimand any licensee, or suspend or revoke a license if:

1 (v) the applicant or licensee has had a license to practice landscape
2 architecture in another state revoked or suspended by the other state for a cause that
3 would justify revocation or suspension under this title, except for the failure to pay a
4 license [or license renewal] fee;

5 9-313.

6 (b) A license may be reinstated under this section only on:

7 (2) payment to the Board of a reinstatement fee [of \$100] SET BY THE
8 BOARD.

9 9-314.

10 (a) The Board shall reinstate the license of an individual who, for any reason,
11 has failed to renew the license, if the individual:

12 (1) applies to the Board for reinstatement within 2 years after the
13 license expires;

14 (2) meets the renewal requirements of § 9-309 of this subtitle [and pays
15 to the Board all past due renewal fees]; and

16 (3) pays to the Board a reinstatement fee [of \$100, in addition to all past
17 due renewal fees] SET BY THE BOARD.

18 (b) (1) If an individual has failed to renew a license for any reason and then
19 applies to the Board for reinstatement more than 2 years after the license has
20 expired, the Board may:

21 (i) require the individual to reapply for a license in the same
22 manner that an applicant applies for an original license under this subtitle; or

23 (ii) subject to paragraph (2) of this subsection, reinstate the license.

24 (2) The Board may reinstate a license under paragraph (1)(ii) of this
25 subsection, if the individual:

26 (i) meets the renewal requirements of § 9-309 of this subtitle [and
27 pays to the Board all past due renewal fees];

28 (ii) if required by the Board, states reasons why reinstatement
29 should be granted; and

30 (iii) pays to the Board a reinstatement fee [of \$100, in addition to all
31 past due renewal fees required] SET BY THE BOARD.

32 9-405.

33 (a) An applicant for a permit shall:

1 (2) pay to the Board the NONREFUNDABLE application fee set by the
2 Board.

3 9-406.

4 The Board shall issue a permit to each applicant who meets the requirements of
5 this subtitle AND PAYS TO THE BOARD A PERMIT FEE SET BY THE BOARD.

6 9-408.

7 (b) At least 1 month before a permit expires, the Board shall mail to the
8 permit holder, at the last known address of the holder:

9 (2) a notice that states:

10 (i) the date on which the current permit expires;

11 (ii) the date by which the Board must receive the renewal
12 application for the renewal to be issued and mailed before the permit expires; and

13 (iii) the amount of the [renewal] PERMIT fee.

14 (c) Before a permit expires, the permit holder periodically may renew it for an
15 additional 2-year term, if the holder:

16 (2) pays to the Board the [renewal] PERMIT fee set by the Board; and

17 14-101.

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

19 (b) "Board" means the State Board for Professional Engineers.

20 (c) "Design coordination" means the review and coordination of services
21 provided by individuals licensed or certified under Titles 3, 8, 9, 14, and 15 of this
22 article.

23 (d) (1) "License" means, unless the context requires otherwise, a license
24 issued by the Board to practice engineering.

25 (2) "License" includes, unless the context requires otherwise, a limited
26 license.

27 (E) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
28 WITH THE ISSUANCE AND RENEWAL OF A LICENSE AND THE ISSUANCE OF A LIMITED
29 LICENSE AND RECIPROCAL LICENSE.

30 [(e)] (F) "Limited license" means a license issued by the Board to practice
31 engineering as limited by § 14-316 of this title.

1 [(f)] (G) (1) "Practice engineering" means to provide any service or creative
2 work the performance of which requires education, training, and experience in the
3 application of:

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

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

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

10 (i) consultation;

11 (ii) design;

12 (iii) evaluation;

13 (iv) inspection of construction to ensure compliance with
14 specifications and drawings;

15 (v) investigation;

16 (vi) planning; and

17 (vii) design coordination.

18 (3) "Practice engineering" does not include the exclusive and sole
19 performance of nontechnical management activities.

20 [(g)] (H) "Professional engineer" means, unless the context requires otherwise,
21 an engineer who is licensed by the Board to practice engineering.

22 [(h)] (I) (1) "Responsible charge" means direct control and personal
23 supervision of engineering that requires initiative, professional skill, and
24 independent judgment.

25 (2) "Responsible charge" includes responsible engineering teaching.

26 14-207.

27 (a) On request of any person and payment of a VERIFICATION fee [of \$10] SET
28 BY THE BOARD, the Board shall certify the licensing status and qualifications of any
29 individual who is the subject of the request.

30 (b) Each certification under this section:

31 (1) shall include a statement of the licensing status of the individual who
32 is the subject of the request; and

1 (2) may include:

2 (i) information about the examination results and other
3 qualifications of that individual;

4 (ii) information about the dates of issuance and renewal of the
5 license of that individual;

6 (iii) information about any disciplinary action taken against that
7 individual; and

8 (iv) if authorized by that individual, information about any
9 complaint against that individual.

10 [(c) The Board shall collect a fee of \$10 for each certification under this
11 section.]

12 [14-209.

13 (a) Except for the fees specifically set by this title, the Board may set the fees
14 for which this title provides for the issuance and renewal of licenses and its other
15 services.

16 (b) Except as otherwise provided by law, the Board shall pay all money
17 collected under this title into the General Fund of the State.]

18 14-209.

19 (A) (1) THE BOARD MAY SET REASONABLE FEES FOR ITS SERVICES.

20 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
21 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON
22 THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
23 BUSINESS REGULATION ARTICLE.

24 (B) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD BY
25 REGULATION.

26 (C) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS TITLE TO
27 THE COMPTROLLER OF THE STATE.

28 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
29 OCCUPATIONAL AND PROFESSIONAL LICENSING DESIGN BOARDS' FUND
30 ESTABLISHED IN § 2-106.1 OF THE BUSINESS REGULATION ARTICLE.

31 14-306.

32 (a) An applicant for a license shall:

33 (2) [except as otherwise provided in § 14-311 of this subtitle,] pay to the
34 Board or the Board's designee:

1 (I) A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD;
2 AND

3 (II) an examination fee set by the Board in an amount not to exceed
4 the cost of the required examinations.

5 14-310.

6 (c) (1) An applicant for early examination shall:

7 (i) submit to the Board an application on the form that the Board
8 provides; and

9 (ii) pay to the Board or the Board's designee:

10 1. A NONREFUNDABLE APPLICATION FEE SET BY THE
11 BOARD; AND

12 2. an examination fee set by the Board in an amount not to
13 exceed the cost of the examination.

14 (e) If an individual passes a fundamentals of engineering examination
15 under this section and pays the Board a certification fee [of \$15] SET BY THE BOARD,
16 the Board shall:

17 (1) keep a record that the individual passed the examination; and

18 (2) issue to the individual a certificate that states that the individual is
19 an engineer-in-training because the individual has passed the examination and that
20 sets forth:

21 (i) the full name of the individual;

22 (ii) a certificate number assigned by the Board to the individual;
23 and

24 (iii) the signatures of the chairman and secretary of the Board,
25 under seal of the Board.

26 14-311.

27 (b) The Board may issue a license under this section only if the applicant:

28 (2) pays to the Board:

29 (I) A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD;
30 AND

31 (II) a license fee [of \$100 in lieu of any fee required under § 14-312
32 of this subtitle] SET BY THE BOARD; and

1 14-312.

2 (a) If an applicant qualifies for a license under this subtitle, the Board shall
3 send the applicant a notice that states that:

4 (2) on receipt of a [\$20] license fee SET BY THE BOARD, the Board will
5 issue a license to the applicant.

6 (d) Subject to any regulation that the Board adopts, it shall replace any lost,
7 mutilated, or destroyed license certificate on:

8 (2) payment of the replacement fee set by the Board[, not exceeding
9 \$35].

10 14-314.

11 (b) (1) At least 1 month before a license expires, the Board shall mail to the
12 licensee, at the last known address of the licensee:

13 (i) a renewal application form; and

14 (ii) a notice that states:

15 1. the date on which the current license expires;

16 2. the date by which the Board must receive the renewal
17 application for the renewal to be issued and mailed before the license expires; and

18 3. the amount of the [renewal] LICENSE fee.

19 (c) Before a license expires, the licensee periodically may renew it for an
20 additional 2-year term, if the licensee:

21 (2) pays to the Board a [renewal] LICENSE fee [of \$20] SET BY THE
22 BOARD; and

23 14-315.

24 (a) The Board shall reinstate the license of an individual who, for any reason,
25 has failed to renew the license if the individual:

26 (1) applies to the Board for reinstatement within 2 years after the
27 license expires;

28 (2) meets the renewal requirements of § 14-314 of this subtitle [and
29 pays to the Board all past due renewal fees]; and

30 (3) except as otherwise provided in subsection (c) of this section, pays to
31 the Board a reinstatement fee [of \$100, in addition to all past due renewal fees] SET
32 BY THE BOARD.

1 (b) (2) The Board may reinstate a license under paragraph (1)(ii) of this
2 subsection only if the individual:

3 (i) meets the renewal requirements of § 14-314 of this subtitle
4 [and pays to the Board all past due renewal fees];

5 (ii) if required by the Board, states reasons why reinstatement
6 should be granted; and

7 (iii) except as otherwise provided in subsection (c) of this section,
8 pays to the Board a reinstatement fee [of \$100, in addition to all past due renewal
9 fees] SET BY THE BOARD.

10 14-316.

11 (a) The Board may issue a limited license to practice engineering on a specific
12 job to any applicant who:

13 (5) pays to the Board [an application] A LICENSE fee [not exceeding
14 \$25, as] set by the Board.

15 14-317.

16 (a) (1) Subject to the hearing provisions of § 14-319 of this subtitle, the
17 Board, on the affirmative vote of a majority of its members then serving, may deny a
18 license to any applicant, reprimand any licensee, or suspend or revoke a license if:

19 (v) the applicant or licensee has had a license to practice
20 engineering in another state revoked or suspended by the other state for a cause that
21 would justify revocation or suspension under this title, except for the failure to pay a
22 license [or license renewal] fee;

23 14-320.

24 (b) A license may be reinstated under this section only on:

25 (2) payment to the Board of a reinstatement fee [of \$100] SET BY THE
26 BOARD.

27 15-101.

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

29 (b) "Board" means the State Board for Professional Land Surveyors.

30 (c) "Design coordination" means the review and coordination of services
31 provided by individuals licensed or certified under Titles 3, 8, 9, 14, and 15 of this
32 article.

33 (d) "Land surveyor" means an individual who practices land surveying.

1 (e) (1) "License" means, unless the context requires otherwise, a license
2 issued by the Board to practice:

3 (i) land surveying; or

4 (ii) property line surveying.

5 (2) "License" includes, unless the context requires otherwise:

6 (i) a license to practice land surveying;

7 (ii) a license to practice property line surveying;

8 (iii) a limited license issued under § 15-316 of this title; and

9 (iv) a temporary license issued under § 15-317 of this title.

10 (F) "LICENSE FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
11 WITH THE ISSUANCE AND RENEWAL OF A LICENSE AND THE ISSUANCE OF A LIMITED
12 LICENSE, TEMPORARY LICENSE, AND RECIPROCAL LICENSE.

13 [(f)] (G) "Licensed property line surveyor" means, unless the context requires
14 otherwise, a property line surveyor who is licensed by the Board to practice property
15 line surveying.

16 [(g)] (H) "Permit" means, unless the context requires otherwise, a permit
17 issued by the Board to allow a corporation or partnership to operate a business
18 through which an individual may practice land surveying or property line surveying.

19 (I) "PERMIT FEE" MEANS, AS APPLICABLE, THE FEE PAID IN CONNECTION
20 WITH THE ISSUANCE AND RENEWAL OF A PERMIT.

21 [(h)] (J) (1) "Practice land surveying" means any service, work,
22 documentation, or practice, the performance or preparation of which requires the
23 application of special knowledge of the principles of mathematics, the related physical
24 and applied sciences, and the requirements of the relevant law, as applied to:

25 (i) measuring, platting, and locating lines, angles, elevations,
26 natural or artificial features in the air, on the surface of the earth, in underground
27 work, and on the beds of bodies of water for the purpose of determining and reporting
28 positions, topography, areas, and volumes;

29 (ii) the platting or replatting, establishing or reestablishing,
30 locating or relocating, or setting or resetting the monumentation for boundaries of
31 real property, easements, or rights-of-way;

32 (iii) platting, layout, and preparation of surveys, plats, plans, and
33 drawings, including:

34 1. site plans;

- 1 2. subdivision plans;
- 2 3. subdivision plats;
- 3 4. condominium plats;
- 4 5. right-of-way and easement plats; and
- 5 6. other recordable plats;

6 (iv) conducting horizontal and vertical control surveys, layout or
7 stake-out of proposed construction, and the preparation and platting of
8 as-constructed surveys;

9 (v) utilizing measurement devices or systems, such as aerial
10 photogrammetry, global positioning systems, land information systems, geographic
11 information systems, or similar technology for evaluation or location of boundaries of
12 real property, easements, or rights-of-way; and

13 (vi) in conjunction with the site development or subdivision of land,
14 the preparation and design of plans for the following projects, provided that such
15 preparation and design are in accordance with design manuals, details, and
16 standards accepted by the State or local authority:

- 17 1. road and street grades;
- 18 2. sediment and erosion control measures;
- 19 3. nonpressurized closed storm drainage and stormwater
20 management systems; and
- 21 4. open conduit storm drainage and stormwater
22 management systems.

23 (2) "Practice land surveying" does not include the design, preparation, or
24 specifications for:

- 25 (i) community water or wastewater treatment collection or
26 distribution systems;
- 27 (ii) community pumping or lift stations; or
- 28 (iii) geotechnical or structural design components of sediment
29 control or stormwater management ponds or basins.

30 [(i)] (K) (1) "Practice property line surveying" means to practice land
31 surveying, except for the services excluded under paragraph (2) of this subsection.

32 (2) "Practice property line surveying" does not include the performance
33 of the services described in subsection [(h)(1)(vi)] (J)(1)(VI) of this section.

1 [(j)] (L) "Professional land surveyor" means, unless the context requires
2 otherwise, a land surveyor who is licensed by the Board to practice land surveying.

3 [(k)] (M) "Property line surveyor" means an individual who practices property
4 line surveying.

5 [(l)] (N) "Responsible charge" means direct control and personal direction of
6 the investigation, design, construction, or operation of land surveying work that
7 requires initiative, professional skill, and independent judgment.

8 15-207.

9 (a) On request of any person and payment of a VERIFICATION fee [of \$10] SET
10 BY THE BOARD, the Board shall certify the licensing or permit status and
11 qualifications of any person who is the subject of the request.

12 (b) Each certification under this section:

13 (1) shall include a statement of the licensing or permit status of the
14 person who is the subject of the request; and

15 (2) may include:

16 (i) information about the examination results and other
17 qualifications of that person;

18 (ii) information about the dates of issuance and renewal of the
19 license or permit of that person;

20 (iii) information about any disciplinary action taken against that
21 person; and

22 (iv) if authorized by that person, information about any complaint
23 against that person.

24 [(c) The Board shall collect a fee of \$10 for each certification under this
25 section.]

26 [15-209.

27 Except as otherwise provided by law, the Board shall pay all money collected
28 under this title into the General Fund of the State.]

29 15-209.

30 (A) (1) THE BOARD MAY SET REASONABLE FEES FOR ITS SERVICES.

31 (2) THE FEES CHARGED SHALL BE SET SO AS TO PRODUCE FUNDS TO
32 APPROXIMATE THE COST OF MAINTAINING THE BOARD AND SHALL BE BASED ON
33 THE CALCULATIONS PERFORMED BY THE SECRETARY UNDER § 2-106.2 OF THE
34 BUSINESS REGULATION ARTICLE.

1 (B) THE BOARD SHALL PUBLISH THE FEE SCHEDULE SET BY THE BOARD BY
2 REGULATION.

3 (C) (1) THE BOARD SHALL PAY ALL FEES COLLECTED UNDER THIS TITLE TO
4 THE COMPTROLLER OF THE STATE.

5 (2) THE COMPTROLLER SHALL DISTRIBUTE THE FEES TO THE STATE
6 OCCUPATIONAL AND PROFESSIONAL LICENSING DESIGN BOARDS' FUND
7 ESTABLISHED IN § 2-106.1 OF THE BUSINESS REGULATION ARTICLE.

8 15-306.

9 (a) An applicant for a license shall:

10 (2) [except as otherwise provided in § 15-311(b) of this subtitle,] pay to
11 the Board or the Board's designee:

12 (I) A NONREFUNDABLE APPLICATION FEE SET BY THE BOARD;
13 AND

14 (II) an examination fee set by the Board in an amount not to exceed
15 the cost of the required examination.

16 15-311.

17 (b) The Board may grant a waiver under this section only if the applicant:

18 (2) pays to the Board:

19 (I) THE NONREFUNDABLE APPLICATION FEE SET BY THE BOARD
20 UNDER § 15-306 OF THIS TITLE; AND

21 (II) the license fee [required] SET BY THE BOARD [under §
22 15-312(a)(2)(i) of this subtitle]; and

23 15-312.

24 (a) If an applicant qualifies for a license under this subtitle, the Board shall
25 send the applicant a notice that states that:

26 (2) the Board will issue a license to the applicant, on receipt of a license
27 fee [of:

28 (i) \$60 for a license to practice land surveying; and

29 (ii) \$20 for a license to practice property line surveying] SET BY
30 THE BOARD.

31 (b) On payment of the [appropriate] license fee, the Board shall issue a
32 license to each applicant who meets the requirements of this subtitle.

1 (d) Subject to any regulation that the Board adopts, it shall replace any lost,
2 mutilated, or destroyed license certificate on:

3 (1) request of the licensee; and

4 (2) payment of the replacement fee set by the Board[, not exceeding
5 \$35].

6 15-314.

7 (b) (1) At least 1 month before a license expires, the Board shall mail to the
8 licensee, at the last known address of the licensee:

9 (i) a renewal application form; and

10 (ii) a notice that states:

11 1. the date on which the current license expires;

12 2. the date by which the Board must receive the renewal
13 application for the renewal to be issued and mailed before the license expires; and

14 3. the amount of the [renewal] LICENSE fee.

15 (c) Before a license expires, the licensee periodically may renew it for an
16 additional 2-year term, if the licensee:

17 (2) pays to the Board a [renewal] LICENSE fee [of:

18 (i) \$60 for a license to practice land surveying; or

19 (ii) \$40 for a license to practice property line surveying] SET BY
20 THE BOARD; and

21 15-315.

22 (a) The Board shall reinstate the license of an individual who, for any reason,
23 has failed to renew the license if the individual:

24 (1) applies to the Board for reinstatement within 2 years after the
25 license expires;

26 (2) meets the renewal requirements of § 15-314 of this subtitle [and
27 pays to the Board all past due renewal fees]; and

28 (3) except as otherwise provided in subsection (d) of this section, pays to
29 the Board a reinstatement fee [of \$100, in addition to all past due renewal fees] SET
30 BY THE BOARD.

31 (b) (2) The Board may reinstate a license under paragraph (1) of this
32 subsection only if the individual:

1 (i) meets the renewal requirements of § 15-314 of this subtitle
2 [and pays to the Board all past due renewal fees];

3 (ii) if required by the Board, states reasons why reinstatement
4 should be granted; and

5 (iii) except as otherwise provided in subsection (d) of this section,
6 pays to the Board a reinstatement fee [of \$100] SET BY THE BOARD.

7 (c) (2) The Board may reinstate a license under paragraph (1) of this
8 subsection only if the individual:

9 (i) meets the renewal requirements of § 15-314 of this subtitle
10 [and pays to the Board all past due renewal fees];

11 (ii) if required by the Board, states reasons why reinstatement
12 should be granted; and

13 (iii) except as otherwise provided in subsection (d) of this section,
14 pays to the Board a reinstatement fee [of \$100, in addition to all past due renewal
15 fees] SET BY THE BOARD.

16 15-316.

17 (a) The Board may issue a limited license to practice land surveying on a
18 specific job to any applicant who:

19 (5) pays to the Board [an application] A LICENSE fee [of \$25] SET BY
20 THE BOARD.

21 15-317.

22 (a) The Board may issue a temporary license to practice land surveying to any
23 applicant who:

24 (5) pays to the Board [an application] A LICENSE fee [of \$25] SET BY
25 THE BOARD.

26 15-318.

27 (a) (1) Subject to the hearing provisions of § 15-320 of this subtitle, the
28 Board, on the affirmative vote of a majority of its members then serving, may deny a
29 license to any applicant, reprimand any licensee, or suspend or revoke a license if:

30 (vii) the applicant or licensee has had a license to practice land
31 surveying or property line surveying in another state revoked or suspended by the
32 other state for a cause that would justify revocation or suspension under this title,
33 except for the failure to pay a license [or license renewal] fee.

1 15-321.

2 (b) A license may be reinstated under this section only on:

3 (1) the affirmative vote of a majority of the members of the Board then
4 serving; and

5 (2) payment to the Board of a reinstatement fee [of \$100] SET BY THE
6 BOARD.

7 15-403.

8 An applicant for a permit shall:

9 (1) submit to the Board an application on the form that the Board
10 provides; and

11 (2) pay to the Board [an] A NONREFUNDABLE application fee [of \$150]
12 SET BY THE BOARD.

13 15-404.

14 The Board shall issue a permit to each applicant who meets the requirements of
15 this subtitle AND PAYS TO THE BOARD A PERMIT FEE SET BY THE BOARD.

16 15-406.

17 (b) At least 1 month before a permit expires, the Board shall mail to the
18 permit holder, at the last known address of the holder:

19 (2) a notice that states:

20 (i) the date on which the current permit expires;

21 (ii) the date by which the Board must receive the renewal
22 application for the renewal to be issued and mailed before the permit expires; and

23 (iii) the amount of the [renewal] PERMIT fee.

24 (c) Before a permit expires, the permit holder periodically may renew it for an
25 additional 2-year term, if the holder:

26 (2) pays to the Board a [renewal] PERMIT fee [of \$150] SET BY THE
27 BOARD.

28 SECTION 3. AND BE IT FURTHER ENACTED, That the State Board of
29 Certified Interior Designers shall report to the Senate Education, Health, and
30 Environmental Affairs Committee and the House Economic Matters Committee on or
31 before October 1, 2003, in accordance with § 2-1246 of the State Government Article,
32 on the implementation of the recommendations of the Department of Legislative
33 Services contained in the sunset evaluation report dated October 2002.

1 SECTION 4. AND BE IT FURTHER ENACTED, That any member of the State
2 Board of Certified Interior Designers who has served more than two consecutive
3 terms may continue to serve the remainder of the term, or until the member's
4 successor is appointed. On the expiration of two consecutive full terms the member
5 shall be ineligible, for one year thereafter, for reappointment to the Board.

6 SECTION 5. AND BE IT FURTHER ENACTED, That any officer of the State
7 Board of Certified Interior Designers who has served more than three consecutive
8 years may continue to serve the remainder of the term, or until the officer's successor
9 is appointed. On the expiration of three consecutive years the member shall be
10 ineligible, for one year thereafter, for reappointment as an officer of the Board.

11 SECTION 6. AND BE IT FURTHER ENACTED, That the State Board of
12 Architects, the State Board of Certified Interior Designers, the State Board of
13 Examiners of Landscape Architects, the State Board for Professional Engineers, and
14 the State Board for Professional Land Surveyors shall report, in accordance with §
15 2-1246 of the State Government Article, on or before:

16 (1) June 1, 2003, to the Senate Budget and Taxation Committee, the
17 House Appropriations Committee, and the Legislative Auditor on the accuracy and
18 completeness of the direct costs allocated to the design boards; and

19 (2) October 1, 2004, and by October 1 of each subsequent year, to the
20 Senate Budget and Taxation Committee, the Senate Education, Health, and
21 Environmental Affairs Committee, the House Appropriations Committee, and the
22 House Economic Matters Committee on the implementation of the Occupational and
23 Professional Licensing Design Boards' Fund established under Section 2 of this Act.

24 SECTION 7. AND BE IT FURTHER ENACTED, That any fees repealed under
25 this Act shall remain in full force and effect until the fees authorized to be set in
26 accordance with Section 2 of this Act are adopted and made effective.

27 SECTION 8. AND BE IT FURTHER ENACTED, That Sections 2, 6, and 7 of
28 this Act shall remain effective for a period of 5 years and 1 month and, at the end of
29 June 30, 2008, with no further action required by the General Assembly, these
30 sections shall be abrogated and of no further force and effect.

31 SECTION 9. AND BE IT FURTHER ENACTED, That Sections 1, 3, 4, and 5 of
32 this Act shall take effect July 1, 2003.

33 SECTION 10. AND BE IT FURTHER ENACTED, That, except as provided in
34 Section 9 of this Act, this Act shall take effect June 1, 2003.

