

SENATE BILL 406

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2003 Regular Session
3r1895
CF 3r1058

By: **Senator Jimeno**
Introduced and read first time: January 31, 2003
Assigned to: Judicial Proceedings

A BILL ENTITLED

1 AN ACT concerning

2 **Business Occupations - Private Detectives - Exemptions for Professional**
3 **Engineers, Surveyors, and Architects**

4 FOR the purpose of exempting certain professional engineers, professional land
5 surveyors, property line surveyors, and architects from certain provisions of law
6 regulating private detectives; and generally relating to exemptions from certain
7 provisions of law regulating private detectives.

8 BY repealing and reenacting, with amendments,
9 Article - Business Occupations and Professions
10 Section 13-102
11 Annotated Code of Maryland
12 (2000 Replacement Volume and 2002 Supplement)

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

15 **Article - Business Occupations and Professions**

16 13-102.

17 This title does not apply:

18 (1) to an officer or employee of any unit of the United States, of any
19 state, or of any county, municipal corporation, or other political subdivision of any
20 state, while performing a duty of the office or employment;

21 (2) to a lawyer, while performing any activity that relates to the lawyer's
22 regular practice of law in the State;

23 (3) to an individual who, as a regular part-time or full-time employee of
24 a lawyer, provides services that relate to the lawyer's regular practice of law in the
25 State;

1 (4) to an individual who is regularly and exclusively employed as an
2 investigator or in any other capacity by a person who is not engaged in the business
3 of providing private detective services, while performing any duty of the employment;

4 (5) to a person who is licensed to engage in insurance business of any
5 kind in the State, while conducting that business, or to any employee or licensed
6 agent of that person, while conducting that business;

7 (6) to an independent insurance adjuster, while conducting the business
8 of an insurance adjuster;

9 (7) to a person while conducting an investigation solely for the person's
10 own account; [or]

11 (8) to a special police officer appointed and while performing under
12 Article 41, Title 4, Subtitle 9 of the Code or § 16-16 of the Code of Public Local Laws
13 of Baltimore City;

14 (9) TO A PROFESSIONAL ENGINEER WHO IS LICENSED IN THE STATE,
15 WHILE PRACTICING WITHIN THE SCOPE OF THE LICENSE;

16 (10) TO A PROFESSIONAL LAND SURVEYOR OR PROPERTY LINE
17 SURVEYOR WHO IS LICENSED IN THE STATE, WHILE PRACTICING WITHIN THE SCOPE
18 OF THE LICENSE; OR

19 (11) TO A PROFESSIONAL ARCHITECT WHO IS LICENSED IN THE STATE,
20 WHILE PRACTICING WITHIN THE SCOPE OF THE LICENSE.

21 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take
22 effect October 1, 2003.