

Regular Session, 2014

SENATE BILL NO. 416

BY SENATOR GARY SMITH

ENGINEERS. Provides relative to the Louisiana Professional Engineering and Land Surveying Board. (8/1/14)

1 AN ACT

2 To amend and reenact R.S. 37:683(A) and (B)(1) and (2) and (C), relative to the Louisiana  
3 Engineering and Land Surveying Board; to provide for board appointments; to  
4 provide for terms; to provide for an effective date; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 37:683(A) and (B)(1) and (2) and (C) are hereby amended and  
7 reenacted to read as follows:

8 §683. Board; appointments; terms

9 A.(1) The Louisiana Professional Engineering and Land Surveying Board is  
10 hereby created, whose duty it shall be to administer the provisions of this Chapter.  
11 The board shall consist of ~~eleven~~ **thirteen** members, ~~nine~~ **ten** of whom shall be  
12 licensed professional engineers, and ~~two~~ **three** of whom shall be licensed  
13 professional land surveyors.

14 (2) At least ~~two~~ **three** members of the board shall be licensed professional  
15 engineers who are active in the private practice of engineering. For the purposes of  
16 this Section, an engineer engaged in private practice is a person legally qualified in  
17 the profession of engineering who practices engineering as a principal business and

1 who provides analytical, creative design, and design implementation capabilities  
2 devoid of judgment-biasing commercial or product affiliations to clients on a fee  
3 basis. At least two of the members of the board shall be licensed professional  
4 engineers in government employment, at least two of the members of the board shall  
5 be licensed professional engineers employed in the field of industry, at least two of  
6 the members shall be licensed professional engineers employed in the field of  
7 education, and one member shall be a licensed professional engineer employed in the  
8 field of construction. ~~Two~~ **Three** members of the board shall be licensed  
9 professional land surveyors who are actively engaged in the field of surveying.

10 B.(1) The governor shall appoint **nine** members to the board from among  
11 licensed professional engineering nominees recommended by the Louisiana  
12 Engineering Society or its duly recognized successor, **one from among licensed**  
13 **professional engineering nominees recommended by the American Council of**  
14 **Engineering Companies of Louisiana**, and **three** from licensed professional land  
15 surveyor nominees recommended by the Louisiana Society of Professional  
16 Surveyors or its duly recognized successor. All such nominees shall have the  
17 qualifications required by R.S. 37:684.

18 (2) At least ~~five~~ **three** nominations shall be made for each appointment  
19 required, which appointment shall be made by the governor in the same manner as  
20 the predecessor appointees were selected.

21 \* \* \*

22 C. Each member of the board shall receive a certificate of appointment from  
23 the governor, and before beginning his term of office, shall file with the secretary of  
24 state his written oath or affirmation for faithful discharge of his official duty. Each  
25 member shall serve until his successor has been appointed and qualified. It shall be  
26 the duty of the president of the Louisiana Engineering Society, in the case of licensed  
27 professional engineers, **or the president of the American Council of Engineering**  
28 **Companies of Louisiana, in the case of the licensed professional engineer**  
29 **appointed by the governor on their behalf**, or the president of the Louisiana

1 Society of Professional Surveyors, in the case of the licensed professional land  
 2 surveyors, duly authorized and acting on behalf of the respective society to make the  
 3 nominations described above within sixty days after receipt of notice of the death,  
 4 resignation, or removal of a member of the board, and at least thirty days prior to the  
 5 expiration of the term of a member of the board.

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The original instrument and the following digest, which constitutes no part  
 of the legislative instrument, were prepared by J. Ashley Mitchell.

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#### DIGEST

Gary Smith (SB 416)

Present law creates the Louisiana Professional Engineering and Land Surveying Board, whose duty it shall be to administer the provisions of this Chapter. The board shall consist of eleven members, nine of whom shall be licensed professional engineers, and two of whom shall be licensed professional land surveyors.

Proposed law retains present law but increases the number of members from 11 to 13 and increases the number of licenced professional land surveyors from nine to 10.

Present law provides that the governor shall appoint members to the board from among licensed professional engineering nominees recommended by the Louisiana Engineering Society or its duly recognized successor, and from licensed professional land surveyor nominees recommended by the Louisiana Society of Professional Surveyors or its duly recognized successor.

Proposed law retains present law but specifies that the governor shall appoint nine members to the board from among licensed professional engineering nominees recommended by the Louisiana Engineering Society, one from among licensed professional engineering nominees recommended by the American Council of Engineering Companies of Louisiana, and three from licensed professional land surveyor nominees recommended by the Louisiana Society of Professional Surveyors or its duly recognized successor.

Present law requires that at least five nominations shall be made for each appointment required.

Proposed law decreases the number of nominations required from five to three.

Present law provides for nominations following the death, resignation, or removal of a member of the board.

Proposed law specifies that the American Council of Engineering Companies of Louisiana, shall make the nominations of its representative members.

Effective August 1, 2014.

(Amends R.S. 37:683(A), (B)(1) and (2) and (C))