

**AB 3253 (Assembly Committee on Business and Professions)
Board for Professional Engineers, Land Surveyors, and Geologists: appointments:
removal.**

Status/History: 5/22/2024 – Passed Assembly and referred to Senate.

Location: 6/26/2024 – Passed Assembly and referred to Senate Committee on Business, Professions and Economic Development

Introduced: 2/16/2024

Amended: 6/25/2024

Board Position: Pending (Support as of May 9, 2024)

Board Staff Analysis: 6/26/2024

Bill Summary: Existing law establishes the Board for Professional Engineers, Land Surveyors, and Geologists within the Department of Consumer Affairs for the licensure and regulation of those professions. Under existing law, the Board consists of 15 members, including eight public members and seven professional members appointed by the Governor, one public member appointed by the Senate Committee on Rules, and one public member appointed by the Speaker of the Assembly, as prescribed. Existing law (specifically, Business and Professions Code section 6713) authorizes the Governor to remove any member of the Board for misconduct, incompetency, or neglect of duty. This bill would amend that section to instead refer to Business and Professions Code section 106, which provides that the appointing authority has power to remove from office at any time any member of any board appointed by the appointing authority for continued neglect of duties required by law, or for incompetence, or unprofessional or dishonorable conduct.

Affected Laws: An act to amend Section 6713 of the Business and Professions Code, relating to professions and vocations.

Staff Comment: Assembly Bill (AB) 3253 makes a minor change to the Professional Engineers Act regarding the removal of Board members for certain specific reasons. The proposed amendments would delete the specific reasons and instead refer to Section 106, which is a general provision of the Business and Professions Code that address removal of Board members for certain specific reasons.

Updated Staff Comment: on April 18, 2024, the Asm. B&P Com. held a hearing which Board staff testified at. B&P Committee staff analysis accepted all Board suggested revisions as provided in the Board's Response to the Background Paper. Revised language passed B&P Com. and sent to Com. on Appropriations.

6/17/2024 Staff Update: on June 13, 2024, the Senate B,P&ED Com. proposed amendments to the Board's three Acts based on discussions with the Board related to eligibility of appointed board members, and stakeholder groups who had concerns with unlicensed activity (Sunset Background Paper Issue #8)

6/26/2024 Staff Update: On June 25, 2024, the Senate BP&ED Com. made amendments to the Board's three Acts related to documentary evidence to support compliance for licensees to offer services under a business structure and additionally included amendments formerly proposed under AB 3176 (Hoover) related to land surveying monuments.

At this time, Board staff is recommending the Board take a "Support" position.

Staff Recommendation: Staff recommends the Board take a position of "Support" on AB 3253, as revised June 25, 2024.

AMENDED IN SENATE JUNE 25, 2024

AMENDED IN SENATE JUNE 13, 2024

AMENDED IN ASSEMBLY APRIL 18, 2024

CALIFORNIA LEGISLATURE—2023–24 REGULAR SESSION

ASSEMBLY BILL

No. 3253

**Introduced by ~~Committee on Business and Professions~~ Assembly
Member Berman
(Principal coauthor: Senator Ashby)**

February 16, 2024

An act to amend Sections 130, 6710, 6711, 6713, 6714, 6738, 6749, 6755, 6755.1, 6763.5, 6787, 7839.2, 7872, 8710, 8729, 8748.5, 8759, 8773.3, and 8792 ~~of of~~, and to add and repeal Section 8771.6 of, the Business and Professions Code, relating to professions and vocations.

LEGISLATIVE COUNSEL'S DIGEST

AB 3253, as amended, ~~Committee on Business and Professions~~ Berman. Board for Professional Engineers, Land Surveyors, and Geologists: ~~licensees~~; *licensees: professional land surveyors: surveying practices: monuments and corner accessories.*

(1) Existing law establishes the Board for Professional Engineers, Land Surveyors, and Geologists (board), which is within the Department of Consumer Affairs, to license and regulate engineers under the Professional Engineers Act, to license and regulate land surveyors under the Professional Land Surveyors' Act, and to license and regulate geologists and geophysicists under the Geologist and Geophysicist Act. Existing law requires the board to appoint an executive officer. Existing law repeals the provisions establishing the board, requiring the board

to appoint an executive officer, and vesting the board with the power to administer these provisions on January 1, 2025.

This bill would extend these repeal dates to January 1, 2029.

(2) Under existing law, the board consists of 15 members. Existing law requires the term of office of any member of specified agencies, including the board, to be for a term of 4 years expiring on June 1. Existing law also requires each member to be at least 30 years of age.

This bill would remove the term and age requirements for members of the board.

(3) Existing law authorizes the Governor to remove any member of the board for misconduct, incompetency, or neglect of duty.

This bill would delete that provision, and would instead authorize each appointing authority to remove from office at any time any member of the board appointed by that appointing authority for continued neglect of duties required by law, or for incompetence, or unprofessional or dishonorable conduct.

(4) Existing law regulates the examination for applicants for licensure as a professional engineer, including by requiring the exam duration and composition to be designed to conform to a specified general principle, consisting of two divisions. Existing law authorizes the board, by rule, to provide for a waiver of the second division of the examination for certain eminently qualified persons. Existing law requires the board to administer questions to test the applicant's knowledge of seismic principles and engineering surveying principles as a separate part of the second division of the examination for registration as a civil engineer.

This bill would authorize the board, by rule, to provide for a waiver of any part of the second division of the examination for certain eminently qualified persons. The bill would instead require the board to administer questions to test the applicant's knowledge of seismic principles and engineering surveying principles as separate parts of the second division of the examination for registration as a civil engineer.

(5) Existing law authorizes the board to refund to applicants for licensure as a professional engineer, for certification as an engineer-in-training, for authorization to use the title "structural engineer" or "soil engineer," for license as a land surveyor, or for certification as a land surveyor-in-training who the board finds lack the qualifications for such license, certification, or authorization, one-half of the amount of their application fee.

This bill would, instead, authorize the board to refund to the above-described applicants their examination fee.

(6) The Professional Engineers Act makes it a misdemeanor for a person to present or attempt to file as the person's own the certificate of licensure of a licensed professional engineer unless they are the person named on the certificate of licensure, to give false evidence of any kind to the board, or to any board member, in obtaining a certificate of licensure, to impersonate or use the seal, signature, or license number of a licensed professional engineer or use a false license number, or to use an expired, suspended, surrendered, or revoked license.

This bill would expand these misdemeanors to include persons who present or attempt to file as the person's own certificate of an engineer-in-training, give false evidence of any kind to the board, or to any board member, in obtaining a certificate as an engineer-in-training, impersonate or use the certificate number of an engineer-in-training or uses a false certificate, or use an expired, suspended, surrendered, or revoked certificate. By expanding the scope of a crime under the act, this bill would impose a state-mandated local program.

(7) The Geologist and Geophysicist Act makes certain acts a misdemeanor, punishable by a fine of not more than one thousand dollars (\$1,000) or by imprisonment not to exceed three months, or by both fine and imprisonment, including to present or attempt to file as their own the certificate of registration of another person, to give false evidence of any kind to the board, or to any board member, in obtaining a certificate of registration, to impersonate or use the seal, signature, or license number of any professional geologist, certified specialty geologist, professional geophysicist, or certified specialty geophysicist or use a false license number, or use an expired, suspended, surrendered, or revoked license.

This bill would remove the above-described provisions relating to fines and imprisonment and, instead, make it a misdemeanor to present or attempt to file as their own the certificate of a geologist-in-training or the license of a professional geologist, certified specialty geologist, a professional geophysicist, or a certified specialty geophysicist unless they are the person named on the certificate or the license. The bill would also make it a misdemeanor to give false evidence of any kind to the board, or to any board member, in obtaining a certificate or a license, to impersonate or use the certificate number of a geologist-in-training or use a false certificate, or use an expired, suspended, surrendered or revoked certificate. By expanding the scope

of a crime under the act, the bill would impose a state-mandated local program.

(8) The Professional Land Surveyors' Act makes it a misdemeanor to presents as their own the license of a professional land surveyor unless they are the person named on the license, give false evidence of any kind to the board, or to any board member, in obtaining a license, impersonate or use the seal, signature, or license number of a professional land surveyor or use a false license number, or use an expired, suspended, surrendered, or revoked license.

This bill would expand these misdemeanors to include persons who presents as their own the certificate of a land surveyor-in-training unless they are the person named on the certificate, give false evidence of any kind to the board, or to any board member, in obtaining a certificate, impersonate or use the certificate number of a land surveyor-in-training or uses a false certificate, or use an expired, suspended, surrendered, or revoked certificate. By expanding the scope of a crime under the act, the bill would impose a state-mandated local program.

(9) Because the bill would expand the scope of crimes under the Professional Engineers Act, Professional Land Surveyors' Act, and the Geologist and Geophysicist Act, the bill would impose a state-mandated local program.

(10) Existing law requires professional engineers, professional geologists or professional geophysicists, and licensed land surveyors or licensed civil engineers authorized to practice land surveying to use a written contract when contracting to provide their respective services to a client. Existing law requires those contracts to include specified information, including, among other things, a description of the services to be provided to the client.

This bill would additionally require those contracts to include disclosure of any existence of a current professional liability insurance policy covering the professional engineer, professional geologist or professional geophysicist, or licensed land surveyor or licensed civil engineer in responsible charge of the services.

(11) Existing law authorizes one or more civil, electrical, or mechanical engineers to practice or offer to practice, within the scope of their license, civil, electrical, or mechanical engineering as a business, as defined, if certain requirements are met, including that the engineer currently licensed is an owner, partner, or officer in charge of the engineering practice of the business, and that all civil, electrical, or mechanical engineering services are performed by, or under the

responsible charge of, a professional engineer licensed in the appropriate branch of professional engineering. Existing law also requires all businesses engaged in rendering civil, electrical, or mechanical engineering services to file a current organization record form with the board.

This bill would require those businesses to file, in addition to the above-described form, documentary evidence that demonstrates compliance with the above-described requirements.

(12) Existing law authorizes one or more licensed land surveyors or civil engineers licensed before 1982 to practice or offer to practice, within the scope of their licensure, land surveying as a business, as defined, if certain conditions are satisfied, including that the land surveyor or civil engineer currently licensed is an owner, partner, or officer in charge of the land surveying practice of the business, and that all land surveying services are performed by or under the responsible charge of a land surveyor or civil engineer. Existing law also requires all businesses engaged in rendering professional land surveying services to file a current organization record form with the board.

This bill would require those businesses to file, in addition to the above-described form, documentary evidence that demonstrates compliance with the above-described requirements.

(13) Existing law requires any person practicing, or offering to practice, land surveying in the state to submit evidence that they are qualified to practice and to be licensed under these provisions. Existing law requires a land surveyor, when filing a corner record with the county surveyor or engineer of the county where the corner is situated, to ensure a corner accessory or monument is reconstructed or rehabilitated so that it remains permanently fixed, as specified.

This bill would make a nonsubstantive change to those provisions, and would, until January 1, 2029, require a land surveyor or registered civil engineer using any monument as a control, to similarly reconstruct or rehabilitate that monument.

(14) Existing law makes any violation of the Professional Land Surveyors' Act a misdemeanor.

By expanding the scope of practices subject to the Professional Land Surveyors' Act, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 130 of the Business and Professions Code
2 is amended to read:

3 130. (a) Notwithstanding any other law, the term of office of
4 any member of an agency designated in subdivision (b) shall be
5 for a term of four years expiring on June 1.

6 (b) Subdivision (a) applies to the following boards or
7 committees:

- 8 (1) The Medical Board of California.
- 9 (2) The Podiatric Medical Board of California.
- 10 (3) The Physical Therapy Board of California.
- 11 (4) The Board of Registered Nursing, except as provided in
12 subdivision (c) of Section 2703.
- 13 (5) The Board of Vocational Nursing and Psychiatric
14 Technicians.
- 15 (6) The California State Board of Optometry.
- 16 (7) The California State Board of Pharmacy.
- 17 (8) The Veterinary Medical Board.
- 18 (9) The California Architects Board.
- 19 (10) The Landscape Architect Technical Committee.
- 20 (11) The Contractors State License Board.
- 21 (12) The Board of Behavioral Sciences.
- 22 (13) The Court Reporters Board of California.
- 23 (14) The State Athletic Commission.
- 24 (15) The Osteopathic Medical Board of California.
- 25 (16) The Respiratory Care Board of California.
- 26 (17) The Acupuncture Board.
- 27 (18) The Board of Psychology.
- 28 (19) The Structural Pest Control Board.

29 SEC. 2. Section 6710 of the Business and Professions Code is
30 amended to read:

31 6710. (a) There is in the Department of Consumer Affairs a
32 Board for Professional Engineers, Land Surveyors, and Geologists,
33 which consists of 15 members.

1 (b) Any reference in any law or regulation to the Board of
2 Registration for Professional Engineers and Land Surveyors, or
3 the Board for Professional Engineers and Land Surveyors, is
4 deemed to refer to the Board for Professional Engineers, Land
5 Surveyors, and Geologists.

6 (c) This section shall remain in effect only until January 1, 2029,
7 and as of that date is repealed. Notwithstanding any other law, the
8 repeal of this section renders the board subject to review by the
9 appropriate policy committees of the Legislature.

10 SEC. 3. Section 6711 of the Business and Professions Code is
11 amended to read:

12 6711. Each member of the board shall be a citizen of the United
13 States. Five members shall be registered under this chapter. One
14 member shall be licensed under the Professional Land Surveyors'
15 Act, Chapter 15 (commencing with Section 8700), one member
16 shall be licensed under the Geologist and Geophysicist Act, Chapter
17 12.5 (commencing with Section 7800), and eight shall be public
18 members who are not registered under this act, licensed under the
19 Geologist and Geophysicist Act, or licensed under the Professional
20 Land Surveyors' Act. Each member, except the public members,
21 shall have at least 12 years active experience and shall be of good
22 standing in their profession. Each member shall have been a
23 resident of this state for at least five years immediately preceding
24 their appointment.

25 SEC. 4. Section 6713 of the Business and Professions Code is
26 amended to read:

27 6713. Each appointing authority shall have the power to remove
28 from office at any time any member of the board appointed by that
29 authority pursuant to Section 106.

30 SEC. 5. Section 6714 of the Business and Professions Code is
31 amended to read:

32 6714. The board shall appoint an executive officer at a salary
33 to be fixed and determined by the board with the approval of the
34 Director of Finance.

35 This section shall remain in effect only until January 1, 2029,
36 and as of that date is repealed.

37 *SEC. 6. Section 6738 of the Business and Professions Code,*
38 *as amended by Section 1 of Chapter 302 of the Statutes of 2022,*
39 *is amended to read:*

1 6738. (a) This chapter does not prohibit one or more civil,
2 electrical, or mechanical engineers from practicing or offering to
3 practice, within the scope of their license, civil (including
4 geotechnical and structural), electrical, or mechanical engineering
5 as a sole proprietorship, partnership, limited liability partnership,
6 firm, or corporation (hereinafter called business), if all of the
7 following requirements are met:

8 (1) A civil, electrical, or mechanical engineer currently licensed
9 in this state is an owner, partner, or officer in charge of the
10 engineering practice of the business.

11 (2) All civil, electrical, or mechanical engineering services are
12 performed by, or under the responsible charge of, a professional
13 engineer licensed in the appropriate branch of professional
14 engineering.

15 (3) If the business name of a California engineering business
16 contains the name of any person, then that person shall be licensed
17 as a professional engineer, a licensed land surveyor, a licensed
18 architect, or a geologist registered under the Geologist and
19 Geophysicist Act (Chapter 12.5 (commencing with Section 7800)).
20 Any offer, promotion, or advertisement by the business that
21 contains the name of any individual in the business, other than by
22 use of the name of an individual in the business name, shall clearly
23 and specifically designate the license or registration discipline of
24 each individual named.

25 (b) An out-of-state business with a branch office in this state
26 shall meet the requirements of ~~subdivision~~ *subdivisions* (a) *and*
27 (h) and shall have an owner, partner, or officer who is in charge
28 of the engineering work in the branch in this state, who is licensed
29 in this state, and who is physically present at the branch office in
30 this state on a regular basis. However, the name of the business
31 may contain the name of any person not licensed in this state if
32 that person is appropriately registered or licensed in another state.
33 Any offer, promotion, or advertisement that contains the name of
34 any individual in the business, other than by use of the names of
35 the individuals in the business name, shall clearly and specifically
36 designate the license or registration discipline of each individual
37 named.

38 (c) The business name of a California engineering business may
39 be a fictitious name. However, if the fictitious name includes the

1 name of any person, the requirements of paragraph (3) of
2 subdivision (a) shall be met.

3 (d) A person not licensed under this chapter may also be a
4 partner or an officer of a civil, electrical, or mechanical engineering
5 business if the requirements of subdivision (a) are met. This section
6 does not permit a person who is not licensed under this chapter to
7 be the sole owner of a civil, electrical, or mechanical engineering
8 business, unless otherwise exempt under this chapter.

9 (e) This section shall not prevent the use of the name of any
10 business engaged in rendering civil, electrical, or mechanical
11 engineering services, including the use by any lawful successor
12 or survivor, that lawfully was in existence on December 31, 1987.
13 However, the business is subject to paragraphs (1) and (2) of
14 subdivision (a).

15 (f) A business engaged in rendering civil, electrical, or
16 mechanical engineering services may use in its name the name of
17 a deceased or retired person provided all of the following
18 conditions are satisfied:

19 (1) The person's name had been used in the name of the
20 business, or a predecessor in interest of the business, before and
21 after the death or retirement of the person.

22 (2) The person shall have been an owner, partner, or officer of
23 the business, or an owner, partner, or officer of the predecessor in
24 interest of the business.

25 (3) The person shall have been licensed as a professional
26 engineer, or a land surveyor, or an architect, or a geologist, (A) by
27 the appropriate licensing board if that person is operating a place
28 of business or practice in this state, or (B) by the applicable state
29 board if no place of business existed in this state.

30 (4) The person, if retired, has consented to the use of the name
31 and does not permit the use of the name in the title of another
32 professional engineering business in this state during the period
33 of the consent. However, the retired person may use their name as
34 the name of a new or purchased business if it is not identical in
35 every respect to that person's name as used in the former business.

36 (5) The business shall be subject to the provisions of paragraphs
37 (1) and (2) of subdivision (a).

38 (g) This section does not affect the provisions of Sections 6731.2
39 and 8726.1.

1 (h) (1) A current organization record form shall be filed with
2 the board for all businesses engaged in rendering civil, electrical,
3 or mechanical engineering services.

4 (2) *The filing of the organization record form described in*
5 *paragraph (1) shall be accompanied by documentary evidence*
6 *that demonstrates compliance with the provisions described in*
7 *paragraphs (1) and (2) of subdivision (a).*

8 (i) This section shall remain in effect only until January 1, 2026,
9 and as of that date is repealed.

10 *SEC. 7. Section 6738 of the Business and Professions Code,*
11 *as amended by Section 2 of Chapter 302 of the Statutes of 2022,*
12 *is amended to read:*

13 6738. (a) This chapter does not prohibit one or more civil,
14 electrical, or mechanical engineers from practicing or offering to
15 practice within the scope of their license civil (including
16 geotechnical and structural), electrical, or mechanical engineering
17 as a sole proprietorship, partnership, firm, or corporation
18 (hereinafter called business), if all of the following requirements
19 are met:

20 (1) A civil, electrical, or mechanical engineer currently licensed
21 in this state is an owner, partner, or officer in charge of the
22 engineering practice of the business.

23 (2) All civil, electrical, or mechanical engineering services are
24 performed by, or under the responsible charge of, a professional
25 engineer licensed in the appropriate branch of professional
26 engineering.

27 (3) If the business name of a California engineering business
28 contains the name of any person, then that person shall be licensed
29 as a professional engineer, a licensed land surveyor, a licensed
30 architect, or a geologist registered under the Geologist and
31 Geophysicist Act (Chapter 12.5 (commencing with Section 7800)).
32 Any offer, promotion, or advertisement by the business that
33 contains the name of any individual in the business, other than by
34 use of the name of an individual in the business name, shall clearly
35 and specifically designate the license or registration discipline of
36 each individual named.

37 (b) An out-of-state business with a branch office in this state
38 shall meet the requirements of ~~subdivision~~ *subdivisions (a) and*
39 *(h)* and shall have an owner, partner, or officer who is in charge
40 of the engineering work in the branch in this state, who is licensed

1 in this state, and who is physically present at the branch office in
2 this state on a regular basis. However, the name of the business
3 may contain the name of any person not licensed in this state if
4 that person is appropriately registered or licensed in another state.
5 Any offer, promotion, or advertisement that contains the name of
6 any individual in the business, other than by use of the names of
7 the individuals in the business name, shall clearly and specifically
8 designate the license or registration discipline of each individual
9 named.

10 (c) The business name of a California engineering business may
11 be a fictitious name. However, if the fictitious name includes the
12 name of any person, the requirements of paragraph (3) of
13 subdivision (a) shall be met.

14 (d) A person not licensed under this chapter may also be a
15 partner or an officer of a civil, electrical, or mechanical engineering
16 business if the requirements of subdivision (a) are met. This section
17 does not permit a person who is not licensed under this chapter to
18 be the sole owner of a civil, electrical, or mechanical engineering
19 business, unless otherwise exempt under this chapter.

20 (e) This section shall not prevent the use of the name of any
21 business engaged in rendering civil, electrical, or mechanical
22 engineering services, including the use by any lawful successor
23 or survivor, that lawfully was in existence on December 31, 1987.
24 However, the business is subject to paragraphs (1) and (2) of
25 subdivision (a).

26 (f) A business engaged in rendering civil, electrical, or
27 mechanical engineering services may use in its name the name of
28 a deceased or retired person provided all of the following
29 conditions are satisfied:

30 (1) The person's name had been used in the name of the
31 business, or a predecessor in interest of the business, before and
32 after the death or retirement of the person.

33 (2) The person shall have been an owner, partner, or officer of
34 the business, or an owner, partner, or officer of the predecessor in
35 interest of the business.

36 (3) The person shall have been licensed as a professional
37 engineer, or a land surveyor, or an architect, or a geologist, (A) by
38 the appropriate licensing board if that person is operating a place
39 of business or practice in this state, or (B) by the applicable state
40 board if no place of business existed in this state.

1 (4) The person, if retired, has consented to the use of the name
2 and does not permit the use of the name in the title of another
3 professional engineering business in this state during the period
4 of the consent. However, the retired person may use their name as
5 the name of a new or purchased business if it is not identical in
6 every respect to that person’s name as used in the former business.

7 (5) The business shall be subject to the provisions of paragraphs
8 (1) and (2) of subdivision (a).

9 (g) This section does not affect the provisions of Sections 6731.2
10 and 8726.1.

11 (h) (1) A current organization record form shall be filed with
12 the board for all businesses engaged in rendering civil, electrical,
13 or mechanical engineering services.

14 (2) *The filing of the organization record form described in*
15 *paragraph (1) shall be accompanied by documentary evidence*
16 *that demonstrates compliance with the provisions described in*
17 *paragraphs (1) and (2) of subdivision (a).*

18 (i) This section shall become operative on January 1, 2026.

19 ~~SEC. 6.~~

20 *SEC. 8.* Section 6749 of the Business and Professions Code is
21 amended to read:

22 6749. (a) A professional engineer shall use a written contract
23 when contracting to provide professional engineering services to
24 a client pursuant to this chapter. The written contract shall be
25 executed by the professional engineer and the client or the client’s
26 representative prior to the professional engineer commencing work,
27 unless the client knowingly states in writing that work may be
28 commenced before the contract is executed. The written contract
29 shall include, but not be limited to, all of the following:

30 (1) A description of the services to be provided to the client by
31 the professional engineer.

32 (2) A description of any basis of compensation applicable to
33 the contract, and the method of payment agreed upon by the parties.

34 (3) The name, address, and license or certificate number of the
35 professional engineer, and the name and address of the client.

36 (4) A description of the procedure that the professional engineer
37 and the client will use to accommodate additional services.

38 (5) A description of the procedure to be used by both parties to
39 terminate the contract.

1 (6) Disclosure of any existence of a current professional liability
2 insurance policy covering the professional engineer in responsible
3 charge of the services.

4 (b) This section shall not apply to any of the following:

5 (1) Professional engineering services rendered by a professional
6 engineer for which the client will not pay compensation.

7 (2) A professional engineer who has a current or prior
8 contractual relationship with the client to provide engineering
9 services, and that client has paid the professional engineer all of
10 the fees that are due under the contract.

11 (3) If the client knowingly states in writing after full disclosure
12 of this section that a contract which complies with the requirements
13 of this section is not required.

14 (4) Professional engineering services rendered by a professional
15 engineer to any of the following:

16 (A) A professional engineer licensed or registered under this
17 chapter.

18 (B) A land surveyor licensed under Chapter 15 (commencing
19 with Section 8700).

20 (C) An architect licensed under Chapter 3 (commencing with
21 Section 5500).

22 (D) A contractor licensed under Chapter 9 (commencing with
23 Section 7000).

24 (E) A geologist or a geophysicist licensed under Chapter 12.5
25 (commencing with Section 7800).

26 (F) A manufacturing, mining, public utility, research and
27 development, or other industrial corporation, if the services are
28 provided in connection with or incidental to the products, systems,
29 or services of that corporation or its affiliates.

30 (G) A public agency.

31 (c) “Written contract” as used in this section includes a contract
32 that is in electronic form.

33 ~~SEC. 7.~~

34 *SEC. 9.* Section 6755 of the Business and Professions Code is
35 amended to read:

36 6755. (a) Examination duration and composition shall be
37 designed to conform to the following general principle: The first
38 division of the examination shall test the applicant’s knowledge
39 of appropriate fundamental engineering subjects, including
40 mathematics and the basic sciences; the second division of the

1 examination shall test the applicant's ability to apply their
2 knowledge and experience and to assume responsible charge in
3 the professional practice of the branch of engineering in which the
4 applicant is being examined.

5 (b) The board may by rule provide for a waiver of the first
6 division of the examination for applicants whose education and
7 experience qualifications substantially exceed the requirements of
8 subdivision (a) of Section 6751.

9 (c) The board may by rule provide for a waiver of any part of
10 the second division of the examination for persons eminently
11 qualified for licensure in this state by virtue of their standing in
12 the engineering community, their years of experience, and those
13 other qualifications as the board deems appropriate.

14 ~~SEC. 8:~~

15 *SEC. 10.* Section 6755.1 of the Business and Professions Code
16 is amended to read:

17 6755.1. (a) The second division of the examination for
18 registration as a professional engineer shall include questions to
19 test the applicant's knowledge of state laws and the board's rules
20 and regulations regulating the practice of professional engineering.
21 The board shall administer the test on state laws and board rules
22 regulating the practice of engineering in this state as a separate
23 part of the second division of the examination for registration as
24 a professional engineer.

25 (b) On and after April 1, 1988, the second division of the
26 examination for registration as a civil engineer shall also include
27 questions to test the applicant's knowledge of seismic principles
28 and engineering surveying principles as defined in Section 6731.1.
29 No registration for a civil engineer shall be issued by the board on
30 or after January 1, 1988, to any applicant unless they have
31 successfully completed questions to test their knowledge of seismic
32 principles and engineering surveying principles.

33 The board shall administer the questions to test the applicant's
34 knowledge of seismic principles and engineering surveying
35 principles as separate parts of the second division of the
36 examination for registration as a civil engineer.

37 It is the intent of the Legislature that this section confirm the
38 authority of the board to issue registrations prior to April 1, 1988,
39 to applicants based on examinations not testing the applicant's

1 knowledge of seismic principles and engineering surveying
2 principles as defined in Section 6731.1.

3 ~~SEC. 9.~~

4 *SEC. 11.* Section 6763.5 of the Business and Professions Code
5 is amended to read:

6 6763.5. If an applicant for licensure as a professional engineer,
7 for certification as an engineer-in-training, or for authorization to
8 use the title “structural engineer” or “soil engineer” is found by
9 the board to lack the qualifications required for admission to the
10 examination for such licensure, certification, or authorization, the
11 board may, in accordance with the provisions of Section 158 of
12 this code, refund to them their examination fee.

13 ~~SEC. 10.~~

14 *SEC. 12.* Section 6787 of the Business and Professions Code
15 is amended to read:

16 6787. A person who does any of the following is guilty of a
17 misdemeanor:

18 (a) Unless the person is exempt from licensure under this
19 chapter, practices or offers to practice civil, electrical, or
20 mechanical engineering in this state according to this chapter
21 without legal authorization.

22 (b) Presents or attempts to file as the person’s own the certificate
23 of an engineer-in-training or the certificate of licensure of a
24 licensed professional engineer unless they are the person named
25 on the certificate.

26 (c) Gives false evidence of any kind to the board, or to any board
27 member, in obtaining a certificate as an engineer-in-training or a
28 certificate of licensure.

29 (d) Impersonates or uses the seal, signature, or license number
30 of a licensed professional engineer or uses a false license number.

31 (e) Impersonates or uses the certificate number of an
32 engineer-in-training or uses a false certificate.

33 (f) Uses an expired, suspended, surrendered, or revoked
34 certificate or license.

35 (g) Represents themselves as, or uses the title of, a licensed or
36 registered civil, electrical, or mechanical engineer, or any other
37 title whereby that person could be considered as practicing or
38 offering to practice civil, electrical, or mechanical engineering in
39 any of its branches, unless they are correspondingly qualified by

1 licensure as a civil, electrical, or mechanical engineer under this
2 chapter.

3 (h) Unless appropriately licensed, manages, or conducts as
4 manager, proprietor, or agent, any place of business from which
5 civil, electrical, or mechanical engineering work is solicited,
6 performed, or practiced, except as authorized pursuant to Section
7 8726.1.

8 (i) Uses the title, or any combination of that title, of
9 “professional engineer,” “licensed engineer,” “registered engineer,”
10 or the branch titles specified in Section 6732, or the authority titles
11 specified in Sections 6736 and 6736.1, or “engineer-in-training,”
12 or makes use of any abbreviation of that title that might lead to
13 the belief that the person is a licensed engineer, is authorized to
14 use the titles specified in Section 6736 or 6736.1, or holds a
15 certificate as an engineer-in-training, without being licensed,
16 authorized, or certified as required by this chapter.

17 (j) Uses the title “consulting engineer” without being licensed
18 as required by this chapter or without being authorized to use that
19 title pursuant to legislation enacted at the 1963, 1965, or 1968
20 Regular Session.

21 (k) Violates any provision of this chapter.

22 ~~SEC. 11.~~

23 *SEC. 13.* Section 7839.2 of the Business and Professions Code
24 is amended to read:

25 7839.2. (a) A professional geologist or professional
26 geophysicist shall use a written contract when contracting to
27 provide geological or geophysical services to a client pursuant to
28 this chapter. The written contract shall be executed by the
29 professional geologist or professional geophysicist and the client
30 or the client’s representative prior to the professional geologist or
31 professional geophysicist commencing work, unless the client
32 states in writing that work may be commenced before the contract
33 is executed. The written contract shall include, but is not limited
34 to, all of the following:

35 (1) A description of the services to be provided to the client by
36 the professional geologist or professional geophysicist.

37 (2) A description of any basis of compensation applicable to
38 the contract, and the method of payment agreed upon by the parties.

- 1 (3) The name, address, and license or certificate number of the
2 professional geologist or professional geophysicist, and the name
3 and address of the client.
- 4 (4) A description of the procedure that the professional geologist
5 or professional geophysicist and the client will use to accommodate
6 additional services.
- 7 (5) A description of the procedure to be used by both parties to
8 terminate the contract.
- 9 (6) Disclosure of any existence of a current professional liability
10 insurance policy covering the professional geologist or professional
11 geophysicist in responsible charge of the services.
- 12 (b) Subdivision (a) shall not apply to any of the following:
- 13 (1) Geologic or geophysical services rendered by a professional
14 geologist or professional geophysicist for which the client will not
15 pay compensation.
- 16 (2) A geologist or geophysicist who has a current or prior
17 contractual relationship with the client to provide geologic or
18 geophysical services, and who has already been paid the fees that
19 are due under the contract by the client.
- 20 (3) If the client executes a waiver in writing after full disclosure
21 of this section that a contract that complies with the requirements
22 of this section is not required.
- 23 (4) Geological or geophysical services rendered by a geologist
24 or geophysicist to any of the following:
- 25 (A) A geologist or geophysicist licensed under this chapter.
- 26 (B) An engineer licensed under Chapter 7 (commencing with
27 Section 6700).
- 28 (C) A land surveyor licensed under Chapter 15 (commencing
29 with Section 8700).
- 30 (D) An architect licensed under Chapter 3 (commencing with
31 Section 5500).
- 32 (E) A contractor licensed under Chapter 9 (commencing with
33 Section 7000).
- 34 (F) A public agency.
- 35 (c) As used in this section, “written contract” includes a contract
36 in electronic form.
- 37 ~~SEC. 12.~~
- 38 *SEC. 14.* Section 7872 of the Business and Professions Code
39 is amended to read:

1 7872. A person who does any of the following is guilty of a
2 misdemeanor:

3 (a) Unless the person is exempt from licensure under this
4 chapter, practices or offers to practice geology or geophysics for
5 others in this state according to the provisions of this chapter
6 without legal authorization.

7 (b) Presents or attempts to file as their own the certificate of a
8 geologist-in-training or the license of a professional geologist,
9 certified specialty geologist, a professional geophysicist, or a
10 certified specialty geophysicist, unless they are the person named
11 on the certificate or the license.

12 (c) Gives false evidence of any kind to the board, or to any board
13 member, in obtaining a certificate or a license.

14 (d) Impersonates or uses the seal, signature, or license number
15 of any professional geologist, certified specialty geologist,
16 professional geophysicist, or certified specialty geophysicist or
17 who uses a false license number.

18 (e) Impersonates or uses the certificate number of a
19 geologist-in-training or who uses a false certificate.

20 (f) Uses an expired, suspended, surrendered, or revoked
21 certificate or license.

22 (g) Represents themselves as, or uses the title of, professional
23 geologist, or any other title whereby the person could be considered
24 as practicing or offering to practice geology for others, unless the
25 person is qualified by licensure as a professional geologist under
26 this chapter, or represents themselves as, or uses the title of,
27 professional geophysicist, or any other title whereby the person
28 could be considered as practicing or offering to practice geophysics
29 for others, unless the person is qualified by licensure as a
30 professional geophysicist under this chapter.

31 (h) Unless the person is licensed, manages, or conducts as
32 manager, proprietor, or agent, any place of business from which
33 geological or geophysical work is solicited, performed, or practiced
34 for others, except as authorized pursuant to Section 7834.

35 (i) Uses the title, or any combination of that title, of
36 “professional geologist,” “registered geophysicist,” or “professional
37 geophysicist,” the title of any licensed certified specialty geologist
38 or any licensed certified specialty geophysicist, or
39 “geologist-in-training,” or who makes use of any abbreviation of
40 a title that might lead to the belief that the person is licensed as a

1 geologist, a geophysicist, a certified specialty geologist, or a
2 certified specialty geophysicist, or holds a certificate as a
3 geologist-in-training, without being licensed, licensed and certified,
4 or certified, as required by this chapter.

5 (j) Violates any provision of this chapter.

6 ~~SEC. 13.~~

7 *SEC. 15.* Section 8710 of the Business and Professions Code
8 is amended to read:

9 8710. (a) The Board for Professional Engineers, Land
10 Surveyors, and Geologists is vested with power to administer the
11 provisions and requirements of this chapter, and may make and
12 enforce rules and regulations that are reasonably necessary to carry
13 out its provisions.

14 (b) The board may adopt rules and regulations of professional
15 conduct that are not inconsistent with state and federal law. The
16 rules and regulations may include definitions of incompetence and
17 negligence. Every person who holds a license or certificate issued
18 by the board pursuant to this chapter, or a license or certificate
19 issued to a civil engineer pursuant to Chapter 7 (commencing with
20 Section 6700), shall be governed by these rules and regulations.

21 (c) This section shall remain in effect only until January 1, 2029,
22 and as of that date is repealed. Notwithstanding any other law, the
23 repeal of this section renders the board subject to review by the
24 appropriate policy committees of the Legislature.

25 *SEC. 16.* *Section 8729 of the Business and Professions Code,*
26 *as amended by Section 7 of Chapter 302 of the Statutes of 2022,*
27 *is amended to read:*

28 8729. (a) This chapter does not prohibit one or more licensed
29 land surveyors or civil engineers licensed in this state before 1982
30 (hereinafter called civil engineers) from practicing or offering to
31 practice, within the scope of their licensure, land surveying as a
32 sole proprietorship, partnership, limited liability partnership, firm,
33 or corporation (hereinafter called business), if the following
34 conditions are satisfied:

35 (1) A land surveyor or civil engineer currently licensed in the
36 state is an owner, partner, or officer in charge of the land surveying
37 practice of the business.

38 (2) All land surveying services are performed by or under the
39 responsible charge of a land surveyor or civil engineer.

1 (3) If the business name of a California land surveying business
2 contains the name of a person, then that person shall be licensed
3 by the board as a land surveyor or licensed by the board in any
4 year as a civil engineer. Any offer, promotion, or advertisement
5 by the business that contains the name of any individual in the
6 business, other than by use of the name of the individual in the
7 business name, shall clearly and specifically designate the license
8 discipline of each individual named.

9 (b) An out-of-state business with a branch office in this state
10 shall meet the requirements of ~~subdivision~~ *subdivisions* (a) and
11 (h) and shall have an owner, partner, or officer who is in charge
12 of the land surveying work in this state, who is licensed in this
13 state, and who is physically present at the branch office in this
14 state on a regular basis. However, the name of the business may
15 contain the name of a person not licensed in this state, if that person
16 is appropriately licensed or registered in another state. Any offer,
17 promotion, or advertisement that contains the name of any
18 individual in the business, other than by use of the name of the
19 individual in the business name, shall clearly and specifically
20 designate the license or registration discipline of each individual
21 named.

22 (c) The business name of a California land surveying business
23 may be a fictitious name. However, if the fictitious name includes
24 the names of any person, the requirements of paragraph (3) of
25 subdivision (a) shall be met.

26 (d) A person not licensed under this chapter or licensed as a
27 civil engineer in this state before 1982 may also be a partner or an
28 officer of a land surveying business if the conditions of subdivision
29 (a) are satisfied. This section does not permit a person who is not
30 licensed under this chapter or licensed as a civil engineer in this
31 state before 1982 to be the sole owner or office of a land surveying
32 business, unless otherwise exempt under this chapter.

33 (e) This section shall not prevent the use of the name of any
34 business engaged in rendering land surveying services, including
35 the use by any lawful successor or survivor, that lawfully was in
36 existence on June 1, 1941. However, the business is subject to the
37 provisions of paragraphs (1) and (2) of subdivision (a).

38 (f) A business engaged in rendering land surveying services
39 may use in its name the name of a deceased or retired person if
40 the following conditions are satisfied:

1 (1) The person's name had been used in the name of the
2 business, or a predecessor in interest of the business, before the
3 death or retirement of the person.

4 (2) The person shall have been an owner, partner, or officer of
5 the business, or an owner, partner, or officer of the predecessor in
6 interest of the business.

7 (3) The person shall have been licensed as a land surveyor or a
8 civil engineer by the board, if operating a place of business or
9 practice in this state, or by an applicable state board in the event
10 no place of business existed in this state.

11 (4) The person, if retired, has consented to the use of the name
12 and does not permit the use of the name in the title of another land
13 surveying business in this state during the period of that consent,
14 except that a retired person may use their name as the name of a
15 new or purchased business, if that business is not identical in every
16 respect to that person's name as used in the former business.

17 (5) The business shall be subject to paragraphs (1) and (2) of
18 subdivision (a).

19 (g) This section does not affect Sections 6731.2 and 8726.1.

20 (h) (1) A current organization record form shall be filed with
21 the board for all businesses engaged in rendering professional land
22 surveying services.

23 (2) *The filing of the organization record form described in*
24 *paragraph (1) shall be accompanied by documentary evidence*
25 *that demonstrates compliance with the provisions described in*
26 *paragraphs (1) and (2) of subdivision (a).*

27 (i) This section shall remain in effect only until January 1, 2026,
28 and as of that date is repealed.

29 *SEC. 17. Section 8729 of the Business and Professions Code,*
30 *as amended by Section 8 of Chapter 302 of the Statutes of 2022,*
31 *is amended to read:*

32 8729. (a) This chapter does not prohibit one or more licensed
33 land surveyors or civil engineers licensed in this state before 1982
34 (hereinafter called civil engineers) from practicing or offering to
35 practice within the scope of their licensure, land surveying as a
36 sole proprietorship, partnership, firm, or corporation (hereinafter
37 called business), if the following conditions are satisfied:

38 (1) A land surveyor or civil engineer currently licensed in the
39 state is an owner, partner, or officer in charge of the land surveying
40 practice of the business.

1 (2) All land surveying services are performed by or under the
2 responsible charge of a land surveyor or civil engineer.

3 (3) If the business name of a California land surveying business
4 contains the name of a person, then that person shall be licensed
5 by the board as a land surveyor or licensed by the board in any
6 year as a civil engineer. Any offer, promotion, or advertisement
7 by the business that contains the name of any individual in the
8 business, other than by use of the name of the individual in the
9 business name, shall clearly and specifically designate the license
10 discipline of each individual named.

11 (b) An out-of-state business with a branch office in this state
12 shall meet the requirements of ~~subdivision~~ *subdivisions (a) and*
13 *(h)* and shall have an owner, partner, or officer who is in charge
14 of the land surveying work in this state, who is licensed in this
15 state, and who is physically present at the branch office in this
16 state on a regular basis. However, the name of the business may
17 contain the name of a person not licensed in this state, if that person
18 is appropriately licensed or registered in another state. Any offer,
19 promotion, or advertisement that contains the name of any
20 individual in the business, other than by use of the name of the
21 individual in the business name, shall clearly and specifically
22 designate the license or registration discipline of each individual
23 named.

24 (c) The business name of a California land surveying business
25 may be a fictitious name. However, if the fictitious name includes
26 the names of any person, the requirements of paragraph (3) of
27 subdivision (a) shall be met.

28 (d) A person not licensed under this chapter or licensed as a
29 civil engineer in this state before 1982 may also be a partner or an
30 officer of a land surveying business if the conditions of subdivision
31 (a) are satisfied. This section does not permit a person who is not
32 licensed under this chapter or licensed as a civil engineer in this
33 state before 1982 to be the sole owner or office of a land surveying
34 business, unless otherwise exempt under this chapter.

35 (e) This section shall not prevent the use of the name of any
36 business engaged in rendering land surveying services, including
37 the use by any lawful successor or survivor, that lawfully was in
38 existence on June 1, 1941. However, the business is subject to the
39 provisions of paragraphs (1) and (2) of subdivision (a).

1 (f) A business engaged in rendering land surveying services
2 may use in its name the name of a deceased or retired person if
3 the following conditions are satisfied:

4 (1) The person's name had been used in the name of the
5 business, or a predecessor in interest of the business, before the
6 death or retirement of the person.

7 (2) The person shall have been an owner, partner, or officer of
8 the business, or an owner, partner, or officer of the predecessor in
9 interest of the business.

10 (3) The person shall have been licensed as a land surveyor or a
11 civil engineer by the board, if operating a place of business or
12 practice in this state, or by an applicable state board in the event
13 no place of business existed in this state.

14 (4) The person, if retired, has consented to the use of the name
15 and does not permit the use of the name in the title of another land
16 surveying business in this state during the period of that consent,
17 except that a retired person may use their name as the name of a
18 new or purchased business, if that business is not identical in every
19 respect to that person's name as used in the former business.

20 (5) The business shall be subject to paragraphs (1) and (2) of
21 subdivision (a).

22 (g) This section does not affect Sections 6731.2 and 8726.1.

23 (h) (1) A current organization record form shall be filed with
24 the board for all businesses engaged in rendering professional land
25 surveying services.

26 (2) *The filing of the organization record form described in*
27 *paragraph (1) shall be accompanied by documentary evidence*
28 *that demonstrates compliance with the provisions described in*
29 *paragraphs (1) and (2) of subdivision (a).*

30 (i) This section shall become operative on January 1, 2026.

31 ~~SEC. 14.~~

32 *SEC. 18.* Section 8748.5 of the Business and Professions Code
33 is amended to read:

34 8748.5. If an applicant for license as a land surveyor or
35 certification as a land surveyor-in-training is found by the board
36 to lack the qualifications required for such license or certification,
37 the board may, in accordance with the provisions of Section 158
38 of this code, refund to them their examination fee.

1 ~~SEC. 15.~~

2 *SEC. 19.* Section 8759 of the Business and Professions Code
3 is amended to read:

4 8759. (a) A licensed land surveyor or licensed civil engineer
5 authorized to practice land surveying shall use a written contract
6 when contracting to provide professional services to a client
7 pursuant to this chapter. The written contract shall be executed by
8 the licensed land surveyor or licensed civil engineer and the client
9 or the client’s representative prior to the licensed land surveyor or
10 licensed civil engineer commencing work, unless the client
11 knowingly states in writing that work may be commenced before
12 the contract is executed. The written contract shall include, but
13 not be limited to, all of the following:

14 (1) A description of the services to be provided to the client by
15 the licensed land surveyor or licensed civil engineer.

16 (2) A description of any basis of compensation applicable to
17 the contract, and the method of payment agreed upon by the parties.

18 (3) The name, address, and license or certificate number of the
19 licensed land surveyor or licensed civil engineer, and the name
20 and address of the client.

21 (4) A description of the procedure that the licensed land surveyor
22 or licensed civil engineer and the client will use to accommodate
23 additional services.

24 (5) A description of the procedure to be used by both parties to
25 terminate the contract.

26 (6) Disclosure of any existence of a current professional liability
27 insurance policy covering the licensed land surveyor or licensed
28 civil engineer in responsible charge of the services.

29 (b) This section shall not apply to any of the following:

30 (1) Professional land surveying services rendered by a licensed
31 land surveyor or licensed civil engineer for which the client will
32 not pay compensation.

33 (2) A licensed land surveyor or licensed civil engineer who has
34 a current or prior contractual relationship with the client to provide
35 professional services pursuant to this chapter, and that client has
36 paid the licensed land surveyor or licensed civil engineer all of the
37 fees that are due under the contract.

38 (3) If the client knowingly states in writing after full disclosure
39 of this section that a contract which complies with the requirements
40 of this section is not required.

1 (4) Professional services rendered by a licensed land surveyor
2 or a licensed civil engineer to any of the following:

3 (A) A professional engineer licensed under Chapter 7
4 (commencing with Section 6700).

5 (B) A land surveyor licensed under this chapter.

6 (C) An architect licensed under Chapter 3 (commencing with
7 Section 5500).

8 (D) A contractor licensed under Chapter 9 (commencing with
9 Section 7000).

10 (E) A geologist or a geophysicist licensed under Chapter 12.5
11 (commencing with Section 7800).

12 (F) A manufacturing, mining, public utility, research and
13 development, or other industrial corporation, if the services are
14 provided in connection with or incidental to the products, systems,
15 or services of that corporation or its affiliates.

16 (G) A public agency.

17 (c) “Written contract” as used in this section includes a contract
18 that is in electronic form.

19 *SEC. 20. Section 8771.6 is added to the Business and
20 Professions Code, to read:*

21 *8771.6. (a) In every case where any monument is found with
22 a physical condition that is less than permanent and durable, the
23 licensed land surveyor or registered civil engineer using that
24 monument as control in any survey shall reconstruct or rehabilitate
25 the monument so that the same shall be left by them in such
26 physical condition that it remains as permanent a monument as is
27 reasonably possible and so that the same may be reasonably
28 expected to be located with facility at all times in the future.*

29 *(b) This section shall remain in effect only until January 1, 2029,
30 and as of that date is repealed.*

31 *SEC. 21. Section 8773.3 of the Business and Professions Code
32 is amended to read:*

33 *8773.3. In every case where a corner record is filed pursuant
34 to Section 8773, the licensed land surveyor or registered civil
35 engineer shall reconstruct or rehabilitate the monument of such
36 corner, and accessories to such corner, so that the same shall be
37 left by ~~him~~ them in such physical condition that it remains as
38 permanent a monument as is reasonably possible and so that the
39 same may be reasonably expected to be located with facility at all
40 times in the future.*

1 ~~SEC. 16.~~

2 *SEC. 22.* Section 8792 of the Business and Professions Code
3 is amended to read:

4 8792. A person who does any of the following is guilty of a
5 misdemeanor:

6 (a) Unless the person is exempt from licensure under this
7 chapter, practices, or offers to practice, land surveying in this state
8 without legal authorization.

9 (b) Presents as their own the certificate of a land
10 surveyor-in-training or the license of a professional land surveyor
11 unless they are the person named on the certificate or the license.

12 (c) Attempts to file as their own any record of survey under the
13 license of a professional land surveyor.

14 (d) Gives false evidence of any kind to the board, or to any
15 board member, in obtaining a certificate or a license.

16 (e) Impersonates or uses the seal, signature, or license number
17 of a professional land surveyor or who uses a false license number.

18 (f) Impersonates or uses the certificate number of a land
19 surveyor-in-training or who uses a false certificate.

20 (g) Uses an expired, suspended, surrendered, or revoked
21 certificate or license.

22 (h) Represents themselves as, or uses the title of, professional
23 land surveyor, or any other title whereby that person could be
24 considered as practicing or offering to practice land surveying,
25 unless the person is correspondingly qualified by licensure as a
26 land surveyor under this chapter.

27 (i) Uses the title, or any combination of that title, of
28 “professional land surveyor,” “licensed land surveyor,” “land
29 surveyor,” or the titles specified in Sections 8751 and 8775, or
30 “land surveyor-in-training,” or who makes use of any abbreviation
31 of that title that might lead to the belief that the person is a licensed
32 land surveyor or holds a certificate as a land surveyor-in-training,
33 without being licensed or certified as required by this chapter.

34 (j) Unless appropriately licensed, manages, or conducts as
35 manager, proprietor, or agent, any place of business from which
36 land surveying work is solicited, performed, or practiced, except
37 as authorized pursuant to Section 6731.2.

38 (k) Violates any provision of this chapter.

1 ~~SEC. 17.~~

2 *SEC. 23.* No reimbursement is required by this act pursuant to
3 Section 6 of Article XIII B of the California Constitution because
4 the only costs that may be incurred by a local agency or school
5 district will be incurred because this act creates a new crime or
6 infraction, eliminates a crime or infraction, or changes the penalty
7 for a crime or infraction, within the meaning of Section 17556 of
8 the Government Code, or changes the definition of a crime within
9 the meaning of Section 6 of Article XIII B of the California
10 Constitution.

O