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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/10/2019	.	
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The Committee on Community Affairs (Perry) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 79 - 327

and insert:

Section 2. Section 471.008, Florida Statutes, is amended to read:

471.008 Rulemaking authority.—The board has authority to adopt rules pursuant to ss. 120.536(1) and 120.54 to:

(1) Implement provisions of this chapter or chapter 455 which confer ~~conferring~~ duties upon it.



11           (2) Ensure competence in the practice of engineering.

12           (3) Ensure accuracy, completeness, and quality in the  
13 engineering products provided.

14           Section 3. Subsection (4) of section 471.011, Florida  
15 Statutes, is amended to read:

16           471.011 Fees.—

17           ~~(4) The fee for a certificate of authorization shall not~~  
18 ~~exceed \$125.~~

19           Section 4. Paragraph (a) of subsection (1) of section  
20 471.013, Florida Statutes, is amended to read:

21           471.013 Examinations; prerequisites.—

22           (1) (a) A person shall be entitled to take an examination  
23 for the purpose of determining whether she or he is qualified to  
24 practice in this state as an engineer if the person is of good  
25 moral character and:

26           1. Is a graduate from an approved engineering curriculum of  
27 4 years or more in a school, college, or university which has  
28 been approved by the board ~~and has a record of 4 years of active~~  
29 ~~engineering experience of a character indicating competence to~~  
30 ~~be in responsible charge of engineering; or~~

31           2. Is a graduate of an approved engineering technology  
32 curriculum of 4 years or more in a school, college, or  
33 university which has been approved by the board ~~within the State~~  
34 ~~University System, having been enrolled or having graduated~~  
35 ~~prior to July 1, 1979, and has a record of 4 years of active~~  
36 ~~engineering experience of a character indicating competence to~~  
37 ~~be in responsible charge of engineering; or~~

38           3. ~~Has, in lieu of such education and experience~~  
39 ~~requirements, 10 years or more of active engineering work of a~~



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40 ~~character indicating that the applicant is competent to be~~  
41 ~~placed in responsible charge of engineering. However, this~~  
42 ~~subparagraph does not apply unless such person notifies the~~  
43 ~~department before July 1, 1984, that she or he was engaged in~~  
44 ~~such work on July 1, 1981.~~

45  
46 The board shall adopt rules providing for the review and  
47 approval of schools or colleges and the courses of study in  
48 engineering in such schools and colleges. The rules must ~~shall~~  
49 be based on the educational requirements for engineering as  
50 defined in s. 471.005. The board may adopt rules providing for  
51 the acceptance of the approval and accreditation of schools and  
52 courses of study by a nationally accepted accreditation  
53 organization.

54 Section 5. Subsections (2), (3), (5), and (6) of section  
55 471.015, Florida Statutes, are amended to read:

56 471.015 Licensure.—

57 (2) (a) The board shall certify for licensure any applicant  
58 who has submitted proof satisfactory to the board that he or she  
59 is at least 18 years of age and who:

60 1. Satisfies the requirements of s. 471.013(1)(a)1. and has  
61 a record of 4 years of active engineering experience of a  
62 character indicating competence to be in responsible charge of  
63 engineering; or

64 2. Satisfies the requirements of s. 471.013(1)(a)2. and has  
65 a record of 6 years of active engineering experience of a  
66 character indicating competence to be in responsible charge of  
67 engineering s. 471.013.

68 (b) The board may refuse to certify any applicant who has



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69 violated ~~any of the provisions of~~ s. 471.031.

70 (3) The board shall certify as qualified for a license by  
71 endorsement an applicant who:

72 (a) Qualifies to take the fundamentals examination and the  
73 principles and practice examination as set forth in s. 471.013,  
74 has passed a United States national, regional, state, or  
75 territorial licensing examination that is substantially  
76 equivalent to the fundamentals examination and principles and  
77 practice examination required by s. 471.013, and has satisfied  
78 the experience requirements set forth in paragraph (2)(a) and s.  
79 471.013; or

80 (b) Holds a valid license to practice engineering issued by  
81 another state or territory of the United States, if the criteria  
82 for issuance of the license were substantially the same as the  
83 licensure criteria that existed in this state at the time the  
84 license was issued.

85 (5)(a) The board shall deem that an applicant who seeks  
86 licensure by endorsement has passed an examination substantially  
87 equivalent to the fundamentals examination when such applicant  
88 has held a valid professional engineer's license in another  
89 state for 10 ~~15~~ years and has had 15 ~~20~~ years of continuous  
90 professional-level engineering experience.

91 (b) The board shall deem that an applicant who seeks  
92 licensure by endorsement has passed an examination substantially  
93 equivalent to the fundamentals examination and the principles  
94 and practices examination when such applicant has held a valid  
95 professional engineer's license in another state for 20 ~~25~~ years  
96 and has had 25 ~~30~~ years of continuous professional-level  
97 engineering experience.



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98           (6) The board may require a personal appearance by any  
99 applicant for licensure under this chapter. Any applicant of  
100 whom a personal appearance is required must be given adequate  
101 notice of the time and place of the appearance and provided with  
102 a statement of the purpose of and reasons requiring the  
103 appearance. If an applicant is required to appear, the time  
104 period within which a licensure application must be granted or  
105 denied is tolled until such time as the applicant appears.  
106 However, if the applicant fails to appear before the board at  
107 either of the next two regularly scheduled board meetings, the  
108 application for licensure may be denied.

109           Section 6. Section 471.019, Florida Statutes, is amended to  
110 read:

111           471.019 Reactivation.—The board shall prescribe by rule a  
112 reinstatement process for void licenses which includes  
113 establishing appropriate continuing education requirements for  
114 reactivating a license. The continuing education requirements  
115 for reactivating a license for a licensed engineer may not  
116 exceed the continuing education requirements prescribed pursuant  
117 to s. 471.017 ~~12 classroom hours~~ for each year the license was  
118 inactive.

119           Section 7. Subsection (3) of section 471.021, Florida  
120 Statutes, is amended to read:

121           471.021 Engineers and firms of other states; temporary  
122 certificates to practice in Florida.—

123           (3) The application for a temporary license shall require  
124 the ~~constitute~~ appointment of the Department of State as an  
125 agent of the applicant for service of process in any action or  
126 proceeding against the applicant arising out of any transaction



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127 or operation connected with or incidental to the practice of  
128 engineering for which the temporary license was issued.

129

130 ===== T I T L E A M E N D M E N T =====

131 And the title is amended as follows:

132 Delete lines 7 - 35

133 and insert:

134 amending s. 471.008, F.S.; revising the Board of  
135 Professional Engineers' rulemaking authority; amending  
136 s. 471.011, F.S.; conforming provisions to changes  
137 made by the act; amending s. 471.013, F.S.; revising  
138 the prerequisites for a person to take an examination  
139 that determines whether she or he is qualified to  
140 practice in this state as an engineer; deleting an  
141 obsolete provision; amending s. 471.015, F.S.;  
142 revising licensure certification requirements to  
143 include active engineering experience and a minimum  
144 age; revising requirements for licensure by  
145 endorsement by the board; providing that the time  
146 period in which a licensure application must be  
147 granted or denied is tolled if an applicant is  
148 required to make a personal appearance before the  
149 board; authorizing the board to deny a license if such  
150 an applicant fails to appear before the board within a  
151 specified timeframe; amending s. 471.019, F.S.;  
152 requiring the board to adopt rules relating to a  
153 reinstatement process for void licenses; revising  
154 continuing education requirements for reactivating a  
155 license; amending s. 471.021, F.S.; requiring an



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applicant to appoint the Department of State as an  
agent of the applicant for service of process of  
certain actions;