

**House Bill 899**  
Senate Amendments  
Section-by-Section Analysis

HOUSE VERSION

No equivalent provision.

SENATE VERSION

SECTION \_\_. Section 1001.003(c), Occupations Code, is amended to read as follows:

(c) The practice of engineering includes:

- (1) consultation, investigation, evaluation, analysis, planning, engineering for program management, providing an expert engineering opinion or testimony, engineering for testing or evaluating materials for construction or other engineering use, and mapping;
- (2) design, conceptual design, or ~~conceptual~~ design coordination of engineering works or systems, including buildings and related structures;
- (3) development or optimization of plans and specifications for engineering works or systems;
- (4) planning the use or alteration of land or water or the design or analysis of works or systems for the use or alteration of land or water;
- (5) responsible charge of engineering teaching or the teaching of engineering;
- (6) performing an engineering survey or study;
- (7) engineering for construction, alteration, or repair of real property;
- (8) engineering for preparation of an operating or maintenance manual;
- (9) engineering for review of the construction or installation of engineered works to monitor compliance with drawings or specifications;
- (10) a service, design, analysis, or other work performed for a public or private entity in connection with a utility, structure, building, machine, equipment, process, system, work, project, or industrial or consumer product or

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equipment of a mechanical, electrical, electronic, chemical, hydraulic, pneumatic, geotechnical, or thermal nature;  
(11) providing an engineering opinion or analysis related to a certificate of merit under Chapter 150, Civil Practice and Remedies Code; or  
(12) any other professional service necessary for the planning, progress, or completion of an engineering service.

SECTION 1. Section 1001.107, Occupations Code, is amended to read as follows:

Sec. 1001.107. PER DIEM[; ~~REIMBURSEMENT~~].  
[(a)] A board member is entitled to receive a per diem as set by the General Appropriations Act for each day that the member engages in the business of the board.  
[(b)] ~~A board member may not receive reimbursement for travel expenses, including expenses for meals and lodging, other than transportation expenses. A member is entitled to reimbursement for transportation expenses as provided by the General Appropriations Act.]~~

Same as House version.

SECTION 2. Section 1001.108, Occupations Code, is amended to read as follows:

Sec. 1001.108. OFFICERS. The governor shall designate a member of the board as the presiding officer of the board to serve in that capacity at the will of the governor. The board shall elect annually from its

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members an assistant presiding officer, a treasurer, and a secretary.

SECTION 3. Section 1001.109, Occupations Code, is amended to read as follows:

Sec. 1001.109. BOARD TREASURER'S ~~SECRETARY'S~~ DUTIES AND SALARY. (a) ~~(b)~~  
The treasurer ~~secretary~~ shall receive and account for all money received under this chapter.

(b) ~~(c)~~ The treasurer ~~secretary~~ is entitled to a salary as determined by the board in addition to compensation and expenses provided for in this subchapter. The salary may not exceed the salary paid for similar work in other departments.

SECTION 4. Section 1001.206(c), Occupations Code, is amended to read as follows:

(c) The fee increase imposed by Subsection (a) does not apply to an engineer who:

(1) meets the qualifications for an exemption under Section 1001.057 or 1001.058 but does not claim that exemption;

(2) is disabled as described by Section 1001.205; ~~or~~

(3) is on inactive status as provided by Section 1001.355; or

(4) is 65 years of age or older.

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SECTION 8. Section 1001.109, Occupations Code, is repealed.

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SECTION 5. Section 1001.306, Occupations Code, is amended by adding Subsection (d) to read as follows:

(d) Examination results reported under this section must include a numerical score and an indication of whether the person passed or failed the examination.

No equivalent provision.

SECTION 6. Section 1001.401, Occupations Code, is amended by adding Subsection (d) to read as follows:

(d) A license holder is not required to use a seal under this section for a project for which the license holder is not required to hold a license under an exemption provided by Subchapter B.

SECTION 7. Section 1001.4527(a), Occupations Code, is amended to read as follows:

(a) A board member who participated in the investigation of a complaint or in informal settlement negotiations regarding the complaint:

(1) may not ~~participate in the discussion of or~~ vote on the matter at a board meeting related to the complaint;

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SECTION 4. Same as House version.

SECTION 5. Section 1001.355(a), Occupations Code, is amended to read as follows:

(a) An engineer may request inactive status at any time ~~[before the expiration date of the person's license]~~. A license holder on inactive status may not practice engineering.

Same as House version.

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and

(2) shall state at the meeting why the member is prohibited from ~~participating in the discussion of or~~ voting on the matter.

SECTION 8. The change in law made by this Act to Section 1001.206(c), Occupations Code, applies only to an application for a license, the renewal of a license, or a reciprocal license filed on or after the effective date of this Act. An application filed before the effective date of this Act is governed by the law in effect on the date the application is filed, and the former law is continued in effect for that purpose.

SECTION 9. This Act takes effect September 1, 2007.

SECTION 9. Same as House version.

SECTION 10. Same as House version.