

By: Wentworth

S.B. No. 1828

A BILL TO BE ENTITLED

AN ACT

relating to the regulation of structural engineers.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 1001, Occupations Code, is amended by adding Subchapter H-1 to read as follows:

SUBCHAPTER H-1. CERTIFICATION OF STRUCTURAL ENGINEERS

Sec. 1001.371. DEFINITIONS. In this subchapter:

(1) "Structural engineer" means a person licensed to engage in the practice of engineering and certified to practice structural engineering in this state.

(2) "Structural engineering" means a specialized branch of professional engineering involving the practice of structural engineering of significant structures.

Sec. 1001.372. CERTIFICATE REQUIRED. (a) A person may not engage in the practice of structural engineering unless the person holds a structural engineer certificate issued under this subchapter.

(b) A person may not, unless the person holds a structural engineer certificate issued under this subchapter, directly or indirectly use or cause to be used as a professional, business, or commercial identification, title, name, representation, claim, asset, or means of advantage or benefit any of, or a variation or abbreviation of, the following terms:

(1) "structural engineer";

1           (2) "professional structural engineer";

2           (3) "licensed structural engineer"; or

3           (4) "certified structural engineer."

4       Sec. 1001.373. CERTIFICATION REQUIREMENTS. To qualify for  
5 a structural engineer certificate, an applicant must:

6           (1) be licensed under this chapter as an engineer; and

7           (2) pass the structural engineering examination  
8 prescribed by the board.

9       Sec. 1001.374. APPLICATION. The board by rule shall:

10           (1) prescribe an application form for the issuance or  
11 renewal of a structural engineer certificate; and

12           (2) determine the information to be included in the  
13 application.

14       Sec. 1001.375. EXAMINATION. The board shall administer a  
15 16-hour examination to determine the qualifications of an applicant  
16 for a structural engineer certificate.

17       Sec. 1001.376. CERTIFICATE. The board shall issue a  
18 structural engineer certificate to an applicant who meets the  
19 qualifications prescribed by the board by rule and pays the  
20 required fees.

21       Sec. 1001.377. SEAL. (a) On receiving a structural  
22 engineer certificate, a certificate holder shall obtain a seal in a  
23 design authorized by the board, showing the certificate holder's  
24 name and the legend "Structural Engineer."

25           (b) The seal may be used in lieu of a seal obtained under  
26 Section 1001.401.

27       Sec. 1001.378. RENEWAL. (a) A certificate issued under

1 this subchapter is valid for one year from the date of issuance.

2 (b) The holder of a certificate may renew the certificate by  
3 paying a renewal fee and complying with other renewal requirements  
4 prescribed by board rule before the expiration date.

5 Sec. 1001.379. FEES. The board shall establish and collect  
6 reasonable and necessary fees in amounts sufficient to cover the  
7 costs of administering this subchapter.

8 SECTION 2. (a) Not later than May 1, 2012, the Texas Board  
9 of Professional Engineers shall:

10 (1) establish the qualifications for issuance and  
11 renewal of a structural engineer certificate; and

12 (2) adopt the rules necessary to implement the changes  
13 in law made by this Act.

14 (b) A person is not required to obtain a structural engineer  
15 certificate under Subchapter H-1, Chapter 1001, Occupations Code,  
16 as added by this Act, before September 1, 2012.

17 SECTION 3. A person practicing as a licensed engineer in  
18 structural engineering on the effective date of this Act is  
19 entitled to issuance of a structural engineer certificate and to  
20 continue to practice structural engineering without fulfilling any  
21 additional education, training, or examination requirements  
22 established by the Texas Board of Professional Engineers under  
23 Subchapter H-1, Chapter 1001, Occupations Code, as added by this  
24 Act, if the person has the other qualifications required by the  
25 board and Chapter 1001 and if, before August 31, 2012, the person  
26 submits an application on a form prescribed by the board and an  
27 affidavit attesting to the person's experience as a structural

S.B. No. 1828

1 engineer.

2 SECTION 4. This Act takes effect September 1, 2011.