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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1054 Session of  
2011

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INTRODUCED BY MUSTIO, HARHART, KOTIK, BARRAR, EVERETT, GEIST,  
GRELL, HICKERNELL, KORTZ, KRIEGER, MAJOR, MARSHALL, MILLER,  
REICHLEY, SCAVELLO, STERN AND WATSON, MARCH 14, 2011

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REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE, MARCH 14, 2011

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AN ACT

1 Amending the act of May 23, 1945 (P.L.913, No.367), entitled, as  
2 amended, "An act relating to and regulating the practice of  
3 the profession of engineering, including civil engineering,  
4 mechanical engineering, electrical engineering, mining  
5 engineering and chemical engineering, the profession of land  
6 surveying and the profession of geology and constituent parts  
7 and combinations thereof as herein defined; providing for the  
8 licensing and registration of persons practicing said  
9 profession, and the certification of engineers-in-training  
10 and surveyors-in-training, and the suspension and revocation  
11 of said licenses, registrations and certifications for  
12 violation of this act; prescribing the powers and duties of  
13 the State Registration Board for Professional Engineers, Land  
14 Surveyors and Geologists, the Department of State and the  
15 courts; prescribing penalties; and repealing existing laws,"  
16 further providing for continuing professional competency  
17 requirements.

18 The General Assembly of the Commonwealth of Pennsylvania  
19 hereby enacts as follows:

20 Section 1. Section 4.5(b) and (g) of the act of May 23, 1945  
21 (P.L.913, No.367), known as the Engineer, Land Surveyor and  
22 Geologist Registration Law, amended May 12, 2010 (P.L.192,  
23 No.25), are amended to read:

24 Section 4.5. Continuing Professional Competency  
25 Requirements.--\* \* \*

1 (b) [Each] Except as otherwise provided under subsection  
2 (g), each licensee shall be required to meet the continuing  
3 professional competency requirements of this section as a  
4 condition for licensure renewal. Continuing professional  
5 competency obtained by a licensee should maintain, improve or  
6 expand skills and knowledge obtained prior to initial licensure,  
7 including law and ethics applicable to the profession, or  
8 develop new and relevant skills and knowledge. No credit shall  
9 be given for a course in practice building or office management.

10 \* \* \*

11 (g) (1) A licensee may [be exempt] request exemption from  
12 the requirements of this section for any of the following  
13 reasons and to the extent specified in this subsection:

14 (i) A licensee serving on temporary active duty in the armed  
15 forces of the United States for a period of time exceeding one  
16 hundred twenty consecutive days in a year shall be exempt from  
17 obtaining the professional development hours required during  
18 that year.

19 (ii) A licensee experiencing physical disability, illness or  
20 other extenuating circumstances as reviewed and approved by the  
21 board may be exempt. Supporting documentation must be furnished  
22 to the board.

23 (iii) A licensee who lists his occupation as retired on the  
24 board-approved renewal form and certifies to the board that he  
25 no longer receives any remuneration for the practice of  
26 engineering shall be exempt from the requirement set forth in  
27 subsection (a). If the licensee intends to return to the  
28 practice of engineering, then the licensee must complete the  
29 number of professional development hours required for each year  
30 exempted, not to exceed the annual requirement for two years.

1       (2) An individual applying for initial licensure and  
2 registration shall be exempt from the requirement set forth in  
3 subsection (a) for the licensure period immediately following  
4 initial licensure and registration.

5       \* \* \*

6       Section 2. This act shall take effect in 60 days.