

IN THE SENATE

SENATE BILL NO. 1287

BY COMMERCE AND HUMAN RESOURCES COMMITTEE

AN ACT

1
2 RELATING TO ENGINEERS AND SURVEYORS; AMENDING SECTION 54-1222, IDAHO CODE,
3 TO PROVIDE A CODE REFERENCE, TO PROVIDE THAT CERTAIN ACTIONS SHALL BE A
4 VIOLATION AND TO PROVIDE A CIVIL PENALTY.

5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 54-1222, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 54-1222. VIOLATIONS AND PENALTIES -- PROSECUTION OF OFFENSES. Any
9 person who shall practice, or offer to practice, professional engineering
10 or professional land surveying as defined in section 54-1202, Idaho Code,
11 in this state without being licensed in accordance with the provisions of
12 this chapter, or any person who by verbal claim, sign, advertisement, let-
13 terhead, card or in any other way represents that he employs professional
14 engineers or professional land surveyors when such persons are not licensed
15 under this chapter, or any person presenting or attempting to use as his own
16 the license or the seal of another, or any person who shall give any false or
17 forged evidence of any kind to the board or to any member thereof in obtaining
18 a license or certificate, or any person who shall falsely impersonate any
19 other licensee of like or different name, or any person who shall attempt to
20 use an expired or revoked license or practice at any time during a period the
21 board has suspended or revoked his license, or any person who shall violate
22 any of the provisions of this chapter, shall be guilty of a misdemeanor or
23 may be liable for a civil penalty of up to one thousand five hundred dollars
24 (\$1,500) for each offense, to be recovered in a civil action brought in any
25 court of competent jurisdiction.

26 Legal counsel selected by the board, or the attorney general of this
27 state or anyone designated by him may act as legal advisor of the board. It
28 shall be the duty of the attorney general of this state to enforce the pro-
29 visions of this chapter relating to unlicensed practice and to prosecute
30 any unlicensed person violating the same. The attorney general shall be
31 reimbursed by the board for any fees and expenses incurred by the attorney
32 general in representing the board or prosecuting unlicensed persons.