

AMENDED IN SENATE APRIL 5, 2010
AMENDED IN SENATE MARCH 9, 2010
AMENDED IN ASSEMBLY JANUARY 4, 2010
AMENDED IN ASSEMBLY APRIL 14, 2009

CALIFORNIA LEGISLATURE—2009–10 REGULAR SESSION

ASSEMBLY BILL

No. 1431

Introduced by Assembly Member Hill

February 27, 2009

An act to amend Sections 6710, 6711, 6712, and 7801 of the Business and Professions Code, relating to geologists and geophysicists.

LEGISLATIVE COUNSEL'S DIGEST

AB 1431, as amended, Hill. Geologists and geophysicists.

Existing law establishes in the Department of Consumer Affairs a Board for Professional Engineers and Land Surveyors, consisting of 13 members. Existing law requires that membership to include 5 engineers, one land surveyor, and 7 public members. Existing law requires the Governor to appoint 5 of the public members and all of the professional members. The ~~Senate Rules~~ Committee *on Rules* and the Speaker of the Assembly are required to each appoint a public member.

Existing law requires the Board for Professional Engineers and Land Surveyors to administer the Geologists and Geophysicists Act.

This bill would rename the board as the Board for Professional Engineers, Land Surveyors, and Geologists. The bill would change the membership of the board to ~~14~~ 15 to include a professional member licensed under the Geologists and Geophysicists Act *and an additional*

public member, to be appointed by the Governor. The bill would make conforming changes to related provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
 State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 6710 of the Business and Professions
 2 Code is amended to read:

3 6710. (a) There is in the Department of Consumer Affairs a
 4 Board for Professional Engineers, Land Surveyors, and Geologists,
 5 which consists of ~~14~~ 15 members.

6 (b) Any reference in any law or regulation to the Board of
 7 Registration for Professional Engineers and Land Surveyors, or
 8 the Board for Professional Engineers and Land Surveyors, is
 9 deemed to refer to the Board for Professional Engineers, Land
 10 Surveyors, and Geologists.

11 (c) This section shall become inoperative on July 1, 2011, and,
 12 as of January 1, 2012, is repealed, unless a later enacted statute,
 13 that becomes effective on or before January 1, 2012, deletes or
 14 extends the dates on which it becomes inoperative and is repealed.
 15 The repeal of this section renders the board subject to the review
 16 required by Division 1.2 (commencing with Section 473).

17 SEC. 2. Section 6711 of the Business and Professions Code is
 18 amended to read:

19 6711. Each member of the board shall be a citizen of the United
 20 States. Five members shall be registered under this chapter. One
 21 member shall be licensed under the Land Surveyors' Act, Chapter
 22 15 (commencing with Section 8700), one member shall be licensed
 23 under the Geologists and Geophysicists Act, Chapter 12.5
 24 (commencing with Section 7800), and ~~seven~~ eight shall be public
 25 members who are not registered under this act, licensed under the
 26 Geologists and Geophysicists Act, or licensed under the Land
 27 Surveyors' Act. Each member, except the public members, shall
 28 have at least 12 years active experience and shall be of good
 29 standing in his or her profession. Each member shall be at least
 30 30 years of age, and shall have been a resident of this state for at
 31 least five years immediately preceding his or her appointment.

32 SEC. 3. Section 6712 of the Business and Professions Code is
 33 amended to read:

1 6712. (a) All appointments to the board shall be for a term of
2 four years. Vacancies shall be filled by appointment for the
3 unexpired term. Each appointment thereafter shall be for a
4 four-year term expiring on June 30 of the fourth year following
5 the year in which the previous term expired.

6 (b) Each member shall hold office until the appointment and
7 qualification of his or her successor or until one year shall have
8 elapsed since the expiration of the term for which he or she was
9 appointed, whichever first occurs. No person shall serve as a
10 member of the board for more than two consecutive terms.

11 (c) The Governor shall appoint professional members so that
12 one is licensed to practice engineering as a civil engineer, one as
13 an electrical engineer, one as a mechanical engineer, another is
14 authorized to use the title of structural engineer, and one is a
15 member of one of the remaining branches of engineering. One of
16 the professional members licensed under this chapter or under
17 Chapter 15 (commencing with Section 8700) shall be from a local
18 public agency, and one shall be from a state agency.

19 (d) The Governor shall appoint ~~five~~ six of the public members
20 and the professional members qualified as provided in Section
21 6711. The Senate ~~Rules~~ Committee *on Rules* and the Speaker of
22 the Assembly shall each appoint a public member.

23 ~~SEC. 3.~~

24 *SEC. 4.* Section 7801 of the Business and Professions Code is
25 amended to read:

26 7801. (a) "Board," as used in this chapter, means the Board
27 for Professional Engineers, Land Surveyors, and Geologists
28 established under Section 6710. Any reference in any law or
29 regulation to the Board for Geologists and Geophysicists or the
30 State Board of Registration for Geologists and Geophysicists shall
31 be deemed to refer to the Board for Professional Engineers, Land
32 Surveyors, and Geologists.

33 (b) The board shall succeed to, and is vested with, all the duties,
34 powers, purposes, responsibilities, and jurisdiction previously
35 vested in the Board for Geologists and Geophysicists.

36 (c) The board shall receive two personnel years that were
37 previously allocated to the Board for Geologists and Geophysicists

- 1 for the performance of the board's responsibilities under this
- 2 chapter.

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