STATE OF NEW YORK

3937

2019-2020 Regular Sessions

IN ASSEMBLY

January 31, 2019

Introduced by M. of A. HYNDMAN -- read once and referred to the Committee on Higher Education

AN ACT to amend the education law, in relation to the requirements for a license as a professional land surveyor; and providing for the repeal of certain provisions upon expiration thereof

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 7206-a of the education law, as added by chapter 987 of the laws of 1971, paragraph 3 of subdivision 1 and subdivision 2 as amended by chapter 32 of the laws of 1981, paragraph 6 of subdivision 1 as amended by chapter 133 of the laws of 1982 and paragraph 8 of subdivision 1 and subdivision 3 as amended by chapter 62 of the laws of 1989, is amended to read as follows:

§ 7206-a. Requirements for a license as a professional land surveyor. 1. To qualify for a license as a professional land surveyor, an applicant shall fulfill the following requirements:

(1) Application: file an application with the department;

(2) Education: have received an education, including [~~a bachelor's~~] **an associate's** or higher degree [~~based on a program~~] in land surveying, **or, an associate's or higher degree in engineering, math, or related science with fifteen credits in land surveying,** in accordance with the commissioner's regulations;

(3) Experience: [~~(a) If the applicant has a bachelor's or higher degree, have at least four years in work satisfactory to the board, provided that the board may accept study beyond the bachelor's degree in partial fulfillment of this requirement; or (b) If the applicant has an associate's degree, have at least six years in work satisfactory to the board provided that the board may accept study beyond the associate's degree in partial fulfillment of this requirement~~] **Have practical experience satisfactory to the department and in accordance with the commissioner's regulations, provided that the department may accept study**

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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beyond the associate's degree specified in paragraph two of this subdivision in partial fulfillment of this requirement;

(4) Examination: pass an examination satisfactory to the [~~board~~] **department** and in accordance with the commissioner's regulations;

(5) Age: be at least twenty-one years of age;

(6) Citizenship or immigration status: be a United States citizen or an alien lawfully admitted for permanent residence in the United States;

(7) Character: be of good moral character as determined by the department; and

(8) Fees: pay a fee of two hundred twenty dollars to the department for admission to a department conducted examination and for an initial license, a fee of one hundred fifteen dollars for each reexamination, a fee of one hundred thirty-five dollars for an initial license for persons not requiring admission to department conducted examination, and a fee of two hundred ten dollars for each triennial registration period.

2. **For admittance to the fundamentals of surveying examination, the applicant shall fulfill the education, experience, and examination requirements in accordance with the commissioner's regulations. Upon the successful completion of the examination, an identification card as an "intern land surveyor" shall be issued by the department. The fee for examination qualification and identification card as an "intern land surveyor" shall be seventy dollars.**

2-a. In lieu of the degree and experience requirements specified in subparagraphs [~~(2)~~] **two** and [~~(3)~~] **three** of subdivision one of this section, eight years of practical experience in work satisfactory to the [~~board~~] **department** may be accepted, provided that each full year of college study in engineering or land surveying satisfactory to the department may at the discretion of the [~~board~~] **department** be accepted in lieu of one year of the required eight years of experience.

[~~3. For an identification card as an "intern land surveyor", an applicant shall fulfill the requirements of subdivision one of this section, except those in subparagraphs (3) and (5), provided that admission to the examination may be given when the applicant is within twenty credits of the completion of the requirements for the bachelor's or higher degree as prescribed in subparagraph (2) of subdivision one, or has completed the practical experience requirement of subdivision two of this section. The fee for examination and identification card as an "intern land surveyor" shall be seventy dollars and the fee for each reexamination shall be seventy dollars.~~]

§ 2. This act shall take effect eighteen months after it shall have become a law; provided, however that subdivision 2-a of section 7206-a of the education law, as added by section one of this act shall expire 8 years after such effective date when upon such date the provisions of such subdivision shall be deemed repealed.