

# ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
House Bill 94

AMENDMENT NO. A3  
(to be filled in by  
Principal Clerk)

H94-ASB-64 [v.4]

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Comm. Sub. [YES]  
Amends Title [YES]  
Third Edition

Date \_\_\_\_\_, 2013

Senator Brown

1 moves to amend the bill on page 2, line 51 by deleting the word "AND";

2  
3 on page 3, line 3, by deleting the word "CHANGES." and substituting the words "CHANGES;  
4 AND" and by adding at the end of that line "(36) LIMIT REVIEW OF ENGINEERING  
5 WORK.";

6  
7 on page 42, lines 47 and 48,  
8 by inserting between those lines:

9  
10 **"PART XXXVI. LIMIT REVIEW OF ENGINEERING WORK**

11 **SECTION 36.** G.S. 89C-19 reads as rewritten:

12 **"§ 89C-19. Public works; requirements where public safety involved.**

13 This State and its political subdivisions such as counties, cities, towns, or other political  
14 entities or legally constituted boards, commissions, public utility companies, or authorities, or  
15 officials, or employees of these entities shall not engage in the practice of engineering or land  
16 surveying involving either public or private property where the safety of the public is directly  
17 involved without the project being under the supervision of a professional engineer for the  
18 preparations of plans and specifications for engineering projects, or a professional land  
19 surveyor for land surveying projects, as provided for the practice of the respective professions  
20 by this Chapter. These entities shall not, in the course of conducting technical review of an  
21 application for a permit or a plan submitted for approval by the entity, require revisions to that  
22 part of the application or plan that constitutes the practice of engineering and that has been  
23 supervised and sealed by a professional engineer unless the employee or official of the  
24 reviewing entity requiring the revision is also a professional engineer or is an engineering  
25 intern under the responsible charge of a professional engineer. Any revisions to the application  
26 or plan that are required by the reviewing entity and that constitute the practice of engineering  
27 shall be provided by written notice to the permit applicant or the person submitting a plan for  
28 approval. The written notice shall be on agency letterhead and shall be signed by the  
29 professional engineer reviewing or supervising the review of the submission and shall include  
30 the engineer's state license number.

31 An official or employee of the State or any political subdivision specified in this section,  
32 holding the positions set out in this section as of June 19, 1975, shall be exempt from the



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1 provisions of this section so long as such official or employee is engaged in substantially the  
2 same type of work as is involved in the present position.

3 Nothing in this section shall be construed to prohibit inspection, maintenance and service  
4 work done by employees of the State of North Carolina, any political subdivision of the State,  
5 or any municipality including construction, installation, servicing, and maintenance by regular  
6 full-time employees of, secondary roads and drawings incidental to work on secondary roads,  
7 streets, street lighting, traffic-control signals, police and fire alarm systems, waterworks, steam,  
8 electric and sewage treatment and disposal plants, the services of superintendents, inspectors or  
9 foremen regularly employed by the State of North Carolina or any political subdivision of the  
10 State, or municipal corporation.

11 The provisions in this section shall not be construed to alter or modify the requirements of  
12 Article 1 of Chapter 133 of the General Statutes.""; and

13  
14 by renumbering the parts and sections accordingly and making other conforming changes as  
15 necessary.

SIGNED \_\_\_\_\_  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_

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and vote information, is available in the  
Senate Principal Clerk's Office**