

House Bill 1428

By: Representatives McDonald III of the 26th, Reeves of the 99th, Thomas of the 21st, Okoye of the 102nd, Persinger of the 119th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 15 of Title 43 of the Official Code of Georgia Annotated, relating to
2 professional engineers and land surveyors, so as to authorize the Georgia Professional
3 Engineers and Land Surveyors Board to retain certain incidental funds generated by certain
4 fees; to provide for related matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Chapter 15 of Title 43 of the Official Code of Georgia Annotated, relating to professional
8 engineers and land surveyors, is amended by revising Code Section 43-15-6.1, relating to
9 fees and funding, as follows:

10 "43-15-6.1.

11 (a) To pay the expenses of the board's office and operations and the enforcement of this
12 chapter, the board by rule or regulation shall be authorized to charge an examination fee,
13 license fee, license renewal fee, or similar fee and may establish the amount of the fee to
14 be charged by rule or regulation. Fees shall be reasonable and shall be determined in such
15 a manner that the total amount of fees charged by the board shall approximate the total of

16 the direct and indirect costs for the operation of the board. Fees may be refunded for good
17 cause, as determined by the executive director.

18 (b) All fees collected pursuant to subsection (a) of this chapter Code section shall be
19 deposited by the board into the state treasury. Out of the funds thus arising shall be paid
20 the expenses contemplated in this chapter for the administration and enforcement of this
21 chapter. All expenditures authorized by the board shall be paid from the funds received
22 pursuant to this chapter. The expenses of the board must always be kept within the income
23 collected and deposited in accordance with this ~~chapter~~ subsection, and the expense thereof
24 shall not be supported or paid from any other state fund.

25 (c) In addition to the fees provided for in subsection (a) of this Code section, the board is
26 authorized to charge and collect fees to defray costs associated with providing license
27 verifications, certificates, plaques, and identification cards. The board is also authorized
28 to retain funds received as collection fees for use in defraying the cost of collection of fees
29 required under this chapter. The incidental revenues collected pursuant to this subsection
30 may be retained by the board pursuant to Code Section 45-12-92.1."

31 **SECTION 2.**

32 All laws and parts of laws in conflict with this Act are repealed.