

LEGISLATURE OF NEBRASKA
ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION
LEGISLATIVE BILL 303

Introduced by Wallman, 30.

Read first time January 17, 2013

Committee: Government, Military and Veterans Affairs

A BILL

1 FOR AN ACT relating to land surveying; to amend sections 81-8,114,
2 81-8,115, 81-8,117, and 81-8,120, Reissue Revised
3 Statutes of Nebraska; to change provisions relating to
4 application for registration and a required examination;
5 and to repeal the original sections.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 81-8,114, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 81-8,114 Applications for registration shall be on forms
4 prescribed and furnished by the examining board ~~which~~and shall be
5 filed with the secretary of the examining board. ~~at least ninety days~~
6 ~~prior to the examination.~~ Such applications shall contain a
7 statement, made under oath, showing the applicant's education and
8 detailed summary of his or her technical work, the applicant's social
9 security number, and such other information as the examining board
10 shall require.

11 Sec. 2. Section 81-8,115, Reissue Revised Statutes of
12 Nebraska, is amended to read:

13 81-8,115 The applicant for registration must pass a
14 ~~written~~an examination administered by the examining board which
15 covers generally the matters confronting land surveyors as provided
16 in the rules and bylaws.

17 Sec. 3. Section 81-8,117, Reissue Revised Statutes of
18 Nebraska, is amended to read:

19 81-8,117 (1) No person shall be eligible for registration
20 unless:

21 ~~(1)~~(a) He or she has successfully passed a ~~written~~an
22 examination, designed to determine his or her proficiency and
23 qualification to engage in the practice of land surveying. No
24 applicant shall be entitled to take such examination until he or she
25 shows the necessary practical experience in land surveying work; and

1 ~~(2)-(b)~~ He or she (i) has not less than six years of
2 surveying experience of which five years must be as defined in
3 subdivision (4) of section 81-8,109. Three of such five years must
4 have been in a responsible position as a subordinate to a licensed
5 land surveyor, ~~and for the purpose of this section, responsible~~
6 ~~position shall mean a position that requires initiative, skill, and~~
7 ~~independent judgment; this term excludes chainman, rodman, instrument~~
8 ~~person, ordinary drafter, and others doing routine work, or (ii) has~~
9 graduated, after a course of not less than four years in surveying,
10 engineering, or other approved curriculum, with proportionate credit
11 for lesser time, from a school or college approved by the examining
12 board as of satisfactory standing, and has an additional two years of
13 practice in a responsible position.

14 (2) For purposes of this section, responsible position
15 means a position that requires initiative, skill, and independent
16 judgment and does not include the position of chainman, rodman,
17 instrument person, ordinary drafter, or other position performing
18 routine work.

19 Sec. 4. Section 81-8,120, Reissue Revised Statutes of
20 Nebraska, is amended to read:

21 81-8,120 A nonresident of this state who is registered as
22 a land surveyor in another state may be registered under sections
23 81-8,108 to 81-8,127 by filing an application with the secretary of
24 the examining board and making payment to the examining board of a
25 fee in the sum of not less than twenty-five dollars and not more than

1 one hundred fifty dollars as set forth in the rules or bylaws. He ~~or~~
2 ~~she~~ The applicant shall be required to take such examinations as the
3 examining board deems necessary to determine his or her
4 qualifications, but in any event he or she shall be required to pass
5 ~~a written~~ an examination of not less than four hours' duration which
6 shall include questions on laws, procedures, and practices pertaining
7 to the practice of land surveying in this state. Before a nonresident
8 of this state is registered under sections 81-8,108 to 81-8,127, he
9 or she shall first file a written consent that actions and suits at
10 law may be commenced against him or her in any county of this state
11 in which any cause of action may arise because of any survey
12 commenced or conducted by such nonresident surveyor or his or her
13 agent or employees in such county.

14 Sec. 5. Original sections 81-8,114, 81-8,115, 81-8,117,
15 and 81-8,120, Reissue Revised Statutes of Nebraska, are repealed.