

AMENDMENTS TO LB1212

(Amendments to Standing Committee amendments, AM2477)

Introduced by Lonowski, 33.

1 1. Strike section 10 and insert the following new sections:

2 **Sec. 10.** Section 81-3437.01, Reissue Revised Statutes of Nebraska,
3 is amended to read:

4 81-3437.01 (1) Each licensee authorized to practice architecture or
5 engineering must obtain a seal. The design of the seal shall be
6 determined by the board. If a professional engineer's license has been
7 issued in a specific discipline, the discipline shall be specified on the
8 seal. The following information shall be on the seal: State of Nebraska;
9 licensee's name; licensee's license number; and the words Architect or
10 Professional (discipline) Engineer.

11 (2) Whenever the seal is applied, the licensee's signature and the
12 date of the seal's application shall be placed across or adjacent to the
13 seal in a manner that does not obscure the licensee's name or the license
14 number on the seal. The board may adopt and promulgate rules and
15 regulations for application of the seal.

16 (3) The seal ~~and the date of its placement~~ shall be on all technical
17 submissions and calculations whenever presented to a client or any public
18 or governmental agency. It shall be unlawful for a licensee to affix his
19 or her seal or to permit his or her seal to be affixed to any document
20 after the expiration of the certificate or for the purpose of aiding or
21 abetting any other person to evade or attempt to evade the Engineers and
22 Architects Regulation Act.

23 (4) The seal ~~and date~~ shall be placed on all originals, copies,
24 tracings, or other reproducible drawings and the first page ~~and last~~
25 ~~pages~~ of specifications, reports, and studies in such a manner that the
26 seal, signature, and date will be reproduced and be in compliance with

1 rules and regulations of the board. The application of the licensee's
2 seal shall constitute certification that the work was done by the
3 licensee or under the licensee's control.

4 (5) In the case of a temporary permit issued to a licensee of
5 another state, the licensee shall use his or her state of licensure seal
6 and shall affix his or her signature and temporary permit to all his or
7 her work.

8 **Sec. 11.** Section 81-3449, Revised Statutes Supplement, 2025, is
9 amended to read:

10 81-3449 The provisions of the Engineers and Architects Regulation
11 Act regulating the practice of architecture do not apply to the following
12 activities:

13 (1) The construction, remodeling, alteration, or renovation of a
14 detached single-family through four-family dwelling of less than five
15 thousand square feet of above grade finished space. Any detached or
16 attached sheds, storage buildings, and garages incidental to the dwelling
17 are not included in the tabulation of finished space. Such exemption may
18 be increased by rule and regulation of the board adopted pursuant to the
19 Negotiated Rulemaking Act but shall not exceed the Type V, column B,
20 limitations set forth by the allowable height and building areas table in
21 the state building code adopted in section 71-6403;

22 (2) The construction, remodeling, alteration, or renovation of a
23 one-story commercial or industrial building or structure of less than
24 five thousand square feet of above grade finished space which does not
25 exceed thirty feet in height unless such building or structure, or the
26 remodeling or repairing thereof, provides for the employment, housing, or
27 assembly of twenty or more persons. Any detached or attached sheds,
28 storage buildings, and garages incidental to the building or structure
29 are not included in the tabulation of finished space. Such exemption may
30 be increased by rule and regulation of the board adopted pursuant to the
31 Negotiated Rulemaking Act but shall not exceed the Type V, column B,

1 limitations set forth by the allowable height and building areas table in
2 the state building code adopted in section 71-6403;

3 (3) The construction, remodeling, alteration, or renovation of farm
4 buildings, including barns, silos, sheds, or housing for farm equipment
5 and machinery, livestock, poultry, or storage, if the structures are
6 designed to be occupied by no more than twenty persons. Such exemption
7 may be increased by rule and regulation of the board adopted pursuant to
8 the Negotiated Rulemaking Act but shall not exceed the Type V, column B,
9 limitations set forth by the allowable height and building areas table in
10 the state building code adopted in section 71-6403;

11 (4) Any public works project with contemplated expenditures for a
12 completed project that do not exceed one hundred thousand dollars. The
13 board shall adjust the dollar amount in this subdivision every fifth
14 year. The first such adjustment after August 27, 2011, shall be effective
15 on July 1, 2014. The adjusted amount shall be equal to the then current
16 amount adjusted by the cumulative percentage change in the Consumer Price
17 Index for All Urban Consumers published by the Federal Bureau of Labor
18 Statistics for the five-year period preceding the adjustment date. The
19 amount shall be rounded to the next highest one-thousand-dollar amount;

20 (5) Any alteration, renovation, or remodeling of a building if the
21 alteration, renovation, or remodeling does not affect architectural or
22 engineering safety features of the building;

23 (6) The teaching, including research and service, of architectural
24 subjects in a college or university offering a degree in architecture
25 accredited by the National Architectural Accrediting Board;

26 (7) The preparation of submissions to architects, building
27 officials, or other regulating authorities by the manufacturer, supplier,
28 or installer of any materials, assemblies, components, or equipment that
29 describe or illustrate the use of such items, the preparation of any
30 details or shop drawings required of the contractor by the terms of the
31 construction documents, or the management of construction contracts by

1 persons customarily engaged in contracting work;

2 (8) The preparation of technical submissions or the administration
3 of construction contracts by employees of a person or organization
4 lawfully engaged in the practice of architecture if such employees are
5 acting under the direct supervision of an architect;

6 (9) A public service provider or an organization who employs a
7 licensee performing professional services for itself;

8 ~~(10) A nonresident who holds the certification issued by the~~
9 ~~National Council of Architectural Registration Boards offering to render~~
10 ~~the professional services involved in the practice of architecture. The~~
11 ~~nonresident shall not perform any of the professional services involved~~
12 ~~in the practice of architecture until licensed as provided in the~~
13 ~~Engineers and Architects Regulation Act. The nonresident shall notify the~~
14 ~~board in writing that (a) he or she holds a National Council of~~
15 ~~Architectural Registration Boards certificate and is not currently~~
16 ~~licensed in Nebraska but will be present in Nebraska for the purpose of~~
17 ~~offering to render architectural services, (b) he or she will deliver a~~
18 ~~copy of the notice to every potential client to whom the applicant offers~~
19 ~~to render architectural services, and (c) he or she promises to apply~~
20 ~~immediately to the board for licensure if selected as the architect for~~
21 ~~the project;~~

22 (10) ~~(11)~~ The practice by a qualified member of another legally
23 recognized profession who is otherwise licensed or certified by this
24 state or any political subdivision to perform services consistent with
25 the laws of this state, the training, and the code of ethics of the
26 respective profession, if such qualified member does not represent
27 himself or herself to be practicing architecture and does not represent
28 himself or herself to be an architect;

29 (11) ~~(12)~~ Financial institutions making disbursements of funds in
30 connection with construction projects;

31 (12) ~~(13)~~ Earthmoving and related work associated with soil and

1 water conservation practices performed on farmland or any land owned by a
2 political subdivision that is not subject to a permit from the Department
3 of Water, Energy, and Environment or for work related to livestock waste
4 facilities that are not subject to a permit by the Department of Water,
5 Energy, and Environment; and

6 (13) ~~(14)~~ The work of employees and agents of a political
7 subdivision or a nonprofit entity organized for the purpose of furnishing
8 electrical service performing, in accordance with other requirements of
9 law, their customary duties in the administration and enforcement of
10 codes, permit programs, and land-use regulations and their customary
11 duties in utility and public works construction, operation, and
12 maintenance.

13 **Sec. 12.** Section 81-3451, Reissue Revised Statutes of Nebraska, is
14 amended to read:

15 81-3451 (1) The following shall be considered as the minimum
16 evidence satisfactory to the board that an applicant is eligible for
17 enrollment as an engineer-intern:

18 (a)(i) Graduation from a program accredited by the Engineering
19 Accreditation Commission of ABET;

20 (ii) Graduation from a program accredited by the Canadian
21 Engineering Accreditation Board; or

22 (iii) Meeting the Education Standard of the National Council of
23 Examiners for Engineering and Surveying as determined by the council;

24 (b) Passage of an examination in the fundamentals of engineering as
25 accepted by the Board of Engineers and Architects;

26 (c) Submittal of an application accompanied by the fee established
27 by the board; and

28 (d) Demonstration of good reputation and good ethical character by
29 attestation of references. The names and complete addresses of references
30 acceptable to the board shall be included in the application for
31 enrollment.

1 ~~(2)(a) The following shall be considered as the minimum evidence~~
2 ~~satisfactory to the board that an applicant is eligible for admission to~~
3 ~~the examination on the principles and practice of engineering that is~~
4 ~~adopted by the board:~~

5 ~~(i)(A) Graduation from a program accredited by the Engineering~~
6 ~~Accreditation Commission of ABET;~~

7 ~~(B) Graduation from a program accredited by the Canadian Engineering~~
8 ~~Accreditation Board; or~~

9 ~~(C) Meeting the Education Standard of the National Council of~~
10 ~~Examiners for Engineering and Surveying as determined by the council;~~

11 ~~(ii) Passage of an examination in the fundamentals of engineering as~~
12 ~~accepted by the Board of Engineers and Architects;~~

13 ~~(iii) Submittal of an application accompanied by the fee established~~
14 ~~by the board; and~~

15 ~~(iv) Demonstration of good reputation and good ethical character by~~
16 ~~attestation of references. The names and complete addresses of references~~
17 ~~acceptable to the board shall be included in the application.~~

18 ~~(b) A candidate who fails the principles and practice of engineering~~
19 ~~examination may apply for reexamination, which may be granted upon~~
20 ~~payment of a fee established by the board. In the event of a second or~~
21 ~~subsequent failure, the examinee may, at the discretion of the board, be~~
22 ~~required to appear before the board with evidence of having acquired the~~
23 ~~necessary additional knowledge to qualify before admission to the~~
24 ~~examination.~~

25 ~~(2) (3)~~ The following shall be considered as the minimum evidence
26 satisfactory to the board that an applicant is eligible for licensure as
27 a professional engineer:

28 (a)(i) Graduation from a program accredited by the Engineering
29 Accreditation Commission of ABET;

30 (ii) Graduation from a program accredited by the Canadian
31 Engineering Accreditation Board; or

1 (iii) Meeting the Education Standard of the National Council of
2 Examiners for Engineering and Surveying as determined by the council;

3 (b) Passage of an examination in the fundamentals of engineering
4 that is accepted by the Board of Engineers and Architects;

5 (c) ~~(a)~~ Passage of an examination in the principles and practice of
6 engineering that is accepted by the board examination as set forth in
7 subsection (2) of this section;

8 (d) ~~(b)~~ A record of four years or more of progressive post-
9 accredited-degree experience on engineering projects of a grade and
10 character which indicates to the board that the applicant may be
11 competent to practice engineering;

12 (e) Submittal of an application for licensure as a professional
13 engineer accompanied by a fee established by the board;

14 (f) ~~(c)~~ Demonstration of good reputation and good ethical character
15 by attestation of references. The names and complete addresses of
16 references acceptable to the board shall be included in the application
17 for licensure; and

18 (g) ~~(d)~~ Successful passage of an examination on the statutes, rules,
19 and other requirements unique to this state.

20 (3) ~~(4)~~ An individual holding a license to practice engineering
21 issued by a proper authority of any jurisdiction, based on credentials
22 that do not conflict with subsection subsections (2) and ~~(3)~~ of this
23 section and other provisions of the Engineers and Architects Regulation
24 Act, may, upon application, be licensed as a professional engineer after:

25 (a) Demonstration of good reputation and good ethical character by
26 attestation of references. The names and complete addresses of references
27 acceptable to the board shall be included in the application for
28 licensure; and

29 (b) Successful passage of an examination on the statutes, rules, and
30 other requirements unique to this state.

31 (4) ~~(5)~~ An individual who has been licensed to practice engineering

1 for fifteen years or more in one or more jurisdictions and who has
2 practiced engineering for fifteen years in compliance with the licensing
3 laws in the jurisdictions where his or her engineering practice has
4 occurred since initial licensure may, upon application, be licensed as a
5 professional engineer after:

6 (a) Demonstration of good reputation and good ethical character by
7 attestation of references. The names and complete addresses of references
8 acceptable to the board shall be included in the application for
9 licensure; and

10 (b) Successful passage of an examination on the statutes, rules, and
11 other requirements unique to this state.

12 (5) ~~(6)~~ The board may designate a professional engineer as being
13 licensed in a specific discipline or branch of engineering signifying the
14 area in which the professional engineer has demonstrated competence.

15 (6) ~~(7)~~ Upon application to the board in writing and payment of a
16 fee established by the board, an individual who holds a valid license to
17 practice engineering in another jurisdiction may be issued a temporary
18 permit, valid for a definite period of time, to provide engineering
19 services for a specific project. An individual may not be issued more
20 than one temporary permit. No right to practice engineering accrues to
21 such applicant with respect to any other work not set forth in the
22 temporary permit. Temporary permit holders are subject to all of the
23 provisions of the Engineers and Architects Regulation Act governing the
24 practice of engineering.

25 (7) ~~(8)~~ None of the examination materials described in this section
26 shall be considered public records.

27 (8) ~~(9)~~ The board or its agent shall direct the time and place of
28 the engineering examinations referenced in subsections (1) and (2) ~~(2)~~
29 and ~~(3)~~ of this section.

30 (9) ~~(10)~~ The board may adopt the examinations and grading procedures
31 of the National Council of Examiners for Engineering and Surveying. The

1 board may also adopt guidelines published by the council.

2 (10) ~~(11)~~ Licensure shall be effective upon issuance.

3 **Sec. 13.** Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, and 14 of this act
4 become operative on August 1, 2027. The other sections of this act become
5 operative on their effective date.

6 **Sec. 15.** Original sections 81-3437.01 and 81-3451, Reissue Revised
7 Statutes of Nebraska, and section 81-3449, Revised Statutes Supplement,
8 2025, are repealed.

9 2. Renumber the remaining sections accordingly.