

(IV) THE SIGNATURES OF THE CHAIRMAN AND SECRETARY OF THE BOARD, UNDER SEAL OF THE BOARD.

(F) RIGHTS ON FAILURE OF EXAMINATION.

IF AN INDIVIDUAL TAKES AND FAILS A FUNDAMENTALS OF LAND SURVEYING EXAMINATION UNDER THIS SECTION, THE INDIVIDUAL SHALL HAVE THE SAME RIGHTS REGARDING NOTICE, REVIEW PROCEDURES, AND REEXAMINATION PROVIDED TO AN APPLICANT UNDER §§ 15-308 AND 15-309 OF THIS SUBTITLE.

REVISOR'S NOTE: This section is new language substituted for former Art. 56, § 330(e), § 336(d), the second and third sentences of § 337(a), § 335(c) and, as they related to land surveyor-in-training, (a) and (f) and the fourth sentence of § 338(a).

On analysis, the Business Occupations Article Review Committee found that the substantive effect of all of these former provisions merely was to authorize an individual who meets certain qualifications to take 1 of the 2 required land surveying examinations (the fundamentals of land surveying examination) at an earlier time than would otherwise be allowed. The Committee also found that the former provisions were unnecessarily complicated and awkward. In particular, the Committee found that their inadvertent emphasis on the individual who passed the examination tended to lead the reader to the erroneous impression that, if an individual were registered as a land surveyor-in-training, the individual was licensed to practice at least some aspect of land surveying, even without the supervision otherwise required for an unlicensed individual under § 15-303 of this subtitle. The emphasis of the substituted language is on the right to take the examination early and the procedures that relate to that right. To the casual reader, the extreme changes in organization and language may appear to effect changes in substance. The substituted language does not, however; it merely achieves the same substantive purpose with more simplicity and clarity.

In subsection (c)(1)(ii) of this section, the former reference to a fee that includes "the cost of examination and issuance of the certificate" is deleted as unnecessary since the former law did not include any authority to charge a separate fee for either the examination or the issuance of a certificate.

Defined terms: "Board" § 15-101