

REFERENCE TITLE: interior designer registration; voluntary

State of Arizona  
Senate  
Forty-eighth Legislature  
Second Regular Session  
2008

**S. B. \_\_\_\_\_**

Introduced by \_\_\_\_\_

AN ACT

CHANGING THE DESIGNATION OF TITLE 32, CHAPTER 1, ARIZONA REVISED STATUTES, TO "ARCHITECTS, ASSAYERS, ENGINEERS, GEOLOGISTS, HOME INSPECTORS, INTERIOR DESIGNERS, LANDSCAPE ARCHITECTS AND SURVEYORS"; AMENDING SECTIONS 32-101, 32-102, 32-103, 32-125, 32-126 AND 32-144, ARIZONA REVISED STATUTES; AMENDING TITLE 32, CHAPTER 1, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 32-122.05; RELATING TO INTERIOR DESIGNERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Heading change

3 The chapter heading of title 32, chapter 1, Arizona Revised Statutes,  
4 is changed from "ARCHITECTS, ASSAYERS, ENGINEERS, GEOLOGISTS, HOME  
5 INSPECTORS, LANDSCAPE ARCHITECTS AND SURVEYORS" to "ARCHITECTS, ASSAYERS,  
6 ENGINEERS, GEOLOGISTS, HOME INSPECTORS, INTERIOR DESIGNERS, LANDSCAPE  
7 ARCHITECTS AND SURVEYORS".

8 Sec. 2. Section 32-101, Arizona Revised Statutes, is amended to read:  
9 32-101. Purpose; definitions

10 A. The purpose of this chapter is to provide for the safety, health  
11 and welfare of the public through the promulgation and enforcement of  
12 standards of qualification for those individuals registered or certified and  
13 seeking registration or certification pursuant to this chapter.

14 B. In this chapter, unless the context otherwise requires:

15 1. "Advertising" includes business cards, signs or letterhead provided  
16 by a person to the public.

17 2. "Architect" means a person who, by reason of knowledge of the  
18 mathematical and physical sciences and the principles of architecture and  
19 architectural engineering acquired by professional education and practical  
20 experience, is qualified to engage in the practice of architecture as  
21 attested by registration as an architect.

22 3. "Architect-in-training" means a candidate for registration as a  
23 professional architect who is a graduate of a school approved by the board or  
24 who has five years or more of education or experience, or both, in  
25 architectural work which meets standards specified by the board in its rules.  
26 In addition, the candidate shall have passed the architect-in-training  
27 examination.

28 4. "Architectural practice" means any professional service or creative  
29 work requiring architectural education, training and experience, and the  
30 application of the mathematical and physical sciences and the principles of  
31 architecture and architectural engineering to such professional services or  
32 creative work as consultation, evaluation, design and review of construction  
33 for conformance with contract documents and design, in connection with any  
34 building, planning or site development. A person shall be deemed to practice  
35 or offer to practice architecture who in any manner represents that the  
36 person is an architect, or is able to perform any architectural service or  
37 other services recognized by educational authorities as architecture.

38 5. "Assayer" means a person who analyzes metals, ores, minerals, ~~or~~  
39 alloys in order to ascertain the quantity of gold or silver or any other  
40 substance present in them. A person employed on a full-time basis as an  
41 assayer by an employer engaged in the business of developing, mining or  
42 treating ores or other minerals shall not be deemed to be engaged in assaying  
43 practice for the purposes of this chapter if the person engages in assaying  
44 practice exclusively for and as an employee of such employer and does not  
45 represent that the person is available and is not represented as being

1 available to perform any assaying services for anyone other than the person's  
2 employer.

3 6. "Assayer-in-training" means a candidate for registration as a  
4 professional assayer who is a graduate of a school and curriculum approved by  
5 the board or who has four years or more of education or experience, or both,  
6 in assaying work which meets standards specified by the board in its rules.  
7 In addition, the candidate shall have passed the assayer-in-training  
8 examination.

9 7. "Assaying practice" means any professional service or work  
10 requiring assaying education, training and experience and the application of  
11 special knowledge of the mineral sciences to such service or work as  
12 consultation and the evaluation of minerals. A person is deemed to practice  
13 or offer to practice assaying who in any manner represents that the person is  
14 an assayer or is able to perform any assaying service or other services  
15 recognized by educational authorities as assaying.

16 8. "Board" means the state board of technical registration.

17 9. "Certified remediation specialist" means a person who has been  
18 certified by the board to perform, supervise and review environmental  
19 remediations if the use of a certified remediation specialist is specifically  
20 authorized by title 49 and rules adopted pursuant to title 49.

21 10. "Drug laboratory site remediation firm" means a firm that is  
22 licensed by the registrar of contractors pursuant to chapter 10 of this title  
23 and that performs remediation of residual contamination from the manufacture  
24 of methamphetamine, ecstasy or LSD or the storage of chemicals or equipment  
25 used in manufacturing methamphetamine, ecstasy or LSD. For the purposes of  
26 this paragraph:

27 (a) "Ecstasy" has the same meaning prescribed in section 13-3401,  
28 paragraph 6 and includes any of the precursor chemicals, regulated chemicals,  
29 other substances or equipment used in the unlawful manufacture of the  
30 dangerous drug.

31 (b) "LSD" has the same meaning prescribed in section 13-3401,  
32 paragraph 6 and includes any of the precursor chemicals, regulated chemicals,  
33 other substances or equipment used in the unlawful manufacture of the  
34 dangerous drug.

35 (c) "Methamphetamine" has the same meaning prescribed in section  
36 13-3401, paragraph 6 and includes any of the precursor chemicals, regulated  
37 chemicals, other substances or equipment used in the unlawful manufacture of  
38 the dangerous drug.

39 11. "Engineer" means a person who, by reason of special knowledge of  
40 the mathematical and physical sciences and the principles and methods of  
41 engineering analysis and design acquired by professional education and  
42 practical experience, is qualified to practice engineering as attested by  
43 registration as a professional engineer.

44 12. "Engineering practice" means any professional service or creative  
45 work requiring engineering education, training and experience and the

1 application of special knowledge of the mathematical, physical and  
2 engineering sciences to such professional services or creative work as  
3 consultation, research investigation, evaluation, planning, surveying as  
4 defined in paragraph ~~22~~ 23, subdivisions (d) and (e), design, location,  
5 development, and review of construction for conformance with contract  
6 documents and design, in connection with any public or private utility,  
7 structure, building, machine, equipment, process, work or project. Such  
8 services and work include plans and designs relating to the location,  
9 development, mining and treatment of ore and other minerals. A person shall  
10 be deemed to be practicing or offering to practice engineering if the person  
11 practices any branch of the profession of engineering, or by verbal claim,  
12 sign, advertisement, letterhead, card or any other manner represents that the  
13 person is a professional engineer, or is able to perform or does perform any  
14 engineering service or other service recognized by educational authorities as  
15 engineering. A person employed on a full-time basis as an engineer by an  
16 employer engaged in the business of developing, mining and treating ores and  
17 other minerals shall not be deemed to be practicing engineering for the  
18 purposes of this chapter if the person engages in the practice of engineering  
19 exclusively for and as an employee of such employer and does not represent  
20 that the person is available and is not represented as being available to  
21 perform any engineering services for persons other than the person's  
22 employer.

23 13. "Engineer-in-training" means a candidate for registration as a  
24 professional engineer who is a graduate in an approved engineering curriculum  
25 of four years or more of a school approved by the board or who has had four  
26 years or more of education or experience, or both, in engineering work which  
27 meets standards specified by the board in its rules. In addition, the  
28 candidate shall have passed the engineer-in-training examination.

29 14. "Firm" means any individual or partnership, corporation or other  
30 type of association, including the association of a nonregistrant and a  
31 registrant who offers to the public professional services regulated by the  
32 board.

33 15. "Geological practice" means any professional service or work  
34 requiring geological education, training and experience, and the application  
35 of special knowledge of the earth sciences to such professional services as  
36 consultation, evaluation of mining properties, petroleum properties and  
37 groundwater resources, professional supervision of exploration for mineral  
38 natural resources including metallic and nonmetallic ores, petroleum and  
39 groundwater, and the geological phases of engineering investigations.

40 16. "Geologist" means a person, not of necessity an engineer, who by  
41 reason of special knowledge of the earth sciences and the principles and  
42 methods of search for and appraisal of mineral or other natural resources  
43 acquired by professional education and practical experience is qualified to  
44 practice geology as attested by registration as a professional geologist. A  
45 person employed on a full-time basis as a geologist by an employer engaged in

1 the business of developing, mining or treating ores and other minerals shall  
2 not be deemed to be engaged in geological practice for the purposes of this  
3 chapter if the person engages in geological practice exclusively for and as  
4 an employee of such employer and does not represent that the person is  
5 available and is not represented as being available to perform any geological  
6 services for persons other than the person's employer.

7 17. "Geologist-in-training" means a candidate for registration as a  
8 professional geologist who is a graduate of a school approved by the board or  
9 who has had four years or more of education or experience, or both, in  
10 geological work which meets standards specified by the board in its  
11 rules. In addition, the candidate shall have passed the  
12 geologist-in-training examination.

13 18. "Home inspection" means a visual analysis for the purposes of  
14 providing a professional opinion of the building, any reasonably accessible  
15 installed components and the operation of the building's systems, including  
16 the controls normally operated by the owner, for the following components of  
17 a residential building of four units or less:

- 18 (a) Heating system.
- 19 (b) Cooling system.
- 20 (c) Plumbing system.
- 21 (d) Electrical system.
- 22 (e) Structural components.
- 23 (f) Foundation.
- 24 (g) Roof covering.
- 25 (h) Exterior and interior components.
- 26 (i) Site aspects as they affect the building.

27 19. "Home inspection report" means a written report that is prepared  
28 for compensation, that is issued after a home inspection and that clearly  
29 describes and identifies the inspected systems, structures and components of  
30 a completed dwelling and any visible major defects found to be in need of  
31 immediate major repair and any recommendations for additional evaluation by  
32 appropriate persons.

33 20. "Home inspector" means an individual who is certified pursuant to  
34 this chapter as a home inspector and who engages in the business of  
35 performing home inspections and writing home inspection reports.

36 21. "Home inspector-in-training" means a candidate for certification as  
37 a home inspector who has completed a course of study approved by the board  
38 and is participating in a training program that complies with standards  
39 recommended by the home inspector rules and standards committee and approved  
40 by the board.

41 22. "INTERIOR DESIGN DOCUMENTS" MEANS THE SET OF DOCUMENTS AND  
42 SPECIFICATIONS THAT FORM A PART OF THE LEGAL CONTRACT FOR INTERIOR DESIGN  
43 SERVICES BETWEEN THE OWNER AND THE INTERIOR DESIGNER THAT INCLUDES:

- 44 (a) DESIGN DRAWINGS AND SPECIFICATIONS AND SPACE PLANS THAT ILLUSTRATE  
45 NONSTRUCTURAL PARTITION LAYOUTS, POWER AND COMMUNICATIONS LOCATIONS,

1 REFLECTED CEILING PLANS AND LIGHTING SPECIFICATIONS, FINISH PLANS AND  
2 SPECIFICATIONS, FURNITURE, FURNISHINGS AND EQUIPMENT PLANS AND  
3 SPECIFICATIONS, ELEVATIONS AND CONSTRUCTION DETAILS IN ACCORDANCE WITH THE  
4 GOVERNING CODES AND ORDINANCES.

5 (b) COORDINATION OF OTHER REGISTERED DESIGN PROFESSIONALS AND  
6 CONSULTANT DRAWINGS NECESSARY FOR THE CONSTRUCTION OF NONSTRUCTURAL  
7 COMPONENTS WITHIN AND SURROUNDING AN INTERIOR SPACE.

8 ~~22-~~ 23. "Land surveying practice" means the performance of one or more  
9 of the following professional services:

10 (a) Measurement of land to determine the position of any monument or  
11 reference point which marks a property line, boundary or corner for the  
12 purpose of determining the area or description of the land.

13 (b) Location, relocation, establishment, reestablishment, setting,  
14 resetting or replacing of corner monuments or reference points which identify  
15 land boundaries, rights-of-way or easements.

16 (c) Platting or plotting of lands for the purpose of subdividing.

17 (d) Measurement by angles, distances and elevations of natural or  
18 artificial features in the air, on the surface and immediate subsurface of  
19 the earth, within underground workings and on the surface or within bodies of  
20 water for the purpose of determining or establishing their location, size,  
21 shape, topography, grades, contours or water surface and depths, and the  
22 preparation and perpetuation of field note records and maps depicting these  
23 features.

24 (e) Setting, resetting or replacing of points to guide the location of  
25 new construction.

26 ~~23-~~ 24. "Land surveyor" means a person who by reason of knowledge of  
27 the mathematical and physical sciences, principles of land surveying and  
28 evidence gathering acquired by professional education or practical  
29 experience, or both, is qualified to practice land surveying as attested by  
30 registration as a land surveyor. A person employed on a full-time basis as a  
31 land surveyor by an employer engaged in the business of developing, mining or  
32 treating ores or other minerals shall not be deemed to be engaged in land  
33 surveying practice for purposes of this chapter if the person engages in land  
34 surveying practice exclusively for and as an employee of such employer and  
35 does not represent that the person is available and is not represented as  
36 being available to perform any land surveying services for persons other than  
37 the person's employer.

38 ~~24-~~ 25. "Land surveyor-in-training" means a candidate for registration  
39 as a professional land surveyor who is a graduate of a school and curriculum  
40 approved by the board, or who has four years or more of education or  
41 experience, or both, in land surveying work which meets standards specified  
42 by the board in its rules. In addition, the candidate shall have passed the  
43 land surveyor-in-training examination.

44 ~~25-~~ 26. "Landscape architect" means a person who, by reason of  
45 professional education or practical experience, or both, is qualified to

1 engage in the practice of landscape architecture as attested by registration  
2 as a landscape architect.

3 ~~26-~~ 27. "Landscape architect-in-training" means a candidate for  
4 registration as a professional landscape architect who is a graduate of a  
5 school approved by the board or who has had four years or more of education  
6 or experience, or both, in landscape architectural work which meets standards  
7 specified by the board in its rules. In addition, the candidate shall have  
8 passed the landscape architect-in-training examination.

9 ~~27-~~ 28. "Landscape architectural practice" means the performance of  
10 professional services such as consultations, investigation, reconnaissance,  
11 research, planning, design or responsible supervision in connection with the  
12 development of land and incidental water areas where, and to the extent that,  
13 the dominant purpose of such services is the preservation, enhancement or  
14 determination of proper land uses, natural land features, ground cover and  
15 planting, naturalistic and aesthetic values, the settings of and approaches  
16 to buildings, structures, facilities or other improvements, natural drainage  
17 and the consideration and the determination of inherent problems of the land  
18 relating to erosion, wear and tear, light or other hazards. This practice  
19 shall include the location and arrangement of such tangible objects and  
20 features as are incidental and necessary to the purposes outlined in this  
21 paragraph but shall not include the making of cadastral surveys or final land  
22 plats for official recording or approval, nor mandatorily include planning  
23 for governmental subdivisions.

24 ~~28-~~ 29. "On-site supervisor" means the employee of a drug laboratory  
25 site remediation firm who is authorized to oversee on-site workers in the  
26 performance of their duties.

27 ~~29-~~ 30. "On-site worker" means an employee of a drug laboratory site  
28 remediation firm who has on-site duties or who handles contaminated  
29 materials, chemicals or contaminated equipment.

30 ~~30-~~ 31. "Person" means any individual, firm, partnership, corporation,  
31 association or other organization.

32 ~~31-~~ 32. "Principal" means an individual who is an officer of the  
33 corporation or is designated by a firm as having full authority and  
34 responsible charge of the services offered by the firm.

35 33. "REGISTERED INTERIOR DESIGNER" MEANS A PERSON WHO IS REGISTERED  
36 PURSUANT TO THIS CHAPTER AND WHO IS QUALIFIED BY THE BOARD BASED ON  
37 EDUCATION, EXPERIENCE AND EXAMINATION TO PROVIDE INTERIOR DESIGN SERVICES.

38 ~~32-~~ 34. "Registrant" means a person registered or certified by the  
39 board.

40 ~~33-~~ 35. "Registration" means a registration or certification issued by  
41 the board.

42 Sec. 3. Section 32-102, Arizona Revised Statutes, is amended to read:

43 ~~32-102.~~ Board of technical registration

44 A. A state board of technical registration is established consisting  
45 of members appointed by the governor as follows:

1           1. Two architects.  
2           2. Three professional engineers, two of whom are representatives of  
3 branches of engineering other than civil engineering and are registered in  
4 those branches pursuant to this chapter.  
5           3. One public member.  
6           4. One landscape architect.  
7           5. One geologist or assayer.  
8           6. One land surveyor.  
9           7. ONE REGISTERED INTERIOR DESIGNER.  
10          B. Upon the expiration of any of the terms a successor, qualified  
11 pursuant to subsection A, shall be appointed for a full term of three  
12 years. The governor may remove a member of the board for misconduct,  
13 incapacity or neglect of duty. Appointment to fill a vacancy caused other  
14 than by expiration of term shall be for the unexpired portion of the term.  
15          C. No member may serve more than two consecutive terms.  
16          Sec. 4. Section 32-103, Arizona Revised Statutes, is amended to read:  
17          32-103. Qualifications of members  
18          A. Each professional member of the board shall:  
19            1. Be at least twenty-five years of age.  
20            2. Have been a resident of the state for at least three years  
21 immediately preceding appointment as a member.  
22          B. Each member who is an architect, A geologist, an assayer, a  
23 landscape architect, a professional engineer or a land surveyor shall have  
24 had at least five years' active professional experience as attested by  
25 registration under this chapter. BEGINNING JANUARY 1, 2015, A MEMBER WHO IS  
26 A REGISTERED INTERIOR DESIGNER SHALL HAVE HAD AT LEAST FIVE YEARS' ACTIVE  
27 PROFESSIONAL EXPERIENCE AS ATTESTED BY REGISTRATION UNDER THIS CHAPTER.  
28          Sec. 5. Title 32, chapter 1, article 2, Arizona Revised Statutes, is  
29 amended by adding section 32-122.05, to read:  
30          32-122.05. Qualifications for interior design registration  
31          AN APPLICANT FOR REGISTRATION AS AN INTERIOR DESIGNER SHALL:  
32            1. BE AT LEAST EIGHTEEN YEARS OF AGE.  
33            2. BE OF GOOD MORAL CHARACTER AND REPUTE.  
34            3. HAVE PASSED A WRITTEN EXAMINATION THAT IS APPROVED BY THE BOARD,  
35 EXCEPT AS PROVIDED BY SECTION 32-126. THE WRITTEN EXAMINATION MUST TEST FOR  
36 MINIMUM COMPETENCY IN INTERIOR DESIGN WITHIN NATIONALLY ACCEPTABLE TESTING  
37 STANDARDS AND BE NATIONALLY RECOGNIZED.  
38            4. HAVE PASSED A COURSE OF STUDY WITH A MINIMUM OF FORTY SEMESTER  
39 HOURS OR SIXTY QUARTER HOURS OF INTERIOR DESIGN RELATED COURSEWORK THAT  
40 CULMINATES IN A CERTIFICATE, DEGREE OR DIPLOMA.  
41            5. POSSESS AT LEAST THREE THOUSAND FIVE HUNDRED TWENTY HOURS OF  
42 DIVERSIFIED PRACTICAL INTERIOR DESIGN EXPERIENCE.  
43            6. NOT HAVE HAD A REGISTRATION DENIED OR REVOKED PURSUANT TO THIS  
44 CHAPTER WITHIN ONE YEAR IMMEDIATELY PRECEDING THE APPLICATION.

1           Sec. 6. Section 32-125, Arizona Revised Statutes, is amended to read:  
2           32-125. Seals for registrants

3           A. The board shall adopt and prescribe seals for use by registrants  
4 who are required by the board to use seals. Each seal shall bear the name of  
5 the registrant and shall state the profession in which the registrant is  
6 permitted to practice and, in the case of engineering, the branch or branches  
7 of engineering in which the registrant has demonstrated proficiency, and  
8 other data the board deems pertinent.

9           B. Plans, specifications, plats or reports prepared by a registrant or  
10 a registrant's bona fide employee shall be issued under the registrant's seal  
11 if the board requires the registrant to use a seal.

12           C. INTERIOR DESIGN DOCUMENTS BEING FILED WITH ANY STATE OR LOCAL  
13 BUILDING DEPARTMENT FOR THE PURPOSE OF OBTAINING A BUILDING PERMIT SHALL BEAR  
14 THE SEAL OF AN ENGINEER, ARCHITECT OR REGISTERED INTERIOR DESIGNER WHO  
15 PREPARED OR APPROVED THE DOCUMENT AND THE DATE ON WHICH THEY WERE SEALED.

16           ~~D.~~ D. It is unlawful for a registrant whose certificate has expired  
17 or has been revoked or suspended to use the seal.

18           ~~E.~~ E. It is unlawful for any nonregistrant to cause or permit the  
19 illegal use of a registrant's seal, signature or stamp on any document  
20 prepared by the nonregistrant.

21           ~~F.~~ F. If the board requires a registrant to use a seal, the  
22 registrant is responsible for all documents that the registrant signs, stamps  
23 or seals, including those documents prepared by the registrant's bona fide  
24 employee.

25           Sec. 7. Section 32-126, Arizona Revised Statutes, is amended to read:  
26           32-126. Exemptions from examination requirement

27           A. The board shall waive the examination requirement for an applicant,  
28 other than an applicant for professional registration as a land surveyor, who  
29 satisfies any one of the following:

30           1. Holds a valid certificate of registration in good standing issued  
31 by another state or foreign country which has or had requirements for  
32 registration substantially identical to those of this state.

33           2. Holds a certificate of qualification in good standing issued by a  
34 national bureau of registration or certification recognized by the board.

35           3. Has been actively engaged in another state or foreign country as a  
36 professional registrant in the profession in which registration is sought for  
37 at least ten years and holds a valid certificate of registration in good  
38 standing issued by that state or country.

39           B. A registered professional engineer who holds a proficiency  
40 designation in one branch of engineering in this state and seeks an  
41 additional or different proficiency designation shall submit evidence to the  
42 board of either:

43           1. Four years of experience acceptable to the board as a registered  
44 professional engineer practicing in that branch of engineering in which the  
45 person seeks the proficiency designation.

1           2. Successful completion of the professional examination in the branch  
2 of engineering in which the applicant seeks the proficiency designation.

3           C. An applicant for professional registration as a land surveyor who  
4 satisfies any one of the requirements of subsection A shall pass the part of  
5 the professional land surveyor examination relating to surveying methods and  
6 legal principles in this state prescribed by the board in its rules.

7           D. The board shall exempt an applicant from the in-training  
8 examination if the applicant is a graduate of a school and curriculum  
9 approved by the board and has been actively engaged in experience in the  
10 profession for which registration is sought for at least twelve years after  
11 graduation.

12           E. FOR AN INTERIOR DESIGNER REGISTRATION APPLICANT WHO APPLIES TO THE  
13 BOARD WITHIN EIGHTEEN MONTHS AFTER THE EFFECTIVE DATE OF THIS AMENDMENT TO  
14 THIS SECTION, THE BOARD MAY WAIVE THE EXAMINATION, EDUCATION OR EXPERIENCE  
15 REQUIREMENTS IF BOTH OF THE FOLLOWING APPLY:

16           1. THE APPLICANT IS ACTIVELY ENGAGED AS AN INTERIOR DESIGNER ON THE  
17 EFFECTIVE DATE OF THIS AMENDMENT TO THIS SECTION.

18           2. THE BOARD DETERMINES THAT THE APPLICANT HAS SUFFICIENT COMPETENCY.

19           Sec. 8. Section 32-144, Arizona Revised Statutes, is amended to read:

20           32-144. Exemptions and limitations

21           A. Professions and occupations regulated by the board may be practiced  
22 without compliance with the requirements of this chapter by:

23           1. An officer or employee of the United States, practicing as such.

24           2. An employee of a registrant or of a person exempt from  
25 registration, if such employment does not involve direct responsibility for  
26 design, inspection or supervision.

27           3. A nonregistrant who designs, alters or adds to a detached single  
28 family dwelling.

29           4. A nonregistrant who designs a one or two story building or  
30 structure in which the square footage of the floor area measured to the  
31 outside surface of the exterior walls does not exceed three thousand square  
32 feet, that is not intended for occupancy by more than twenty persons on a  
33 continuous basis and in which the maximum span of any structural member does  
34 not exceed twenty feet unless a greater span is achieved by the use of wood  
35 or steel roof or floor trusses or lintels approved by an engineer registered  
36 by the board.

37           5. A nonregistrant who designs additions or alterations to a one or  
38 two story building or structure subject to the limitations set forth in  
39 paragraph 4 of this subsection. A nonregistrant may exceed the maximum three  
40 thousand square foot limitation set forth in paragraph 4 of this subsection  
41 for a one-time single addition not exceeding one thousand five hundred square  
42 feet as measured to the outside surface of the exterior walls and designed  
43 for the purpose of storage of chattels.

44           6. A nonregistrant who designs a water or wastewater treatment plant,  
45 or extensions, additions, modifications or revisions, or extensions to water

1 distribution or collection systems, if the total cost of such construction  
2 does not exceed twelve thousand five hundred dollars.

3 7. A nonregistrant who designs buildings or structures to be erected  
4 on property owned or leased by the nonregistrant or by a person, firm or  
5 corporation, including a utility, telephone, mining or railroad company,  
6 which employs the nonregistrant on a full-time basis, if the buildings or  
7 structures are intended solely for the use of the owner or lessee of the  
8 property, are not ordinarily occupied by more than twenty people, are not for  
9 sale to, rental to or use by the public and conform to the building code  
10 adopted by the city, town or county in which the building is to be erected or  
11 altered.

12 8. A nonregistrant who provides horticultural consultations or  
13 prepares planting plans for plant installations.

14 9. A NONREGISTRANT WHO DESIGNS THE INTERIOR OF EITHER A DETACHED  
15 SINGLE FAMILY DWELLING OR A COMMERCIAL SPACE IF THE WORK DOES NOT INVOLVE  
16 ISSUES OF CODE COMPLIANCE REQUIRING THE AFFIXING OF A SEAL AND DOES NOT  
17 REQUIRE THAT THE PLANS BE FILED, REVIEWED AND APPROVED BEFORE THE ISSUANCE OF  
18 A BUILDING PERMIT IN ACCORDANCE WITH THE BUILDING CODES OF THE POLITICAL  
19 SUBDIVISION WITH JURISDICTION OVER THE WORK.

20 10. A NONREGISTRANT WHO PROVIDES INTERIOR DESIGN SERVICES IF THE PERSON  
21 IS NOT IDENTIFIED AS A REGISTERED INTERIOR DESIGNER.

22 B. A registrant who performs any of the activities described in  
23 subsection A, paragraphs 3 through ~~8~~ 10 is subject to the requirements of  
24 this chapter.

25 C. The requirements of this chapter shall not apply to work done by  
26 any communications common carrier or its affiliates or any public service  
27 corporation or manufacturing industry or by full-time employees of any of  
28 them, provided such work is in connection with or incidental to the products,  
29 systems or nonengineering services of such communications common carrier or  
30 its affiliates or public service corporation or manufacturing industry, and  
31 provided that the engineering service is not offered directly to the public.

32 D. An individual shall not perform home inspections unless the  
33 individual is certified as a home inspector pursuant to this chapter, except  
34 that nothing in this chapter prevents:

35 1. A person who is licensed, certified or registered pursuant to this  
36 chapter or another chapter in this title from acting within the scope of the  
37 person's license, certification or registration.

38 2. A person who is employed by a governmental entity from inspecting  
39 residential structures if the inspection is within official duties and  
40 responsibilities.

41 3. A person from performing a home inspection if the inspection will  
42 be used solely by a bank, savings and loan association or credit union to  
43 monitor progress on the construction of a residential structure, unless  
44 otherwise required by federal law or regulation.

1           4. A person who is employed as a property manager for a residential  
2 structure and whose official duties and responsibilities include inspecting  
3 the residential structure from performing a home inspection on the structure  
4 if the person does not receive separate compensation for the inspection work.  
5           E. No person including a person described in subsection D may use any  
6 letterhead, advertisement, communication or other device to represent that  
7 the person is a home inspector unless the person is certified as a home  
8 inspector pursuant to this chapter.