

1 State of Arkansas  
2 80th General Assembly  
3 Regular Session, 1995

# A Bill

HOUSE BILL 1649

4 By: Representatives Dietz, von Gremp and Goodwin

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## For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 17-14-102 TO REDEFINE THE  
9 TERM PRACTICE OF ARCHITECTURE; TO AMEND ARKANSAS CODE  
10 17-14-302 PERTAINING TO THE PROFESSIONAL ENGINEERS  
11 EXEMPTION FROM THE ARKANSAS ARCHITECTURAL ACT; AND FOR  
12 OTHER PURPOSES."

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## Subtitle

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15 "AMEND ARKANSAS CODE 17-14-102 TO  
16 REDEFINE THE TERM PRACTICE OF  
17 ARCHITECTURE; TO AMEND ARKANSAS CODE  
18 17-14-302 PERTAINING TO THE PROFESSIONAL  
19 ENGINEERS EXEMPTION FROM THE ARKANSAS  
20 ARCHITECTURAL ACT."

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22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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24 *SECTION 1. Arkansas Code 17-14-102(5) is amended to read as follows:*  
25 *"(5) The 'Practice of Architecture' means the provision or offering to*  
26 *provide those services hereinafter described, in connection with the design*  
27 *and construction, enlargement or alteration of a building or group of*  
28 *buildings, and the space within and surrounding such buildings, which are*  
29 *designed for human occupancy or habitation; the services referred to include*  
30 *planning, providing preliminary studies, designs, drawings specifications,*  
31 *and other technical submissions, and administration of construction*  
32 *contracts; provided that the practice of architecture shall not include the*  
33 *practice of engineering as defined in the Arkansas Engineering Act, Arkansas*  
34 *Code 17-27-101 et seq. or the practice of contracting as defined in the*  
35 *Arkansas State Licensing Law for Contractors, Arkansas Code 17-22-101; but a*

1 registered architect may perform such engineering work as is incidental to  
2 the practice of architecture, and an engineer may practice such architectural  
3 work as is incidental to the practice of engineering. The provisions of this  
4 chapter affirm the legal authority of an engineer licensed under the Arkansas  
5 Engineering Act, Arkansas Code 17-27-101 et seq. to provide consultation,  
6 investigation, evaluation, planning, and design of buildings intended for  
7 accomodation of equipment, vehicles, goods, and/or processes or other  
8 utilitarian function, with human occupancy including office space as required  
9 for the support of these functions, provided the engineer is practicing  
10 within his or her area of competency as defined in the Arkansas Engineering  
11 Act, Arkansas Code 17-27-101 et seq."

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13 SECTION 2. Arkansas Code 17-14-302(a)(1) is amended to read as  
14 follows:

15 "(1) Professional engineers duly licensed or registered, but only  
16 insofar as concerns work incidental to engineering practice, providing such  
17 persons do not use the designation 'architect' or any term derived  
18 therefrom;"

19 SECTION 3. All provisions of this act of a general and permanent  
20 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
21 Code Revision Commission shall incorporate the same in the Code.

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23 SECTION 4. If any provision of this act or the application thereof to  
24 any person or circumstance is held invalid, such invalidity shall not affect  
25 other provisions or applications of the act which can be given effect without  
26 the invalid provision or application, and to this end the provisions of this  
27 act are declared to be severable.

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29 SECTION 5. All laws and parts of laws in conflict with this act are  
30 hereby repealed.

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*/s/Rep. Dietz, et al*

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***As Engrossed: 3/2/95 3/23/95***

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