

**ADDENDUM TO THE MEETING MATERIALS  
FOR THE MEETING OF THE BOARD FOR PROFESSIONAL ENGINEERS,  
LAND SURVEYORS, AND GEOLOGISTS  
MARCH 7, 2022**

**V. Legislation**

- B. Discussion of Legislation for 2022 (Possible Action)
  - 6. SB 1120 (Jones) Engineering, land surveying, and geology.

This addendum replaces Pages 83 through 87 of the previously-published meeting materials.

**SB 1120 (Jones, R-El Cajon)**  
**Engineering, land surveying, and geology.**

**Status/History:** 3/2/2022 – Amended; Re-referred to the Senate Committee on Governance and Finance.

**Location:** 2/24/2022 – Committee on Governance and Finance

**Introduced:** 2/16/2022

**Amended:** 3/2/2022

**Board Position:** No position

**Board Staff Analysis:** 3/3/2022

**Bill Summary:** As amended March 2, 2022:

Existing law establishes the Board for Professional Engineers, Land Surveyors, and Geologists to license and regulate engineers under the Professional Engineers Act, to license and regulate land surveyors under the Professional Land Surveyors’ Act, and to license and regulate geologists and geophysicists under the Geologist and Geophysicist Act. This bill would require an applicant for certification or licensure with a valid email address to report their email address to the Board at the time of application, require a license or certificate holder with a valid email address to report their email address at the time of renewal, and require applicants and licensees to notify the Board of any change to an email address, as specified. The bill would, in the interest of protecting the privacy of applicants and licensees, prohibit from disclosure all email addresses provided by applicants or licensees.

Existing law (the Professional Engineers Act) requires the Board, within 60 to 90 days before the expiration of a certificate of registration or certificate of authority, to mail notice of the pending expiration to a registrant or authority holder, as specified. This bill would repeal that provision.

Existing law also provides that the Professional Engineers Act and the Professional Land Surveyors’ Act do not prevent an individual or business engaged in any line of endeavor other than the practice of civil, electrical, or mechanical engineering or land surveying, respectively, from employing or contracting with an appropriately licensed individual to perform the respective engineering or land surveying services incidental to the conduct of business. This bill would delete that provision and would make conforming changes.

Existing law (the Public Resources Code) prescribes requirements for the surveying and mapping of plane coordinates within the state, as described. Existing law establishes the system of plane coordinates that has been established by the National Geodetic Survey for defining and stating the positions or locations of points on the surface of the earth within the State of California, as described, known as the “California Coordinate System of 1983.” This bill would provide that the California portion of the system of plane coordinates defined as the State Plane Coordinate System of 2022 shall be known as the “California Coordinate System of 2022,” as provided, and make other conforming changes.

**Affected Laws:** An act to amend Sections 6738, 6787, 8729, and 8792 of, to add Sections 6767, 7856, and 8753 to, and to repeal Section 6795.1 of, the Business and Professions Code, and

Sections 8801 and 8813.1 of the Public Resources Code, relating to engineering, land surveying, and geology.

**Staff Comment:** Senator Brian Jones agreed to carry the Board’s legislative proposals relating to requiring applicants and licensees to provide the Board with an email address (if they have one) and engineering and land surveying businesses.

The other language in this bill would update the Public Resources Code to include references to the “California Coordinate System of 2022.” This portion is sponsored by the California Land Surveyors Association (CLSA). These proposed changes do not impact the Board or its operations.

Currently, this bill has been referred to the Senate Committee on Governance and Finance based on the proposed amendments to the Public Resources Code. It is likely that it will also be referred to the Senate Business, Professions and Economic Development Committee due to the proposed amendments to the Board’s three Acts and to the Senate Judiciary Committee because of the provision that would prevent public disclosure of applicants’ and licensees’ email addresses.

**Staff Recommendation:** Staff recommends the Board take a position of “Support” on SB 1120, as amended March 2, 2022.

AMENDED IN SENATE MARCH 2, 2022

**SENATE BILL**

**No. 1120**

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**Introduced by Senator Jones**

February 16, 2022

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*An act to amend Sections 6738, 6787, 8729, and 8792 of, to add Sections 6767, 7856, and 8753 to, and to repeal Section 6795.1 of, the Business and Professions Code, and to amend Sections 8801 and 8813.1 of the Public Resources Code, relating to ~~surveying and mapping~~ engineering, land surveying, and geology.*

LEGISLATIVE COUNSEL'S DIGEST

SB 1120, as amended, Jones. ~~California Coordinate System. Engineering, land surveying, and geology.~~

*(1) Existing law establishes the Board for Professional Engineers, Land Surveyors, and Geologists, which is within the Department of Consumer Affairs, to license and regulate engineers under the Professional Engineers Act, to license and regulate land surveyors under the Professional Land Surveyors' Act, and to license and regulate geologists and geophysicists under the Geologist and Geophysicist Act. Existing law makes any violation of those acts a misdemeanor.*

*This bill would require an applicant for licensure as an engineer, land surveyor, or geologist or geophysicist, or an applicant for certification as an engineer-, land surveyor-, or geologist-in-training, with a valid email address to report their email address to the board at the time of application, require a license or certificate holder to report their email address at the time of renewal, and require applicants and licensees to notify the board of any change to an email address, as specified. The bill would authorize the board to require applicants and licensees to confirm that the filed email address is current, as the board*

*deems necessary. The bill would, in the interest of protecting the privacy of applicants and licensees, prohibit from disclosure all email addresses provided by applicants or licensees.*

*By expanding the application of a crime under the Professional Engineers Act, the Professional Land Surveyors' Act, and the Geologist and Geophysicist Act, the bill would impose a state-mandated local program.*

*(2) Existing law requires the board, within 60 to 90 days before the expiration of a certificate of registration or certificate of authority, to mail notice of the pending expiration to a registrant or authority holder, as specified.*

*This bill would repeal that provision.*

*(3) Existing law also provides that the Professional Engineers Act and the Professional Land Surveyors' Act do not prevent an individual or business engaged in any line of endeavor other than the practice of civil, electrical, or mechanical engineering or land surveying, respectively, from employing or contracting with an appropriately licensed individual to perform the respective engineering or land surveying services incidental to the conduct of business.*

*This bill would delete that provision and would make conforming changes.*

~~Existing~~

*(4) Existing law prescribes requirements for the surveying and mapping of plane coordinates within the state, as described. Existing law establishes the system of plane coordinates that has been established by the National Geodetic Survey for defining and stating the positions or locations of points on the surface of the earth within the State of California, as described, known as the "California Coordinate System of 1983."*

*This bill would provide that the California portion of the system of plane coordinates defined as the State Plane Coordinate System of 2022 shall be known as the "California Coordinate System of 2022," as provided.*

~~Existing~~

*(5) Existing law requires any survey that uses or establishes California Coordinate System of 1983 (CCS83) values to meet specified requirements, including that the survey be referenced to and have field-observed statistically independent connections to one or more horizontal reference stations, as specified.*

This bill ~~would~~ *would, starting January 1, 2023*, instead require any survey that establishes a CCS83 value to be referenced to and shall have field-observed statistically independent connections to two or more horizontal reference stations. The bill would make conforming and nonsubstantive changes.

*(6) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.*

*This bill would provide that no reimbursement is required by this act for a specified reason.*

*(7) Existing constitutional provisions require that a statute that limits the right of access to the meetings of public bodies or the writings of public officials and agencies be adopted with findings demonstrating the interest protected by the limitation and the need for protecting that interest.*

*This bill would make legislative findings to that effect.*

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~-yes.  
State-mandated local program: ~~no~~-yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 6738 of the Business and Professions  
2 Code, as amended by Section 1 of Chapter 150 of the Statutes of  
3 2018, is amended to read:

4 6738. (a) This chapter does not prohibit one or more civil,  
5 electrical, or mechanical engineers from practicing or offering to  
6 practice, within the scope of their license, civil (including  
7 geotechnical and structural), electrical, or mechanical engineering  
8 as a sole proprietorship, partnership, limited liability partnership,  
9 firm, or corporation (hereinafter called business), if all of the  
10 following requirements are met:

11 (1) A civil, electrical, or mechanical engineer currently licensed  
12 in this state is an owner, partner, or officer in charge of the  
13 engineering practice of the business.

14 (2) All civil, electrical, or mechanical engineering services are  
15 performed by, or under the responsible charge of, a professional  
16 engineer licensed in the appropriate branch of professional  
17 engineering.

1 (3) If the business name of a California engineering business  
2 contains the name of any person, then that person shall be licensed  
3 as a professional engineer, a licensed land surveyor, a licensed  
4 architect, or a geologist registered under the Geologist and  
5 Geophysicist Act (Chapter 12.5 (commencing with Section 7800)).  
6 Any offer, promotion, or advertisement by the business that  
7 contains the name of any individual in the business, other than by  
8 use of the name of an individual in the business name, shall clearly  
9 and specifically designate the license or registration discipline of  
10 each individual named.

11 (b) An out-of-state business with a branch office in this state  
12 shall meet the requirements of subdivision (a) and shall have an  
13 owner, partner, or officer who is in charge of the engineering work  
14 in the branch in this state, who is licensed in this state, and who is  
15 physically present at the branch office in this state on a regular  
16 basis. However, the name of the business may contain the name  
17 of any person not licensed in this state if that person is  
18 appropriately registered or licensed in another state. Any offer,  
19 promotion, or advertisement that contains the name of any  
20 individual in the business, other than by use of the names of the  
21 individuals in the business name, shall clearly and specifically  
22 designate the license or registration discipline of each individual  
23 named.

24 (c) The business name of a California engineering business may  
25 be a fictitious name. However, if the fictitious name includes the  
26 name of any person, the requirements of paragraph (3) of  
27 subdivision (a) shall be met.

28 (d) A person not licensed under this chapter may also be a  
29 partner or an officer of a civil, electrical, or mechanical engineering  
30 business if the requirements of subdivision (a) are met. ~~Nothing~~  
31 ~~in this section shall be construed to~~ *This section does not permit*  
32 a person who is not licensed under this chapter to be the sole owner  
33 of a civil, electrical, or mechanical engineering business, unless  
34 otherwise exempt under this chapter.

35 ~~(e) This chapter does not prevent an individual or business~~  
36 ~~engaged in any line of endeavor other than the practice of civil,~~  
37 ~~electrical, or mechanical engineering from employing or~~  
38 ~~contracting with a licensed civil, electrical, or mechanical engineer~~  
39 ~~to perform the respective engineering services incidental to the~~  
40 ~~conduct of business.~~

1     ~~(f)~~  
2     (e) This section shall not prevent the use of the name of any  
3 business engaged in rendering civil, electrical, or mechanical  
4 engineering services, including the use by any lawful successor  
5 or survivor, that lawfully was in existence on December 31, 1987.  
6 However, the business is subject to paragraphs (1) and (2) of  
7 subdivision (a).

8     ~~(g)~~  
9     (f) A business engaged in rendering civil, electrical, or  
10 mechanical engineering services may use in its name the name of  
11 a deceased or retired person provided all of the following  
12 conditions are satisfied:

13     (1) The person's name had been used in the name of the  
14 business, or a predecessor in interest of the business, ~~prior to~~ *before*  
15 and after the death or retirement of the person.

16     (2) The person shall have been an owner, partner, or officer of  
17 the business, or an owner, partner, or officer of the predecessor in  
18 interest of the business.

19     (3) The person shall have been licensed as a professional  
20 engineer, or a land surveyor, or an architect, or a geologist, (A) by  
21 the appropriate licensing board if that person is operating a place  
22 of business or practice in this state, or (B) by the applicable state  
23 board if no place of business existed in this state.

24     (4) The person, if retired, has consented to the use of the name  
25 and does not permit the use of the name in the title of another  
26 professional engineering business in this state during the period  
27 of the consent. However, the retired person may use ~~his or her~~  
28 *their* name as the name of a new or purchased business if it is not  
29 identical in every respect to that person's name as used in the  
30 former business.

31     (5) The business shall be subject to the provisions of paragraphs  
32 (1) and (2) of subdivision (a).

33     ~~(h)~~  
34     (g) This section does not affect the provisions of Sections 6731.2  
35 and 8726.1.

36     ~~(i)~~  
37     (h) A current organization record form shall be filed with the  
38 board for all businesses engaged in rendering civil, electrical, or  
39 mechanical engineering services.

40     ~~(j)~~



1 (i) This section shall remain in effect only until January 1, 2026,  
2 and as of that date is repealed.

3 *SEC. 2. Section 6738 of the Business and Professions Code,*  
4 *as amended by Section 2 of Chapter 150 of the Statutes of 2018,*  
5 *is amended to read:*

6 6738. (a) This chapter does not prohibit one or more civil,  
7 electrical, or mechanical engineers from practicing or offering to  
8 practice within the scope of their license civil (including  
9 geotechnical and structural), electrical, or mechanical engineering  
10 as a sole proprietorship, partnership, firm, or corporation  
11 (hereinafter called business), if all of the following requirements  
12 are met:

13 (1) A civil, electrical, or mechanical engineer currently licensed  
14 in this state is an owner, partner, or officer in charge of the  
15 engineering practice of the business.

16 (2) All civil, electrical, or mechanical engineering services are  
17 performed by, or under the responsible charge of, a professional  
18 engineer licensed in the appropriate branch of professional  
19 engineering.

20 (3) If the business name of a California engineering business  
21 contains the name of any person, then that person shall be licensed  
22 as a professional engineer, a licensed land surveyor, a licensed  
23 architect, or a geologist registered under the Geologist and  
24 Geophysicist Act (Chapter 12.5 (commencing with Section 7800)).  
25 Any offer, promotion, or advertisement by the business that  
26 contains the name of any individual in the business, other than by  
27 use of the name of an individual in the business name, shall clearly  
28 and specifically designate the license or registration discipline of  
29 each individual named.

30 (b) An out-of-state business with a branch office in this state  
31 shall meet the requirements of subdivision (a) and shall have an  
32 owner, partner, or officer who is in charge of the engineering work  
33 in the branch in this state, who is licensed in this state, and who is  
34 physically present at the branch office in this state on a regular  
35 basis. However, the name of the business may contain the name  
36 of any person not licensed in this state if that person is  
37 appropriately registered or licensed in another state. Any offer,  
38 promotion, or advertisement that contains the name of any  
39 individual in the business, other than by use of the names of the  
40 individuals in the business name, shall clearly and specifically

1 designate the license or registration discipline of each individual  
2 named.

3 (c) The business name of a California engineering business may  
4 be a fictitious name. However, if the fictitious name includes the  
5 name of any person, the requirements of paragraph (3) of  
6 subdivision (a) shall be met.

7 (d) A person not licensed under this chapter may also be a  
8 partner or an officer of a civil, electrical, or mechanical engineering  
9 business if the requirements of subdivision (a) are met. ~~Nothing~~  
10 ~~in this section shall be construed to~~ *This section does not permit*  
11 a person who is not licensed under this chapter to be the sole owner  
12 of a civil, electrical, or mechanical engineering business, unless  
13 otherwise exempt under this chapter.

14 ~~(e) This chapter does not prevent an individual or business~~  
15 ~~engaged in any line of endeavor other than the practice of civil,~~  
16 ~~electrical, or mechanical engineering from employing or~~  
17 ~~contracting with a licensed civil, electrical, or mechanical engineer~~  
18 ~~to perform the respective engineering services incidental to the~~  
19 ~~conduct of business.~~

20 (f)

21 (e) This section shall not prevent the use of the name of any  
22 business engaged in rendering civil, electrical, or mechanical  
23 engineering services, including the use by any lawful successor  
24 or survivor, that lawfully was in existence on December 31, 1987.  
25 However, the business is subject to paragraphs (1) and (2) of  
26 subdivision (a).

27 ~~(g)~~

28 (f) A business engaged in rendering civil, electrical, or  
29 mechanical engineering services may use in its name the name of  
30 a deceased or retired person provided all of the following  
31 conditions are satisfied:

32 (1) The person's name had been used in the name of the  
33 business, or a predecessor in interest of the business, ~~prior to~~ *before*  
34 and after the death or retirement of the person.

35 (2) The person shall have been an owner, partner, or officer of  
36 the business, or an owner, partner, or officer of the predecessor in  
37 interest of the business.

38 (3) The person shall have been licensed as a professional  
39 engineer, or a land surveyor, or an architect, or a geologist, (A) by  
40 the appropriate licensing board if that person is operating a place

1 of business or practice in this state, or (B) by the applicable state  
2 board if no place of business existed in this state.

3 (4) The person, if retired, has consented to the use of the name  
4 and does not permit the use of the name in the title of another  
5 professional engineering business in this state during the period  
6 of the consent. However, the retired person may use ~~his or her~~  
7 *their* name as the name of a new or purchased business if it is not  
8 identical in every respect to that person's name as used in the  
9 former business.

10 (5) The business shall be subject to the provisions of paragraphs  
11 (1) and (2) of subdivision (a).

12 ~~(h)~~

13 (g) This section does not affect the provisions of Sections 6731.2  
14 and 8726.1.

15 ~~(i)~~

16 (h) A current organization record form shall be filed with the  
17 board for all businesses engaged in rendering civil, electrical, or  
18 mechanical engineering services.

19 ~~(j)~~

20 (i) This section shall become operative on January 1, 2026.

21 *SEC. 3. Section 6767 is added to the Business and Professions*  
22 *Code, to read:*

23 *6767. (a) Each applicant for licensure or certification who*  
24 *has a valid email address shall report to the board that email*  
25 *address at the time of application.*

26 *(b) Each certificate or license holder who has a valid email*  
27 *address shall report that email address to the board at the time of*  
28 *renewal.*

29 *(c) Each applicant or certificate or license holder shall notify*  
30 *the board within 30 days of any change to their email address on*  
31 *file with the board. The board may periodically, as it determines*  
32 *necessary, require applicants and certificate or license holders to*  
33 *confirm that their email address on file with the board is current.*

34 *(d) In the interest of protecting the privacy of applicants and*  
35 *certificate or license holders, the email address provided to the*  
36 *board pursuant to this chapter shall not be considered a public*  
37 *record and shall not be disclosed pursuant to Section 27 or*  
38 *pursuant to a request under the California Public Records Act*  
39 *(Division 10 (commencing with Section 7920.000) of Title 1 of the*

1 *Government Code*), unless required pursuant to a court order by  
2 a court of competent jurisdiction.

3 *SEC. 4. Section 6787 of the Business and Professions Code is*  
4 *amended to read:*

5 6787. A person who does any of the following is guilty of a  
6 misdemeanor:

7 (a) Unless the person is exempt from licensure under this  
8 chapter, ~~practice or offer~~ *practices or offers* to practice civil,  
9 electrical, or mechanical engineering in this state according to the  
10 provisions of this chapter without legal authorization.

11 (b) ~~Present or attempt~~ *Presents or attempts* to file as the person's  
12 own the certificate of licensure of a licensed professional engineer  
13 unless they are the person named on the certificate of licensure.

14 (c) ~~Give~~ *Gives* false evidence of any kind to the board, or to  
15 any board member, in obtaining a certificate of licensure.

16 (d) ~~Impersonate or use~~ *Impersonates or uses* the seal, signature,  
17 or license number of a licensed professional engineer or ~~use~~ *uses*  
18 a false license number.

19 (e) ~~Use~~ *Uses* an expired, suspended, surrendered, or revoked  
20 license.

21 (f) ~~Represent~~ *Represents* themselves as, or uses the title of, a  
22 licensed or registered civil, electrical, or mechanical engineer, or  
23 any other title whereby that person could be considered as  
24 practicing or offering to practice civil, electrical, or mechanical  
25 engineering in any of its branches, unless they are correspondingly  
26 qualified by licensure as a civil, electrical, or mechanical engineer  
27 under this chapter.

28 (g) Unless appropriately licensed, ~~manage, or conduct~~ *manages,*  
29 *or conducts* as manager, proprietor, or agent, any place of business  
30 from which civil, electrical, or mechanical engineering work is  
31 solicited, performed, or practiced, except as authorized pursuant  
32 to ~~subdivision (e) of Section 6738 and Section 8726.1.~~

33 (h) ~~Use~~ *Uses* the title, or any combination of that title, of  
34 "professional engineer," "licensed engineer," "registered engineer,"  
35 or the branch titles specified in Section 6732, or the authority titles  
36 specified in Sections 6736 and 6736.1, or "engineer-in-training,"  
37 or ~~use~~ *makes use of* any abbreviation of that title that might lead  
38 to the belief that the person is a licensed engineer, is authorized  
39 to use the titles specified in Section 6736 or 6736.1, or holds a

1 certificate as an engineer-in-training, without being licensed,  
2 authorized, or certified as required by this chapter.

3 (i) ~~Use~~ Uses the title “consulting engineer” without being  
4 licensed as required by this chapter or without being authorized  
5 to use that title pursuant to legislation enacted at the 1963, 1965,  
6 or 1968 Regular Session.

7 (j) ~~Violate~~ Violates any provision of this chapter.

8 *SEC. 5. Section 6795.1 of the Business and Professions Code*  
9 *is repealed.*

10 ~~6795.1. Within 60 to 90 days prior to the expiration of a~~  
11 ~~certificate of registration or certificate of authority, the board shall~~  
12 ~~mail to the registrant or authority holder a notice of the pending~~  
13 ~~expiration. That notice shall include application forms for renewal.~~  
14 ~~If there is no response by the expiration date, the board shall~~  
15 ~~provide a second notice to the registrant’s or authority holder’s~~  
16 ~~address.~~

17 *SEC. 6. Section 7856 is added to the Business and Professions*  
18 *Code, to read:*

19 *7856. (a) Each applicant for licensure or certification who*  
20 *has a valid email address shall report to the board that email*  
21 *address at the time of application.*

22 *(b) Each certificate or license holder who has a valid email*  
23 *address shall report that email address to the board at the time of*  
24 *renewal.*

25 *(c) Each applicant or certificate or license holder shall notify*  
26 *the board within 30 days of any change to their email address on*  
27 *file with the board. The board may periodically, as it determines*  
28 *necessary, require applicants and certificate or license holders to*  
29 *confirm that their email address on file with the board is current.*

30 *(d) In the interest of protecting the privacy of applicants and*  
31 *certificate or license holders, the email address provided to the*  
32 *board pursuant to this chapter shall not be considered a public*  
33 *record and shall not be disclosed pursuant to Section 27 or*  
34 *pursuant to a request under the California Public Records Act*  
35 *(Division 10 (commencing with Section 7920.000) of Title 1 of the*  
36 *Government Code), unless required pursuant to a court order by*  
37 *a court of competent jurisdiction.*

38 *SEC. 7. Section 8729 of the Business and Professions Code,*  
39 *as amended by Section 3 of Chapter 150 of the Statutes of 2018,*  
40 *is amended to read:*

1 8729. (a) This chapter does not prohibit one or more licensed  
2 land surveyors or civil engineers licensed in this state ~~prior to~~  
3 *before* 1982 (hereinafter called civil engineers) from practicing or  
4 offering to practice, within the scope of their licensure, land  
5 surveying as a sole proprietorship, partnership, limited liability  
6 partnership, firm, or corporation (hereinafter called business), if  
7 the following conditions are satisfied:

8 (1) A land surveyor or civil engineer currently licensed in the  
9 state is an owner, partner, or officer in charge of the land surveying  
10 practice of the business.

11 (2) All land surveying services are performed by or under the  
12 responsible charge of a land surveyor or civil engineer.

13 (3) If the business name of a California land surveying business  
14 contains the name of a person, then that person shall be licensed  
15 by the board as a land surveyor or licensed by the board in any  
16 year as a civil engineer. Any offer, promotion, or advertisement  
17 by the business that contains the name of any individual in the  
18 business, other than by use of the name of the individual in the  
19 business name, shall clearly and specifically designate the license  
20 discipline of each individual named.

21 (b) An out-of-state business with a branch office in this state  
22 shall meet the requirements of subdivision (a) and shall have an  
23 owner, partner, or officer who is in charge of the land surveying  
24 work in this state, who is licensed in this state, and who is  
25 physically present at the branch office in this state on a regular  
26 basis. However, the name of the business may contain the name  
27 of a person not licensed in this state, if that person is appropriately  
28 licensed or registered in another state. Any offer, promotion, or  
29 advertisement that contains the name of any individual in the  
30 business, other than by use of the name of the individual in the  
31 business name, shall clearly and specifically designate the license  
32 or registration discipline of each individual named.

33 (c) The business name of a California land surveying business  
34 may be a fictitious name. However, if the fictitious name includes  
35 the names of any person, the requirements of paragraph (3) of  
36 subdivision (a) shall be met.

37 (d) A person not licensed under this chapter or licensed as a  
38 civil engineer in this state ~~prior to~~ *before* 1982 may also be a  
39 partner or an officer of a land surveying business if the conditions  
40 of subdivision (a) are satisfied. ~~Nothing in this section shall be~~

1 ~~construed to~~ *This section does not* permit a person who is not  
2 licensed under this chapter or licensed as a civil engineer in this  
3 state ~~prior to before~~ 1982 to be the sole owner or office of a land  
4 surveying business, unless otherwise exempt under this chapter.

5 ~~(e) This chapter does not prevent an individual or business~~  
6 ~~engaged in any line of endeavor, other than the practice of land~~  
7 ~~surveying, from employing or contracting with a licensed land~~  
8 ~~surveyor or a licensed civil engineer to perform the respective land~~  
9 ~~surveying services incidental to the conduct of business.~~

10 ~~(f)~~

11 *(e)* This section shall not prevent the use of the name of any  
12 business engaged in rendering land surveying services, including  
13 the use by any lawful successor or survivor, that lawfully was in  
14 existence on June 1, 1941. However, the business is subject to the  
15 provisions of paragraphs (1) and (2) of subdivision (a).

16 ~~(g)~~

17 *(f)* A business engaged in rendering land surveying services  
18 may use in its name the name of a deceased or retired person if  
19 the following conditions are satisfied:

20 (1) The person's name had been used in the name of the  
21 business, or a predecessor in interest of the business, ~~prior to before~~  
22 the death or retirement of the person.

23 (2) The person shall have been an owner, partner, or officer of  
24 the business, or an owner, partner, or officer of the predecessor in  
25 interest of the business.

26 (3) The person shall have been licensed as a land surveyor or a  
27 civil engineer by the board, if operating a place of business or  
28 practice in this state, or by an applicable state board in the event  
29 no place of business existed in this state.

30 (4) The person, if retired, has consented to the use of the name  
31 and does not permit the use of the name in the title of another land  
32 surveying business in this state during the period of that consent,  
33 except that a retired person may use ~~his or her~~ *their* name as the  
34 name of a new or purchased business, if that business is not  
35 identical in every respect to that person's name as used in the  
36 former business.

37 (5) The business shall be subject to paragraphs (1) and (2) of  
38 subdivision (a).

39 ~~(h)~~

40 *(g)* This section does not affect Sections 6731.2 and 8726.1.

1     Ⓢ  
2     (h) A current organization record form shall be filed with the  
3 board for all businesses engaged in rendering professional land  
4 surveying services.

5     Ⓣ  
6     (i) This section shall remain in effect only until January 1, 2026,  
7 and as of that date is repealed.

8     *SEC. 8. Section 8729 of the Business and Professions Code,*  
9 *as amended by Section 4 of Chapter 150 of the Statutes of 2018,*  
10 *is amended to read:*

11     8729. (a) This chapter does not prohibit one or more licensed  
12 land surveyors or civil engineers licensed in this state ~~prior to~~  
13 *before* 1982 (hereinafter called civil engineers) from practicing or  
14 offering to practice within the scope of their licensure, land  
15 surveying as a sole proprietorship, partnership, firm, or corporation  
16 (hereinafter called business), if the following conditions are  
17 satisfied:

18     (1) A land surveyor or civil engineer currently licensed in the  
19 state is an owner, partner, or officer in charge of the land surveying  
20 practice of the business.

21     (2) All land surveying services are performed by or under the  
22 responsible charge of a land surveyor or civil engineer.

23     (3) If the business name of a California land surveying business  
24 contains the name of a person, then that person shall be licensed  
25 by the board as a land surveyor or licensed by the board in any  
26 year as a civil engineer. Any offer, promotion, or advertisement  
27 by the business that contains the name of any individual in the  
28 business, other than by use of the name of the individual in the  
29 business name, shall clearly and specifically designate the license  
30 discipline of each individual named.

31     (b) An out-of-state business with a branch office in this state  
32 shall meet the requirements of subdivision (a) and shall have an  
33 owner, partner, or officer who is in charge of the land surveying  
34 work in this state, who is licensed in this state, and who is  
35 physically present at the branch office in this state on a regular  
36 basis. However, the name of the business may contain the name  
37 of a person not licensed in this state, if that person is appropriately  
38 licensed or registered in another state. Any offer, promotion, or  
39 advertisement that contains the name of any individual in the  
40 business, other than by use of the name of the individual in the



1 business name, shall clearly and specifically designate the license  
2 or registration discipline of each individual named.

3 (c) The business name of a California land surveying business  
4 may be a fictitious name. However, if the fictitious name includes  
5 the names of any person, the requirements of paragraph (3) of  
6 subdivision (a) shall be met.

7 (d) A person not licensed under this chapter or licensed as a  
8 civil engineer in this state ~~prior to~~ *before* 1982 may also be a  
9 partner or an officer of a land surveying business if the conditions  
10 of subdivision (a) are satisfied. ~~Nothing in this section shall be~~  
11 ~~construed to~~ *This section does not* permit a person who is not  
12 licensed under this chapter or licensed as a civil engineer in this  
13 state ~~prior to~~ *before* 1982 to be the sole owner or office of a land  
14 surveying business, unless otherwise exempt under this chapter.

15 ~~(e) This chapter does not prevent an individual or business~~  
16 ~~engaged in any line of endeavor, other than the practice of land~~  
17 ~~surveying, from employing or contracting with a licensed land~~  
18 ~~surveyor or a licensed civil engineer to perform the respective land~~  
19 ~~surveying services incidental to the conduct of business.~~

20 (f)

21 (e) This section shall not prevent the use of the name of any  
22 business engaged in rendering land surveying services, including  
23 the use by any lawful successor or survivor, that lawfully was in  
24 existence on June 1, 1941. However, the business is subject to the  
25 provisions of paragraphs (1) and (2) of subdivision (a).

26 ~~(g)~~

27 (f) A business engaged in rendering land surveying services  
28 may use in its name the name of a deceased or retired person if  
29 the following conditions are satisfied:

30 (1) The person's name had been used in the name of the  
31 business, or a predecessor in interest of the business, ~~prior to~~ *before*  
32 the death or retirement of the person.

33 (2) The person shall have been an owner, partner, or officer of  
34 the business, or an owner, partner, or officer of the predecessor in  
35 interest of the business.

36 (3) The person shall have been licensed as a land surveyor or a  
37 civil engineer by the board, if operating a place of business or  
38 practice in this state, or by an applicable state board in the event  
39 no place of business existed in this state.

1 (4) The person, if retired, has consented to the use of the name  
2 and does not permit the use of the name in the title of another land  
3 surveying business in this state during the period of that consent,  
4 except that a retired person may use ~~his or her~~ *their* name as the  
5 name of a new or purchased business, if that business is not  
6 identical in every respect to that person's name as used in the  
7 former business.

8 (5) The business shall be subject to paragraphs (1) and (2) of  
9 subdivision (a).

10 ~~(h)~~

11 (g) This section does not affect Sections 6731.2 and 8726.1.

12 ~~(i)~~

13 (h) A current organization record form shall be filed with the  
14 board for all businesses engaged in rendering professional land  
15 surveying services.

16 ~~(j)~~

17 (i) This section shall become operative on January 1, 2026.

18 *SEC. 9. Section 8753 is added to the Business and Professions*  
19 *Code, to read:*

20 *8753. (a) Each applicant for licensure or certification who*  
21 *has a valid email address shall report to the board that email*  
22 *address at the time of application.*

23 *(b) Each certificate or license holder who has a valid email*  
24 *address shall report that email address to the board at the time of*  
25 *renewal.*

26 *(c) Each applicant or certificate or license holder shall notify*  
27 *the board within 30 days of any change to their email address on*  
28 *file with the board. The board may periodically, as it determines*  
29 *necessary, require applicants and certificate or license holders to*  
30 *confirm that their email address on file with the board is current.*

31 *(d) In the interest of protecting the privacy of applicants and*  
32 *certificate or license holders, the email address provided to the*  
33 *board pursuant to this chapter shall not be considered a public*  
34 *record and shall not be disclosed pursuant to Section 27 or*  
35 *pursuant to a request under the California Public Records Act*  
36 *(Division 10 (commencing with Section 7920.000) of Title 1 of the*  
37 *Government Code), unless required pursuant to a court order by*  
38 *a court of competent jurisdiction.*

39 *SEC. 10. Section 8792 of the Business and Professions Code*  
40 *is amended to read:*

1 8792. A person who does any of the following is guilty of a  
2 misdemeanor:

3 (a) Unless the person is exempt from licensure under this  
4 chapter, practices, or offers to practice, land surveying in this state  
5 without legal authorization.

6 (b) Presents as their own the license of a professional land  
7 surveyor unless they are the person named on the license.

8 (c) Attempts to file as their own any record of survey under the  
9 license of a professional land surveyor.

10 (d) Gives false evidence of any kind to the board, or to any  
11 board member, in obtaining a license.

12 (e) Impersonates or uses the seal, signature, or license number  
13 of a professional land surveyor or who uses a false license number.

14 (f) Uses an expired, suspended, surrendered, or revoked license.

15 (g) Represents themselves as, or uses the title of, professional  
16 land surveyor, or any other title whereby that person could be  
17 considered as practicing or offering to practice land surveying,  
18 unless the person is correspondingly qualified by licensure as a  
19 land surveyor under this chapter.

20 (h) Uses the title, or any combination of that title, of  
21 “professional land surveyor,” “licensed land surveyor,” “land  
22 surveyor,” or the titles specified in Sections 8751 and 8775, or  
23 “land surveyor-in-training,” or who makes use of any abbreviation  
24 of that title that might lead to the belief that the person is a licensed  
25 land surveyor or holds a certificate as a land surveyor-in-training,  
26 without being licensed or certified as required by this chapter.

27 (i) Unless appropriately licensed, manages, or conducts as  
28 manager, proprietor, or agent, any place of business from which  
29 land surveying work is solicited, performed, or practiced, except  
30 as authorized pursuant to Section ~~6731.2~~ and subdivision (e) of  
31 ~~Section 8729~~. 6731.2.

32 (j) Violates any provision of this chapter.

33 **SECTION 1.**

34 *SEC. 11.* Section 8801 of the Public Resources Code is  
35 amended to read:

36 8801. (a) The system of plane coordinates that has been  
37 established by the United States Coast and Geodetic Survey for  
38 defining and stating the positions or locations of points on the  
39 surface of the earth within the State of California is based on the  
40 North American Datum of 1927 and is identified as the “California

1 Coordinate System.” After January 1, 1987, this system shall be  
2 known as the “California Coordinate System of 1927.”

3 (b) The system of plane coordinates that has been established  
4 by the National Geodetic Survey for defining and stating the  
5 positions or locations of points on the surface of the earth within  
6 the State of California and that is based on the North American  
7 Datum of 1983 shall be known as the “California Coordinate  
8 System of 1983.”

9 (c) As used in this chapter, the following definitions apply:

- 10 (1) “NAD27” means the North American Datum of 1927.  
11 (2) “CCS27” means the California Coordinate System of 1927.  
12 (3) “NAD83” means the North American Datum of 1983.  
13 (4) “CCS83” means the California Coordinate System of 1983.  
14 (5) “USC&GS” means the United States Coast and Geodetic  
15 Survey.

16 (6) “NGS” means the National Geodetic Survey or its successor.

17 (7) “FGCS” means the Federal Geodetic Control Subcommittee  
18 or its successor.

19 (8) “CSRC” means the California Spatial Reference Center or  
20 its successor.

21 (9) “CSRN” means the California Spatial Reference Network,  
22 as described in Chapter 3 (commencing with Section 8850),  
23 “Geodetic Datums and the California Spatial Reference Network.”

24 (10) “GPS” means Global Positioning System and includes  
25 other, similar space-based systems.

26 (11) “FGDC” means the Federal Geographic Data Committee  
27 or its successor.

28 (d) The California portion of the system of plane coordinates  
29 defined as the State Plane Coordinate System of 2022 (SPCS2002)  
30 as established by NGS and maintained by either NGS or CSRC  
31 shall be known as the “California Coordinate System of 2022.”

32 (e) The use of the term “State Plane Coordinates” refers only  
33 to CCS27 and CCS83 coordinates.

34 ~~SEC. 2.~~

35 *SEC. 12.* Section 8813.1 of the Public Resources Code is  
36 amended to read:

37 8813.1. On and after December 31, 2005, a survey that uses  
38 or establishes a CCS83 value or values shall meet all of the  
39 following requirements:

1 (a) (1) The survey shall be referenced to and shall have  
2 field-observed statistically independent connections to one or more  
3 horizontal reference stations, except as provided in paragraph (2),  
4 that is or are one of the following:

5 (A) CSRN station.

6 (B) Geodetic control station located outside of the State of  
7 California that meets all the requirements for inclusion in the CSRN  
8 except that the station is outside California.

9 (C) Existing CCS83 station that is all of the following:

10 (i) Is shown on a map filed with the applicable county surveyor  
11 by a public officer, subdivision map, corner record, or record of  
12 survey.

13 (ii) Meets all the requirements for inclusion in the CSRN, except  
14 that the station and its data are not published by NGS or CSRC.

15 (iii) Has an accuracy, conforming to the applicable CSRN  
16 requirements, stated for the station's value.

17 (D) Existing CCS83 station that is all of the following:

18 (i) Is shown on a public map or document that is compiled and  
19 maintained by the applicable county surveyor.

20 (ii) Meets all the requirements for inclusion in the CSRN, except  
21 that the station and its data are not published by NGS or CSRC.

22 (iii) Has an accuracy, conforming to the applicable CSRN  
23 requirements, stated for the station's value.

24 (2) ~~For~~ *On and after January 1, 2023, for purposes of a survey*  
25 *that establishes a CCS83 value or values, the survey shall be*  
26 *referenced to and shall have field-observed statistically independent*  
27 *connections to two or more horizontal reference stations.*

28 (b) If an accuracy is to be claimed for the CCS83 value or values  
29 established, the claimed accuracy shall be an accuracy standard  
30 published by FGDC or FGCS.

31 *SEC. 13. No reimbursement is required by this act pursuant*  
32 *to Section 6 of Article XIII B of the California Constitution because*  
33 *the only costs that may be incurred by a local agency or school*  
34 *district will be incurred because this act creates a new crime or*  
35 *infraction, eliminates a crime or infraction, or changes the penalty*  
36 *for a crime or infraction, within the meaning of Section 17556 of*  
37 *the Government Code, or changes the definition of a crime within*  
38 *the meaning of Section 6 of Article XIII B of the California*  
39 *Constitution.*

1     *SEC. 14. The Legislature finds and declares that Sections 3,*  
2 *6, and 9 of this act, which add Sections 6767, 7856, and 8753 to*  
3 *the Business and Professions Code, impose a limitation on the*  
4 *public’s right of access to the meetings of public bodies or the*  
5 *writings of public officials and agencies within the meaning of*  
6 *Section 3 of Article I of the California Constitution. Pursuant to*  
7 *that constitutional provision, the Legislature makes the following*  
8 *findings to demonstrate the interest protected by this limitation*  
9 *and the need for protecting that interest:*

10     *This act balances the public’s right to access records of the*  
11 *Board for Professional Engineers, Land Surveyors, and Geologists*  
12 *with the need to protect the privacy of applicants and licensees.*