



HOUSE OF REPRESENTATIVES

SB 1422

board of technical registration; omnibus

Prime Sponsor: Senator Yee, LD 20

DPA Committee on Government and Higher Education

DPA Caucus and COW

X House Engrossed

OVERVIEW

SB 1422 makes changes relating to the Arizona State Board of Technical Registration (BTR).

PROVISIONS

Qualifications

1. Removes the requirement of *registration* as an applicant in-training for:
 - a. architects;
 - b. landscape architects; and
 - c. home inspectors.
2. Provides a *designation* of applicant in-training for:
 - a. engineers;
 - b. geologists;
 - c. land surveyor; and
 - d. assayers.
3. Stipulates a person must apply as a new candidate and pay the application fee but is *not required* to take and pass the applicable professional exam if the registration or certification has been invalid for:
 - a. less than five years; or
 - b. at least five years but the person has practiced as a licensed, certified or registered professional in another jurisdiction for five years.
4. Requires a person to apply as a new candidate, pay the application fee *and* take and pass the professional exam if the registration or certification has been invalid for five or more years and the person has not practiced as a licensed, certified or registered professional in another jurisdiction for five years.

Home Inspectors

5. Requires a home inspector to file financial assurances before any fee-based home inspection is performed.
6. Specifies the financial assurances bond must be retroactive to the certification date.
7. Removes the ability to use a financial assurance mechanism with a value of at least \$25,000.
8. Requires all certified home inspectors whose certifications have been canceled due to expiration to apply as new candidates and pay the application fee.
9. Exempts home inspectors from the exam if they have taken and passed the board-approved national exam within two years.

Home Inspector Rules and Standards Committee (Committee)

10. Eliminates the requirement that the Committee must make recommendations within six months of a BTR request.
11. Removes the Committee's ability to initiate recommendations at any time it deems appropriate.

Miscellaneous

12. Specifies that one of the three professional registered engineers appointed by the Governor to the BTR must be a civil engineer.
13. Eliminates the annual report to the Governor, Secretary of State and the clerk of each county board of supervisors listing the names of any person registered or certified by BTR.
14. Declares that a registrant who is being investigated has access to complaint and investigation assessments.
15. Replaces the defined term *built plans* with *record documents*.
16. Makes various technical and conforming changes.

CURRENT LAW

BTR licenses, investigates and conducts examinations of architects, assayers, engineers, geologists, home inspectors, landscape architects and surveyors. The nine-member board is appointed by the Governor to serve three-year terms ([A.R.S. § 32-102](#)).

The five-member Committee is responsible for drafting and recommending to BTR: 1) criteria for home inspector certification; 2) standards for home inspection reports; 3) standards for written examinations; 4) standards for educational programs including course of study, home inspector-in-training programs and continuing education; 5) rules defining conduct; and 6) recommendations for types of financial assurances for home inspectors ([A.R.S. § 32-111](#)).

ADDITIONAL INFORMATION

The Fiscal Year 2017 [baseline](#) includes \$2,122,600 and 25 Full-Time Equivalent Positions from the Technical Registration Fund.

The Senate Commerce and Workforce Development and House Commerce Committee of Reference met on December 9, 2015, and [recommended](#) the continuation of BTR for eight years.