

## **CHAPTER 28-02.1-11**

### **EMERGENCY AND REMOTE PRACTICE BY FOREIGN PRACTITIONERS**

#### Section

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#### **28-02.1-11-01. Definitions.**

These definitions shall apply to this chapter only:

1. "Board" means the state board of registration for professional engineers and land surveyors provided for by North Dakota Century Code chapter 43-19.1.
2. "Foreign practitioner" means an individual who currently holds and maintains a license in good standing to engage in engineering or land surveying in a state or jurisdiction other than North Dakota and who is not the subject of a pending disciplinary action in any state or jurisdiction.
3. "Good standing" means a foreign practitioner holds a current license to practice engineering or land surveying that is not issued on a temporary or restricted basis and is not encumbered or on probation and is not suspended or revoked.
4. "License" means a license, certificate, permit, or similar authorization to practice engineering or land surveying that is issued by a government agency in another state or jurisdiction that imposes requirements for obtaining and maintaining a license, which are at least as stringent as the requirements imposed in North Dakota to obtain and maintain a license to practice engineering or land surveying.

**History:** Effective November 1, 2002; amended effective October 1, 2010.

**General Authority:** NDCC 43-19.1-08

**Law Implemented:** NDCC 43-51-03

#### **28-02.1-11-02. Indirect practice without a license.**

A foreign practitioner shall not provide services in this state without obtaining a license from the board unless such services are provided pursuant to subsection 1 of North Dakota Century Code section 43-51-03, North Dakota Century Code section 43-51-04, or the successor statutes thereto, or any other statutes or an administrative rule adopted by the board.

**History:** Effective November 1, 2002; amended effective October 17, 2002.

**General Authority:** NDCC 43-19.1-08

**Law Implemented:** NDCC 43-51-03

#### **28-02.1-11-03. Emergency practice without a license.**

A foreign practitioner offering land surveying services under North Dakota Century Code section 43-51-04 shall be limited to services comprising the determination of incidental topography within the meaning of subsection 4 of North Dakota Century Code section 43-19.1-02.

**History:** Effective November 1, 2002; amended effective October 17, 2002.

**General Authority:** NDCC 43-19.1-08

**Law Implemented:** NDCC 43-51-04

**28-02.1-11-04. Direct practice without a license.**

Notwithstanding the provisions of North Dakota Century Code section 43-51-05 no foreign practitioner may provide services in this state without obtaining a license from the board unless allowed to do so by some other statute or an administrative rule adopted by the board.

**History:** Effective November 1, 2002; amended effective October 17, 2002.

**General Authority:** NDCC 43-19.1-08

**Law Implemented:** NDCC 43-51-05