

Also in paragraph (2)(ii)2 of this subsection, the former reference to "maps of the land" is deleted as incorrect terminology and possibly misleading, since the practice of land surveying does not include "practicing cartography".

In paragraph (3) of this subsection, the former exclusion of "general real estate practices" is deleted as unnecessary and potentially misleading, since neither the statutes nor practice suggests that any aspect of real estate practices would be considered as the practice of land surveying.

The definition is stated in the infinitive form to allow minor verb variations of the defined phrase without taking these variations out of the scope of the definition.

The Business Occupations Article Review Committee notes, for consideration by the General Assembly, that part of former Art. 56, § 330(f)(3) is revised in § 15-603 of this title, as prohibitions against misrepresentations. During review of this title, it was suggested to the Committee that the part of former § 330(f)(3) that read "[a] person 'practices or offers to practice land surveying' if he ... represents himself as able or willing to perform those services which are commonly recognized as land surveying" might be included in this subsection. On analysis, the Committee did not agree that the former language would add any substantive element to the revised definition of "practice land surveying". Indeed, the Committee found that inclusion of the former language only would add a circular element to the definition -- i.e., the definition of "practice land surveying" would include providing any service that is commonly recognized as land surveying. The Committee, therefore, declined to include the former language in this subsection. The Committee wishes to emphasize, however, that the revised definition is not intended to expand, limit, or prohibit practices authorized under former Art. 56, §§ 330 through 344A.

Defined term: "Professional land surveyor" § 15-101

(H) PRACTICE PROPERTY LINE SURVEYING.

(1) "PRACTICE PROPERTY LINE SURVEYING" MEANS TO PRACTICE LAND SURVEYING, EXCEPT FOR THE SERVICES EXCLUDED UNDER PARAGRAPH (2) OF THIS SUBSECTION.

(2) "PRACTICE PROPERTY LINE SURVEYING" DOES NOT INCLUDE PREPARING A PLAN FOR: