

EXHIBIT 12
DATE 1-25-05
HB 233

**PROPOSED AMENDMENT TO HB233
BY AIA OF MONTANA**

(d) provide to building contractors who submit plans for a commercial building drawn up project prepared by a ~~an~~ practicing architect licensed in Montana for architectural projects as defined in Section 37-65-102(5), MCA, or a professional engineer licensed in Montana for engineering projects, as is defined in Section 37-67-101, the relevant building permit or notice of plan disapproval within 4020 working days of the contractors' submission;

Section 37-65-102(5),MCA "Practice of architecture" means any professional service or creative work requiring the application of advanced knowledge of architectural design, building construction, and standards and involving the constant exercise of discretion and judgment in those activities, in which the safeguarding of life, health, or property is concerned, as consultation, investigation, evaluation, planning, design, or inspection of construction for any public or private building.

Section 37-67101(6) (a), MCA "Practice of engineering" means:

(i) any service or creative work the adequate performance of which requires engineering education, training, and experience in the application of special knowledge of the mathematical, physical, and engineering sciences to the services or creative work as consultation, investigation, evaluation, planning and design of engineering works and systems, planning the use of water, teaching of advanced engineering subjects, engineering surveys, and the inspection of construction for the purpose of ensuring compliance with drawings and specifications;

(ii) any of the functions described in subsection (6)(a)(i) that embrace the services or work, either public or private, in connection with any utilities, structures, buildings, machines, equipment, processes, work systems, projects, and industrial or consumer products or equipment of mechanical, electrical, hydraulic, pneumatic, or thermal nature insofar as they involve safeguarding life, health, or property.

(b) The term includes other professional services necessary to the planning, progress, and completion of any engineering services.

(c) The term does not include the work ordinarily performed by persons who operate or maintain machinery or equipment, communication lines, signal circuits, electric powerlines, or pipelines.