

unless they are licensed as a professional engineer or under the responsible charge of a licensed professional engineer."

Consequently, from the opinion above, it is the Florida Department of Transportation's position that when a Utility Agency/Owner has work that meets the definition of "Engineering", as defined in Section 471.005(7) Florida Statutes, performed by the Utility Agency/Owner's regular full-time employees or an independent contractor under the responsible charge of the Utility Agency full-time employee or other entity subject to regulation by the Florida Public Service Commission, Federal Energy Regulatory Commission, or the Federal Communications Commission, the work is not required to be signed and sealed.

It is the Florida Department of Transportation's position that when a Utility Agency/Owner has work that meets the definition of "Engineering", as defined in Section 471.005(7) Florida Statutes, performed by forces other than the Utility Agency/Owner's regular full-time employees or other entity subject to regulation by the Florida Public Service Commission, Federal Energy Regulatory Commission, or the Federal Communications Commission, the work is required to be signed and sealed by the Florida licensed professional engineer in responsible charge .

Conversely, it is the Florida Department of Transportation's position that when a Utility Agency/Owner has work that does not meet the definition of "Engineering", as defined in Section 471.005(7) Florida Statutes, performed by others, the Utility Agency/Owner is not required to have the work signed and sealed.

When reviewing utility plans that are not signed and sealed, the Florida Department of Transportation may request the UAO to provide a statement that the plans are exempt from the signing and sealing requirements prescribed in Section 471 Florida Statutes. Any questions about the above positions and interpretations are to be referred to the Florida Department of Transportation's State Utilities Engineer.

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