



**THE ATTORNEY GENERAL  
OF TEXAS**

**AUSTIN, TEXAS 78711**

**CRAWFORD C. MARTIN  
ATTORNEY GENERAL**

August 21, 1968

Col. Thomas C. Green, P.E.  
Member Secretary  
Texas State Board of Registration  
for Professional Engineers  
Austin, Texas

Opinion No. M-270

Re: Whether an individual employed on a temporary and seasonal basis to assist with the handling of examination papers may be paid his salary from Line Item 6 of the departmental appropriation to the Texas State Board of Registration for Professional Engineers in Senate Bill 15, Acts 60th Legislature, 1967, Regular Session.

Dear Colonel Green:

You have requested the opinion of this office upon the question of whether the Texas State Board of Registration for Professional Engineers may hire an individual on a temporary and seasonal basis to assist with the handling of examination papers and pay such individual's salary from Line Item 6 of the departmental appropriation to the Texas State Board of Registration for Professional Engineers as found in Senate Bill 15, Acts 60th Legislature, 1967, Regular Session, the General Appropriations Bill.

Line Item 5 of that departmental appropriation contains an appropriation for seasonal help, and Line Item 6 contains an appropriation for examination expense and professional fees and services.

Article 3271a, Vernon's Civil Statutes, the Texas Engineering Practice Act, places upon the Texas State Board of Registration for Professional Engineers the responsibility of conducting certain examinations of those individuals desirous of becoming licensed to practice engineering in the State of Texas. Such responsibility to conduct examinations carries with it the authority to take such action as the Texas State Board of Registration for Professional Engineers feels is necessary to comply with its responsibility of giving examinations, and this would include the hiring of personnel necessary to conduct such examinations.

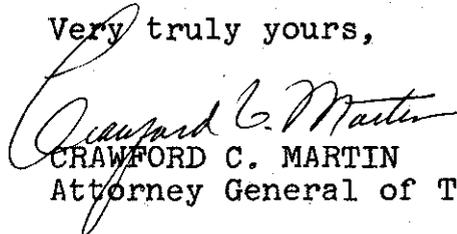
Col. Thomas C. Green, page 2 (M-270)

Since the hiring of an individual to assist with the handling of examination papers would seem to be a valid and necessary examination expense, we are of the opinion that an individual employed by the Texas State Board of Registration for Professional Engineers on a temporary and seasonal basis to assist with the handling of examination papers may be paid his or her salary from either Line Item 5 or Line Item 6 of the departmental appropriation to the Texas State Board of Registration for Professional Engineers as found in Senate Bill 15, Acts 60th Legislature, 1967, Regular Session, the General Appropriations Bill

S U M M A R Y

The Texas State Board of Registration for Professional Engineers may pay an individual employed on a temporary and seasonal basis to assist with the handling of examination papers from either Line Item 6 or Line Item 5 of the departmental appropriation to the Texas State Board of Registration for Professional Engineers, as found in Senate Bill 15, Acts 60th Legislature, 1967, Regular Session, the General Appropriations Bill.

Very truly yours,

  
CRAWFORD C. MARTIN  
Attorney General of Texas

Prepared by Pat Bailey  
Assistant Attorney General

APPROVED:  
OPINION COMMITTEE

Hawthorne Phillips, Chairman  
Kerns Taylor, Co-Chairman  
Joe Clayton  
Robert Owen  
Jack Goodman  
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