

Division of Corporations, Business and Professional Licensing

Criminal Prosecution Authority

<u>Program</u>	<u>Code</u>	<u>Statute</u>	<u>Statute Providing for Criminal Misdemeanor</u>	<u>Class</u>
Centralized Statutes	N/A	8.01	<u>Sec. 08.01.104.</u> Failure to obey citation. Unless the citation has been voided or otherwise dismissed by the magistrate, judge, or prosecutor, a person who without lawful justification or excuse fails to appear in court to answer a citation issued under AS 08.01.102, regardless of the disposition of the charge for which the citation was issued, is guilty of a class B misdemeanor .	Class B
Accountants	CPA	8.04	<u>Sec. 08.04.640.</u> Penalty. A person who violates a provision of AS 08.04.500 - 08.04.610 is guilty of a misdemeanor and upon conviction is punishable by a fine of not more than \$500, or by imprisonment for not more than one year, or by both.	
Acupuncture	ACU	8.06	<u>Sec. 08.06.090.</u> Penalty. A person who violates this chapter or a regulation adopted under this chapter is guilty of a class B misdemeanor .	Class B
Athletic Trainers	ATH	8.07	N/A	N/A
Audiologists and Speech Pathologists	AUD	8.11	<u>Sec. 08.11.110.</u> Penalty. A person who violates AS 08.11.100 is guilty of a class B misdemeanor .	Class B
Barbers and Hairdressers	BAH	8.13	<u>Sec. 08.13.190.</u> Failure to possess a license or permit. (a) A person who practices barbering, hairdressing, esthetics, tattooing and permanent cosmetic coloring or body piercing or operates a shop, or operates a school of barbering, hairdressing, or esthetics, or teaches in a school of barbering, hairdressing, or esthetics, without a license, temporary permit, temporary license, or student permit and who is not exempt under AS 08.13.120 or under AS 08.13.160 (d) is guilty of a class B misdemeanor . <u>Sec. 08.13.217.</u> Tattooing and permanent cosmetic coloring or body piercing on a minor. (a) A person may not practice tattooing and permanent cosmetic coloring on a minor. (b) A person may not practice body piercing on a minor without prior written permission from the minor's parent or legal guardian and the presence of the parent or legal guardian during the body piercing procedure. The person who performs the body piercing shall keep a copy of the written permission on file for at least three years. (c) A person who with criminal negligence violates this section is guilty of a class B misdemeanor . In this subsection, "criminal negligence" has the meaning given in AS 11.81.900.	Class B
Behavior Analysts	BEV	8.15	<u>Sec. 08.15.010.</u> Practice of behavior analysis without license prohibited. (a) A person may not practice behavior analysis in this state without a license. (b) A person who practices behavior analysis in this state without a license is guilty of a misdemeanor and upon conviction is punishable by a fine of not more than \$500, or by imprisonment for not more than six months, or by both.	Misdemeanor
Constuction Contractors and Home Inspectors	CON	8.18	<u>Sec. 08.18.119.</u> Failure to obey citation. Unless the citation has been voided or otherwise dismissed by the magistrate, judge, or prosecutor, a person who without lawful justification or excuse fails to appear in court to answer a citation issued under this chapter, regardless of the disposition of the charge for which the citation was issued, is guilty of a class B misdemeanor . <u>Sec. 08.18.141.</u> Violations. (a) A contractor, a home inspector, or a person acting in the capacity of a contractor or home inspector is guilty of a class B misdemeanor if the person (1) knowingly violates AS 08.18.011 or 08.18.025; and (2) has been previously (A) convicted of violating AS 08.18.011 or 08.18.025; (B) found guilty of a violation under AS 08.18.117 if the violation involved AS 08.18.011 or 08.18.025; or (C) fined under AS 08.18.125.	Class B

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Chiropractors	CHI	8.20	<p>Sec. 08.20.185. Peer review committee; confidentiality. (c) Patient records presented to a peer review committee for review under this section that were confidential before their presentation to the committee are confidential to the committee members and to the board members and are not subject to inspection or copying under AS 40.25.110 - 40.25.125. A committee member or board member to whom confidential records are presented under this subsection shall maintain the confidentiality of the records. A person who violates this subsection is guilty of a class B misdemeanor.</p> <p>Sec. 08.20.200. Unlicensed practice a misdemeanor. A person who practices chiropractic in the state without a license in violation of AS 08.20.100 is guilty of a misdemeanor, and upon conviction is punishable by a fine of not more than \$1,000, or by imprisonment for not more than a year, or by both.</p>	Class B & Misdemeanor
Collection Agencies	COA	8.24	<p>Sec. 08.24.090. License required. (a) A person other than a collection agency licensed and authorized under this chapter may not for compensation</p> <p>(c) A violation of this section is a misdemeanor punishable by imprisonment in a jail for not to exceed one year, or by a fine of not more than \$1,000, or by both.</p> <p>Sec. 08.01.104. Failure to obey citation. Unless the citation has been voided or otherwise dismissed by the magistrate, judge, or prosecutor, a person who without lawful justification or excuse fails to appear in court to answer a citation issued under AS 08.01.102, regardless of the disposition of the charge for which the citation was issued, is guilty of a class B misdemeanor.</p>	Class B & Misdemeanor
Private Professional Conservators and Guardians	GCO	8.26	<p>Sec. 08.01.104. Failure to obey citation. Unless the citation has been voided or otherwise dismissed by the magistrate, judge, or prosecutor, a person who without lawful justification or excuse fails to appear in court to answer a citation issued under AS 08.01.102, regardless of the disposition of the charge for which the citation was issued, is guilty of a class B misdemeanor.</p>	Class B
Licensed Professional Counselors	PCO	8.29	<p>Sec. 08.29.100. Unlicensed use of title prohibited. (a) A person who is not licensed under this chapter may not</p> <p>(1) profess to be a licensed professional counselor, a professional counselor, or a licensed counselor; or</p> <p>(2) make use of a title, words, letters, or abbreviations that may reasonably be confused with the title of "licensed professional counselor," "professional counselor," or "licensed counselor."</p> <p>(b) Violation of this section is a class B misdemeanor, except that a third or subsequent conviction for violating this section is a class C felony.</p>	Class B, Class C Felony
Dental Hygienists	DEN	8.32	<p>Sec. 08.32.180. Penalty for violations. (a) A person who violates a provision of this chapter or a regulation adopted under this chapter for which a penalty is not otherwise provided is guilty of a class B misdemeanor.</p>	Class B
Dentistry	DEN	8.36	<p>Sec. 08.36.340. Penalties. A person who violates any provision of this chapter or regulations adopted under this chapter for which no specific penalty is provided is guilty of a class B misdemeanor.</p>	Class B
Dieticians and Nutritionists	DTN/ TN	8.38	N/A	N/A
Electrical and Mechanical Admin	EAD	8.40	<p>Sec. 08.40.180. Violation of AS 08.40.005 - 08.40.200. A person who knowingly violates AS 08.40.005 - 08.40.200, or who knowingly violates a valid regulation or order of the department or a minimum electrical standard established under AS 18.60.580 - 18.60.590 that was in effect at the time that the installation or repair was made, is guilty of a misdemeanor, and upon conviction is punishable by a fine of not more than \$5,000.</p>	Misdemeanor
Morticians	MOR	8.42	<p>Sec. 08.42.120. Violations; penalties. A person who violates or aides a person in violation of this chapter is guilty of a misdemeanor and upon conviction is punishable by imprisonment for not more than one year or by a fine of not more than \$5,000.</p>	Misdemeanor
Naturopaths	NAT	8.45	<p>Sec. 08.45.080. Unlicensed practice a misdemeanor. A person who practices naturopathy in the state without a license in violation of AS 08.45.010 is guilty of a misdemeanor, and upon conviction is punishable by a fine of not more than \$1,000, or by imprisonment for not more than a year, or by both.</p>	Misdemeanor

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Architects, Engineers, and Land Surveyors	AEL	8.48	Sec. 08.48.291. Violations and penalties. A person who practices or offers to practice architecture, engineering, land surveying, or landscape architecture in the state without being registered or authorized to practice in accordance with the provisions of this chapter, or a person presenting or attempting to use the certificate or the seal of another, or a person who gives false or forged evidence of any kind to the board or to a member of the board in obtaining or attempting to obtain a certificate, or a person who impersonates a registrant, or a person who uses or attempts to use an expired or revoked or nonexistent certificate, knowing of the certificate's status, or a person who falsely claims to be registered and authorized to practice under this chapter, or a person who violates any of the provisions of this chapter, is guilty of a misdemeanor and upon conviction is punishable by a fine of not more than \$10,000, or by imprisonment for not more than one year, or by both.	Misdemeanor
Big Game Guides	GUI	8.54	Sec. 08.54.720. UNLAWFUL ACTS. (a) It is unlawful for a... (b) In addition to a disciplinary sanction imposed under AS 08.54.710, a person who commits an offense set out in (a)(1) - (7), (17), (18), or (19) of this section is guilty of a misdemeanor and is punishable by a fine of not more than \$10,000 or by imprisonment up to one year, or both. (c) In addition to a disciplinary sanction imposed under AS 08.54.710, a person who commits an offense set out in (a)(8) - (14) of this section is guilty of a misdemeanor and is punishable by a fine of not more than \$30,000 or by imprisonment up to one year, or both. (d) In addition to a disciplinary sanction imposed under AS 08.54.710, a person who commits an offense set out in (a)(15) of this section is guilty, (1) for a first offense, of a misdemeanor and is punishable by a fine of not more than \$30,000 or by imprisonment up to one year, or both; (2) for a second or subsequent offense, of a class C felony . (e) In addition to a disciplinary sanction imposed under AS 08.54.710, a person who violates (a)(16) of this section is guilty of a class C felony .	Misdemeanor/ Class C Felony
Hearing Aid Dealers	HDL	8.55	Sec. 08.55.160. Penalty. A person who violates AS 08.55.150 is guilty of a class B misdemeanor .	Class B
Massage Therapists	MAS	8.61	Sec. 08.61.070. Practice of massage therapy without license prohibited. (a) A person may not practice massage therapy or represent that the person is a massage therapist unless the person holds a valid license under this chapter. In this subsection, a person represents that the person is a massage therapist when the person adopts or uses a title or description of services that incorporates one or more of the following terms or designations: massage, massage practitioner, massage therapist, massage therapy, therapeutic massage, massage technician, massage technology, massagist, masseur, masseuse, myotherapist, myotherapy, or another term describing a traditional European or contemporary western massage method, or a derivation of a term that implies a massage technique or method. (b) A person who knowingly violates (a) of this section is guilty of a class B misdemeanor .	Class B
Marine Pilots	MAR	8.62	Sec. 08.62.190. Penalties. (a) A master or owner of a vessel required by this chapter to employ a licensed pilot who fails to do so when a licensed pilot is available, unless the perils or hazards of the sea prevent the employment of a pilot, is guilty of a misdemeanor and, upon conviction, is punishable by a fine of not less than \$5,000 nor more than \$15,000 for the first offense and not less than \$10,000 nor more than \$30,000 for the second offense. (b) A person who violates any other provision of this chapter or a regulation adopted under this chapter is guilty of a misdemeanor and, upon conviction, is punishable by a fine of not less than \$1,000 nor more than \$5,000.	Misdemeanor
Marital and Family Therapy	MFT	8.63	Sec. 08.63.220. License required if designation used. A person who is not licensed under this chapter or whose license is suspended or revoked, or whose license has lapsed, who knowingly uses in connection with the person's name the words or letters "L.M.F.T.," "L.M.F.C.," "Licensed Marital and Family Therapist," "Licensed Marriage and Family Counselor," or other letters, words, or insignia indicating or implying that the person is licensed as a marital and family therapist by this state or who in any way, orally or in writing, directly or by implication, knowingly holds out as being licensed by the state as a marital and family therapist in this state is guilty of a class B misdemeanor .	Class B

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Medicine	MED	8.64	Sec. 08.64.360. Penalty for practicing without a license or in violation of chapter. Except for a physician assistant, a mobile intensive care paramedic, or a person licensed or authorized under another chapter of this title who engages in practices for which that person is licensed or authorized under that chapter, a person practicing medicine or osteopathy in the state without a valid license or permit is guilty of a class A misdemeanor . Each day of illegal practice is a separate offense.	Class A
Direct-Entry Midwives	MID	8.65	Sec. 08.65.130. CRIMINAL PENALTY. A person who violates this chapter is guilty of a class B misdemeanor . Sec. 08.65.160. CERTIFICATION REQUIRED IF DESIGNATION USED. A person who is not certified under this chapter or whose certification is suspended or revoked, or whose certification has lapsed, who knowingly uses in connection with the person's name the words or letters "C.D.M.," "Certified Direct-Entry Midwife," or other letters, words, or insignia indicating or implying that the person is certified as a direct-entry midwife by this state or who in any way, orally or in writing, directly or by implication, knowingly holds out as being certified by the state as a direct-entry midwife in this state is guilty of a class B misdemeanor .	Class B
Nursing	NUR	8.68	Sec. 08.68.340. Prohibited conduct. (a) It is a class B misdemeanor for a person to (1) practice nursing under a diploma, license, or record that is unlawfully obtained, signed, or issued; (2) practice or offer to practice nursing without a license, unless the person is practicing within the scope of a delegation properly made under AS 08.68.405 or is giving necessary aid to the ill, injured, or infirm in an emergency; (3) employ as a nurse a person who is not licensed to practice nursing; (4) use in connection with the person's name a designation that implies that the person is a licensed nurse unless the person is licensed; (5) practice nursing during the time that the person's license is suspended or revoked; (6) practice nursing with knowledge that the person's license has lapsed; (7) conduct a nursing education program and represent or imply that it is accredited by the board, unless the program has been accredited by the board. (b) It is a class A misdemeanor for a person to knowingly or intentionally do any of the acts described in (a)(1)-(5) and (7) of this section.	Class B, Class A
Nurse Aide	NUA	8.68	Sec. 08.68.332. Use of title. (a) A person may not use the title "certified nurse aide" or the abbreviation "C.N.A." unless the person is certified under this chapter. (b) A person who knowingly violates this Section is guilty of a class B misdemeanor . In this subsection, "knowingly" has the meaning given in AS 11.81.900(a)	Class B
Nursing Home Administrators	NHA	8.70	Sec. 08.70.170. Penalties. A person convicted of violating a provision of this chapter is guilty of a class B misdemeanor .	Class B
Dispensing Opticians	DOP	8.71	Sec. 08.71.180. Practicing without a license. A person may not practice as a dispensing optician without a license issued under this chapter or while the person's license is suspended or revoked. A person who violates this section is guilty of a class B misdemeanor .	Class B
Optometrists	OPT	8.72	Sec. 08.72.290. Criminal penalty. A person who violates this chapter is guilty of a misdemeanor and is punishable by a fine of not less than \$50 nor more than \$500, or by imprisonment for a term of not less than 10 days nor more than 90 days, or by both.	Misdemeanor
Pawnbrokers	PAW	8.76	Sec. 08.76.030. Criminal liability. A person who violates AS 08.76.010 or 08.76.020 is guilty of a misdemeanor and upon conviction is punishable by a fine of not more than \$500, or by imprisonment for not more than six months, or by both.	Misdemeanor
Pharmacists and Pharmacies	PHA	8.80	Sec. 08.80.460. PENALTIES. (a) A person who violates a provision of this chapter is guilty of a class B misdemeanor .	Class B

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Physical Therapists and Occupational Therapists	PHY	8.84	<p>Sec. 08.84.130. False claim of license prohibited. (a) A person not licensed as a physical therapist, or whose license is suspended or revoked, or whose license is lapsed, who uses in connection with the person's name the words or letters "L.P.T.," "Licensed Physical Therapist," or other letters, words, or insignia indicating or implying that the person is a licensed physical therapist, or who in any way, orally, or in writing, directly or by implication, holds out as a licensed physical therapist is guilty of a class B misdemeanor.</p> <p>(b) A person not licensed as a physical therapy assistant, or whose license is suspended or revoked, or whose license is lapsed, who in any way, orally, or in writing, directly or by implication, holds out as a licensed physical therapy assistant is guilty of a class B misdemeanor.</p> <p>(c) A person not licensed as an occupational therapist, or whose license is suspended or revoked, or whose license is lapsed, who uses in connection with the person's name the words "Licensed Occupational Therapist," or other letters, words, or insignia indicating or implying that the person is a licensed occupational therapist, or who orally or in writing, directly or by implication, holds out as a licensed occupational therapist is guilty of a class B misdemeanor.</p> <p>(d) A person not licensed as an occupational therapy assistant, or whose license is suspended or revoked, or whose license is lapsed, who orally or in writing, directly or by implication, holds out as a licensed occupational therapy assistant is guilty of a class B misdemeanor.</p> <p>Sec. 08.84.140. Penalty for fraud in obtaining license. A person who willfully makes a false oath or affirmation or who obtains or attempts to obtain a license by a fraudulent representation is guilty of a class B misdemeanor.</p>	Class B
Psychologists and Psychological Associates	PSY	8.86	<p>Sec. 08.86.210. Penalty. A person who violates this chapter is guilty of a class B misdemeanor.</p>	Class B
Real Estate Appraisers	APR	8.87	<p>Sec. 08.87.100. Certificate required. A person is guilty of a class B misdemeanor who (1) does not hold a certificate issued by the board, whose certificate is suspended or revoked, or whose certificate has lapsed or terminated, and holds out as a certified real estate appraiser in any way, orally or in writing, directly or by implication;</p>	Class B
Real Estate Commission	REC	8.88	<p>Sec. 08.88.401. Prohibited conduct; penalties. (a) A person licensed under this chapter may not falsely represent to...</p> <p>(g) A person who violates this section or AS 08.88.161 is guilty of a class A misdemeanor.</p> <p>Sec. 08.88.485. False claims or documents. A person who files with the commission a notice, statement, or other document required under this chapter that contains a wilful material misstatement of fact, is guilty of a misdemeanor and is punishable by imprisonment for a period of not more than one year, or a fine of not more than \$1,000, or by both.</p>	Class A & Misdemeanor
Concert Promoters	CPR	8.92	<p>Sec. 08.92.060. Violations. (a) A person who violates AS 08.92.010 is guilty of a misdemeanor and upon conviction is punishable by a fine of not more than \$5,000, or by imprisonment for not more than one year, or by both.</p> <p>Sec. 08.01.104. Failure to obey citation. Unless the citation has been voided or otherwise dismissed by the magistrate, judge, or prosecutor, a person who without lawful justification or excuse fails to appear in court to answer a citation issued under AS 08.01.102, regardless of the disposition of the charge for which the citation was issued, is guilty of a class B misdemeanor.</p>	Class B & Misdemeanor
Social Workers	CSW	8.95	<p>Sec. 08.95.100. License required. (a) A person who practices clinical social work without obtaining a license under this chapter to practice clinical social work is guilty of a class B misdemeanor unless the person is (1) licensed under a provision of this title that is outside this chapter, is practicing within the scope of that license, and is not representing to the public by title or description of service as being engaged in the practice of clinical social work; or (2) practicing clinical social work as a student in a social work program approved by the board.</p> <p>(b) A person is guilty of a class B misdemeanor if the person is not licensed</p>	Class B
Veterinarians	VET	8.98	<p>Sec. 08.98.120. License required. (a) A person may not practice veterinary medicine, surgery, or dentistry unless the person is licensed as a veterinarian under this chapter or has a temporary permit issued under AS 08.98.186, except that a person may perform functions authorized by...</p> <p>(c) Violation of this section is a misdemeanor punishable by a fine of not more than \$10,000 or by imprisonment for not more than one year, or by both.</p>	Misdemeanor