

**CS FOR HOUSE BILL NO. 46(L&C)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE

Offered: 3/17/95

Referred: State Affairs

Sponsor(s): REPRESENTATIVE GREEN

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to the practice of architecture, engineering, and land surveying."

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

3 \* **Section 1.** AS 08.48.221 is amended to read:

4           Sec. 08.48.221. SEALS. Each registrant may obtain a seal of the design  
5 authorized by the board, bearing the registrant's name, registration number, and the  
6 legend, "Registered Professional Architect," "Registered Professional Engineer," or  
7 "Registered Professional Land Surveyor," as appropriate. **When a registrant issues**  
8 **final drawings, specifications, surveys, plats, plates, reports, or similar documents,**  
9 **the registrant shall sign the documents and stamp the documents with the seal.**

10 [FINAL DRAWINGS, SPECIFICATIONS, SURVEYS, PLATS, PLATES, REPORTS  
11 AND OTHER SIMILAR DOCUMENTS SHALL, WHEN ISSUED, BE SIGNED AND  
12 STAMPED WITH THE SEAL.] The board shall adopt regulations governing the use  
13 of seals by the registrant. An architect, engineer, or land surveyor may not affix or  
14 permit a seal and signature to be affixed to an instrument after the expiration of a  
15 certificate or for the purpose of aiding or abetting another person to evade or attempt

1 to evade a provision of this chapter. The registrant, by affixing the registrant's seal to  
2 final drawings, specifications, surveys, plats, plates, reports, and other similar  
3 documents, and signing them, certifies that these documents were prepared by or under  
4 the registrant's direct supervision, unless the registrant certifies on the face of the  
5 document to the extent of the registrant's responsibility.

6 \* **Sec. 2.** AS 08.48.281 is amended to read:

7 Sec. 08.48.281. PROHIBITED PRACTICE. A person may not practice or  
8 offer to practice the profession of architecture, engineering, or land surveying in the  
9 state, or use in connection with the person's name or otherwise assume or advertise a  
10 title or description tending to convey the impression that the person is an [A  
11 REGISTERED] architect, an engineer, or a land surveyor, unless the person has been  
12 registered under the provisions of this chapter or is a person to whom these provisions  
13 do not apply, or, in the case of a corporation, unless it has been authorized under this  
14 chapter.

15 \* **Sec. 3.** AS 08.48.331 is amended to read:

16 Sec. 08.48.331. EXEMPTIONS. This chapter does not apply to

17 (1) a contractor performing work designed by a professional architect  
18 or engineer or the supervision of the construction of the work as a supervisor or  
19 superintendent for a contractor;

20 (2) workers in building trades crafts, superintendents, supervisors, or  
21 inspectors in the performance of their customary duties;

22 (3) an officer or employee of the United States government practicing  
23 architecture, engineering, or land surveying as required by the person's official  
24 capacity;

25 (4) an employee or a subordinate of a person registered under this  
26 chapter if the work or service is done under the direct supervision of a person  
27 registered under this chapter;

28 (5) associates, consultants, or specialists retained by a registered  
29 individual, a partnership of registered individuals, or a corporation authorized to  
30 practice architecture, engineering, or land surveying under this chapter, in the  
31 performance of professional services if responsible charge of the work remains with

1 the individual, the partnership, or a designated representative of the corporation;

2 (6) a person preparing drawings or specifications for

3 (A) a building for the person's own use and occupancy as a  
4 single family residence;

5 (B) farm or ranch buildings, unless the public health, safety, or  
6 welfare is involved;

7 (C) a building that is intended to be used only as a residence  
8 by not more than four families and that is not more than two stories high;

9 (D) a garage, workshop, or similar building that contains less  
10 than 2,000 square feet of floor space to be used for a private noncommercial  
11 purpose;

12 (7) a specialty contractor licensed under AS 08.18 while engaged in the  
13 business of construction contracting or designing systems for work within the specialty  
14 to be performed or supervised by the specialty contractor, or a contractor preparing  
15 shop or field drawings for work that the specialty contractor has contracted to perform;

16 (8) a person furnishing drawings, specifications, instruments of service,  
17 or other data for alterations or repairs to a building that do not change or affect the  
18 structural system or the safety of the building, or that do not affect the public health,  
19 safety, or welfare;

20 (9) a person who is employed by a postsecondary educational  
21 institution to teach engineering, architectural, or land surveying courses; in this  
22 paragraph, "postsecondary educational institution" has the meaning given in  
23 AS 14.48.210;

24 **(10) an officer or employee of an individual, firm, partnership,**  
25 **association, or corporation, who practices engineering only when required by the**  
26 **person's official capacity or work duties connected with the person's employment,**  
27 **and the individual, firm, partnership, association, or corporation is not engaged**  
28 **in the business of offering engineering services to the public.**