

**HOUSE BILL NO. 555**

IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-THIRD LEGISLATURE - SECOND SESSION

BY THE HOUSE RULES COMMITTEE

Introduced: 4/19/04

Referred: Labor and Commerce, Finance

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to occupational licensing fees and receipts."**

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

3 \* **Section 1.** AS 08.01.065(c) is amended to read:

4 (c) **The** [EXCEPT AS PROVIDED IN (f) - (i) OF THIS SECTION, THE]  
5 department shall establish fee levels under (a) of this section so that the total amount  
6 of fees, **together with the fines and penalties** collected for **all occupations**  
7 **regulated by a board** [AN OCCUPATION] approximately equals the **total** actual  
8 [REGULATORY] costs **of the board and the department for all occupations**  
9 **regulated by that board. If the department regulates more than one occupation**  
10 **under another chapter of this title, the department shall establish the fee levels so**  
11 **that the total amount of fees, together with the fines and penalties collected by the**  
12 **department for all occupations regulated by the department under that chapter,**  
13 **approximately equals the total actual costs of the department for all of the**  
14 **occupations regulated by the department under that chapter** [FOR THE  
15 OCCUPATION]. The department shall annually review each fee level to determine

1 whether the [REGULATORY] costs of each occupation are approximately equal to  
 2 fee collections related to that occupation. If the review indicates that an occupation's  
 3 fee collections and [REGULATORY] costs are not approximately equal, the  
 4 department shall calculate fee adjustments and adopt regulations under (a) of this  
 5 section to implement the adjustments. In January of each year, the department shall  
 6 report on all fee levels and revisions for the previous year under this subsection to the  
 7 office of management and budget. If a board regulates an occupation covered by this  
 8 chapter, the department shall consider the board's recommendations concerning the  
 9 occupation's fee levels and [REGULATORY] costs before revising fee schedules to  
 10 comply with this subsection. [IN THIS SUBSECTION, "REGULATORY COSTS"  
 11 MEANS COSTS OF THE DEPARTMENT THAT ARE ATTRIBUTABLE TO  
 12 REGULATION OF AN OCCUPATION PLUS

13 (1) ALL EXPENSES OF THE BOARD THAT REGULATES THE  
 14 OCCUPATION IF THE BOARD REGULATES ONLY ONE OCCUPATION;

15 (2) THE EXPENSES OF A BOARD THAT ARE ATTRIBUTABLE  
 16 TO THE OCCUPATION IF THE BOARD REGULATES MORE THAN ONE  
 17 OCCUPATION.]

18 \* **Sec. 2.** AS 08.01.065(f) is amended to read:

19 (f) [NOTWITHSTANDING (c) OF THIS SECTION, THE DEPARTMENT  
 20 SHALL ESTABLISH FEE LEVELS UNDER (a) OF THIS SECTION SO THAT  
 21 THE TOTAL AMOUNT OF FEES COLLECTED BY THE STATE BOARD OF  
 22 REGISTRATION FOR ARCHITECTS, ENGINEERS, AND LAND SURVEYORS  
 23 APPROXIMATELY EQUALS THE TOTAL REGULATORY COSTS OF THE  
 24 DEPARTMENT AND THE BOARD FOR ALL OCCUPATIONS REGULATED BY  
 25 THE BOARD.] The department shall set [THE] fee levels **under (a) of this section**  
 26 [FOR THE ISSUANCE AND RENEWAL OF A CERTIFICATE OF  
 27 REGISTRATION ISSUED UNDER AS 08.48.211] so that the fee levels are the same  
 28 for all occupations regulated by the **State Board of Registration for Architects,**  
 29 **Engineers, and Land Surveyors under AS 08.48** [BOARD].

30 \* **Sec. 3.** AS 08.01.065(g) is amended to read:

31 (g) [NOTWITHSTANDING (c) OF THIS SECTION, THE DEPARTMENT

1 SHALL ESTABLISH FEE LEVELS UNDER (a) OF THIS SECTION SO THAT  
 2 THE TOTAL AMOUNT OF FEES COLLECTED BY THE DEPARTMENT FOR  
 3 ALL OCCUPATIONS REGULATED UNDER AS 08.11 APPROXIMATELY  
 4 EQUALS THE TOTAL REGULATORY COSTS OF THE DEPARTMENT FOR  
 5 ALL OCCUPATIONS REGULATED BY THE DEPARTMENT UNDER AS 08.11.]  
 6 The department shall set [THE] fee levels **under (a) of this section** [FOR THE  
 7 ISSUANCE AND RENEWAL OF LICENSES ISSUED UNDER AS 08.11] so that  
 8 the fee levels are the same for all occupations regulated by the department under  
 9 AS 08.11.

10 \* **Sec. 4.** AS 08.01.065(i) is amended to read:

11 (i) [NOTWITHSTANDING (c) OF THIS SECTION, THE DEPARTMENT  
 12 SHALL ESTABLISH FEE LEVELS UNDER (a) OF THIS SECTION SO THAT  
 13 THE TOTAL AMOUNT OF FEES COLLECTED BY THE DEPARTMENT OF  
 14 COMMUNITY AND ECONOMIC DEVELOPMENT FOR SPECIALTY  
 15 CONTRACTORS, HOME INSPECTORS, AND ASSOCIATE HOME  
 16 INSPECTORS APPROXIMATELY EQUALS THE TOTAL REGULATORY  
 17 COSTS OF THE DEPARTMENT FOR THOSE THREE REGISTRATION  
 18 CATEGORIES.] The department shall set [THE] fee levels **under (a) of this section**  
 19 [FOR THE ISSUANCE AND RENEWAL OF A CERTIFICATE OF  
 20 REGISTRATION ISSUED UNDER AS 08.18] so that the fee levels are the same for  
 21 **specialty contractors, home inspectors, and associate home inspectors under**  
 22 **AS 08.18** [ALL THREE OF THESE REGISTRATION CATEGORIES] and so that  
 23 the fee level for a home inspector with a joint registration is not different from the fee  
 24 level for a home inspector who does not have a joint registration. In this subsection,  
 25 "joint registration" has the meaning given in AS 08.18.171.

26 \* **Sec. 5.** AS 37.05.146(c)(24) is amended to read:

27 (24) receipts of the Department of Community and Economic  
 28 Development under **AS 08.01.065 and from fines and penalties collected in**  
 29 **licensing and disciplinary actions for occupations under AS 08.01.010**  
 30 [AS 08.01.065(a), (c), AND (f)];

31 \* **Sec. 6.** AS 08.95.920 is repealed.