

CS FOR HOUSE BILL NO. 377(L&C) am

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - SECOND SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE

Amended: 4/20/06

Offered: 3/6/06

Sponsor(s): REPRESENTATIVES MEYER, Foster

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to an exemption from certain registration and practice requirements**
2 **for persons preparing drawings or specifications related to the construction of certain**
3 **buildings and the grounds of the buildings."**

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

5 *** Section 1.** AS 08.48.331(a) is amended to read:

6 (a) This chapter does not apply to

7 (1) a contractor performing work designed by a professional architect,
8 engineer, or landscape architect or the supervision of the construction of the work as a
9 supervisor or superintendent for a contractor;

10 (2) workers in building trades crafts, earthwork, grounds keeping, or
11 nursery operations, and superintendents, supervisors, or inspectors in the performance
12 of their customary duties;

13 (3) an officer or employee of the United States government practicing
14 architecture, engineering, land surveying, or landscape architecture as required by the

1 person's official capacity;

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

5 (5) associates, consultants, or specialists retained by a registered
6 individual, a partnership of registered individuals, a corporation, a limited liability
7 company, or a limited liability partnership authorized to practice architecture,
8 engineering, land surveying, or landscape architecture under this chapter, in the
9 performance of professional services if responsible charge of the work remains with
10 the individual, the partnership, or a designated representative of the corporation,
11 limited liability company, or limited liability partnership;

12 (6) a person preparing drawings or specifications for

13 (A) a building for the person's own use and occupancy as a
14 single family residence and related site work for that building;

15 (B) farm or ranch buildings and their grounds unless the public
16 health, safety, or welfare is involved;

17 (C) a building that is intended to be used only as a residence by
18 not more than

19 (i) four families and that is not more than two stories
20 high and the grounds of the building; ~~or~~

21 (ii) two families and that is not more than three
22 stories high and the grounds of the building, if the building
23 complies with any applicable building or residential code adopted
24 by a municipality where the building is located;

25 (D) a garage, workshop, or similar building that contains less
26 than 2,000 square feet of floor space to be used for a private noncommercial
27 purpose and the grounds of the building;

28 (7) a specialty contractor licensed under AS 08.18 while engaged in
29 the business of construction contracting or designing systems for work within the
30 specialty to be performed or supervised by the specialty contractor, or a contractor
31 preparing shop or field drawings for work that the specialty contractor has contracted

1 to perform;

2 (8) a person furnishing drawings, specifications, instruments of
3 service, or other data for alterations or repairs to a building or its grounds that do not
4 change or affect the structural system or the safety of the building, or that do not affect
5 the public health, safety, or welfare;

6 (9) a person who is employed by a postsecondary educational
7 institution to teach engineering, architectural, or landscape architectural courses; in
8 this paragraph, "postsecondary educational institution" has the meaning given in
9 AS 14.48.210;

10 (10) an officer or employee of an individual, firm, partnership,
11 association, utility, corporation, limited liability company, or limited liability
12 partnership, who practices engineering involved in the operation of the employer's
13 business only, and further provided that neither the employee nor the employer offers
14 engineering services to the public; exclusions under this paragraph do not apply to
15 buildings or structures whose primary use is public occupancy;

16 (11) a person while involved in revegetation, restoration, reclamation,
17 rehabilitation, or erosion control for disturbed land;

18 (12) a person while maintaining or directing the placement of plant
19 material;

20 (13) an employee, officer, or agent of a regulatory agency of the state
21 or a municipality when reviewing drawings and specifications for compliance with the
22 building codes of the state or a municipality if the drawings and specifications have
23 been signed and sealed by a professional architect or professional engineer or the
24 preparation of the drawings and specifications is exempt under this section from the
25 requirements of this chapter; in this paragraph, "building codes" includes codes
26 relating to building, mechanical, plumbing, electrical, and fire standards.