

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

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - SECOND SESSION

**BY THE SENATE LABOR AND COMMERCE COMMITTEE**

**Offered: 4/29/06**

**Referred: Finance**

**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 is  
23 located in a municipality that has adopted a building or residential  
24 code that applies to the building and if the building complies with  
25 the building or residential code;

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

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

1 preparing shop or field drawings for work that the specialty contractor has contracted  
2 to perform;

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

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

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

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

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

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