

**SENATE BILL NO. 263**

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

**BY SENATOR THOMAS**

**Introduced: 2/8/08**

**Referred: Labor and Commerce**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to the State Board of Registration for Architects, Engineers, and Land**  
2 **Surveyors; and relating to an exemption for persons certified by the National Institute**  
3 **for Certification in Engineering Technologies who are engaged in the design of fire**  
4 **detection and suppression systems from registration as architects, engineers, land**  
5 **surveyors, or landscape architects."**

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

7 **\* Section 1.** AS 08.48.011 is amended by adding a new subsection to read:

8 (c) Notwithstanding (b) of this section, if a mining engineer who qualifies for  
9 appointment to the board and is interested in serving on the board is not available, the  
10 governor may appoint a petroleum or chemical engineer to the seat designated for a  
11 mining engineer.

12 **\* Sec. 2.** AS 08.48.331(a) is amended to read:

13 (a) This chapter does not apply to

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

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

7 (3) an officer or employee of the United States government practicing  
8 architecture, engineering, land surveying, or landscape architecture as required by the  
9 person's official capacity;

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

13 (5) associates, consultants, or specialists retained by a registered  
14 individual, a partnership of registered individuals, a corporation, a limited liability  
15 company, or a limited liability partnership authorized to practice architecture,  
16 engineering, land surveying, or landscape architecture under this chapter, in the  
17 performance of professional services if responsible charge of the work remains with  
18 the individual, the partnership, or a designated representative of the corporation,  
19 limited liability company, or limited liability partnership;

20 (6) a person preparing drawings or specifications for

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

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

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

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

29 (ii) two families and that is not more than three stories  
30 high and the grounds of the building, if the building is located in a  
31 municipality that has adopted a building or residential code that applies

1 to the building and if the building complies with the building or  
2 residential code;

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

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

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

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

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

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

27 (12) a person while maintaining or directing the placement of plant  
28 material;

29 (13) an employee, officer, or agent of a regulatory agency of the state  
30 or a municipality when reviewing drawings and specifications for compliance with the  
31 building codes of the state or a municipality if the drawings and specifications have

1           been signed and sealed by a professional architect or professional engineer or the  
2           preparation of the drawings and specifications is exempt under this section from the  
3           requirements of this chapter; in this paragraph, "building codes" includes codes  
4           relating to building, mechanical, plumbing, electrical, and fire standards;

5                       **(14) a person who is designing fire detection or suppression**  
6                       **systems and is**

7                               **(A) certified by the National Institute for Certification in**  
8                       **Engineering Technologies to design fire detection or suppression systems;**  
9                       **and**

10                              **(B) authorized by the Department of Public Safety to design**  
11                       **fire detection or suppression systems.**