

AMENDMENT # 1

OFFERED IN THE SENATE  
TO: SCS HB 126(FIN)

BY SENATOR CLAMAN

1 Page 1, line 2, following "counselors;":

2 Insert "relating to registered interior designers and interior design; establishing  
3 requirements for the practice of registered interior design; relating to the State Board of  
4 Registration for Architects, Engineers, and Land Surveyors;"

5

6 Page 1, line 4, following "counselors;":

7 Insert "relating to liens for labor or materials furnished; relating to the  
8 procurement of interior design services;"

9

10 Page 6, following line 26:

11 Insert new bill sections to read:

12 **\* Sec. 9.** AS 08.48.011(b) is amended to read:

13 (b) The board consists of 13 [11] members appointed by the governor having  
14 the qualifications as set out in AS 08.48.031. The board consists of two civil  
15 engineers, two land surveyors, one mining engineer, one electrical engineer, one [OR]  
16 mechanical engineer, one engineer from another branch of the profession of  
17 engineering, two architects, one landscape architect, one interior designer, and one  
18 public member.

19 **\* Sec. 10.** AS 08.48.011(b), as amended by sec. 9 of this Act, is amended to read:

20 (b) The board consists of 13 members appointed by the governor having the  
21 qualifications as set out in AS 08.48.031. The board consists of two civil engineers,  
22 two land surveyors, one mining engineer, one electrical engineer, one mechanical  
23 engineer, one engineer from another branch of the profession of engineering, two

1 architects, one landscape architect, one registered interior designer, and one public  
2 member.

3 \* **Sec. 11.** AS 08.48.071(f) is amended to read:

4 (f) The department shall assemble statistics relating to the performance of its  
5 staff and the performance of the board, including

6 (1) the number of architects, engineers, land surveyors, registered  
7 interior designers, and landscape architects registered over a five-year period;

8 (2) the rate of passage of examinations required by the board;

9 (3) the number of applicants for registration over a five-year period;

10 (4) an account of registration fees collected under AS 08.01.065;

11 (5) a measure of the correspondence workload of staff.

12 \* **Sec. 12.** AS 08.48.111 is amended to read:

13 **Sec. 08.48.111. Power to revoke, suspend, or reissue certificate.** The board  
14 may suspend, refuse to renew, or revoke the certificate of or reprimand a registrant,  
15 corporation, limited liability company, limited liability partnership, or limited  
16 partnership who is found guilty of (1) fraud or deceit in obtaining a certificate; (2)  
17 gross negligence, incompetence, or misconduct in the practice of architecture,  
18 engineering, land surveying, registered interior design, or landscape architecture; or  
19 (3) a violation of this chapter, a regulation adopted under this chapter, or the code of  
20 ethics or professional conduct as adopted by the board. The code of ethics or  
21 professional conduct shall be distributed in writing to every registrant and applicant  
22 for registration under this chapter. This publication and distribution of the code of  
23 ethics or professional conduct constitutes due notice to all registrants. The board may  
24 revise and amend its code and, upon doing so, shall immediately notify each registrant  
25 in writing of the revisions or amendments. The board may, upon petition of the  
26 registrant, corporation, limited liability company, limited liability partnership, or  
27 limited partnership, reissue a certificate if a majority of the members of the board vote  
28 in favor of the reissuance.

29 \* **Sec. 13.** AS 08.48.171 is amended to read:

30 **Sec. 08.48.171. General requirements and qualifications for registration.**

31 An applicant for registration as an architect, engineer, land surveyor, registered

1           interior designer, or landscape architect must be of good character and reputation and  
2           shall submit evidence satisfactory to the board of the applicant's education, training,  
3           and experience.

4   \* **Sec. 14.** AS 08.48.181 is amended to read:

5           **Sec. 08.48.181. Registration upon examination.** Except as provided in  
6           AS 08.48.191, for registration as a professional architect, professional engineer,  
7           professional land surveyor, [OR] professional landscape architect, or registered  
8           interior designer, a person shall be examined in this state in accordance with the  
9           regulations of procedure and standards adopted by the board under AS 44.62  
10          (Administrative Procedure Act). The procedure and standards shall at least meet the  
11          requirements adopted by recognized national examining councils for these  
12          professions.

13   \* **Sec. 15.** AS 08.48.191 is amended by adding a new subsection to read:

14           (e) A person holding a certificate of registration authorizing the person to  
15          practice registered interior design in a state, territory, or possession of the United  
16          States, the District of Columbia, or a foreign country may, upon application, be  
17          registered in accordance with regulations of the board if the person's certificate was  
18          issued under requirements comparable to the requirements in this state.

19   \* **Sec. 16.** AS 08.48.201(a) is amended to read:

20           (a) Application for registration as a professional architect, a professional  
21          engineer, a professional land surveyor, a registered interior designer, or a  
22          professional landscape architect shall be submitted in the manner prescribed by the  
23          board.

24   \* **Sec. 17.** AS 08.48.211(b) is amended to read:

25           (b) The certificate of registration is prima facie evidence that the person  
26          named in it is entitled to all rights and privileges of a professional architect,  
27          professional engineer, professional land surveyor, registered interior designer, or  
28          professional landscape architect while the certificate remains unrevoked or unexpired.

29   \* **Sec. 18.** AS 08.48.215(a) is amended to read:

30           (a) On retiring from practice and payment of an appropriate one-time fee, a  
31          registrant in good standing with the board may apply for the conversion of a certificate

1 of registration to a retired status registration. The registrant may not practice  
2 architecture, engineering, land surveying, registered interior design, or landscape  
3 architecture in the state. A retired status registration is valid for the life of the  
4 registration holder and does not require renewal.

5 \* **Sec. 19.** AS 08.48.221(a) is amended to read:

6 (a) Each registrant may obtain a seal of the design authorized by the board,  
7 bearing the registrant's name, registration number, and the appropriate legend for  
8 architect, engineer, land surveyor, registered interior designer, or landscape  
9 architect. When a registrant issues final drawings, specifications, surveys, plats, plates,  
10 reports, or similar documents, the registrant shall stamp the documents with the seal  
11 and sign the seal. The board shall adopt regulations governing the use of seals by the  
12 registrant. An architect, engineer, land surveyor, registered interior designer, or  
13 landscape architect may not affix or permit a seal and signature to be affixed to an  
14 instrument after the expiration of a certificate or for the purpose of aiding or abetting  
15 another person to evade or attempt to evade a provision of this chapter. The registrant,  
16 by sealing and signing the document, certifies that the document was prepared by or  
17 under the registrant's responsible charge and is within the registrant's field of practice  
18 or is design work of minor importance.

19 \* **Sec. 20.** AS 08.48.241(a) is amended to read:

20 (a) This chapter does not prevent a corporation, limited liability company,  
21 limited liability partnership, or limited partnership from offering architectural,  
22 engineering, land surveying, registered interior design, or landscape architectural  
23 services; however, the corporation, limited liability company, limited liability  
24 partnership, or limited partnership shall file with the board

25 (1) an application for a certificate of authorization on a form to be  
26 prescribed by the board and containing information required to enable the board to  
27 determine whether the corporation, limited liability company, limited liability  
28 partnership, or limited partnership is qualified in accordance with the provisions of  
29 this chapter to offer to practice architecture, engineering, land surveying, registered  
30 interior design, or landscape architecture in this state;

31 (2) a certified copy of a resolution of the board of directors of the

1 corporation, the managing members or manager of the limited liability company, the  
2 general partners of a limited liability partnership, or the general partners of a limited  
3 partnership designating persons holding certificates of registration under this chapter  
4 as responsible for the practice of architecture, engineering, land surveying, **registered**  
5 **interior design**, or landscape architecture by the corporation, limited liability  
6 company, limited liability partnership, or limited partnership in this state and  
7 providing that full authority to make all final architectural, engineering, land  
8 surveying, **registered interior design**, or landscape architectural decisions on behalf  
9 of the corporation, limited liability company, limited liability partnership, or limited  
10 partnership with respect to work performed by the corporation, limited liability  
11 company, limited liability partnership, or limited partnership in this state is granted by  
12 the board of directors of the corporation, the managing members or manager of the  
13 limited liability company, the general partners of the limited liability partnership, or  
14 the general partners of the limited partnership to the persons designated in the  
15 resolution; however, the filing of this resolution does not relieve the corporation,  
16 limited liability company, limited liability partnership, or limited partnership of any  
17 responsibility or liability imposed on it by law or by contract;

18 (3) a designation in writing setting out the name of one or more  
19 persons holding certificates of registration under this chapter who are in responsible  
20 charge of each major branch of the architectural, engineering, land surveying,  
21 **registered interior design**, or landscape architectural activities in which the  
22 corporation, limited liability company, limited liability partnership, or limited  
23 partnership specializes in this state; if a change is made in the person in responsible  
24 charge of a major branch of the architectural, engineering, land surveying, **registered**  
25 **interior design**, or landscape architectural activities, the change shall be designated in  
26 writing and filed with the board within 30 days after the effective date of the change.

27 \* **Sec. 21.** AS 08.48.241(b) is amended to read:

28 (b) Upon filing with the board the application for certificate of authorization,  
29 certified copy of resolution, affidavit, and designation of persons specified in this  
30 section, the board shall, subject to (c) of this section, issue to the corporation, limited  
31 liability company, limited liability partnership, or limited partnership a certificate of

1 authorization to practice architecture, engineering, land surveying, **registered interior**  
2 **design**, or landscape architecture in this state upon a determination by the board that

3 (1) the bylaws of the corporation, the articles of organization or  
4 operating agreement of the limited liability company, the partnership agreement of the  
5 limited liability partnership, or the partnership agreement of the limited partnership  
6 contain provisions that all architectural, engineering, land surveying, **registered**  
7 **interior design**, or landscape architectural decisions pertaining to architectural,  
8 engineering, land surveying, **registered interior design**, or landscape architectural  
9 activities in this state will be made by the specified architect, engineer, land surveyor,  
10 **registered interior designer**, or landscape architect in responsible charge, or other  
11 registered architects, engineers, land surveyors, **registered interior designers**, or  
12 landscape architects under the direction or supervision of the architect, engineer, land  
13 surveyor, **registered interior designer**, or landscape architect in responsible charge;

14 (2) the application for certificate of authorization states the type of  
15 architecture, engineering, land surveying, **registered interior design**, or landscape  
16 architecture practiced or to be practiced by the corporation, limited liability company,  
17 limited liability partnership, or limited partnership;

18 (3) the applicant corporation, limited liability company, limited  
19 liability partnership, or limited partnership has the ability to provide architectural,  
20 engineering, land surveying, **registered interior design**, or landscape architectural  
21 services;

22 (4) the application for certificate of authorization states the  
23 professional records of the designated person who is in responsible charge of each  
24 major branch of architectural, engineering, land surveying, **registered interior design**,  
25 or landscape architectural activities in which the corporation, limited liability  
26 company, limited liability partnership, or limited partnership specializes;

27 (5) the application for certificate of authorization states the experience,  
28 if any, of the corporation, limited liability company, limited liability partnership, or  
29 limited partnership in furnishing architectural, engineering, land surveying, **registered**  
30 **interior design**, or landscape architectural services during the preceding five-year  
31 period;

1                   (6) the applicant corporation, limited liability company, limited  
2 liability partnership, or limited partnership meets other requirements related to  
3 professional competence in the furnishing of architectural, engineering, land  
4 surveying, **registered interior design**, or landscape architectural services as may be  
5 adopted by the board in furtherance of the objectives and provisions of this chapter.

6 \* **Sec. 22.** AS 08.48.241(d) is amended to read:

7                   (d) The certificate of authorization must specify the major branches of  
8 architecture, engineering, land surveying, **registered interior design**, or landscape  
9 architecture of which the corporation, limited liability company, limited liability  
10 partnership, or limited partnership has designated a person in responsible charge as  
11 provided in this section. The certificate of authorization shall be conspicuously  
12 displayed in the place of business of the corporation, limited liability company, limited  
13 liability partnership, or limited partnership, together with the names of persons  
14 designated as being in responsible charge of the professional activities.

15 \* **Sec. 23.** AS 08.48.241(e) is amended to read:

16                   (e) If a corporation, limited liability company, limited liability partnership, or  
17 limited partnership that is organized solely by either a group of architects, a group of  
18 engineers, a group of land surveyors, **a group of registered interior designers**, or a  
19 group of landscape architects, each holding a certificate of registration under this  
20 chapter, applies for a certificate of authorization, the board may, in its discretion, grant  
21 a certificate of authorization to the corporation, limited liability company, limited  
22 liability partnership, or limited partnership based on a review of the professional  
23 records of the incorporators of the corporation, organizers of the limited liability  
24 company, partners who formed the limited liability partnership, or partners who  
25 formed the limited partnership in place of the required qualifications set out in this  
26 section. If the ownership of the corporation is altered, the membership of the limited  
27 liability company is altered, the partners of the limited liability partnership change, or  
28 the general partners of the limited partnership change, the corporation, limited liability  
29 company, limited liability partnership, or limited partnership shall apply for a revised  
30 certificate of authorization, based on the professional records of the owners of the  
31 corporation, the members of the limited liability company, the partners of the limited

1 liability partnership, or the general partners of the limited partnership, if exclusively  
2 architects, engineers, land surveyors, **registered interior designers**, or landscape  
3 architects, or otherwise under the qualifications required by (b)(1) - (4) of this section.

4 \* **Sec. 24.** AS 08.48.241(f) is amended to read:

5 (f) A corporation, limited liability company, limited liability partnership, or  
6 limited partnership authorized to offer architectural, engineering, land surveying,  
7 **registered interior design**, or landscape architectural services under this chapter,  
8 together with its directors, officers, managing members, manager, and partners for  
9 their own individual acts, is responsible to the same degree as the designated  
10 individual registrant, and shall conduct its business without misconduct or malpractice  
11 in the practice of architecture, engineering, land surveying, **registered interior**  
12 **design**, or landscape architecture as defined in this chapter.

13 \* **Sec. 25.** AS 08.48.251 is amended to read:

14 **Sec. 08.48.251. Certain partnerships.** This chapter does not prevent the  
15 practice of architecture, engineering, land surveying, **registered interior design**, or  
16 landscape architecture by a partnership if all of the members of the partnership are  
17 registrants under this chapter. In this section, "partnership" does not include a limited  
18 liability partnership or a limited partnership.

19 \* **Sec. 26.** AS 08.48.281(a) is amended to read:

20 (a) A person may not practice or offer to practice the profession of  
21 architecture, engineering, land surveying, **registered interior design**, or landscape  
22 architecture in the state, or use in connection with the person's name or otherwise  
23 assume or advertise a title or description tending to convey the impression that the  
24 person is an architect, an engineer, a land surveyor, **registered interior designer**, or a  
25 landscape architect, unless the person has been registered under the provisions of this  
26 chapter or, in the case of a corporation, limited liability company, limited liability  
27 partnership, or limited partnership, unless it has been authorized under this chapter.

28 \* **Sec. 27.** AS 08.48.281 is amended by adding a new subsection to read:

29 (c) Notwithstanding (a) of this section, this chapter does not prohibit the  
30 practice of registered interior design by a person who is not registered to practice  
31 registered interior design if the services are being performed by a person acting within

1 the scope of practice authorized by another license that is held by the person.

2 \* **Sec. 28.** AS 08.48.291 is amended to read:

3 **Sec. 08.48.291. Violations and penalties.** A person who practices or offers to  
4 practice architecture, engineering, land surveying, registered interior design, or  
5 landscape architecture in the state without being registered or authorized to practice in  
6 accordance with the provisions of this chapter, or a person presenting or attempting to  
7 use the certificate or the seal of another, or a person who gives false or forged  
8 evidence of any kind to the board or to a member of the board in obtaining or  
9 attempting to obtain a certificate, or a person who impersonates a registrant, or a  
10 person who uses or attempts to use an expired or revoked or nonexistent certificate,  
11 knowing of the certificate's status, or a person who falsely claims to be registered and  
12 authorized to practice under this chapter, or a person who violates any of the  
13 provisions of this chapter, is guilty of a misdemeanor and upon conviction is  
14 punishable by a fine of not more than \$10,000, or by imprisonment for not more than  
15 one year, or by both.

16 \* **Sec. 29.** AS 08.48.295(a) is amended to read:

17 (a) In addition to any other provision of law, if a person practices or offers to  
18 practice architecture, engineering, registered interior design, or land surveying in the  
19 state without being registered or authorized to practice in accordance with the  
20 provisions of this chapter, the board may enter an order levying a civil penalty.

21 \* **Sec. 30.** AS 08.48.311 is amended to read:

22 **Sec. 08.48.311. Rights not transferable.** The right to engage in the practice of  
23 architecture, engineering, land surveying, registered interior design, or landscape  
24 architecture is considered a personal and individual right, based on the qualifications  
25 of the individual as evidenced by the individual's certificate of registration, which is  
26 not transferable.

27 \* **Sec. 31.** AS 08.48.321 is amended to read:

28 **Sec. 08.48.321. Evidence of practice.** A person practices or offers to practice  
29 architecture, engineering, land surveying, registered interior design, or landscape  
30 architecture if the person [WHO]

31 (1) practices a branch of the profession of architecture, engineering,

1 land surveying, **registered interior design**, or landscape architecture [AS DEFINED  
2 IN AS 08.48.341];

3 (2) by verbal claim, sign, advertisement, letterhead, card, or other  
4 means represents to be an architect, engineer, land surveyor, **registered interior**  
5 **designer**, or landscape architect, or through the use of some other title implies that the  
6 person is an architect, engineer, land surveyor, **registered interior designer**, or  
7 landscape architect; or

8 (3) holds out as able to perform or [WHO] does perform an  
9 architectural, engineering, land surveying, **registered interior design**, or landscape  
10 architectural service recognized by the professions covered by this chapter, and  
11 specified in regulations of the board, as an architectural, engineering, land surveying,  
12 **registered interior design**, or landscape architectural service.

13 \* **Sec. 32.** AS 08.48.331(a) is amended to read:

14 (a) This chapter does not apply to

15 (1) a contractor performing work designed by a professional architect,  
16 engineer, **registered interior designer**, or landscape architect or the supervision of the  
17 construction of the work as a supervisor or superintendent for a contractor;

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

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

24 (4) an employee or a subordinate of a registrant if the work or service  
25 is done under the direct supervision of a registrant;

26 (5) associates, consultants, or specialists retained by a registrant, a  
27 partnership of registered individuals, a corporation, a limited liability company, a  
28 limited liability partnership, or a limited partnership authorized to practice  
29 architecture, engineering, land surveying, **registered interior design**, or landscape  
30 architecture under this chapter, in the performance of professional services if  
31 responsible charge of the work remains with the registrant, the partnership, or a

1 designated representative of the corporation, limited liability company, limited  
2 liability partnership, or limited partnership;

3 (6) a person preparing drawings or specifications for

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

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

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

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

12 (ii) two families and that is not more than three stories  
13 high and the grounds of the building, if the building is located in a  
14 municipality that has adopted a building or residential code that applies  
15 to the building and if the building complies with the building or  
16 residential code;

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

20 (7) a specialty contractor licensed under AS 08.18 while engaged in  
21 the business of construction contracting for work designed by an architect, engineer,  
22 **registered interior designer**, or landscape architect that is within the specialty to be  
23 performed or supervised by the specialty contractor, or a contractor preparing shop or  
24 field drawings for work that the specialty contractor has contracted to perform;

25 (8) a person furnishing drawings, specifications, instruments of  
26 service, or other data for alterations, **construction**, or repairs to a building or its  
27 grounds that do not change or affect the structural system or the safety of the building,  
28 or that do not affect the public health, safety, or welfare;

29 (9) a person who is employed by a postsecondary educational  
30 institution to teach engineering, architectural, **interior design**, or landscape  
31 architectural courses; in this paragraph, "postsecondary educational institution" has the

1 meaning given in AS 14.48.210;

2 (10) an officer or employee of an individual, firm, partnership,  
3 association, utility, corporation, limited liability company, limited liability partnership,  
4 or limited partnership, who practices engineering, architecture, land surveying,  
5 **registered interior design**, or landscape architecture involved in the operation of the  
6 employer's business only, and further if neither the employee nor the employer offers  
7 engineering, architecture, land surveying, **registered interior design**, or landscape  
8 architecture services to the public; exclusions under this paragraph do not apply to  
9 buildings or structures whose primary use is public occupancy;

10 (11) a person while involved in revegetation, restoration, reclamation,  
11 rehabilitation, or erosion control for disturbed land that the board determines does not  
12 affect the public health, safety, or welfare;

13 (12) a person while maintaining or directing the placement of plant  
14 material that the board determines does not affect the public health, safety, or welfare;

15 (13) an employee, officer, or agent of a regulatory agency of the state  
16 or a municipality when reviewing drawings and specifications for compliance with the  
17 building codes of the state or a municipality if the drawings and specifications have  
18 been sealed and signed by an architect, engineer, land surveyor, **registered interior**  
19 **designer**, or landscape architect or the preparation of the drawings and specifications  
20 is exempt under this section from the requirements of this chapter; in this paragraph,  
21 "building codes" includes codes relating to building, mechanical, plumbing, electrical,  
22 fire safety standards, and zoning;

23 (14) a person who is designing fire protection systems and is  
24 authorized by the Department of Public Safety to design fire protection systems;

25 **(15) a person providing services limited to the planning, design,**  
26 **and implementation of a kitchen or bath or the specification of products for a**  
27 **kitchen or bath, if the space or area is in a building described in (6) of this**  
28 **subsection.**

29 \* Sec. 33. AS 08.48.331 is amended by adding a new subsection to read:

30 (c) The requirement to be registered as an interior designer under this chapter  
31 only applies to a person who practices an aspect of interior design that the board has

1 determined affects the public health, safety, or welfare.

2 \* **Sec. 34.** AS 08.48.341(4) is amended to read:

3 (4) "certificate of authorization" means a certificate issued by the  
4 board authorizing a corporation, a limited liability company, a limited liability  
5 partnership, or a limited partnership to provide professional services in architecture,  
6 engineering, land surveying, registered interior design, or landscape architecture  
7 through individuals legally registered by the board;

8 \* **Sec. 35.** AS 08.48.341(23) is amended to read:

9 (23) "registrant" means a person registered by the board as a  
10 professional architect, engineer, land surveyor, registered interior designer, or  
11 landscape architect;

12 \* **Sec. 36.** AS 08.48.341 is amended by adding new paragraphs to read:

13 (27) "practice of registered interior design" means

14 (A) professional service or creative work in the design of  
15 interior spaces;

16 (B) teaching of advanced interior design courses in an  
17 institution of higher learning;

18 (C) providing consultation, investigation, evaluation, planning,  
19 or design for, or professional observation of, construction of the interior spaces  
20 of public or private buildings; and

21 (D) review of drawings and specifications made by regulatory  
22 agencies based on interior design principles;

23 (28) "registered interior designer" means a person registered as a  
24 registered interior designer by the board."  
25

26 Renumber the following bill sections accordingly.

27  
28 Page 10, following line 28:

29 Insert new bill sections to read:

30 \*\* **Sec. 46.** AS 23.30.017(c)(1) is amended to read:

31 (1) "design professional" means a person registered under AS 08.48 as

1 an architect, engineer, [OR] land surveyor, registered interior designer, or  
 2 landscape architect;

3 \* **Sec. 47.** AS 34.35.050 is amended to read:

4 **Sec. 34.35.050. Lien for labor or materials furnished.** A person has a lien,  
 5 only to the extent provided under this chapter, to secure the payment of the contract  
 6 price if the person

7 (1) performs labor on [UPON] real property at the request of the owner  
 8 or the agent of the owner for the construction, alteration, or repair of a building or  
 9 improvement;

10 (2) is a trustee of an employee benefit trust for the benefit of  
 11 individuals performing labor on the building or improvement and has a direct contract  
 12 with the owner or the agent of the owner for direct payments into the trust;

13 (3) furnishes materials that are delivered to real property under a  
 14 contract with the owner or the agent of the owner that are incorporated in the  
 15 construction, alteration, or repair of a building or improvement;

16 (4) furnishes equipment that is delivered to and used on [UPON] real  
 17 property under a contract with the owner or the agent of the owner for the  
 18 construction, alteration, or repair of a building or improvement;

19 (5) performs services under a contract with the owner or the agent of  
 20 the owner in connection with the preparation of plans, surveys, or architectural, [OR]  
 21 engineering, or registered interior design plans or drawings for the construction,  
 22 alteration, or repair of a building or improvement, whether or not actually  
 23 implemented on that property; or

24 (6) is a general contractor.

25 \* **Sec. 48.** AS 35.15.010(c) is amended to read:

26 (c) In this section, "professional services" means architectural, engineering,  
 27 [OR] land surveying, or registered interior design services.

28 \* **Sec. 49.** AS 36.30.270(a) is amended to read:

29 (a) Notwithstanding conflicting provisions of AS 36.30.100 - 36.30.260, a  
 30 procurement officer shall negotiate a contract for an agency with the most qualified  
 31 and suitable firm or person of demonstrated competence for architectural, engineering,

1 [OR] land surveying, or registered interior design services. The procurement officer  
 2 shall award a contract for those services at fair and reasonable compensation as  
 3 determined by the procurement officer, after consideration of the estimated value of  
 4 the services to be rendered, and the scope, complexity, and professional nature of the  
 5 services. When determining the most qualified and suitable firm or person, the  
 6 procurement officer shall consider the

7 (1) proximity to the project site of the office of the firm or person  
 8 unless federal law prohibits this factor from being considered in the awarding of the  
 9 contract; and

10 (2) employment practices of the firm or person with regard to women  
 11 and minorities.

12 \* **Sec. 50.** AS 36.30.270(d) is amended to read:

13 (d) Notwithstanding the other provisions of this section, a procurement officer  
 14 may include price as an added factor in selecting architectural, engineering, [AND]  
 15 land surveying, and registered interior design services when, in the judgment of the  
 16 procurement officer, the services required are repetitious in nature, and the scope,  
 17 nature, and amount of services required are thoroughly defined by measurable and  
 18 objective standards to reasonably enable firms or persons making proposals to  
 19 compete with a clear understanding and interpretation of the services required. In  
 20 order to include price as a factor in selection, a majority of the persons involved by the  
 21 procurement officer in evaluation of the proposals must be registered in the state to  
 22 perform architectural, engineering, [OR] land surveying, or registered interior  
 23 design services.

24 \* **Sec. 51.** AS 36.90.100 is amended to read:

25 **Sec. 36.90.100. Contracts for architectural, engineering, land surveying,**  
 26 **registered interior design, or landscape architectural services.** The state or a  
 27 municipality may not award a contract for architectural, engineering, land surveying,  
 28 **registered interior design**, or landscape architectural services to

29 (1) an individual who is not registered under AS 08.48 to perform the  
 30 architectural, engineering, land surveying, **registered interior design**, or landscape  
 31 architectural services required by the contract;

1 (2) a partnership, except as provided by (3) of this section, that is not  
 2 qualified under AS 08.48.251 to provide the architectural, engineering, land surveying,  
 3 registered interior design, or landscape architectural services required by the  
 4 contract; or

5 (3) a corporation, limited liability company, or limited liability  
 6 partnership that is not authorized under AS 08.48.241 to offer the architectural,  
 7 engineering, land surveying, registered interior design, or landscape architectural  
 8 services required by the contract."  
 9

10 Renumber the following bill sections accordingly.

11  
 12 Page 11, line 20:

13 Insert new bill sections to read:

14 "\* **Sec. 55.** The uncodified law of the State of Alaska is amended by adding a new section to  
 15 read:

16 TRANSITION: CURRENT INTERIOR DESIGNERS. Notwithstanding this Act, a  
 17 person working as an interior designer before the effective date of secs. 10 - 36 and 46 - 51 of  
 18 this Act may continue to practice interior design in the state without registration or  
 19 authorization as a registered interior designer under AS 08.48 until July 1, 2025.

20 \* **Sec. 56.** The uncodified law of the State of Alaska is amended by adding a new section to  
 21 read:

22 TRANSITION: BOARD APPOINTMENT. An interior designer appointed to the  
 23 State Board of Registration for Architects, Engineers, and Land Surveyors under  
 24 AS 08.48.011(b), as amended by sec. 9 of this Act, must be certified by the Council for  
 25 Interior Design Qualification and have resided in the state for at least three years immediately  
 26 preceding appointment. On and after the effective date of sec. 10 of this Act, an interior  
 27 designer appointed to the board under AS 08.48.011(b), as amended by sec. 9 of this Act, may  
 28 continue to occupy the seat on the board reserved for the registered interior designer until a  
 29 registered interior designer is appointed to the seat. An interior designer appointed to the  
 30 board under AS 08.48.011(b), as amended by sec. 9 of this Act, is eligible for reappointment  
 31 to the board upon the effective date of sec. 10 of this Act if the interior designer meets the

1 requirements of AS 08.48.011(b), as amended by sec. 10 of this Act.

2 \* **Sec. 57.** The uncodified law of the State of Alaska is amended by adding a new section to  
3 read:

4       **TRANSITION: REGULATIONS.** The State Board of Registration for Architects,  
5 Engineers, and Land Surveyors may adopt regulations necessary to implement secs. 9 - 36, 46  
6 - 51, and 55 of this Act. The regulations take effect under AS 44.62 (Administrative  
7 Procedure Act), but not before the effective date of the law implemented by the regulation.

8 \* **Sec. 58.** Sections 9, 56, and 57 of this Act take effect immediately under AS 01.10.070(c).

9 \* **Sec. 59.** Sections 10 - 36, 46 - 51, and 55 of this Act take effect July 1, 2024."  
10

11 Renumber the following bill section accordingly.  
12

13 Page 11, line 21:

14       Delete "This"

15       Insert "Except as provided in secs. 58 and 59 of this Act, this"