

Original sponsors: Colletta and Holm

Offered: 4/25/72
Referred: Rules

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 239 *am*

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to architecture, engineering and
7 land surveying; and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 08.48.010 - 08.48.430 are repealed.

10 * Sec. 2. PURPOSE. The object of this Act is to safeguard life, health
11 and property, and to promote the public welfare.

12 * Sec. 3. AS 08.48 is amended by adding new sections to read:

13 CHAPTER 48. ARCHITECTS, ENGINEERS AND LAND SURVEYORS.

14 ARTICLE 1. BOARD OF REGISTRATION.

15 Sec. 08.48.011. BOARD CREATED. (a) There is created the State
16 Board of Registration for Architects, Engineers and Land Surveyors.
17 The board shall administer the provisions of this chapter, comply with
18 the Administrative Procedure Act (AS 44.62), and adopt and have an
19 official seal.

20 (b) The board consists of 10 members, appointed by the governor
21 from a list of nominees submitted by the representative professional
22 architectural, engineering and land surveying societies of the state,
23 and having the qualifications as set out in sec. 31 of this chapter.
24 The board consists of three architects, one land surveyor, and six
25 engineers. The engineer appointments to the board shall include two
26 civil, one electrical, one mechanical, one mining and one petroleum.

27 Sec. 08.48.021. APPOINTMENTS AND TERMS. (a) The governor shall
28 give each member of the board a certificate of his appointment, and
29 the member shall file with the lieutenant governor his written oath

1 or affirmation for faithful discharge of his official duty.

2 (b) The term of office for board members is six years. The
3 first board shall be appointed with two members having two-year terms,
4 two members having three-year terms, two members having four-year
5 terms, two members having five-year terms and two members having six-
6 year terms. A member of the board may be appointed to succeed himself.
7 Each member shall hold office until the expiration of the term for
8 which he is appointed or until his successor has been appointed. If
9 a vacancy occurs on the board due to resignation, death or other cause,
10 the governor shall appoint a qualified person to serve the unexpired
11 term.

12 Sec. 08.48.031. QUALIFICATIONS. Each member of the board must
13 have been a resident of and registered in the state for three consecu-
14 tive years immediately preceding his appointment.

15 Sec. 08.48.041. REMOVAL OF MEMBERS. The governor may remove a
16 member of the board for misconduct, incompetency or neglect of duty.

17 Sec. 08.48.051. ORGANIZATION AND MEETINGS. The board shall
18 hold at least four regular meetings each year. Special meetings may
19 be held as the bylaws of the board provide. The board shall elect or
20 appoint annually from its members the following officers: president,
21 vice president and secretary. A quorum of the board consists of not
22 less than six members.

23 Sec. 08.48.061. FINANCES. (a) All money derived under the
24 provisions of this chapter shall be deposited in the general fund.

25 (b) Each member of the board is entitled to receive per diem and
26 travel expenses as authorized by law for other boards and commissions.

27 (c) The board may make expenditures from appropriated funds for
28 any purpose which is reasonably necessary for the proper performance of
29 its duties under this chapter. This may include the expenses of the

1 board delegates to meetings of councils of architect examiners, engi-
2 neering examiners or land surveyor examiners, or any of their subdi-
3 visions. The total amount of warrants issued in payments of the
4 expenses incurred under this chapter may not exceed the amount of
5 money appropriated by the legislature.

6 Sec. 08.48.071. RECORDS AND REPORTS. (a) The following record
7 of the board's proceedings and of all applications for registration
8 or authorization shall be kept, under AS 08.01.050:

- 9 (1) the name, age and last known address of each applicant;
- 10 (2) the date of application;
- 11 (3) the place of business of the applicant;
- 12 (4) education, experience and other qualifications;
- 13 (5) type of examination required;
- 14 (6) whether or not the applicant was rejected;
- 15 (7) whether or not a certificate of registration or
16 authorization was granted or endorsed;
- 17 (8) the date of the action of the board;
- 18 (9) other action taken by the board;
- 19 (10) such other information as may be considered necessary
20 by the board.

21 (b) The record of the board is prima facie evidence of the
22 proceedings of the board, and a transcript, certified by the secretary
23 under seal, is admissible as evidence with the same effect as if the
24 original were produced.

25 (c) Annually, as of the end of the fiscal year, the board shall
26 submit to the governor a report of its transactions of the preceding
27 year, and shall transmit to him a complete statement of the receipts
28 and expenditures of the board, attested by affidavits of its president
29 and its secretary. Board records and papers of the following class

1 are of a confidential nature and are not public records: examination
2 material for examinations not yet given, file records of examination
3 problems, solutions, letters of inquiry and reference concerning
4 applicants, board inquiry forms concerning applicants, investigation
5 files if an investigation is still pending, and all other matters of
6 like confidential nature.

7 Sec. 08.48.081. ROSTER. A complete roster showing the name and
8 last known address of all architects, engineers and land surveyors,
9 based on the register prepared under AS 08.01.050(12), shall be
10 published by the secretary of the board once each year, or at lesser
11 intervals as established by board regulations, and shall include the
12 registrants' authorization numbers if applicable. Copies of this
13 roster shall be mailed to each person registered, placed on file with
14 the lieutenant governor and borough and city officials, and, upon
15 request, may be distributed or sold to the public.

16 Sec. 08.48.091. WRITTEN EXAMINATIONS AND EXAMINATION FEES.
17 Written examinations shall be held at least once each year at places
18 determined by the board. A candidate failing an examination may apply
19 for reexamination. The board shall determine the acceptable grade
20 on examinations. The examination fee for applicants shall be estab-
21 lished by the board in an amount not to exceed \$50 and shall accompany
22 the application.

23 Sec. 08.48.101. REGULATIONS; BYLAWS; CODE OF ETHICS. The board
24 may adopt regulations necessary to implement this chapter, bylaws
25 governing its meetings and activities, and a code of ethics or profes-
26 sional conduct for those regulated by this chapter, including
27 corporations. The regulations, bylaws and code of ethics as adopted
28 or amended by the board shall be published yearly in the annual
29 report to the governor.

1 Sec. 08.48.111. SUBPOENA. In implementing and enforcing this
2 chapter, the board, under the hand of its president and the seal of
3 the board, may subpoena witnesses and compel their attendance, and
4 also may require the submission of books, papers, documents or other
5 pertinent data, in disciplinary matters or alleged violations of this
6 chapter. Upon failure or refusal of a person to comply with an order
7 of the board, or upon failure to honor its subpoena, the board may
8 apply to a court of any jurisdiction to enforce compliance with its
9 orders or subpoenas.

10 Sec. 08.48.121. POWER TO REVOKE OR SUSPEND CERTIFICATE. The
11 board may suspend, refuse to renew, or revoke the certificate of or
12 reprimand a registrant or corporation who is found guilty of (1)
13 fraud or deceit in obtaining a certificate; (2) gross negligence,
14 incompetence, or misconduct in the practice of architecture, engineer-
15 ing or land surveying; (3) violation of this chapter, a regulation
16 adopted under it, or the code of ethics or professional conduct as
17 promulgated by the board; or (4) a crime involving moral turpitude
18 relevant to one of those professions. The code of ethics or professional
19 conduct shall be made known in writing to every registrant and appli-
20 cant for registration under this chapter, and shall be published with
21 the roster provided for in sec. 81 of this chapter. This publication
22 constitutes due notice to all registrants. The board may revise and
23 amend its code and upon doing so shall immediately notify each regis-
24 trant in writing of the revisions or amendments. The board may, upon
25 petition of the registrant or corporation, reissue a certificate if a
26 majority of the members of the board vote in favor of the reissuance.

27 Sec. 08.48.131. DISCIPLINARY ACTION AND PROCEDURE. Any person
28 may file with the secretary of the board a charge of fraud, deceit,
29 gross negligence, incompetence, misconduct or violation of this

1 chapter, a regulation adopted under it, or the code of ethics of the
2 board. Such a charge, constituting an accusation under the Adminis-
3 trative Procedure Act (AS 44.62), shall be in writing and sworn to by
4 the person making it. A charge may be dismissed by the board as
5 unfounded or trivial.

6 Sec. 08.48.141. INJUNCTIVE RELIEF. The board may, without bond,
7 bring an action to enforce the provisions of this chapter or to
8 restrain an alleged violation of this chapter. No member of the board
9 incurs personal liability because of proceeding under this section.

10 Sec. 08.48.151. LEGAL COUNSEL. The attorney general of the
11 state shall act as legal advisor to the board and render legal assis-
12 tance, or, in the case of a conflict of interests of the attorney general,
13 the board may employ counsel and necessary assistance to aid in the
14 enforcement of this chapter.

15 ARTICLE 2. REGISTRATION AND PRACTICE.

16 Sec. 08.48.171. GENERAL REQUIREMENTS AND QUALIFICATIONS FOR
17 REGISTRATION. An applicant for registration as an architect, engineer
18 or land surveyor must be of good character and reputation and must
19 submit evidence satisfactory to the board of his education, training
20 and experience.

21 Sec. 08.48.181. REGISTRATION UPON EXAMINATION. Except as pro-
22 vided in sec. 191 of this chapter, for registration as a professional
23 architect, professional engineer or professional land surveyor, a
24 person shall be examined in this state in accordance with the regula-
25 tions of procedure and standards adopted by the board in accordance
26 with the Administrative Procedure Act (AS 44.62), which procedure and
27 standards shall at least meet the requirements adopted by recognized
28 national examining councils for these professions.

29 Sec. 08.48.191. REGISTRATION BY COMITY OR ENDORSEMENT. (a) A

1 person holding a certificate of registration authorizing him to
2 practice architecture in a state, territory or possession of the United
3 States, the District of Columbia, or a foreign country, or holding a
4 certificate of qualification issued by the National Council of Archi-
5 tectural Registration Board, which, in the opinion of the board, meets
6 the requirements of this chapter, based on verified evidence, may,
7 upon application, be registered in accordance with the regulations
8 of the board.

9 (b) A person holding a certificate of registration authorizing
10 him to practice engineering in a state, territory or possession of the
11 United States, the District of Columbia, or a foreign country, which,
12 in the opinion of the board meets the requirements of this chapter,
13 based on verified evidence, may, upon application, be registered in
14 accordance with regulations of the board. A person holding a certifi-
15 cate of qualification issued by the National Council of Engineering
16 Examiners Committee on National Engineering Certification may, upon
17 application, be registered in accordance with the regulations of the
18 board.

19 (c) A person holding a certificate of registration authorizing
20 him to practice land surveying in a state, territory or possession of
21 the United States, the District of Columbia, or a foreign country,
22 may, upon application, be registered in accordance with the regulations
23 of the board if his certificate was issued under requirements comparable
24 to those in this state.

25 Sec. 08.48.201. APPLICATION AND FEES FOR REGISTRATION. (a)
26 Application for registration as a professional architect, a professional
27 engineer or a professional land surveyor shall be on a form prescribed
28 and furnished by the board; shall contain statements made under oath,
29 showing the applicant's education and a detailed summary of his

1 technical experience; and shall contain five references three of whom
2 must be architects for architectural registration, engineers for
3 engineering registration, and land surveyors for land surveying regis-
4 tration, having personal knowledge of the applicant's architectural,
5 engineering or land surveying education, training or experience.

6 (b) The registration fee for professional architects, profes-
7 sional engineers and professional land surveyors shall be established
8 by the board in an amount not to exceed \$100 and shall accompany the
9 application for registration.

10 Sec. 08.48.211. CERTIFICATE OF REGISTRATION. (a) An applicant
11 who fulfills the requirements set out by the board shall be awarded
12 a certificate of registration as a professional architect, engineer
13 or land surveyor, authorizing the holder to offer or perform archi-
14 tectural, engineering or land surveying services or work to the public,
15 or to certify, or sign architectural, engineering or land surveying
16 documents. Certificates of registration issued under this section
17 shall be inscribed on their face in a manner determined by the board.

18 (b) The certificate of registration sealed by the board is prima
19 facie evidence that the person named in it is entitled to all rights
20 and privileges of a professional architect, professional engineer or
21 professional land surveyor, while the certificate remains unrevoked
22 or unexpired.

23 Sec. 08.48.221. SEALS. Each registrant may obtain a seal of the
24 design authorized by the board, bearing the registrant's name,
25 registration number, and the legend "Registered Professional Architect",
26 "Registered Professional Engineer", or "Registered Professional Land
27 Surveyor", as appropriate. Final drawings, specifications, surveys,
28 plats, plates, reports and other similar documents shall, when issued,
29 be signed and stamped with the seal. It is unlawful for an architect,

1 engineer or land surveyor to affix or permit his seal and signature to
2 be affixed to an instrument after the expiration of a certificate or
3 for the purpose of aiding or abetting another person to evade or
4 attempt to evade a provision of this chapter. The registrant, by
5 affixing his seal to final drawings, specifications, surveys, plats,
6 plates, reports and other similar documents, and signing them, certifies
7 that these documents were prepared by or under his direct supervision,
8 unless he certifies on the face of the document to the extent of his
9 responsibility.

10 Sec. 08.48.231. EXPIRATIONS AND RENEWALS. (a) To remain valid,
11 certificates shall be renewed in accordance with AS 08.01.100. Notice
12 of renewal dates, given under AS 08.01.050(11), shall be mailed to
13 the registrant or corporation at his or its last known address at
14 least one month in advance of the date of the expiration of the certi-
15 ficate. If the certificate has been suspended or revoked, the board
16 may take action independent of this section.

17 (b) The renewal of a certificate does not require reapplication
18 if the certificate has not expired or has not been suspended or revoked.
19 The renewal fee for a certificate may not exceed \$100.

20 (c) Renewal of an expired certificate may be effected under
21 regulations promulgated by the board regarding requirements of reexami-
22 nation and penalty fees.

23 Sec. 08.48.241. CORPORATIONS. (a) This chapter does not prevent
24 a corporation from offering architectural, engineering or land surveying
25 services; however, the corporation shall file with the board

26 (1) an application for a certificate of authorization upon
27 a form to be prescribed by the board and containing information re-
28 quired to enable the board to determine whether the corporation is
29 qualified in accordance with the provisions of this chapter to offer

1 to practice architecture, engineering or land surveying in this state;

2 (2) a certified copy of a resolution of the board of
3 directors of the corporation designating persons holding certificates
4 of registration under this chapter as responsible for the practice
5 of architecture, engineering or land surveying by the corporation in
6 this state and providing that full authority to make all final archi-
7 tectural, engineering or land surveying decisions on behalf of the
8 corporation with respect to work performed by the corporation in this
9 state is granted by the board of directors to the person designated
10 in the resolution; however, the filing of this resolution does not
11 relieve the corporation of any responsibility or liability imposed
12 upon it by law or by contract;

13 (3) a designation in writing setting out the name of one
14 or more persons holding certificates of registration under this chapter
15 who are in responsible charge of each major branch of the architectural,
16 engineering or land surveying activities in which the corporation
17 specializes in this state; if a change in the person in responsible
18 charge of a major branch of the architectural, engineering or land
19 surveying activities is made, the change shall be designated in writing
20 and filed with the board within 30 days after the effective date of
21 the change.

22 (b) Upon filing with the board the application for certificate
23 of authorization, certified copy of resolution, affidavit, and designa-
24 tion of persons specified in this section, the board shall, subject
25 to (c) of this section, issue to the corporation a certificate of
26 authorization to practice architecture, engineering or land surveying
27 in this state upon a determination by the board that

28 (1) the bylaws of the corporation contain provisions that
29 all architectural, engineering or land surveying decisions pertaining

1 to architectural, engineering or land surveying activities in this
2 state will be made by the specified architect, engineer or land sur-
3 veyor in responsible charge, or other registered architects, engineers
4 or land surveyors under his direction or supervision;

5 (2) the application for certificate of authorization states
6 the type of architecture, engineering or land surveying practiced or
7 to be practiced by the corporation;

8 (3) the applicant corporation has the ability to provide
9 architectural, engineering or land surveying services;

10 (4) the application for certificate of authorization states
11 the professional records of the designated person who is in responsible
12 charge of each major branch of architectural, engineering or land
13 surveying activities in which the corporation specializes;

14 (5) the application for certificate of authorization states
15 the experience of the corporation, if any, in furnishing architectural,
16 engineering or land surveying services during the preceding five-year
17 period;

18 (6) the applicant corporation meets other requirements
19 related to professional competence in the furnishing of architectural,
20 engineering or land surveying services as may be established and
21 promulgated by the board in furtherance of the objectives and provi-
22 sions of this chapter.

23 (c) The board may, in the exercise of its discretion, refuse
24 to issue, or may suspend or revoke a certificate of authorization to
25 a corporation if the board finds that any of the officers, directors,
26 incorporators or the stockholders holding a majority of stock of the
27 corporation has committed misconduct or malpractice, or has been
28 found personally responsible for misconduct or malpractice under the
29 provisions of this chapter.

1 (d) The certificate of authorization shall specify the major
2 branches of architecture, engineering or land surveying of which the
3 corporation has designated a person in responsible charge as provided
4 in this section. The certificate of authorization shall be conspicu-
5 ously displayed in the place of business of the corporation, together
6 with the names of persons designated as being in responsible charge
7 of the professional activities.

8 (e) If a corporation, organized solely by either a group of archi-
9 tects, a group of engineers, or a group of land surveyors, each holding
10 a certificate of registration under this chapter, applies for a certi-
11 ficate of authorization, the board may, in its discretion, grant a
12 certificate of authorization to the corporation based on a review of
13 the professional records of the incorporators, in place of the required
14 qualifications set out in this section. If the ownership of the
15 corporation is altered, the corporation shall apply for a revised
16 certificate of authorization, based upon the professional records of
17 the owners, if exclusively architects, engineers or land surveyors,
18 or otherwise under the qualifications required by (b)(1) - (4) of this
19 section.

20 (f) A corporation authorized to offer architectural, engineering
21 or land surveying service under this chapter, together with its
22 directors and officers for their own individual acts, is responsible
23 to the same degree as the designated individual registered architect,
24 engineer or land surveyor, and must conduct its business without
25 misconduct or malpractice in the practice of architecture, engineering
26 or land surveying as defined in this chapter.

27 (g) If the board, after a proper hearing, finds that a corpora-
28 tion holding a certificate of authorization has committed misconduct
29 or malpractice, the board shall suspend or revoke the certificate of

1 authorization. The board shall also suspend or revoke the certificate
2 of registration of any registered individual architect, engineer or
3 land surveyor who, after a proper hearing, is found by the board to
4 have participated in committing the misconduct or malpractice.

5 (h) Plans, specifications, designs and reports when issued in
6 connection with work performed by a corporation under its certificate
7 of authorization shall be prepared by or under the responsible charge
8 of and shall be signed by and shall be stamped with the official seal
9 of a person holding a certificate of registration under this chapter.

10 (i) For each certificate of authorization issued a corporation
11 under the provisions of this chapter, there shall be paid an initial
12 fee not to exceed \$300.

13 Sec. 08.48.251. PARTNERSHIPS. This chapter does not prevent
14 the practice of architecture, engineering or land surveying by partner-
15 ship if all of the members of the partnership are architects, engineers
16 or land surveyors legally registered under this chapter.

17 Sec. 08.48.261. STATE EMPLOYEES. The head of each principal
18 department in which there are positions necessitating use of archi-
19 tectural, engineering, or land surveying knowledge or skills shall
20 specify, in the job descriptions, the positions for which registration
21 under this chapter is required. This requirement for any position in
22 a department may be waived by the head of the department. When the
23 requirement is waived, the head of the department shall transmit to
24 the division of personnel a written statement to the effect that the
25 person filling the position is qualified to perform the duties of that
26 position and a statement of the reasons for waiving the requirement,
27 explaining why the employee was hired or was retained as an employee
28 even though not registered under this chapter. The head of the depart-
29 ment shall send a copy of the statement to the board.

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ARTICLE 3. UNLAWFUL ACTS.

Sec. 08.48.281. PROHIBITED PRACTICE. No person may practice or offer to practice the profession of architecture, engineering or land surveying in Alaska, as defined in this chapter, or use in connection with his name or otherwise assume or advertise a title or description tending to convey the impression that he is a registered architect, engineer or land surveyor unless he has been registered under the provisions of this chapter or is a person to whom these provisions do not apply, or, in the case of a corporation, unless it has been authorized under this chapter.

Sec. 08.48.291. VIOLATIONS AND PENALTIES. A person who practices or offers to practice architecture, engineering or land surveying in Alaska without being registered or authorized to practice in accordance with the provisions of this chapter, or a person presenting or attempting to use the certificate or the seal of another, or a person who gives false or forged evidence of any kind to the board or to a member of the board in obtaining or attempting to obtain a certificate, or a person who impersonates a registrant, or a person who uses or attempts to use an expired or revoked or nonexistent certificate, knowing of the certificate's status, or a person who falsely claims that he is registered and authorized to practice under this chapter, or a person who violates any of the provisions of this chapter, is guilty of a misdemeanor and upon conviction is punishable by a fine of not more than \$10,000, or by imprisonment for not more than one year, or by both.

ARTICLE 4. GENERAL PROVISIONS.

Sec. 08.48.311. INDIVIDUAL RIGHT. The right to engage in the practice of architecture, engineering or land surveying is considered a personal and individual right, based on the qualifications of the individual as evidenced by his certificate of registration, which is

1 not transferable.

2 Sec. 08.48.321. EVIDENCE OF PRACTICE. A person practices or
3 offers to practice architecture, engineering or land surveying who

4 (1) practices a branch of the profession of architecture,
5 engineering or land surveying as defined in sec. 341 of this chapter;

6 (2) by verbal claim, sign, advertisement, letterhead, card,
7 or other means represents himself to be an architect, engineer or land
8 surveyor, or through the use of some other title implies that he is
9 an architect, engineer or land surveyor;

10 (3) holds himself out as able to perform or who does perform
11 an architectural, engineering or land surveying service recognized by
12 the professions covered by this chapter, and specified in regulations
13 of the board, as architectural, engineering or land surveying.

14 Sec. 08.48.331. EXEMPTIONS. This chapter does not apply to

15 (1) the execution as a contractor of work designed by a
16 professional architect or engineer, or the supervision of the construc-
17 tion of this work as a foreman or superintendent for a contractor;

18 (2) superintendents, foremen, inspectors, or building trades
19 craftsmen in the performance of their customary duties;

20 (3) an officer or employee of the United States government
21 practicing architecture, engineering or land surveying as required by
22 his official capacity;

23 (4) an officer or employee of the state practicing archi-
24 tecture, engineering or land surveying as required by his official
25 capacity and registration is not required in his job description;

26 (5) the work of an employee or a subordinate of a person
27 legally registered under this chapter, if the work or service does not
28 include final designs or decisions or surveys, and is done under the
29 direct supervision of and verified by a person legally registered

1 under this chapter;

2 (6) the services ordinarily performed by locomotive,
3 stationary and marine engine men, power plant operators, and manufac-
4 turers who supervise the operation of or operate machinery or equipment,
5 or supervise construction within their own plant which affects only
6 the property or interest of the manufacturer, unless the public health
7 or safety is involved;

8 (7) the practice of any other lawfully recognized profession;

9 (8) associates, consultants or specialists retained by an
10 individual, a partnership of legally registered individuals, or a
11 corporation authorized under this chapter, in the performance of the
12 professional services offered by the legally registered individual,
13 partnership, or authorized corporation if responsible charge of the
14 work remains with the individual, partnership or designated representa-
15 tive of the corporation;

16 (9) a person preparing plans, drawings, or specifications for

17 (A) a building for his own use and occupancy unless
18 the public health, safety, or welfare is substantially involved;

19 (B) farm or ranch buildings unless the public health,
20 safety, or welfare is substantially involved;

21 (C) a building intended to be used only as a residence
22 by not more than four families and not more than two stories high;

23 (D) a building with a total of not more than 500 square
24 feet of floor space;

25 (10) a specialty contractor licensed under appropriate
26 Alaska Statutes, while engaged in the business of contracting, designing
27 systems or facilities as otherwise permitted by law for work within
28 the specialty for which his license was issued to be performed or
29 supervised by the contractor, or any licensed contractor preparing

1 shop or field drawings for work which he has contracted to perform;

2 (11) a person furnishing, either alone or with subcontractors,
3 labor and materials, with or without plans, drawings, specifications,
4 instruments of service, or other data covering the labor and materials
5 to be used for any of the following:

6 (A) store fronts (facades), interior alterations or
7 additions, fixtures, cabinetwork, furniture, or other appliances
8 or equipment;

9 (B) work necessary to provide for installation of an
10 item listed in (A) of this paragraph;

11 (C) alterations or additions to a building necessary
12 to or attendant upon installation of an item listed in (A) of
13 this paragraph, if the alteration or addition does not change or
14 affect the structural system or safety of the building.

15 Sec. 08.48.341. DEFINITIONS. In this chapter

16 (1) "architect" means a professional architect;

17 (2) "board" means the State Board of Registration for
18 Architects, Engineers and Land Surveyors;

19 (3) "certificate of authorization" means a certificate
20 issued by the board authorizing a corporation to provide professional
21 services in architecture, engineering or land surveying through
22 individuals legally registered by the board;

23 (4) "certificate of registration" means a certificate issued
24 by the board recognizing the individual named in the certificate as
25 meeting the requirements for registration under this chapter;

26 (5) "engineer" means a professional engineer;

27 (6) "land surveyor" means a professional land surveyor;

28 (7) "practice of architecture" means professional service
29 or creative work in the functional and aesthetic design of structures,

1 the teaching of advanced architectural courses in institutions of
2 higher learning, consultation, investigation, evaluation, planning,
3 design and professional observation of construction of public or private
4 structures, buildings, works or projects, and architectural review of
5 plans and specifications by regulatory agencies; it may by regulation
6 of the board include mechanical, electrical or structural design of
7 relatively minor importance to the project as a whole;

8 (8) "practice of engineering" means professional or creative
9 work, the adequate performance of which requires the application of
10 specialized knowledge of mathematics and sciences, dealing with the
11 functional and economic design of buildings, structures, machines,
12 equipment, utilities systems, materials, processes, works or projects,
13 public or private; the teaching of advanced engineering courses in
14 institutions of higher learning, the direction of or the performance
15 of engineering surveys, consultation, investigation, evaluation,
16 planning, design, and professional observation of construction of
17 public and private structures, buildings, works or projects and engi-
18 neering review of plans and specifications by regulatory agencies;
19 it may by regulation of the board include architectural design of
20 relatively minor importance to the project as a whole, but it does
21 not include comprehensive architectural services;

22 (9) "practice of land surveying" means any service or work
23 the adequate performance of which involves the application of special
24 knowledge of the principles of mathematics, the related sciences, and
25 the relevant requirements of law for adequate evidence of the act of
26 measuring and locating land, geodetic and cadastral surveys for the
27 location and monumentation of property boundaries, for the platting
28 and planning of land and subdivisions, and for the preparation and
29 perpetuation of maps, record plats, field note records and property

1 descriptions that represent these surveys;

2 (10) "professional architect" means a person who has been
3 legally registered as a professional architect by the board;

4 (11) "professional engineer" means a person who has been
5 legally registered as a professional engineer by the board;

6 (12) "professional land surveyor" means a person who has
7 been legally registered as a professional land surveyor by the board;

8 (13) "responsible charge" means the direct control and
9 personal supervision of work.

10 Sec. 08.48.351. SHORT TITLE. This chapter may be cited as the
11 Architects, Engineers and Land Surveyors Registration Act.

12 * Sec. 4. AS 08.01.010(8) is amended to read:

13 (8) State Board of Registration for Architects, Engineers
14 and Land Surveyors [BOARD OF ENGINEERS AND ARCHITECTS EXAMINERS];

15 * Sec. 5. AS 44.62.330(a)(4) is amended to read:

16 (4) State Board of Registration for Architects, Engineers
17 and Land Surveyors [BOARD OF ENGINEERS AND ARCHITECTS EXAMINERS]

18 * Sec. 6. (a) A person holding a valid certificate of registration
19 entitling him to practice architecture, engineering or land surveying under
20 prior provisions of AS 08.48 on the effective date of this Act is entitled
21 to practice under the new provisions of AS 08.48 in architecture, engineering
22 or land surveying for which the original certificate of registration was
23 issued. An engineer holding a valid registration under prior provisions of
24 AS 08.48, who may by inherent right under those prior provisions practice
25 land surveying, is entitled to be registered as a land surveyor if he makes
26 application for registration to the board within 365 calendar days after
27 the effective date of this Act, at which time his right to practice land
28 surveying under prior provisions of AS 08.48 expires.

29 (b) A person serving on the Board of Engineers and Architects

1 Examiners under prior provisions of AS 08.48 may continue in office as a
2 member of the State Board of Registration for Architects, Engineers and Land
3 Surveyors until completion of his term.

4 (c) A person certified or registered under prior provisions of AS 08.-
5 48 as engineer-in-training or architect-in-training is required to pass only
6 that part of the written examination required by the new provisions of
7 AS 08.48 as may be determined by the board.

8 * Sec. 7. This Act takes effect July 1, 1972.

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