

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 S*

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 AS 08.48.010 - 08.48.430 are repealed.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  
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.

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The board shall administer the provisions of this chapter and comply  
with the Administrative Procedure Act (AS 44.62).

19

(b) The board consists of nine members appointed by the governor  
having the qualifications as set out in sec. 31 of this chapter. The  
board consists of three civil engineers, one of whom is knowledgeable  
in land surveying, one mining engineer, two engineers from other  
branches of the profession of engineering, and three architects. At  
least six members of the board shall be registered engineers.

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Sec. 08.48.021. APPOINTMENTS AND TERMS. (a) The governor shall  
give each member of the board a certificate of his appointment, and  
the member shall file with the lieutenant governor his written oath  
or affirmation for faithful discharge of his official duty.

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(b) The term of office for board members is six years. The

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

10 Sec. 08.48.031. QUALIFICATIONS. Each member of the board must  
11 have been a resident in the state for three consecutive years immediate-  
12 ly preceding his appointment.

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

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

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

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

25 (c) The board may make expenditures from appropriated funds for  
26 any purpose which is reasonably necessary for the proper performance of  
27 its duties under this chapter. This may include the expenses of the  
28 board delegates to meetings of councils of architect examiners, engi-  
29 neering examiners or land surveyor examiners, or any of their subdi-

1 visions. The total amount of warrants issued in payments of the  
2 expenses incurred under this chapter may not exceed the amount of  
3 money appropriated by the legislature.

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

- 8 (1) the name, age and last known address of each applicant;
- 9 (2) the date of application;
- 10 (3) the place of business of the applicant;
- 11 (4) education, experience and other qualifications;
- 12 (5) type of examination required;
- 13 (6) whether or not the applicant was rejected;
- 14 (7) whether or not a certificate of registration or  
15 authorization was granted or endorsed;
- 16 (8) the date of the action of the board;
- 17 (9) other action taken by the board;
- 18 (10) issue and receive applications;
- 19 (11) notify applicants of their acceptance or rejection as  
20 determined by the board;
- 21 (12) notify applicants of the results of the examination;
- 22 (13) issue licenses and certificates as authorized by the  
23 board;
- 24 (14) issue duplicate licenses or certificates upon proof of  
25 loss of the original and payment of a fee;
- 26 (15) notify licensees of renewal dates at least 30 days before  
27 the expiration date of their licenses;
- 28 (16) perform other services, or provide information, that may  
29 be requested by the board.

1 (b) The record of the board is prima facie evidence of the  
2 proceedings of the board, and a transcript, certified by the secretary  
3 is admissible as evidence with the same effect as if the original were  
4 produced.

5 (c) Annually, as of the end of the fiscal year, the board shall  
6 submit to the governor a report of its transactions of the preceding  
7 year, and shall transmit to him a complete statement of the receipts  
8 and expenditures of the board, attested by affidavits of its president  
9 and its secretary. Board records and papers of the following class  
10 are of a confidential nature and are not public records: examination  
11 material for examinations not yet given, file records of examination  
12 problems, solutions, letters of inquiry and reference concerning  
13 applicants, board inquiry forms concerning applicants, investigation  
14 files if an investigation is still pending, and all other matters of  
15 like confidential nature.

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

25 Sec. 08.48.091. WRITTEN EXAMINATIONS AND EXAMINATION FEES.  
26 Written examinations shall be held at least twice each year at places  
27 determined by the board. A candidate failing an examination may apply  
28 for reexamination. The examination fee for applicants shall be estab-  
29 lished by the board in an amount not to exceed \$50 and shall accompany  
CS SSB 239 (Judiciary) am -4-

1 the application.

2 Sec. 08.48.101. REGULATIONS: BYLAWS: CODE OF ETHICS. (a) The  
3 board may adopt regulations to carry out the purposes of this chapter,  
4 including, but not limited to

5 (1) describing the contents of an examination;

6 (2) establishing the conduct of an examination;

7 (3) establishing a minimum score for passing an  
8 examination;

9 (4) establishing bylaws governing its meetings and  
10 activities;

11 (5) publishing a code of ethics or professional conduct  
12 for those persons regulated by this chapter, including corporations  
13 under sec. 241 of this chapter.

14 (b) The regulations, bylaws and code of ethics or professional  
15 conduct promulgated by the board shall be published in the annual  
16 report to the governor.

17 Sec. 08.48.111. INJUNCTION. Upon failure or refusal of a person  
18 to comply with an order of the board, the board may bring an action in  
19 the superior court to enforce compliance with this chapter or an order  
20 of the board, or to enjoin a person from doing an act that violates  
21 this chapter.

22 Sec. 08.48.121. POWER TO REVOKE OR SUSPEND CERTIFICATE. The  
23 board may suspend, refuse to renew, or revoke the certificate of or  
24 reprimand a registrant or corporation who is found guilty of (1)  
25 fraud or deceit in obtaining a certificate; (2) gross negligence,  
26 incompetence, or misconduct in the practice of architecture, engineer-  
27 ing or land surveying; (3) violation of this chapter, a regulation  
28 adopted under it, or the code of ethics or professional conduct as  
29 promulgated by the board; or (4) a crime involving moral turpitude

1 relevant to one of those professions. The code of ethics or professional  
2 conduct shall be made known in writing to every registrant and appli-  
3 cant for registration under this chapter, and shall be published with  
4 the roster provided for in sec. 81 of this chapter. This publication  
5 constitutes due notice to all registrants. The board may revise and  
6 amend its code and upon doing so shall immediately notify each regis-  
7 trant in writing of the revisions or amendments. The board may, upon  
8 petition of the registrant or corporation, reissue a certificate if a  
9 majority of the members of the board vote in favor of the reissuance.

10 Sec. 08.48.131. DISCIPLINARY ACTION AND PROCEDURE. Any person  
11 may file with the secretary of the board a charge of fraud, deceit,  
12 gross negligence, incompetence, misconduct or violation of this  
13 chapter, a regulation adopted under it, or the code of ethics of the  
14 board. Such a charge, constituting an accusation under the Adminis-  
15 trative Procedure Act (AS 44.62), shall be in writing and sworn to by  
16 the person making it. A charge may be dismissed by the board as  
17 unfounded or trivial.

18 Sec. 08.48.151. LEGAL COUNSEL. The attorney general of the  
19 state shall act as legal advisor to the board and render legal assis-  
20 tance upon request of its president.

21 ARTICLE 2. REGISTRATION AND PRACTICE.

22 Sec. 08.48.171. GENERAL REQUIREMENTS AND QUALIFICATIONS FOR  
23 REGISTRATION. An applicant for registration as an architect, engineer  
24 or land surveyor must be of good character and reputation and must  
25 submit evidence satisfactory to the board of his education, training  
26 and experience.

27 Sec. 08.48.181. REGISTRATION UPON EXAMINATION. Except as pro-  
28 vided in sec. 191 of this chapter, for registration as a professional  
29 architect, professional engineer or professional land surveyor, a

1 person shall be examined in this state in accordance with the regula-  
2 tions of procedure and standards adopted by the board in accordance  
3 with the Administrative Procedure Act (AS 44.62), which procedure and  
4 standards shall at least meet the requirements adopted by recognized  
5 national examining councils for these professions.

6 Sec. 08.48.191. REGISTRATION BY COMITY OR ENDORSEMENT. (a) A  
7 person holding a certificate of registration authorizing him to practice  
8 architecture in a state, territory or possession of the United States,  
9 the District of Columbia, or a foreign country, or holding a certificate  
10 of qualification issued by the National Council of Architectural Registra-  
11 tion Board, which, in the opinion of the board, meets the requirements of  
12 this chapter, based on verified evidence, may, upon application, be  
13 registered in accordance with the regulations of the board.

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

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

29 Sec. 08.48.201. APPLICATION AND FEES FOR REGISTRATION. (a)

1 Application for registration as a professional architect, a professional  
2 engineer or a professional land surveyor shall be on a form prescribed  
3 and furnished by the board; shall contain statements made under oath,  
4 showing the applicant's education and a detailed summary of his  
5 technical experience; and shall contain five references, three of whom  
6 must be architects for architectural registration, engineers for  
7 engineering registration, and land surveyors for land surveying regis-  
8 tration, having personal knowledge of the applicant's architectural,  
9 engineering or land surveying education, training or experience.

10 (b) The registration fee for professional architects, professional  
11 engineers and professional land surveyors shall be established by the  
12 board in an amount not to exceed \$100 and shall accompany the application  
13 for registration.

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

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

26 Sec. 08.48.221. SEALS. Each registrant may obtain a seal of the  
27 design authorized by the board, bearing the registrant's name,  
28 registration number, and the legend "Registered Professional Architect,"  
29 "Registered Professional Engineer," or "Registered Professional Land  
CS SSB 239 (Judiciary) am -8-

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

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

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

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

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

28 (1) an application for a certificate of authorization upon  
29 a form to be prescribed by the board and containing information re-

1       quired to enable the board to determine whether the corporation is  
2       qualified in accordance with the provisions of this chapter to offer  
3       to practice architecture, engineering or land surveying in this state;

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

14              (3) a designation in writing setting out the name of one or  
15      more persons holding certificates of registration under this chapter  
16      who are in responsible charge of each major branch of the architectural,  
17      engineering or land surveying activities in which the corporation  
18      specializes in this state; if a change in the person in responsible charge  
19      of a major branch of the architectural, engineering or land surveying  
20      activities is made, the change shall be designated in writing and filed  
21      with the board within 30 days after the effective date of 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 surveyign 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 (12) an officer or employee of an individual, firm, partner-  
16 ship, association or corporation which officer or employee practices  
17 architecture, engineering or land surveying when required by his official  
18 capacity or work duties connected with his employment if such individual  
19 firm, partnership, association or corporation is not engaged in the  
20 business of offering architectural, engineering or land surveying  
21 services to the public.

22 Sec. 08.48.341. DEFINITIONS. In this chapter

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

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

26 (3) "certificate of authorization" means a certificate  
27 issued by the board authorizing a corporation to provide professional  
28 services in architecture, engineering or land surveying through  
29 individuals legally registered by the board;

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

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

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

6 (7) "practice of architecture" means professional service  
7 or creative work in the functional and aesthetic design of structures,  
8 the teaching of advanced architectural courses in institutions of  
9 higher learning, consultation, investigation, evaluation, planning,  
10 design and professional observation of construction of public or private  
11 structures, buildings, works or projects, and architectural review of  
12 plans and specifications by regulatory agencies; it may by regulation  
13 of the board include mechanical, electrical or structural design of  
14 relatively minor importance to the project as a whole;

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

29 (9) "practice of land surveying" means any service or work

1 the adequate performance of which involves the application of special  
2 knowledge of the principles of mathematics, the related sciences, and  
3 the relevant requirements of law for adequate evidence of the act of  
4 measuring and locating land, geodetic and cadastral surveys for the  
5 location and monumentation of property boundaries, for the platting  
6 and planning of land and subdivisions, and for the preparation and  
7 perpetuation of maps, record plats, field note records and property  
8 descriptions that represent these surveys;

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

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

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

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

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

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

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

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

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

25 \* Sec. 6. (a) A person holding a valid certificate of registration  
26 entitling him to practice architecture, engineering or land surveying under  
27 prior provisions of AS 08.48 on the effective date of this Act is entitled  
28 to practice under the new provisions of AS 08.48 in architecture, engineering  
29 or land surveying for which the original certificate of registration was

1 issued. An engineer holding a valid registration under prior provisions of  
2 AS 08.48, who may by inherent right under those prior provisions practice  
3 land surveying, is entitled to be registered as a land surveyor if he makes  
4 application for registration to the board within 365 calendar days after  
5 the effective date of this Act, at which time his right to practice land  
6 surveying under prior provisions of AS 08.48 expires.

7 (b) A person serving on the Board of Engineers and Architects  
8 Examiners under prior provisions of AS 08.48 may continue in office as a  
9 member of the State Board of Registration for Architects, Engineers and Land  
10 Surveyors until completion of his term.

11 (c) A person certified or registered under prior provisions of AS 08.-  
12 48 as engineer-in-training or architect-in-training is required to pass only  
13 that part of the written examination required by the new provisions of  
14 AS 08.48 as may be determined by the board.

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