

Introduced: 2/25/74  
Referred: Commerce and  
Judiciary

1 IN THE HOUSE

BY CHANCE

2 HOUSE BILL NO. 730

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act requiring certification of motor vehicle  
7 mechanics; and providing for an effective date."

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

9 \* Section 1. AS 08 is amended by adding a new chapter to read:

10 CHAPTER 67. MOTOR VEHICLE MECHANICS.

11 ARTICLE 1. MOTOR VEHICLE MECHANICS CERTIFICATION BOARD.

12 Sec. 08.67.010. CREATION AND MEMBERSHIP OF BOARD. (a) There is  
13 created the Motor Vehicle Mechanics Certification Board, consisting of  
14 seven members appointed by the governor and approved by the legisla-  
15 ture.

16 (b) The membership shall include

- 17 (1) a vocational instructor of mechanics,  
18 (2) a person who is associated with the operation of a  
19 motor vehicle mechanic shop,  
20 (3) a person who is experienced in the field of diesel  
21 mechanics,  
22 (4) a person who is experienced in the field of aviation  
23 mechanics,  
24 (5) a person who is experienced in the field of automobile  
25 mechanics.

26 Sec. 08.67.020. TERM OF OFFICE. Each member serves a term of  
27 three years and until his successor is appointed. The first board  
28 shall be appointed with two members having three-year terms, two  
29 members having four-year terms, and one member having a five-year

1 term. A board member may not serve more than two full consecutive  
2 terms. If a vacancy occurs on the board due to resignation, death or  
3 other cause, the governor shall appoint a qualified person to serve  
4 the unexpired term in the same manner as original appointments.

5 Sec. 08.67.030. BOARD MEETINGS. The board shall meet as often  
6 as and at the times and places necessary to conduct its business.

7 Sec. 08.67.040. POWERS AND DUTIES OF THE BOARD. The board shall

8 (1) receive applications and issue certificates and renewals;

9 (2) review vocational education programs including those  
10 in public schools for mechanics and determine those which qualify as  
11 approved training programs;

12 (3) evaluate work experience and determine that which  
13 qualifies as approved work experience;

14 (4) adopt and amend regulations under the Administrative  
15 Procedure Act (AS 44.62) which may be necessary to the effective  
16 functioning of the board; and

17 (5) establish and require reasonable fees for certification.

18 Sec. 08.67.050. ADMINISTRATIVE DUTIES OF THE DEPARTMENT. The  
19 department shall furnish the board with administrative services,  
20 including collecting fees, issuing receipts and keeping records of  
21 receipts, printing and distributing applications, and keeping a current  
22 register of certificate holders.

23 ARTICLE 2. CERTIFICATION.

24 Sec. 08.67.060. CERTIFICATE REQUIRED. No person may engage in  
25 or be employed as a motor vehicle mechanic without a certificate issued  
26 by the board. Violation of this section is a misdemeanor punishable  
27 by a \$500 fine.

28 Sec. 08.67.070. APPLICATION FOR CERTIFICATE. (a) A person  
29 applying for a motor vehicle mechanics certificate or renewal of a

1 certificate shall submit to the board evidence of

2 (1) participation in and successful completion of an  
3 approved training program;

4 (2) employment for at least one year as a mechanic in an  
5 approved work experience; or

6 (3) possession of a license or certificate from a state or  
7 territory of the United States or a foreign country, if the requirements  
8 for the license or certificate there at the date of his license or  
9 certificate are considered by the board as equivalent to those in this  
10 chapter.

11 (b) Certificates automatically expire five years from the date  
12 of certification. A person who wishes to renew his certificate must  
13 file an application for renewal with the board.

14 Sec. 08.67.080. DENIAL, SUSPENSION AND REVOCATION OF CERTIFICATE.

15 (a) The board may deny, suspend or revoke a motor vehicle mechanics  
16 certificate upon a finding that

17 (1) the application is fraudulent or misleading; or

18 (2) the mechanic is incompetent or is engaged in fraudulent  
19 practices.

20 (b) Notice of a proposed denial, suspension or revocation of a  
21 certificate shall be given in writing, stating the grounds.

22 (c) Proceedings for the denial, suspension or revocation shall  
23 be governed by the Administrative Procedure Act (AS 44.62).

24 ARTICLE 3. GENERAL PROVISIONS.

25 Sec. 08.67.090. DEFINITIONS. In this chapter

26 (1) "board" means the Motor Vehicle Mechanics Certification  
27 Board;

28 (2) "department" means the Department of Commerce;

29 (3) "motor vehicle mechanic" means a person engaged in the

1 business of, or purported to be in the business of, installing, build-  
2 ing, repairing or maintaining motors or parts of motors in motor  
3 vehicles.

4 \* Sec. 2. AS 08.67.010 - 08.67.050 in sec. 1 of this Act take effect on  
5 the day after their passage and approval or on the day they become law  
6 without approval.

7 \* Sec. 3. AS 08.67.060 - 08.67.090 in sec. 1 of this Act take effect  
8 January 1, 1978.