

Original sponsor: Commerce Committee

Offered: 4/28/80
Referred: Rules

1 IN THE HOUSE

BY THE COMMERCE COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 994

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act continuing the existence of the Board of Welding
7 Examiners, and amending the statute relating to its
8 powers and responsibilities; and providing for an
9 effective date."

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

11 * Section 1. AS 08.99.010 is amended to read:

12 Sec. 08.99.010. CREATION AND MEMBERSHIP OF BOARD. There is created
13 the Board of Welding Examiners, consisting of five [SEVEN] members
14 appointed by the governor.

15 * Sec. 2. AS 08.99.020 is amended to read:

16 Sec. 08.99.020. TERM OF OFFICE. Board members serve a term of
17 five years. A person appointed to the board may not serve more than two
18 consecutive terms. [HOWEVER, OF THE MEMBERS FIRST APPOINTED, ONE SHALL
19 BE APPOINTED FOR A TERM OF ONE YEAR, ONE FOR TWO YEARS, ONE FOR THREE
20 YEARS, ONE FOR FOUR YEARS, AND THREE FOR TERMS OF FIVE YEARS.]

21 * Sec. 3. AS 08.99.030 is amended to read:

22 Sec. 08.99.030. SOURCE OF APPOINTMENTS. The governor shall ap-
23 point three of the board members from a list of persons prepared by the
24 Alaska Chapter of the American Welding Society and the Alaska Society of
25 Professional Engineers and submitted at least 30 days before the expira-
26 tion of a term and not more than 60 days after a vacancy occurs in an
27 unexpired term. The list shall contain not less than two recommended
28 candidates for each appointment. The governor shall make appointments
29 within 30 days after receiving the list. The governor shall appoint two

1 members from the general public, one of whom must have general knowledge
2 of welding.

3 * Sec. 4. AS 08.99.050 is amended to read:

4 Sec. 08.99.050. QUALIFICATIONS OF BOARD MEMBERS. Each member of
5 the board shall be a citizen of the United States and a resident of the
6 state. At least one [THREE] member [MEMBERS] shall have an [BE PERSONS
7 WITH] engineering degree [DEGREES] or registration as an engineer and
8 [EACH ENGINEER MEMBER] shall have at least five years engineering experi-
9 ence and at least three years experience in welding. At least two mem-
10 bers shall be welding inspectors certified by the American Welding
11 Society. [ALL MEMBERS SHALL HAVE EXTENSIVE EXPERIENCE IN WELDING.]

12 * Sec. 5. AS 08.99.080(a)(1) is amended to read:

13 (1) adopt [ESTABLISH AND PROMULGATE RULES AND] regulations
14 concerning certification of welders and welding inspectors in the state;

15 * Sec. 6. AS 08.99.080(a)(2) is amended to read:

16 (2) establish and define certification tests as they apply to
17 various types and categories of work done in or for the state or for a
18 political subdivision of the state;

19 * Sec. 7. AS 08.99.080(a)(3) is amended to read:

20 (3) work with federal and private agencies and specifying
21 engineers to establish uniform testing and certifying methods [FOR ALL
22 WELDERS THROUGHOUT THE STATE];

23 * Sec. 8. AS 08.99.080(a)(9) is amended to read:

24 (9) adopt [PROMULGATE] regulations concerning the quality
25 and inspection of welds and qualifications of welders required in speci-
26 fic areas of industry and construction, including construction by or on
27 behalf of the state or a political subdivision of the state, and desig-
28 nate reporting procedures necessary to certify compliance with these
29 quality standards;

1 * Sec. 9. AS 08.99.080(a) is amended by adding new paragraphs to read:

2 (11) prepare an annual budget to be submitted to the legis-
3 lature and request an annual appropriation from the general fund to
4 cover operating expenses of the board, not to exceed the amount of
5 income to be received from fees under this chapter for the year;

6 (12) adopt regulations requiring the application of the latest
7 standards and codes adopted by the American Welding Society if a contract
8 or job specification fails to designate the standards or codes to be
9 applied to a particular weldment.

10 * Sec. 10. AS 08.99.080(b) is amended to read:

11 (b) The board may request [TECHNICAL] personnel from the Depart-
12 ment of Commerce and Economic Development [LABOR] for the purpose of
13 reviewing and analyzing reports and may request field inspection by the
14 department for the purpose of assuring compliance with, and enforcement
15 of the regulations [, RULES] and orders adopted [PROMULGATED] under this
16 chapter [AS 08.99.010 - 08.99.110].

17 * Sec. 11. AS 08.99.080 is amended by adding a new subsection to read:

18 (c) The board may adopt regulations to permit certified welding
19 inspectors to examine, certify, and renew certifications of welders.

20 * Sec. 12. AS 08.99 is amended by adding a new section to read:

21 Sec. 08.99.085. RENEWAL OF WELDING INSPECTOR CERTIFICATES. Not-
22 withstanding AS 08.01.100(a), the certificate of a welding inspector
23 issued under this chapter expires on the date of expiration of the
24 welding inspectors certification by the American Welding Society.

25 * Sec. 13. AS 08.03.010(c) is amended by adding a new paragraph to read:

26 (2) Board of Welding Examiners (AS 08.99.010) -- June 30,
27 1984.

28 * Sec. 14. AS 08.99.110 and AS 08.03.010(b)(10) are repealed.

29 * Sec. 15. Members of the Board of Welding Examiners serving on the board

1 on the effective date of this Act shall continue in office until the expira-
2 tion of their terms. The board shall be reconstituted in accordance with
3 secs. 3 and 4 of this Act as terms expire. In the year that three terms of
4 members expire simultaneously, two of those terms are abolished upon their
5 expiration.

6 * Sec. 16. At the next meeting of the Board of Welding Examiners, the
7 board shall adopt, in accordance with AS 44.62.250 and 44.62.260, regulations
8 which

9 (1) provide that welding is required to be performed by a certi-
10 fied welder only if the welding has been advertised for hire or is performed
11 for compensation under a written contractual agreement;

12 (2) require the signature and license number of the welding in-
13 spector who issues the certificate to appear on a welding qualification
14 certificate;

15 (3) provide that a welder need not be continuously employed on the
16 welding process for which he is certified in order to keep that certification
17 valid;

18 (4) provide that when the inspection of a weldment is required by
19 law, regulation, ordinance, code, job specification or agreement, the inspec-
20 tion may be performed only by a licensed welding inspector, except in the
21 circumstances described in (5) of this section;

22 (5) permit the inspection of a weldment in a public works project
23 by a qualified engineer if a licensed welding inspector is not available, if
24 the engineer has been approved by the board, and if the inspection is per-
25 formed under the general direction of a licensed welding inspector; the
26 regulation adopted under this paragraph expires January 1, 1982; and

27 (6) are needed to implement this Act.

28 * Sec. 7. This Act takes effect immediately in accordance with AS 01.10.-
29 070(c).