

Original sponsor: Koponen

BY THE LABOR AND
COMMERCE COMMITTEE

1 IN THE HOUSE

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CS FOR HOUSE BILL NO. 425 (L&C)

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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FIFTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

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For an Act entitled: "An Act relating to regulation of architects, engineers, and land surveyors; extending the termination date of the State Board of Registration for Architects, Engineers, and Land Surveyors; and providing for an effective date."

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

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* Section 1. AS 08.03.010(c)(15) is amended to read:

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(15) State Board of Registration for Architects, Engineers,

14

and Land Surveyors (AS 08.48.011) -- June 30, 1992 [1988].

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* Sec. 2. AS 08.48.111 is amended to read:

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Sec. 08.48.111. POWER TO REVOKE, SUSPEND, OR REISSUE CERTIFI-

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CATE. The board may suspend, refuse to renew, or revoke the certifi-

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cate of or reprimand a registrant or corporation who is found guilty

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of (1) fraud or deceit in obtaining a certificate; (2) gross negli-

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gence, incompetence, or misconduct in the practice of architecture,

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engineering, or land surveying; or (3) a violation of this chapter, a

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regulation adopted under this chapter [IT], or the code of ethics or

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professional conduct as adopted by the board. The code of ethics or

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professional conduct shall be distributed [MADE KNOWN] in writing to

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every registrant and applicant for registration under this chapter[,

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AND SHALL BE PUBLISHED WITH THE ROSTER PROVIDED FOR IN AS 08.48.081].

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This publication and distribution of the code of ethics or profession-

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al conduct constitutes due notice to all registrants. The board may

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revise and amend its code and, upon doing so, shall immediately notify

1 each registrant in writing of the revisions or amendments. The board
2 may, upon petition of the registrant or corporation, reissue a certifi-
3 cate if a majority of the members of the board vote in favor of the
4 reissuance.

5 * Sec. 3. AS 08.48.331 is repealed and reenacted to read:

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

7 (1) a contractor of work designed by a professional archi-
8 tect or engineer or the supervision of the construction of this work
9 as a foreman or superintendent for a contractor;

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

12 (3) an officer or employee of the United States government
13 practicing architecture, engineering, or land surveying as required by
14 that person's official capacity;

15 (4) an employee or a subordinate of a person registered
16 under this chapter if the work or service is done under the direct
17 supervision of a person registered under this chapter;

18 (5) associates, consultants, or specialists retained by a
19 registered individual, a partnership of registered individuals, or a
20 corporation authorized under this chapter, in the performance of
21 professional services if responsible charge of the work remains with
22 the individual, partnership, or designated representative of the
23 corporation;

24 (6) a person preparing plans, drawings, or specifications
25 for

26 (A) farm or ranch buildings, unless the public health,
27 safety, or welfare is involved;

28 (B) a building intended to be used only as a residence
29 by not more than four families and not more than two stories

1 high;

2 (C) a building not intended for public use with a
3 total of not more than 1,000 square feet of floor space unless
4 the public health, safety, or welfare is involved;

5 (7) a specialty contractor licensed under AS 08.18 while
6 engaged in the business of contracting or designing systems for work
7 within the specialty to be performed or supervised by the specialty
8 contractor, or a contractor preparing shop or field drawings for work
9 which the specialty contractor has contracted to perform;

10 (8) a person furnishing plans, drawings, specifications,
11 instruments of service, or other data for alterations or repairs to a
12 building that do not change or affect the structural system, safety of
13 the building, or the public health, safety, or welfare.

14 * Sec. 4. AS 08.48.341(7) is amended to read:

15 (7) "practice of architecture" means professional service
16 or creative work in the [FUNCTIONAL AND AESTHETIC] design of buildings
17 [STRUCTURES], the teaching of advanced architectural courses in insti-
18 tutions of higher learning, consultation, investigation, evaluation,
19 planning, design, and professional observation of construction of
20 public or private [STRUCTURES,] buildings, works, or projects, and
21 architectural review of plans and specifications by regulatory
22 agencies; "practice of architecture" [IT] may by regulation of the
23 board include mechanical, electrical, or structural design of
24 [RELATIVELY] minor importance [TO THE PROJECT AS A WHOLE];

25 * Sec. 5. AS 08.48.341(8) is amended to read:

26 (8) "practice of engineering" means professional service or
27 creative work, the adequate performance of which requires the [APPLI-
28 CATION OF] specialized knowledge of applied mathematics and sciences,
29 dealing with the [FUNCTIONAL AND ECONOMIC] design of [BUILDINGS,]

1 structures, machines, equipment, utilities systems, materials, pro-
2 cesses, works, or projects, public or private; the teaching of ad-
3 vanced engineering courses in institutions of higher learning; [,] the
4 direction of or the performance of engineering surveys, consultation,
5 investigation, evaluation, planning, [DESIGN,] and professional
6 observation of construction of public and private structures, [BUILD-
7 INGS,] works, or projects and engineering review of plans and speci-
8 fications by regulatory agencies; "practice of engineering" [IT] may
9 by regulation of the board include architectural building design of
10 [RELATIVELY] minor importance [TO THE PROJECT AS A WHOLE], but it doe
11 not include comprehensive architectural services;

12 * Sec. 6. AS 08.48.341 is amended by adding new paragraphs to read:

13 (14) "building" means a structure used or intended for
14 human occupancy;

15 (15) "structure" means a system of materials and components
16 that resists horizontal and vertical loads.

17 * Sec. 7. AS 08.48.081 is repealed.

18 * Sec. 8. This Act takes effect immediately under AS 01.10.070(c).