

SB

320

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 4/20/94

FURTHER:

DATE TURNED INTO OFFICE: 4-25-94

The Finance Committee considered **SENATE BILL NO. 320**

"An Act relating to occupational licensing boards and commissions; and relating to architects, engineers, and land surveyors."

and recommends:

- replace with CS SB 320 (FINANCE)
- or adopt previous CS _____ (_____)
- attaches amendment(s)

- same title
- new title
- technical title change (HB only)

- adopts _____ Letter of Intent
- further referral to the _____

4/25
CS (Fin)
Coming

- do pass
- do not pass
- no recommendation
- individual recommendations

NEW FISCAL NOTES

Department	Date	Zero	Fiscal

PREVIOUS FISCAL NOTES

Department	Date	Zero	Fiscal
DoT&PF	2/24/94	✓	
DC&ED	3/14/94	✓	

Appropriation No Fiscal Note

DO PASS.

1. _____
Co-Chair: Signature/Recommendation

OTHER RECOMMENDATIONS:

Steve Pini No Recommendation
Ben Spang N.R.
Greg Jacks
J. Katsulis Do not pass
2. *James Cooney No Rec*
Co-Chair: Signature/Recommendation

FISCAL NOTE

No. 1

Bill Version: SB 320

(S) Publish Date: 4-21-94

Revision Date:
Title: Occupational Licensing

Department Affected: DOT&PF
BRU: E&OS

Sponsor: Leman
Requestor:

Component: D&C
Component Serial Number: #547

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY95	FY96	FY97	FY98	FY99	FY00
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL OPERATING:	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE FUND SOURCE	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

1002 FEDERAL RECEIPTS	0	0	0	0	0	0
1003 GF MATCH	0	0	0	0	0	0
1004 GF	0	0	0	0	0	0
1005 GF/PROGRAM RECEIPTS	0	0	0	0	0	0
1006 GF/MHTIA	0	0	0	0	0	0
OTHER	0	0	0	0	0	0
TOTAL FUNDING:	0	0	0	0	0	0

POSITIONS

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

Estimate of current year (FY94) impact: \$0

ANALYSIS: (Attach a separate page if necessary)

Changes in CSB 320 (L&C)
have no fiscal impact. This
fiscal note is appropriate.

4-20-94 APZ
date | Comte Aide (initial)

Prepared by: Mal Linthwaite, Deputy State Engineer

Phone: 465-2960

Division: Engineering & Operations Standards

Date: February 23, 1994

Approved by Commissioner: B.A. Campbell

Phone: 465-3901

Agency: Department of Transportation and Public Facilities

Date: February 24, 1994

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FISCAL NOTE

Bill Version: SB 320

(S) Publish Date: 4-21-94

**STATE OF ALASKA
1994 LEGISLATIVE SESSION**

Revision Date: 3/14/94
 Title: An Act relating to occupational licensing board
and commissions; and relating to AELS.
 Sponsor: Senator Leman
 Requestor: Senator Leman

Department: Commerce and Economic Dev.
 BRU: Occupational Licensing
 Component: Operations

COMPONENT SERIAL NO. 1844

Expenditures/Revenues		(Thousands of Dollars)					
OPERATING EXPENDITURES	FY 95	FY 96	FY 97	FY 98	FY 99	FY 00	
PERSONAL SERVICES							
TRAVEL							
CONTRACTUAL							
SUPPLIES							
EQUIPMENT							
LAND & STRUCTURES							
GRANTS, CLAIMS							
MISCELLANEOUS							
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0	

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES	0.0	0.0	0.0	0.0	0.0	0.0
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FUND SOURCE		(Thousands of Dollars)					
1002 Federal Receipts							
1003 GF Match							
1004 General Fund							
1005 GF/Program Receipts							
1006 GF/MHTIA							
Other							
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0	

Changes in SB 320 (LAC) have no fiscal impact. This fiscal note is appropriate.
4/20/94 date o/lf Comtee Aide (initial)

Estimate of any current year (FY 94) cost: \$ None

POSITIONS							
FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0	
PART-TIME	0.0	0.0	0.0	0.0	0.0	0.0	
TEMPORARY	0.0	0.0	0.0	0.0	0.0	0.0	

ANALYSIS: (Attach a separate page if necessary)
 SB 320 amends the appointment and terms provision under AS 08.01.035 for board and commission members; and make several amendments to AS 08.48 relating to the Board of Registration for Architects, Engineers, and Land Surveyors. New funds are not required to implement this bill.

Prepared by: Jennifer Strickler, Administrative Officer
 Division: Occupational Licensing
 Approved by Commissioner: Paul Fuhs
 Agency: Commerce and Economic Development

Phone: 465-2144
 Date: 3/14/94
 Date: 3/14/94

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10:05am

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8-LS1735R✓
Lauterbach
4/20/94

CS FOR SENATE BILL NO. 320()
IN THE LEGISLATURE OF THE STATE OF ALASKA
EIGHTEENTH LEGISLATURE - SECOND SESSION

BY

Offered:
Referred:

Sponsor(s): SENATOR LEMAN

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to membership on the Board of Registration for Architects,
2 Engineers, and Land Surveyors; relating to registration by the board; clarifying
3 the meaning of practicing or offering to practice architecture, engineering, or land
4 surveying; deleting teachers of postsecondary land surveying courses from a
5 registration exemption; and amending the definition of 'practice of land
6 surveying.'"

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

8 * Section 1. AS 08.48.011(b) is amended to read:

9 (b) The board consists of nine members appointed by the governor having the
10 qualifications as set out in AS 08.48.031. The board consists of two civil engineers,
11 three [ONE LAND SURVEYOR, ONE MINING ENGINEER, TWO] engineers from
12 other branches of the profession of engineering, two architects, one land surveyor, and
13 one public member.

1 * Sec. 2. AS 08.48.191(b) is amended to read:

2 (b) A person holding a certificate of registration authorizing the person to
3 practice engineering in a state, territory, or possession of the United States, the District
4 of Columbia, or a foreign country, that, in the opinion of the board meets the
5 requirements of this chapter, based on verified evidence, may, upon application, be
6 registered in accordance with regulations of the board. [A PERSON HOLDING A
7 CERTIFICATE OF QUALIFICATION ISSUED BY THE NATIONAL COUNCIL OF
8 ENGINEERING EXAMINERS COMMITTEE ON NATIONAL ENGINEERING
9 CERTIFICATION MAY, UPON APPLICATION, BE REGISTERED IN
10 ACCORDANCE WITH THE REGULATIONS OF THE BOARD.]

11 * Sec. 3. AS 08.48.321 is amended to read:

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

14 (1) practices a branch of the profession of architecture, engineering, or
15 land surveying as defined in AS 08.48.341;

16 (2) by verbal claim, sign, advertisement, letterhead, card, or other
17 means represents to be an architect, engineer, or land surveyor, or through the use of
18 some other title implies that the person is an architect, engineer, or land surveyor; or

19 (3) holds out as able to perform or who does perform an architectural,
20 engineering, or land surveying service recognized by the professions covered by this
21 chapter, and specified in regulations of the board, as architectural, engineering, or land
22 surveying.

23 * Sec. 4. AS 08.48.331 is amended to read:

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

25 (1) a contractor performing work designed by a professional architect
26 or engineer or the supervision of the construction of the work as a supervisor or
27 superintendent for a contractor;

28 (2) workers in building trades crafts, superintendents, supervisors, or
29 inspectors in the performance of their customary duties;

30 (3) an officer or employee of the United States government practicing
31 architecture, engineering, or land surveying as required by the person's official

1 capacity;

2 (4) an employee or a subordinate of a person registered under this
3 chapter if the work or service is done under the direct supervision of a person
4 registered under this chapter:

5 (5) associates, consultants, or specialists retained by a registered
6 individual, a partnership of registered individuals, or a corporation authorized to
7 practice architecture, engineering, or land surveying under this chapter, in the
8 performance of professional services if responsible charge of the work remains with
9 the individual, the partnership, or a designated representative of the corporation:

10 (6) a person preparing drawings or specifications for -

11 (A) a building for the person's own use and occupancy as a
12 single family residence;

13 (B) farm or ranch buildings, unless the public health, safety, or
14 welfare is involved:

15 (C) a building that is intended to be used only as a residence
16 by not more than four families and that is not more than two stories high:

17 (D) a garage, workshop, or similar building that contains less
18 than 2,000 square feet of floor space to be used for a private noncommercial
19 purpose:

20 (7) a specialty contractor licensed under AS 08.18 while engaged in the
21 business of construction contracting or designing systems for work within the specialty
22 to be performed or supervised by the specialty contractor, or a contractor preparing
23 shop or field drawings for work that the specialty contractor has contracted to perform:

24 (8) a person furnishing drawings, specifications, instruments of service,
25 or other data for alterations or repairs to a building that do not change or affect the
26 structural system or the safety of the building, or that do not affect the public health,
27 safety, or welfare:

28 (9) a person who is employed by a postsecondary educational
29 institution to teach engineering or [,] architectural [, OR LAND SURVEYING]
30 courses; in this paragraph, "postsecondary educational institution" has the meaning
31 given in AS 14.48.210.

1 * Sec. 5. AS 08.48.341(10) is amended to read:

2 (10) "practice of land surveying" means the teaching of land
3 surveying courses at an institution of higher learning, or any service or work the
4 adequate performance of which involves the application of special knowledge of the
5 principles of mathematics, the physical and applied related sciences, and the relevant
6 requirements of law for adequate evidence of the act of measuring and locating land,
7 lines, angles, elevations, natural and manmade features in the air, on the surface
8 of the earth, within underground workings, and on the beds of bodies of water for
9 the purpose of determining areas and volumes, geodetic and cadastral surveys for
10 the location and monumentation of property boundaries, for the platting and planning
11 of land and subdivisions of land, including the topography, alignment, and grades
12 for streets, and for the preparation and perpetuation of maps, record plats, field note
13 records, and property descriptions that represent these surveys;

SB 320

DIVISION OF LEGAL SERVICES

**LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA**

(907) 465-5367 or 465-2450
FAX (907) 465-2029
Mail Stop 3101

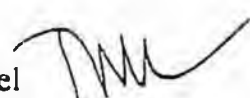
130 Seward Street, Suite 409
Juneau, Alaska 99801-2105

MEMORANDUM

April 20, 1994

SUBJECT: Sectional Summary of CSSB 320 () "K" version. (An Act relating to architects, engineers, and land surveyors.)

TO: Senator Loren Leman

FROM: Terri Lauterbach
Legislative Counsel 

You have requested a sectional summary of the above-described bill.

Since you have not asked any specific questions about the legal effect of this bill, this summary is fairly general. If you would like an interpretation of the bill as it may apply to a particular set of circumstances, please advise.

Section 1.

Changes the makeup of the Board of Architects, Engineers, and Land Surveyors.

Sec. 2.

Abolishes licensure based on certificates issued by the National Council of Engineering Examiners Committee on National Engineering Certification.

Sec. 3.

Clarifies, by adding an "or" on page 2, line 12, that any one of these activities constitutes the practice or offer to practice.

Sec. 4.

Removes the current licensure exemption for persons who teach land surveying at postsecondary educational institutions.

Sec. 5.

Amends the definition of "practice of land surveying" to add postsecondary teachers of land surveying and persons who plat or plan topography, alignment, and grades for streets.

TML:mi
94-093.mai

gmb

SENATE COMMITTEE REPORT
FIRST COMMITTEE OF REFERRAL

DATE: 2/14/94

FURTHER: ~~Industry~~ Finance

Date of 5-Day Notice: 3-10-94
(in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: 4-20-94

L&C Committee considered SB 320

"An Act relating to occupational licensing boards and commissions; and relating to architects, engineers, and land surveyors."

and recommends it be replaced with

and recommends:

replace with _____ CS SB 320 (LTC)

attaches amendment(s)

and report it back as follows

- same title
- new title
- technical title change (HB only)

adopts _____ Letter of Intent

further referral to the _____

do pass

do not pass

no recommendation

individual recommendations

phi/psi's

FISCAL NOTE INFORMATION

Department	Date	Zero	Fiscal
DCED	3/14/94	<input checked="" type="checkbox"/>	
DOT/PF	2/24/94	<input checked="" type="checkbox"/>	

Department	Date	Zero	Fiscal

Appropriation No Fiscal Note

Governor's Bill with Previous Fiscal Notes (enter information above)

DO PASS:

OTHER RECOMMENDATIONS:

Active Prior No Recommendation
 _____ NR
 _____ (NR)

Kell Sp
Chair Signature and Recommendation