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SENATE LABOR & COMMERCE COMMITTEE

SECTIONAL ANALYSIS FOR SENATE BILL 87: ARCHITECTS, ENGINEERS & SURVEYORS

Section 1.

Extends the sunset date to 2001. As introduced, the sunset date would have been 2003, the Labor & Commerce Committee agreed that four years is appropriate for sunset of this board.

Section 2.

L&C Committee accepted the change requested by the Alaska Professional Design Council and the Architects, Engineers and Land Surveyors Board to increase the size of the board to 10 members, adding a land surveyor seat. The request also specified that one of the engineer positions be an electrical or mechanical engineer to ensure that the board has a person with the appropriate background to review those applications. The L&C Committee agreed.

Sections 3 and 5.

The AELS Board has not used the terms "president, vice president" for many years. The appropriate terms "chair and vice-chair" were substituted here and in Section 5. Also, in Section 3, since the board has been increased to 10, five is no longer a quorum. The board then is subject to AS 08.01.030 "A majority of the membership... constitutes a quorum".

Section 4.

Previous language required exams for architects, engineers and land surveyors to be given at least two times/year. The land surveyor exam is not a national exam and the number of candidates do not justify administering it twice a year. The amended language leaves the board the flexibility to administer tests MORE than once a year, as necessary for engineers and architects, and to deal with the changing complexities of the engineering and architects exams through regulation.

Section 6.

Since statutes were changed to require boards to assess fees to cover the cost of their operation, the Division of Occupational Licensing has maintained the records stated here. The Board has not been complying with these statute references and requested them removed. The audit agreed with this recommendation.

Section 7.

Transitional provision makes it clear that the changes in SB 87 do not affect current members of the AELS Board, but as the engineer seats come open, one will be designated "electrical or mechanical engineer".

Section 8.

Effective date clause.

March 16, 1997

NOTICE OF PROPOSED CHANGES IN THE REGULATIONS OF THE
DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT
BOARD OF ARCHITECTS, ENGINEERS, AND LAND SURVEYORS

Notice is given that the Board of Architects, Engineers, and Land Surveyors, under the authority of AS 08.48.101, 08.48.171, 08.48.201, and 08.48.221, proposes to amend and adopt regulations in Title 12 of the Alaska Administrative Code, dealing with verification of work experience and site adaptation of drawings, to implement, interpret, and make specific AS 08.48.101, 08.48.171, 08.48.201, and 08.48.221, including:

1. 12 AAC 36.066, Verification of Land Surveyor Work Experience, is a new section that establishes a procedure for the department to hold completed work experience forms for a person who has not yet applied for registration. This section also clarifies the requirements for acceptable proof of work experience for applicants for land surveyor registration.
2. 12 AAC 36.195, Site Adaptation of Drawings, is a new section that establishes the standards that a registrant must follow when site adapting design documents prepared by others.

Notice is also given that the Department of Commerce and Economic Development, under the authority of AS 08.01.065 and AS 08.48.265 proposes to amend and adopt regulations in Title 12 of the Alaska Administrative Code dealing with a file opening fee, including:

1. 12 AAC 02.110, Board of Registration for Architects, Engineers, and Land Surveyors, is amended to add a new fee for opening a file for the retention of completed work verification forms.

Notice is also given that any person interested may present written comments relevant to the proposed action, including the potential costs to private persons of complying with the proposed action, by submitting written comments by mail, fax, or e-mail to:

JoAnne Cummings, Regulations Specialist
Department of Commerce and Economic Development
Division of Occupational Licensing
P O Box 110806
Juneau, AK 99811-0806
Fax: (907) 465-2974
e-mail: joanne_cummings@commerce.state.ak.us

Written comments must be received at the address above no later than **April 18, 1997**.

Additionally, any interested person may present oral or written comments relevant to the proposed action, including the potential costs to private persons of complying with the proposed action, at a

hearing to be held on May 8, 1997, beginning at 10:30 a.m., at the Holiday Inn, Ketchikan Room, 239 West 4th Avenue, Anchorage, Alaska.

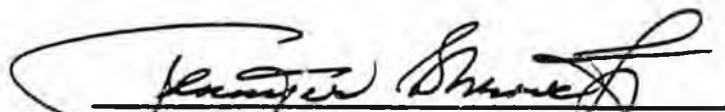
If you are a person with a disability who may need a special accommodation in order to participate in the process on the proposed regulations, please contact JoAnne Cummings at (907) 465-2537 no later than April 4, 1997 to make any necessary arrangements.

This action is not expected to require an increased appropriation.

Copies of the proposed regulations may be obtained by writing to the mail, fax, or e-mail address above or by telephoning (907) 465-2537.

After the close of the public comment period, the Department of Commerce and Economic Development and the Board of Architects, Engineers, and Land Surveyors will either adopt these or other proposals dealing with the same subject, without further notice, or decide to take no action on them. The language of the final regulations may vary from that of the proposed regulations. You should comment during the time allowed if your interests could be affected.

Date: March 11, 1997



Jennifer Strickler, Administrative Manager
Division of Occupational Licensing

CHAPTER 36. STATE BOARD OF REGISTRATION
FOR ARCHITECTS, ENGINEERS, AND LAND SURVEYORS.

(Words underlined indicate language being added; words [CAPITALIZED AND BRACKETED] indicate language being deleted. Complete new sections are not underlined.)

12 AAC 36 is amended by adding a new section to read:

12 AAC 36.066. VERIFICATION OF LAND SURVEYOR WORK EXPERIENCE. (a)

In support of an application for examination or registration as a land surveyor, an applicant shall arrange for proof of the work experience required in 12 AC 36.064 and 12 AAC 36.065 to be submitted to the board. Proof of work experience must be on a form prescribed by the board and submitted directly to the board by the employer who is verifying the applicant's experience.

(b) The department will open a file for retention of completed work verification forms for an individual who has not yet submitted an application for registration as a land surveyor if the individual

(1) submits a written request to open a work verification file;

(2) pays the file opening fee established in 12 AAC 02.110.

(c) The department will maintain a work verification file for five years from the date that an individual meets the requirements in (b) of this section. At the end of five years, an individual may request that the department maintain a work verification file for an additional five years by meeting the requirements in (b) of this section.

(d) A work verification form received for an individual will not be reviewed by the board or the department until that individual submits an application for registration as a land surveyor.

(Eff. / / , Register)

Authority: AS 08.48.101 AS 08.48.171 AS 08.48.201

12 AAC 36 is amended by adding a new section to read:

12 AAC 36.195. SITE ADAPTATION OF DRAWINGS. An architect or engineer registered in the state may site adapt design documents prepared by others if the architect or engineer

(1) has written permission to adapt the design documents from the person who sealed the original design documents or the legal owner of the design documents;

(2) reviews the design documents and makes all necessary revisions to bring the design documents into compliance with applicable codes, regulations, and job-specific requirements;

(3) independently performs all calculations and maintains them on file;

(4) after review, reissues the design documents with the title block and seal of the architect or engineer performing the site adaptation;

(5) maintains design control over the use of the site-adapted design documents just as if they were the original design of the architect or engineer performing the site adaptation. (Eff. / / , Register)

Authority: AS 08.48.101 AS 08.48.221

CHAPTER 02. DIVISION OF OCCUPATIONAL LICENSING.

12 AAC 02.110 is amended by adding a new subsection to read:

(e) The following fee is established for opening a file for the retention of completed land surveyor work verification forms: \$50. (Eff. 11/20/86, Register 100; am 10/1/88, Register 107; am 5/4/90, Register 114; am 5/20/92, Register 122; am 9/5/93, Register 127; am 11/3/95, Register 136; am / / , Register)

Authority: AS 08.01.065 AS 08.48.265

ADDITIONAL REGULATIONS NOTICE INFORMATION
AS 44.62.190(d)

1. **Adopting agency:** Department of Commerce and Economic Development, Board of Architects, Engineers, and Land Surveyors

2. **General subject of regulation:** Verification of work experience, site adaptation of drawings, and fees for opening a file to retain completed work experience verification forms

3. **Citation of regulation:** 12 AAC 02.110, 12 AAC 36.066 and 12 AAC 36.195

4. **Reason for the proposed action:** Development of program standards, compliance with statute

5. **Program category and BRU affected:** Operations #1844 - Occupational Licensing

6. **Estimated cost of implementation to the state agency and available funding:** (in thousands of dollars)

Initial Year (FY 97) - \$1
Subsequent Years - \$1

Source of funding is program receipts (occupational licensing fees)

7. **Contact person for the regulations:**

JoAnne Cummings, Regulations Specialist
Division of Occupational Licensing
P O Box 110806
Juneau, AK 99811-0806
(907) 465-2537

8. **Origin of the proposed action:** Department of Commerce and Economic Development and Board of Architects, Engineers, and Land Surveyors

9. **Date:** 3/11/97

Prepared by: 
JoAnne Cummings
Regulations Specialist
Division of Occupational Licensing