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**OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA**

MEMORANDUM

TO: Jun Maiquis, AAC Contact
Department of Commerce, Community and Economic Development

FROM: Scott Meriwether
Special Assistant 
907.465.4081

DATE: September 8, 2015

RE: Filed Permanent Regulations: Board of Registration for Architects, Engineers, and Land Surveyors

Regulations re: reexamination, board bylaws, and the definition of "engineering surveys"
(12 AAC 36.040(a)(1); 12 AAC 36.920; 12 AAC 36.990(a)(43))

Attorney General File:	JU2015200213
Regulation Filed:	September 4, 2015
Effective Date:	October 4, 2015
Print:	216, January 2016

cc with enclosures: Linda Miller, Department of Law
Genevieve Wojtusik, Administrative Regulation Review Committee
Judy Herndon, LexisNexis

ORDER CERTIFYING THE CHANGES TO REGULATIONS OF THE
STATE BOARD OF REGISTRATION FOR ARCHITECTS,
ENGINEERS, AND LAND SURVEYORS

The attached two pages of regulations, dealing with reexamination, board bylaws, and definitions, are hereby certified to be a correct copy of the regulation changes that the State Board of Registration for Architects, Engineers, and Land Surveyors adopted at its May 7-8, 2015 meeting, under the authority of AS 08.48.091, AS 08.48.101, AS 08.48.171, AS 08.48.181, AS 08.48.191, and AS 08.48.331 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

On the record, in considering public comments, the State Board of Registration for Architects, Engineers, and Land Surveyors paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes described in this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

DATE:

July 24, 2015
Juneau, Alaska

Richard V. Jones
Richard V. Jones, Executive Administrator
State Board of Registration for Architects,
Engineers, and Land Surveyors

FILING CERTIFICATION

I, Byron Mallott, Lieutenant Governor for the State of Alaska, certify that on September 4, 2015 at 8:28A.m., I filed the attached regulations according to the provisions of AS 44.62.040 – 44.62.120.

Byron Mallott
Byron Mallott, Lieutenant Governor

Effective: October 4, 2015.

Register: 216, January 2016

**Chapter 36. State Board of Registration for Architects,
Engineers, and Land Surveyors.**

The introductory language of

12 AAC 36.040(a)(1) is amended to read:



(1) [FUNDAMENTALS OF ENGINEERING EXAMINATION,] NCEES

Principles and Practices of Engineering Examination [, FUNDAMENTALS OF LAND
SURVEYING EXAMINATION,] and the NCEES Principles and Practices of Surveying
Examination, as follows:

...

(Eff. 5/23/74, Register 50; am 9/30/78, Register 67; am 5/12/96, Register 138; am 7/26/97,
Register 143; am 11/13/99, Register 152; am 7/22/2004, Register 171; am 10/14/2006, Register
180; am 5/11/2007, Register 182; am 7/12/2008, Register 187; am 5/4/2013, Register 206; am
10 / 4 / 2015, Register 216)

Authority: AS 08.48.091 AS 08.48.101 AS 08.48.171

12 AAC 36.920 is amended to read:

12 AAC 36.920. Board bylaws. The board will conduct its meetings and activities under
the bylaws established by the board in the pamphlet entitled "*Bylaws*," dated May 2014 [2010],
adopted by reference. (Eff. 10/28/2010, Register 196; am 10 / 4 / 2015, Register 216)

Authority: AS 08.48.101

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Editor's note: The pamphlet entitled "*Bylaws*" adopted by reference in 12 AAC 36.920
may be obtained from the Department of Commerce, Community, and Economic Development,
Division of Corporations, Business and Professional Licensing, State Board of Registration for

Architects, Engineers, and Land Surveyors, State Office Building, 9th Floor, 333 Willoughby Avenue, Juneau, Alaska 99801; phone (907) 465-1676.

12 AAC 36.990(a) is amended by adding a new paragraph to read:

(43) "engineering surveys"^{⑥(A)} means work performed by a professional engineer to measure and assess^③ structures, machines, equipment, utility systems, materials, processes and work public or private, ^③ ③; ⑥(B) does not include but excludes the practice of land surveying.

(Eff. 5/23/74, Register 50; am 9/30/78, Register 67; am 6/29/84, Register 90; am 8/29/87, Register 103; am 10/20/90, Register 116; am 3/16/96, Register 137; am 7/26/97, Register 143; am 8/26/98, Register 147; am 11/13/99, Register 152; am 3/9/2001, Register 157; am 1/26/2012, Register 201; am 3/11/2012, Register 201; am 10/4/2015, Register 216)

Authority: AS 08.48.101 AS 08.48.181 AS 08.48.331
AS 08.48.171 AS 08.48.191