

Kevin Meyer
Lieutenant Governor
State Capitol
Juneau, Alaska 99811
907.465.3520
WWW.LTGOV.ALASKA.GOV




530 West 7th Ave, Suite 1700
Anchorage, Alaska 99501
907.269.7460
LT.GOVERNOR@ALASKA.GOV

**OFFICE OF THE LIEUTENANT GOVERNOR
ALASKA**

M E M O R A N D U M

TO: Debbie Morgan
Department of Commerce Community and Economic Development

FROM: April Simpson, Office of the Lieutenant Governor 
465.4081

DATE: October 1, 2019

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

Board of Registration for Architects, Engineers, and Land Surveyors Regulation re:
Corporate Authorizations, and Registrant in Offices (12 AAC 36.135 - .185)

Attorney General File:	2019200007
Regulation Filed:	10/1/2019
Effective Date:	10/31/2019
Print:	232, January 2020

cc with enclosures: Harry Hale, Department of Law
Judy Herndon, LexisNexis

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

The attached three pages of regulations, dealing with corporate authorizations and registrants in offices, 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 9-10, 2019 meeting, under the authority of AS 08.48.101, AS 08.48.111, AS 08.48.221, and AS 08.48.241, 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: 8/07/2019
Juneau, Alaska



Alysia D. Jones, Executive Administrator
State Board of Registration for Architects,
Engineers, and Land Surveyors

FILING CERTIFICATION

I, Kevin Meyer, Lieutenant Governor for the State of Alaska, certify that on Oct. 1, 2019 at 9:35 Am., I filed the attached regulations according to the provisions of AS 44.62.040 – 44.62.120.



Kevin Meyer, Lieutenant Governor

Effective: October 31, 2019.

Register: 232, January 2020.

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

12 AAC 36.135(3)(A) and (B) are amended to read:

...

(3) a certified copy of a resolution of the board of directors of the corporation, the managing members or manager of the limited liability company, or the general partners of the limited liability partnership that

(A) designates an individual or individuals with a current registration in this state as responsible for each field of practice; and

(B) provides that full authority to make all final practice decisions on behalf of the corporation, limited liability company, or limited liability partnership for work performed by the corporation, limited liability company, or limited liability partnership in this state is granted by the board of directors of the corporation, the managing members or manager of the limited liability company, or the general partners of a limited liability partnership to the individual designated in the resolution as responsible for the relevant field of practice. The individual or individuals in responsible charge of a discipline may grant other employees, who are registered in that discipline, the authority to seal drawings on behalf of the corporation, limited liability company, or limited liability partnership. This does not relieve the individual or individuals in responsible charge from responsibility for the work delegated to the other employee;

...

(Eff. 10/10/96, Register 140; am 11/13/99, Register 152; am 3/8/2001, Register 157; am

3/9/2001, Register 157; am 8/19/2006, Register 179; am 10 / 31 / 2019, Register 232)

Authority: AS 08.48.101 AS 08.48.241

12 AAC 36 is amended by adding a new section to Article 1 to read:

12 AAC 36.145. Architectural, engineering, or surveying offices. (a) Each office maintained for the preparation of drawings, specifications, reports, or other professional work that will require a professional seal must have a registrant assigned to, and regularly employed in, that office who has direct knowledge and supervisory control of the employees of that office.

(b) While a registrant is required, the office need not have a registrant in every discipline offered by that entity. A registrant in ~~another~~^{an} office of the entity may be in responsible charge ~~control~~^{another} of the work done in ~~that~~^{an} office for the discipline in which they are registered. To offer a service, at least one registrant licensed in that discipline must be regularly employed by the entity.

(c) For the purposes of this section,

(1) "regularly employed" means in the office at least 20 hours per week;

(2) "entity" means a sole practitioner, partnership, corporation, limited liability company, limited liability partnership, or governmental agency. (Eff. 10 / 31 / 2019 ,

Register 232)

Authority: AS 08.48.101 AS 08.48.111 AS 08.48.221

12 AAC 36.185(c) is repealed:

(c) Repealed 10 / 31 / 2019 .

(Eff. 5/30/82, Register 82; am 8/29/87, Register 103; am 11/13/99, Register 152; am 6/13/2003,

Register 232, January 20²⁰~~14~~ PROFESSIONAL REGULATIONS

Register 166; am 6/11/2005, Register 174; am 7/13/2011, Register 199; am 6/18/2016, Register 218; am 9/9/2016, Register 219; am 10 / 31 / 2019, Register 232)

Authority: AS 08.48.101 AS 08.48.111 AS 08.48.221