

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

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

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

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(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 ___/___/___, Register ___)

Authority: AS 08.48.091 AS 08.48.101 AS 08.48.171

12 AAC 36.062 is repealed and readopted to read:

12 AAC 36.062. Eligibility for fundamentals of engineering examination. Eligibility for the fundamentals of engineering examination shall be as established by the National Council of Examiners for Engineering and Surveying. Application to take that examination shall be made to the National Council of Examiners for Engineering and Surveying. (Eff. 9/30/78, Register 67; am 6/29/84, Register 90; am 8/13/87, Register 103; am 6/3/89, Register 110; am 3/16/96,

Register 137; am 11/20/99, Register 152; am 3/8/2001, Register 157; am 9/11/2004, Register 171; am 10/29/2009, Register 192; am ___/___/____, Register _____)

Authority: AS 08.48.101 AS 08.48.171

Editor's note: Information regarding the examination required under 12 AAC 36.062 may be obtained from the National Council of Examiners for Engineering and Surveying (NCEES), 280 Seneca Creek Road, Seneca, SC 29678; telephone: (800) 250-3196, or at NCEES website at www.ncees.org

12 AAC 36.063(a)(1) is amended to read:

• • •

(1) [HAVE BEEN APPROVED FOR OR] have passed the fundamentals of engineering examination or had these requirements waived under 12 AAC 36.090(a);

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12 AAC 36.063(c)(2) is amended to read:

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(2) responsible charge experience or successful completion of four years of responsible charge obtained within a mentoring system will be considered for credit only if it is gained after the applicant has completed education or work experience or both that are equivalent to the requirements set out in the **rules of the National Council of Examiners for Engineering and Surveying** [TABLE OF EDUCATION AND WORK EXPERIENCE REQUIREMENTS FOR FUNDAMENTALS OF ENGINEERING EXAMINATION IN 12 AAC 36.062(2)].

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(Eff. 9/30/78, Register 67; am 6/29/84, Register 90; am 8/13/87, Register 103; am 6/3/89, Register 110; am 3/16/96, Register 137; am 7/26/97, Register 143; am 8/26/98, Register 147; am 11/20/99, Register 152; am 3/8/2001, Register 157; am 6/13/2003, Register 166; am 7/22/2004, Register 171; am 9/11/2004, Register 171; am 10/29/2009, Registered 192; am ___/___/___, Register ___)

Authority: AS 08.48.101 AS 08.48.171 AS 08.48.181

12 AAC 36.064 is repealed and readopted to read:

12 AAC 36.064. Eligibility for fundamentals of land surveying examination.

Eligibility for the fundamentals of surveying examination shall be as established by the National Council of Examiners for Engineering and Surveying. Application to take that examination shall be made to the National Council of Examiners for Engineering and Surveying. (Eff. 9/30/78, Register 67; am 3/16/96, Register 137; am 11/13/99, Register 152; am 3/8/2001, Register 157; am 9/11/2004, Register 171; am 10/29/2009, Register 192; am 2/16/2012, Register 201; am ___/___/___, Register ___)

Authority: AS 08.48.101 AS 08.48.171 AS 08.48.181

Editor's note: Information regarding the examination required under 12 AAC 36.064 may be obtained from the National Council of Examiners for Engineering and Surveying (NCEES), 280 Seneca Creek Road, Seneca, SC 29678; telephone: (800) 250-3196, or at NCEES website at www.ncees.org

12 AAC 36.065(a)(1) is amended to read:

• • •

(1) [HAVE BEEN APPROVED FOR OR] have passed the fundamentals of land surveying examination; and

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(Eff. 9/30/78, Register 67; am 2/22/81, Register 81; am 8/13/87, Register 103; am 6/3/89, Register 110; 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 3/8/2001, Register 157; am 1/20/2002, Register 161; am 9/11/2004, Register 171; am 10/29/2009, Register 192; am 2/16/2012, Register 201; am ___/___/___, Register ___)

Authority: AS 08.48.101 AS 08.48.171 AS 08.48.181

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 ___/___/___, Register ___)

Authority: AS 08.48.101

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:

(44) "engineering surveys" means work performed by a professional engineer to measure and assess structures, machines, equipment, utility systems, materials, processes and work public or private, 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 ___/___/___, Register ____); am ___/___/___, Register ____)

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

Architects, Engineers, Land Surveyors, and Landscape Architects

Bylaws

May 2014 [2010]



DEPARTMENT OF COMMERCE, COMMUNITY,
AND ECONOMIC DEVELOPMENT

*DIVISION OF CORPORATIONS, BUSINESS
AND PROFESSIONAL LICENSING*

BYLAWS
(Reference AS 08.48.101(a)(4))
STATE OF ALASKA
**BOARD OF REGISTRATION FOR ARCHITECTS, ENGINEERS,
LAND SURVEYORS, AND LANDSCAPE ARCHITECTS**
May 2014 [2010]

ARTICLE I – Purpose

The board’s mission is to protect the public health, safety, and welfare through regulation of the practice of architecture, engineering, land surveying, and landscape architecture by

1. ensuring that those entering these professions in this state meet minimum standards of competency, and maintain such standards during their practice; and
2. enforcing the licensure and competency requirements in a fair and uniform manner.

ARTICLE II – Officers

At the first meeting of each calendar year, the board shall elect or appoint from its members the following officers: chair, vice-chair, and secretary. The vice-chair shall act as chair in the chair’s absence. The secretary of the board shall act on behalf of the vice-chair in the vice-chair’s absence.

ARTICLE III – Meetings and Procedures

1. Board meetings are held as provided in AS 08.48.051.
2. Special meetings may be held as considered necessary by the board chair.
3. Public testimony at board meetings must conform to the published agenda and time limits on testimony may be established by the board chair.
4. In general, the board shall conduct its meetings under the most recent version of “Roberts Rules of Order.” In the exercise of the board chair’s discretion, strict adherence to those rules may be relaxed.
5. All permanent board members, including the chair, are entitled to vote on all matters that come before the board unless a conflict of interest causes a member to be recused. The temporary, advisory

landscape architect position may not vote, but may otherwise fully participate at board meetings. (Sec. 31, ch. 47, SLA 1998, as amended by sec. 2, ch. 46, SLA 2001; sec. 2, ch. 38, SLA 2005; and sec. 2, ch. 23, SLA 2009.)

6. If a former board member whose term on the state board has expired is serving on NCEES, NCARB, or CLARB committee, or as an officer of a regional or national board, at the time that the state board's membership expired, the former state board member may continue to serve on the NCEES, NCARB, or CLARB committee, or as an officer of a regional or national board, until the expiration of the former state board member's term on the NCEES, NCARB, or CLARB committee, or as an officer of the regional or national board.
7. The board chair may appoint two board members to an Investigative Advisory Committee. Those board members will meet once a month with the Division investigator assigned to the board to review complaints against licensees and make recommendations to the investigator.

ARTICLE IV – Board Historical Information

Board historical information shall be maintained by the executive secretary of the board.

ARTICLE V – Conduct of Board Members

All board members shall exercise good professional judgment as representatives of the board during and between meetings.

1. No board member may assert that he or she speaks on behalf of the Board unless specifically authorized to do so by the board.
2. In general, requests made by individual board members of the administration shall be made through, or by authorization of, the board.

ARTICLE VI – Board Committees

The board recognizes two types of committees: standing committees and special committees.

1. Standing committees are appointed for a definite time period to conduct specific assignments on behalf of the board. The board will provide a standing committee with instructions regarding its mission and the limits of its authority. Standing committees include

- A. Guidance Manual Committee;
 - B. Legislative Liaison Committee;
 - C. Investigative Advisory Committee;
 - D. Budget Committee.
2. Special committees are appointed to conduct preliminary research, coordination, and the formulation of conclusions and recommendations regarding significant issues facing the board. The board chair will appoint a chair of the committee and will provide the committee chair with written instructions in sufficient detail to accomplish the committee's assignment. A special committee shall prepare a schedule for the conduct of its activities, subject to approval by the board or the board chair.
3. The board chair shall determine the need for and assignment of members of a committee under the following general guidelines:
- A. Committee membership, mission, and duties will be determined by the board chair. The committee size depends upon the availability of board members and the complexity of the issue to be addressed.
 - B. Committees may be made up of one or more board members.
 - C. As a general rule, a board member should not serve as chair of more than one committee at a time.
 - D. A board member may not serve on more than three committees at one time.
 - E. Most committee work is expected to occur between scheduled board meetings. All board members should endeavor to actively participate in their assigned committees.
 - F. At scheduled board meetings each committee will provide a progress report.
 - G. The board may
 - (i) accept the committee's conclusions and recommendations as presented;

- (ii) accept the committee’s conclusions and recommendations as altered or supplemented by the board;
- (iii) reject the committee’s conclusions and recommendations and act on the issue as it considers appropriate; or
- (iv) return the issue to the committee with a request for further work by the committee.

ARTICLE VII – Alaska Statutes Governing Board

Alaska Statutes which govern board membership, conduct, and activities include:

AS 08.01.030	Quorum
AS 08.48	Architects, Engineers and Land Surveyors
AS 08.48.011	Board Created
AS 08.48.051	Organization and Meetings
AS 08.48.055	Executive Secretary of the Board
AS 08.48.281	Prohibited Practice
AS 39.52	Alaska Executive Branch Ethics Act
AS 39.52.960(8)(D) and (E)	Ethics Act Definitions
AS 40.25	Public Record Disclosures
AS 44.62	Administrative Procedure Act