

**HOUSE BILL NO. 159**

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-THIRD LEGISLATURE - FIRST SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE

Introduced: 4/14/23

Referred: Labor and Commerce, Finance

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to registered interior designers and interior design; establishing  
2 requirements for the practice of registered interior design; renaming the State Board of  
3 Registration for Architects, Engineers, and Land Surveyors the State Board of  
4 Registration for Design Professionals; relating to the State Board of Registration for  
5 Design Professionals; relating to liens for labor or materials furnished; relating to the  
6 procurement of interior design services; and providing for an effective date."

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

8 \* **Section 1.** AS 08.01.010(3) is amended to read:

9 (3) State Board of Registration for Design Professionals  
10 [ARCHITECTS, ENGINEERS, AND LAND SURVEYORS] (AS 08.48.011);

11 \* **Sec. 2.** AS 08.01.065(f) is amended to read:

12 (f) Notwithstanding (c) of this section, the department shall establish fee levels  
13 under (a) of this section so that the total amount of fees collected by the State Board of

1 Registration for **Design Professionals** [ARCHITECTS, ENGINEERS, AND LAND  
2 SURVEYORS] approximately equals the total regulatory costs of the department and  
3 the board for all occupations regulated by the board. The department shall set the fee  
4 levels for the issuance and renewal of a certificate of registration issued under  
5 AS 08.48.211 so that the fee levels are the same for all occupations regulated by the  
6 board.

7 \* **Sec. 3.** AS 08.03.010(c)(3) is amended to read:

8 (3) State Board of Registration for **Design Professionals**  
9 [ARCHITECTS, ENGINEERS, AND LAND SURVEYORS] (AS 08.48.011) -  
10 June 30, 2025;

11 \* **Sec. 4.** AS 08.48.011(a) is amended to read:

12 (a) There is created the State Board of Registration for **Design Professionals**  
13 [ARCHITECTS, ENGINEERS, AND LAND SURVEYORS]. The board shall  
14 administer the provisions of this chapter and comply with AS 44.62 (Administrative  
15 Procedure Act).

16 \* **Sec. 5.** AS 08.48.011(b) is amended to read:

17 (b) The board consists of **13** [11] members appointed by the governor having  
18 the qualifications as set out in AS 08.48.031. The board consists of two civil  
19 engineers, two land surveyors, one mining engineer, one electrical **engineer, one** [OR]  
20 mechanical engineer, one engineer from another branch of the profession of  
21 engineering, two architects, one landscape architect, **one registered interior designer,**  
22 and one public member.

23 \* **Sec. 6.** AS 08.48.061(c) is amended to read:

24 (c) The board may make expenditures from appropriated funds for any  
25 purpose that is reasonably necessary for the proper performance of its duties under this  
26 chapter. This may include the expenses of the board delegates to **attend** meetings of  
27 councils of architect examiners, engineering examiners, land surveyor examiners,  
28 **registered interior designer examiners,** or landscape architect examiners, or any of  
29 their subdivisions. The total amount of disbursements issued in payment of the  
30 expenses incurred under this chapter may not exceed the amount of money  
31 appropriated by the legislature.

1 \* **Sec. 7.** AS 08.48.071(f) is amended to read:

2 (f) The department shall assemble statistics relating to the performance of its  
3 staff and the performance of the board, including

4 (1) the number of architects, engineers, land surveyors, **registered**  
5 **interior designers**, and landscape architects registered over a five-year period;

6 (2) the rate of passage of examinations administered by the board;

7 (3) the number of persons making application for registration as a  
8 professional architect, engineer, land surveyor, **registered interior designer**, or  
9 landscape architect over a five-year period;

10 (4) an account of registration fees collected under AS 08.01.065;

11 (5) a measure of the correspondence workload of any licensing  
12 examiner employed by the department to carry out this chapter.

13 \* **Sec. 8.** AS 08.48.111 is amended to read:

14 **Sec. 08.48.111. Power to revoke, suspend, or reissue certificate.** The board  
15 may suspend, refuse to renew, or revoke the certificate of or reprimand a registrant,  
16 corporation, limited liability company, or limited liability partnership who is found  
17 guilty of (1) fraud or deceit in obtaining a certificate; (2) gross negligence,  
18 incompetence, or misconduct in the practice of architecture, engineering, land  
19 surveying, **registered interior design**, or landscape architecture; or (3) a violation of  
20 this chapter, a regulation adopted under this chapter, or the code of ethics or  
21 professional conduct as adopted by the board. The code of ethics or professional  
22 conduct shall be distributed in writing to every registrant and applicant for registration  
23 under this chapter. This publication and distribution of the code of ethics or  
24 professional conduct constitutes due notice to all registrants. The board may revise and  
25 amend its code and, upon doing so, shall immediately notify each registrant in writing  
26 of the revisions or amendments. The board may, upon petition of the registrant,  
27 corporation, limited liability company, or limited liability partnership, reissue a  
28 certificate if a majority of the members of the board vote in favor of the reissuance.

29 \* **Sec. 9.** AS 08.48.171 is amended to read:

30 **Sec. 08.48.171. General requirements and qualifications for registration.**

31 An applicant for registration as an architect, engineer, land surveyor, **registered**

1        **interior designer**, or landscape architect must be of good character and reputation and  
 2 shall submit evidence satisfactory to the board of the applicant's education, training,  
 3 and experience. However, an applicant for registration as a land surveyor may not be  
 4 required to submit evidence of more than eight years of any combination of education,  
 5 experience, or training.

6        \* **Sec. 10.** AS 08.48.181 is amended by adding a new subsection to read:

7                (b) Except as provided in AS 08.48.191, for registration as a registered interior  
 8 designer, a person shall be examined in this state in accordance with the regulations of  
 9 procedure and standards adopted by the board under AS 44.62 (Administrative  
 10 Procedure Act). The procedure and standards must include successfully completing  
 11 the examination administered by the Council for Interior Design Qualification or its  
 12 successor.

13        \* **Sec. 11.** AS 08.48.191 is amended by adding a new subsection to read:

14                (e) A person holding a certificate of registration authorizing the person to  
 15 practice registered interior design in a state, territory, or possession of the United  
 16 States, the District of Columbia, or a foreign country that, in the opinion of the board,  
 17 meets the requirements of this chapter, based on verified evidence, may, upon  
 18 application, be registered in accordance with the regulations of the board.

19        \* **Sec. 12.** AS 08.48.201(a) is amended to read:

20                (a) Application for registration as a professional architect, a professional  
 21 engineer, a professional land surveyor, **a registered interior designer**, or a  
 22 professional landscape architect shall

23                        (1) be on a form prescribed and furnished by the board;

24                        (2) contain statements made under oath, showing the applicant's  
 25 education and a detailed summary of the applicant's technical experience; and

26                        (3) contain five references, three of whom must be architects for  
 27 architectural registration, engineers for engineering registration, land surveyors for  
 28 land surveying registration, **architects or registered interior designers for interior**  
 29 **design registration**, and landscape architects for landscape architectural registration,  
 30 having personal knowledge of the applicant's architectural, engineering, land  
 31 surveying, **interior design**, or landscape architectural education, training, or

1 experience.

2 \* **Sec. 13.** AS 08.48.211 is amended to read:

3 **Sec. 08.48.211. Certificate of registration.** (a) An applicant who fulfills the  
4 requirements set out by the board shall be awarded a certificate of registration as a  
5 professional architect, engineer, land surveyor, or landscape architect, **or as a**  
6 **registered interior designer,** authorizing the holder to offer or perform architectural,  
7 engineering, land surveying, **interior design,** or landscape architectural services or  
8 work for the public, or to certify or sign architectural, engineering, land surveying,  
9 **interior design,** or landscape architectural documents. Certificates of registration  
10 issued under this section shall be inscribed on their face in a manner determined by the  
11 board.

12 (b) The certificate of registration sealed by the board is prima facie evidence  
13 that the person named in it is entitled to all rights and privileges of a professional  
14 architect, professional engineer, professional land surveyor, **registered interior**  
15 **designer,** or professional landscape architect while the certificate remains unrevoked  
16 or unexpired.

17 \* **Sec. 14.** AS 08.48.215(a) is amended to read:

18 (a) On retiring from practice and payment of an appropriate one-time fee, an  
19 individual who is a registrant in good standing with the board may apply for the  
20 conversion of a certificate of registration to a retired status registration. An individual  
21 holding a retired status registration may not practice architecture, engineering, land  
22 surveying, **registered interior design,** or landscape architecture in the state. A retired  
23 status registration is valid for the life of the registration holder and does not require  
24 renewal.

25 \* **Sec. 15.** AS 08.48.221(a) is amended to read:

26 (a) Each registrant may obtain a seal of the design authorized by the board,  
27 bearing the registrant's name, registration number, and the legend "Registered  
28 Professional Architect," "Registered Professional Engineer," "Registered Professional  
29 Land Surveyor," **"Registered Interior Designer,"** or "Registered Professional  
30 Landscape Architect," as appropriate. When a registrant issues final drawings,  
31 specifications, surveys, plats, plates, reports, or similar documents, the registrant shall

1 stamp the documents with the seal and sign the seal. The board shall adopt regulations  
2 governing the use of seals by the registrant. An architect, engineer, land surveyor,  
3 **registered interior designer**, or landscape architect may not affix or permit a seal and  
4 signature to be affixed to an instrument after the expiration of a certificate or for the  
5 purpose of aiding or abetting another person to evade or attempt to evade a provision  
6 of this chapter. The registrant, by affixing the registrant's seal to final drawings,  
7 specifications, surveys, plats, plates, reports, or similar documents, and by signing the  
8 seal, certifies that the documents were prepared by or under the registrant's direct  
9 supervision, are within the registrant's field of practice, or constitute design work of  
10 minor importance.

11 \* **Sec. 16.** AS 08.48.241(a) is amended to read:

12 (a) This chapter does not prevent a corporation, limited liability company, or  
13 limited liability partnership from offering architectural, engineering, land surveying,  
14 **interior design**, or landscape architectural services; however, the corporation, limited  
15 liability company, or limited liability partnership shall file with the board

16 (1) an application for a certificate of authorization **on** [UPON] a form  
17 to be prescribed by the board and containing information required to enable the board  
18 to determine whether the corporation, limited liability company, or limited liability  
19 partnership is qualified in accordance with the provisions of this chapter to offer to  
20 practice architecture, engineering, land surveying, **registered interior design**, or  
21 landscape architecture in this state;

22 (2) a certified copy of a resolution of the board of directors of the  
23 corporation, the managing members or manager of the limited liability company, or  
24 the general partners of a limited liability partnership designating persons holding  
25 certificates of registration under this chapter as responsible for the practice of  
26 architecture, engineering, land surveying, **registered interior design**, or landscape  
27 architecture by the corporation, limited liability company, or limited liability  
28 partnership in this state and providing that full authority to make all final architectural,  
29 engineering, land surveying, **interior design**, or landscape architectural decisions on  
30 behalf of the corporation, limited liability company, or limited liability partnership  
31 with respect to work performed by the corporation, limited liability company, or

1 limited liability partnership in this state is granted by the board of directors of the  
 2 corporation, the managing members or manager of the limited liability company, or  
 3 the general partners of the limited liability partnership to the persons designated in the  
 4 resolution; however, the filing of this resolution does not relieve the corporation,  
 5 limited liability company, or limited liability partnership of any responsibility or  
 6 liability imposed on [UPON] it by law or by contract;

7 (3) a designation in writing setting out the name of one or more  
 8 persons holding certificates of registration under this chapter who are in responsible  
 9 charge of each major branch of the architectural, engineering, land surveying, interior  
 10 design, or landscape architectural activities in which the corporation, limited liability  
 11 company, or limited liability partnership specializes in this state; if a change is made  
 12 in the person in responsible charge of a major branch of the architectural, engineering,  
 13 land surveying, interior design, or landscape architectural activities, the change shall  
 14 be designated in writing and filed with the board within 30 days after the effective date  
 15 of the change.

16 \* **Sec. 17.** AS 08.48.241(b) is amended to read:

17 (b) Upon filing with the board the application for certificate of authorization,  
 18 certified copy of resolution, affidavit, and designation of persons specified in this  
 19 section, the board shall, subject to (c) of this section, issue to the corporation, limited  
 20 liability company, or limited liability partnership a certificate of authorization to  
 21 practice architecture, engineering, land surveying, registered interior design, or  
 22 landscape architecture in this state upon a determination by the board that

23 (1) the bylaws of the corporation, the articles of organization or  
 24 operating agreement of the limited liability company, or the partnership agreement of  
 25 the limited liability partnership contain provisions that all architectural, engineering,  
 26 land surveying, interior design, or landscape architectural decisions pertaining to  
 27 architectural, engineering, land surveying, interior design, or landscape architectural  
 28 activities in this state will be made by the specified architect, engineer, land surveyor,  
 29 registered interior designer, or landscape architect in responsible charge, or other  
 30 registered architects, engineers, land surveyors, registered interior designers, or  
 31 landscape architects under the direction or supervision of the architect, engineer, land

1 surveyor, **registered interior designer**, or landscape architect in responsible charge;

2 (2) the application for certificate of authorization states the type of  
3 architecture, engineering, land surveying, **interior design**, or landscape architecture  
4 practiced or to be practiced by the corporation, limited liability company, or limited  
5 liability partnership;

6 (3) the applicant corporation, limited liability company, or limited  
7 liability partnership has the ability to provide architectural, engineering, land  
8 surveying, **interior design**, or landscape architectural services;

9 (4) the application for certificate of authorization states the  
10 professional records of the designated person who is in responsible charge of each  
11 major branch of architectural, engineering, land surveying, **interior design**, or  
12 landscape architectural activities in which the corporation, limited liability company,  
13 or limited liability partnership specializes;

14 (5) the application for certificate of authorization states the experience,  
15 if any, of the corporation, limited liability company, or limited liability partnership in  
16 furnishing architectural, engineering, land surveying, **interior design**, or landscape  
17 architectural services during the preceding five-year period;

18 (6) the applicant corporation, limited liability company, or limited  
19 liability partnership meets other requirements related to professional competence in  
20 the furnishing of architectural, engineering, land surveying, **interior design**, or  
21 landscape architectural services as may be adopted by the board in furtherance of the  
22 objectives and provisions of this chapter.

23 \* **Sec. 18.** AS 08.48.241(d) is amended to read:

24 (d) The certificate of authorization must specify the major branches of  
25 architecture, engineering, land surveying, **interior design**, or landscape architecture of  
26 which the corporation, limited liability company, or limited liability partnership has  
27 designated a person in responsible charge as provided in this section. The certificate of  
28 authorization shall be conspicuously displayed in the place of business of the  
29 corporation, limited liability company, or limited liability partnership, together with  
30 the names of persons designated as being in responsible charge of the professional  
31 activities.



1 \* **Sec. 19.** AS 08.48.241(e) is amended to read:

2 (e) If a corporation, limited liability company, or limited liability partnership  
3 that is organized solely by [EITHER] a group of architects, a group of engineers, a  
4 group of land surveyors, **a group of registered interior designers**, or a group of  
5 landscape architects, each holding a certificate of registration under this chapter,  
6 applies for a certificate of authorization, the board may, in its discretion, grant a  
7 certificate of authorization to the corporation, limited liability company, or limited  
8 liability partnership based on a review of the professional records of the incorporators  
9 of the corporation, organizers of the limited liability company, or partners who formed  
10 the limited liability partnership in place of the required qualifications set out in this  
11 section. If the ownership of the corporation is altered, the membership of the limited  
12 liability company is altered, or the partners of the limited liability partnership change,  
13 the corporation, limited liability company, or limited liability partnership shall apply  
14 for a revised certificate of authorization, based **on** [UPON] the professional records of  
15 the owners of the corporation, the members of the limited liability company, or the  
16 partners of the limited liability partnership, if exclusively architects, engineers, land  
17 surveyors, **registered interior designers**, or landscape architects, or otherwise under  
18 the qualifications required by (b)(1) - (4) of this section.

19 \* **Sec. 20.** AS 08.48.241(f) is amended to read:

20 (f) A corporation, limited liability company, or a limited liability partnership  
21 authorized to offer architectural, engineering, land surveying, **interior design**, or  
22 landscape architectural services under this chapter, together with its directors, officers,  
23 managing members, manager, and partners for their own individual acts, is responsible  
24 to the same degree as the designated individual registered architect, engineer, land  
25 surveyor, **registered interior designer**, or landscape architect, and shall conduct its  
26 business without misconduct or malpractice in the practice of architecture,  
27 engineering, land surveying, **registered interior design**, or landscape architecture as  
28 defined in this chapter.

29 \* **Sec. 21.** AS 08.48.241(g) is amended to read:

30 (g) If the board, after a proper hearing, finds that a corporation, limited  
31 liability company, or limited liability partnership holding a certificate of authorization

1 has committed misconduct or malpractice, the board shall suspend or revoke the  
 2 certificate of authorization. The board shall also suspend or revoke the certificate of  
 3 registration of any registered individual architect, engineer, land surveyor, **interior**  
 4 **designer**, or landscape architect who, after a proper hearing, is found by the board to  
 5 have participated in committing the misconduct or malpractice.

6 \* **Sec. 22.** AS 08.48.251 is amended to read:

7 **Sec. 08.48.251. Certain partnerships.** This chapter does not prevent the  
 8 practice of architecture, engineering, land surveying, **registered interior design**, or  
 9 landscape architecture by a partnership if all of the members of the partnership are  
 10 architects, engineers, land surveyors, **registered interior designers**, or landscape  
 11 architects legally registered under this chapter. In this section, "partnership" does not  
 12 include a limited liability partnership.

13 \* **Sec. 23.** AS 08.48.281(a) is amended to read:

14 (a) A person may not practice or offer to practice the profession of  
 15 architecture, engineering, land surveying, **registered interior design**, or landscape  
 16 architecture in the state, or use in connection with the person's name or otherwise  
 17 assume or advertise a title or description tending to convey the impression that the  
 18 person is an architect, [AN] engineer, [A] land surveyor, **registered interior designer**,  
 19 or [A] landscape architect, unless the person has been registered under the provisions  
 20 of this chapter or is a person to whom these provisions do not apply, or, in the case of  
 21 a corporation, limited liability company, or limited liability partnership, unless it has  
 22 been authorized under this chapter.

23 \* **Sec. 24.** AS 08.48.281 is amended by adding a new subsection to read:

24 (c) Notwithstanding (a) of this section, this chapter does not prohibit the  
 25 practice of registered interior design by a person who is not registered to practice  
 26 registered interior design if the services are being performed by a person acting within  
 27 the scope of practice authorized by another license that is held by the person.

28 \* **Sec. 25.** AS 08.48.291 is amended to read:

29 **Sec. 08.48.291. Violations and penalties.** A person who practices or offers to  
 30 practice architecture, engineering, land surveying, **registered interior design**, or  
 31 landscape architecture in the state without being registered or authorized to practice in

1 accordance with the provisions of this chapter, or a person presenting or attempting to  
 2 use the certificate or the seal of another, or a person who gives false or forged  
 3 evidence of any kind to the board or to a member of the board in obtaining or  
 4 attempting to obtain a certificate, or a person who impersonates a registrant, or a  
 5 person who uses or attempts to use an expired or revoked or nonexistent certificate,  
 6 knowing of the certificate's status, or a person who falsely claims to be registered and  
 7 authorized to practice under this chapter, or a person who violates any of the  
 8 provisions of this chapter, is guilty of a misdemeanor and upon conviction is  
 9 punishable by a fine of not more than \$10,000, or by imprisonment for not more than  
 10 one year, or by both.

11 \* **Sec. 26.** AS 08.48.295(a) is amended to read:

12 (a) In addition to any other provision of law, if a person practices or offers to  
 13 practice architecture, engineering, **registered interior design**, or land surveying in the  
 14 state without being registered or authorized to practice in accordance with the  
 15 provisions of this chapter, the board may enter an order levying a civil penalty.

16 \* **Sec. 27.** AS 08.48.311 is amended to read:

17 **Sec. 08.48.311. Rights not transferable.** The right to engage in the practice of  
 18 architecture, engineering, land surveying, **registered interior design**, or landscape  
 19 architecture is considered a personal and individual right, based on the qualifications  
 20 of the individual as evidenced by the individual's certificate of registration, which is  
 21 not transferable.

22 \* **Sec. 28.** AS 08.48.321 is amended to read:

23 **Sec. 08.48.321. Evidence of practice.** A person practices or offers to practice  
 24 architecture, engineering, land surveying, **registered interior design**, or landscape  
 25 architecture **if the person** [WHO]

26 (1) practices a branch of the profession of architecture, engineering,  
 27 land surveying, **registered interior design**, or landscape architecture [AS DEFINED  
 28 IN AS 08.48.341];

29 (2) by verbal claim, sign, advertisement, letterhead, card, or other  
 30 means represents to be an architect, engineer, land surveyor, **registered interior**  
 31 **designer**, or landscape architect, or through the use of some other title implies that the

1 person is an architect, engineer, land surveyor, **registered interior designer**, or  
2 landscape architect; or

3 (3) holds out as able to perform or [WHO] does perform an  
4 architectural, engineering, land surveying, **interior design**, or landscape architectural  
5 service recognized by the professions covered by this chapter, and specified in  
6 regulations of the board, as an architectural, engineering, land surveying, **interior**  
7 **design**, or landscape architectural service.

8 \* **Sec. 29.** AS 08.48.331(a) is amended to read:

9 (a) This chapter does not apply to

10 (1) a contractor performing work designed by a professional architect,  
11 engineer, **registered interior designer**, or landscape architect or the supervision of the  
12 construction of the work as a supervisor or superintendent for a contractor;

13 (2) workers in building trades crafts, earthwork, grounds keeping, or  
14 nursery operations, and superintendents, supervisors, or inspectors in the performance  
15 of their customary duties;

16 (3) an officer or employee of the United States government practicing  
17 architecture, engineering, land surveying, **registered interior design**, or landscape  
18 architecture as required by the person's official capacity;

19 (4) an employee or a subordinate of a person registered under this  
20 chapter if the work or service is done under the direct supervision of a person  
21 registered under this chapter;

22 (5) associates, consultants, or specialists retained by a registered  
23 individual, [A] partnership of registered individuals, [A] corporation, [A] limited  
24 liability company, or [A] limited liability partnership authorized to practice  
25 architecture, engineering, land surveying, **registered interior design**, or landscape  
26 architecture under this chapter, in the performance of professional services if  
27 responsible charge of the work remains with the individual, the partnership, or a  
28 designated representative of the corporation, limited liability company, or limited  
29 liability partnership;

30 (6) a person preparing drawings or specifications for

31 (A) a building for the person's own use and occupancy as a

1 single family residence and related site work for that building;

2 (B) farm or ranch buildings and their grounds unless the public  
3 health, safety, or welfare is involved;

4 (C) a building that is intended to be used only as a residence by  
5 not more than

6 (i) four families and that is not more than two stories  
7 high and the grounds of the building; or

8 (ii) two families and that is not more than three stories  
9 high and the grounds of the building, if the building is located in a  
10 municipality that has adopted a building or residential code that applies  
11 to the building and if the building complies with the building or  
12 residential code;

13 (D) a garage, workshop, or similar building that contains less  
14 than 2,000 square feet of floor space to be used for a private noncommercial  
15 purpose and the grounds of the building;

16 (7) a specialty contractor licensed under AS 08.18 while engaged in  
17 the business of construction contracting for work designed by an architect, engineer,  
18 **registered interior designer**, or landscape architect that is within the specialty to be  
19 performed or supervised by the specialty contractor, or a contractor preparing shop or  
20 field drawings for work that the specialty contractor has contracted to perform;

21 (8) a person, **other than a person providing interior design services**,  
22 furnishing drawings, specifications, instruments of service, or other data for alterations  
23 or repairs to a building or its grounds that do not change or affect the structural system  
24 or the safety of the building, or that do not affect the public health, safety, or welfare;

25 (9) a person who is employed by a postsecondary educational  
26 institution to teach engineering, architectural, **interior design**, or landscape  
27 architectural courses; in this paragraph, "postsecondary educational institution" has the  
28 meaning given in AS 14.48.210;

29 (10) an officer or employee of an individual, firm, partnership,  
30 association, utility, corporation, limited liability company, or limited liability  
31 partnership, who practices engineering, architecture, land surveying, **registered**

1 **interior design**, or landscape architecture involved in the operation of the employer's  
 2 business only **if** [, AND FURTHER PROVIDED THAT] neither the employee nor the  
 3 employer offers engineering, architecture, land surveying, **interior design**, or  
 4 landscape architecture services to the public; exclusions under this paragraph do not  
 5 apply to buildings or structures whose primary use is public occupancy;

6 (11) a person while involved in revegetation, restoration, reclamation,  
 7 rehabilitation, or erosion control for disturbed land that the board determines does not  
 8 affect the public health, safety, or welfare;

9 (12) a person while maintaining or directing the placement of plant  
 10 material that the board determines does not affect the public health, safety, or welfare;

11 (13) an employee, officer, or agent of a regulatory agency of the state  
 12 or a municipality when reviewing drawings and specifications for compliance with the  
 13 building codes of the state or a municipality if the drawings and specifications have  
 14 been sealed and signed by an architect, engineer, land surveyor, **registered interior**  
 15 **designer**, or landscape architect or the preparation of the drawings and specifications  
 16 is exempt under this section from the requirements of this chapter; in this paragraph,  
 17 "building codes" includes codes relating to building, mechanical, plumbing, electrical,  
 18 fire safety standards, and zoning;

19 (14) a person who is designing fire detection or suppression systems  
 20 and is authorized by the Department of Public Safety to design fire detection or  
 21 suppression systems;

22 **(15) a person providing services limited to the planning, design,**  
 23 **and implementation of a kitchen or bath or the specification of products for a**  
 24 **kitchen or bath, if the space or area is in a building described in (6)(A) or (C) of**  
 25 **this subsection.**

26 \* **Sec. 30.** AS 08.48.341(2) is amended to read:

27 (2) "board" means the State Board of Registration for **Design**  
 28 **Professionals** [ARCHITECTS, ENGINEERS, AND LAND SURVEYORS];

29 \* **Sec. 31.** AS 08.48.341(4) is amended to read:

30 (4) "certificate of authorization" means a certificate issued by the  
 31 board authorizing a corporation, a limited liability company, or a limited liability

1 partnership to provide professional services in architecture, engineering, land  
2 surveying, interior design, or landscape architecture through individuals legally  
3 registered by the board;

4 \* **Sec. 32.** AS 08.48.341 is amended by adding new paragraphs to read:

5 (24) "interior technical submissions" means

6 (A) the designs, drawings, and specifications that establish the  
7 scope of the interior design to be constructed and the standard of quality for  
8 materials, work, equipment, and construction systems; and

9 (B) the studies and other technical reports and calculations  
10 prepared in the course of the practice of registered interior design;

11 (25) "practice of registered interior design"

12 (A) includes

13 (i) the professional service of creative work;

14 (ii) teaching of advanced interior design courses in an  
15 institution of higher learning;

16 (iii) providing consultation, investigation, research,  
17 evaluation, planning, and design for or professional observation of  
18 public or private buildings, works, or projects;

19 (iv) interior design review of drawings and  
20 specifications made by regulatory agencies;

21 (v) the preparation of documents and interior technical  
22 submissions related to interior construction;

23 (vi) minor mechanical, electrical, or structural design  
24 work;

25 (B) does not include

26 (i) responsibility for design related to the practice of  
27 architecture, except as otherwise allowed in this chapter, or the practice  
28 of engineering;

29 (ii) changes to the construction classification of a  
30 building or structure as determined by the authority having jurisdiction;

31 (iii) changes of use to an occupancy of greater hazard as

1 determined by the authority having jurisdiction;

2 (iv) changes to the exterior envelope of a building;

3 (v) altering or affecting the structural system of a  
4 building, including changing the live or dead load of a building;

5 (vi) changes beyond the exit access component of a  
6 system of egress;

7 (vii) changes to construction that materially affects a  
8 life safety system pertaining to fire safety or the fire protection of  
9 structural elements of a building, or material alterations to a smoke  
10 evacuation and compartmentalization system or to a fire rated vertical  
11 shaft in a multistory structure;

12 (viii) materially altering or affecting a mechanical,  
13 plumbing, heating, air conditioning, ventilation, electrical, vertical  
14 transportation, fire sprinkler, or fire alarm system in a building;

15 (26) "registered interior designer" means a person who has been  
16 registered by the board in the practice of registered interior design.

17 \* **Sec. 33.** AS 08.48.351 is amended to read:

18 **Sec. 08.48.351. Short title.** This chapter may be cited as the **Design**  
19 **Professionals** [ARCHITECTS, ENGINEERS, LAND SURVEYORS, AND  
20 LANDSCAPE ARCHITECTS] Registration Act.

21 \* **Sec. 34.** AS 14.43.310(b) is amended to read:

22 (b) To assist the administering authority in selecting eligible applicants for  
23 award of each of the memorial education loans under AS 14.43.250 - 14.43.325 and in  
24 reviewing the memorial education loan program, the following advisory committees  
25 are established:

26 (1) three Alaska state troopers, each one to be selected from and to  
27 represent a state trooper region of the state by the regional commander to serve for  
28 three years, for the Michael Murphy memorial education loan;

29 (2) [REPEALED]

30 (3)] three members of the **State** [STATE] Board of Registration for  
31 **Design Professionals** [ARCHITECTS, ENGINEERS, AND LAND SURVEYORS]



1 selected annually by the board from among its engineer members, for the Harvey  
2 Golub memorial education loan; and

3 **(3)** [(4)] three members of the state Board of Education and Early  
4 Development, or of the staff of the Department of Education and Early Development,  
5 or any combination of these, selected annually by the board, for the Robert L. Thomas  
6 memorial education loan.

7 \* **Sec. 35.** AS 23.30.017(c)(1) is amended to read:

8 (1) "design professional" means a person registered under AS 08.48 as  
9 an architect, engineer, [OR] land surveyor, **registered interior designer, or**  
10 **landscape architect;**

11 \* **Sec. 36.** AS 34.35.050 is amended to read:

12 **Sec. 34.35.050. Lien for labor or materials furnished.** A person has a lien,  
13 only to the extent provided under this chapter, to secure the payment of the contract  
14 price if the person

15 (1) performs labor **on** [UPON] real property at the request of the owner  
16 or the agent of the owner for the construction, alteration, or repair of a building or  
17 improvement;

18 (2) is a trustee of an employee benefit trust for the benefit of  
19 individuals performing labor on the building or improvement and has a direct contract  
20 with the owner or the agent of the owner for direct payments into the trust;

21 (3) furnishes materials that are delivered to real property under a  
22 contract with the owner or the agent of the owner that are incorporated in the  
23 construction, alteration, or repair of a building or improvement;

24 (4) furnishes equipment that is delivered to and used **on** [UPON] real  
25 property under a contract with the owner or the agent of the owner for the  
26 construction, alteration, or repair of a building or improvement;

27 (5) performs services under a contract with the owner or the agent of  
28 the owner in connection with the preparation of plans, surveys, or architectural, [OR]  
29 engineering, **or interior design** plans or drawings for the construction, alteration, or  
30 repair of a building or improvement, whether or not actually implemented on that  
31 property; or

1 (6) is a general contractor.

2 \* **Sec. 37.** AS 35.15.010(c) is amended to read:

3 (c) In this section, "professional services" means architectural, engineering,  
4 [OR] land surveying, or interior design services.

5 \* **Sec. 38.** AS 36.30.270(a) is amended to read:

6 (a) Notwithstanding conflicting provisions of AS 36.30.100 - 36.30.260, a  
7 procurement officer shall negotiate a contract for an agency with the most qualified  
8 and suitable firm or person of demonstrated competence for architectural, engineering,  
9 [OR] land surveying, or interior design services. The procurement officer shall award  
10 a contract for those services at fair and reasonable compensation as determined by the  
11 procurement officer, after consideration of the estimated value of the services to be  
12 rendered, and the scope, complexity, and professional nature of the services. When  
13 determining the most qualified and suitable firm or person, the procurement officer  
14 shall consider the

15 (1) proximity to the project site of the office of the firm or person  
16 unless federal law prohibits this factor from being considered in the awarding of the  
17 contract; and

18 (2) employment practices of the firm or person with regard to women  
19 and minorities.

20 \* **Sec. 39.** AS 36.30.270(d) is amended to read:

21 (d) Notwithstanding the other provisions of this section, a procurement officer  
22 may include price as an added factor in selecting architectural, engineering, [AND]  
23 land surveying, and interior design services when, in the judgment of the  
24 procurement officer, the services required are repetitious in nature, and the scope,  
25 nature, and amount of services required are thoroughly defined by measurable and  
26 objective standards to reasonably enable firms or persons making proposals to  
27 compete with a clear understanding and interpretation of the services required. In  
28 order to include price as a factor in selection, a majority of the persons involved by the  
29 procurement officer in evaluation of the proposals must be registered in the state to  
30 perform architectural, engineering, [OR] land surveying, or interior design services.

31 \* **Sec. 40.** AS 36.90.100 is amended to read:

1           **Sec. 36.90.100. Contracts for architectural, engineering, land surveying,**  
 2           **interior design, or landscape architectural services.** The state or a municipality may  
 3           not award a contract for architectural, engineering, land surveying, **interior design**, or  
 4           landscape architectural services to

5                       (1) an individual who is not registered under AS 08.48 to perform the  
 6           architectural, engineering, land surveying, **interior design**, or landscape architectural  
 7           services required by the contract;

8                       (2) a partnership, except as provided by (3) of this section, that is not  
 9           qualified under AS 08.48.251 to provide the architectural, engineering, land surveying,  
 10          **interior design**, or landscape architectural services required by the contract; or

11                      (3) a corporation, limited liability company, or limited liability  
 12          partnership that is not authorized under AS 08.48.241 to offer the architectural,  
 13          engineering, land surveying, **interior design**, or landscape architectural services  
 14          required by the contract.

15   \* **Sec. 41.** AS 39.25.120(c)(7) is amended to read:

16                      (7) the principal executive officer of the following boards, councils, or  
 17          commissions:

18                               (A) Alaska Public Broadcasting Commission;

19                               (B) Professional Teaching Practices Commission;

20                               (C) Parole Board;

21                               (D) Board of Nursing;

22                               (E) Real Estate Commission;

23                               (F) Alaska Royalty Oil and Gas Development Advisory Board;

24                               (G) Alaska State Council on the Arts;

25                               (H) Alaska Police Standards Council;

26                               (I) Alaska Commission on Aging;

27                               (J) Alaska Mental Health Board;

28                               (K) State Medical Board;

29                               (L) Governor's Council on Disabilities and Special Education;

30                               (M) Advisory Board on Alcoholism and Drug Abuse;

31                               (N) Statewide Suicide Prevention Council;

1 (O) State Board of Registration for Design Professionals  
2 [ARCHITECTS, ENGINEERS, AND LAND SURVEYORS];

3 (P) Alaska Health Care Commission;

4 (Q) Board of Pharmacy;

5 \* **Sec. 42.** AS 44.62.330(a)(3) is amended to read:

6 (3) State Board of Registration for Design Professionals  
7 [ARCHITECTS, ENGINEERS, AND LAND SURVEYORS];

8 \* **Sec. 43.** The uncodified law of the State of Alaska is amended by adding a new section to  
9 read:

10 TRANSITION. Notwithstanding this Act, a person working as an interior designer  
11 before the effective date of secs. 1 - 42 of this Act may continue to practice interior design in  
12 the state without registration or authorization as a registered interior designer under AS 08.48  
13 until July 1, 2025.

14 \* **Sec. 44.** The uncodified law of the State of Alaska is amended by adding a new section to  
15 read:

16 TRANSITION: REGULATIONS. The State Board of Registration for Architects,  
17 Engineers, and Land Surveyors may adopt regulations necessary to implement this Act. The  
18 regulations take effect under AS 44.62 (Administrative Procedure Act), but not before the  
19 effective date of the law implemented by the regulation.

20 \* **Sec. 45.** Section 44 of this Act takes effect immediately under AS 01.10.070(c).

21 \* **Sec. 46.** Except as provided in sec. 45 of this Act, this Act takes effect July 1, 2023.