

1 SB168
2 196805-2
3 By Senator Livingston
4 RFD: Fiscal Responsibility and Economic Development
5 First Read: 21-MAR-19

2
3
4
5
6
7
8 SYNOPSIS: Under existing law, an individual who makes
9 plans and specifications for or administers the
10 erection, enlargement, or alteration of any single
11 family residence is not required to register as an
12 architect with the State Board for Registration of
13 Architects.

14 This bill would expand the exemption to
15 include townhomes, duplexes, and other buildings
16 containing single family residence units,
17 regardless of size, so long as the structures are
18 built according to certain codes.

19
20 A BILL
21 TO BE ENTITLED
22 AN ACT

23
24 To amend Section 34-2-32, Code of Alabama 1975,
25 relating to the State Board for Registration of Architects; to
26 include within the exemption from registration as an architect
27 with the board any individual who makes plans and

1 specifications for or administers the erection, enlargement,
2 or alteration of any townhome, duplex, or other building
3 containing single family residence units, regardless of size,
4 so long as the structure is built according to certain codes.

5 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

6 Section 1. Section 34-2-32 of the Code of Alabama
7 1975, is amended to read as follows:

8 "§34-2-32.

9 "(a) Nothing contained in this chapter shall
10 prevent:

11 "(1) Employees of registered architects from acting
12 under the instructions or responsible control of their
13 employers; or,

14 "(2) The employment of on-site observers of the
15 construction or alteration of buildings.

16 "(b) No ~~person~~ individual shall be required to
17 register as an architect in order to make plans and
18 specifications for or administer the erection, enlargement, or
19 alteration of any of the following:

20 "(1) Any building upon any farm for the use of any
21 farmer, irrespective of the cost of such building, ~~or any.~~

22 "(2) Any single family residence building or of any
23 kind, nature, configuration, or character, attached or
24 detached including, but not limited to, townhomes, duplexes,
25 or other buildings containing single family residence units,
26 regardless of size, provided that the structure is designed
27 and built according to the International Residential Codes or

1 other codes as adopted in this state governing the
2 construction of one and two family dwellings.

3 "(3) Any utility works, structures, or building,
4 provided that the ~~person~~ individual performing such
5 architectural works is employed by an electric, gas, or
6 telephone public utility regulated pursuant to the laws of
7 Alabama or by a corporation affiliated with such utility, ~~or~~
8 ~~of any.~~

9 "(4) Any other type of building which has a total
10 area of less than 2,500 square feet, provided it is not
11 intended for use as a school, church, auditorium, or other
12 building intended for the assembly occupancy of people.

13 "(c) The services of a registered architect shall be
14 required on all buildings except those hereinabove exempted
15 and no official of this state or of any city, town, or county
16 herein charged with the enforcement of laws, ordinances, or
17 regulations relating to the construction or alteration of
18 buildings, shall accept or approve any plans or specifications
19 that are not so prepared.

20 "(d) Nothing in this chapter shall prevent
21 registered professional engineers or their employees or
22 subordinates under their responsible control from performing
23 architectural services incidental to their engineering
24 practice. Nothing in this chapter shall prevent registered
25 architects or their employees or subordinates under their
26 responsible control from performing engineering services
27 incidental to their architectural practice.

1 "(e) No professional engineer shall practice
2 architecture or use the designation architect or any terms
3 derived therefrom unless that individual is registered
4 pursuant to this chapter. No architect shall practice
5 professional engineering or use the term engineer or any term
6 derived therefrom unless that individual is also qualified and
7 registered as an engineer."

8 Section 2. This act shall become effective on the
9 first day of the third month following its passage and
10 approval by the Governor, or its otherwise becoming law.