

**STATE OF CALIFORNIA – DEPARTMENT OF CONSUMER AFFAIRS
CALIFORNIA ARCHITECTS BOARD
INITIAL STATEMENT OF REASONS**

Hearing Date: February 22, 2011

Subject Matter of Proposed Regulations: Intern Development Program

Section Affected: Title 16, California Code of Regulations (CCR), sections 109 and 121

Specific Purpose of the Regulation

§ 109 – Filing of Applications

The existing regulation specifies that subdivisions (b)(2), (b)(7), and (b)(8) of CCR section 109, which contains provisions for the National Council of Architectural Registration Boards' (NCARB) Intern Development Program (IDP), Canadian Architectural Certification Board's Internship in Architecture Program (IAP), and the California Architects Board's (Board) Comprehensive Intern Development Program (CIDP) requirement, would be repealed on January 1, 2011. This proposal would strike the inoperative and repeal language from the regulation, as an intern development program sunset date is provided in section 5552.5 of the Business and Professions Code.

Specific Purpose of the Regulation

§ 121 – Form of Examinations; Reciprocity

The existing regulation specifies that subdivision (a)(2) of CCR section 121, which contains provisions for the NCARB's IDP, Canadian Architectural Certification Board's IAP, and the Board's CIDP requirement, would be repealed on January 1, 2011. This proposal would strike the inoperative and repeal language from the regulation, as an intern development program sunset date is provided in section 5552.5 of the Business and Professions Code.

Factual Basis/Rationale

The Board is mandated to protect the public health, safety, and welfare. Like all regulatory programs under the Department of Consumer Affairs, the Board is allowed to make determinations on what is required of applicants to become eligible for a professional license. Currently, CCR sections 109 and 121 contain provisions for IDP, IAP, and CIDP which would be repealed on January 1, 2011. These provisions, as well as the inoperative and repeal language were added to the California Code of Regulations on July 16, 2004. On September 22, 2004, Senate Bill 1549 (Figueroa) [Chapter 691, Statutes of 2004] was passed and signed into law, which added section 5552.5 to the Business and Professions Code and provided an intern development program sunset date. Since the adoption of section 5552.5, the sunset date has been extended twice, and currently has a sunset date of July 1, 2012 for internship development programs. Removal of the sunset language from the regulations is needed in order to eliminate redundancy and to alleviate potential confusion candidates could have regarding the IDP requirement.

Underlying Data

The Board relied on the following document in its proposal:

1. Business and Professions Code Chapter 3, Division 3, Article 4, section 5552.5

Business Impact

The proposed regulatory action will not have a significant adverse economic impact directly affecting business, including the ability of California businesses to compete with business in other states, because it affects only architect applicants.

Specific Technologies or Equipment

This proposed regulatory action does not mandate the use of specific technologies or equipment.

Consideration of Alternatives

No reasonable alternative to the regulation would be either more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private person than the proposed regulations.