

TITLE 16. CALIFORNIA ARCHITECTS BOARD
NOTICE OF PROPOSED CHANGES IN THE REGULATIONS

NOTICE IS HEREBY GIVEN that the California Architects Board (Board) is proposing to take the action described in the Informative Digest. Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held at the California Architects Board, 2420 Del Paso Road, Suite 105, Sacramento, California, at 2:00 p.m. on September 28, 2011. Written comments, including those sent by mail, facsimile, or e-mail to the addresses listed under Contact Person in this Notice, must be received by the Board at its office at the above address not later than September 27, 2011 at 5:00 p.m. or at the hearing. The Board, upon its own motion or at the instance of any interested party, may thereafter adopt the proposal substantially as described below or may modify such proposal if such modification is sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in the Notice as the contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference

Pursuant to the authority vested by Section 5526, 5550, and 5552.5 of the Business and Professions Code, and to implement, interpret or make specific Sections 5550, 5552, and 5552.5 of said Code, the California Architects Board is considering changes to Division 2 of Title 16 of the California Code of Regulations (CCR) as follows:

INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Amend Section 109 – Filing of Applications

Section 5526 of the Business and Professions Code authorizes the Board to adopt, amend, modify, or repeal rules and regulations as are reasonably necessary to carry into effect the provisions of the Architects Practice Act. Sections 5550 and 5552.5 entitles any person who meets the qualifications set forth in the article to an examination for a license to practice architecture subject to the rules and regulations governing examinations and authorizes the Board to implement an intern development program.

The existing regulation language in CCR section 109 subdivisions (b)(2) and (b)(3) specifies that a new or inactive candidate applying for eligibility shall, prior to licensure, complete a board-specified documentation requirement, the Comprehensive Intern Development Program (CIDP) and submit such CIDP documentation to the Board as specified within subdivision (b)(3). This proposal removes the 1) requirement to complete CIDP and submit documentation related to CIDP to the Board; and 2) reference to CIDP in subdivision (b)(7).

Amend Section 116 – Eligibility for Examination

Section 5526 of the Business and Professions Code authorizes the Board to adopt, amend, modify, or repeal rules and regulations as are reasonably necessary to carry into effect the provisions of the Architects Practice Act. Sections 5550 and 5552.5 entitles any person who meets the qualifications set forth in the article to an examination for a license to practice architecture subject to the rules and regulations governing examinations and authorizes the Board to implement an intern development program.

The existing regulation language in CCR section 116 subdivision (b)(2) specifies that a candidate must, as a condition of eligibility for the California Supplemental Examination (CSE), complete CIDP. This proposal removes the requirement to complete CIDP as a condition of eligibility for the CSE.

Amend Section 117 – Experience Evaluation

Section 5526 of the Business and Professions Code authorizes the Board to adopt, amend, modify, or repeal rules and regulations as are reasonably necessary to carry into effect the provisions of the Architects Practice Act. Sections 5550, 5552, and 5552.5 entitles any person who meets the qualifications set forth in the article to an examination for a license to practice architecture subject to the rules and regulations governing examinations and authorizes the Board to implement an intern development program.

The existing regulation language in CCR section 117 includes references to CIDP in the Table of Equivalents definition and column headings related to the granting of experience equivalents for education and training experience. This proposal removes such references.

Amend Section 121 – Form of Examinations; Reciprocity

Section 5526 of the Business and Professions Code authorizes the Board to adopt, amend, modify, or repeal rules and regulations as are reasonably necessary to carry into effect the provisions of the Architects Practice Act. Sections 5550, 5552, and 5552.5 entitles any person who meets the qualifications set forth in the article to an examination for a license to practice architecture subject to the rules and regulations governing examinations and authorizes the Board to implement an intern development program.

The existing regulation language in CCR section 121 subdivision (a)(2) exempts persons who hold a certification from the National Council of Architectural Registration Boards from the CIDP requirement. This proposal removes the reference to CIDP in the exemption.

Documents Incorporated by Reference

National Council of Architectural Registration Boards Intern Development Program Guidelines, October 2010 Edition

Internship in Architecture Program of Canada (2001 edition)

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State

None

Nondiscretionary Costs/Savings to Local Agencies

None

Local Mandate

None

Cost to Any Local Agency or School District for Which Government Code Sections 17500-17630 Requires Reimbursement

None

Business Impact

The Board has made an initial determination that the proposed regulatory action will not have a significant statewide 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.

Impact on Jobs/New Businesses

The Board has made an initial determination that this regulatory proposal will not have any impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California because it affects only architect applicants.

Cost Impact on Representative Private Person or Business

The Board is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs

None

Effect on Small Business

The proposed regulatory action will not affect small businesses because it affects only architect applicants.

CONSIDERATION OF ALTERNATIVES

The Board must determine that no reasonable alternative it considered or that has otherwise been identified and brought to its attention would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

INITIAL STATEMENT OF REASONS AND INFORMATION

The Board has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and any document incorporated by reference, and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing upon request from the California Architects Board at 2420 Del Paso Road, Suite 105, Sacramento, California, 95834, or by telephoning the contact person listed below.

AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All of the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact person named below or by accessing the website listed below.

CONTACT PERSON

Inquiries or comments concerning the proposed rulemaking action may be addressed to:

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(916) 575-7216
(916) 575-7283 (FAX)
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The backup contact person is:

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Website Access

Materials regarding this proposal can be found at www.cab.ca.gov.