

Department of Consumer Affairs
Title 16. California Architects Board

PROPOSED REGULATORY LANGUAGE
Retired License Reinstatement

Legend:	Added text is indicated with an <u>underline</u> . Omitted text is indicated by (* * * *) Deleted text is indicated by strikeout .
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Amend Section 109.1 of Article 2 of Division 2 of Title 16 of the California Code of Regulations to read as follows:

§ 109.1. Retired License Application

(a) To be eligible for a retired license, an architect ("applicant") shall meet the requirements in subdivision (a) of Section 5600.4 of the code and submit a completed application to the board as required by subsection (b).

(b)(1) For the purposes of this section, a completed application for a retired license includes the nonrefundable fee specified in Section 144 and all of the following information from the applicant:

- (A) Social security number or individual taxpayer identification number (ITIN),
- (B) California architect license number,
- (C) Full legal name (Last Name, First Name, Middle Name, and (if any) Suffix),
- (D) Month and year of birth,
- (E) Contact information including, the applicant's address of record, phone numbers, and an email address (if any),
- (F) Legal name as the applicant wants it to appear on their retired architect license wall certificate,
- (G) A statement regarding whether the applicant is engaged in any activity for which an architect's license is required; and,
- (H) A statement signed under penalty of perjury that the information provided on the application is true and correct.

(2) Upon meeting the requirements of this section, the board shall issue a retired license and a wall certificate as evidence of such license status to the applicant.

(c)(1) The holder of a retired license (“holder”) may restore their architect license to active status ~~at any time~~ after one year of issuance and within five years from the expiration date of their original architect license by:

- (A) Paying all accrued and unpaid renewal fees and if appropriate, any delinquency fee specified in Section 144; and,
- (B) Completing and submitting the architect license renewal application to the board, which includes the following information from the holder:
 - (i) Full legal name (Last Name, First Name, Middle Name, and (if any) Suffix),
 - (ii) Contact information including address of record, phone numbers and email (if any),
 - (iii) Original architect license number,
 - (iv) The statements required by subdivision (c) of Section 5600 of the code; and,
 - ~~(v) A statement regarding whether the holder has completed continuing education (CE) coursework requirements provided in Section 5600.05 of the code within the previous two years; and,~~
 - (vi) A statement signed under penalty of perjury that the information provided on the application is true and correct.

(C) Submitting proof of completion of continuing education coursework requirements as required in Section 5600.05 of the code and further clarified in Sections 165 and 166 within the preceding two years by mail, email or fax to the addresses or fax numbers listed on the Board’s website.

(2) The holder of a retired license ineligible to restore their license under subsection (c)(1) because more than five years have passed since the expiration date of their original architect license may seek to restore their original architect license to active status by:

- (A) Submitting all of the information and documentation to the board required by Section 109 and complying with Section 124.7. The holder of a retired license shall be considered a new candidate as defined in Section 109(a)(1) for the purposes of compliance with Section 109, except for the education requirements of that section,
- (B) Paying all the application fees for examination and for an original license specified in Section 144; and,
- (C) Furnishing to the Department of Justice a full set of fingerprints for the purposes of the board conducting criminal history record checks pursuant to Section 144 of the Code.

(d) For the purposes of determining when a holder of a retired license may restore a license, “expiration date” shall mean the date an active license lapses or is no longer effective, or the date the board issued a retired status license to an architect holding a current and active license.

Note: Authority cited: Sections 5526 and 5600.4, Business and Professions Code.
Reference: Sections 23.8, 30, 144, 486, 5600.2, 5600.3 and 5600.4, Business and Professions Code.