

MINUTES

UTAH ARCHITECT LICENSING BOARD MEETING

April 11, 2012

Room 474 – 4th floor – 10:00 A.M.
Heber M. Wells Building
160 East 300 South
Salt Lake City, Utah 84111

CONVENED: 10:03 A.M.

ADJOURNED: 12:16 P.M.

Bureau Manager:
Board Secretary:

Richard J. Oborn
Lee Avery

Board Members Present:

Hans Hoffman, Chairperson
Jeanne Jackson
Terance White
Bryan Turner
Mary Bearson

DOPL Staff Present::

Wayne Jeppson, DOPL Investigator

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS

Minutes from the February 8, 2012 meeting were reviewed. Ms. Jackson motioned to accept the minutes, seconded by Mr. Turner. The motion carried unanimously.

1. Requests from AIA Utah for use of Architect Education and Enforcement Fund

Ms. Heather Vance with AIA Utah did not attend the meeting but she submitted the following requests from AIA for use of the Education and Enforcement Fund:

#1. Request for continuing education conference to be held on May 8, 2012. This course will be held at the Salt Lake City Public Library and those in attendance will earn six hours of continuing education. The amount requested is \$6,350.00.

- a. The conference title: Small Project, Big Idea. The objective is to know that as population continues to grow in the State, it is important for Utah Architects to be knowledgeable about the ways to conserve energy and water in residential buildings

The Board reviewed this request. The Board noted that the fund's purpose is to provide education to licensed architects in Utah. The Board had many questions regarding this request including:

1. How is the convention being advertised?
2. Who is the convention being advertised to?

The Board questioned the travel, hotel, meals, revenue, profit and speaker fees. The Board was concerned that it appeared that all speakers, except one, reside in Northern Utah. This caused the Board to question the travel and hotel fees. Mr. Turner motioned to deny this request, seconded by Mr. White. The motion carried unanimously.

#2. Request for continuing education course to be held on May 2, 2012. These courses will be held at the Radisson Hotel in SLC. Those in attendance will earn one hour of continuing education. The amount requested is \$8,955

There will be 2 instructors covering two topics.

#1. How to keep your ship afloat in an economic tsunami. The objective of this course:

- a. Develop methodologies for identifying cost factors for optimization of resources.
- b. Understanding the role of "GIS" in establishing attendance areas, transportation and facility locations.
- c. Methods for effectively communicating complex study data to taxpayers, parents, education/school board members and staff in simple terms.
- d. Strategies for handling the downsizing of a district in order to maintain the educational programming needs of the students.

#2. Strategies to reduce energy usage and operating costs in schools. The object of this course:

- a. Learn how to judge projects overall energy efficiency.
- b. Improve knowledge of specific energy efficiency solutions for new school projects.
- c. Improve knowledge of specific energy efficiency solutions to improve existing schools.
- d. Learn about the significant benefits of retro-commissioning.

The Board expressed concerns about how the course is not as related to the practice of architecture as other courses approved in the past. The Board expressed concern over the two speaker fees that total \$5,260 that seemed to be high. They also expressed concern about the anticipated revenue. Mr. White motioned to deny this request for funds, seconded by Ms. Jackson.

The motion carried unanimously.

#3. Request for ARE Study Materials. AIA Utah purchases and maintains a current set of ARE study materials to aide interns in the state who are preparing to take the ARE. These materials are loaned on a 2 week period. AIA has been unable to provide study materials on a regular basis because of the number of interns requesting the materials. The amount requested is \$1,481.47. Ms. Jackson motioned to approve this request, seconded by Mr. Turner. The motion carried unanimously.

2. Investigation report

Mr. Jeppson reviewed investigation statistics with the Board.

3. Consideration of CE rule amendment necessitated by passing of H.B. 82: Architects Licensing Revisions

Mr. Oborn shared with the Board that H.B. 82 passed and the Architect Licensing Act Rule will need to be revised. The Board reviewed the following amendments proposed by Mr. Oborn:

1. R156-3a-301, Qualifications for Licensure, Architecture Program Criteria. Mr. Oborn noted that education deficiencies have been added to subsection 2(i)(ii) and (b).
2. R156-3a-303 change NCARB record to NCARB certification.
3. R156-3a-304 Continuing Education for Architects, (1) CE hours increase from 16 to 24 hours, 12 hours shall be completed each year. The CE must be completed by December 31 of each odd year.
4. R156-3a-304 (4)(a) unlimited hours shall be recognized for CE completed in blocks of time not less than 30 minutes.
5. The Board requested R156-3a-304(4)(b) be deleted.
6. R156-3a-304(6) was proposed to be deleted
7. NCARB reviewed and updated the NCARB Code of Ethics as established in July 2011.
8. R156-3a-601, Architectural Seal, requirements. This requirement is proposed to be amended.

Ms Jackson motioned to recommended to the Division

to adopt the amendments with changes as noted, seconded by Mr. White. The motion carried unanimously. Mr. Oborn will prepare the proposed rule. It is anticipated that the rule hearing for the proposed changes will be held at the next board meeting.

4. Consideration of seal requirement rule amendment

Discussed above.

5. Marketing of out of state architectural firms in Utah

Mr. Oborn reviewed a concern from Ms. Vance at AIA, Utah, regarding marketing of out of state architectural firms in Utah. The Board reviewed 58-3a-304, Exemption from licensure.

58-3a-304. Exemptions from licensure.

(1) In addition to the exemptions from licensure in Section 58-1-307, the following may engage in the stated limited acts or practices without being licensed under this chapter:

(a) a person offering to render architectural services in this state when not licensed under this chapter if the person:

(i) holds a current and valid architect license issued by a licensing authority recognized by rule by the division in collaboration with the board;

(ii) discloses in writing to the potential client the fact that the architect:

(A) is not licensed in the state;

(B) may not provide architectural services in the state until the architect is licensed in the state; and

(C) that such condition may cause a delay in the ability of the architect to provide architectural services in the state;

(iii) notifies the division in writing of his intent to offer to render architectural services in the state; and

(iv) does not provide architectural services or engage in the practice of architecture in this state until licensed to do so;

The Board tabled this discussion to the next Board meeting June 13, 2012.

6. Upcoming Board vacancy

The Board noted that Ms. Jackson's term on the Board will be completed on June 30, 2012. The Board noted the exceptional job and dedication for the profession demonstrated by Ms. Jackson during her term of service. The Board discussed how recommendations are made from AIA and expressed a concern that AIA is not advising all Utah licensed architects regarding the Board vacancy. Mr. Oborn noted that nominations may come from other Board members.

7. WCARB meeting, report from Mr. Hoffman

Mr. Hoffman reviewed the WCARB meeting with the Board.

Agenda item for the June meeting:

1. Discuss resolutions and elections results from the next NCARB meeting.

8. Annual NCARB meeting coming up in June 2012

Ms. Jackson advised the Board that the cost of her attending the NCARB meeting will be covered by NCARB because of her position on the NCARB Board. NCARB will cover the cost for Mr. Hoffman to attend. Mr. Oborn will request authorization to send one additional Board member with expenses paid by the Education and Enforcement Fund.

Not on the Agenda:

The Board noted that Canada's license requirements have changed. They no longer have to complete as much experience as they were required to complete in the past. Applicants from Canada will need to have an NCARB record before obtaining a Utah Architect license.

9. Posting of public disciplinary orders on DOPL website

Mr. Oborn advised the Board that DOPL disciplinary orders are now posted on the DOPL website. The orders will be posted to the DOPL website a week after the discipline has been finalized.

BOARD MEETINGS

The next scheduled Board meeting:

June 13, 2012

2012 Board meetings have been scheduled:

June 13, August 8, October 10, December 12

ADJOURN

The meeting adjourned at: 12:16 P.M.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

June 25, 2012

Date

(ss) Hans Hoffman

Chairperson, Utah Architect Licensing Board

June 25, 2012

Date

(ss) Richard J. Oborn

Bureau Manager, Division of Occupational & Professional Licensing.