

# STATE BOARD OF ARCHITECTURAL EXAMINERS

## BOARD MEETING MINUTES

March 21, 2006

Suite 111, 110 Centerview Drive

Columbia, SC

The State Board of Architectural Examiners convened March 21, 2006, in Columbia, South Carolina. Chairman Ward called the meeting to order at 9:30 a.m. The following attended the meeting:

|                       |                          |
|-----------------------|--------------------------|
| Dennis S. Ward        | Chairman                 |
| Stokes Browning       | Secretary                |
| W. Barry Jenkins      | Member                   |
| Stephen Russell       | Member                   |
| Jan B. Simpson        | Administrator            |
| Todd Bond             | Investigator             |
| Alice D. Richardson   | Administrative Assistant |
| Sharon Dantzler, Esq. | LLR Advice Counsel       |

Members Jose Caban and Tom Johnson notified the Administrator in advance that they would be unable to attend the meeting. Caban is out of the country; Johnson was scheduled to speak at a conference.

Administrator Simpson stated the **public notice** of the meeting was properly posted at the Board office and provided to organizations and news media in compliance with Section 30-4-80 of the S.C. Freedom of Information Act. A quorum was present at all times.

**Minutes:** Motion by Browning, Second by Jenkins: To accept the **Minutes** of the January 24, 2006, meeting. Motion carried.

**Exam Candidate** – Motion by Browning, Second by Russell: To approve the following persons to begin taking the Architect Registration Examination. Motion carried.

Mary Smith, Jerome Simons and Brian Wolf

**Prototypical Policy Revision:** Motion by Russell, Second by Browning: To publish a Notice of Drafting in the State Register asking for comments relating to Prototypical plans. The Board will also ask for suggestions for other changes to update the current Board Regulations. This notice will be placed on the website and forwarded to the Board of Engineers and Land Surveyors, SC/AIA and the Building Codes Council. Motion carried.

**Clemson Funding:** Motion by Jenkins, Second by Russell: To transfer \$15,000 to Clemson University to support the undergraduate and graduate students applying for the Intern Development Program (IDP) for continuing professional development. Motion carried.

The Board reviewed a list of materials (books, periodicals, etc.) proposed for purchase with funds provided by the Board in fiscal year 05/06. Gypsey Teague, Librarian, Clemson University Architecture Library, prepared the list based on faculty recommendations. The Board will vote on Library funding at the May Meeting. The Board accepted this as information.

**Violations Report:**

Motion by Stokes, Second by Russell: To accept the IRC recommendations on the following cases. Motion carried.

|                  |                   |
|------------------|-------------------|
| Case No. 2005-1  | Dismiss           |
| Case No. 2006-3  | Dismiss           |
| Case No. 2005-28 | Letter of Caution |
| Case No. 2005-40 | Letter of Caution |
| Case No. 2005-41 | Letter of Caution |

The following cases were reviewed by the IRC and will go forward with issuance of a Formal Complaint.

Case No. 2005-3  
Case No. 2005-39  
Case No. 2005-42

It was suggested that Board members and IRC members would benefit from an annual meeting to discuss issues routinely dealt with by the IRC. Discussions would be generic, focusing on issues and philosophy, board policies, trends in disciplinary matters nationwide, etc. Specific cases would not be discussed. The meeting could be over lunch during a regular board meeting or at another time. Administrator Simpson was asked to contact the IRC Members and invite them join the Board for lunch at the May Meeting.

**NCARB Resolutions:** The Board briefly discussed Resolutions and a related memo from Region 3 Director, Jeffrey Huberman, regarding adding a Member Board Executive (MBE) to the NCARB Board of Directors as well as ARE/IDP sequencing. Member Ward stated that there is a movement towards taking the ARE immediately after completion of an architecture degree. The Board supports the MBE Resolution but are at odds about the ARE/IDP sequencing. Currently, South Carolina Law does not allow taking any division of the Architect Registration Exam prior to completion of IDP. The Board will discuss these Resolutions in more detail at the May meeting.

**Budget Report:** The Board accepted as information the Budget Report as prepared by LLR's Finance division for the period ending January 31, 2006.

**Administrator's Report**

| <b>Number of Active Credentials by Prefix and Subcategory<br/>Board: Board of Architectural Examiners<br/>as of 3/14/2006<br/>Query Report: 517</b> |                                  |              |
|---|----------------------------------|--------------|
| <b>credential</b>   | <b>description</b>               | <b>count</b> |
| AR .EI  | Emeritus In-State Individual     | 37           |
| AR .EO  | Emeritus Out-of-State Individual | 19           |
| AR .I   | In-State Individual              | 986          |
| AR .O   | Out-of-State Individual          | 2616         |
| ARA.  | Partnership Firm                 | 22           |
| ARB.  | Business Corporation Firm        | 227          |
| ARC.  | Professional Association Firm    | 94           |
| ARD.  | Sole Proprietor Firm             | 36           |
| ARF.  | Firms                            | 738          |
|   | <b>subtotal</b>                  | <b>4775</b>  |
| <b>9 items</b>  |                                  |              |

Administrator Simpson reminded the Board that if they want to propose changes to the statute or regulations for legislative approval, they need to have a draft prepared by September 2006.

{End of Administrator's Report}

**NCARB Committee Activities:**

- ?? Member Jenkins attended the IDP Committee Meeting in Arizona and the IDP Coordinators Meeting in Washington, DC, in February.
- ?? New release of ARE Exam 3.1 - February 2006.
- ?? New ARE Exam 4.0 will be released in 2008

Member Ward encouraged Board members to volunteer to serve on NCARB Committees.

**Region 3 Meeting- Charleston, SC:** The Board hosted the NCARB Regional Meeting for Regions 2 and 3 on March 1-5, 2006, in Charleston, SC. Member Ward and others who attended believed the Regional Meeting was a huge success. Over 80 delegates participated and the feedback was positive.

**NCARB Annual Meeting:** The Board was reminded that the Annual Meeting will be held June 21-24, 2006, in Cincinnati, OH. Member Ward encouraged all members to attend. Administrator

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Simpson reminded the Board that NCARB would fund one person per Board to the Annual Meeting. All members showed an interest in attending.

The Board recessed for lunch.

**Texas Board Joint Advisory Committee:** The Board reviewed a Joint Statement from the Texas Board of Architectural Examiners and the Texas Board of Professional Engineers regarding issuance of the Texas Attorney General's Opinion, GA-0391, regarding building design. That Opinion held that architecture and engineering are regulated as distinct professions under the law in the State of Texas. It also recognized that there is limited overlap of the two professions in the area of building design. The Board accepted this as information.

**Application Hearing:** The Board convened a hearing for Robert D. Fogle to determine whether the applicant's license should be reinstated. A court reporter was present during this hearing. Mr. Fogle was present for the Hearing but was not represented by Counsel.

Motion by Browning, Second by Jenkins: To approve Mr. Fogle's application for reinstatement when he has demonstrated that he has completed twenty-four hours of certified continuing education in Health, Safety, and Welfare topics, twelve of which must specifically relate to the International Building Codes and he pays Two hundred and Fifteen (\$215.00) dollars in current reinstatement and late fees. Motion carried.

Sharon Dantzler, LLR Advice Counsel, updated the Board on the following cases:

**Greg Pickett:** The Board's request to the Administrative Law Court for reconsideration in this case was denied (by lack of action on the request). LLR and the Board have appealed the ALC decision to the Court of Common Pleas of Lexington County.

**Harold Eugene Langbehn:** The Administrative Law Court issued its Final Decision and Order on December 28, 2005. Mr. Langbehn was directed to immediately cease and desist from the practice of architecture in this State. In addition, before Mr. Langbehn is eligible for reinstatement, he must complete twenty-four (24) hours of code-related continuing education and pay a fine of \$1000.

**Building Official Manual:** Member Browning will review the Manual for the final time with Skip Lewis, former Engineering Board Member, and submit the updated draft to the Board office for printing.

There being no further business, the Board Meeting adjourned at 3:30 p.m.

Respectfully Submitted,

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Victor Stokes Browning, Secretary