

MINUTES
SC Board of Architectural Examiners
Board Meeting/Application Hearing
9:30 a.m. September 14, 2016
Synergy Business Park, Kingstree Building
110 Centerview Drive, Room 105
Columbia, SC

Meeting Called to Order

Charles Muldrow, Chairman, called the meeting to order at 9:29 a.m. Other members present were Brad Smith, Anthony Lawrence, and J. Sanders Tate.

Member Katherine Schwennsen, participated in the meeting by conference call.

Motion: To accept the excused absence of member Amanda Green. Tate/Smith/Approved.

Staff members participating in this meeting included Lenora Addison-Miles, Administrator; Alice DeBorde, Program Coordinator; and Donnell Jennings, Advice Counsel. Adrienne Montare with AIASC was also in attendance.

Statement of Public Notice

Mr. Muldrow announced that public notice of this meeting was properly posted at the S. C. Board of Architectural Examiners office, Synergy Business Park, Kingstree Building and provided to all requesting persons, organizations, and news media in compliance with Section 30-4-80 of the South Carolina Freedom of Information Act.

Approval of the May 11, 2016, Meeting Minutes

Motion: To approve the minutes as submitted. Smith/Lawrence/Approved.

Approval of Agenda

Motion: To move agenda items 9(b) and 9(c) after agenda item 6(c). Lawrence/Smith/Approved.

Office of Investigations and Enforcement Report

A total of 11 cases were received from January 1, 2016 thru September 14, 2016; two active cases, four closed, four pending board action and one pending IRC. The Board accepted this as information

IRC Recommendations

The following IRC Recommendations were submitted to the Board as a result of the August 22, 2016, IRC meeting:

Case No.	Action
2016-2	Dismiss
2016-3	Dismiss - Cease and Desist
2016-8	Formal Complaint
2016-9	Formal Complaint – Cease and Desist

Motion: To approve IRC Report. Tate/Smith/Approved.

Office of Disciplinary Counsel Report

There were a total of 2 open cases and two pending hearings, as of January 12, 2016; a total of seven cases have been closed. The Board accepted this as information.

Procedures for Investigation Review and Disciplinary Process

Assistant Disciplinary Counsel, Tracy Perlman, gave a review of the procedures for the Investigative Review Process as well as the Disciplinary Process so that the Board would have a clearer understanding of the complaint and disciplinary procedures within LLR.

REPORTS

Administrator's Report

Licensure Statistics – Active licenses as of August 30, 2016

Number of Active Credentials by Prefix and
Subcategory
Board: ARCHITECT
as of 8/30/2016

Credential	Description	Count
AR	Architect	4047
ARA	Partnership Firm	12
ARB	Business Corporation Firm	153
ARC	Professional Association Firm	78
ARD	Sole Proprietor Firm	21
ARF	Firms	1191
	Subt Total	5502

LICENSE STATISTICS – Active licenses as of August 24, 2015

Number of Active Credentials by Prefix and

Subcategory
Board: ARCHITECT
as of 8/24/2015

Credential	Description	Count
AR	Architect	3951
ARA	Partnership Firm	12
ARB	Business Corporation Firm	162
ARC	Professional Association Firm	81
ARD	Sole Proprietor Firm	23
ARF	Firms	1141
	Subt Total	5370

The Board was reminded of the 2016 Member Board Chairs and Member Board Executives Meeting on October 28-29, 2016, in Columbus, OH. NCARB will cover the hotel and airfare.

Motion: To approve Chairman Muldrow to attend the meeting. Lawrence/Smith/Approved.

Board Member Report

No reports were provided at this meeting.

NCARB Annual Meeting Report

Chairman Muldrow gave a brief overview of the NCARB Annual Meeting held in Seattle, WA in June. A.R.E. 5.0 will launch November 1st.

Financial Reports / Funding Request History

The July 2016 Financial Reports and Funding Request History was presented to the Board. The Board accepted this as information.

Office of Disciplinary Counsel – Hearings

No hearings were scheduled at this time.

Application Hearings

No hearings were scheduled at this time.

NCARB Resolution 2016-01 Mutual Recognition Arrangement with Australia and New Zealand

The Board discussed the “Letter of Undertaking” regarding NCARB’s Mutual Recognition Arrangement with Australia and New Zealand. The fundamental principles under this arrangement are:

- Citizenship or lawful permanent residence in the home country,
- Validation of licensure in good standing from the home authority, and
- 6,000 hours (approximately three years) of post licensure experience in the home country

Motion: To accept/sign the “Letter of Undertaking” regarding Resolution 2016-01. Lawrence/Tate/Approved.

Robert Leslie Nichols – Request for Expungement of 1994 Consent Agreement

Mr. Nichols appeared before the board to request expungement of his 1994 Consent Agreement.

Motion: To go into Executive Session to discuss the request, possible sanctions and to receive legal advice. Smith/Lawrence/Approved.

Motion: To come out of Executive Session. Lawrence/Smith/Approved.

Motion: To convert the Public Consent Agreement to a Private Agreement. The formal order will be forwarded to Mr. Nichols for his records. Lawrence/Tate/Approved.

The board took a brief recess.

2017 Meeting Dates

The following meeting dates have been set for 2017

- January 25, 2017
- May 3, 2017
- September 6, 2017
- November 1, 2017

Joint Task Force Subcommittee Update

Member Lawrence submitted the Overlapping Practice Guide for Architects and Engineers in South Carolina to Timothy Rickborn, member of the SC Professional Engineers and Surveyors Board. Mr. Rickborn would like to share this document with the full board for review. Member Lawrence stated he would like to have this document reviewed and approved prior to the Thanksgiving holidays. This item will be carried over to the November Meeting.

S-1177

The bill to amend Sections 40-3-20, 40-3-230 and 40-3-240, Code of Laws of South Carolina, was signed into Law on June 3, 2016. The Board accepted this as information.

Funding Requests

No funding requests were submitted at this time.

Public Comments

Adrienne Montare, AIASC Executive Director, addressed the Board regarding concerns that have been brought to her attention regarding the revisions to the SC Professional Engineers and Surveyors Board Statute, Section 40-22-280 (B) & (C). The references to building height and size were removed. Due to this change, Building Officials are now requiring engineering seals on buildings that were normally exempt (small projects). Donnell Jennings informed Ms. Montare that the engineering board will be discussing these changes at their meeting next week to prepare a summary and intent of the changes to be presented to the public. The Building Official has the authority to require an Architect or an Engineer, regardless of size. Ms. Montare stated that AIA would like to discuss with the Board, the possibility of opening up the SC Architectural Examiners practice act to make it align with the Engineers. It appears that a clarification paper needs to be presented to the Building Officials regarding the intent of the changes. Member Lawrence stated that once the Overlapping Practice Guide for Architects and Engineers is complete, it should clear up some of the confusion.

The next meeting of the SC Board of Architectural Examiners will be held November 2, 2016.

Motion: To adjourn the meeting. Tate/Lawrence/Approved. The meeting adjourned at 11:30 a.m.

Respectfully submitted,



Alice M. DeBorde, Program Coordinator