

1 HB164  
2 164026-2  
3 By Representative Sanderford  
4 RFD: Boards, Agencies and Commissions  
5 First Read: 05-MAR-15

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ENROLLED, An Act,

Relating to the Alabama Sunset Law; to continue the existence and functioning of the State Board for Registration of Architects until October 1, 2019, with certain modifications; to amend Section 34-2-33, Code of Alabama 1975, so as to change the date of expiration of a certificate of registration to practice architecture from September 30 to December 31, to coincide with the continuing education reporting period.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Pursuant to the Alabama Sunset Law, the Sunset Committee recommends the continuance of the State Board for Registration of Architects until October 1, 2019, with the additional recommendation for statutory change as set out in Section 3.

Section 2. The existence and functioning of the State Board for Registration of Architects, created and functioning pursuant to Sections 34-2-30 to 34-2-42, inclusive, Code of Alabama 1975, is continued until October 1, 2019, and those code sections are expressly preserved.

Section 3. Section 34-2-33 of the Code of Alabama 1975, is amended to read as follows:

"§34-2-33.

1           "(a) The board shall receive applications for  
2 registration as an architect only on forms prescribed and  
3 furnished by the board.

4           "Upon receipt of the application and the payment of  
5 a fee, as established by the board, the fee in no event  
6 exceeding two hundred fifty dollars (\$250), the board shall  
7 promptly notify the applicant of examination requirements for  
8 registration, if applicable.

9           "The board may contract with an independent testing  
10 agency to prepare, grade, or conduct the examination. If the  
11 board determines the applicant requires examination, the  
12 applicant shall pay the actual cost of the examination  
13 directly to the board-authorized testing agency.

14           "(b) The board may issue to an applicant without  
15 further examination, a certificate of registration as an  
16 architect, provided the applicant holds an unexpired  
17 certificate issued to him or her by the National Council of  
18 Architectural Registration Boards, hereinafter referred to as  
19 NCARB.

20           "(c) The following facts established in the  
21 application shall be regarded as prima facie evidence  
22 satisfactory to the board that the applicant is fully  
23 qualified to be examined for registration:

24           "(1) Graduation after a course of study of a length  
25 as the board shall by regulation determine from a school or

1 college of architecture accredited by the National  
2 Architectural Accrediting Board, hereinafter referred to as  
3 NAAB; and

4 "(2) An additional period of practical experience in  
5 architectural work under the responsible control of a  
6 registered architect or architects as the board by regulation  
7 shall deem appropriate.

8 "Unless exempted, applicants shall take and pass the  
9 professional examination administered by the board or an  
10 independent testing agency approved by the board.

11 "(d) In determining the sufficiency of the  
12 qualifications of the applicant for registration, a majority  
13 vote of the members of the board shall be required.

14 "(e) Certificates for registration shall expire on  
15 ~~the thirtieth day of September~~ December 31 following their  
16 issuance or renewal and shall become invalid on that day  
17 unless renewed.

18 "Certificates of registrants who are or may be in  
19 the Armed Forces of the United States shall not expire until  
20 ~~the thirtieth day of September~~ December 31 following the  
21 discharge or final separation of the registrant from the Armed  
22 Forces of the United States.

23 "(f) Renewal may be ~~effected~~ accomplished at any  
24 time prior to or during the month of ~~September~~ December by the

1 payment of a fee established by the board not to exceed two  
2 hundred fifty dollars (\$250).

3 "A penalty not to exceed the sum of seventy-five  
4 dollars (\$75) may be added to the renewal fee for failure to  
5 renew a certificate upon such terms and conditions as the  
6 board may by regulation determine. Failure to renew a  
7 certificate of registration by ~~December~~ March 31 shall result  
8 in a lapse of registration.

9 "(g) A registrant whose certificate of registration  
10 has lapsed may have it reinstated, if in compliance with other  
11 relevant requirements, by filing a ~~renewal form~~ reinstatement  
12 application and paying, in addition to the appropriate renewal  
13 fee and late penalty, a reinstatement fee of two hundred fifty  
14 dollars (\$250).

15 "(h) There is hereby created, for renewal of  
16 certificate purposes, a status to be known as emeritus status  
17 architect, which shall apply to architects who have been  
18 registered for 10 consecutive years or longer, and who are 65  
19 years of age or older, and who have retired from active  
20 practice. The annual renewal of registration for emeritus  
21 status shall be renewed without payment of a fee. If an  
22 emeritus status architect subsequently wishes to practice, he  
23 or she may do so without penalty by proper application to the  
24 board."

1                   Section 4. The Legislature concurs in the  
2                   recommendations of the Sunset Committee as provided in  
3                   Sections 1, 2, and 3.

4                   Section 5. This act shall become effective  
5                   immediately upon its passage and approval by the Governor, or  
6                   its otherwise becoming law.

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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in  
and was passed by the House 02-APR-15.

Jeff Woodard  
Clerk

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Senate	<hr/> <p>23-APR-15</p> <hr/>	Passed
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