

1 21 NCAC 02 .0107 is amended **with changes** as published in NCR 28:18:

2 **21 NCAC 02 .0107 FORMS**

3 Any forms referred to or required by these rules are available on the Board web site at [www.ncbarch.org](http://www.ncbarch.org) ~~upon request~~  
4 ~~made in person or by writing to the Board.~~

5

6 *History Note: Authority G.S. 83A-6;*

7 *Eff. February 1, 1976;*

8 *Readopted Eff. September 29, 1977;*

9 *Amended Eff. July 1, 2014, May 1, 1989; November 1, 1979.*

10

1 21 NCAC 02 .0108 is amended **with changes** as published in NCR 28:18:

2 **21 NCAC 02 .0108 FEES**

3 Fees required by the Board, are payable in advance and are set forth below:

4 Initial Registration Application by Exam

5

6 Residents and Non-Residents \$ 50.00

7 Firm \$ 75.00

8 Application to take the Architectural Registration Exam \$ 50.00

9 Annual license renewal

10 **Individual** \$ 50.00

11 **Firm** \$100.00

12 Late renewal Penalty \$ 50.00

13 Reciprocal registration \$150.00

14 Individual or Firm Reinstatement shall be the fee as set forth G.S. 83A-11 and G.S. 55B-10.

15 All fees paid to the Board are non-refundable.

16 Other publications and services provided by the Board are available on the Board web site at [www.ncbarch.org](http://www.ncbarch.org) ~~at cost~~  
17 ~~from the Board office.~~

18

19 *History Note: Authority G.S. 83A-4; 83A-11;*

20 *Eff. February 1, 1976;*

21 *Readopted Eff. September 29, 1977;*

22 *Amended Eff. July 1, 2014, December 1, 2010; June 1, 1995; December 1, 1992; May 1, 1991; May*  
23 *1, 1989; July 1, 1987.*

24

1 21 NCAC 02 .0202 is amended **with changes** as published in NCR 28:18:

2 **21 NCAC 02 .0202 APPLICABILITY OF BOARD RULES**

3 The Executive Director shall ~~mail~~ **make available on the Board web site at [www.ncbarch.org](http://www.ncbarch.org)** a copy of Chapter 83A of  
4 the North Carolina General Statutes and the rules of the Board adopted ~~hereunder.~~ **hereunder** ~~to~~ **[newly licensed**  
5 **individuals]** each licensed architect in and out of the state to whom a new license has been issued, ~~[by virtue of having~~  
6 ~~successfully completed the prescribed examination and having otherwise met the Board's requirements for registration.]~~

7 Rules adopted and published by the Board under the provisions of Chapter 83A and Chapter 150B shall be binding upon  
8 every individual holding a license from the Board, and upon all professional corporations legally authorized to offer or to  
9 perform architectural services in this state. All licensees of the Board are charged with having knowledge of the  
10 existence of the Board rules and shall be deemed to be familiar with ~~their several provisions and to understand them~~ **and**  
11 **have an understanding of their provisions.** Each licensed person and entity shall affirm in their renewals that they have  
12 read the current architectural laws and rules.

13

14 *History Note: Authority G.S. 83A-6;*

15 *Eff. February 1, 1976;*

16 *Readopted Eff. September 29, 1977;*

17 *Amended Eff. July 1, 2014, June 1, 1995; May 1, 1989.*

21 NCAC 02 .0214 is amended **with changes** as published in NCR 28:18:

**21 NCAC 02 .0214 FIRM PRACTICE OF ARCHITECTURE**

(a) **Registration.** Prior to offering and rendering architectural services as set forth in G.S. 83A and 21 NCAC 02 .0204(a), all firms **must shall** submit an application for firm registration and be granted registration by the Board. Application for firm registration to practice of architecture within the State of North Carolina shall be made upon forms provided **by on** the Board **web site at www.ncbarch.org** and include the required application fee **as set forth in 21 NCAC 02 .0108**. Certificates for firm practice **must shall** be issued only under the provisions of the **Professional Corporation Act**, G.S. 55B, except as provided in Subsection (b) of this Rule and G.S 57C.

(b) Architectural Corporations Under G.S. 55, the Business Corporation Act. Applications for certificate of registration as exempt from the Professional Corporation Act under the provisions of G.S. 55B-15 shall be made upon forms provided by the Board. Completed applications **must shall** be accompanied by the corporate application fee. To be eligible as an exempt corporation under the provisions of G.S. 55B-15, the following conditions must exist:

- (1) The corporation must have been incorporated prior to June 5, 1969 as a business corporation;
- (2) Prior to and since June 5, 1969, the corporation must have been a **bona fide bona fide** architectural or architectural-engineering firm with services limited to the practice of architecture or architecture-engineering **and such services as may be ancillary thereto and ancillary services** within the State of North Carolina; and
- (3) The corporation must have applied to be an exempt corporation before October 1, 1979.

(c) Renewal of Certificate. Firm registration **must shall** be renewed on or before December 31st each year. If the Board has not received the annual renewal fee and completed application on or before December 31st each year, the firm license shall expire **and be delinquent**. No less than 30 days prior to the renewal date, the Board shall send a notice of renewal to each registered firm. **The firm must designate an officer to complete the renewal documentation required by the Board. The Board shall not accept incomplete renewal documentation.** Renewal documentation **must shall** be accompanied by the renewal fee. If the accompanying draft or check in the amount of the renewal fee is dishonored by the firm's drawee bank for any reason, the Board shall suspend the firm registration until the renewal fees and returned check charges are paid. When the annual renewal has been complete according to the provision of G.S. 83A-11, the Executive Director shall approve renewal for the firm registration for the current renewal year. **Upon completion of the firm annual renewal, [The] the Board may randomly audit the compliance of firm registrations and require proof in the form of corporate records maintained pursuant to North Carolina General Statute 55B. Such records must be maintained for a period of seven years after the renewal is submitted.** Renewal fees are non-refundable.

(d) Failure to Renew and Reinstatement. Within one year of the **expiration expiration**, the firm license may be renewed at any time, upon the return of the completed renewal documents, the annual renewal **fee-fee**, and the late renewal fees. After one year from the date of expiration for non-payment of the annual renewal fee the licensee shall seek reinstatement, as allowed by G.S. 83A-11. The Board may reinstate the firms' certificate of registration, as allowed by G.S. 83A-11.

(e) Seal. Each registered corporation shall adopt a seal pursuant to 21 NCAC 02 .0206(a)(3).

(f) Approval of Name. In addition to the requirements and limitations of G.S. 55 and 55B, the firm name used by an architectural corporation shall conform with Rule .0205 and be approved by the Board before being used. This Rule shall not prohibit the continued use of any firm name adopted in conformity with the General Statutes of North Carolina and Board Rules in effect at the date of such adoption.

1  
2  
3  
4  
5  
6

*History Note: Authority G.S. 55B-5; 55B-10; 55B-15; 83A-6; 83A-8;*  
*Eff. February 1, 1976;*  
*Readopted Eff. September 29, 1977;*  
*Amended Eff. July 1, 2014, December 1, 2010; July 1, 1993; May 1, 1989; November 1, 1979.*

1 21 NCAC 02 .0302 is amended **with changes** as published in NCR 28:18:

2 **21 NCAC 02 .0302 EXAMINATION**

3 (a) Licensure Examination. All applicants for architectural registration in North Carolina by examination shall pass the  
4 Architectural Registration Examination (ARE), prepared by the National Council of Architectural Registration Boards  
5 (NCARB). **Provided, applicants** **Applicants** who have never been registered in any NCARB recognized jurisdiction may  
6 transfer credits for portions of the examination previously passed in another jurisdiction if at the time of initial approval  
7 to take the exam in said jurisdiction they otherwise qualified for taking the exam under the rules in this Chapter. The  
8 qualifications necessary for eligibility to take the ARE are as follows:

- 9 (1) be of good moral character as defined in G.S. 83A-1(5);  
10 (2) be at least 18 years of age;  
11 (3) ~~the professional education qualification is the~~ **completion of a** NAAB (National Architectural  
12 Accrediting Board) accredited professional degree in architecture;  
13 (4) all applicants who apply for architectural registration by exam are required ~~to follow~~ to be enrolled in  
14 the Intern Development Program (IDP) through NCARB or a program approved as equivalent by the  
15 North Carolina Board of Architecture **as set forth in North Carolina General Statute 83A-7 (a)(2).** ~~in~~  
16 ~~order to satisfy the requirements of this Section.~~  
17 (5) The Board shall grant eligibility to take the exam, to those individuals who have obtained the required  
18 NAAB accredited degree; ~~and have enrolled in the NCARB IDP, and have had verified by NCARB at~~  
19 ~~least 2000 training units of the IDP as approved by NCARB.~~ Upon successful completion of all  
20 sections of the ARE, ~~fulfillment of the practical training requirement~~ and fulfillment of all ~~remaining~~  
21 IDP requirements an individual may submit the application and fee for licensure by exam and may  
22 then be granted a license to practice architecture. North Carolina General Statute 83A-7 (a)(1) a. shall  
23 be deemed satisfied through completion of the requirements set forth in this Paragraph. **[21 NCAC 02**  
24 **.0302 (a) (1) though (5).]**

25 (b) Retention of credit for purposes of licensure by examination in North Carolina.

- 26 (1) Passing scores received after July 1, 2006 on any part of the ARE remain valid for a period of time  
27 established by the exam provider, **NCARB. NCARB and found on the web site at www.ncarb.org .**  
28 (2) As of July 1, 2011, passing scores received on any part of the ARE prior to July 1, 1996 are invalid.  
29 (3) As of July 1, 2014, passing scores received on any part of the ARE after July 1, 1996 and prior to July  
30 1, 2006 are invalid.

31 (c) Practical training **as indicated in North Carolina General Statute 83A-7(a)(2)** means practical experience and  
32 diversified training as defined by the Intern Development Program through the NCARB. However, the Board may judge  
33 each case on its own merits.

34 (d) Personal interview. During the application process, the applicant may be interviewed by the Board members. The  
35 purpose of the interview is to augment the evidence submitted in an application with regard to qualifications required in  
36 Subparagraph (a)(1) of this Rule.

37 (e) The ARE shall be graded in accordance with the methods and procedures recommended by NCARB. An exam  
38 candidate ~~must~~ **shall** receive a passing grade in each division of the Architectural Registration Exam. **Information**  
39 **regarding NCARB grading methods and procedures is found on their web site at www.ncarb.org .**

1 (f) A person currently employed under the responsible control of an architect, who holds a Professional Degree from a  
2 NAAB accredited program, and who ~~is enrolled in and maintains good standing~~ maintains an active NCARB IDP record  
3 or has successfully completed a ~~National Council of Architectural Registration Boards Record in the Intern Development~~  
4 ~~Program (IDP)~~ the NCARB IDP may use the title "Architectural Intern" or "Intern Architect" in conjunction with ~~his/her~~  
5 ~~his or her~~ current employment.

6

7 *History Note: Authority G.S. 83A-1; 83A-6; 83A-7;*

8 *Eff. February 1, 1976;*

9 *Readopted Eff. September 29, 1977;*

10 *Amended Eff. July 1, 2014, November 1, 2010; July 1, 2006; July 1, 2000; July 1, 1996; June 1,*

11 *1995; December 1, 1992; July 1, 1991.*

12