

REQUEST FOR TECHNICAL CHANGE

AGENCY: North Carolina Board of Architecture

RULE CITATION: 21 NCAC 02 .0302

DEADLINE FOR RECEIPT: February 9, 2016

NOTE WELL: This request when viewed on computer extends several pages. Please be sure you have reached the end of the document.

The Rules Review Commission staff has completed its review of this rule prior to the Commission's next meeting. The Commission has not yet reviewed this rule and therefore there has not been a determination as to whether the rule will be approved. You may call this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

Page 1, lines 12-13 – replace “NAAB (National Architectural Accrediting Board)” with “National Architectural Accrediting Board (NAAB)”

Page 2, lines 7-8 – as written, the rule states that passing scores remain valid only so long as the scores remain posted on the referenced web site. Is this intended? If not, please consider revising as follows:

Passing scores received after July 1, 2006 on any part of the ARE remain valid for a period of time established by the exam provider, NCARB. Scores may be found on the NCARB web site at www.ncarb.org.

Page 2, line 13 – replace “as indicated in” with “pursuant to”

Page 2, lines 14-15 – the sentence beginning “However” is ambiguous. What standards will guide the Board in judging such cases on their merits? What does “merits” mean in this context? Either clarify this sentence or delete it.

Page 2, line 21 – replace “An exam candidate shall...” with “To successfully complete the ARE, an exam candidate must...”

Page 2, line 24 – Does the definition of “responsible control” in 21 NCAC 02 .0109(4) and 21 NCAC 02 .0206(d) apply here? If not, the term must be defined.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Jason S. Thomas
Commission Counsel
Date submitted to agency: January 26, 2016

1 21 NCAC 02 .0302 is amended as published in NCR 30:08:

2 **21 NCAC 02 .0302 EXAMINATION**

3 (a) Licensure by Examination. ~~All applicants for architectural registration in North Carolina by~~
4 ~~examination shall pass the Architectural Registration Examination (ARE), prepared by the~~
5 ~~National Council of Architectural Registration Boards (NCARB). Applicants who have never~~
6 ~~been registered in any NCARB recognized jurisdiction may transfer credits for portions of the~~
7 ~~examination previously passed in another jurisdiction if at the time of initial approval to take the~~
8 ~~exam in said jurisdiction they otherwise qualified for taking the exam under the rules in this~~
9 ~~Chapter. The qualifications necessary for eligibility to take the ARE are as follows~~ Upon
10 successful completion of all sections of the Architectural Registration Exam (ARE) as prepared
11 by the National Council of Architecture Registration Boards (NCARB), fulfillment of all
12 NCARB Intern Development Program (IDP) requirements and completion of the NAAB
13 (National Architectural Accrediting Board) accredited degree, an individual may submit the
14 application and fee for licensure by exam and may then be granted a license to practice
15 architecture. G.S. 83A-7(a)(1)a. shall be deemed satisfied through completion of the
16 requirements set forth in Subparagraphs (1) through (4) of this Paragraph. The Board shall grant
17 eligibility to take the ARE to those individuals who:

18 (1) ~~be~~ are of good moral character as defined in G.S. 83A-1(5);

19 (2) ~~be~~ are at least 18 years of age;

20 (3) ~~completion of~~ have completed a NAAB (~~National Architectural Accrediting~~
21 ~~Board~~) accredited professional degree in ~~architecture~~; architecture or who are
22 actively enrolled in a NAAB accredited degree program that is identified by the
23 college or university as an NCARB endorsed Integrated Path To Architectural
24 Licensure Degree Program;

25 (4) ~~all applicants who apply for architectural registration by exam are required to be~~
26 ~~are actively enrolled in the Intern Development Program (IDP) through NCARB~~
27 ~~IDP~~ or a program approved as equivalent by the North Carolina Board of
28 Architecture as set forth in G.S. 83A-7(a)(2).

29 (5) ~~The Board shall grant eligibility to take the exam, to those individuals who have~~
30 ~~obtained the required NAAB accredited degree and have enrolled in the NCARB~~
31 ~~IDP. Upon successful completion of all sections of the ARE, and fulfillment of~~

1 all IDP requirements an individual may submit the application and fee for
2 licensure by exam and may then be granted a license to practice architecture. G.S.
3 83A-7(a)(1)a. shall be deemed satisfied through completion of the requirements
4 set forth in this Paragraph.

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

6 (1) Passing scores received after July 1, 2006 on any part of the ARE remain valid for
7 a period of time established by the exam provider, NCARB and found on the web
8 site at www.ncarb.org.

9 ~~(2) As of July 1, 2011, passing scores received on any part of the ARE prior to July 1,~~
10 ~~1996 are invalid.~~

11 ~~(3) As of July 1, 2014, passing scores~~ Scores ~~received on any part of the ARE after~~
12 ~~July 1, 1996 and prior to July 1, 2006 are invalid.~~

13 (c) Practical training as indicated in G.S. 83A-7(a)(2) means practical experience and diversified
14 training as defined by the Intern Development Program through the NCARB. However, the
15 Board may judge each case on its own merits.

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

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

24 (f) A person currently employed under the responsible control of an architect, who holds a
25 Professional Degree from a NAAB accredited program, and who maintains an active NCARB
26 IDP record or has successfully completed the NCARB IDP may use the title "Architectural
27 Intern" or "Intern Architect" in conjunction with his or her current employment.

28
29 *History Note: Authority G.S. 83A-1; 83A-6; 83A-7;*

30 *Eff. February 1, 1976;*

31 *Readopted Eff. September 29, 1977;*

1 *Amended Eff. February 1, 2016; July 1, 2014; November 1, 2010; July 1, 2006;*
2 *July 1, 2000; July 1, 1996; June 1, 1995; December 1, 1992; July 1, 1991.*