

BOA ADOPTS NEW REGULATIONS

The members of the Alabama Board of Architects (BOA) adopted, without change, amendments to Regulations 100-X-2-.10, 100-X-3-.02, 100-X-3-.04, 100-X-3-.05 and 100-X-3-.06. Thirteen comments were received and thoughtfully considered by the Board members at their August 5, 2015 meeting. Text of each rule, as amended, is shown below. The effective date is September 10, 2015.

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100-X-2-.10 **Renewal of Registration.** The Board shall have the power to set renewal fees and fees for late payment. The Board shall issue renewal notices to each registered architect from the previous year to the last known address. Registration term is for the calendar year which begins January 1 and ends December 31. Renewals postmarked January 1 through March 31 will be considered late, and those renewals must include the late penalty established by regulation. All renewals must reflect completion of the current continuing education requirements established by the Board unless otherwise exempted. No provision is made for partial payment for a partial year. Renewal fees are due on December 31 of each year. If the registrant elects to renew his license electronically, the registrant may be charged a convenience fee or surcharge. If renewal is not completed on or before March 31, the architect's registration will lapse and must be reinstated, as required by regulation.

Author: Board for Registration of Architects

Statutory Authority: Code of Ala. 1975, §34-2-33.

History: New Rule: February 19, 2010. **Amended: Filed:** August 6, 2015; Effective September 10, 2015.

100-X-3-.02 **Scope and Exemptions.**

(1) **Scope.** These rules shall apply to every Alabama registered architect as a condition for renewal of registration on an annual basis.

(2) **Exemptions.** A registrant may be exempt from participating in the continuing education program required by these rules for one of the following reasons:

(a) A first-time registrant by examination or NCARB certificate is exempt for his or her first renewal. This provision does not apply to an architect who regains registration through reinstatement.

(b) Registrant is an emeritus status architect.

(c) Registrant is a civilian who serves on active duty in the Armed Forces of the United States for a period of time exceeding ninety (90) consecutive days during the annual report period.

(d) Hardship cases will be considered by the Board on an individual basis and must be received by the Board by December 1. A registrant experiencing physical disability, illness, or other extenuating circumstances beyond his or her control may request exemption from the continuing education requirements. The registrant shall provide supporting documentation for the board's review. The board will consider such hardship cases on an individual basis.

Author: Board for Registration of Architects

Statutory Authority: Code of Ala. 1975, §34-2-39

History: New Rule: Filed October 17, 2011; Effective November 21, 2011.

Amended: Filed: August 6, 2015; Effective September 10, 2015.

100-X-3-.04 Reporting. The continuing education section of the Board's renewal application must be completed in full in order to process the registration renewal.

(1) Unless exempted as provided in 100-X-3-.02, each registrant shall submit the required continuing education information, which shall include an affidavit attesting to the registrant's fulfillment of continuing education requirements during the current calendar year. No carry-over of continuing education hours is permitted. Failure to comply with these requirements shall result in non-renewal of the architect's registration.

(2) Each affidavit shall be reviewed by the Board staff and may be subject to audit for verification of compliance with requirements.

Author: Board for Registration of Architects

Statutory Authority: Code of Ala. 1975, §34-2-39

History: New Rule: Filed October 17, 2011; Effective November 21, 2011.

Amended: Filed: August 6, 2015; Effective September 10, 2015.

100-X-3-.05 Recordkeeping.

(1) The registrant is responsible for retaining documentation of continuing education activities.

(2) These records must be retained for a period of one year from the date the hours are reported as part of the applicant's renewal application. Copies must be furnished to the Board for audit purposes if requested.

Author: Board for Registration of Architects

Statutory Authority: Code of Ala. 1975, §34-2-39

History: New Rule: Filed October 17, 2011; Effective November 21, 2011.

Amended: Filed: August 6, 2015; Effective September 10, 2015.

100-X-3-.06

Audit.

(1) The Board will conduct an audit of renewals submitted to ensure compliance with continuing education requirements. Registrants selected for audit will be notified and required to provide documentation in support of hours claimed.

(2) The Board may disallow claimed credit for continuing education hours if the CEHs do not comply with the above requirements. If continuing education hours are disallowed, the registrant shall have thirty (30) calendar days after notification to provide documentation that substantiates the original claim or provide documentation of other continuing education hours to meet the minimum requirements. Continuing education hours submitted to remedy a disallowance shall not be used for registration renewal purposes.

Author: Board for Registration of Architects

Statutory Authority: Code of Ala. 1975, §34-2-39

History: New Rule: Filed October 17, 2011; Effective November 21, 2011.

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