

GEORGIA BOARD OF ARCHITECTS AND INTERIOR DESIGNERS

Board Meeting: December 18, 2009

The Georgia State Board of Architects and Interior Designers met on Friday, December 18, 2009, at the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia, for the purpose of conducting Board business.

The following Board members were present:

Anne K. Smith, President and Architect
E. Camille Puckett, Vice President and Interior Designer
G. Niles Bolton
Ivenue Love-Stanley
David M. G. Maschke
Laurie H. McRae (joined via teleconference at 11:45 a.m.)
Andrew Pace

Others present:

Tanja D. Battle, Executive Director
Brandi Howell, Board Support Specialist
Janet Wray, Assistant Attorney General via videoconference
Russell Lewis, Investigations Area Supervisor
Robert Conway, Investigations
Steve McBrayer, Investigations
Edva Smith, Investigations
Ryan Taylor

Chairperson Smith established that a quorum was present at 9:47 a.m. and called the meeting to order.

Approval of Minutes

Chairperson Smith called for any changes/revisions to the October 16, 2009 minutes. Chairperson Smith stated that she noticed one correction that needed to be made on page 4. Three names listed under the "Registered Interior Designers Licensed Since Last Review" list are duplicates and should be removed.

A motion was made by Camille Puckett, seconded by Ivenue Love-Stanley, and the Board voted unanimously to approve the minutes of the October 16, 2009 full Board meeting as presented with the changes noted.

Executive Director's Report

Quarterly Newsletters: Ms. Battle stated that the Board office is currently working on this quarter's newsletters.

Written Requests/Correspondences

Betty Halcomb: The Board reviewed correspondence from Ms. Halcomb requesting clarification on whether or not the names of the two registered architects with her company needed to be shown

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on letterhead and plans title block. The Board recommended having staff respond by referring Ms. Halcomb to Board Rule 50-3-.03 , which states that a minimum of one person shall be an architect currently licensed to practice in Georgia and that person shall be the architect under whose responsible control the Georgia practice shall be conducted.

Michael McKenney: The Board reviewed Mr. Kenney's request to be allowed to sit for the A.R.E. (Architect Registration Exam). The Board recommended having staff respond by stating that it lacks leeway in making exceptions and must follow the law. The Board also recommended Mr. McKenney become licensed in another state and then apply by reciprocity.

Michael Trautman: The Board reviewed correspondence from Mr. Trautman requesting clarification regarding O.C.G.A. § 43-4-14. The Board recommended having staff respond by stating that the Board is unable to provide legal interpretation of Georgia's laws and suggests he consult with an attorney for further interpretation. The Board further commented that O.C.G.A. § 43-4-14 does state one and two-family residences do not require the seal of an architect.

Alex Campbell, RA011474: The Board reviewed correspondence from this licensee and directed staff to respond by stating that the Board understands his position and appreciates his input; however, this subject is not under the jurisdiction of the Board.

Alan Goschka, RA012714: The Board reviewed correspondence from this licensee and directed staff to send the appropriate response and applicable code section.

New York Board of Architects: The Board reviewed correspondence that was for informational purposes only.

The Board discussed releasing exam scores on license verifications. A policy was adopted at the February 20, 2009 meeting stating that the Board would provide online verifications, which *do not* include exam scores, upon request of a licensee who is seeking licensure in another state. The Board discussed changing this policy. A motion was made by Camille Puckett, seconded by Ivenue Love-Stanley, and the Board voted unanimously to provide verifications, *including* exam scores, directly to the state board requiring such upon written request and fee from a licensee who is seeking licensure in another state.

Missy Bower: The Board reviewed correspondence from Ms. Bower requesting to know what the architectural limitations are for omissions and errors. The Board recommended having staff respond by stating that this subject is not under the Board's jurisdiction and that while the practice act does not require an architect to carry insurance, it should be carried as he or she deems necessary to fulfill a professional responsibility.

Scott Pinholster: The Board reviewed correspondence from Mr. Pinholster and directed staff to send the appropriate response and applicable code section.

Randall Stout: The Board reviewed correspondence from Mr. Stout requesting an interpretation of the licensing requirements. The Board recommended referring Mr. Stout to O.C.G.A. § 43-4-1(6) and further state that the Board is unable to provide legal interpretation of Georgia's laws and suggests he consult with an attorney for further interpretation.

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Ms. Battle informed the Board that Shawn LaGrua, Inspector General, was on the agenda to come in and speak to the Board; however, she will be unable to attend the meeting due to a scheduling conflict.

ARE 4.0

An update concerning ARE 4.0 was given by Chairperson Smith.

NCARB

An update concerning NCARB was given by Chairperson Smith.

Applicants Licensed Since Last Review

The Board reviewed the following list of Registered Architects and Registered Interior Designers licensed or reinstated since the last Board meeting. A motion was made by Ivenue Love-Stanley, seconded by Andrew Pace, and the Board voted unanimously to approve the list.

Registered Interior Designers
Licensed Since Last Review

License #	Name	Issue Date	
ID000733	Martin, Andrea G	12/9/2009	
ID000734	Hudgins, Tara Nicole	12/15/2009	

Registered Architects
Licensed Since Last Review

License #	Name	Issue Date	License Method
RA012717	Bromeier, Mark Steven	10/21/2009	Reciprocity
RA012718	Oppelt, Thomas H	10/22/2009	Reciprocity
RA012719	Nicotera, Marco Anthony	10/22/2009	Examination
RA012720	Woody, Bruce Edward	10/27/2009	Reciprocity
RA012721	Whitney, Douglas W	10/27/2009	Reciprocity
RA012722	Soos, Melanie Beth	10/27/2009	Reciprocity
RA012723	Wilson, Dennis Robert	10/27/2009	Reciprocity
RA012724	Clear, Marc Adam	10/28/2009	Examination
RA012725	Fyan, Lisa Michelle	10/28/2009	Examination
RA012726	Graupner, Stefan	10/28/2009	Examination
RA012727	Joyner, Mark Bradley	10/28/2009	Examination
RA012728	Savarese, Desiree M	10/28/2009	Examination
RA012729	Pascarelli, Paul Joseph	10/30/2009	Reciprocity
RA012730	Harmeyer, Robert Jon	10/30/2009	Reciprocity
RA012731	Ford, Mark P	10/30/2009	Reciprocity
RA012732	Ochenkoski, Paul J	11/2/2009	Reciprocity

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RA012733	Burns, Kevin M	11/2/2009	Reciprocity
RA012734	Janssen, Michael Thomas	11/2/2009	Reciprocity
RA012735	Rupp, Alissa	11/4/2009	Reciprocity
RA012736	Smart, Edwin E	11/5/2009	Reciprocity
RA012737	Everham, Kevin Todd	11/5/2009	Reciprocity
RA012738	Ax, Geoffrey Scott	11/12/2009	Reciprocity
RA012739	Sarkar, Abhishek	11/13/2009	Examination
RA012740	Lee, Hyunchul	11/13/2009	Examination
RA012741	Goschka, Alan Brent	11/17/2009	Reciprocity
RA012742	Deitz, David C	11/17/2009	Reciprocity
RA012743	Anand, Kamini	11/18/2009	Examination
RA012744	Fox, Roberta M Kunz	11/18/2009	Examination
RA012745	Phillips, Robert John	11/18/2009	Reciprocity
RA012746	Miles, Garrett F	11/20/2009	Reciprocity
RA012747	Hartz, Jason A	11/30/2009	Reciprocity
RA012748	Klein, Michael Barry	11/30/2009	Reciprocity
RA012749	Krawczyk, Craig Anthony	12/2/2009	Reciprocity
RA012750	Fox, Richard A	12/2/2009	Reciprocity
RA012751	Yu, Jing	12/4/2009	Examination
RA012752	Horrell, Robert E, Jr	12/4/2009	Reciprocity
RA012753	White, Stephen L	12/8/2009	Reciprocity
RA012754	Baker, Corie Elizabeth	12/9/2009	Reciprocity
RA012755	Daskalakis, Emmanuel Philip	12/10/2009	Reciprocity
RA012756	Choquette, Peter Brian	12/10/2009	Examination
RA012757	Dodds, Timothy J	12/11/2009	Examination
RA012758	Partamian, James Melvin	12/11/2009	Examination
RA012759	Trimble, Stephen Alexander	12/11/2009	Examination
RA012760	Miller, Kenneth Clarke	12/15/2009	Examination
RA012761	Albano, Anthony John	12/16/2009	Reciprocity
RA012762	Dethlefs, Donald R.	12/17/2009	Reciprocity
RA012763	Beichley, Douglas Keith	12/17/2009	Reciprocity

Registered Architects
Reinstated Since Last Review

License #	Name	Date	
RA001279	Busby, John Arthur, Jr	10/21/2009	
RA002919	Smith, Francis Daly, Jr	11/4/2009	
RA003798	Pahl, Joseph McCauley	11/2/2009	
RA003936	Hodges, Barry Wilson	11/20/2009	
RA005332	Pierce, Michael Edward	11/4/2009	
RA005434	Holloway, David Lawrence	12/7/2009	
RA005671	Homayun, Haroun	12/11/2009	

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RA005693	Rhodes, Richard James	11/19/2009	
RA005823	Mixon, David Richard	12/11/2009	
RA005950	Lannom, Gerald Wayne	10/30/2009	
RA006893	Livingston, Stuart Aaron	11/3/2009	
RA006943	Heyd, William Frederick	12/8/2009	
RA007181	Piro, Jerrold Thomas	12/8/2009	
RA007331	Sobota, David Thomas	12/7/2009	
RA007407	Dayabhai, Ishwar Amthalal	12/16/2009	
RA007607	Herman, Norman Lee	11/4/2009	
RA007821	Harley, David Bruce	11/20/2009	
RA007997	Adams, Ross Gene	11/23/2009	
RA008355	Cymerman, Sy	10/19/2009	
RA008589	Price, Barbara Kay Milan	12/4/2009	
RA008594	Vaughan, Paula Burns	12/8/2009	
RA008732	Sommers, Craig Alan	11/30/2009	
RA008790	Stewart, Rowan Selvin	12/14/2009	
RA008839	Schroeder, David E	11/2/2009	
RA009252	Gerard, Gerhardt Dale	11/17/2009	
RA009566	Dulaney, Ronald Earl, Jr	11/2/2009	
RA009578	Johnson, Daryl R	10/30/2009	
RA009604	Reeds, Theodore Armistead, II	11/19/2009	
RA009731	Dawson, Neil Alexander	12/8/2009	
RA009776	Scott, Kathryn Letendre	12/7/2009	
RA009855	Johnson, Hoyte E, Jr	10/19/2009	
RA009891	Parco, Thomas L	11/19/2009	
RA010005	Davidek, Michael Edward	12/17/2009	
RA010014	Hiatt, David W	12/15/2009	
RA010096	Whitmoyer, James T	12/4/2009	
RA010306	Loudermilk, Lloyd Mark	11/12/2009	
RA010395	Rawlings, Eric A	11/23/2009	
RA010426	Casey, Allen	10/30/2009	
RA010507	Hardy, Jeffrey Wayne	12/4/2009	
RA010576	Morse, Roger Gilman	11/20/2009	
RA010999	Kronberg, Eric John	11/2/2009	
RA011035	Wallace, Kevin L	10/27/2009	
RA011177	Human, David Lee	12/8/2009	
RA011218	Seay, Durand Dean	11/30/2009	
RA011305	Kukla, James Paul	11/9/2009	
RA011521	Hoskins, Creig Bernard	11/20/2009	
RA011851	Marsh, Dan Herbert	11/17/2009	
RA012195	Bates, Frankie Coleman	12/14/2009	
RA012453	Zuwala, Henry M	11/23/2009	

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Voluntary Cease and Desist Orders

Mr. Maschke expressed his frustration concerning the Voluntary Cease and Desist Orders. He stated that the Orders do not state that the Respondent admitted to practicing illegally. Chairperson Smith stated that the Board has not been given the opportunity to assess fines under the current process. Discussion was held. Chairperson Smith further stated that the Board would like to have more information concerning the Voluntary Cease and Desist Orders and that there needs to be more input from the Cognizant about what the fine should be.

A motion was made by Camille Puckett, seconded by Andrew Pace, and the Board voted to ratify the acceptance of the following Voluntary Cease and Desist Order:

Keith Solomon, Lilburn

Ms. Puckett stated that the Order needs to clearly state “*currently does not possess a license to practice as a (an) Architect*”. The Order currently states “*currently does not possess a license to practice as a (an) Architecture*”.

Executive Session

A motion was made by Camille Puckett, seconded by Ivenue Love-Stanley, and the Board members present: Bolton, Love-Stanley, Maschke, McRae, Pace, Puckett and Smith, voted unanimously to enter into Executive Session, in accordance with O.C.G.A. § 43-1-2(k) and O.C.G.A. § 43-1-19(h) for applicant appearances and application discussion.

Open Session

Open Session was declared by Chairperson Smith.

NCIDQ

An update concerning NCIDQ was given by Ms. McRae.

Other Business

Ms. Puckett reported on the recent meeting she attended between Secretary of State Handel and the Board Chairpersons.

Ms. Battle reported that several Boards are now taking online applications. The Georgia State Board of Architects and Interior Designers will eventually accept online applications as well.

Chairperson Smith asked Ms. Battle about exam scores from NCARB being electronically submitted. Chairperson Smith stated that it seemed like there was something about the Board not participating in the electronic transfer of exam scores and this was delaying people from getting their results because the scores were being mailed. Ms. Battle stated that she will look into this issue and report back to the Board.

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Committee/Subcommittee Report

The Board discussed proposed legislative changes to O.C.G.A. § 43-4 relating to Architects and Interior Designers.

Prior to the Board meeting, Mr. Pace recommended that Ms. Puckett speak with Ryan Taylor regarding precedents from other jurisdictions. Ms. Puckett thanked Mr. Pace for his work to develop compromise language. Ms. Puckett stated that she met with Mr. Taylor to discuss language developed by the Interior Designer board members based on the laws developed in other jurisdictions. Much of that language has been incorporated into the document presented to the Board.

Ms. Battle stated that if the Board approved this document, she would be glad to forward it to the Legislative Affairs Director for his input.

A motion was made by Camille Puckett, seconded by David Maschke, and the Board voted unanimously, to accept the proposed revisions to O.C.G.A. § 43-4 relating to Architects and Interior Designers. Those revisions include:

43-4-1. Definitions.

(9) “Interior design” means designs, consultations, studies, planning, drawings, specifications, and the administration of design construction contracts relating to nonstructural interior elements of a building rendered by a registered interior designer. Interior design includes but is not limited to space planning, finishes, furnishings, and the design for fabrication of nonstructural interior elements within interior spaces of buildings. Registered interior designers shall collaborate with other licensed professionals for work that is excluded by this definition. Interior design specifically excludes the design of, coordination of or responsibility for structural, mechanical, plumbing, heating, air conditioning, ventilation, electrical or vertical transportation systems. Interior design also specifically excludes construction which materially affects life safety systems pertaining to fire safety protection such as fire-rated vertical shafts in multi-story structures, fire-rated protection of structural elements, smoke evacuation and compartmentalization, emergency sprinkler systems, emergency alarm systems and modification of existing building construction so as to alter the number of persons for which the egress of the building is designed. Interior design is not meant to exclude the specification of fixtures and their location within interior spaces.

(10) “Registration” means the certificate of registration issued by the board.

(11) “Responsible control” means the amount of control over and detailed knowledge of the content of technical submissions during their preparation as is ordinarily exercised by registered architects applying the required professional standard of care, as defined by rules and regulations adopted by the board.

(12) “Technical submissions” means designs, drawings, specifications, studies, and other technical reports prepared in the course of practicing architecture.

(13) “Nonstructural interior element” means an element which does not require structural bracing, is not essential to the structural integrity of the building and does not extend further than from the

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floor of an interior area of a structure to the underside of the deck or structure above that same floor. Nonstructural interior elements include elements and construction that support their own weight and may support attached loads such as cabinetry, shelving and grab bars.

43-4-14. Practice of architecture; qualifications and registration; exempt structures and persons.

(b) The following structures or services do not require the seal of a registered architect:

(1) One and two-family residences and domestic outbuildings regardless of cost;

(2) Any building classified as an agricultural occupancy upon any farm for the use of any farmer; any state owned farmer's market;

(3) Any building which is a single story building, not exceeding 5,000 square feet in area, except new or existing assembly occupancies, educational occupancies, health care occupancies, correctional or detention facilities, hotels, dormitories or lodging facilities, multifamily housing or apartment complexes, and care facilities;

(4) Preengineered metal buildings that are one story in height, except new or existing assembly occupancies, educational occupancies, health care occupancies, correctional or detention facilities, hotels, dormitories or lodging facilities, multifamily housing or apartment complexes, care facilities, and facilities classified as high hazard; provided, however, that the services of a duly registered architect shall be required for the design of any business or mercantile occupancies that exceed 5,000 square feet in area that are incidental to the operation in such building; and

(5) "Interior Design" services ~~Nonload bearing interior construction~~ in existing or planned ~~office~~ structures which were designed by a registered architect, where drawings and specifications are prepared by a Georgia registered interior designer who also submits to the responsible building official a notarized and signed statement on letterhead from a person in a position of authority within the interior design firm certifying that the plans and specifications as submitted are in full compliance with the current building codes and regulations in effect.

43-4-30. "Registered interior designer" defined.

As used in this article, the term "registered interior designer" means a person registered under this article as being qualified by education, experience, and examination to use the title "registered interior designer." In general, an interior designer performs services including preparation of documents relative to ~~nonload bearing interior construction~~ nonstructural interior elements, furnishings, fixtures, and equipment.

Mr. Bolton stated that a letter of endorsement needs to come from the Board stating that this document is in response to the document that went before legislation a year ago. Chairperson Smith added that she would finalize the letter and forward it to Ms. Battle.

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Vote on Discussions from Executive Session

A motion was made by Niles Bolton, seconded by Ivenue Love-Stanley, and the Board voted unanimously to accept the recommendations made during Executive Session.

The recommendations made during Executive Session are as follows:

OIG/Enforcement

The Board heard a report on the following cases:

ARCH080028: The Board voted unanimously to close the case.

ARCH090009: The Board voted unanimously to refer the case back to OIG.

ARCH090001: The Board voted unanimously to refer the case to the Georgia State Board of Registration of Professional Engineers and Land Surveyors.

ARCH070031: The Board voted unanimously to refer the case back to OIG.

Board Attorney

There was nothing to report at this time.

Applications

The Board voted to **approve** the following applications as recommended:

The following applicants submitted an application to take the Architectural Registration Examination along with a copy of their NCARB IDP Council Record and have been administratively approved to take the examination:

Applicant #1211353
Applicant #1211930
Applicant #1212289
Applicant #1213029
Applicant #1213772
Applicant #1214130
Applicant #1214814
Applicant #1215079
Applicant #1215080
Applicant #1215203
Applicant #1216508

The following applicants submitted an application to take the Architectural Registration Examination based on having a professional degree in architecture and three years of acceptable practical work experience:

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Applicant #1214693
Applicant #1217394

The following applicant was approved for a Registered Architect license by Reciprocity pending additional documentation:

Applicant #1217255

The Board voted to **disapprove** the following applications as recommended:

The following were disapproved for reinstatement of an expired Registered Architect license:

Douglas Arthur Leckband
John Wilson Heard
Lary Stuart Mahoney
Michael Jerome Connor
William Williams

The following was disapproved for reinstatement of an expired Registered Interior Designer license:

Lisa K. Pinyan

Written Requests

Applicant #285473: After reviewing correspondence requesting an additional waiver of the reinstatement fee, the Board voted unanimously to disapprove the applicant's request.

Applicant #285652: After reviewing correspondence requesting a waiver of the requirements for professional development, the Board voted unanimously to disapprove the applicant's request.

Applicant #282409: After reviewing correspondence requesting a waiver of the renewal fee, the Board voted unanimously to approve the applicant's request.

With no other business for the Board to discuss, the meeting was adjourned at 1:58 p.m.

Minutes recorded by:

Brandi Howell, Board Support Specialist

Minutes Edited/Reviewed by:

Tanja D. Battle, Executive Director