

1 SB102  
2 154814-3  
3 By Senator Bussman  
4 RFD: Small Business  
5 First Read: 14-JAN-14  
6 PFD: 01/10/2014

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8 SYNOPSIS: Under existing law, a certificate of  
9 registration to practice architecture expires on  
10 September 30.

11 This bill would change the expiration date  
12 from September 30 to December 31, to coincide with  
13 the continuing education reporting period.

14 This bill would also shorten the time period  
15 for renewing a certificate, with late penalty, from  
16 90 to 30 days.

17  
18 A BILL  
19 TO BE ENTITLED  
20 AN ACT

21  
22 To amend Section 34-2-33, Code of Alabama 1975, to  
23 change the date of expiration of a certificate of registration  
24 to practice architecture from September 30 to December 31; and  
25 to shorten the time period for renewing a certificate, with  
26 late penalty, from 90 to 30 days.

27 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1           Section 1. Section 34-2-33 of the Code of Alabama  
2 1975, is amended to read as follows:

3           "§34-2-33.

4           "(a) The board shall receive applications for  
5 registration as an architect only on forms prescribed and  
6 furnished by the board.

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

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

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

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

1           "(1) Graduation after a course of study of a length  
2 as the board shall by regulation determine from a school or  
3 college of architecture accredited by the National  
4 Architectural Accrediting Board, hereinafter referred to as  
5 NAAB; and

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

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

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

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

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

25           "~~(f)~~ (e) Renewal may be ~~effected~~ accomplished at any  
26 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~~ January 31 shall  
8 result in a lapse of registration.

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

15 "~~(h)~~ (g) 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."

25 Section 2. This act shall become effective  
26 immediately following its passage and approval by the  
27 Governor, or its otherwise becoming law.

