



MSBOA NEWS

December 2020

See the articles below for official news from the Mississippi State Board of Architecture (MSBOA) regarding the regulation of architecture, landscape architecture, and certified interior design.

New and Proposed Rules

New rules for architects, landscape architects, and certified interior designers took effect on October 19, 2020.

Proposed rule changes for [architects](#), [landscape architects](#), and [certified interior designers](#) were filed with the Mississippi Secretary of State on November 16, 2020 to bring the military licensing rules into compliance with [Senate Bill 2117](#) (2020 Legislative Session), the “Military Family Freedom Act.” The Board invites your comments or questions regarding the proposed rules. Send them by email to icothron@msboa.ms.gov by December 30, 2020.

A summary of new rules and proposed rule changes is available on the [News and Announcements](#) page of the Board’s website.

COVID-19 Update

Thanks to the use of technology, the MSBOA office has been able to continue operations during the pandemic. The Board office is currently open; however, applicants, registrants, and the public are encouraged to contact the office by phone or e-mail and to refrain from visiting the office in person without an appointment. Please recognize that some response and processing times may be longer than usual. Information regarding examinations is available from [NCARB](#), [CLARB](#), and [CIDQ](#).

We understand that in this current work environment it has become a burden for some registrants to attain continuing education (CE) hours in a physical setting. Other options are available to complete CE hours, including online courses, which are allowed by the continuing education rules for each profession. **The rules do not impose a limit on the**

number of hours that may be obtained through distance learning, so all hours may be obtained through online courses.

A list of online CE providers has been prepared by NCARB and is available [here](#). Other resources include the [Landscape Architecture Continuing Education System website](#) (for landscape architects) and the [International Design Continuing Education Council website](#) (for certified interior designers). MSBOA does not pre-approve continuing education providers or courses, so these links are simply provided as a resource to assist registrants in finding courses that meet the requirements of the rules and regulations.

Beware of Outsourced Drafting Offers

Design professionals frequently receive unsolicited offers from businesses, often located in foreign countries, offering to provide remote drafting and design services. Registrants should beware of these offers as the rules clearly define what constitutes “responsible control” and prohibit plan stamping. *Miss. Code Ann. §73-1-35* states that an architect shall not affix his or her seal or stamp to any document which has not been prepared **under his or her responsible control**. “Responsible control” is defined by Board of Architecture Rule 4.5.2, which requires, among other things, that the following conditions be met:

- There must be direct contact between the client and the architect or the architect’s employee, so long as the architect has the right to control and direct the employee in the material details of how the work is to be performed; and
- The architect must supervise, direct, and be involved in the preparation of documents and have input into **and full knowledge of their preparation** prior to completion; and
- The architect must review the final documents; and
- The architect must have the authority to, and does, make any necessary and appropriate changes to the documents; and
- Review, or review and correction, of technical submissions after they have been prepared by others outside of the architect’s employ does not constitute the exercise of responsible control because the reviewer has neither control over nor detailed professional knowledge of the content of such submissions throughout their preparation.

Among other things, this assures that drawings, plans, and specifications prepared for projects in Mississippi are created by individuals having direct supervisory control over their preparation with full knowledge of the requisite federal, state, and local codes as well as the site-specific characteristics of a project. Please bear these requirements in mind when you receive offers for remote drafting and design services.

Former Committee Member Embarks on New Journey

Chris Hoffman, former member of the Landscape Architecture Advisory Committee (LAAC), resigned from his position on the Committee in January 2020 in order to become Director of the Botanical Garden at the Oklahoma City Zoo and Botanical Garden. Mr. Hoffman served many years on the LAAC and served as 2017 President of the Council of Landscape Architectural Registration Boards (CLARB). The Board expresses gratitude to Chris for his years of dedicated service and wishes him well in his future endeavors.

Congratulations to New Registrants

A list of new registrants is available on the [News and Announcements](#) page of the Board's website. Congratulations to all our newly registered architects, landscape architects, and certified interior designers!

New ARE Application Process

Effective January 31, 2020, candidates are no longer required to apply to the Board for authorization to sit for the Architect Registration Examination (ARE). Applicants with a NAAB-accredited degree in architecture who are enrolled in the Architectural Experience Program (AXP) should apply directly to [NCARB](#) to begin the ARE. After passing the ARE and completing AXP, applicants will then apply to the Board for initial licensure. This change was made as part of the Board's efforts to streamline the licensure process.

Online Testing Becomes a Reality

NCARB recently announced that ARE candidates will be able to schedule online-proctored appointments in mid-December 2020. Online (or remote) proctoring enables candidates to take an examination in a private location of their choice that meets the necessary requirements for delivery while being closely monitored by a live online proctor, who will ensure compliance with testing conditions. Changes that will make online proctoring possible are expected to launch December 14, 2020. The ARE's content and division structure will not change, and candidates can still test in-person at Prometric test centers. Online proctoring is being offered as an additional option to provide candidates greater flexibility and accessibility. Visit the [NCARB](#) website for additional information.

CLARB recently announced that online proctoring for LARE Sections 1 and 2 will be made available to candidates in the United States beginning with the December 2020 administration. Candidates may still opt to take Sections 1 and 2 at a traditional test center, and LARE Sections 3 and 4 must be scheduled at a test center. Visit the [CLARB](#) website for updates.

Recent Disciplinary Actions

Every effort is made to ensure that the following information is correct. Before making any decision based on this information, you should contact the MSBOA.

*Andrew McCance, Architect #4896
Tucson, Arizona*

Violation: Lack of responsible control (sealed plans prepared by consultants).

Penalty: Public reprimand and payment of \$2,500 fine.

Consent Agreement: December 10, 2019

*Robert Gary Glueck, Architect #1716
Nashville, NC*

Allegations: Lack of responsible control; aiding unlicensed practice. Investigation closed with no admission of guilt upon acceptance of settlement agreement.

Agreement: Assurance of compliance with the laws and rules and payment of \$2,500.

Settlement Agreement: October 20, 2020

HAPPY HOLIDAYS FROM MSBOA!

The mission of the Mississippi State Board of Architecture is to serve the State of Mississippi by protecting and preserving the life, health and property of the Mississippians who live, work, and play in the built environment through the regulation of the professions of architecture, landscape architecture and certified interior design.

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