

**MISSISSIPPI STATE BOARD OF ARCHITECTURE
RULES AND REGULATIONS**

Final Rules Proposed November 16, 2020; Effective September 17, 2021

CLEAN

Title 30, Part 201, Chapter 2: Registration Requirements

Rule 2.9 Licensure of Members of the Military and Spouses and Dependents of Members of the Military.

- A. Notwithstanding any other provision of law or the Rules and Regulations of the Board, the Board shall issue a license to an applicant who is a member of the military, or an applicant who is married to or is a dependent of a member of the military, if, upon application to the Board, the applicant satisfies the following conditions:
1. The applicant has been awarded a military occupational specialty in architecture, completed a military program of training, completed testing or equivalent training and experience, and performed in the occupational specialty; or
 2. The applicant holds a current and valid license to practice architecture in another state and has held this license from the occupational licensing board in the other state for at least one (1) year; and
 3. The applicant has not committed any act in the other state that would have constituted grounds for refusal, suspension or revocation of a license to practice architecture in Mississippi at the time the act was committed, the occupational licensing board in the other state holds the applicant in good standing, and the applicant does not have a disqualifying criminal record as determined by the Board under Mississippi law; and
 4. The applicant did not surrender a license because of negligence or intentional misconduct related to the applicant's architectural work in another state; and
 5. The applicant does not have a complaint, allegation or investigation pending before an occupational licensing board or other board in another state that relates to unprofessional conduct or an alleged crime. If the applicant has a complaint, allegation or investigation pending, the Board shall not issue or deny a license to the applicant until the complaint, allegation or investigation is resolved, or the applicant otherwise satisfies the criteria for licensure in Mississippi to the satisfaction of the Board; and
 6. The applicant pays all applicable fees in Mississippi.
- B. Notwithstanding any other law or the Rules and Regulations of the Board, the Board shall issue a license to an applicant who is a member of the military, or an applicant who is married to or is a dependent of a member of the military, upon application based on work experience in another state, if all the following apply:
1. The applicant worked in a state that does not use a license, certificate, or registration to regulate architecture; and

2. The applicant worked for at least three (3) years in the practice of architecture; and
 3. The applicant satisfies the provisions of paragraphs (3) through (6) of subsection (A) of this rule.
- C. To demonstrate the above requirements, applicants shall furnish the following documents to the Board:
1. Applicants awarded a military occupational specialty in architecture shall provide:
 - a. proof that the applicant is a member of the military or a military spouse or dependent; and
 - b. an official NCARB Certificate and Record or official military documents describing the content, nature, and requirements of the military training program in architecture and evidence of the applicant completing and passing such program; and
 - c. a sworn statement or statements by superior officers of the applicant attesting that the applicant has satisfactorily engaged in the active practice of architecture in the military; and
 - d. a description of architectural projects completed by the applicant and samples of construction documents prepared by the applicant; and
 - e. official military documents showing that the applicant received an honorable discharge from the military (if applicable); and
 - f. other documentation which may be requested by the Board.
 2. Applicants holding a current and valid license in another state shall provide:
 - a. proof that the applicant is a member of the military or a military spouse or dependent; and
 - b. an official NCARB Certificate and Record, or an official record from the state of licensure, describing the applicant's qualifications and verifying completion of the state's education, experience, and examination requirements; and
 - c. an official NCARB Certificate and Record, or an official record from the state of licensure, verifying that the applicant has held this license from the occupational licensing board in the other state for at least one (1) year and holds the applicant in good standing; and
 - d. other documentation which may be requested by the Board.
 3. Applicants applying based on work experience in another state that does not use a license, certificate, or registration to regulate architecture shall provide:
 - a. proof that the applicant is a member of the military or a military spouse or dependent; and
 - b. sworn statements attesting that the applicant has satisfactorily engaged in the active practice of architecture for at least three (3) years preceding the date of the application; and
 - c. a description of architectural projects completed by the applicant and samples of construction documents prepared by the applicant; and

d. other documentation which may be requested by the Board.

D. The Board shall issue or deny the license to an applicant who is a member of the military, or an applicant who is married to or is a dependent of a member of the military, within one hundred twenty (120) days after receiving an application. If the application requires longer than two (2) weeks to process, the Board shall issue a temporary practice permit within thirty (30) days after receiving the application if the applicant submits an affidavit, under penalty of perjury, affirming that he or she satisfies the provisions of this rule. The applicant may practice under the temporary permit until a license is granted, or until a notice to deny the license is issued. A temporary practice permit will expire in three hundred sixty-five (365) days after its issuance if the applicant fails to take and pass the Mississippi Jurisprudence Examination required by Rule 2.2.

Source: *Miss. Code Ann.* §§73-1-21 and 73-50-1

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MARK-UP

Title 30, Part 201, Chapter 2: Registration Requirements

Rule 2.9 Licensure of Members of the Military Trained Architects and Spouses and Dependents of Members of the Military.

2.9.1

- A. ~~Notwithstanding any other provision of law or the Rules and Regulations of the Board, the Board shall issue a license to a military-trained applicant who is a resident of Mississippi to allow the applicant to lawfully practice architecture in Mississippi if, upon application to the Board, the applicant satisfies the following conditions:~~
- ~~1. has been awarded a military occupational specialty in architecture and has done all of the following at a level that is substantially equivalent to or exceeding the requirements for licensure as set forth in *Miss. Code Ann.* §73-1-21 and Rule 2.2:
 - ~~a. completed a military program of training substantially equivalent to or exceeding a NAAB-accredited architecture program; and~~
 - ~~b. completed training substantially equivalent to or exceeding the AXP; and~~
 - ~~c. completed testing substantially equivalent to or exceeding the ARE; and~~
 - ~~d. has been engaged in the active practice of architecture for at least two (2) of the five (5) years preceding the date of the application; and~~
 - ~~e. has not committed any act in any jurisdiction that would have constituted grounds for refusal, suspension or revocation of a license to practice architecture in this state at the time the act was committed, including those acts set forth in *Miss. Code Ann.* §73-1-13; and~~
 - ~~f. pays the fees required for licensure.~~~~
- B. ~~To demonstrate the above requirements, the applicant shall furnish to the Board:~~
- ~~1. an official NCARB Certificate and Record or official military documents describing the content and nature of the military training program in architecture and evidence of the applicant completing and passing such program; and~~
 - ~~2. an official NCARB Certificate and Record or official military documents describing the military service requirements which must be met to be awarded a military occupational specialty in architecture sufficient for the Board to assess the equivalence of such requirements to the licensure requirements of Mississippi; and~~
 - ~~3. a sworn statement or statements by superior officers of the applicant attesting that the applicant has satisfactorily engaged in the active practice of architecture in the military; and~~
 - ~~4. official military or other documents demonstrating that the applicant has not been disciplined by any military branch or any jurisdiction for any act that would have~~

- constituted grounds for refusal, suspension, or revocation of a license to practice architecture in Mississippi; and
5. ~~official military documents showing that the applicant received an honorable discharge from the military; and~~
 6. ~~other documentation which may be requested by the Board.~~

2.9.2

- A. ~~Notwithstanding any other provision of law, the Board shall issue a license to a military spouse applicant who is a resident of Mississippi to allow the military spouse to lawfully practice architecture in Mississippi if, upon application, the military spouse satisfies the following conditions:~~
1. ~~holds a current license from another jurisdiction recognized by the Board provided that the jurisdiction's requirements for licensure, certification or registration are substantially equivalent to or exceed the requirements for licensure in this state including;~~
 - a. ~~a degree from a NAAB accredited architecture program, or education substantially equivalent to or exceeding a NAAB accredited degree; and~~
 - b. ~~professional examination substantially equivalent to or exceeding the ARE; and~~
 - c. ~~work experience and training substantially equivalent to or exceeding the AXP; and~~
 2. ~~can demonstrate competency in the practice of architecture through:~~
 - a. ~~holding a current NCARB Certificate; or~~
 - b. ~~a record of education, experience and examination acceptable to the Board which must be equivalent to or exceeding the requirements of *Miss. Code Ann.* §73-1-13, and which must be provided by the licensure board or governing authority in the jurisdiction in which the applicant is licensed; and~~
 3. ~~experience as a licensed architect for at least two (2) of the five (5) years preceding the date of the application under this section; and~~
 4. ~~has not committed any act in any jurisdiction that would have constituted grounds for refusal, suspension or revocation of a license to practice architecture in this state at the time the act was committed, including those acts set forth in *Miss. Code Ann.* §73-1-13; and~~
 5. ~~is in good standing in the jurisdiction(s) of licensure and has not been disciplined by the agency that had jurisdiction to issue the license; and~~
 6. ~~pays the fees required for licensure.~~
- B. ~~To demonstrate the above requirements, the applicant shall furnish to the Board:~~
1. ~~proof that the applicant is a military spouse; and~~
 2. ~~official NCARB Certificate and Record, or an official educational transcript from the jurisdiction of licensure describing the content and nature of the applicant's education, which must verify either a NAAB accredited degree or education substantially equivalent to or exceeding a NAAB accredited degree; and~~

- ~~3. official NCARB Certificate and Record or an official record from the jurisdiction of licensure describing the applicant's completion of AXP or verification of experience and training equivalent to or exceeding the AXP; and official NCARB Certificate and Record or an official record from the jurisdiction of licensure describing passage of the ARE or an equivalent professional examination; and~~
- ~~4. official NCARB Certificate and Record, or an official record from the jurisdiction of licensure, or sworn statements attesting that the applicant has satisfactorily engaged in the active practice of architecture for two (2) of the five (5) years preceding the date of the application; and~~
- ~~5. other documentation which may be requested by the Board.~~

A. Notwithstanding any other provision of law or the Rules and Regulations of the Board, the Board shall issue a license to an applicant who is a member of the military, or an applicant who is married to or is a dependent of a member of the military, if, upon application to the Board, the applicant satisfies the following conditions:

1. The applicant has been awarded a military occupational specialty in architecture, completed a military program of training, completed testing or equivalent training and experience, and performed in the occupational specialty; or
2. The applicant holds a current and valid license to practice architecture in another state and has held this license from the occupational licensing board in the other state for at least one (1) year; and
3. The applicant has not committed any act in the other state that would have constituted grounds for refusal, suspension or revocation of a license to practice architecture in Mississippi at the time the act was committed, the occupational licensing board in the other state holds the applicant in good standing, and the applicant does not have a disqualifying criminal record as determined by the Board under Mississippi law; and
4. The applicant did not surrender a license because of negligence or intentional misconduct related to the applicant's architectural work in another state; and
5. The applicant does not have a complaint, allegation or investigation pending before an occupational licensing board or other board in another state that relates to unprofessional conduct or an alleged crime. If the applicant has a complaint, allegation or investigation pending, the Board shall not issue or deny a license to the applicant until the complaint, allegation or investigation is resolved, or the applicant otherwise satisfies the criteria for licensure in Mississippi to the satisfaction of the Board; and
6. The applicant pays all applicable fees in Mississippi.

B. Notwithstanding any other law or the Rules and Regulations of the Board, the Board shall issue a license to an applicant who is a member of the military, or an applicant who is married to or is a dependent of a member of the military, upon application based on work experience in another state, if all the following apply:

1. The applicant worked in a state that does not use a license, certificate, or registration to regulate architecture; and
 2. The applicant worked for at least three (3) years in the practice of architecture; and
 3. The applicant satisfies the provisions of paragraphs (3) through (6) of subsection (A) of this rule.
- C. To demonstrate the above requirements, applicants shall furnish the following documents to the Board:
1. Applicants awarded a military occupational specialty in architecture shall provide:
 - a. proof that the applicant is a member of the military or a military spouse or dependent; and
 - b. an official NCARB Certificate and Record or official military documents describing the content, nature, and requirements of the military training program in architecture and evidence of the applicant completing and passing such program; and
 - c. a sworn statement or statements by superior officers of the applicant attesting that the applicant has satisfactorily engaged in the active practice of architecture in the military; and
 - d. a description of architectural projects completed by the applicant and samples of construction documents prepared by the applicant; and
 - e. official military documents showing that the applicant received an honorable discharge from the military (if applicable); and
 - f. other documentation which may be requested by the Board.
 2. Applicants holding a current and valid license in another state shall provide:
 - a. proof that the applicant is a member of the military or a military spouse or dependent; and
 - b. an official NCARB Certificate and Record, or an official record from the state of licensure, describing the applicant's qualifications and verifying completion of the state's education, experience, and examination requirements; and
 - c. an official NCARB Certificate and Record, or an official record from the state of licensure, verifying that the applicant has held this license from the occupational licensing board in the other state for at least one (1) year and holds the applicant in good standing; and
 - d. other documentation which may be requested by the Board.
 3. Applicants applying based on work experience in another state that does not use a license, certificate, or registration to regulate architecture shall provide:
 - a. proof that the applicant is a member of the military or a military spouse or dependent; and
 - b. sworn statements attesting that the applicant has satisfactorily engaged in the active practice of architecture for at least three (3) years preceding the date of the application; and

- c. a description of architectural projects completed by the applicant and samples of construction documents prepared by the applicant; and
- d. other documentation which may be requested by the Board.

D. The Board shall issue or deny the license to an applicant who is a member of the military, or an applicant who is married to or is a dependent of a member of the military, within one hundred twenty (120) days after receiving an application. If the application requires longer than two (2) weeks to process, the Board shall issue a temporary practice permit within thirty (30) days after receiving the application if the applicant submits an affidavit, under penalty of perjury, affirming that he or she satisfies the provisions of this rule. The applicant may practice under the temporary permit until a license is granted, or until a notice to deny the license is issued. A temporary practice permit will expire in three hundred sixty-five (365) days after its issuance if the applicant fails to take and pass the Mississippi Jurisprudence Examination required by Rule 2.2.

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