

NOTICE OF RULE ADOPTION—FINAL RULE

**STATE OF MISSISSIPPI
STATE BOARD OF ARCHITECTURE**

Mississippi State Board of Architecture
c/o Jenny Wilkinson, Executive Director
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Specific Legal Authority authorizing the promulgation of
Rule: Miss. Code Annot 73-1-1 through 73-1-43
Reference to Rules repealed, amended or suspended by the
Proposed Rule : all chapters

Date Rule Proposed: January 22, 2007

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule Housekeeping throughout. 1.02 – clarify policy of four month reporting for IDP and completion of IDP prior to examination; 2.02 – clarify that by applying for licensure, one is submitting to the jurisdiction of the Board; 2.04 – increase fees for roster and non-sufficient funds; 2.05 – allow emeritus status for those who are physically or mentally unable to practice; 2.07 – Rename to clarify purpose of the rule on the solicitation of business prior to licensure and edit to clarify requirements; 3.01 – stipulate that investigative materials are not public record; 3.02 – re-format rule to clarify what is required in ownership, management and firm structure for professional associations, professional corporations, and partnerships; 3.02.2 – stipulate that non-licensed employees in an architectural firm may not use titles that may lead the public to believe the person is a licensed architect; 3.02.3 – in conformance with 73-1-19 stipulate allowable firm names as names that include the name of a person licensed in Mississippi, names that include no person’s name, or names that include the names of deceased or retired architects only; 3.02.6 – clarify rules regarding design/build undertakings; 3.02.10 – new rule provides that no person may use the title of architect without licensure in this state, and that in a firm situation, the individual licensed in Mississippi shall maintain responsible control and shall sign all contract documents and technical certifications; 3.02.11 – new rule provides that no firm shall hold a certificate to practice architecture; 3.02.12 – new rule provides that firm names cannot be misleading as to the number of architects in the firm, and specifically addresses the use of the plural “architects”; 3.04 – seal requirements amended; 4.03.5 – new rule establishes guidelines for volunteer/uncompensated services; 4.05.1 – revision clarifies that an architect shall not advertise as an architectural office a location without a resident architect; 4.05.2 – clarified responsible control; 4.05.6 – new rule provides that all contracts, drawings, and pay applications shall be signed by an architect licensed in Mississippi; Chapter V(r) - new rule provides fine for unlicensed practice, clarifies that penalties are guidelines only; Chapter VI – renumbered, 6.08 (d) and 6.10 provide that failure to substantiate or make-up disallowed CE credits will invalidate renewal and result in an inactive license, 6.11 – establishes penalty fee for credits earned after the end of the CE reporting period.

The Agency Rule Making Record for this rule including any written comments received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

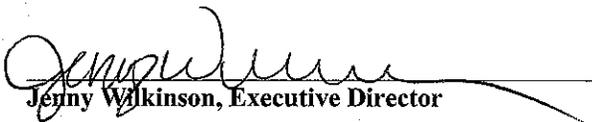
X An oral proceeding was not held on this rule.

The Agency has considered the written comments and the presentations made in any oral proceedings, and

X This rule as adopted differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: June 2, 2007


Jenny Wilkinson, Executive Director