HOUSE BILL 779

Unofficial Copy HB 64/02 - ECM 2003 Regular Session 3lr2025 CF 3lr2024

By: Delegate Love

Introduced and read first time: February 7, 2003

Assigned to: Economic Matters

A BILL ENTITLED

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1	$\Delta I I$	ΔCI	COHCCHIIII

2 **Architects - Continuing Education**

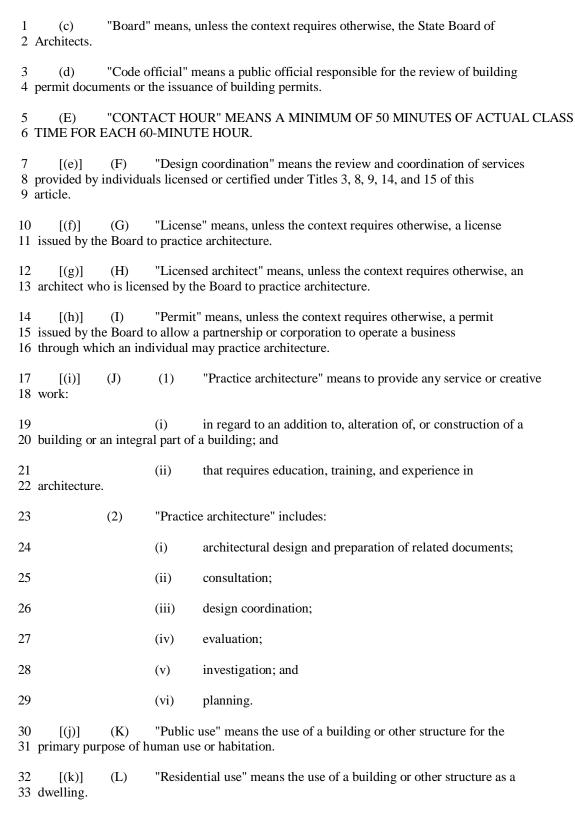
- 3 FOR the purpose of requiring a licensee to complete certain continuing education
- requirements for renewal of an architect's license; requiring an architect to 4
- 5 complete certain continuing education requirements for reinstatement of an
- 6 architect's license; providing for certain exceptions to meeting certain continuing
- education requirements for renewal of an architect's license; establishing certain 7
- 8 criteria for approval by the State Board of Architects of a continuing education
- course or activity; establishing certain criteria for accounting credit of a 10 continuing education course or activity; defining a certain term; and generally
- relating to architects. 11
- 12 BY repealing and reenacting, with amendments,
- Article Business Occupations and Professions 13
- 14 Section 3-101, 3-309, and 3-310
- 15 Annotated Code of Maryland
- 16 (2000 Replacement Volume and 2002 Supplement)
- 17 BY adding to

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- Article Business Occupations and Professions 18
- 19 Section 3-309.1
- 20 Annotated Code of Maryland
- 21 (2000 Replacement Volume and 2002 Supplement)
- 22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
- 23 MARYLAND, That the Laws of Maryland read as follows:

24 **Article - Business Occupations and Professions**

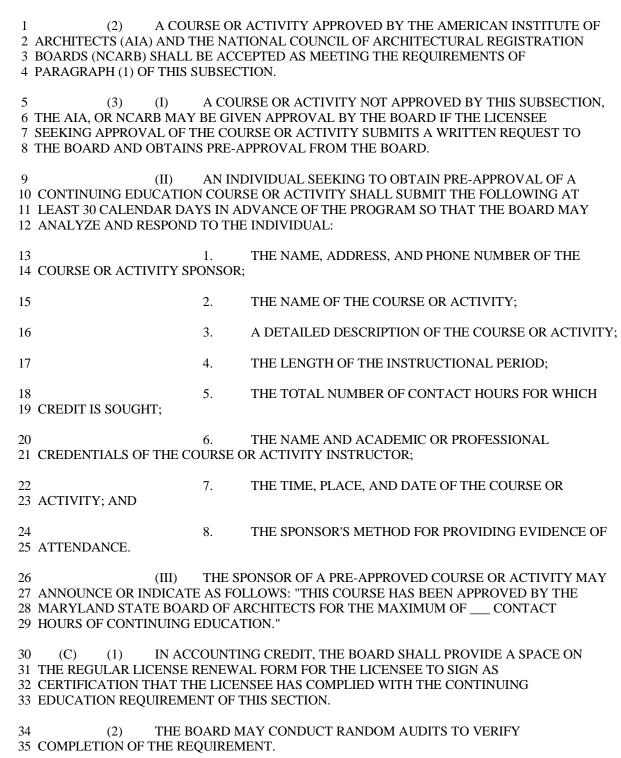
- 25 3-101.
- 26 In this title the following words have the meanings indicated. (a)
- 27 "Architect" means an individual who practices architecture. (b)



1	3-309.				
2 3	(a) the license e		a license is renewed for a 2-year term as provided in this section, the first June 30 that comes:		
4		(1)	after the effective date of the license; and		
5		(2)	in an even-numbered year.		
6 7	6 (b) At least 1 month before a license expires, the Board shall mail to the 7 licensee, at the last known address of the licensee:				
8		(1)	a renewal application form; and		
9		(2)	a notice that states:		
10			(i) the date on which the current license expires;		
11 12	application	for the re	(ii) the date by which the Board must receive the renewal newal to be issued and mailed before the license expires; and		
13			(iii) the amount of the renewal fee.		
14 15	4 (c) Before a license expires, the licensee periodically may renew it for an 5 additional 2-year term, if the licensee:				
16		(1)	otherwise is entitled to be licensed;		
17 18	Board; [and	(2)	pays to the Board a renewal fee not exceeding \$70, as set by the		
19 20	Board provi	(3) des; ANI	submits to the Board a renewal application on the form that the		
	21 (4) SUBMITS TO THE BOARD THE ORIGINAL CERTIFICATE OF 22 COMPLETION VERIFYING THE LICENSEE HAS COMPLIED WITH THE CONTINUING 23 EDUCATION REQUIREMENT UNDER § 3-309.1 OF THIS SUBTITLE.				
24 25	24 (d) The Board shall renew the license of each licensee who meets the 25 requirements of this section.				
26 27	(e) expires in w		itect has a grace period of 30 days after the architect's license enew it retroactively, if the architect:		
28		(1)	otherwise is entitled to have the license renewed; [and]		
29		(2)	pays the renewal fee to the Board; AND		
30 31	OF A LICE	(3) NSE UN	MEETS THE CONTINUING EDUCATION REQUIREMENT FOR RENEWAL DER § 3-309.1 OF THIS SUBTITLE.		

- **HOUSE BILL 779** (f) The Secretary may determine that licenses issued under this subtitle shall 2 expire on a staggered basis. 3 3-309.1. TO QUALIFY FOR RENEWAL OF A LICENSE UNDER THIS SUBTITLE, A (A) (1) 5 LICENSEE SHALL COMPLETE 12 CONTINUING EDUCATION CONTACT HOURS PER 6 12-MONTH PERIOD SINCE THE LAST RENEWAL OF A LICENSE, INCLUDING 8 7 CONTINUING EDUCATION CONTACT HOURS THAT ARE RELATED TO THE 8 PROTECTION OF THE HEALTH, SAFETY, AND WELFARE OF THE GENERAL PUBLIC. 9 NOTWITHSTANDING PARAGRAPH (1) OF THIS SUBSECTION: (2) 10 (I) A LICENSEE WHO IS GRANTED AN INITIAL LICENSE MAY 11 RENEW A LICENSE FOR THE NEXT FULL TERM WITHOUT COMPLYING WITH THE 12 CONTINUING EDUCATION REQUIREMENT OF THIS SECTION; 13 A LICENSEE SERVING ON TEMPORARY ACTIVE DUTY IN THE 14 ARMED FORCES OF THE UNITED STATES FOR A PERIOD OF TIME EXCEEDING 120 15 CONSECUTIVE DAYS IN A YEAR, IF THE ACTIVITY RESTRICTS PARTICIPATION IN A 16 CONTINUING EDUCATION PROGRAM, MAY RENEW A LICENSE FOR THE NEXT FULL 17 TERM WITHOUT COMPLYING WITH THE CONTINUING EDUCATION REQUIREMENT OF 18 THIS SECTION; AND 19 (III)A LICENSEE EXPERIENCING PHYSICAL DISABILITY, ILLNESS, 20 OR OTHER EXTENUATING CIRCUMSTANCES AS REVIEWED AND APPROVED BY THE 21 BOARD MAY RENEW A LICENSE FOR THE NEXT FULL TERM WITHOUT COMPLYING 22 WITH THE CONTINUING EDUCATION REQUIREMENT OF THIS SECTION. A CONTINUING EDUCATION COURSE OR ACTIVITY MUST: 23 (B) (1) 24 HAVE A CLEAR PURPOSE AND OBJECTIVE WHICH WILL 25 MAINTAIN, IMPROVE, OR EXPAND SKILLS AND KNOWLEDGE OBTAINED PRIOR TO 26 LICENSURE OR CERTIFICATION OR DEVELOP NEW AND RELEVANT SKILLS AND 27 KNOWLEDGE; 28 (II)BE PRESENTED IN A WELL-ORGANIZED AND SEQUENTIAL 29 MANNER; PROVIDE EVIDENCE OF PREPLANNING WHICH MUST INCLUDE (III)31 THE OPPORTUNITY FOR INPUT BY THE GROUP TO BE SERVED;
- 32 (IV) BE CONDUCTED BY PERSONS WHO ARE WELL QUALIFIED
- 33 BASED ON EDUCATION OR EXPERIENCE; AND
- 34 (V) PROVIDE FOR DOCUMENTATION OF AN INDIVIDUAL'S
- 35 PARTICIPATION INCLUDING INFORMATION REQUIRED FOR RECORD KEEPING AND
- 36 REPORTING.

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- 1 (3) IN RESPONSE TO AN AUDIT, A LICENSEE MAY SUBMIT A TRANSCRIPT
- 2 FROM THE CONTINUING EDUCATION SYSTEM OF THE AIA OR ANOTHER FORM
- 3 PRESCRIBED OR ACCEPTED BY THE BOARD.
- 4 (4) EVIDENCE OF COMPLIANCE SHALL BE MAINTAINED BY THE
- 5 LICENSEE FOR 2 YEARS AFTER EACH RENEWAL PERIOD.
- 6 (5) IF AS A RESULT OF AN AUDIT THE BOARD DISALLOWS ANY CONTACT
- 7 HOURS, THE LICENSEE SHALL HAVE 6 MONTHS FROM NOTICE OF SUCH
- 8 DISALLOWANCE EITHER TO PROVIDE ACCEPTABLE EVIDENCE OF HAVING ACQUIRED
- 9 CONTACT HOURS OR TO ACQUIRE THE REQUIRED NUMBER OF CONTACT HOURS
- 10 PRIOR TO REVOCATION OF A LICENSE.
- 11 (D) THE REQUIREMENTS OF THIS SECTION MAY BE MET IF AN INDIVIDUAL IS
- 12 LICENSED OR CERTIFIED IN ANOTHER STATE, PROVINCE, OR DISTRICT WHICH HAS A
- 13 CONTINUING EDUCATION REQUIREMENT FOR RENEWAL OF A LICENSE THAT IS
- 14 SIMILAR TO THE PROGRAM IN SUBSECTION (B) OF THIS SECTION, AND THE PROGRAM
- 15 IS ACCEPTED BY THE BOARD AND THE INDIVIDUAL CERTIFIES THAT ALL
- 16 CONTINUING EDUCATION AND LICENSING REQUIREMENTS FOR THE STATE,
- 17 PROVINCE, OR DISTRICT FROM WHICH THE INDIVIDUAL IS LICENSED OR CERTIFIED
- 18 HAVE BEEN MET, SUBJECT TO AUDIT BY THE BOARD.
- 19 (E) THE BOARD MAY WAIVE THE REQUIREMENTS OF THIS SECTION FOR A
- 20 LICENSEE IF THE LICENSEE SHOWS GOOD CAUSE FOR BEING UNABLE TO MEET THE
- 21 REQUIREMENTS.
- 22 3-310.

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- 23 (a) The Board shall reinstate the license of an architect who, for any reason,
- 24 has failed to renew the license by the end of the 30-day grace period if the architect:
- 25 (1) meets the renewal requirements of § 3-309 of this subtitle;
- 26 (2) pays to the Board all past due renewal fees;
- 27 (3) except as otherwise provided in subsection (b) of this section, pays to
- 28 the Board a reinstatement fee of \$100, in addition to all past due renewal fees; [and]
- 29 (4) submits to the Board a reinstatement application on the form that
- 30 the Board provides; AND
- 31 (5) MEETS THE CONTINUING EDUCATION REQUIREMENT THAT WOULD
- 32 HAVE BEEN REQUIRED FOR RENEWAL OF A LICENSE UNDER § 3-309.1 OF THIS
- 33 SUBTITLE. IF THE LICENSE HAD NOT EXPIRED, UP TO A MAXIMUM OF 24 CONTACT
- 34 HOURS.
- 35 (b) The Board may waive a reinstatement fee for a licensee who provides
- 36 evidence satisfactory to the Board that the licensee did not practice architecture
- 37 during the time the license lapsed.

- $1\,$ SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take 2 effect October 1, 2003.