

**ADOPTED REGULATION OF THE
STATE BOARD OF ARCHITECTURE, INTERIOR DESIGN
AND RESIDENTIAL DESIGN**

LCB File No. R076-13

Effective February 26, 2014

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §§1-5, 16, 17 and 20, NRS 623.140; §6, NRS 623.140 and 623.260; §§7, 9 and 10, NRS 623.140 and 623.190; §8, NRS 623.140 and 623.210; §§11-13, NRS 623.140 and 623.192; §§14 and 15, NRS 623.140 and 623.185; §18, NRS 623.140 and 623.354; §19, NRS 623.140 and 623.145.

A REGULATION relating to professions; revising provisions governing the practice of architecture, interior design and residential design in this State; and providing other matters properly relating thereto.

Section 1. NAC 623.010 is hereby amended to read as follows:

623.010 As used in this chapter, unless the context otherwise requires, the words and terms defined in NAC 623.011 to ~~623.0185,~~ **623.018**, inclusive, have the meanings ascribed to them in those sections.

Sec. 2. NAC 623.135 is hereby amended to read as follows:

623.135 The Chair of the Board shall:

1. If present, preside over the meetings of the Board;
2. Except as otherwise provided in NAC 623.920, appoint all committees of the Board;
3. Sign all certificates issued by the Board;
4. Exclude a person who does not conduct himself or herself in a respectful manner before the Board during a formal or informal proceeding; *and*

5. ~~Ensure that no person smokes during a meeting or hearing of the Board; and~~
~~6.~~ Perform all other duties pertaining to the office.

Sec. 3. NAC 623.160 is hereby amended to read as follows:

623.160 The Secretary-Treasurer shall ~~as soon as practicable after receipt,~~ deposit all fees collected by the Board in a commercial account in the name of the Board in a bank in the State of Nevada selected by a majority of the members of the Board. Ordinary or recurring disbursements by the Board must be made from the commercial account. The Secretary-Treasurer shall also establish in the name of the Board one or more savings accounts in a financial institution in this State selected by a majority of the members of the Board.

Sec. 4. NAC 623.215 is hereby amended to read as follows:

623.215 1. An application for registration as an architect, ~~residential designer or~~ registered interior designer *or residential designer* must be made on a form prescribed by the Board.

2. The application must include:

(a) The applicant's name and social security number, the number of his or her driver's license, and the addresses and telephone numbers of his or her business and residence;

(b) The applicant's birthplace and date of birth;

(c) A statement *indicating* whether the application is for certification by written examination or by evidence of registration and certification in another jurisdiction;

(d) ~~A list of technical and professional organizations of which the applicant is a member;~~

~~(e)~~ The names and addresses of the applicant's associates in business and the employer from whom the applicant has solicited a letter of reference; and

~~{(f)}~~ (e) A statement *indicating* whether the applicant has ever been arrested and, if so, the date, place, nature and final disposition of the charge.

3. Each application must be notarized.

Sec. 5. NAC 623.225 is hereby amended to read as follows:

623.225 1. An application for registration as an architect, ~~{residential designer or}~~ registered interior designer *or residential designer* becomes inactive if:

(a) The applicant is applying for registration as an architect or residential designer on the basis of certification in another jurisdiction and ~~{fails to appear before the Board for a personal interview after being invited to do so on three successive dates and has not given notice to the Board of his or her inability to appear at least 7 days before the date set for each scheduled interview;}~~ *the application process is not completed within 1 year after the date on which the application is filed; or*

(b) The applicant is applying for registration as an architect, ~~{residential designer or}~~ registered interior designer *or residential designer* on the basis of examination and fails to participate in the applicable examinations for ~~{2}~~ *5* consecutive years . ~~{; or}~~

~~—(c) The information required on the application is not provided within 1 year after the date on which the application is filed.}~~

2. To reinstate an inactive application:

(a) An applicant for registration as an architect or residential designer on the basis of certification in another jurisdiction must submit a revised application for registration, accompanied by a fee for examination as determined by the Board. ~~{The fee will be waived by the Board if the applicant shows good cause for failure to appear at the personal interview. The}~~ *An applicant for registration as an architect* must also request that the National Council of

Architectural Registration Boards transmit a copy of its current blue folder concerning ~~him or her~~ *the applicant* to the Board. The file must show that the applicant is in good standing with the National Council.

(b) An applicant for registration as an architect, ~~residential designer or~~ registered interior designer *or residential designer* on the basis of examination must reapply by submitting a new application, along with the appropriate fees and materials, in the form required for such an application.

Sec. 6. NAC 623.280 is hereby amended to read as follows:

623.280 1. If the holder of a certificate which has expired through failure to be renewed has not obtained a renewal of ~~it~~ *the certificate* within 1 year pursuant to NRS 623.260, ~~he or she~~ *the holder of the certificate* may obtain a renewal of ~~it~~ *the certificate* at any time before the end of the third year after the date of ~~its~~ *the certificate's* expiration by:

(a) Submitting a letter of application for a renewal to the Board;

(b) ~~Obtaining the Board's approval;~~ *Completing the requirements for continuing education for each year during which the license is expired;* and

(c) Paying the required fee for late renewal.

2. A person whose certificate has expired and has not been renewed within 3 years after the date of its expiration is no longer entitled to have it renewed, but may have it restored. A new registration number and certificate will be issued by the Board if the person complies with the following procedure:

(a) If the expired certificate was obtained on the basis of certification in another jurisdiction, the person must reapply to the Board in accordance with the provisions of NAC 623.410.

(b) If the expired certificate was obtained on the basis of examination in Nevada, the person must:

- (1) Submit a new application to the Board;
- (2) Submit a certificate of good standing from every state in which he or she is licensed or has been registered; ~~and~~
- (3) ~~Appear~~ *If required by the Board, appear* before the Board for an oral interview ~~+~~;
and
- (4) *Pay any required fees.*

Sec. 7. NAC 623.400 is hereby amended to read as follows:

623.400 1. The Board hereby adopts the architectural examination prepared by the National Council of Architectural Registration Boards as the examination to be used in this State to test applicants for registration as architects.

2. In addition to the qualifications of minimum age and good moral character which are prescribed in subsection 1 of NRS 623.190, to participate in the examination an applicant must, except as otherwise provided in subsection 3, have completed *or be enrolled in* the Intern Development Program of the National Council as the Program existed at the time of application for registration and *have* received *or be eligible to receive* a first professional degree in architecture from a program accredited by the National Architectural Accrediting Board, Inc.

3. An applicant who received 7 years of credits for education and practical training before January 1, 1986, may participate in the examination after ~~he or she~~ *the applicant* has received a total of 8 years of credits for education and practical training ~~as determined~~ pursuant to NAC ~~623.415 or~~ 623.445. Of the 8 years immediately preceding the date on which the application is

submitted, the applicant must have had 3 years of experience in the office and under the direct supervision of a registered architect.

4. An applicant who has completed *or is enrolled in* the *Intern Development* Program ~~for interns~~ must have the National Council transmit adequate evidence thereof to the Board. If necessary, to evaluate the training received by an applicant who participated *or is enrolled* in the Program, the Board will require ~~him or her~~ *the applicant* to substantiate the quality and character of the training during the Program.

5. Requests for information regarding the Intern Development Program must be directed to the:

NATIONAL COUNCIL OF ARCHITECTURAL

REGISTRATION BOARDS

1801 K Street, N.W., Suite 700K

Washington, D.C. 20006-1310

(202) 783-6500

www.ncarb.org

6. Upon the applicant's successful completion of all parts of the written examination, each applicant must personally appear before the Board to take an oath prescribed by the Board.

Sec. 8. NAC 623.410 is hereby amended to read as follows:

623.410 1. Except as otherwise provided in paragraph (g), the Board will, in lieu of all examinations, accept satisfactory evidence of an applicant's registration and certification as an

architect in another jurisdiction if ~~he or she~~ *the applicant* has all of the following qualifications:

(a) Is of good moral character.

(b) At the date of application, qualifies to take the architect's examination.

(c) Holds a current certification by the National Council of Architectural Registration Boards, and the file which is maintained by the National Council shows that ~~he or she~~ *the applicant* is in good standing. The applicant must request that the National Council transmit a copy of this file to the Board.

(d) Has passed the:

(1) Architect ~~registration examination~~ *Registration Examination* prepared by the National Council of Architectural Registration Boards;

(2) Professional examination prepared by the National Council of Architectural Registration Boards and the qualifying test or equivalency examination if required by the standards of the National Council;

(3) Seven-part national examination prepared by the National Council of Architectural Registration Boards, for which 36 hours are scheduled for its completion; or

(4) Any other examination the Board considers equivalent.

↪ If the examination was prepared by the National Council, the examination and the procedures used in grading it must meet the standards of the National Council at the time the applicant took the examination.

(e) Has acceptable qualifications concerning seismism, such as having completed:

(1) The structural examination of the National Council of Architectural Registration Boards; *or*

(2) ~~[A seminar on seismic forces approved by the National Council; or~~
~~(3)]~~ A treatise that has been accepted by a member Board within Region 6 of the Western Conference of the Architectural Registration Boards.

(f) Has a record which does not show any revocation or suspension of a registration for any disciplinary reason.

(g) Has successfully completed a brief written examination covering chapter 623 of NRS, the appropriate code of ethics and the provisions of this chapter.

(h) If required, at the discretion of the Executive Director or a person otherwise authorized by the Board, has received a favorable evaluation based on a personal interview before the Board. Each interview will be conducted at a time and place designated by the Board.

2. If the applicant meets all the qualifications set forth in this chapter and chapter 623 of NRS and receives the approval of the Board, the applicant is entitled to registration as an architect if ~~he or she~~ *the applicant* submits the applicable fee for certification.

Sec. 9. NAC 623.445 is hereby amended to read as follows:

623.445 ~~[Any]~~ *An* applicant for registration as an architect ~~[who has not acquired credit for education or training pursuant to NAC 623.415]~~ may acquire credit ~~[only]~~ *for education or training* under the following table:

TABLE OF EQUIVALENTS:

| DESCRIPTION OF EXPERIENCE | EDUCATION | | | TRAINING | |
|---------------------------|-----------|------------|---------|-----------|---------|
| | First | | Maximum | Credit | Maximum |
| | 2 | Succeeding | Years | Allowed | Credit |
| | Years | Years | Allowed | (Percent) | Allowed |
| | (Percent) | | | | |

TABLE OF EQUIVALENTS:

| DESCRIPTION OF EXPERIENCE | EDUCATION | | | TRAINING | |
|---|---------------------|---------------------|-----------------------------|--------------------------------|------------------------------|
| | First 2 Years | Succeeding Years | Maximum Years Allowed | Credit Allowed (Percent) | Maximum Credit Allowed |
| 1. For a bachelor's degree in architecture or credits from a program accredited by the National Architectural Accrediting Board, Inc., or for a master's degree in architecture from a school of architecture accredited by that Board. | 100 | 100 | 5 years | | |
| 2. For the first professional degree in architecture or credits toward that degree under a program which has been accredited by the National Architectural Accrediting Board, Inc., not later than 2 years after termination of enrollment. | 75 | 100 | 5 years | | |
| 3. For the first professional degree in architecture or credits toward that degree under a program which has not been accredited by the National Architectural Accrediting Board, Inc. | 75 | 75 | 4 years | | |

TABLE OF EQUIVALENTS:

| DESCRIPTION OF EXPERIENCE | EDUCATION | | | TRAINING | |
|--|-----------|------------|---------|-----------|----------|
| | First | | Maximum | Credit | Maximum |
| (Percent) | 2 | Succeeding | Years | Allowed | Credit |
| | Years | Years | Allowed | (Percent) | Allowed |
| 4. For a bachelor's degree or credits toward that degree in architectural engineering or architectural technology or in civil, mechanical or electrical engineering under a program which has been accredited by the {Engineering} <i>Engineers'</i> Council for Professional Development , {or} the Accreditation Board for Engineering and Technology {} or <i>ABET, Inc., or for</i> a bachelor's degree in interior architecture under a program accredited by the {Foundation} <i>Council</i> for Interior Design {Education Research} <i>Accreditation.</i> | 50 | 75 | 3 years | | |
| 5. For any other bachelor's degree. | | | 2 years | | |
| 6. For employment directly related to architectural work in the office of a registered architect. | 50 | 50 | 5 years | 100 | No Limit |

TABLE OF EQUIVALENTS:

| DESCRIPTION OF EXPERIENCE | EDUCATION | | | TRAINING | |
|---|---------------------|---------------------|-----------------------------|--------------------------------|------------------------------|
| | First 2 Years | Succeeding Years | Maximum Years Allowed | Credit Allowed (Percent) | Maximum Credit Allowed |
| 7. For experience as an employee of an organization which is regularly involved in the business of construction if the experience is not in the office of a registered architect but is directly related to architectural work and is under the direct supervision of a registered architect. | 50 | 50 | 4 years | 100 | 2 years |
| 8. For experience as an employee of an organization, other than in the office of a registered architect, if the experience is directly related to architectural work and is directly supervised by a professional engineer or a landscape architect. | | | | 50 | 1 year |
| 9. For experience other than that gained by work described in subsections 6, 7 and 8, if the experience is directly related to operations on a construction site or to physical analyses of existing buildings. | | | | 50 | 6 months |

TABLE OF EQUIVALENTS:

| DESCRIPTION OF EXPERIENCE | EDUCATION | | | TRAINING | |
|---------------------------|-----------|------------|---------|-----------|---------|
| | First | | Maximum | Credit | Maximum |
| | 2 | Succeeding | Years | Allowed | Credit |
| | Years | Years | Allowed | (Percent) | Allowed |
| | (Percent) | | | | |

10. A master’s or doctoral degree in architecture, unless the degree is the first professional degree.

100 1 year

11. For teaching or research under an architectural program accredited by the National Architectural Accrediting Board, Inc.

100 1 year

Sec. 10. NAC 623.505 is hereby amended to read as follows:

623.505 An applicant for registration as a residential designer must have a combination of at least 5 years of education and training with at least 1 year in education, or the equivalent, and at least 1 year in training. An applicant for registration as a residential designer may acquire credit for education and training only pursuant to the following table:

TABLE OF EQUIVALENTS:

| DESCRIPTION OF EXPERIENCE | EDUCATION | | | TRAINING | |
|---------------------------|-----------|------------|---------|-----------|---------|
| | First | | Maximum | Credit | Maximum |
| | 2 | Succeeding | Years | Allowed | Credit |
| | Years | Years | Allowed | (Percent) | Allowed |

DESCRIPTION OF EXPERIENCE

(Percent)

1. For a bachelor's degree in architecture or credits from a program accredited by the National Architectural Accrediting Board, Inc., or for a master's degree in architecture from a school of architecture accredited by that Board.

100 100 4 years

2. For the first professional degree in architecture or credits toward that degree under a program which has not been accredited by the National Architectural Accrediting Board, Inc.

75 100 4 years

TABLE OF EQUIVALENTS:

| DESCRIPTION OF EXPERIENCE | EDUCATION | | | TRAINING | |
|---|---------------------|---------------------|-----------------------------|--------------------------------|------------------------------|
| | First 2 Years | Succeeding Years | Maximum Years Allowed | Credit Allowed (Percent) | Maximum Credit Allowed |
| <p>3. For a bachelor's degree or credits toward that degree in architectural engineering or architectural technology or in civil, mechanical or electrical engineering under a program which has been accredited by the Engineering <i>Engineers'</i> Council for Professional Development, the Accreditation Board for Engineering and Technology or ABET, Inc., or for a bachelor's degree in interior design or interior architecture under a program accredited by the Council for Interior Design Accreditation.</p> | 50 | 75 | 3 years | | |
| <p>4. For an associate's or bachelor's degree with an emphasis in residential design as approved by the Board.</p> | 100 | 100 | 2 years | | |
| <p>5. For any other bachelor's degree.</p> | | | 2 years | | |

TABLE OF EQUIVALENTS:

| DESCRIPTION OF EXPERIENCE | EDUCATION | | TRAINING | | |
|---|---------------------|----------------------------------|-----------------------------|--------------------------------|------------------------------|
| | First 2 Years | Succeeding Years (Percent) | Maximum Years Allowed | Credit Allowed (Percent) | Maximum Credit Allowed |
| 6. For experience as an employee under the direct supervision of a residential designer or an architect who is registered pursuant to this chapter and chapter 623 of NRS. | 50 | | 1 year | 100 | 4 years |
| 7. For employment directly related to residential design under the direct supervision of a landscape architect who is registered pursuant to chapter 623A of NRS. | | | | 50 | 1 year |
| 8. For employment directly related to residential design under the direct supervision of a licensed professional engineer who is registered pursuant to chapter 625 of NRS. | | | | 50 | 2 years |

TABLE OF EQUIVALENTS:

| DESCRIPTION OF EXPERIENCE | EDUCATION | | | TRAINING | |
|---|---------------------|---------------------|-----------------------------|--------------------------------|------------------------------|
| | First 2 Years | Succeeding Years | Maximum Years Allowed | Credit Allowed (Percent) | Maximum Credit Allowed |
| 9. For employment directly related to residential design under the direct supervision of a registered interior designer who is registered pursuant to this chapter and chapter 623 of NRS. | | | | 50 | 1 year |
| 10. For employment directly related to residential design as an employee of a contractor who is licensed pursuant to chapter 624 of NRS. | | | | 50 | 2 years |
| 11. For experience as a licensed general building contractor, with a subclassification AB or B-2, who is licensed pursuant to chapter 624 of NRS. The amount of credit allowed will be determined by the Board, based on the quality of experience obtained for projects that have been designed and constructed. | | | | As determined by the Board | 4 years |

TABLE OF EQUIVALENTS:

| DESCRIPTION OF EXPERIENCE | EDUCATION | | | TRAINING | |
|--|---------------------|---------------------|-----------------------------|--------------------------------|------------------------------|
| | First 2 Years | Succeeding Years | Maximum Years Allowed | Credit Allowed (Percent) | Maximum Credit Allowed |
| <p>12. For experience in an organization that provides residential drafting services to architects or residential designers who are registered pursuant to this chapter and chapter 623 of NRS. The work experience must be documented on a form provided by the Board and verified by the architect or residential designer for whom the drafting services were provided.</p> | | | | 50 | 1 year |
| <p>13. For experience in an organization that provides drafting services to professional engineers who are registered pursuant to chapter 625 of NRS. The work experience must be documented on a form provided by the Board and verified by the professional engineer for whom the drafting services were provided.</p> | | | | 25 | 1 year |

↪ For the purposes of this section, 1 year of education is equivalent to the completion of at least 32 semester hours or 48 quarter hours and one-half year of education is equivalent to the completion of at least 16 semester hours or 24 quarter hours. The Board will only grant credit for education in increments of 1 year or one-half year of education. The Board will round down to one-half year of education any amount of credit which is equal to or greater than one-half year of education but less than 1 year of education. The Board will not count as credit for the purposes of satisfying the requirements of this section any amount of credit which is less than one-half year of education.

Sec. 11. NAC 623.564 is hereby amended to read as follows:

623.564 “Applicant” means an applicant for a certificate of registration to practice as a registered interior designer who has successfully completed a program of interior design which is not accredited by the ~~Foundation~~ **Council** for Interior Design ~~Education Research~~ **Accreditation**.

Sec. 12. NAC 623.568 is hereby amended to read as follows:

623.568 “Program of interior design” means a program of interior design which is not accredited by the ~~Foundation~~ **Council** for Interior Design ~~Education Research~~ **Accreditation**.

Sec. 13. NAC 623.572 is hereby amended to read as follows:

623.572 1. The provisions of this section apply only to an application submitted pursuant to NRS 623.192 by an applicant who has successfully completed a program of interior design which is not accredited by the ~~Foundation~~ **Council** for Interior Design ~~Education Research~~ **Accreditation**.

2. Upon the receipt of an application and appropriate supporting information, the Executive Director shall:

(a) Establish a subcommittee of the Board to review the application. ~~{The subcommittee must consist of three members of the Board.}~~ If possible, at least one of the members of the subcommittee must be a registered interior designer. *A subcommittee established pursuant to this paragraph may be composed of architects or registered interior designers who hold a certificate of registration issued pursuant to chapter 623 of NRS.*

(b) Provide each member of the subcommittee with a copy of each pending application and any supporting information.

3. The subcommittee shall:

(a) Meet at least once during each period of 90 days in which any applications are awaiting its review.

(b) Meet in a closed session to consider the qualifications of an applicant.

(c) Weigh the application against the requirements of NAC 623.562 to 623.594, inclusive.

(d) Open its meeting to the public when taking any action.

4. After ~~{it}~~ *the subcommittee* reviews an application, the subcommittee shall:

(a) Provide the applicant with its preliminary decision concerning the application.

(b) If the subcommittee finds that the application and supporting information:

(1) Are sufficient to determine whether the program of interior design completed by the applicant is substantially equivalent to a program of interior design accredited by the ~~{Foundation}~~ *Council* for Interior Design ~~{Education Research,}~~ *Accreditation*, recommend to the Board whether to approve pursuant to subparagraph (2) of paragraph (d) of subsection 1 of NRS 623.192 the program of interior design completed by the applicant. The application will be placed on the agenda for consideration by the Board at its next regularly scheduled meeting.

(2) Are not sufficient to determine whether the program of interior design completed by the applicant is substantially equivalent to a program of interior design accredited by the ~~Foundation~~ *Council* for Interior Design ~~Education Research~~ *Accreditation*, provide the applicant with a written request for the information necessary to make that determination. Within 90 days after receiving such a request, the applicant must provide to the subcommittee an original and three additional copies of the information requested or a written request for additional time to supplement the information supporting the application, or may notify the subcommittee of ~~his or her~~ *the applicant's* intention not to supplement that supporting information. Within 90 days after ~~it~~ *the subcommittee* receives any supplemental information from an applicant pursuant to this subparagraph, the subcommittee shall forward to the Board its recommendation of whether to approve pursuant to subparagraph (2) of paragraph (d) of subsection 1 of NRS 623.192 the program of interior design completed by the applicant.

5. As used in this section, “application” means an application submitted pursuant to NRS 623.192 by an applicant who has successfully completed a program of interior design which is not accredited by the ~~Foundation~~ *Council* for Interior Design ~~Education Research~~ *Accreditation*.

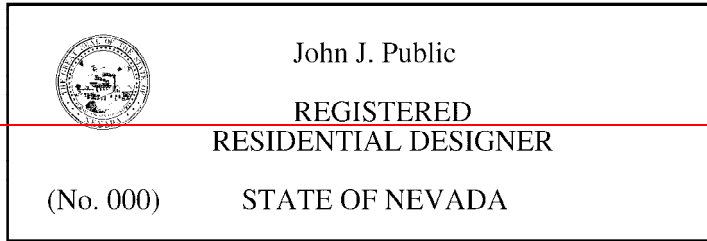
Sec. 14. NAC 623.760 is hereby amended to read as follows:

623.760 1. Each residential designer shall obtain and possess an embossed seal, a seal designed as a rubber stamp or a seal in electronic format that complies with the following specifications:

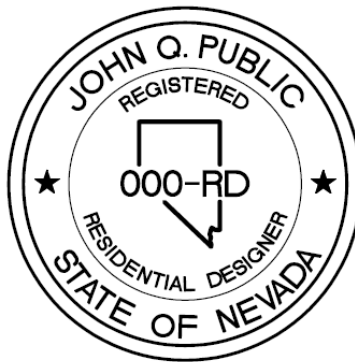
(a) The *diameter of the* seal must be ~~1 1/4 by 3/4~~ *approximately 1 7/8* inches.

(b) The seal must contain the name of the registrant, his or her number of registration and conform to the following design:

f



f



2. Each plan, specification, report or other document issued by a registrant must be signed and must be sealed or stamped by ~~him or her~~ *the registrant* either manually or electronically.

Sec. 15. NAC 623.763 is hereby amended to read as follows:

623.763 1. Each registrant shall validate a stamp or seal either manually or electronically.

The seal, signature and date must produce a clearly visible and legible image on any copy or reproduction of the document to which they are affixed.

2. When a registrant signs, stamps or seals a document containing the work of others, the registrant represents that the entire document has been prepared by ~~him or her~~ *the registrant* or prepared under ~~this or her~~ *the* responsible control ~~of~~ *of the registrant*, unless the registrant includes a written statement adjacent to ~~his or her~~ *the* signature, stamp or seal *of the registrant*

identifying the portion of the document that was prepared by ~~him or her~~ *the registrant* or prepared under ~~this or her~~ *the* responsible control ~~of~~ *of the registrant*.

3. A registrant who signs, stamps or seals a document which was not prepared by ~~him or her~~ *the registrant* but was prepared under ~~this or her~~ *the* responsible control *of the registrant* is subject to disciplinary proceedings pursuant to chapter 623 of NRS for any errors in that document as if the document was prepared by ~~him or her~~ *the registrant*.

4. For the purposes of NRS 623.185, plans, specifications, reports and any other documents which are issued by a registrant with the intent that they be considered as formal or final documents must be stamped with the seal of the registrant before they are delivered to or filed with any public authority.

5. A registrant is not required to stamp the following documents:

- (a) An as-built plan , ~~or~~ record plan ~~of~~ *or bid document*;
- (b) A report that includes observations concerning the progress of the construction of a project; or
- (c) An estimate of the costs of a project.

Sec. 16. NAC 623.800 is hereby amended to read as follows:

623.800 An architect, ~~residential designer or~~ interior designer *or residential designer* who holds a certificate of registration shall not submit any information to the State of Nevada or any of its political subdivisions as part of a proposal for a ~~public works~~ *publicly funded* project which would enable the public agency to evaluate the proposal on any basis other than the competence and qualifications of the registrant to perform the type of services required.

Sec. 17. NAC 623.810 is hereby amended to read as follows:

623.810 A registrant *or firm* shall not display, present, exhibit or otherwise show any drawings, models, renderings, photographs or other work in a manner calculated to suggest that the work was performed by the registrant or ~~his or her~~ firm unless:

1. The registrant *or firm* performed or had responsible control of the performance of the work; and
2. The architect, ~~residential designer or~~ registered interior designer *or residential designer and the firm* of record is identified in the drawing, model, rendering, photograph or other work.

Sec. 18. NAC 623.840 is hereby amended to read as follows:

623.840 The Board recognizes that registered interior designers are qualified to identify the need for professional engineers or architects to complete a project which the registered interior designer may not perform. A registered interior designer may collaborate with professional engineers or architects ~~in a contractually independent relationship~~ to complete a project for the alteration or construction of an interior area designed for human habitation or occupancy. A registered interior designer shall not collaborate on a project with persons from more than two professional disciplines unless a registered architect coordinates the project.

Sec. 19. NAC 623.880 is hereby amended to read as follows:

623.880 1. Except as otherwise provided in NAC 623.763, a registered interior designer shall not sign or seal a drawing, specification or other interior design document.

2. A registered interior designer shall not ~~engage~~ :

(a) Engage in conduct that involves fraud or wanton disregard of the rights of other persons.

(b) Make misleading, deceptive or false statements or claims.

Sec. 20. NAC 623.0185, 623.020, 623.415, 623.425, 623.435 and 623.820 are hereby repealed.

TEXT OF REPEALED SECTIONS

623.0185 “Responsible control” defined. (NRS 623.140) “Responsible control” means the amount of control over and detailed knowledge of the content of a technical submission during its preparation that is ordinarily exercised by a registered architect, registered interior designer or residential designer, as applicable, when applying the normal standard of professional care.

623.020 Applicability of chapter regarding certain services. (NRS 623.140) This chapter does not prevent a person from providing services such as the design, arrangement or selection of furniture, equipment, cabinetry or materials used for interior finishes if those components are not regulated by uniform design or construction codes.

623.415 Credit for education or training completed before August 9, 1982. (NRS 623.140, 623.190) Any applicant for registration as an architect who has, before August 9, 1982, acquired one-half year or more of credit for education or training under the following table may acquire credit under this table or the table in NAC 623.445.

TABLE OF EQUIVALENTS:

| DESCRIPTION OF EXPERIENCE | EDUCATION | | | TRAINING | | PRACTICE | |
|--|----------------|--------------------------|---|--------------------------------|---|--------------------------------|---|
| | First Years | Succeed- ing Years | Maxi- mum Yearly Credit Allowed | Credit Allowed (Percent) | Maxi- mum Yearly Credit Allowed | Credit Allowed (Percent) | Maxi- mum Yearly Credit Allowed |
| 1. For a bachelor's degree in architecture or credits under a program accredited by the National Architectural Accrediting Board, Inc., or for a master's degree in architecture under a program of architecture accredited by that Board. | 2 | 2 | 5 | 100 | 100 | 5 | |
| 2. For a bachelor's degree in architecture or for a master's degree in architecture if preceded by a bachelor's degree in architecture under a program of architecture which is not accredited by the National Architectural Accrediting Board, Inc. | - | - | 4 | | | | |

TABLE OF EQUIVALENTS:

| DESCRIPTION OF EXPERIENCE | EDUCATION | | | TRAINING | | PRACTICE | |
|--|----------------|--------------------------|---|-------------------|---|-------------------|---|
| | First Years | Succeed- ing Years | Maxi- mum Yearly Credit Allowed | Credit Allowed | Maxi- mum Yearly Credit Allowed | Credit Allowed | Maxi- mum Yearly Credit Allowed |
| 3. For credits earned for a bachelor's degree in architecture under a program of architecture which is not accredited by the National Architectural Accrediting Board, Inc. | 50 | 100 | 3 | | | | |
| 4. For a bachelor's degree in architecture and engineering, or 4 years of a 6-year program leading to a master's degree in architecture, under a program which is accredited by the Engineering Council for Professional Development or the National Architectural Accrediting Board, Inc. | 50 | 100 | 3 | | | | |
| 5. For a bachelor's degree from a university or college. | 50 | 50 | 2 | | | | |

TABLE OF EQUIVALENTS:

| DESCRIPTION OF EXPERIENCE | EDUCATION | | | TRAINING | | PRACTICE | |
|--|----------------|--------------------------|---|--------------------------------|---|--------------------------------|---|
| | First Years | Succeed- ing Years | Maxi- mum Yearly Credit Allowed | Credit Allowed (Percent) | Maxi- mum Yearly Credit Allowed | Credit Allowed (Percent) | Maxi- mum Yearly Credit Allowed |
| 6. For experience as a full-time employee with a bachelor's degree in architecture or architectural engineering which meets the requirements of subsection 1 or 2 of this section in the office of a registered architect who is practicing as a principal or is employed in the capacity of an architectural manager. | | | | 100 | No Limit | 100 | No Limit |
| 7. For experience as a full-time employee without a bachelor's degree in architecture, in the office of a registered architect who is practicing as a principal or is employed in the capacity of an architectural manager. | | | | First 2 Years 25 | Second 2 Years 50 | | |
| | | | | Succeeding Years 100 | | 100 | No Limit |

TABLE OF EQUIVALENTS:

| DESCRIPTION OF EXPERIENCE | EDUCATION | | | TRAINING | | PRACTICE | |
|---|---------------------|--------------------------|---|--------------------------------|---|--------------------------------|---|
| | First 2 Years | Succeed- ing Years | Maxi- mum Yearly Credit Allowed | Credit Allowed (Percent) | Maxi- mum Yearly Credit Allowed | Credit Allowed (Percent) | Maxi- mum Yearly Credit Allowed |
| 8. For practical training obtained in the office of and under the direct supervision of a registered architect practicing as a principal during the period for which credit is received for education. To receive credit for training, the employment must be for at least 2 consecutive months and exceed 20 hours per week. | | | | 25 | 50 | 1 1/2 | |
| 9. For employment or professional practice in fields related to architecture, such as interior design, structural engineering or residential design. | | | | 25 | 50 | 2 | |
| 10. For employment in the fields of landscape architecture, city planning, or service related to construction in the military or a governmental agency. | | | | 25 | 50 | 1 | |

623.425 Conditions for credits for education completed before August 9, 1982. The credits for education listed in the table of equivalents in NAC 623.415 will be allowed subject to the following conditions:

1. Thirty-two semester hours or 48 quarter hours with passing grades is considered to be 1 year. Credit will be allowed in full years or half years only, with fractions rounded to the nearest half year.

2. An applicant who has worked full-time and earned credit for formal education at the same time through evening or part-time study at a college or university will be allowed credit prorated between education and training.

3. Credits submitted from more than one college or university will be evaluated on the basis of the level attained at the school last attended.

4. Credits from foreign colleges or universities will be evaluated by a school accredited by the National Architectural Accrediting Board, Inc., on the same basis as the credits would be evaluated for purposes of graduation from that school.

623.435 Conditions for credits for training completed before August 9, 1982. (NRS 623.140, 623.190) Credits for training listed in the table of equivalents in NAC 623.415 will be allowed subject to the following conditions:

1. Training periods will be measured in calendar months and calendar years. To be allowable, each period must be at least 2 continuous months.

2. When training consists of work in such agencies as Housing and Urban Development, Volunteers in Service to America, the Peace Corps or Advocacy Planning, the applicant must submit a statement with his or her application which outlines his or her duties briefly and concisely, his or her responsibilities, and the name and professional status of each supervisor

under whose direction he or she worked. The training must be directly related to the practice of architecture.

3. If training is acquired simultaneously in two or more categories, credit for the training will be prorated between or among the categories, but no more than 40 hours will be considered for any week.

623.820 Residential designer: Restriction on advertising. (NRS 623.140) A residential designer shall not display on any document or advertisement of the firm an advertisement for a person who is not a residential designer.

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS AS REQUIRED BY
ADMINISTRATIVE PROCEDURES ACT, NRS 233B.066
LCB FILE NO. R076-13**

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) Chapter 623:

1. A clear and concise explanation of the need for the adopted regulations.

It has been several years since the board has updated NAC Chapter 623. The proposed regulations are necessary to clean up and clarify the intent of existing regulations that use outdated language and to repeal regulations that are obsolete. NAC 623.280 provides that registrants with lapsed licenses must complete the required continuing education requirements for each year their license was lapsed; NAC 623.400 provides that interns may take the national Architect Registration Examination after obtaining their accredited degree. This proposed amendment puts Nevada in alignment with 43 other states that have already adopted this change. NAC 623.445 and 505 cleans up obsolete terminology and outlines how educational credits for one year or less will be tabulated; NAC 623.760 establishes a new seal for residential designers; and NAC 623.880 amends the code of ethics for registered interior designers by adding language that states that a registered interior shall not make misleading, deceptive or false statements or claims. The proposed change to NAC 623.880 mirrors language in the architect's and residential designer's code of ethics.

2. A description of how public comment was solicited, a summary of public response, and an explanation how other interested persons may obtain a copy of the summary.

Copies of the proposed regulations, notices of workshop and notices of intent to act upon the regulation were sent by U.S. mail and email to persons who were known to have an interest in the subject of architecture, residential design and registered interior design as well as to any persons who had specifically requested such notice. These documents were also made available at the website of the Nevada State Board of Architecture, Interior Design and Residential Design (NSBAIDRD), www.nsbaidrd.state.nv.us , mailed to all county libraries in Nevada and posted at the following locations:

NSBAIDRD
2080 E. Flamingo Road, Ste. 120
Las Vegas, NV 89119

The Sawyer Building
555 W. Washington
Las Vegas, NV 89101

Nevada State Library & Archives
100 N. Stewart Street
Carson City, NV 89701

Las Vegas Library
833 North Las Vegas Boulevard
Las Vegas, NV 89101

Legislative Counsel Bureau website

Two workshops were held on October 21, 2013 at the board office in Las Vegas, Nevada at 10:00 a.m. and again on January 28, 2014 at 10:00 a.m. There were no members of the public present at either scheduled workshop. The public hearing was held on January 29, 2014 at 4:30 p.m. There were no members of the public present at the public hearing. No oral comments were submitted either by phone, nor were any written comments received by email or regular mail.

3. The number of persons who:

- a. Attended each hearing:** 0 (workshop) 0 (public hearing)
- b. Testified at each hearing:** 0 (workshop) 0 (public hearing)
- c. Submitted to the agency written comments:** 0

4. For each person identified in paragraphs (b) and (c) of number 3 above, the following information if provided to the agency conducting the hearing:

- (a) Name:** There were no public present at the hearing.
- (b) Telephone number:** Not applicable – there were no public present at the hearing.
- (c) Business address:** Not applicable – there were no public present at the hearing.
- (d) Business telephone number:** Not applicable – there were no public present at the hearing.
- (e) Electronic mail address;** Not applicable – there were no public present at the hearing,
and
- (f) Name of entity or organization represented:** Not applicable – there were no public present at the hearing.

5. A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.

Comments were solicited from affected businesses in the same manner as they were solicited from the public. Through its newsletter, the agency sent notices of the proposed housekeeping regulations to all of its registrants and small businesses on September 19, 2013 and December 2, 2013. The agency discussed and reviewed the proposed regulations at two of its publicly noticed board meetings on August 22, 2013 and October 22, 2013 and also posted a copy of the draft regulations on its website on September 20, 2013, along with a revised version from LCB on October 15, 2013. The agency did not receive any comments on the draft regulations submitted to the agency either through email, in writing, orally or at either of its publicly noticed meetings. The agency used informed, reasonable judgment in determining that there will not be an impact on small businesses due to the nature of the regulation changes since they are mostly technical and housekeeping amendments to existing regulations. Any further information may be obtained by contacting the Nevada State Board of Architecture and Design, 2080 E. Flamingo Road, Suite 120, Las Vegas, Nevada 89119 (702) 486-7300.

6. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change.

The permanent regulation was adopted by a quorum of the NSBAIDRD full board on January 29, 2014. Since the board did not receive any comments from the public and the proposed regulations reflect the intent of the board with regard to all the proposed changes to the regulations, the board voted to adopt the draft regulations with no revisions to the draft received from LCB.

7. The estimated economic effect of the adopted regulation on the businesses which it is to regulate and on the public. These must be stated separately, and each case must include:

a. Both adverse and beneficial effects; and

The intent of the proposed regulations under R076-13 is to repeal obsolete sections of NAC chapter 623 and to make small housekeeping changes to the sections being amended to clarify existing language and intent. None of the housekeeping changes will affect small businesses. The adoption of these regulations should have no adverse economic effect on members of the public or members of the profession.

b. Both direct and indirect effects.

The direct and indirect effects of the changes proposed under R076-13 will be that the public, the registrants, and the agency will have more clarity when reading and interpreting NAC chapter 623, and obsolete regulations will be repealed.

8. The estimated cost to the agency for enforcement of the adopted regulation.

The cost to the agency should be minimal.

9. A description of any regulation of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary. If the regulation overlaps or duplicates a federal regulation, the name of the regulating federal agency.

There is no other state or government agency that the proposed regulations duplicate.

10. If the regulation includes provisions that are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.

Does not apply.

11. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

Does not apply.

12. Is the proposed regulation likely to impose a direct and significant economic burden upon a small business or directly restrict the formation, operation or expansion of a small business? What methods did the agency use in determining the impact of the regulation on a small business?

The director has determined that the proposed housekeeping regulations will not impose a direct and significant economic burden on a small business or directly restrict the formation, operation or expansion of a business. The agency did not receive any comments on the draft regulations submitted to the agency either through email, in writing, orally or at any of its publicly noticed meetings. The agency used informed, reasonable judgment in determining that there will not be an impact on small businesses due to the nature of the regulation changes since they are mostly technical and housekeeping amendments to existing regulations.

13. Name and contact information for each person who presents testimony at a hearing on the adoption of a regulation be included in the informational statement if such information was provided to the agency that adopted the regulation (AB 201 of the 2011 Legislative Session).

There were no public present at either of the publicly noticed workshops or at the public hearing.