

Ohio Architects



Ohio State Board of Examiners of Architects ■ Newsletter ■ Winter/Spring 1990

President's Message

This first issue of the newsletter of the Board of Examiners of Architects marks the beginning of what we, as members of the Board, hope will be an ongoing and regular means by which we are able to communicate with the public, those registered to practice architecture in Ohio, and with the candidates for registration. We have long felt the need to publish information concerning the Board's activities but, until now, we had neither the financial resources nor the technical capabilities to do so. We are optimistic that you will find this both interesting and informative.

From time to time there are important changes in the laws and rules governing the practice of architecture which we will make known to you as they are proposed and adopted. Many changes are occurring with the examination as more effective ways of testing through the use of computer

technology become available. One day, in the not to distant future, we expect to be testing on a year-round basis.

It has always been difficult to reach potential candidates, those who have neither filed an application nor otherwise corresponded with the Board regarding qualifications, dates and deadlines. We will depend on you to help make this information available to the people in your offices who do not receive this newsletter.

Included in this issue you will find a profile and report of Richard E. "Rick" Bearor, the Board's Enforcement Officer. Things have been very active in this area as you will note in his report. Unlicensed practice continues to be a major problem throughout the state, however. We will be reporting in each newsletter, the actions taken regarding enforcement.

Exam results are always of interest and we will provide those with regional and national comparisons. A new concept for candidate review of unsuccessful solutions for the site and building design tests was introduced in October of 1989 and has been well received throughout the state. More about that inside.

This is just a sampling of the kinds of information we will be passing along to you. We welcome your comments so that we know if we're meeting the needs of our readers.

As President of the Board during 1989, it's been especially rewarding to have some of the goals we set a year ago become a reality. The Board is here to serve the citizen's of Ohio and your support and assistance are essential in that effort.

Robert E. Martin, AIA

Role of the State Board of Examiners of Architects

The Ohio Board of Examiners of Architects enforces the laws and regulations of the practice of architecture as set by Ohio Revised Code and Ohio Administrative Code. Ohio Administrative Code defines the Code of Conduct for architects including competence, conflict of interest, full disclosure, compliance with laws, and professional conduct.

The State Board of Examiners of Architects performs the following duties:

- 1) Enforces the laws and regulations governing the practice of architecture.
- 2) Upholds the laws and Constitution of the State of Ohio and the United States.
- 3) Determines as the administrators the examinations for licensure of architects.
- 4) Reviews and approves candidates for application for exams.
- 5) Reviews and approves candidates for reciprocal registration as architects.
- 6) Reviews and approves the applications for Certificates of Authorization for firms.

Five Board members are appointed by the Governor for a term of five years. The current Board members are:

Robert E. Martin, AIA, President

Robert Martin has served as President of the Toledo AIA Chapter, President of the Architects Society of Ohio, and was a member of the Toledo Plan Commission. He graduated from the University of Cincinnati in 1954 and is currently Principal for the Collaborative Inc. of Toledo. Martin's firm is the recipient of several AIA awards for design excellence and he himself is an accomplished water colorist.

Richard D. Levin, FAIA, Vice President

Richard Levin has served as President of the Dayton AIA Chapter. He is a graduate of Ohio State and his firm, Levin-Porter has received numerous AIA awards, both locally and nationally including the ASO Gold Medal in 1985. Levin is a Fellow of the AIA College of Fellows. In 1985 he was personally awarded the ASO Gold Medal for distinguished service to the profession.

Thomas T. K. Zung, AIA, Secretary

Thomas T. K. Zung has served as Director of the Cleveland AIA Chapter. A

graduate of the University of Michigan, he is principal of Buckminster Fuller, Sadao & Zung Architects. His firm is the recipient of several AIA awards and in November 1989 received the Cleveland AIA Chapter design award for Mayfield High School. Zung is the first editor of the Ohio Board of Examiners of Architects newsletter.

Ballard H.T. Kirk, AIA, Asst. Secretary

Ballard H. T. Kirk is a graduate of Ohio State University and has been president of his own firm for several years. Kirk is currently Director of Architecture for the Columbus Board of Education. He served as national President of NCARB in 1984 and is in his fourth term on the Board of Examiners. Kirk is also on the National Architectural Accrediting Board.

John F. Lipaj, AIA

John Lipaj is a 1950 graduate of Ohio State University. He has served a five year term and was re-appointed for a second term to the Board in 1989. Lipaj has also served as a Trustee of Bowling Green State University and as Trustee of Cuyahoga County Hospitals. John is a Partner with Lipaj-Tomsik Architects/Planners, Cleveland.

Architectural Statistics

Practitioners as of 11/1/89

Ohio Registrations 5,449

Ohio Resident Registrations 2,842

June 1989 Ohio Exam Results

Exam Participants 434

Issued Registrations (Passed) 130

Test Division Comparisons

Pre-Design Division

Ohio: 67% passed/National: 61% passed

Site Design Division (written)

Ohio: 85% passed/National: 79% passed

Site Design Division (graphic)

Ohio: 80% passed/National: 72% passed

Building Design Division

Ohio: 43% passed/National: 38% passed

Structural Technology Division

Ohio: 52% passed/National: 48% passed

Lateral Forces Division

Ohio: 78% passed/National: 68% passed

Mechanical, Plumbing, Electrical & Life Safety Division

Ohio: 84% passed/National: 74% passed

Methods & Materials of Construction

Ohio: 78% passed/National: 73% passed

Construction Documents & Services

Ohio: 78% passed/National: 67% passed

Candidate Reviews

For many years the Board's Executive Director has reviewed the graphic exam solutions with candidates who were unsuccessful in those Divisions. Although never publicized, it was simply a response to those who wanted some feedback to help them prepare for the next exam. The numbers of people requesting such reviews has grown steadily over the years until the amount of time required for the reviews has become too extensive to continue under that format. The choice was either discontinue the reviews or find a more effective and efficient way of doing it.

An experiment was launched in October when one or two group sessions were scheduled for Dayton, Cincinnati, Cleveland, Toledo and Columbus. Candidates were notified of the sessions with their grade reports and were able to select the date and city most convenient to their location and schedule. The sessions involved a group presentation of background on exam development, establishment of grading criteria, procedures at the grading sessions, general problems encountered by the candidates and specific criteria not met in many of the solutions. Time allocation, organization of materials and presentations were also discussed.

Following the group presentations, each candidate received a brief, individual review of his or her solution. Each session lasted from three to four hours. More than 130 candidates participated in the review sessions which were very well received throughout the state. Similar review sessions will be held following the release of grades from the December 1989 exams.

New Fee Schedule

The fees assessed by the Board were increased under the provisions of House Bill #111, the 1989-1990 budget bill. Fees not established under this bill have been adjusted by the Board. The current fees are as follows:

Application Fees:

Examination - \$50.00

Reciprocal - same as applicants base state would charge an Ohio candidate, but not less than \$100.00.

Renewal Fees:

Lapsed Registration - current renewal fee plus renewal and penalty fee for years not renewed, maximum \$200.00.

Revoked Registration - \$300.00

Certificates:

Original or Replacement - \$15.00

Duplicate Wallet Card - \$5.00

Examination:

ARE - per cost of materials

C/ARE - per cost established by ETS

Retake Exam - \$10.00 per day of exam

Proctor Exam - \$10.00 per day of exam

Certificate of Authorization:

Application - \$50.00

Renewal - \$25.00

All fees except exam fees are deposited to the state's General Revenue Fund. The Board operates on funding provided by the General Assembly through the biennial appropriation. Exam fees are deposited to a special fund expressly for the procurement and grading of exams.

Ohio Architect's Certificate of Authorization

One of the least understood aspects of the Ohio architectural practice act concerns the requirement that any organization providing architectural services must hold a Certificate of Authorization issued by the Board of Examiners of Architects. Enacted in 1983, this law requires that any corporation or partnership which is providing, or offering to provide, architectural services must hold a Certificate of Authorization. The requirements which are to be met by an organization applying for a Certificate of Authorization are relatively few and apply to organizations located in the state of Ohio as well as those located elsewhere. The requirements are as follows:

1. More than 50% of the persons holding shares in a corporation, or partners in a partnership, must be registered in Ohio to practice architecture, engineering, landscape architecture, surveying, or a combination thereof;

2. Those registered shareholders or partners must hold more than 50% of the

shares of stock issued by the corporation or the interests in the partnership;

3. More than 50% of the members of the organization's Board of directors must be registered in Ohio to practice architecture, engineering, landscape architecture, surveying, or any combination thereof;

4. If the corporation is providing architectural services, the firm must designate at least one registered architect (it may designate more than one if it chooses) as being in responsible charge of the firm's architectural activities and decisions; and

5. At least one of the designated architects must be a member of the corporation's Board of directors.

There are, however, exemptions to this law. Corporations which were legally providing architectural services prior to November 15, 1982 are exempt, as are general corporations granted a charter to engage in providing architectural services prior to August 7, 1943. These firms are

required to provide documentation, as required, to the Board.

This law applies not only to architecture, but also engineering, landscape architecture, and surveying. A Certificate of Authorization must be obtained from the appropriate Board for each discipline for which the firm intends to provide services.

William N. Wilcox, AIA, Executive Director
State Board of Examiners of Architects

William N. Wilcox, AIA

Ohio is fortunate to have an Architect serving as Executive Director of the State Board of Examiners of Architects as most states have a layman as staff Director. Bill is a graduate of the University of Cincinnati and worked in private practice for 10 years before starting with the Board in 1976. He is active on many NCARB committees and often appears as a guest lecturer at AIA universities.

Investigations

According to Ohio Revised Code section 4703.03(a), the State Board of Examiners of Architects is charged with enforcing sections 4703.01 to 4703.19. The mandated enforcement covers individuals and firms licensed by the State Board of Examiners of Architects to practice architecture in the State of Ohio and individuals and firms who are engaging in the practice of architecture in the State of Ohio without proper license or certificate of authorization.

The State Board of Examiners of Architects has recently hired a full time investigator, Richard E. Bearor. Mr. Bearor is currently investigating complaints received by the State Board of Examiners of Architects from various sources throughout the State. The majority of these complaints involve alleged unlicensed practice of architecture and/or the holding oneself out as an architect without being properly licensed in the State of Ohio.

Complaints regarding possible violations by either licensed or unlicensed individuals or firms should be directed to the State Board of Examiners of Architects at 77 S. High Street, 16th Floor, Columbus, Ohio 43266-0303, (614) 466-2316.

Activity Report

April 26, 1989 to November 1, 1989:

Unlicensed practice complaints	25
Miscellaneous complaints	5
Advertising complaints	19
Total investigations	49
Total cleared	21
Construction site inspections	23
Building Department visitations	32
Violations detected	23

Richard E. Bearor Investigator

Born in Virginia, Richard E. Bearor comes to Ohio after serving four years with the United States Air Force. After being honorably discharged in 1971, he joined the Columbus Police Department. During his career with the police department he handled assignments with the S.W.A.T. team, detective bureau, patrol bureau and training academy as a firearms and self-defense instructor. Rick also served as a departmental hostage negotiator.

Upon retiring in March of this year with nearly two decades of law enforcement service, Rick was appointed by the Board of Examiners of Architects as Chief Enforcement Officer.

Rick still maintains an international instructors license rating in self-defense and is on staff for a national instructional development seminar. Rick serves full time to the Board.

AVOID DISCIPLINARY ACTION AGAINST YOUR LICENSE, KNOW THE LAWS AND RULES OF YOUR PROFESSION! To receive a copy of the Laws and Regulations Governing the Practice of Architecture in the State of Ohio, send \$5.00 to the State Board of Examiners of Architects, 77 S. High Street, 16th Floor, Columbus, OH 43266

Investigative Actions Taken By the Board

Investigative efforts have been directed toward the growing problem of the unlicensed practice of architecture. Also of concern are allegations concerning violations of the laws governing the practice of architecture by registered architects.

With the enforcement of the Ohio Revised Code comes an extremely important issue of getting cooperation and establishing procedures for obtaining records and information. This has been done through state wide building regulations departments and through the Division of Factory and Building inspections. The cooperation to date has been outstanding.

The Board has taken action concerning the following individuals and firms. Although every effort is made to ensure that the information is correct, before making any specific decision based upon this information, you should check with the Board office to assure accuracy. The listing may not reflect a change occurring near or following the publication date. Further, the listing does not reflect pending appeals for hearings and rehearings.

Hezekiah Bradley, Jr., Columbus

Mr. Bradley allegedly engaged in the unlicensed practice of architecture. He has agreed by letter to cease this type of activity. Ohio Administrative Code 4703-1-01.

Robert Hohl, Columbus

Mr. Hohl has allegedly advertised as a provider of architectural services. He has agreed by letter to cease all architectural references in advertising. Ohio Administrative Code 4703-1-01.

Clarence N. Everson III, Palmsville

Mr. Everson has allegedly advertised as a provider of architectural services. He agreed by letter to discontinue any reference to architectural services in future advertisements. Ohio Administrative Code 4703-1-01.

H. B. Daugherty, Whitehouse

Allegedly advertised building design and architectural service as part of his engineering consulting business. Mr. Daugherty has agreed by letter to cease making reference to the offering of architectural services. Ohio Administrative Code 4703-1-01.

John F. Minear III, Springfield

Mr. Minear has allegedly engaged in the unlicensed practice of architecture. He has agreed by letter to discontinue all architectural design work. He has also informed the Board he will reimburse the appropriate party. OAC 4703-1-01.

Lee Carpenter, Centerville

Mr. Carpenter has allegedly engaged in the unlicensed practice of architecture. He has agreed by letter to discontinue the practice of architecture. OAC 4703-1-01.

David F. Schultz, Out of State

Barrington, Illinois architect who allegedly produced drawings for projects in Ohio and was not registered in this State to offer architectural services. He has agreed by letter to discontinue the unlicensed practice of architecture in Ohio. All information to be forwarded to the Illinois and Mississippi Boards. OAC 4703-1-01 (H).

John Jordan & Assoc., Portsmouth

Allegedly engaged in the unlicensed practice of architecture and has agreed by letter to cease any future activities of this nature. OAC 4703-1-01.

The Ohio State Board of Examiners of Architects works in cooperation with, and gains assistance from, many other Government agencies in order to enforce and maintain the high standards for the practice of Architecture. Among those agencies are building regulations departments, the Division of Factory and Building, the Ohio Attorney General's office, the Inspector General's office, and other governing boards of related disciplines.

BOARD CALENDAR OF EVENTS – WINTER/SPRING 1990

March 30 - Board Meeting Columbus	July 19-21 - A.R.E. Grading Session Pittsburgh
April 20 - Board Meeting Columbus	August 17 - Board Meeting Columbus
May 18 - Board Meeting Columbus	September 14 - Board Meeting Columbus
June 18-21 - A.R.E. Columbus	October 12 - Board Meeting Cleveland
June 27-30 - NCARB Annual Meeting Washington, D.C.	November 15-16 - Board Meeting Columbus
July 12-14 - A.R.E. Grading Session Pittsburgh	December 10-11 - A.R.E.-Graphic only Columbus

(dates and locations are subject to change)

State of Ohio Board of Examiners of Architects

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