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COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF STATE  
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

**F I N A L M I N U T E S**

MEETING OF:

**STATE ARCHITECTS LICENSURE BOARD  
VIA TELECONFERENCE**

TIME: 9:07 A.M.

PENNSYLVANIA DEPARTMENT OF STATE

July 9, 2020

1                    State Architects Licensure Board  
2                                    July 9, 2020

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5 BOARD MEMBERS:

6  
7 Philip M. Leinbach, RA, President  
8 Darryl R. Hamm, Vice President, Public Member  
9 K. Kalonji Johnson, Commissioner, Bureau of  
10 Professional and Occupational Affairs  
11 Theodore Stauffer, Executive Assistant, Bureau of  
12 Professional and Occupational Affairs  
13 William J. Bates, RA  
14 Adam Hough, Office of Attorney General, Bureau of  
15 Consumer Protection  
16 Mary E. McClenaghan, RA  
17 Aram Piligian Jr., RA  
18 Jerry K. Roller, RA, Secretary  
19

20  
21 BUREAU PERSONNEL:

22  
23 C. William Fritz II, Esquire, Board Counsel  
24 Ray Michalowski, Esquire, Board Prosecution Liaison  
25 Tiffany A. Raker, Esquire, Board Prosecutor  
26 Angela B. Lucci, Esquire, Board Prosecutor  
27 Amanda Li, Board Administrator  
28 Marc Farrell, Deputy Policy Director, Department of  
29 State  
30 Andrew LaFratte, MPA, Policy Office, Department of  
31 State  
32 Caleb Acker, Legal Intern, Department of State  
33

34  
35 ALSO PRESENT:

36  
37 Amal Mahrouki, Director of Legislative Affairs,  
38 American Institute of Architects Pennsylvania  
39 Anthony S. Potter, Esquire, American Institute of  
40 Architects Pennsylvania  
41 Jen Smeltz, Executive Director, Consumer Protection  
42 and Professional Licensure Committee  
43 Bruce R. Johnson, American Institute of Architects  
44 Pennsylvania  
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2 State Architects Licensure Board

3 July 9, 2020

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5 The regularly scheduled meeting of the State  
6 Architects Licensure Board was held on Thursday, July  
7 9, 2020. Philip M. Leinbach, RA, President, called  
8 the meeting to order at 9:07 a.m.

9 \*\*\*

10 Roll Call

11 [Roll call was taken. A quorum was noted to be  
12 present.]

13 \*\*\*

14 Introduction of Audience Members

15 [President Leinbach requested visitors identify  
16 themselves.]

17 \*\*\*

18 [Philip M. Leinbach, RA, President, welcomed  
19 Mr. Piligian and Mr. Bates to the Board.]

20 \*\*\*

21 Approval of minutes of the May 7, 2020 meeting

22 PRESIDENT LEINBACH:

23 The next matter is approval of the May  
24 7, 2020 minutes. Are there any  
25 questions or comments on that? If there

1           are not, I ask for a motion to approve  
2           those minutes as provided.

3 [The Board discussed corrections to the minutes.]

4           Noting the coversheet for March 12  
5           to be modified to May 7. Are there any  
6           other questions, comments, or  
7           clarifications?

8           Hearing none. Could I have a  
9           motion to approve the minutes with that  
10          amendment?

11 MR. ROLLER:

12          Move to approve the minutes as amended.

13 PRESIDENT LEINBACH:

14          We have a motion from Mr. Roller. Do I  
15          hear a second?

16 MR. JOHNSON:

17          Second.

18 PRESIDENT LEINBACH:

19          Mr. Hamm, would you please call the roll  
20          to approve those minutes as amended?

21          Mr. Leinbach, yes; Mr. Hamm, yes; Mr.

22          Johnson, yes; Mr. Hough, yes; Ms.

23          McClenaghan, yes; Mr. Roller, yes; Mr.

24          Bates, abstain; Mr. Piligian, abstain.

25 [The motion carried. Mr. Bates and Mr. Piligian

1 abstained from voting on the motion.]

2

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3 Report of Prosecutorial Division

4 [Ray Michalowski, Esquire, Board Prosecution Liaison,  
5 noted no Consent Agreements.

6 Mr. Michalowski welcomed the new Board members.  
7 He informed the Board this would be his last meeting  
8 as the Board liaison, and Ms. Raker would be taking  
9 over the position. He also mentioned Alice Glasser  
10 from prosecution was on maternity leave and  
11 congratulated her on her child born on July 5, 2020.  
12 He announced Angela Lucci as the Board's prosecutor.

13 Mr. Michalowski referred to a recent application  
14 meeting Ms. Raker handled along with a couple of Board  
15 members calling in with the hearing examiner. He  
16 mentioned positive feedback from Ms. Raker regarding  
17 the Board's participation. He thought it was a great  
18 success and something to consider going forward.

19 Mr. Michalowski stated Ms. Raker was working with  
20 Mr. Potter on a dual presentation for the American  
21 Institute of Architects Pennsylvania (AIA PA) to  
22 demonstrate actions from both sides of the table here.  
23 He will also be participating at the Bureau of  
24 Professional and Occupational Affairs (BPOA) level.

25 President Leinbach requested having the full

1 representation of the voting Board members or at least  
2 professional and public members, noting the difficulty  
3 digesting the information in the form of a Portable  
4 Document Format (PDF). He expressed his concern of  
5 applicants being denied or approved without full Board  
6 participation and subsequent risk to public health,  
7 safety, and welfare.

8       President Leinbach questioned whether the AIA  
9 presentation Ms. Raker and Mr. Potter were working on  
10 would be available for health, safety, and welfare  
11 credits.

12       Mr. Michalowski agreed that adding more Board  
13 members in every matter adds value.

14       Amal Mahrouki, Director of Legislative Affairs,  
15 American Institute of Architects Pennsylvania, stated  
16 the presentation was being registered and believed  
17 there would be at least one health, safety, and  
18 welfare credit through AIA.

19       Mr. Roller questioned why the hearings could not  
20 be held as part of the Board meeting as had been done  
21 in the past.

22       Mr. Michalowski explained there were time  
23 limitations with the use of Zoom, and one matter could  
24 take up a lot of time. He commented it was not really  
25 a prosecution issue, and the decision was made to

1 allow enough time. He was not aware of the  
2 capabilities of the new WebEx platform but believed it  
3 works much better for exhibits and the sharing of  
4 documents.

5 Commissioner Johnson explained it was an  
6 administrative matter, but there could be discussion  
7 regarding scheduling those hearings in order to  
8 accommodate everybody through virtual meetings. He  
9 commented that it made sense to have all of these in  
10 the same location at the same time due to the  
11 limitations. He noted continuing to have the hearings  
12 scheduled the same way for now and to try to  
13 accommodate the schedules as they move forward.

14 Mr. Fritz agreed with Commissioner Johnson,  
15 noting it to be an administrative issue. He stated  
16 his intention was to have hearings before the Board  
17 whether it was virtual or in person. He noted one  
18 hearing scheduled for this meeting before the Board  
19 virtually, but it was continued until November at the  
20 request of the applicant.

21 Mr. Fritz noted that all of the procedures are in  
22 place to handle hearings and getting applicants who  
23 are appealing their provisional denials heard with the  
24 new computer program platform as quickly as possible.  
25 He mentioned doing his best to have future appeals of

1 provisional denials on the Board meeting agenda.

2 Mr. Michalowski commended Ms. Raker for the  
3 fabulous job at providing documents to counsel and  
4 Board members and working with Mr. Fritz and the  
5 applicant to organize all of the technical and  
6 procedural matters beforehand.

7 President Leinbach concurred with Mr. Michalowski  
8 and thanked him for his time working with the Board.  
9 He also commented on looking forward to Ms. Raker  
10 continuing as the Board prosecution liaison.]

11 \*\*\*

12 Report of Board Counsel

13 [C. William Fritz II, Esquire, Board Counsel, referred  
14 to status of cases, noting six open files.

15 Mr. Fritz noted items 3 and 4 for deliberation  
16 during Executive Session.

17 Mr. Fritz noted matters for discussion, including  
18 an update on electronic seals and signatures and draft  
19 regulation changes. He stated there was no negative  
20 feedback or any impediment of those being approved  
21 with the goal to have this in place by the end of the  
22 year.]

23 \*\*\*

24 Regulations/Statute

25 [C. William Fritz II, Esquire, Board Counsel,



1 addressed licensure by endorsement under Act 41. He  
2 stated one comment was received from the exposure  
3 draft of the proposed regulation that was sent to  
4 licensees and stakeholders.

5 Mr. Fritz referred to Item No. 6 regarding  
6 updates to General Revisions of the regulations and  
7 will place that on the next Board meeting agenda to  
8 confirm language corrections or additions.

9 President Leinbach requested General Revisions be  
10 sent out in advance of the agenda to current Board  
11 members for the purpose of having a meaningful  
12 discussion, especially for the benefit of Mr. Bates  
13 and Mr. Piligian.

14 President Leinbach referred to status of cases  
15 for a rundown of both the seals and signatures and Act  
16 41, along with responses received from AIA PA.

17 Mr. Fritz referred to status of cases concerning  
18 an application and provisional denial, stating that he  
19 had been giving longer than the stated 30 days to  
20 respond due to COVID-19, remote working, and mail  
21 delivery.

22 Mr. Fritz noted Item No. 3 for discussion during  
23 Executive Session.

24 Mr. Fritz also noted another hearing that had  
25 been delegated and awaiting scheduling with the

1 hearing examiner. He emphasized the hearings  
2 examiners were not making the final decision, just  
3 developing the record with the Board members who are  
4 present, so the entire Board can look at everything  
5 that was presented to make the decision of whether to  
6 approve the application or not.

7 Mr. Fritz again noted the hearing scheduled for  
8 this meeting had been moved to the November meeting  
9 per the request of the applicant.

10 Mr. Fritz noted no movement on the legislative  
11 initiative for continuing education (CE). He also  
12 noted the seals regulation was being sent  
13 electronically.

14 Mr. Fritz stated AIA PA could discuss their  
15 comments and concerns regarding Act 41. He also  
16 stated he will address those comments in the full  
17 regulation package that will then be sent to senior  
18 counsel handling regulations.

19 President Leinbach provided background for new  
20 members regarding Act 41, noting that it came from  
21 House Bill 1172, which is basically a licensure by  
22 endorsement regulation that the Board needs to create  
23 for issuing a nonpermanent license for one year.

24 President Leinbach commented that the Board would  
25 consider Act 41 in unique circumstances, where the

1 Board would issue a provisional license of one year.  
2 He noted those, who do not completely comply with the  
3 qualifications of a reciprocal license, would have  
4 conditions that would have to be met within a one-year  
5 time frame. He stated the license would expire for  
6 those who did not meet the conditions, but if  
7 conditions were met, the license would be converted to  
8 a full reciprocal license.

9 Mr. Fritz stated the Board would determine who  
10 would be granted a provisional license and who would  
11 not. He noted individuals needed to be licensed and  
12 in good standing in the state they are currently  
13 licensed in with no prior disciplinary history. He  
14 noted the importance of determining whether the  
15 licensure requirements in the state the individual is  
16 licensed were substantially equivalent to  
17 Pennsylvania.

18 Amal Mahrouki, Director of Legislative Affairs,  
19 American Institute of Architects Pennsylvania,  
20 addressed regulations regarding Act 41. She stated  
21 AIA PA was very supportive of the efforts to  
22 promulgate a process that expedites a reciprocal  
23 license for those candidates. She noted the biggest  
24 concern the AIA PA Licensure Committee had were the  
25 possible unintended consequences that might be created

1 of a third path to reciprocal licensure. She noted  
2 discussion regarding more objective criteria to get to  
3 that place of being substantially equivalent to what  
4 was in Pennsylvania's law.

5 Ms. Mahrouki noted objective committee criteria  
6 that included a professional degree in architecture  
7 from a National Architectural Accrediting Board  
8 (NAAB)-accredited program, the applicant must have  
9 passed the Architect Registration Examination (ARE),  
10 and have the National Council of Architectural  
11 Registration Boards (NCARB) Certificate.

12 Ms. Mahrouki expressed concern regarding the  
13 provisional license with the architect of record  
14 signing and sealing construction documents or plans in  
15 the event that that provisional license does not  
16 ultimately become a reciprocal license.

17 Ms. Mahrouki also expressed a concern with  
18 provisional licenses not being able to be approved  
19 until the next Board meeting.

20 Ms. Mahrouki commented the only addition AIA had  
21 was to ensure the CE transcript that comes from AIA  
22 National would be accepted and approved as CE.

23 Mr. Hamm noted AIA's addition of a professional  
24 degree from NAAB, ARE, and an NCARB Certificate goes  
25 beyond what the basic law says. He stated there is a

1 provision for someone without a NAAB Degree and  
2 questioned why AIA would require a NAAB Degree, along  
3 with the requirement of an NCARB Certificate.

4 Mr. Hamm expressed his concern with defeating the  
5 spirit and intent of Act 41 trying to make life a  
6 little easier in an interim capacity.

7 Ms. Mahrouki explained the purpose was to get  
8 objective criteria, so staff could review the criteria  
9 and automatically grant a provisional license without  
10 waiting until the next Board meeting.

11 President Leinbach stated there was no need for  
12 the criteria because the act and regulation  
13 specifically notes that if you have those three things  
14 in place the individual will qualify for a license.  
15 He stated he did not want them to have a provisional  
16 because they should receive a full license  
17 immediately.

18 President Leinbach explained this was a situation  
19 where they do not have one or more from a jurisdiction  
20 where they are licensed but not considered  
21 substantially equivalent to Pennsylvania. He  
22 explained if individuals have a NAAB Degree and the  
23 NCARB Certificate, the regulation in the Act indicates  
24 that as evidence they are qualified for a license. He  
25 commented the issue related to individuals who were

1 missing one of those two items.

2       President Leinbach commented the bigger hurdle of  
3 AIA was a concern of somebody with this provisional  
4 license signing and sealing documents and then perhaps  
5 not meeting the criteria set forth, and after the year  
6 expires, somebody has this set of documents that is  
7 effectively useless then who holds the professional  
8 responsibility when the full professional license  
9 never materializes?

10       Anthony S. Potter, Esquire, American Institute of  
11 Architects Pennsylvania, noted AIA's concept of the  
12 Board having an obligation to protect the public  
13 health, safety, and welfare from individuals who would  
14 be granted the provisional license. He noted the  
15 requirements of having a professional degree, passing  
16 the ARE, and having the NCARB certificate.

17       Mr. Potter noted AIA's concern of creating a  
18 third path to licensure within the commonwealth, where  
19 individuals could be deciding whether they are going  
20 to go through that interview hearing process or apply  
21 for a provisional license.

22       President Leinbach explained that applicant or  
23 candidate does not decide because it is the decision  
24 of the Board. He noted the Board looks at prima facie  
25 evidence, which was pretty clear in the act and

1 regulations. He also noted for individuals who do  
2 not, the Board looks at either the initial licensure  
3 path or reciprocal licensure path.

4 President Leinbach explained that Act 41 is where  
5 individuals do not comply there because they have an  
6 unusual circumstance, then the Board determines if  
7 they comply with licensure by endorsement under Act  
8 41.

9 Mr. Potter mentioned AIA's concept to create  
10 objective criteria, where the Board feels comfortable  
11 with staff exercising that discretion and to balance  
12 those wants and needs.

13 Mr. Potter clarified a prior comment, where  
14 continuing education is a requirement for renewal,  
15 where architects are not required and would be above  
16 and beyond what an ordinary applicant is required to  
17 undertake. He noted clarifying language with the  
18 insertion of, "accept the AIA continuing education  
19 transcript to demonstrate this 24 contact hours."

20 Mr. Fritz commented the Board staff does not make  
21 determinations one way or another whether to grant an  
22 Act 41 license. He explained a matter could now be  
23 considered for an Act 41 provisional license that  
24 would have been denied in the past, but one of the  
25 major requirements for the Act 41 license is the

1 state's licensure requirements where the individual is  
2 from must be substantially equivalent to Pennsylvania.

3 Mr. Fritz did not feel comfortable having the  
4 Board staff make the decision because it is a legal  
5 judgement.

6 Mr. Hamm mentioned prior discussion regarding a  
7 standby Act 41 Committee comprised of several Board  
8 members to review these and not wait for the full  
9 Board.

10 Mr. Roller commented the proposed language was  
11 more restrictive than what the Board would normally  
12 allow.

13 Mr. Potter stated the requirement for continuing  
14 education was in the draft regulation sent out for  
15 public comment to the stakeholders, and AIA  
16 Pennsylvania did not add a continuing education  
17 component.

18 President Leinbach noted Mr. Potter to be  
19 correct. He stated parameters had not yet been  
20 defined, and the Board was looking at one of the  
21 alternatives, where a demonstration of competency  
22 could be continuing education. He believed that AIA's  
23 position was just asking that if that condition is  
24 granted, the AIA continuing education certification  
25 would be accepted.



1           Mr. Fritz also noted Mr. Potter to be correct,  
2 noting it to be under the competency section of the  
3 exposure draft. He mentioned it to be one of the two  
4 options that an applicant would have, which included  
5 the 24 hours of CE or have engaged in the practice of  
6 architecture for two of the last five years.

7           President Leinbach suggested, with regard to the  
8 current statute or act, making subparagraph 2, which  
9 is the demonstration of competency, paragraph 3 and  
10 add paragraph 2 to read, "Must have passed the ARE."  
11 He noted that to be assumed but not specifically  
12 stated, just that they have a current license or  
13 certification.

14           President Leinbach commented that having the ARE  
15 keeps the common benchmark for examination  
16 consistency, then the need would be to look at those  
17 other alternatives, where they do not have an NCARB  
18 Certificate or a NAAB Degree. He mentioned not  
19 looking to license somebody who has been inactive for  
20 a long period of time or extensive absence in their  
21 professional practice in the current regulations.

22           Mr. Piligian questioned whether this is an easier  
23 path to licensure.

24           Mr. Fritz explained it was not an easier path,  
25 because these would be applicants for licensure by

1 reciprocity where they do not meet every required step  
2 and would have just provisionally denied them in the  
3 past. He stated it to be another option to pursue  
4 wherever they are licensed if they meet 90% of what is  
5 required.

6 Mr. Fritz further explained the Board now has the  
7 option to determine whether the applicant is in good  
8 standing in their state with no discipline and  
9 determine if their state is substantially equivalent  
10 to Pennsylvania, where a provisional license could be  
11 granted for 12 months.

12 Mr. Fritz commented the Board would decide if the  
13 individual would need to take a few hours of CE or  
14 whatever in a certain area to be completed during that  
15 12-month period. He stated the provisional license  
16 would change to a full unrestricted license for those  
17 who complete the requirements within that period or  
18 become null and void for those who do not.

19 Mr. Fritz noted the seal has a "P" after the  
20 number, meaning it is a provisional license, and could  
21 be accessed on PALS to see if it is expired.

22 Ms. McClenaghan stated the expiration date should  
23 be on the seal that is going on the drawings.

24 President Leinbach questioned where the risk and  
25 liability falls when the provisional license expires.

1 Mr. Potter noted that to be a concern of AIA  
2 regarding the provisional license and having a seal  
3 and allowing an individual to be the architect of  
4 record on a project when the vast majority of them  
5 last much longer than one year.

6 Mr. Potter commented on the process from the  
7 building code official lasting 30-90 days. He  
8 suggested allowing the individual to practice but not  
9 allowing them to function as the architect of record,  
10 signing and sealing code drawings and building permits  
11 to protect the client of the architect.

12 Mr. Potter mentioned most building code officials  
13 see a seal and that is generally good enough for them.  
14 The officials will not look further for an expiration  
15 date. He referred Uniform Construction Code or  
16 building code in the commonwealth, stating the he did  
17 not know that it was warranted based on what was  
18 actually occurring.

19 Ms. McClenaghan mentioned Pennsylvania has the  
20 Statute of Repose, which would make individuals liable  
21 for the building for 12 years.

22 President Leinbach thanked AIA for their input  
23 and matters to consider as a Board.

24 President Leinbach noted status of cases. He  
25 noted updates on seals and signatures and the draft

1 regulations for discussion during Executive Session.

2 Marc Farrell, Deputy Policy Director, Department  
3 of State, mentioned the importance of Act 41 to  
4 compare other jurisdiction's licensure requirements to  
5 Pennsylvania and not comparing an applicant's  
6 credentials to Pennsylvania's requirements.

7 President Leinbach mentioned the importance of  
8 also looking at the candidate's personal credentials  
9 to protect the health, safety, and welfare of the  
10 Commonwealth.]

11 \*\*\*

12 Applications

13 [Philip M. Leinbach, RA, President, noted there were  
14 no applications in front of the Board at this time.  
15 He noted the Board had their informal conferences.]

16 \*\*\*

17 Report of Commissioner

18 [Philip M. Leinbach, RA, President, congratulated  
19 Commissioner Johnson on his permanent position.

20 Commissioner Johnson welcomed Mr. Piligian and  
21 Mr. Bates to the Board.

22 Commissioner Johnson thanked Board members,  
23 stakeholders, and the audience for their flexibility  
24 and patience while working through the virtual  
25 platform. He also thanked Ms. Li and program staff

1 for all of their hard work throughout the pandemic.

2 Commissioner Johnson noted applications were  
3 still being processed and questions from the regulated  
4 community continue to be answered. He also thanked  
5 the staff at the Department of State, Senate Consumer  
6 Protection and Professional Licensure Committee, and  
7 Board prosecutors.

8 President Leinbach thanked Commissioner Johnson  
9 for filling the professional slate but noted the  
10 importance of filling the public member seat.

11 President Leinbach questioned whether there had  
12 been any progress made on raised seal certificates for  
13 licensees.

14 Commissioner Johnson noted it to be a challenge  
15 to fill Mr. Hamm's shoes.

16 Commissioner Johnson noted being actively engaged  
17 with the Department of General Services in terms of  
18 moving forward with a plan for bringing back the  
19 certificates. He stated COVID-19 switched focus to  
20 managing operations in a crisis, but discussions would  
21 continue regarding bringing those back as well as  
22 continued discussions around enhancing the digital  
23 platform.

24 President Leinbach requested Mr. Johnson provide  
25 a proclamation with a signed gold seal for Mr. Hill's

1 service for his full recognition.

2 Commissioner Johnson will bring Mr. Hill back for  
3 a proper note of recognition.

4 President Leinbach read the proclamation for Mr.  
5 Hill from the Department of State Bureau of  
6 Professional and Occupational Affairs for his  
7 contributions to the Pennsylvania State Architects  
8 Licensure Board and the citizens of the commonwealth.

9 President Leinbach congratulated Mr. Hill and  
10 read an email, where Mr. Hill sent his best to the  
11 Board and best wishes to new members.

12 President Leinbach also wanted the Board to be  
13 aware of a health issue concerning Judy. He commented  
14 that the Board was hopeful she was recovering well.

15 Mr. Hamm informed the Board that Judy has been  
16 discharged from the hospital and getting ready for  
17 outpatient therapy. He also stated she was expected  
18 to recover.

19 Commissioner Johnson mentioned expecting Mr. Hill  
20 in person in the future. He stated everyone's  
21 thoughts and prayers are with Mr. Hill and his wife.]

22 \*\*\*

23 [The Board recessed from 10:50 a.m. until 10:53 a.m.]

24 \*\*\*

25 Report of Board President

1 [Philip M. Leinbach, RA, President, thanked Mr. Hamm  
2 for his service and input on the NCARB Board of  
3 Directors.

4 President Leinbach will update everyone as to  
5 when Mr. Hill will be able to meet with the Board in  
6 the future.]

7

\*\*\*

8 Report of Board President - National Council of  
9 Architectural Registration Boards Board of Directors  
10 Activity Update

11 [Philip M. Leinbach, RA, President, updated the Board  
12 regarding the NCARB Board of Directors, and announced  
13 his position as the director of NCARB Region 2. He  
14 discussed the business meeting, where a lean,  
15 streamlined budget was approved. He stated all travel  
16 was off for the rest of the calendar year, noting the  
17 next meeting would be held virtually in September. He  
18 also announced being a liaison on the NCARB Experience  
19 Committee this year.

20 President Leinbach informed the Board of a  
21 central task force set by President Calvani to focus  
22 on responsible charge and incidental practice matters,  
23 along with other professionals.

24 President Leinbach stated the Board agreed that  
25 the National Organization of Minority Architects

1 (NOMA) should be added as one of the collaterals where  
2 they meet. He noted the importance of having  
3 continued discussion to ensure involvement and  
4 maintaining a diverse and equitable community.]

5

\*\*\*

6 Report of Board President - National Council of  
7 Architectural Registration Boards Correspondence  
8 [Philip M. Leinbach, RA, President, referred to  
9 updates regarding the notice on the PA Board website  
10 about ProMetric and NCARB correspondence.

11 President Leinbach addressed a conversation with  
12 candidates, where roughly 120 candidates got bumped  
13 during the startup of testing from May until the  
14 beginning of June because ProMetric viewed the  
15 architectural licensing exam as nonessential.

16 President Leinbach stated Mr. Armstrong had  
17 conversations with the CEO of ProMetric and cleared  
18 the matter up. He stated Ms. Li posted on the PA  
19 website, and seats were now open. Testing was moving  
20 forward at a level seen in previous years.]

21

\*\*\*

22 Report of Board President - PA Board Initiatives  
23 [Philip M. Leinbach, RA, President, questioned whether  
24 Mr. Roller would still be interested in creating a  
25 Board newsletter.



1 Mr. Roller agreed to create a newsletter and  
2 requested Ms. Li provide a list of licensees and a  
3 report from the Disciplinary Board. He also requested  
4 President Leinbach prepare a president's message. He  
5 suggested placing information concerning ProMetric.  
6 He commented that the newsletter could be issued at  
7 the end of August or beginning of September.

8 President Leinbach suggested the newsletter  
9 include an update on Board matters for the community.

10 President Leinbach questioned whether Mr. Roller  
11 heard anything from code officials regarding dialogue  
12 to let them know how to check active licenses.

13 Mr. Roller will contact code officials again.

14 President Leinbach mentioned the hearing at the  
15 November Board meeting. He also would like to have an  
16 engagement with the educational community for a  
17 dialogue of their concerns and will work on a request  
18 invitation. He also would like to expand that beyond  
19 NAAB schools.]

20 \*\*\*

21 Report of Board President - Miscellaneous

22 [Philip M. Leinbach, RA, President, noted his term  
23 expiring in 2021. He also noted terms expiring for  
24 Ms. McClenaghan and Mr. Roller and encouragement them  
25 to start engaging with a state representative or state

1 senator. Ms. Li will provide renewal information for  
2 a second term via email.

3 President Leinbach stated it could take four to  
4 six months with getting the nomination from your  
5 sponsor, having the governor's information in place,  
6 and getting that to the senate for approval.

7 President Leinbach cautioned Board members  
8 against giving advice to individuals regarding legal  
9 matters, especially disciplinary, which should  
10 immediately be guided to Board counsel and the  
11 prosecutorial division.

12 President Leinbach explained that having input on  
13 a matter that comes before the Board could be a  
14 detriment to the individual because the Board may not  
15 have enough people to speak on that issue. He advised  
16 Board members to contact Ms. Li or Mr. Fritz for  
17 guidance.]

18 \*\*\*

19 Report of Board Administrator - No Report

20 \*\*\*

21 Miscellaneous - American Institute of Architects

22 Pennsylvania Update

23 [Amal Mahrouki, Director of Legislative Affairs,  
24 American Institute of Architects Pennsylvania,  
25 welcomed Mr. Piligian and Mr. Bates. She also

1 congratulated Commissioner Johnson on his permanent  
2 position.

3 Ms. Mahrouki mentioned receiving many comments  
4 from candidates about NCARB and ProMetric testing  
5 issue and was happy the matter had been resolved. She  
6 noted the webinar mentioned by Mr. Michalowski to talk  
7 to members concerning the Board's role, unlicensed  
8 practice, and filing a complaint.

9 Ms. Mahrouki addressed positive changes in  
10 legislature and leadership with Representative Bryan  
11 Cutler as the Speaker of the House and Representative  
12 Benninghoff the Majority Leader.

13 Ms. Mahrouki discussed Senate Bill 637, which  
14 became law and is now Act 53 of 2020. She explained  
15 the law as occupational licensing and criminal justice  
16 reform that allows individualized reviews to determine  
17 if an applicant's criminal conviction is a  
18 disqualification for licensure.

19 Ms. Mahrouki stated applicants will have the  
20 opportunity to request preliminary decisions to  
21 determine if their records would make them ineligible  
22 for a license. She noted it was something the Board  
23 would be able to discuss but was no longer directly  
24 precluding individuals from licensure.

25 Ms. Mahrouki addressed AIA National's focus on

1 reoccupancy guides and reoccupancy after COVID-19.  
2 She commented that AIA National has been pushing out  
3 to the school boards association and to legislators on  
4 what reoccupancy might look like. She mentioned  
5 guidelines also from the Occupational Safety and  
6 Health Administration (OSHA), the Centers for Disease  
7 Control and Prevention (CDC), and the Department of  
8 Health.

9 Ms. Mahrouki noted AIA Pennsylvania's  
10 relationship with the Bureau of Diversity, Inclusion,  
11 and Small Business Opportunities (BDISBO). She stated  
12 AIA PA was sending out equity guides explaining what  
13 AIA PA can do for diversity and inclusion.

14 President Leinbach questioned whether Act 53 of  
15 2020 will affect regulations.

16 Mr. Fritz noted the law would change regulations  
17 but would keep the Board informed and updated  
18 regarding language.

19 President Leinbach thanked Ms. Mahrouki, Mr.  
20 Potter, and Mr. Johnson for their input and noted  
21 their response on Act 41 would be considered in  
22 Executive Session.]

23 \*\*\*

24 [Pursuant to Section 708(a)(5) of the Sunshine Act, at  
25 11:23 a.m. the Board entered into Executive Session

1 with C. William Fritz II, Esquire, Board Counsel, for  
2 the purpose of quasi-judicial deliberations. The  
3 Board returned to open session at 12:29 p.m.]

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5 MOTIONS

6 MR. FRITZ:

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The Board met in Executive Session and  
conducted quasi-judicial deliberations  
on the following matters:

The Board would entertain a motion  
directing Board counsel to draft a  
Memorandum Order approving the  
Application of Natasha Coyle.

PRESIDENT LEINBACH:

So moved.

MR. ROLLER:

Second.

PRESIDENT LEINBACH:

That was a motion by Phil Leinbach and a  
second by Jerry Roller.

Mr. Hamm, would you please take a  
roll call vote?

Mr. Leinbach, yes; Mr. Hamm, yes; Mr.  
Hough, yes; Ms. McClenaghan, yes; Mr.

1                   Roller, yes; Mr. Bates, yes; Mr.  
2                   Piligian, yes

3 [The motion carried unanimously.]

4   \*\*\*

5 MR. FRITZ:

6                   The Board would entertain a motion  
7                   approving the Reciprocal License  
8                   Application of David Rariden.

9 PRESIDENT LEINBACH:

10                   Do we hear a motion to approve?

11 MS. MCCLENAGHAN:

12                   I motion.

13 MR. BATES:

14                   Second.

15 PRESIDENT LEINBACH:

16                   Bill Bates with a second. Any  
17                   discussion? Hearing none.

18                   Mr. Hamm, would you call the roll?

19

20                   Mr. Leinbach, yes; Mr. Hamm, yes; Mr.  
21                   Hough, yes; Ms. McClenaghan, yes; Mr.  
22                   Roller, yes; Mr. Bates, yes; Mr.  
23                   Piligian, yes.

24 [The motion carried unanimously.]

25   \*\*\*

1 MR. FRITZ:

2                   The Board would entertain a motion  
3                   provisionally denying the ARE  
4                   Application of Owen Carr.

5 MS. MCCLENAGHAN:

6                   I motion.

7 MR. BATES:

8                   Second.

9 PRESIDENT LEINBACH:

10                   We have a motion from Mary McClenaghan  
11                   and a second from Bill Bates. Any  
12                   discussion? Hearing none.

13                   Mr. Hamm, you would please call the  
14                   roll?

15  
16                   Mr. Leinbach, yes; Mr. Hamm, yes; Mr.  
17                   Hough, yes; Ms. McClenaghan, yes; Mr.  
18                   Roller, yes; Mr. Bates, yes; Mr.  
19                   Piligian, yes.

20                   The motion carries 7-0.

21 [The motion carried unanimously.]

22                   \*\*\*

23 Adjournment

24 PRESIDENT LEINBACH:

25                   Do I have a motion to adjourn?

1 MR. BATES:

2                   So moved.

3 PRESIDENT LEINBACH:

4                   Bill Bates moves.    Second?

5 MS. MCCLLENAGHAN:

6                   I second it.

7 PRESIDENT LEINBACH:

8                   Mary seconds.   We do not need a vote on  
9                   that.

10   \*\*\*

11 [There being no further business, the State Architects  
12 Licensure Board Meeting adjourned at 12:33 p.m.]

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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Architects Licensure Board meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Architects Licensure Board meeting.



Morgan McKendrick,

Minute Clerk

Sargent's Court Reporting  
Service, Inc.

STATE ARCHITECTS LICENSURE BOARD  
REFERENCE INDEX

July 9, 2020

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TIME	AGENDA
9:07	Official Call to Order
9:08	Roll Call/Introduction of Audience Members
9:14	Approval of Minutes
9:16	Report of Prosecutorial Division
9:32	Report of Board Counsel
9:35	Regulations/Statute
10:32	Report of Commissioner
10:50	Recess
10:53	Return to Open Session
10:53	Report of Board President
11:14	Miscellaneous
11:23	Executive Session
12:29	Return to Open Session
12:30	Motions
12:33	Adjournment