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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

TIME: 9:00 A.M.

PENNSYLVANIA DEPARTMENT OF STATE
Board Room B
One Penn Center
2601 North Third Street
Harrisburg, Pennsylvania 17110

March 1, 2018

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State Architects Licensure Board
March 1, 2018

BOARD MEMBERS:

- John R. Hill, RA, President
- Katelin Lambert, Director of Operations, Bureau of Professional and Occupational Affairs, on behalf Of Ian J. Harlow, Commissioner of Professional and Occupational Affairs
- Adam Hough, Office of Attorney General, Bureau of Consumer Protection
- Douglas E. Carney, RA
- Darryl R. Hamm, Public Member
- Philip M. Leinbach, RA, Vice President
- Mary E. McClenaghan, RA
- Jerry K. Roller, RA

BUREAU PERSONNEL:

- Ariel E. O'Malley, Esquire, Board Counsel
- Thomas A. Blackburn, Esquire, Senior Counsel in Charge
- Robert B. Armour, Esquire, Board Prosecution Liaison
- Amanda Li, Board Administrator
- Janelle Hawthorne, Intern, PA Department of State, Counsel Division

ALSO PRESENT:

- Amal Mahrouki, Director of Legislative Affairs, AIA PA

1 ***

2 State Architects Licensure Board

3 March 1, 2018

4 ***

5 The regularly scheduled meeting of the State
6 Architects Licensure Board was held on Thursday, March
7 1, 2018. John R. Hill, RA, President, called the
8 meeting to order at 9 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 Hill requested the introduction of audience
16 members.]

17 ***

18 Pledge of Allegiance

19 [The Pledge of Allegiance was recited.]

20 ***

21 [President Hill reviewed the agenda.]

22 ***

23 Approval of Minutes of the January 11, 2018 meeting

24 PRESIDENT HILL:

25 I'd like to first take a look at

1 approval of the January 11 meeting.

2 Does any member have any comments,

3 corrections, additions, or deletions?

4 [The Board discussed corrections to the minutes.]

5 PRESIDENT HILL:

6 As far as the minutes go and the

7 corrections that were noted by

8 Mr. Leinbach, any others to be heard?

9 Do I hear a motion to approve the

10 minutes as corrected?

11 MR. ROLLER:

12 So moved.

13 MR. CARNEY:

14 Second.

15 PRESIDENT HILL:

16 All those in favor? Any opposed? Thank

17 you. The minutes of the last meeting

18 are now approved.

19 [The motion carried unanimously.]

20 ***

21 Report of Prosecutorial Division - Case Status Report

22 [Robert B. Armour, Esquire, Board Prosecution Liaison,

23 noted two hearings scheduled for later in the meeting.

24 Mr. Armour referred to the Case Status Report,

25 noting a reduction in the number of cases from a

1 catchup of files from warning letters. He then
2 explained the complaint process for the new Board
3 members.]

4 ***

5 Report of Board Counsel

6 [Ariel E. O'Malley, Esquire, Board Counsel, noted Item
7 No. 3 on the agenda for discussion during Executive
8 Session.

9 Ms. O'Malley discussed the draft license
10 requirement revisions. She added Section 9.86, which
11 relates to the expiration of an application as the
12 deadlines were altered from five years to one year
13 within the regulation.

14 Ms. O'Malley also discussed Section 9.41(a)(1)
15 regarding changing the Canadian Architectural
16 Certification Board (CACB) to Mutual Recognition
17 Agreement (MRA). She noted changes to Section 9.41a,
18 relating to the addition of the "rolling clock"
19 requirement to this section and removing the
20 requirement from Section 9.46.

21 Ms. O'Malley discussed Section 9.46, relating to
22 the requirements for examination eligibility. The
23 Board discussed National Council of Architectural
24 Registration Boards (NCARB) Integrated Path to
25 Architectural Licensure (IPAL) regarding candidates

1 taking an exam while still completing their education.

2 Ms. O'Malley removed the continued competency
3 requirement in Section 9.101, as there was no clear
4 authority for that within the practice act.

5 Ms. O'Malley also altered Section 9.103, deleting
6 it in its entirety because the language was not
7 compliant with the current operating procedure.

8 Ms. O'Malley stated the language regarding the
9 possession of an NCARB Certificate being prima facie
10 evidence in Section 9.61 would be reinserted.

11 The Board discussed additional changes to Section
12 9.41, such as the general requirements for reciprocal
13 licensure and including the completion of the
14 Architect Registration Examination (ARE).

15 Ms. O'Malley informed the Board that Senate Bill
16 354 was now Act 6 as of February 15 and would become
17 effective in mid-April.

18 She noted the item number 8 on the Board's agenda
19 "use of the term architecture" as correspondence for
20 the Board's review and information.

21 Ms. O'Malley noted House Resolution 696
22 recognizing April 17 as "Architects Day" in
23 Pennsylvania.]

24 ***

25 Regulations/Statute

1 [Thomas A. Blackburn, Esquire, Senior Counsel in
2 Charge, informed the Board that the electronic seal
3 rulemaking was still in the review process with the
4 executive branch. Mr. Blackburn stated, while working
5 with the Registration Board for Professional
6 Engineers, Land Surveyors and Geologists, a more
7 streamline version that focused on the digital
8 signature aspect of the rulemaking was drafted.

9 Mr. Blackburn discussed a similar version with
10 the Architect Board and sending out an exposure draft
11 that would be specific to the digital signature.]

12 ***

13 [Amal Mahrouki, Director of Legislative Affairs, AIA
14 PA, informed the Board of a scheduled meeting with the
15 Attorney General's office on March 26, 2018, to
16 discuss the online practice of architecture and its
17 relation to consumer protection with the Chief Deputy
18 Attorney General in the Bureau of Consumer Protection,
19 Sarah Frasch.

20 Ms. Mahrouki noted a letter from the Board
21 regarding "intern" titling was forwarded to AIA
22 National. She also noted that the information will
23 also be sent to firm owners and professionals that are
24 AIA members, along with notifications in their
25 newsletter.

1 Ms. Mahrouki noted that Pennsylvania won four
2 Pennsylvania Society for Association Excellence
3 (PASAE) Awards.]

4 ***
5 [The Board recessed from 9:57 a.m. until 10:04 a.m.]

6 ***
7 [A Formal Hearing was held from 10:05 a.m. until 10:38
8 a.m. In the Matter of the Provisional Denial of the
9 Application for Licensure by Reciprocity of Michael
10 William Jones; File No. 17-41-14384, Docket No. 0078-
11 41-18.]

12 ***
13 [President Hill noted additional matters and
14 applications for the Board's review in Executive
15 Session.]

16 ***
17 Report of Commissioner
18 [Katelin Lambert, Director of Operations, Bureau of
19 Professional and Occupational Affairs, on behalf of
20 Ian Harlow, Commissioner, updated the Board regarding
21 the Pennsylvania Licensing System (PALS). Ms. Lambert
22 stated the modernization of the new licensing system
23 was approximately 85 percent complete. The Bureau was
24 currently transitioning from MyLicense to PALS.

25 Ms. Lambert stated the Architect Board

1 transitioned all initial applications into PALS.

2 President Hill requested that Ms. Lambert perform
3 a PALS demonstration at the next Board meeting.]

4 ***

5 Report of Board President

6 [President Hill noted the National Council of
7 Architectural Registration Boards (NCARB) Regional
8 Summit in Witchita, KS. He noted that Mr. Darryl Hamm
9 has put his nomination in for a second year as a
10 public member representative of NCARB.

11 President Hill noted the June 28-30, 2018 Annual
12 NCARB Meeting in Detroit, MI. President Hill will be
13 attending the meeting along with Mr. Leinbach, Mr.
14 Hamm, Mr. Roller, and Mr. Carney.]

15 PRESIDENT HILL:

16 Motion to approve those attending the
17 annual meeting in Detroit, Michigan.

18 Do I hear a motion?

19 MR. LEINBACH:

20 So moved.

21 MR. CARNEY:

22 Second.

23 PRESIDENT HILL:

24 All those in favor? Opposed?

25 [The motion carried unanimously.]

1 ***

2 [President Hill noted the AIA letter status. He
3 discussed the Region 2 Educator and Practitioner
4 Symposium in Philadelphia October 11-12, 2018, at
5 Drexel University. President Hill, Doug, and Phil
6 will be gathering guest speakers and panels for
7 discussion with the goal of continuing the dialogue
8 between educators in the NAAB programs and
9 practitioners and linking those with an emphasis on
10 the importance of licensure in the process.

11 President Hill discussed the outreach to PA code
12 officials, stating that it had not moved any further
13 at this point.

14 President Hill also noted the newsletter that was
15 explained further by Mr. Roller, who stated that the
16 newsletter would consist of a one- or two-page email
17 document twice a year, which can be done with links.

18 President Hill believed there is a state-level
19 association or consortium of code officials. There is
20 consideration of updating the year of the code
21 approvals, but are currently under 2009 building
22 codes.

23 President Hill noted NCARB correspondence. He
24 discussed correspondence from a registered architect
25 and engineer regarding his request of the Board to

1 clarify the department of licenses and inspection
2 requirements for fire escapes. President Hill noted
3 incorrect information provided in the letter and
4 suggested sharing thoughts at some point in the
5 future.]

6

7 [A Formal Hearing was held from 10:05 a.m. until
8 10:38 a.m. In the Matter of the Provisional Denial of
9 the Application for Licensure by Examination of David
10 B. Trievel Jr.; File No. 17-41-14383, Docket No. 0079-
11 41-18.]

12

13 Report of Board Administrator

14 [Amanda Li, Board Administrator, referred to the
15 Statement of Financial Interests forms due May 1,
16 2018.]

17

18 Miscellaneous

19 [President Hill noted Elder Financial Abuse
20 information for the Board's review.]

21

22 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
23 11:32 a.m. the Board entered into Executive Session
24 with Ariel E. O'Malley, Esquire, Board Counsel, for
25 the purpose of conducting quasi-judicial

1 deliberations. The Board returned to Open Session at
2 12:33 p.m.]

3 ***

4 MOTIONS

5 MS. O'MALLEY:

6 Beginning at Item No. 3, I believe the
7 Board would entertain a motion to
8 approve the draft Adjudication and Order
9 as the final Adjudication and Order of
10 the Board at File No. 16-41-11558.

11 PRESIDENT HILL:

12 Do I hear a motion?

13 MR. CARNEY:

14 So moved.

15 MR. ROLLER:

16 Second.

17 PRESIDENT HILL:

18 We have a motion and a second. Any
19 further discussion on this matter? All
20 those in favor, say aye. Opposed?

21 [The motion carried unanimously.]

22 ***

23 MS. O'MALLEY:

24 Moving on to Item No. 4, I believe the
25 Board would entertain a motion to grant

1 the license of Michael William Jones
2 with the caveat that the license be
3 issued on a probationary term.

4 PRESIDENT HILL:

5 Can I hear a motion?

6 MR. ROLLER:

7 So moved.

8 MR. HAMM:

9 Second.

10 PRESIDENT HILL:

11 I have a motion and a second. Do I have
12 any further discussion on this matter?

13 Hearing none. All those in favor, say
14 aye. Opposed? We have three opposed.

15 [The motion carried. Mr. Leinbach, Ms. McClenaghan,
16 and Mr. Carney opposed the motion.]

17 ***

18 MS. O'MALLEY:

19 Moving on to Item No. 5, I believe the
20 Board would entertain a motion for
21 Counsel to draft an Adjudication and
22 Order in accordance with the discussions
23 in Executive Session relating to the
24 application of Mr. David B. Trievel Jr.

25 PRESIDENT HILL:

1 Do I hear a motion?

2 MR. ROLLER:

3 So moved.

4 MR. CARNEY:

5 Second.

6 PRESIDENT HILL:

7 I have a motion and a second. Any
8 further discussion? All those in favor,
9 say aye. Opposed?

10 [The motion carried unanimously.]

11 ***

12 MS. O'MALLEY:

13 Moving on to Item No. 10, after having
14 an informal conference this morning, I
15 believe the Board would entertain a
16 motion to grant the application of
17 Mr. Larry Wesley Tinnin Jr.

18 PRESIDENT HILL:

19 Can I hear a motion?

20 MR. CARNEY:

21 So moved.

22 MR. LEINBACH:

23 Second.

24 PRESIDENT HILL:

25 I have a motion and a second. Any

1 further discussion on this matter?
2 Hearing none. All those in favor, say
3 aye. Opposed?
4 [The motion carried unanimously.]
5 ***
6 MS. O'MALLEY:
7 Moving on to Item No. 11, I believe the
8 Board would entertain a motion to grant
9 the application of Mr. William Francis
10 O'Neill.
11 PRESIDENT HILL:
12 Do I hear a motion?
13 MR. CARNEY:
14 So moved.
15 MR. LEINBACH:
16 Second.
17 PRESIDENT HILL:
18 I have a motion and a second. Any
19 further discussion? Hearing none. All
20 those in favor, say aye. Opposed?
21 [The motion carried unanimously.]
22 ***
23 MS. O'MALLEY:
24 Moving on to Item No. 12, I believe the
25 Board would entertain a motion to

1 provisionally deny the application of
2 GLMV Architecture, Inc.

3 PRESIDENT HILL:

4 Do I hear a motion?

5 MR. CARNEY:

6 So moved.

7 MR. ROLLER:

8 Second.

9 PRESIDENT HILL:

10 I have a motion and a second. Any
11 further discussion? Hearing none. All
12 those in favor, say aye. Opposed?

13 [The motion carried unanimously.]

14 ***

15 Adjournment

16 PRESIDENT HILL:

17 Are there any further matters to come
18 before the Board? Any other items Board
19 members wish to discuss?

20 Hearing none. I move to adjourn
21 this meeting of the Architects Board.
22 All in favor?

23 [All respond aye.]

24 PRESIDENT HILL:

25 We are adjourned; however, we are here

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for our IT training session.

[There being no further business, the State Architects
Licensure Board Meeting adjourned at 12:38 p.m.]

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.

Amy L. Warehime

Amy L. Warehime,

Minute Clerk

Sargent's Court Reporting

Service, Inc.

STATE ARCHITECTS LICENSURE BOARD
REFERENCE INDEX
March 1, 2018

	TIME	AGENDA
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7	9:00	Official Call to Order
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9	9:00	Roll Call
10		
11	9:02	Pledge of Allegiance
12		
13	9:02	Approval of Minutes
14		
15	9:06	Report of Prosecutorial Division
16		
17	9:21	Report of Board Counsel
18		
19	9:57	Recess
20	10:05	Return to Open Session
21		
22	10:05	Formal Hearing - Michael William Jones
23	10:38	
24		
25	10:31	Correspondence
26		
27	10:39	Report of Commissioner
28		
29	10:42	Report of Board President
30		
31	11:02	Formal Hearing - David B. Trievel Jr.
32	11:29	
33		
34	11:30	Report of Board Administrator
35		
36	11:32	Executive Session
37	12:33	Return to Open Session
38		
39	12:34	Motions
40		
41	12:38	Adjournment
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