

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control No. 100 Agency: Board for Registration of Architects

Rule No. 100-X-5-.06

Rule Title: Construction Administration.

 New; X Amend; Repeal; Adopt by Reference

Would the absence of the rule significantly harm or endanger the public health, welfare or safety? No

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of this rule? No

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed rule have any economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975 and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer Elizabeth B...

Date 12/1/2015

FOR APD-USE ONLY

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EDITED AND APPROVED BY _____

DOCUMENT NO. _____

BOARD FOR REGISTRATION OF ARCHITECTS
770 Washington Avenue, Suite 150
Montgomery, AL 36130-4450
(334) 242-4179

NOTICE OF INTENDED ACTION

AGENCY NAME: Board for Registration of Architects

RULE NO. AND TITLE:

100-X-5-.06 Construction Administration

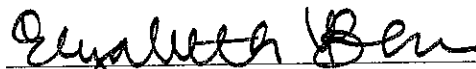
INTENDED ACTION: Amend rule.

SUBSTANCE OF PROPOSED ACTION: This proposed amendment clarifies services expected of registered architects as to construction administration.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Written comments should be addressed to the Board for Registration of Architects at the above address, fax number (334) 242-4531 or email at Elizabeth.Bern@boa.alabama.gov and must be received no later than February 9, 2016.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: February 9, 2016.

CONTACT PERSON AT AGENCY: Elizabeth Bern at (334) 242-4179 or Elizabeth.Bern@boa.alabama.gov.



Elizabeth Bern
Executive Director

(1) On a project where a building permit has been issued and ~~the~~ sealing an Alabama registered architect has not been engaged, or is no longer engaged, to perform ~~at least minimum~~ construction administration services, ~~as defined in subsection (a) below,~~ the ~~sealing~~ architect must report to the building official and the Board that he or she has not been, or is no longer, so engaged.

(2) ~~The minimum~~ eConstruction administration services ~~expected of the~~ sealing an architect deemed necessary to protect the health, safety, and welfare of the public ~~shall be~~ include but not necessarily limited to periodic site observations of the construction progress and quality, review of contractor submittal data and drawings, and reporting to the building official and owner any violations of codes or substantial deviations from the contract documents that the architect observed. As with other architectural services, qualified employees of registered architects may perform construction administration services under the instruction and responsible control of their employers.

Author: Board for Registration of Architects

Statutory Authority: Code of Ala. 1975, §34-2-32

History: New Rule: February 19, 2010. Amended: July 19, 2010.