

CHAPTER 27

NEW JERSEY STATE BOARD OF ARCHITECTS

Authority

N.J.S.A. 45:3-1 et seq., specifically 45:3-3.

Source and Effective Date

R.2000 d.103, effective February 18, 2000.
See: 32 N.J.R. 10(a); 32 N.J.R. 1029(a).

Executive Order No. 66(1978) Expiration Date

Chapter 27, New Jersey State Board of Architects, expires on February 18, 2005.

Chapter Historical Note

Chapter 27, New Jersey State Board of Architects, was filed and became effective prior to September 1, 1969.

Pursuant to Executive Order No. 66(1978), Chapter 27, New Jersey State Board of Architects, was readopted as R.1990 d.165, effective February 20, 1990. See: 22 N.J.R. 18(a), 22 N.J.R. 974(a).

Subchapter 3, Scope of Architectural Services, was adopted as R.1994 d.169, effective April 4, 1994. See: 25 N.J.R. 5439(a), 26 N.J.R. 1517(a).

Chapter 27, New Jersey State Board of Architects, was repealed and Chapter 27, New Jersey State Board of Architects, was adopted as new rules by R.1995 d.101, effective February 21, 1995. See: 26 N.J.R. 4952(a), 27 N.J.R. 716(a).

Pursuant to Executive Order No. 66(1978), Chapter 27, New Jersey State Board of Architects, was readopted as R.2000 d.103, effective February 18, 2000. See: Source and Effective Date. See, also, section annotations.

CHAPTER TABLE OF CONTENTS

SUBCHAPTER 1. PURPOSE AND SCOPE

- 13:27-1.1 Purpose
- 13:27-1.2 Scope

SUBCHAPTER 2. ADMINISTRATION

- 13:27-2.1 Establishing Board name
- 13:27-2.2 Office location
- 13:27-2.3 Meetings of Board; quorum
- 13:27-2.4 Election of officers; term; vacancies
- 13:27-2.5 Duties of officers; committee appointments
- 13:27-2.6 Executive Director; duties
- 13:27-2.7 Roster; dissemination of statutes, rules and code data

SUBCHAPTER 3. ARCHITECTURAL PRACTICE AND RESPONSIBILITY

- 13:27-3.1 Definitions
- 13:27-3.2 Scope of architectural service; advertising
- 13:27-3.3 Single family exemption
- 13:27-3.4 Impersonal names
- 13:27-3.5 Restrictions in titles
- 13:27-3.6 Notification of change of address; service of process

SUBCHAPTER 4. LICENSING PROCEDURES

- 13:27-4.1 Requirements for admission to examination
- 13:27-4.2 Applicant with a degree from a foreign college or university

- 13:27-4.3 Training requirements; prerequisites for applicants who submitted applications for the Architect Registration Examination prior to January 1, 1998
- 13:27-4.4 Training requirements prior to January 1, 1998
- 13:27-4.5 Training prior to January 1, 1998; public or private non-profit institutions
- 13:27-4.6 Training prior to January 1, 1998; public or private non-profit institutions
- 13:27-4.7 (Reserved)
- 13:27-4.8 Architect Registration Examination; subjects covered
- 13:27-4.9 Eligibility of licensed professional engineer for licensure as an architect by limited examination
- 13:27-4.10 Registration by reciprocity
- 13:27-4.11 Fees

SUBCHAPTER 5. RULES OF PROFESSIONAL CONDUCT

- 13:27-5.1 Competence
- 13:27-5.2 Duty to report and cooperate
- 13:27-5.3 Conflict of interest
- 13:27-5.4 Full disclosure
- 13:27-5.5 Professional practice and procedures

SUBCHAPTER 6. CERTIFICATES; SEALS; TITLE BLOCKS

- 13:27-6.1 Issuance of Certificates
- 13:27-6.2 Renewals of license and Certificate of Authorization
- 13:27-6.3 Reinstatement of Certificates
- 13:27-6.4 Seals
- 13:27-6.5 Signing and sealing documents
- 13:27-6.6 Title block on drawings; general requirements; form; removal
- 13:27-6.7 Title block contents; requirements by form of architectural practice
- 13:27-6.8 Submission of title block form for approval

SUBCHAPTER 7. PERMISSIBLE DIVISION OF RESPONSIBILITY IN SUBMISSION OF SITE PLANS AND MAJOR SUBDIVISION PLATS

- 13:27-7.1 General provisions
- 13:27-7.2 Depiction of existing conditions on a site plan
- 13:27-7.3 Preparation of site plan
- 13:27-7.4 Preparation of a major subdivision plan
- 13:27-7.5 Effect of local ordinances

SUBCHAPTER 8. CERTIFIED LANDSCAPE ARCHITECTS

- 13:27-8.1 Definitions
- 13:27-8.2 Office of the Committee
- 13:27-8.3 Committee organization
- 13:27-8.4 Approval of landscape architecture curricula and credentials
- 13:27-8.5 Application for initial certification by examination
- 13:27-8.6 Application for certification as a landscape architect by reciprocity
- 13:27-8.7 Certifications and renewals
- 13:27-8.8 Duplicate certificates
- 13:27-8.9 Seal and signature
- 13:27-8.10 Certification renewal; continuing education requirements
- 13:27-8.11 Continuing education hour requirements
- 13:27-8.12 Continuing education programs and courses
- 13:27-8.13 Calculation of continuing education hours
- 13:27-8.14 Certification of compliance with continuing education requirements
- 13:27-8.15 Waiver of continuing education requirements
- 13:27-8.16 Responsibilities of continuing education sponsors
- 13:27-8.17 Continuing education credit by reciprocity

- 13:27-8.18 Committee certificate for endorsement of continuing education hours
 13:27-8.19 Rules of professional conduct
 13:27-8.20 Nomenclature for non-certified persons
 13:27-8.21 Fees
 13:27-8.22 Notification of change of address; service of process

(c) A majority of the appointed membership of the Board shall constitute a quorum (N.J.S.A. 45:1-2.2(d)).

(d) Chronic absence and/or lack of participation by a member in Board activities, as documented by Board records, may be the basis for the submission of a request for replacement to the appropriate authority, as determined by a majority vote of the Board.

SUBCHAPTER 1. PURPOSE AND SCOPE

13:27-1.1 Purpose

The purpose of this chapter is to regulate the practice of architecture in the State of New Jersey pursuant to N.J.S.A. 45:3-1.

Amended by R.2000 d.103, effective March 20, 2000.
 See: 32 N.J.R. 10(a), 32 N.J.R. 1029(a).
 Rewrote the section.

13:27-1.2 Scope

This chapter shall apply to all applicants seeking licensure as an architect and all licensees practicing architecture in the State of New Jersey.

Amended by R.2000 d.103, effective March 20, 2000.
 See: 32 N.J.R. 10(a), 32 N.J.R. 1029(a).
 Rewrote the section.

13:27-2.4 Election of officers; term; vacancies

(a) At its annual meeting, the Board shall elect from its members a President and a Vice President. These officers shall be elected by a quorum of the Board.

(b) The term of each officer so elected shall be for one year, but shall continue until a successor has been elected and qualified, unless such officer is removed for cause by vote of a quorum of the Board. In the event of a vacancy in an office, an officer shall be elected by a quorum of the Board to fill the unexpired term.

13:27-2.5 Duties of officers; committee appointments

(a) The President of the Board shall preside at all meetings, appoint all committees and chairpersons and shall perform all other duties ordinarily pertaining to the Office of the President or as may be directed by the Board.

(b) The Vice President shall perform the duties of the President during the absence or incapacity of the President. In the absence of both the President and Vice President, the Board member with seniority shall preside.

SUBCHAPTER 2. ADMINISTRATION

13:27-2.1 Establishing Board name

In accordance with P.L. 1902, c.29, p. 54 as amended and supplemented (N.J.S.A. 45:3-1 et seq.) the name of this Board shall be the New Jersey State Board of Architects.

13:27-2.2 Office location

The offices of the Board are located at 124 Halsey Street, PO Box 45001, Newark, New Jersey 07101.

Case Notes

Engineer's designing of duplex held not an "engineering project" within exception to architect's licensing statute; nominal penalty assessed due to good faith belief in status as "engineering project" absent statutory definition of the term. State Bd. of Architects v. North, 197 N.J.Super 349, 484 A.2d 1297 (Ch.Div.1984).

13:27-2.3 Meetings of Board; quorum

(a) The Board shall hold an annual meeting at the Board office in July of each year.

(b) The meetings of the Board shall be held as scheduled and notice thereof shall be filed in accordance with the Open Public Meetings Act (P.L. 1975, c.231).

13:27-2.6 Executive Director; duties

(a) An Executive Director shall serve as chief administrative officer and official custodian of the records of the Board.

(b) The Executive Director shall, in a thorough and efficient manner, fulfill administrative duties, including, but not limited to, duties in connection with the keeping of minutes of meetings, examinations, correspondence, staff and records.

13:27-2.7 Roster; dissemination of statutes, rules and code data

A roster of architects and landscape architects registered in the State of New Jersey shall be issued every two years. The roster shall also include the statutes and regulations pertaining to the practice of architecture and landscape architecture and shall list other appropriate codes relating to the practice of architecture and landscape architecture in New Jersey.

Amended by R.2000 d.103, effective March 20, 2000.
 See: 32 N.J.R. 10(a), 32 N.J.R.1029 (a).

Substituted "statutes" for "laws" following "include the" in the second sentence.

SUBCHAPTER 3. ARCHITECTURAL PRACTICE
AND RESPONSIBILITY

13:27-3.1 Definitions

The following words and terms, when used in this chapter, shall have the following meanings unless the context clearly indicates otherwise:

“Advertisement” means any communication to the public including, but not limited to, newspaper, periodical, journal, flyer, business card, radio, telephone, television, Internet, or any other electronic media in which architectural services are offered or by which the availability of architectural services is made known.

“Advertiser” means a person offering architectural services in the State of New Jersey by way of an advertisement.

“Aesthetic principles” means the concepts of order, balance, proportion, scale, rhythm, color, texture, mass and form as used in the design process.

“Architect” means an individual who through education, training, and experience is skilled in the art and science of building design and has been licensed or registered by the New Jersey State Board of Architects to practice architecture in the State of New Jersey.

“Architectural services” or “practice of architecture” means the rendering of any of the following services in connection with the design, construction, enlargement, or alteration of a building or a group of buildings and the space within or surrounding those buildings, which have as their principal purpose human use or habitation. These services include site planning, providing preliminary studies, architectural designs, drawings, specifications, other technical documentation, and construction supervision for the purpose of determining compliance with construction documents.

“Architecture” means the art and science of building design and particularly the design of any structure for human use or habitation. Architecture, further, is the art of applying human values and aesthetic principals to the science and technology of building methods, materials and engineering systems as required to comprise a total building project with a coherent and comprehensive unit of structure and site.

“Board” means the New Jersey State Board of Architects.

“Certificate of Authorization” means a certificate issued by the Board to a general business corporation or a limited liability company to permit the practice of architecture pursuant to N.J.S.A. 45:3-18.

“Certificate of Registration” or “license” means official documents attesting to the fact that the individual has met the minimum requirements to practice architecture in the

State of New Jersey. For the purposes of this chapter, the terms “licensed” and “registered” are used interchangeably.

“Closely allied professional” means and is limited to licensed architects, professional engineers, land surveyors, and professional planners.

“Construction documents” means all of the written, graphic, and pictorial documents prepared or assembled for describing the design, location and physical characteristics of the elements of a construction project.

“Design services,” as provided by a builder or home improvement contractor, means conceptual drawings or sketches of floor plans or elevations and the rendering of price quotations or estimates all of which may be necessary to develop the scope, character and potential cost of a one or two-family, detached home or improvement thereto.

“Diversified experience in architecture” means a wide spectrum of professional experience consistent with the elements defined by the National Council of Architecture Registration Boards (NCARB) through its Intern Development Program (IDP).

“Human use or habitation” means the activities of living, including, but not limited to, fulfilling domestic, religious, education, recreational, employment, assembly, health care, institutional, memorial, financial, commercial, industrial and governmental needs.

“Human values” means the social, cultural, historical, economic and environmental influences that have an impact on the quality of life.

“Limited liability company (LLC)” means a business corporation organized in compliance with the Limited Liability Company Act, N.J.S.A. 42:2B-1 et seq., to engage in and carry on any lawful business, purpose or activity which combines the attributes of both corporation and partnership, and provides the limited liability generally associated with a corporation and the Federal tax treatment of a partnership.

“Limited liability partnership (LLP)” means an association of two or more persons to carry on as owners of a business for profit, which partnership is formed pursuant to an agreement governed by the laws of this State, registered pursuant to N.J.S.A. 42:1-44 and in compliance with N.J.S.A. 42:1-45.

“Office of a registered architect in private practice” means an organization which offers architectural service, is in the responsible charge of a registered architect(s) who is/are the principal owner or owners of the organization, and has no affiliate engaged in construction activities.

“Organization or affiliate engaged in construction” means one which undertakes to provide labor and/or material for all or any portion of a construction project, whether on lump sum, cost plus or other basis of compensation; and

agrees to guarantee to a property owner the maximum construction cost for all or any significant portion of a construction project.

“Person” means any individual or any business associations or entity.

“Principal” means a registered architect who is an owner in whole or in part of any business entity authorized by law to offer or render architectural services.

“Responsible charge” means the rendering of regular and effective supervision by a competent licensed architect to those individuals performing services which directly and materially affect the quality and competence of architectural services rendered by the licensee.

Administrative Correction.

See: 27 N.J.R. 2009(a).

Amended by R.1998 d.417, effective August 17, 1998.

See: 30 N.J.R. 1511(a), 30 N.J.R. 3061(a).

In “Certificate of Authorization”, added “or a limited liability company” preceding “to permit”; and added new “Limited liability company (LLC)” and “Limited liability partnership (LLP)” definitions.

Amended by R.2000 d.103, effective March 20, 2000.

See: 32 N.J.R. 10(a), 32 N.J.R. 1029(a).

In “Advertisement” substituted “telephone, television, Internet, or other electronic media” for “telephonic or communication” following “radio.”; and in “Limited liability company (LLC)”, substituted “which” for “. The LLC is considered a hybrid entity that” following “activity”.

13:27-3.2 Scope of architectural service; advertising

(a) No person, except an architect licensed in the State of New Jersey, shall use the title “architect” or its substantial equivalent or otherwise represent to the public that the person is licensed to practice architecture in this State.

(b) No advertisement shall include the terms “architect,” “architectural,” “architect on staff,” “architectural services” or the substantial equivalent thereof unless the advertiser is a business association authorized to render architectural services pursuant to N.J.S.A. 45:3-17 or 45:3-18. Specifically, such services shall be rendered only by the following: a sole proprietorship of a licensed architect; a partnership, including a limited liability partnership, of licensed architects; a partnership, including a limited liability partnership, of closely allied professionals as defined by N.J.S.A. 45:3-1.1(f), including at least one licensed architect; a professional service corporation of closely allied professionals, including at least one licensed architect, established pursuant to the “Professional Service Corporation Act” (N.J.S.A. 14A:17-1 et seq.); a general business corporation holding a Certificate of Authorization from the Board of Architects issued pursuant to N.J.S.A. 45:3-18; or a limited liability company holding a Certificate of Authorization, established pursuant to the “Limited Liability Company Act” (N.J.S.A. 42:2B-1 et seq.), which complies with N.J.S.A. 45:3-18(a) or (b).

(c) A builder registered pursuant to the “New Home Warranty and Builder’s Registration Act” (N.J.S.A. 46B-1 et seq.) or a home improvement contractor may advertise, or offer to perform “design services” either in the construction of one- to two-family homes or in connection with the demolition, enlargement or alteration thereto. A builder or home improvement contractor shall render such services only to the owner-occupant of such dwellings.

(d) An advertisement for design services by a builder or home improvement contractor pursuant to (c) above shall not in any way be limited except as set forth in (e), below, and may contain the following terms or their substantial equivalent:

1. Construction design services;
2. Design;
3. Design services;
4. Design/build;
5. Design/build services; and/or
6. Building design services.

(e) Builders and home improvement contractors shall not advertise, offer or perform design services that involve the preparation of construction documents, which consist of, but are not limited to, those drawings or specifications necessary to support an application for building or other construction permits.

(f) It shall be permissible for a person not authorized to render architectural services to utilize the terms “space planning,” “interior design,” “interior design services” or the substantial equivalent thereof provided that the design services advertised, offered or performed:

1. Are limited to the function of the interior space within an existing or proposed building;
2. Do not affect the means of egress and life safety of the building, nor involve any alteration or modifications of the building’s existing or proposed structure, seismic integrity, or partitions that affect the means of egress and life safety, or its electrical, mechanical, HVAC (heating, ventilation and air conditioning) or plumbing systems;
3. Do not require or involve the skill, training or expertise of a licensed architect; and
4. Do not include the production of construction documents, which consist of, but are not limited to, those drawings or specifications necessary to support an application for a building or other construction permit.

(g) Nothing in this section shall prohibit any person or entity authorized by law to render professional engineering services from utilizing the terms set forth in (d) above in connection with the advertising of professional engineering services.

Amended by R.1998 d.417, effective August 17, 1998.
See: 30 N.J.R. 1511(a), 30 N.J.R. 3061(a).
Rewrote (b).

13:27-3.3 Single family exemption

(a) In accordance with N.J.S.A. 45:3-10, any person in this State may act as a designer of a detached single family dwelling and appurtenances thereto to be constructed by that person solely as a residence for that person or member of that person's immediate family.

(b) A person may design the dwelling and all appurtenances thereto, prepare the construction drawings and file the construction drawings with an affidavit indicating the name of the person who drew the construction drawings.

(c) In lieu of personally preparing the construction drawings, a person may utilize pre-prepared (commercially published, available to the public) construction drawings which bear a certification that they were originally prepared by an architect licensed in any United States' jurisdiction, provided these construction documents are reviewed, signed, sealed and adapted to the specific site by a New Jersey licensed architect. By signing and sealing these construction documents, the New Jersey licensed architect assumes full responsibility for said construction documents, just as if the construction documents were prepared under the direct supervision of the architect.

(d) A person, in lieu of personally constructing the residence, may engage others to perform the work.

13:27-3.4 Impersonal names

(a) Impersonal names shall not be used by individuals, firms, partnerships, associations or any other entities unless they have formed either a professional service corporation established in accordance with N.J.S.A. 14A:17-1, or a general business corporation, or a limited liability company which qualifies for and holds a Certificate of Authorization as provided for in accordance with N.J.S.A. 45:3-18 and issued by the Board of Architects.

(b) The name of a professional service corporation shall contain the full or last names of one or more of the licensed shareholders, or a name descriptive of the type of professional service which will be provided by the professional service corporation.

(c) The name of a general business corporation or a limited liability company which holds a Certificate of Authorization shall contain the surname of one or more licensed shareholder(s), or a term which describes the professional service which will be provided.

Amended by R.1998 d.417, effective August 17, 1998.
See: 30 N.J.R. 1511(a), 30 N.J.R. 3061(a).

In (a), added "or a limited liability company" preceding "which qualifies" and deleted "have formed" preceding "a general business"; and rewrote (c).

13:27-3.5 Restrictions in titles

(a) A sole proprietorship shall not be conducted under a title which designates or suggests the existence of more than a single principal.

(b) The term "Associates," when used officially in the title of a firm, shall refer only to more than one individual licensed in this State as architects or in a closely allied licensed profession.

(c) When any partner, shareholder, associate, member or other licensed professional whose name is used in the title ceases to be a member of a firm or partnership for any reason including death or disability, then the title of the firm shall be changed within two years of this disassociation. This requirement does not apply to an organization established as a professional service corporation pursuant to N.J.S.A. 14A-17.1, or a general business corporation or a limited liability company authorized to practice architecture following issuance of a Certificate of Authorization pursuant to N.J.S.A. 45:3-18.

Amended by R.1998 d.417, effective August 17, 1998.
See: 30 N.J.R. 1511(a), 30 N.J.R. 3061(a).

In (c), added ", member" following "associate" in the first sentence and rewrote the last sentence.

13:27-3.6 Notification of change of address; service of process

(a) A licensed architect shall notify the Board in writing of any change from the address currently registered with the Board and shown on the most recently issued certificate. Such notice shall be sent to the Board by certified mail, return receipt requested, no later than 30 days following the change of address. Failure to notify the Board of any change of address may result in disciplinary action in accordance with N.J.S.A. 45:1-21(h).

(b) Service of an administrative complaint or other Board-initiated action at a licensee's address which is currently on file with the Board shall be deemed adequate notice for the purposes of N.J.A.C. 1:1-7.1 and the commencement of any disciplinary proceedings.

SUBCHAPTER 4. LICENSING PROCEDURES

13:27-4.1 Requirements for admission to examination

(a) No applicant shall be entitled to consideration for admission to the examination for licensure, or shall be permitted to take the examination, while a formal complaint is pending in which the individual is charged with the illegal practice of architecture or while penalties for violations of the Board's statutes and regulations remain unsatisfied.

(b) No later than 60 days prior to the examination, an applicant shall present evidence to the satisfaction of the Board that:

1. The applicant is 18 or more years of age and of good moral character, as established by references from individuals, schools and other sources acceptable to the Board which attest to the applicant's good moral character;

2. Except as set forth in N.J.A.C. 13:27-4.2, the applicant holds a professional degree in architecture from a college or university whose degree program has been accredited by the National Architectural Accrediting Board (NAAB) not later than two years after graduation; and

3. The applicant has completed the Intern Development Program (IDP) administered by the National Council of Architect Registration Boards (NCARB).

(c) Applicants who submitted applications for the Architect Registration Examination prior to January 1, 1998, but have not fulfilled the training requirement, shall:

1. Complete the Intern Development Program administered by the National Council of Architect Registration Boards; or

2. Earn three years of training credits pursuant to the provisions of N.J.A.C. 13:27-4.3 through 4.6. At least one of the three years shall consist of diversified training in the office of a registered architect in private practice and shall be under the direct supervision of a registered architect, who need not be the principal in the firm.

i. Applicants who submitted applications for the Architect Registration Examination prior to January 1, 1998 who choose to fulfill the training requirements pursuant to paragraph (c)2 above, shall do so by December 31, 2001 or shall be required to complete the Intern Development Program.

Amended by R.2000 d.103, effective March 20, 2000.

See: 32 N.J.R. 10(a), 32 N.J.R. 1029(a).

In (b), substituted "sources" for "records" following "and other" and added "which attest to the applicant's good moral character" at the end of 1, and rewrote 3; and added new (c).

13:27-4.2 Applicant with a degree from a foreign college or university

(a) An applicant with a degree from a foreign college or university shall obtain, at his or her own expense, and submit to the Board, either:

1. A "Detailed" evaluation by Education Credential Evaluators, Inc., or other evaluation services recognized by the Board certifying that the degree is the equivalent in level, scope and intent of a bachelor or a master degree of architecture that would be accredited in the United States; or

2. If the "Detailed" evaluation does not certify equivalency, a "Comprehensive" evaluation outlining specific academic deficiencies. The application will not be considered until those academic requirements are completed.

13:27-4.3 Training requirements; prerequisites for applicants who submitted applications for the Architect Registration Examination prior to January 1, 1998

(a) Training credits shall accrue for applicants who submitted applications for the Architect Registration Examination prior to January 1, 1998, only after the following educational requirements have been met:

1. After the third full year in an NAAB-approved professional degree program;

2. After one year in an NAAB-approved professional master's degree program; or

3. After 96 semester credit hours in an NAAB-approved professional degree program, of which no more than 60 semester credit hours shall be in the general education category.

Amended by R.2000 d.103, effective March 20, 2000.

See: 32 N.J.R. 10(a), 32 N.J.R. 1029(a).

In (a), inserted "for applicants who submitted applications for the Architect Registration Examination prior to January 1, 1998,".

13:27-4.4 Training requirements prior to January 1, 1998

(a) In accordance with N.J.A.C. 13:27-4.1(c)2, applicants who submitted applications for the Architect Registration Examination prior to January 1, 1998 may acquire training credits in the following ways:

<u>Item</u>	<u>Description of Training</u>	<u>Percent Credit Allowed</u>	<u>Maximum Credit Allowed</u>
A	Diversified experience in architecture as an employee in the office of a registered architect in private practice under the direct supervision of a registered architect.	100%	No Limit
B	Diversified experience in architecture as an employee of an organization, other than offices of a registered architect in private practice, when the experience is under the direct supervision of a registered architect. Three years of credit will be granted if the Board has pre-approved an organization's intern development program that is comparable to NCARB/IDP.	100%	2 years

Item	Description of Training	Percent Credit Allowed	Maximum Credit Allowed
C	Experience directly related to architecture, under the direct supervision of a licensed professional engineer (practicing as a structural, civil, mechanical or electrical engineer in the field of building construction); certified landscape architect; or licensed professional planner.	50%	1 year
D	Experience directly related to on-site building construction operations or experience involving physical analyses of existing buildings.	50%	6 mos.
E	A post-professional degree in architecture or teaching or research in a NAAB-accredited architectural program obtained subsequent to a professional degree as defined in N.J.A.C. 13:27-4.1(b)2	100%	1 year

Amended by R.2000 d.103, effective March 20, 2000.
See: 32 N.J.R. 10(a), 32 N.J.R. 1029(a).
In (a), rewrote the introductory paragraph.

13:27-4.5 Training prior to January 1, 1998; public or private nonprofit institutions

In accordance with N.J.A.C. 13:27-4.1(c)2, applicants who submitted applications for the Architect Registration Examination prior to January 1, 1998 may acquire training credits in a public or private non-profit institution, under the direct supervision of a registered architect, provided that the documentation submitted by that agency or institution demonstrates that it provides diversity of experience comparable in scope to that offered by a private architectural office. In deciding if training represents “diversified experience in architecture,” the Board will compare the training provided by the agency or institution with the training requirements mandated by the Board. Such entities shall submit documentation of these training programs to the Board prior to the implementation of the training program.

Amended by R.2000 d.103, effective March 20, 2000.
See: 32 N.J.R. 10(a), 32 N.J.R. 1029(a).

Substituted “In accordance with N.J.A.C. 13:27-4.1(c)2, applicants who submitted applications for the Architect Registration Examination prior to January 1, 1998 may acquire training credits” for “Training credits may be earned” at the beginning.

13:27-4.6 Training prior to January 1, 1998; non-traditional settings

(a) In accordance with N.J.A.C. 13:27-4.1(c)2, applicants who submitted applications for the Architect Registration Examination prior to January 1, 1998 may receive a maximum of two years of IDP training credits while working under the supervision of a registered architect when both the architect and the intern are employees of a firm or

corporation that is not an architectural firm in private practice but which meets all of the following criteria:

1. The firm or corporation does not engage in construction other than for its own use and occupancy; and
2. The proposed IDP program of the firm or corporation has been examined and approved by the New Jersey State Board of Architects prior to such time as the IDP training program can commence in that firm or corporation.

Amended by R.2000 d.103, effective March 20, 2000.
See: 32 N.J.R. 10(a), 32 N.J.R. 1029(a).

In (a), substituted “In accordance with N.J.A.C. 13:27-4.1(c)2, applicants who submitted applications for the Architect Registration Examination prior to January 1, 1998” for “A candidate” at the beginning.

13:27-4.7 (Reserved)

Repealed by R.2000 d.103, effective March 20, 2000.
See: 32 N.J.R. 10(a), 32 N.J.R. 1029(a).

Section was “Training requirements subsequent to January 1, 1998”.

13:27-4.8 Architect Registration Examination: subjects covered

(a) The subjects covered in the examination are based on the examinations recommended by the National Council of Architectural Registration Boards and reviewed and approved by the Board as follows:

Divisions:

- Pre-Design
- Site Planning
- Building Planning
- Building Technology
- General Structures
- Lateral Forces
- Mechanical and Electrical Systems
- Materials and Methods
- Construction Documents and Services

(b) Each division successfully passed will be credited to the record of the candidate and may be carried over without limitation.

Amended by R.1999 d.142, effective May 3, 1999.
See: 31 N.J.R. 111(a), 31 N.J.R. 1200(b).

Rewrote (a).

Amended by R.2000 d.103, effective March 20, 2000.
See: 32 N.J.R. 10(a), 32 N.J.R. 1029(a).

In (a), deleted “written” following “covered in the”.

13:27-4.9 Eligibility of licensed professional engineer for licensure as an architect by limited examination

A professional engineer licensed in the State of New Jersey in good standing, holding an accredited degree in engineering, and without restriction of complaint or charge of illegal practice of architecture, shall be eligible for licensure upon successful completion of the following Divisions of the Architect Registration Examination (ARE): Pre-Design; Site Planning—Written and Graphic; Building Planning; and Building Technology.

Administrative correction.

See: 27 N.J.R. 2009(a).

Amended by R.1999 d.142, effective May 3, 1999.

See: 31 N.J.R. 111(a), 31 N.J.R. 1200(b).

Changed Division references at the end.

13:27-4.10 Registration by reciprocity

(a) Any person registered or licensed to practice architecture in another jurisdiction of the United States or one of its territories or possessions may be granted registration provided that:

1. The applicant is 18 or more years of age and of good moral character, as established by references from individuals, schools and other sources acceptable to the Board which attest to the applicant's good moral character;

2. The applicant is not charged by the New Jersey State Board of Architects or any other jurisdiction with a violation of any statute or regulation relating to the practice of architecture or any violation which would indicate a lack of good moral character as required by statute or regulation; or, having been found guilty of a violation, has not satisfied the penalty imposed;

3. The education, training and examination requirements in such other jurisdiction are substantially equal to those required in this State, under current law; and

4. The applicant has provided satisfactory evidence of competency as the Board, in its discretion, may require, including, but not limited to:

- i. Exhibits of three architectural projects illustrated in construction documents and photographs;
- ii. Oral examination by the Board; and/or
- iii. Satisfactory completion of such portion(s) of the Architect Registration Examination (ARE) as the Board may deem necessary.

(b) In cases where the applicant has been granted registration in another United States jurisdiction on the basis of less experience than the three years required for registration in this State, the Board in its discretion may accept, in lieu of the deficiency, periods of experience in the "practice of architecture," as defined in N.J.A.C. 13:27-3.1, gained subsequent to registration as an architect in that jurisdiction.

(c) In cases where the applicant has been granted registration in another United States jurisdiction on the basis of education or examination qualifications that are not equal to the requirements of this State, the Board may grant registration upon presentation by the applicant of evidence satisfactory to the Board of at least five years of responsible "practice of architecture," as defined under N.J.A.C. 13:27-3.1, while holding a valid license as an architect.

Amended by R.2000 d.103, effective March 20, 2000.

See: 32 N.J.R. 10(a), 32 N.J.R. 1029(a).

In (a)1, substituted "sources" for "records" and added "which attest to the applicant's good moral character;"; and in (a)2, substituted "statute" for "law" following "violation of any".

13:27-4.11 Fees

(a) The following fees shall be charged by the Board:

1. Application Fee	\$ 50.00
2. Initial License Fee	
i. If paid during the first year of a biennial renewal period	160.00
ii. if paid during the second year of a biennial renewal period	80.00
3. Biennial Renewal Fee	160.00
4. Reciprocity Application Fee (plus initial license fee)	75.00
5. Replacement or Duplicate Seal Press	40.00
6. Duplicate wall certificate	25.00
7. Late Fee	50.00
8. Verification of Licensure	30.00
9. Reinstatement Fee	100.00
10. Roster	15.00

(b) The "Roster of Architects" shall be issued without charge to State, county and municipal government agencies and to all architects and landscape architects listed therein.

(c) Certificate of Authorization fees shall be as follows:

1. Application fee	\$100.00
2. Initial registration	
i. If paid in the first year of a biennial renewal period	500.00
ii. If paid in the second year of a biennial renewal period	250.00
3. Biennial Renewal	500.00

Administrative Correction.

See: 27 N.J.R. 2009(a).

SUBCHAPTER 5. RULES OF PROFESSIONAL CONDUCT

13:27-5.1 Competence

(a) An architect shall at all times recognize the primary obligation to protect the health, safety and welfare of the public in the performance of professional duties, shall act with reasonable care and competence, and shall apply the technical knowledge and skill which are ordinarily applied by architects of good standing, practicing in the same locality.

(b) An architect shall take into account all of the applicable Federal, State, county and municipal statutes, regulations and ordinances including, but not limited to, New Jersey Uniform Construction Code Regulations (N.J.A.C. 5:23); zoning ordinances; master plans and site plan regulations. While an architect may rely on the advice of other professionals (for example: attorneys, other architects, engineers, landscape architects and other qualified persons) as to the intent and meaning of such statutes and regulations, once having obtained such advice, an architect shall not knowingly proceed in violation of such statutes and regulations.