

EXECUTIVE SUMMARY

Board of Architecture and Interior Design

Meeting Type: General Board Meeting

Meeting Date: July 27-28, 2009, Tampa Marriott Waterside Hotel & Marina, Tampa, Florida

Board Members: Joyce Shore, Chair
John Ehrig, Vice Chair
Eric Kuritzky
Rossana Dolan
Garrick Gustafson
Lourdes Solera
Aida Bao-Garciga
Wanda Gozdz

Members Absent: Mary Jane Grigsby (excused)
E. Wendell Hall (excused)
Roymi Membiela (excused)

Other Attendees: Anthony B. Spivey, Executive Director
Terri Estes, Government Analyst
Mary Ellen Clark, Assistant Attorney General
David Minacci, Prosecuting Attorney (Smith, Thompson, Shaw, Manausa, P.A.)
Trent Manausa, Expert Witness

Major Issues/Actions

Board of Architecture and Interior Design Meeting – July 27 -28, 2009

July 27, 2009

- Secretary Drago addressed the board and spoke on fiscal issues and the challenges the department has to face in reducing expenditures overall. The Secretary also spoke on the recent accomplishments in the department to assist the public in determining when a license is required, referring to the chart listed on the department's website entitled "What Services Require A DBPR License?" at <http://www.myfloridalicense.com/dbpr/services.html>.
- The Secretary also informed the board that the department is seeking input from all boards/councils regarding suggestions for legislative proposals to assist Governor Crist's *Accelerate Florida* program.
- The board requested that information be provided to building officials explaining that only licensed architects can do architectural work, and not draftsmen. This

information will be placed on the web page for officials from the Building Officials Association of Florida (BOAF) to access.

July 28, 2009

- The Construction Specifications Institute (CSI) appeared before the board and gave an overview of how they approve courses for continuing education. CSI is seeking automatic approval as a provider to the board. Steve Jernigan, President of AIA Florida objected to automatic approval of CSI, because all of their courses may not relate to Architecture or Interior Design. After additional discussion and clarification from CSI, the board voted to approve CSI as an automatic provider of architecture and interior design CE courses.
- Discussion on the lawsuit presented by the Institute for Justice against the board was led by Mr. John Glogau from the Office of the Attorney General. He provided an overview of the lawsuit to apprise the board of the status of the case. The Institute for Justice has requested a temporary injunction against the board to cease prosecuting individuals who practice Interior Design in residential settings without a license.
 - A scheduling conference with the presiding judge over the case and Mr. Glogau is set for September 3, 2009 to address the injunction.
 - the board approved Mary Ellen Clark to notice rulemaking on defining residential interior designers
 - after discussion of the request from the Institute for Justice, the board voted to suspend prosecution of individuals practicing residential interior design until the law suit is resolved.
- House Bill 425 eliminated the requirement for licensees to obtain the mandatory Core Course effective October 1, 2009. Staff requested direction from the board as to how to address applicants who were suspended for not completing the core course prior to the recent legislative change. Board counsel advised the board to direct licensees (after October 1, 2009) to petition the board for licensure if they had not completed the course prior to the effective date of the change.
- As a legislative proposal, the board recommended that once a continuing education course has been approved, the course should be accepted by all applicable boards without further review to speed the process for the applicant.

Action Items

- The Executive Director will contact the Executive Director of the Building Code Administrators and Inspectors Board to post a notice on the BOAF website.

- The Assistant Attorney General will notice rulemaking to define residential interior designers.

Anthony B. Spivey
Executive Director
August 11, 2009