

**NOTICE OF INTENT TO RECEIVE COMMENTS PURSUANT TO
EXECUTIVE ORDER 2023-03**

NOTICE IS HEREBY GIVEN that the Nevada State Board of Architecture, Interior Design and Residential Design will hold a public hearing to consider potential amendments and removal of various provisions of Nevada Administrative Code (NAC) 623 pursuant to Executive Order 2023-003 issued by Governor Lombardo on January 12, 2023. The hearing is scheduled to begin at **10:00 a.m. on Tuesday, March 21, 2023.**

Join Zoom Meeting

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On January 12, 2023, Governor Lombardo issued Executive Order 2023-003 by which he directed that the Board review its regulations (NAC ch. 623) and identify at least ten regulations for removal. The purpose of the hearing is to: (1) vet the Board's recommendations as set out in Attachments A and B; (2) solicit input as to the merits of the Board's recommendations as set out in Attachments A and B; and (3) identify other regulatory changes the attendees feel are worthy of consideration by the Board. A copy of a spreadsheet identifying all of the Board's regulations, including those that may be recommended for removal or amendment, is attached as Attachment A. A copy of the text of those regulations identified for potential removal or amendment is attached as Attachment B.

Persons wishing to comment upon the proposed action of the Nevada State Board of Architecture, Interior Design and Residential Design may appear and make oral comment at the scheduled public hearing, or may address their comments, data, views, or arguments, in written form, to the Nevada State Board of Architecture, Interior Design and Residential Design, Attention: Monica Harrison, 2080 E. Flamingo Road, #120, Las Vegas, Nevada 89119, by facsimile to 702-486-7304, or by email to mharrison@nsbaidrd.nv.gov. Written submissions must be received by the Nevada State Board of Architecture, Interior Design and Residential Design on or before March 20, 2023. If no person who is directly affected by the proposed action appears to request to make an oral presentation, the Nevada State Board of Architecture, Interior Design and Residential Design may proceed immediately to act upon any written submission.

Copies of the notice and the regulations to be considered by the Board, including those that may be considered for amendment or removal, will be available at the Nevada State Board of Architecture, Interior Design and Residential Design, 2080 E. Flamingo Road, #120, Las Vegas, Nevada 89119. A copy of this notice and the regulations to be considered by the Board, including those that may be considered for amendment or removal, has been submitted for posting for inspection by members of the public during business hours at the Nevada State Library and Archives, 100 Stewart Street, Carson City, NV 89701. Copies of this notice and regulations to be considered by the Board, including those that may be considered for amendment or removal, will be mailed to members of the public upon request.

This notice and the text of the regulations to be considered by the Board, including those that may be considered for amendment or removal, has been submitted to the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.us>. This information is also available at the Board's website <http://www.nsbaidrd.state.org>.

A copy of this notice and the text of the regulations to be considered by the Board, including those that may be considered for amendment or removal, has been emailed to all licensees whose email addresses are registered with the Board, and mailed to all persons who have requested in writing that they be placed upon a mailing list, which is maintained by the Board for this purpose.

Copies may be obtained in person, by mail, or by calling (702) 486-7300.

REVIEW OF BOARD REGULATIONS - ATTACHMENT A

REMOVE: 14

UPDATE: 3

CHAPTER 623 - ARCHITECTS, INTERIOR DESIGNERS AND RESIDENTIAL DESIGNERS				
GENERAL PROVISIONS	REMOVE	LEAVE AS IS	STREAMLINE	NOTES
623.010 Definitions.		X		Up-to-date
623.011 "Board" defined.		X		Up-to-date
623.012 "Contact hour" defined.		X		Up-to-date
623.0125 "Continuing education unit" defined.		X		Up-to-date
623.013 "Direct supervision" defined.		X		Up-to-date
623.015 "Executive Director" defined.	X			Regulation no longer necessary. Can be addressed through internal policy.
623.016 "Public authority" defined.		X		Up-to-date
623.017 "Registrant" defined.		X		Up-to-date
623.018 "Respondent" defined.		X		Up-to-date
623.019 Interpretation of term "from the floor of an interior area of a structure designed for human habitation or occupancy to the ceiling."		X		Up-to-date
623.0195 Interpretation of term "his or her own drawings."		X		Up-to-date
STATE BOARD OF ARCHITECTURE, INTERIOR DESIGN AND RESIDENTIAL DESIGN				
623.115 Meetings of Board.		X		Up-to-date
623.135 Duties of Chair.		X		Up-to-date
623.145 Duties and authority of Secretary-Treasurer.		X		Up-to-date
623.150 Executive Director.	X			Regulation no longer necessary. Can be addressed through internal policy.
623.155 Audits.	X			Regulation no longer necessary. Can be addressed through internal policy.
623.160 Financial administration: Duties of Secretary-Treasurer.		X		Up-to-date
623.170 Supplement of budget.	X			Regulation no longer necessary. Can be addressed through internal policy.
623.175 Seal.	X			Regulation no longer necessary. Can be addressed through internal policy.
REGISTRATION				
General Provisions				
623.215 Application for registration.		X		Up-to-date
623.225 Conditions under which application becomes inactive; reinstatement of inactive application.		X		Up-to-date
623.280 Renewal or restoration of expired certificate of registration.		X		Up-to-date
623.290 Fees.		X		Up-to-date

REVIEW OF BOARD REGULATIONS - ATTACHMENT A

623.300	Evaluation of training received by applicant.	X			The language in this section is obsolete as the evaluation of training is obtained by complete AXP through NCARB
623.310	Determination of practice as principal.		X		Up-to-date
Qualifications of Architect					
623.400	Examination for registration; oath before Board.			X	There is a regulatory requirement for applicants to appear before the Board to take the oath. Should this still be a requirement to obtain licensure in Nevada?
623.410	Registration and certification in another jurisdiction in lieu of examination.			X	Proposed language for this section was scheduled to be adopted by the Board on January 24, 2023. The new language will allow applicants who have earned a NCARB certfite through the "Mutual Recognition Agreement" apply for reciprocity in Nevada.
623.445	Credit for education or training.	X			The language in this section is obsolete as the evaluation of training is obtained by complete AXP through NCARB
623.455	Conditions for credit for education.	X			The language in this section is obsolete as the evaluation of training is obtained by completing AXP through NCARB
623.465	Conditions for credits for training.	X			The language in this section is obsolete as the evaluation of training is obtained by completing AXP through NCARB
623.475	Additional conditions for credits for education or training.	X			The language in this section is obsolete as the evaluation of training is obtained by completing AXP through NCARB
Qualifications of Residential Designer					
623.500	Examination for registration.		X		Up-to-date
623.505	Requirements and credit for education and training.		X		Up-to-date
Qualifications of Interior Designer: Program of Interior Design Not Accredited by Council for Interior Design Accreditation					
623.562	Definitions.		X		Up-to-date
623.564	"Applicant" defined.		X		Up-to-date
623.566	"Ergonomics" defined.		X		Up-to-date
623.568	"Program of interior design" defined.		X		Up-to-date
623.570	"Student" defined.		X		Up-to-date
623.572	Application for registration by applicant who completed unaccredited program: Establishment of subcommittee to review application; issuance of preliminary decision on applicat	X			Up-to-date
623.574	Application for registration by applicant who completed unaccredited program: Action by Board; prerequisites to approval of program.		X		Up-to-date
623.576	General requirements for program.		X		Up-to-date
623.578	Standards for program: Curriculum.		X		Up-to-date
623.580	Standards for program: Development of professional attitudes, traits and values.		X		Up-to-date
623.582	Standards for program: Foundation in fundamentals.		X		Up-to-date
623.584	Standards for program: Knowledge, skills, processes and theories of interior design.		X		Up-to-date
623.586	Standards for program: Communication.		X		Up-to-date
623.588	Standards for program: Building systems, materials and products.		X		Up-to-date

REVIEW OF BOARD REGULATIONS - ATTACHMENT A

623.590	Standards for program: Laws, codes, regulations, standards and practices.		X		Up-to-date
623.592	Standards for program: Foundation in business and professional practice.		X		Up-to-date
623.594	Standards for program: Faculty members and other instructional personnel.		X		Up-to-date
Continuing Education					
623.630	General requirements; approval by Board.		X		Up-to-date
623.632	Self-directed educational activities.		X		Up-to-date
623.634	Structured educational activities.		X		Up-to-date
623.636	Subjects of study.		X		Up-to-date
623.638	Exemptions.		X		Up-to-date
623.640	Retention of certain records by registrant.		X		Up-to-date
623.642	Audits by staff of Board; falsification of documentation grounds for disciplinary action.		X		Up-to-date
623.644	Submission of certification of completion with application for renewal of registration.		X		Up-to-date
623.646	Noncompliance with requirements grounds for nonrenewal of registration.		X		Up-to-date
GENERAL REQUIREMENTS					
623.720	Notice of change of address or place of employment.		X		Up-to-date
623.740	Use of corporate or fictitious names.			X	Proposed language for this section was scheduled to be adopted by the Board on January 24, 2023. the new language amends the firm name regulation requirement to list the status of the former registrants on any public communication made by the firm when the firm name includes the name of the former registrant.
623.750	Seal for architect.		X		Up-to-date
623.755	Seal for registered interior designer.		X		Up-to-date
623.760	Seal for residential designer.		X		Up-to-date
623.763	Validation and use of stamp or seal; responsibility of registrant.		X		Up-to-date
623.766	Contents of plans, specifications and certain other documents submitted to public authority.		X		Up-to-date
623.770	Reproduction of documents.		X		Up-to-date
623.780	Use and possession of plans, drawings and specifications.		X		Up-to-date
623.800	Proposals for publicly funded projects.		X		Up-to-date
623.810	Restrictions on display of work.		X		Up-to-date
623.830	Adoption by reference of standards for interior design.		X		Up-to-date
623.840	Registered interior designers: Collaboration with certain professionals.		X		Up-to-date
623.850	Registered interior designers: Provisions governing technical elements of preparation of designs.		X		Up-to-date
RULES OF CONDUCT FOR REGISTERED INTERIOR DESIGNERS					
623.860	Professional competence.		X		Up-to-date

REVIEW OF BOARD REGULATIONS - ATTACHMENT A

623.865	Disclosure of compensation.		X		Up-to-date
623.870	Information for client; responsibility to report certain violations.		X		Up-to-date
623.875	Prohibited conduct.		X		Up-to-date
623.880	Additional prohibited conduct.		X		Up-to-date
623.885	Grounds for disciplinary action.		X		Up-to-date
ADMINISTRATIVE PROCEEDINGS AND DISCIPLINARY ACTION					
623.900	Adoption by reference of Rules of Conduct.		X		Up-to-date
623.905	Complaint; notice.		X		Up-to-date
623.910	Written response; failure to file response deemed admission.		X		Up-to-date
623.915	Investigation of complaint; recommendations of Executive Director.		X		Up-to-date
623.920	Advisory committees: Establishment; appointment of members; provisions applicable to members.	X			This language is obsolete. The Board has streamlined the investigation and disciplinary process and no longer uses the process set out in this regulation.
623.925	Duties of advisory committee; use of recommendations by Board; obligations of respondent upon acceptance or rejection of recommendations.	X			This language is obsolete. The Board has streamlined the investigation and disciplinary process and no longer uses the process set out in this regulation.
623.930	Informal conference between advisory committee and respondent; notice; committee not bound by rules of evidence.	X			This language is obsolete. The Board has streamlined the investigation and disciplinary process and no longer uses the process set out in this regulation.
623.935	Decline by respondent to participate in review of complaint.	X			This language is obsolete. The Board has streamlined the investigation and disciplinary process and no longer uses the process set out in this regulation.
623.940	Formal hearing; failure to appear; request for continuance.		X		Up-to-date
623.945	Procedure for hearing; exhibits; prehearing motions; informality of proceeding.		X		Up-to-date
623.950	Conditions of probation.		X		Up-to-date

REMOVE: 14

UPDATE: 3

REVISED PROPOSED REGULATION OF THE STATE BOARD OF ARCHITECTURE, INTERIOR DESIGN AND RESIDENTIAL DESIGN
MARCH 21, 2023

EXPLANATION – Matter in brackets ~~[omitted material]~~ is material to be omitted and matter in *blue italics* is the new language.

General Provisions

NAC 623.015 “Executive Director” defined. ~~[“Executive Director” means the Executive Director of the Board.]~~

State Board of Architecture, Interior Design and Residential Design

NAC 623.150 Executive Director.

~~[1.—The Board may retain a person as Executive Director. If an Executive Director is retained, he or she shall be in charge of the offices of the Board and be responsible for any investigations of the Board.
—2.—The Executive Director serves at the pleasure of the Board.]~~

NAC 623.155 Audits.- ~~[The Board will retain a certified public accountant to audit all of its fiscal records at the close of each fiscal year.]~~

NAC 623.170 Supplement of budget. ~~[The Board may, upon a majority vote of a quorum of the Board, supplement its budget for any emergency expense of the Board by using any money available.]~~

NAC 623.175 Seal. ~~[The seal of the Board is embossed and consists of two concentric circles, one approximately 1 1/2 inches in diameter and the other approximately 1 7/8 inches in diameter. The words “State Board of Architecture, Interior Design and Residential Design” are centered between the two circles and begin near the middle of the left side, run across the top of the seal and end near the middle of the right side. The words “of Nevada” are centered between the two circles at the bottom of the seal. Within the inner circle is the shield of the Board.]~~

Registration

NAC 623.300 Evaluation of training received by applicant.

~~[1.—To evaluate the training being received by an applicant, the Board will consider the organization which is providing the training to be an office of a registered architect if:
—(a) The applicant works under the direct supervision of a registered architect who is the principal of the organization;
—(b) The organization is not engaged in construction; and
—(c) The organization has no affiliate engaged in construction which has a substantial economic effect on the principal of the organization.
—2.—An organization or its affiliate is considered to be primarily engaged in construction if it customarily:
—(a) Provides labor or material for all or any significant part of a project of construction, whether or not compensation is paid by a lump sum or on a cost plus basis; or
—(b) Agrees to guarantee to an owner of a project the maximum cost of the construction of all or a significant part of the project.
—3.—For the purpose of this section, a person is a principal of an organization if he or she:
—(a) Is a registered architect; and
—(b) Is in charge of the organization’s architectural practice alone or with other registered architects.]~~

Qualifications of Architect

NAC 623.400 Examination for registration; oath before Board.

1. The Board hereby adopts the architectural examination prepared by the National Council of Architectural Registration Boards as the examination to be used in this State to test applicants for registration as architects.
2. In addition to the qualifications of minimum age and good moral character which are prescribed in subsection 1 of NRS 623.190, to participate in the examination an applicant must, except as otherwise provided in subsection 3, have completed or be enrolled in:
 - (a) The Architectural Experience Program of the National Council as the Program existed at the time of application for registration and have received or be eligible to receive a first professional degree in architecture from a program accredited by the National Architectural Accrediting Board, Inc.; or
 - (b) An Integrated Path to Architectural Licensure option that is accredited by the National Architectural Accrediting Board, Inc.
3. An applicant who received 7 years of credits for education and practical training before January 1, 1986, may participate in the examination after the applicant has received a total of 8 years of credits for education and practical training pursuant to NAC 623.445. Of the 8 years immediately preceding the date on which the application is submitted, the applicant must have had 3 years of experience in the office and under the direct supervision of a registered architect.
4. An applicant who has completed or is enrolled in the Architectural Experience Program must have the National Council transmit adequate evidence thereof to the Board.
5. Requests for information regarding the Architectural Experience Program must be directed to the:

NATIONAL COUNCIL OF ARCHITECTURAL
REGISTRATION BOARDS
1401 H Street NW, Suite 500
Washington, DC 20005
(202) 879-0520
www.ncarb.org

6. Upon the applicant's successful completion of all parts of the written examination, each applicant ~~must~~ *may choose* to personally appear before the Board to take an oath prescribed by the Board.

NAC 623.410 Registration and certification in another jurisdiction in lieu of examination.

1. Except as otherwise provided in paragraph (g), the Board will, in lieu of all examinations, accept satisfactory evidence of an applicant's registration and certification as an architect in another jurisdiction if the applicant has all of the following qualifications:
 - (a) Is of good moral character.
 - (b) ~~At~~ *Except for an applicant who is subject to a Mutual Recognition Arrangement, at* the date of application, qualifies to take the architect's examination.
 - (c) Holds a current certification by the National Council of Architectural Registration Boards, *including, without limitation, a current certification that has resulted from a Mutual Recognition Arrangement*, and the file which is maintained by the National Council shows that the applicant is in good standing. The applicant must request that the National Council transmit a copy of this file to the Board.
 - (d) ~~Has~~ *Except for an applicant who is subject to a Mutual Recognition Arrangement, has* passed the:
 - (1) Architect Registration Examination prepared by the National Council of Architectural Registration Boards;
 - (2) Professional examination prepared by the National Council of Architectural Registration Boards and the qualifying test or equivalency examination if required by the standards of the National Council; or
 - (3) ~~Seven part national examination prepared by the National Council of Architectural Registration Boards, for which 36 hours are scheduled for its completion; or~~
 - (4) Any other examination the Board considers equivalent.

↪ If the examination was prepared by the National Council ~~[]~~ of *Architectural Registration Boards*, the examination and the procedures used in grading it must meet the standards of the National Council at the time the applicant took the examination.

(e) Has acceptable qualifications concerning seismism, such as having : ~~[completed:]~~

(1) ~~[The]~~ *Completed the* structural examination of the National Council of Architectural Registration Boards; or

(2) ~~[A treatise that has been accepted by a member Board within Region 6 of the Western Conference of the Architectural Registration Boards.]~~ *An equivalent proof of qualification concerning seismism, as determined by the Board.*

(f) Has a record which does not show any revocation or suspension of a registration for any disciplinary reason.

(g) Has successfully completed a brief written examination covering chapter 623 of NRS, the appropriate code of ethics and the provisions of this chapter.

(h) If required, at the discretion of the Executive Director or a person otherwise authorized by the Board, has received a favorable evaluation based on a personal interview before the Board. Each interview will be conducted at a time and place designated by the Board.

2. If the applicant meets all the qualifications set forth in this chapter and chapter 623 of NRS and receives the approval of the Board, the applicant is entitled to registration as an architect if the applicant submits the applicable fee for certification.

3. *As used in this section, “Mutual Recognition Arrangement” means a Mutual Recognition Arrangement between the National Council of Architectural Registration Boards and an entity that represents architectural licensing authorities or registration boards in a foreign country.*

NAC 623.445 Credit for education or training. ~~[An applicant for registration as an architect may acquire credit for education or training under the following table:~~

~~TABLE OF EQUIVALENTS: -~~

DESCRIPTION OF EXPERIENCE	EDUCATION			TRAINING	
	First 2 Years	Succeeding Years (Percent)	Maximum Years Allowed	Credit Allowed (Percent)	Maximum Credit Allowed
1. For a bachelor’s degree in architecture or credits from a program accredited by the National Architectural Accrediting Board, Inc., or for a master’s degree in architecture from a school of architecture accredited by that Board.	100	100	5 years	-	-
2. For the first professional degree in architecture or credits toward that degree under a program which has been accredited by the National Architectural Accrediting Board, Inc., not later than 2 years after termination of enrollment.	75	100	5 years	-	-

TABLE OF EQUIVALENTS: -

DESCRIPTION OF EXPERIENCE	EDUCATION		Maximum Years Allowed	TRAINING	
	First 2 Years	Succeeding Years (Percent)		Credit Allowed (Percent)	Maximum Credit Allowed
-	-	-	-	-	-
-	-	-	-	-	-
3. For the first professional degree in architecture or credits toward that degree under a program which has not been accredited by the National Architectural Accrediting Board, Inc.	75	75	4 years	-	-
-	-	-	-	-	-
4. For a bachelor's degree or credits toward that degree in architectural engineering or architectural technology or in civil, mechanical or electrical engineering under a program which has been accredited by the Engineers' Council for Professional Development, the Accreditation Board for Engineering and Technology or ABET, Inc., or for a bachelor's degree in interior architecture under a program accredited by the Council for Interior Design Accreditation.	50	75	3 years	-	-
-	-	-	-	-	-
5. For any other bachelor's degree.	-	-	2 years	-	-
-	-	-	-	-	-
6. For employment directly related to architectural work in the office of a registered architect.	50	50	5 years	100	No Limit
-	-	-	-	-	-
7. For experience as an employee of an organization which is regularly involved in the business of construction if the experience is not in the office of a registered architect but is directly related to architectural work and is under the direct supervision of a registered architect.	50	50	4 years	100	2 years

TABLE OF EQUIVALENTS: -

DESCRIPTION OF EXPERIENCE	EDUCATION		TRAINING		
	First 2 Years	Succeeding Years (Percent)	Maximum Years Allowed	Credit Allowed (Percent)	Maximum Credit Allowed
8. For experience as an employee of an organization, other than in the office of a registered architect, if the experience is directly related to architectural work and is directly supervised by a professional engineer or a landscape architect.	-	-	-	50	1 year
9. For experience other than that gained by work described in subsections 6, 7 and 8, if the experience is directly related to operations on a construction site or to physical analyses of existing buildings.	-	-	-	50	6 months
10. A master's or doctoral degree in architecture, unless the degree is the first professional degree.	-	-	-	100	1 year
11. For teaching or research under an architectural program accredited by the National Architectural Accrediting Board, Inc.	-	-	-	100	1 year]

NAC 623.455 Conditions for credit for education. [The credit to be allowed for the education described in the table in NAC 623.445 is subject to the following conditions:

- ~~1. Credit for education must be earned after graduation from high school.~~
- ~~2. For the completion of the degrees described in subsections 1 to 5, inclusive, of NAC 623.445, an applicant will receive the maximum credit allowed, regardless of the length of the program to obtain the degree. An applicant with a bachelor's degree described in that table who has participated in more than one program may not receive credit for more than 3 years in the aggregate for the degree.~~
- ~~3. Thirty two semester hours or 48 quarter hours with passing grades is considered to be 1 year. Credit will be allowed for full years or half years only. A fraction of more than half a year must be rounded to the nearest half year and fractions of less than a half year must not be counted for credit.~~
- ~~4. An applicant will be allowed credit for education in a foreign college or university only for a nonarchitectural bachelor's degree or for the first professional degree under a program accredited by the National Architectural Accrediting Board, Inc., within 2 years after the period of the applicant's enrollment. The applicant must pay the cost of any translation or evaluation necessary to determine the credit for this education.]~~

NAC 623.465 Conditions for credits for training. ~~[The credit to be allowed for the training described in the table in NAC 623.445 is subject to the following conditions:~~

- ~~—1. Credit for training may be earned only after at least 2 1/2 credits have been earned for education.~~
- ~~—2. After 5 years of education, each applicant must earn at least 1 year of credit for employment in the office of a registered architect.~~
- ~~—3. To be allowed credit for a master's or doctoral degree in architecture or for teaching or research in an architectural program, the subjects studied, taught or researched by the applicant must be evaluated by the Board and found to be related directly to architecture. Twenty semester hours or 30 quarter hours of teaching or research is considered to be 1 year.~~
- ~~—4. Credits may not be used for both education and training.~~
- ~~—5. An applicant, upon request by the Board, must substantiate his or her training by showing that it meets the requirements of a licensure candidate in the Architectural Experience Program of the National Council of Architectural Registration Boards.]~~

NAC 623.475 Additional conditions for credits for education or training.-

- ~~[1. To earn full credit for education or training pursuant to NAC 623.445, an applicant must have worked at least 10 consecutive:~~
- ~~—(a) Weeks for credit pursuant to subsection 6 of NAC 623.445; and~~
- ~~—(b) Months for credit pursuant to subsections 7, 8 and 9 of NAC 623.445.~~
- ~~—2. An applicant may earn half of the credit required in subsection 6 of NAC 623.445 by working at least 20 hours a week during periods of 6 or more consecutive months. No applicant may receive credit for part-time work for any other training described in NAC 623.445.~~
- ~~—3. The Board will accept other education and training completed by an applicant if it finds that the training or education is equivalent to the education or training described in NAC 623.445.~~
- ~~—4. If necessary to evaluate the credits of an applicant for examination, the Board will require the applicant to substantiate the statement that he or she has complied with the education and training requirements specified in this chapter.]~~

General Requirements

NAC 623.740 Use of corporate or fictitious names.

1. Every corporate or fictitious name proposed for use by a registrant's firm, partnership, association or corporation must be submitted to the Board for review and approval before it is adopted and used by the firm, partnership, association or corporation.

2. A registrant's firm, partnership, association or corporation may do business under a fictitious name if the name is submitted to the Board for review and is approved by the Board before it is adopted and used by the business. The decision by the Board to approve or disapprove the name will be based upon whether the proposed name complies with the wording and intent of the Board's applicable code of ethics, guidelines for corporate and fictitious names for registered architects, interior designers or residential designers and chapter 623 of NRS.

3. The name of a registrant's firm, partnership, association or corporation may include names of natural persons only as follows:

(a) The name of a living registrant who is a member of the business or a former registrant who is or was a member of the business and who is retired or deceased. The status of a retired member must be indicated on ~~[the letterhead of a]~~ *any public communication that is made by the registrant and which relates to the* registrant's business by the word "retired." The status of a deceased member must be indicated on ~~[the letterhead of a]~~ *any public communication that is made by the registrant and which relates to the* registrant's business by the word "deceased" or numerals showing the years of the member's birth and death.

(b) The name of a person who is a member of another architectural or engineering business or business for the practice of landscape architecture only if the person is a living registered architect or landscape architect or licensed professional engineer and is clearly indicated *on any public communication that is made by the registrant* as being an architect, landscape architect or professional engineer.

(c) The name of a person who is a member of another registered interior designer business or residential designer business only if the person is a living registered interior designer or residential designer and is clearly indicated *on any public communication that is made by the registrant* as being a registered interior designer or residential designer.

4. A firm, partnership, association or corporation which is authorized by the Board to use a corporate or fictitious name shall file with the Board the name of each stockholder, director or other member of the business and shall display all the names and the professional status of each registrant on its letterhead.

5. Every architectural firm, registered interior designer firm or residential designer firm, partnership, association or corporation shall notify the Board in writing within 30 days after:

- (a) Any change in the ownership or management of the firm, partnership, association or corporation; and
- (b) Any change of a fictitious name that occurs after the initial approval of the Board.

6. A licensee may not use the name of a registrant's firm, partnership, association or corporation or represent a registrant's firm, partnership, association or corporation in a manner which reflects the association of another licensee who is not a member of that business.

7. A registrant's firm, partnership, association or corporation requesting to use the plural term "architects," "registered interior designers" or "residential designers" must have more than one such Nevada registrant employed with the firm.

8. The Board will approve or deny an application for a name based upon the protection of the general public, which may include, without limitation, the denial of an application if the Board determines the proposed name is potentially false, deceptive or misleading to the general public.

9. As used in this section:

(a) "Fictitious name" means a name that is not the real name of each registrant who is a member of a firm, partnership, association or corporation.

(b) "Member" means a person who holds not less than 1 percent financial interest in a firm, partnership, association or corporation.

(c) The terms "registrant," "registered architect," "registered landscape architect," "professional engineer," "registered interior designer" and "registered residential designer" include only persons registered or licensed in this State.

Administrative Proceedings and Disciplinary Action

NAC 623.920 Advisory committees: Establishment; appointment of members; provisions applicable to members.-

~~[1. The Board will, when appropriate, establish an advisory committee to:~~

- ~~— (a) Provide assistance in an area that the Board considers necessary; or~~
- ~~— (b) Assist the Board in the review of a complaint which has been filed pursuant to NAC 623.905 if the respondent agrees to participate in an informal review of the complaint by an advisory committee.~~

~~2. The Executive Director or a person otherwise authorized by the Board shall appoint members to an advisory committee from a list of volunteers. The list of volunteers must consist of architects, landscape architects, professional engineers, registered interior designers, residential designers or other persons approved by the Board, Executive Director or a person otherwise authorized by the Board. If the advisory committee is established to assist the Board in the review of a complaint, the majority of members appointed must, if practicable, be registered in the same profession or discipline as the respondent. The Executive Director or a person otherwise authorized by the Board shall designate one member of the advisory committee to serve as the chair of the committee.~~

~~3. Members of an advisory committee:~~

- ~~— (a) Serve at the pleasure of the Board;~~
- ~~— (b) Are prohibited from participating in a proceeding in which a member of the Board would be required to abstain under similar circumstances; and~~
- ~~— (c) Serve without compensation, but are entitled to travel expenses and subsistence allowances from the Board.]~~

NAC 623.925 Duties of advisory committee; use of recommendations by Board; obligations of respondent upon acceptance or rejection of recommendations.

~~[1.— An advisory committee established to assist the Board in the review of a complaint shall:~~

- ~~— (a) Review the complaint and the written report submitted by an investigator pursuant to NAC 623.915 to determine whether probable cause exists that the respondent has violated a provision of this chapter or chapter 623 of NRS;~~
- ~~— (b) Hold an informal conference in accordance with the provisions of NAC 623.930; and~~
- ~~— (c) Work with the respondent to arrive at a resolution of the complaint.~~

~~— 2.— Within 30 days after the informal conference, the chair of the advisory committee shall submit to the Board a report which summarizes the informal conference and the recommendations of the advisory committee concerning the disposition of the complaint.~~

~~— 3.— The findings and recommendations of the advisory committee must be supported by substantial evidence.~~

~~— 4.— The Board is not bound by the recommendations of an advisory committee concerning the disposition of a complaint.~~

~~— 5.— If the respondent accepts the recommendations of the advisory committee, he or she shall, within 30 days after receipt of the recommendations from the Executive Director or a person otherwise authorized by the Board, execute a proposed settlement agreement with the Board concerning a resolution of the complaint. Such an agreement is not effective until the agreement has been signed by the respondent and approved by the Board.~~

~~— 6.— If the respondent rejects the recommendations of the advisory committee, or fails to notify the Board that he or she accepts the recommendations within 30 days after receipt of the recommendations, the Board will take further action on the complaint that it considers necessary.]~~

NAC 623.930 Informal conference between advisory committee and respondent; notice; committee not bound by rules of evidence.-

~~[1.— If an advisory committee is established to assist the Board in the review of a complaint, the Executive Director or a person otherwise authorized by the Board shall schedule an informal conference between the advisory committee and the respondent. The Executive Director or a person otherwise authorized by the Board shall provide written notice of the time and place of the conference to:~~

- ~~— (a) Each member of the advisory committee;~~
- ~~— (b) The respondent; and~~
- ~~— (c) Each witness whose appearance has been requested at the informal conference.~~

~~— 2.— In conducting an informal conference, an advisory committee is not bound by the technical rules of evidence. The chair of an advisory committee shall rule on the admissibility of evidence and accept all evidence which is relevant to the complaint. All evidence admitted is confidential.]~~

NAC 623.935 Decline by respondent to participate in review of complaint. ~~[If a respondent declines to participate in a review of the complaint by an advisory committee, the Executive Director or a person otherwise authorized by the Board shall refer the complaint to the Board for any further action that the Board considers necessary.]~~