



Board Meeting News

Residential Design Exam Updated

RD Exam Rewritten

The Residential Design Written Exam has been updated to use the 2006 International Codes and questions have been revised to reflect today's professional practice. Staff from Thompson Prometric, a testing and assessment services provider, led 16 volunteers through a two-day exam-updating workshop in July. Another group of registrants met in November for a technical review.

The new written exam is scheduled to be administered on February 15, 2008.

The updated exam will consist of three sections, as the current

exam does. However, the "Environmental Controls" exam will be renamed to the more appropriate "Building Systems and Life Safety." The other two sections will keep the same titles, "Structural Technology" and "Materials and Methods."

ARE/IDP Sequencing Unchanged

In response to a resolution passed during the NCARB Annual Meeting, the Nevada board discussed the idea of allowing candidates for architectural registration to begin taking the Architect Registration Examination (ARE) prior to completing the Intern Development Program

(IDP). Under current Nevada law (NAC 623.400(2)), candidates for architectural registration must earn a NAAB-accredited degree and complete the IDP prior to taking any section of the ARE.

At the August board meeting, board members decided not to change current Nevada law and continue requiring candidates to complete their internships before taking the exam. Board members said that the current process is sequenced so that each step builds on the one before it. They said this process best ensures that candidates have the knowledge and experience necessary to protect the public.

Governor Reappoints Members

Governor Jim Gibbons reappointed three members to serve on the Nevada State Board of Architecture, Interior Design and Residential Design. The three reappointments are Judith H. Fermoile, a registered interior designer, William E. Snyder, an architect, and Larry Tindall, a residential designer. All appointments are for three-year terms and began October 30, 2007.

A resident of Reno, Judith Fermoile has over 25 years of experience as an interior designer and is the founder and president of Fermoile Design Ltd. Fermoile served as the board's secretary/treasurer from 2001-2002. She currently serves on the board committee that evaluates the education of applicants who have interior design degrees from schools

that are not accredited by the Council for Interior Design Accreditation. Fermoile is a past member of the NCIDQ Board of Directors, a member of the American Society of Interior Designers, and served on various committees at the University of Nevada Reno and the St. Mary's Hospital Foundation.

Continued on Page 2.

Inside this Issue

Board Elects Officers	5
Board Meeting News	1
Calendar	8
Enforcement Actions	4
EduCode Scheduled	7
Governor Reappoints Members	1

My Client Hasn't Paid: Can I Withdraw as Design Professional of Record?	2
NCARB News	3
NCIDQ Publishes Guide	3
New Registrants	6
New Services Provided by the Board	5
Residential Design Exam Pass Rates	7

My Client Hasn't Paid: Can I Withdraw as Design Professional of Record?

The board has become aware of instances when registrants have chosen to pull plans from the building department or withdraw as the design professional of record over a civil matter, such as the client not paying as agreed. Such an action is a violation of Nevada statute and may subject the registrant to disciplinary action under NRS 623.270(1).

Architects, registered interior designers and residential designers should not withdraw as the design professional of record once their plans have been sealed and submitted to the building department. It does not matter whether a permit has, or has not, been issued.

Members Reappointed (Continued from Page 1)

Bill Snyder was appointed to the board in 2003, and previously served from 1986 through 1992. He is the current secretary/treasurer of the board. (See "Board Elects Officers" on Page 5.)

Larry Tindall, the sole residential designer member of the board, was originally appointed in 1997. He was the first residential designer to be elected chairman and served from 2004-2005; he was the board's secretary/treasurer in 2003. Tindall heads the team of registrants writing and grading the state-administered registration exam for residential designers. He has been a registered residential designer for over 20 years and is the owner of the firm, Larry Tindall Residential Design. Tindall serves on the College of Southern Nevada Architectural Design Technology Degree (Residential Designer Emphasis) Advisory Committee.

Other members of the nine-member board currently include: Greg L. Erny (architect), George F. Garlock (architect), Larry A. Henry (architect), John R. Klai II (architect), JoAnn Oppenheimer Gore (public member) and Derrell Parker (registered interior designer).

Registrants are held to a high standard and must adhere to a strict code of ethics. If a client has not met the terms of the contract, the registrant may choose to seal the plans for submittal to the building department, or retain the plans until the client is in compliance with the contract. The board highly recommends that all registrants have a written contract that clearly details a payment schedule and the course of action that may be taken should the client or registrant breach the terms of the contract.

A registrant may pull plans from the building department if there is a life safety issue with the drawings and a correction needs to be made. Additionally, a registrant may terminate services if he becomes aware of an issue that would violate state or municipal laws. Rule of Conduct 3.3, or NAC 623.870(2)(a)(b)(c) for registered interior designers, outlines the conditions and steps that must be taken (in the order specified) for the registrant to terminate his services:

Rule of Conduct 3.3

If, in the course of his/her work on a project, an architect becomes aware of a decision taken by his/her employer or client, against the architect's advice, which

violates applicable state or municipal building laws and regulations and which will, in the architect's judgment, materially and adversely affect the safety to the public of the finished project, the architect shall

(i) report the decision to the local building inspector or other public official charged with the enforcement of the applicable state or municipal building laws and regulations,

(ii) refuse to consent to the decision, and

(iii) in circumstances where the architect reasonably believes that other such decisions will be taken notwithstanding his/her objection, terminate his/her services with reference to the project unless the architect is able to cause the matter to be resolved by other means.

In the case of a termination in accordance with Clause (iii), the architect shall have no liability to his/her client or employer on account of such termination.

If you have any questions about this article or circumstances where a design professional may rightfully pull plans from a building department or withdraw as design professional of record, please contact the board office at (702) 486-7300.

The board would like to thank:

**David Barnes
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Yvonne Olson
Bill Snyder
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Larry Tindall**

For their valuable assistance in updating and rewriting the Residential Design Exam. The board appreciates the many hours you donated to this monumental task.

NCARB News

Two Monographs Released

NCARB recently published two new monographs, *Security Planning and Design* and *The Hidden Risks of Green Buildings: Avoiding Moisture & Mold Problems*.

Security Planning and Design examines security threats that are intentional and originate in human action. The monograph was created because of the increased demand to build more secure buildings, and enhance the security in those already built, following the terrorist attacks of September 11, 2001 and the bombing of the Alfred P. Murrah Federal Building.

The monograph includes nine chapters and covers topics including: defining security needs, making buildings more resistant to ballistic attacks, building security technologies, protecting people in buildings from chemical, biological and radiological contamination, and security and emergency operations.

Security Planning and Design is \$175 for NCARB certificate holders and can be ordered on the NCARB Web site, www.ncarb.org. Successful completion of the quiz will earn readers 12 PDUs in health, safety and welfare.

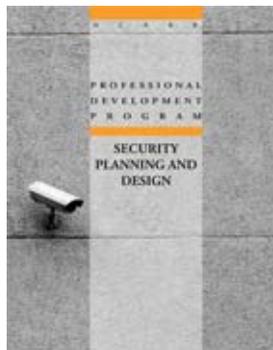
The Hidden Risks of Green Buildings is the first of NCARB's new "mini-monographs." The purpose of the mini-monographs is to provide an efficient and economical way to earn one or two CEUs in health, safety and welfare. The articles will appear in each issue of NCARB's free publication, *Direct Connection*, and the quiz can be paid for and taken online.

After completing *The Hidden Risks of Green Buildings*, readers should be able to:

- Comprehend how standard good practices for building design require additional diligence due to the enhanced likelihood of moisture intrusion connected

to building commissioning protocol, ventilation, design and novel building products.

- Identify the specific LEED credits that increase the potential for moisture intrusion problems during sustainable building design.
- Understand the contributions that good building envelope and mechanical design play in planning a sustainable building resistant to moisture problems.



Successful completion of the quiz will earn readers one PDU in health, safety and welfare. The quiz is \$35 for NCARB record holders and can be taken on www.ncarb.org.

NCARB has announced it will be releasing yet another monograph, *Sustainable Design II*, in Fall 2007.

Online Application for NCARB Record Launched

In September, NCARB launched an online process for architects to pursue NCARB

certification and for interns to begin the IDP. NCARB says that the online application will reduce the time it takes to establish an NCARB record down to one week or less, from the current four weeks.

To take advantage of the new process and significantly reduce the time needed to establish a record, click on the "Start Your NCARB Record Online" link on www.ncarb.org.

Free ARE Guide and Fee Increase
Beginning in January 2008, the combination ARE study guide and practice programs will be available for download from the NCARB Web site for free. The documents currently cost \$100.

When ARE 4.0 is launched in July 2008, each of the seven exam divisions will cost \$170. This fee increase applies only to ARE 4.0, not ARE 3.1.

For more information on the new exam, and the transition between ARE 3.1 and 4.0, please go to NCARB's Web site www.ncarb.org/ARE.

NCIDQ Publishes Guide

In August 2007, NCIDQ published a new guide for supervisors and mentors in the Interior Design Experience Program (IDEP). The *IDEP Guide for Supervisors and Mentors* briefly explains about the program and how it works. It then goes into more detail about who can be a mentor or supervisor, what the responsibilities are for each role, and finally how to become a supervisor or mentor.

IDEP is a documented, monitored experience program for entry-level interior designers. The program is designed to serve as a framework for earning the work experience necessary to qualify for state registration.

Nevada does not currently require IDEP for registration as a registered interior designer, but the board does encourage applicants to consider completing the program as they earn their required two years of interior design experience. In the coming year, the Nevada board will be discussing requiring the IDEP for future applicants and a possible implementation timeline.

The *IDEP Guide for Supervisors and Mentors* can be downloaded at www.ncidq.org/idep/keyplayers.htm. More information on IDEP can be found on the NCIDQ Web site, www.ncidq.org.

Enforcement Actions

(June 7 - October 10, 2007)

Inquiries are routinely sent to both registrants and non-registrants for alleged violations of the Nevada Revised Statutes (NRS) and Nevada Administrative Codes (NAC). There were 10 cases this period that were submitted for board consideration and approved. Additionally, 26 cases were closed this period because there was no basis for the allegations or the complaint did not fall within the board's jurisdiction.

The following cases were closed by means of settlement agreement. As part of the agreement, respondents agreed to assure compliance with Chapter 623. Should the respondent be involved in a subsequent case and found to have again violated a NRS or NAC, the case may be used as an aggravating factor.

Every effort is made to ensure that the following information is correct. Before making any decision based on this information, you should contact the NSBAIDRD.

Deviation from Standard of Professional Care and Acting without Reasonable Care and Competence: NRS 623.270.1(c)(f)

Case Nos. 07-091R and 07-098R

The allegations against **Darrell A. Gardner (Reg. No. 134-P)** were that he deviated from the normal standard of professional care by acting without reasonable care and competence. The matters were resolved through a settlement agreement assessing an administrative penalty of \$11,500 and investigative costs of \$3,600. Mr. Gardner was also placed on probation for two years, the terms of which include cooperating at all times with board staff, making all documents immediately available upon request of board staff, and retaining a peer reviewer to supervise all aspects of his professional residential design practice. Mr. Gardner must make written request prior to the lifting of probation.

Deviation from Standard of Professional Care, Acting without Reasonable Care and Competence, Wantonly Disregarding the Rights of his Client, and Making False and Misleading Statements: NRS 623.270.1(c)(f) and Rules of Conduct 1.1, 5.4 and 5.5

Case No. 06-040R

The allegations against **Dennis Rusk (Reg. No. 1309)** were that he deviated from the normal standard of professional care by not acting with reasonable care and competence in applying the technical knowledge and skill ordinarily applied by architects, that he wantonly disregarded the rights of his client, and that he made false and misleading statements. The matter was resolved through a settlement agreement assessing an administrative penalty of \$10,000 and investigative costs of \$9,500. Mr. Rusk was also placed on probation for one year, the terms of which include completing the NCARB *Professional Conduct* monograph, cooperating at all times with board staff, and making all documents immediately available upon request of board staff. Mr. Rusk must make written request to the board prior to the lifting of probation.

Holding Oneself Out and Unlicensed Practice: NRS 623.360.1(a)(b)(c)

Case Nos. 03-038N and 07-113N

The allegations against **Douglas Reynolds** and **DR Dental** were that they held themselves out as being qualified to provide services that fall under the practices of architecture and registered interior design and practicing as architects and registered interior designers, without having a certificate of registration issued by the board. The matter was resolved by a settlement agreement assessing an administrative penalty of \$5,000 and investigative costs of \$5,300.

Case No. 05-062N

The allegations against **Dawn Smith** and **Raechelle Hoyt** were that they held

Continued on Page 6.

NOTICE



As a courtesy to registrants, renewal notices were mailed in early October. All registrations must be renewed annually. It is each registrant's responsibility to ensure that his or her registration is current. If you did not receive your renewal notice, contact the board office and confirm that your current address is on file.

Renewal forms can also be downloaded from the board Web site at nsbaidrd.state.nv.us/Documents/renewal.pdf.  This interactive form may be completed on your computer if you have Adobe Reader 6.0 or higher.

DON'T FORGET TO SEND IN YOUR RENEWAL BY DECEMBER 31, 2007. Renewals received after this date will be charged a late fee of \$220, in addition to the \$150 annual renewal fee.

Board Elects Officers

The NSBAIDRD elected its officers for 2008 at the October 10, 2007 board meeting. Board members elected George F. Garlock as the Chairman and William E. Snyder as the Secretary/Treasurer. Garlock and Snyder are both architects.

George Garlock was originally appointed to the board in 1999. He served as secretary/treasurer from 2006-2007. He currently serves as an advisor to the board's Enforcement Division and was the board's Intern Development Program (IDP) liaison. A resident of Henderson, Garlock has been registered in Nevada since 1980. He is one of the founding principals of KGA Architecture.

William Snyder was appointed to the board in 2004 and also served on the board from 1986 through 1992. He currently serves on the board's Continuing Education Subcommittee. Snyder is the president and principal-in-charge of Tate Snyder Kimsey Architects, and in 2002 was admitted into



Chairman George Garlock



Secretary/Treasurer William Snyder

the American Institute of Architects' College of Fellows. He has been a Nevada registered architect since 1980. Snyder has served on the foundations of the Community College of Southern Nevada and the University of Nevada Las Vegas, and as a member of the UNLV School of Architecture Advisory Board.

Other members of the nine-member board currently include: Greg L. Erny (architect), Judith H. Fermoile (registered interior designer), Larry A. Henry (architect), John R. Klai II (architect), JoAnn Oppenheimer Gore (public member), Derrell Parker (registered interior designer) and Larry D. Tindall (residential designer).

New Services Provided by the Board

New newsletter format to launch in 2008

Starting with the next issue of *Focus*, the newsletter will be produced in an HTML format. That means that the newsletter will be contained in the body of the email – you will not have to download the publication from the Web site.

The board is contracting with an outside vendor to distribute the new-format newsletter. Staff hopes this will more effectively get the newsletter into your inbox, instead of your “bulk mail” folders.

Board reps can speak to your firm

Board representatives have recently been visiting Nevada firms to speak to interns

about the path to professional practice, including the internship programs and licensure exams. The small, casual setting provides a great opportunity for interns to get answers to their questions and for the board to educate incoming professionals about Nevada law and professional practice. This information is particularly important for architecture interns because of the upcoming changes to the ARE.

To schedule a board representative to visit your firm to discuss this or any other topic (such as electronic stamping, reciprocity, etc.), please contact Stacey Hatfield, the board's public information officer, at shatfield@nsbaidrd.nv.gov or 702-486-7300.

Link Directly to Web Sites in Article

To link directly to a Web site referenced in an article, move your cursor over the site address and click on it to go to the page. The cursor, which looks like a hand in Acrobat Reader, will change appearance to a pointing hand with a “W” when it moves over an active link. When you see , you'll know it is an active link.

New Registrants By Examination

(June 7 - October 10, 2007)

The board extends congratulations to the following individuals who recently passed their profession's licensing exam and now hold certificates of registration in Nevada:

Architects

- 6003 Kathryn Joy Pugsley (Las Vegas)
- 6004 Kevin M. Hicks (Irvine, Calif.)
- 6005 David Shu (Las Vegas)
- 6048 Casey M. Clark (Reno)
- 6049 Robert B. Olson (Tahoe City, Calif.)
- 6050 Michael A. Goeringer (Menlo Park, Calif.)
- 6056 Lipika Jensen (Las Vegas)

Registered Interior Designers

- 134-ID ... Bruce A. de Armond (Las Vegas)
- 135-ID ... Tarah Joiner Crabb (El Segundo, Calif.)
- 136-ID ... Heather Draper (Reno)
- 137-ID ... Anna M. Woerman (National City, Calif.)
- 138-ID ... Susan A. Evans (National City, Calif.)



New architects licensed at the August 2007 meeting are Kevin Hicks, Kathryn Joy Pugsley and David Shu.



New registered interior designers licensed at the August 2007 board meeting are Bruce de Armond and Tarah Crabb.



New architects licensed at the October 2007 meeting are Casey Clark, Michael Goeringer, Lipika Jensen and Robert Olson.



New registered interior designers licensed at the October 2007 meeting are Heather Draper, Susan Evans and Anna Woerman.

Enforcement Actions

(Continued from Page 4)

themselves out as being qualified to provide architectural and residential design services and engaged in the practices of architecture and residential design, without having certificates of registration issued by the board. The matter was resolved by a settlement agreement incorporating an "Effect on Licensure" clause and assessing an administrative penalty of \$5,500 and investigative costs of \$1,200.

Case No. 06-001N

The allegations against **Malcolm Myles** and **Malcolm Myles Consulting** were that they held themselves out as being qualified to provide architectural and residential design services and engaged in the practices of architecture and residential design, without having a certificate of registration issued by the board. The matter was resolved by a settlement agreement

assessing an administrative penalty of \$7,100 and investigative costs of \$1,400.

Case No. 07-032N

The allegations against **Anthony Young** and **Motivational Systems, Inc.** were that they held themselves out as being qualified to provide services that fall under the practices of architecture and registered interior design and practicing as architects and registered interior designers, without having a certificate of registration issued by the board. The matter was resolved by a settlement agreement assessing an administrative penalty of \$20,000 and investigative costs of \$1,800.

Case No. 07-043N

The allegations against **Wade Robison** and **Wade Robison Construction, LLC** were that they held themselves out as being

qualified to provide services that fall under the practices of architecture and residential design and practicing as architects and residential designers, without having a certificate of registration issued by the board. The matter was resolved by a settlement agreement assessing an administrative penalty of \$4,800 and investigative costs of \$1,400.

Case No. 07-106N

The allegations against **Jeffrey Meier**, **Stephen Ryle** and **Pond and Company** were that they held themselves out as being qualified to provide architectural services and engaged in the practice of architecture, without having certificates of registration issued by the board. The matter was resolved by a settlement agreement assessing an administrative penalty of \$10,500 and investigative costs of \$1,500.

EduCode Scheduled for February in Las Vegas

EduCode 2008 will be presented February 25-29 in Las Vegas, at the Orleans Hotel & Casino. During the five-day conference, a wide range of topics will be offered that are designed to meet the specific needs of conference participants. This year's classes begin at 7:30 a.m. and conclude at 4:30 p.m.

Courses will be available each day in 19 different tracks. Some of the tracks offered are: 2006 ICC code fundamentals, code enforcement, electrical, future of the built environment, IBC building, leadership essentials, and plumbing and mechanical. Participants can select to attend all the

sessions in a single track, or choose from several tracks to create a customized experience. All EduCode sessions will have ICC CEU credits.



Advance registration ends February 11. More information about EduCode can be found at www.educode.us or by calling 1-888-ICC-SAFE, ext. 33817.

Before you start that next out-of-state architecture project

Check the licensure requirements at:

www.ncarb.org/stateboards

Do You Know...

Once an application for registration is submitted, a prospective registrant may prepare plans for a project in Nevada:

- a) As long as the plans are not submitted to the building department for official use
- b) As long as the applicant obtains a temporary certificate
- c) As long as the applicant prepares the plans outside the state of Nevada
- d) None of the above – a prospective registrant may not prepare plans for a project in Nevada until his application is approved and the board notifies him

Hint: NRS 623.360(1)

Answer: d

Residential Design Exam Pass Rates

Examination	2006			2007		
	Number of Candidates	Number Pass	Percent Pass	Number of Candidates	Number Pass	Percent Pass
Structural	28	15	53%	21	7	33%
Materials & Methods	22	9	41%	21	6	29%
Environmental Controls	28	9	32%	27	9	33%
Graphic Design	22	17	77%	9	8	89%

Calendar

January 16, 2008

NSBAIDRD Board Meeting
Las Vegas

February 15, 2008

Residential Design Written Exam
Las Vegas and Reno

March 12, 2008

NSBAIDRD Board Meeting
Las Vegas

March 27-29, 2008

WCARB Regional Meeting
Englewood, Colo.

April 4-5, 2008

Spring 2007 NCIDQ Exam

April 5, 2008

Nevada Supplemental Exam for Registered
Interior Designers

Moving?

New job?

Don't forget to send your change of
address or change of employment
to the board.

NAC 623.720

Each architect, residential designer or interior designer who holds a certificate of registration shall advise the board in writing of any change of address or place of employment within 30 days after the change.

Change of address forms are available on the Web site,  or simply include the following information in a letter or email:

Full Name
Registration Number
Old Address, Phone and Fax Numbers
New Address, Phone and Fax Numbers
Email Address
Effective Date of Change



Board Members

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George F. Garlock,
Architect

Secretary/Treasurer

William E. Snyder,
Architect

Greg L. Erny,
Architect

Judith H. Fermoile,
Registered Interior Designer

Larry A. Henry,
Architect

John R. Klai II,
Architect

JoAnn Oppenheimer Gore,
Public Member

Derrell Parker,
Registered Interior Designer

Larry D. Tindall,
Residential Designer

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Investigator for Northern Nevada

Ginger Goulart

Administrative Secretary

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Board Office Hours

7:30am - 5:30pm, Monday - Friday