

## **Part 3 Licensing**

### **58-3a-301 Licensure required -- License classifications.**

- (1) A license is required to engage in the practice of architecture, except as specifically provided in Section 58-3a-304 or 58-1-307.
- (2) The division shall issue a license in the classification of architect to a person who qualifies under this chapter.

Enacted by Chapter 260, 1996 General Session

### **58-3a-302 Qualifications for licensure.**

- (1) Except as provided in Subsection (2), each applicant for licensure as an architect shall:
  - (a) submit an application in a form prescribed by the division;
  - (b) pay a fee determined by the department under Section 63J-1-504;
  - (c) provide satisfactory evidence of good moral character;
  - (d) have graduated and received an earned bachelors or masters degree from an architecture program meeting criteria established by rule by the division in collaboration with the board;
  - (e) have successfully completed a program of diversified practical experience established by rule by the division in collaboration with the board;
  - (f) have successfully passed examinations established by rule by the division in collaboration with the board; and
  - (g) meet with the board or representative of the division upon request for the purpose of evaluating the applicant's qualifications for license.
- (2) Each applicant for licensure as an architect by endorsement shall:
  - (a) submit an application in a form prescribed by the division;
  - (b) pay a fee determined by the department under Section 63J-1-504;
  - (c) provide satisfactory evidence of good moral character;
  - (d) submit satisfactory evidence of:
    - (i) current licensure in good standing in a jurisdiction recognized by rule by the division in collaboration with the board; and
    - (ii) current certification from the National Council of Architectural Registration Boards; or
    - (iii) current license in good standing in a jurisdiction recognized by rule by the division in collaboration with the board; and
    - (iv) full-time employment as a licensed architect as a principal for at least five of the last seven years immediately preceding the date of the application;
  - (e) have successfully passed any examination established by rule by the division in collaboration with the board; and
  - (f) meet with the board or representative of the division upon request for the purpose of evaluating the applicant's qualifications for license.

Amended by Chapter 183, 2009 General Session

### **58-3a-303 Term of license -- Expiration -- Renewal.**

- (1) The division shall issue each license under this chapter in accordance with a two-year renewal cycle established by rule. The division may by rule extend or shorten a renewal period by as much as one year to stagger the renewal cycles it administers.

- (2) Each license automatically expires on the expiration date shown on the license unless the licensee renews it in accordance with Section 58-1-308.

Enacted by Chapter 260, 1996 General Session

**58-3a-303.5 Continuing education.**

- (1) As a condition for renewal of a license under this chapter, each licensee shall, during each two-year licensure cycle or other cycle defined by rule, complete continuing professional education in accordance with standards defined by rule.
- (2) If a renewal period is extended or shortened under Section 58-3a-303, the division shall proportionately increase or decrease the continuing education hours required for licensure renewal under this section.

Amended by Chapter 111, 2012 General Session

**58-3a-304 Exemptions from licensure.**

- (1) In addition to the exemptions from licensure in Section 58-1-307, the following may engage in the stated limited acts or practices without being licensed under this chapter:
  - (a) a person offering to render architectural services in this state when not licensed under this chapter if the person:
    - (i) holds a current and valid architect license issued by a licensing authority recognized by rule by the division in collaboration with the board;
    - (ii) discloses in writing to the potential client the fact that the architect:
      - (A) is not licensed in the state;
      - (B) may not provide architectural services in the state until the architect is licensed in the state; and
      - (C) that such condition may cause a delay in the ability of the architect to provide architectural services in the state;
    - (iii) notifies the division in writing of his intent to offer to render architectural services in the state; and
    - (iv) does not provide architectural services or engage in the practice of architecture in this state until licensed to do so;
  - (b) a person preparing a plan and specification for one or two-family dwellings, including townhouses;
  - (c) a person licensed to practice professional engineering under Title 58, Chapter 22, Professional Engineers and Professional Land Surveyors Licensing Act, performing engineering or incidental architectural acts or practices that do not exceed the scope of the education and training of the person performing architecture;
  - (d) unlicensed employees, subordinates, associates, or drafters of a person licensed under this chapter while preparing plans and specifications under the supervision of an architect;
  - (e) a person preparing a plan or specification for, or supervising the alteration of or repair to, an existing building affecting an area not exceeding 3,000 square feet when structural elements of a building are not changed, such as foundations, beams, columns, and structural slabs, joists, bearing walls, and trusses; and
  - (f) an organization engaged in the practice of architecture, provided that:
    - (i) the organization employs a principal; and
    - (ii) all individuals employed by the organization, who are engaged in the practice of architecture, are licensed or exempt from licensure under this chapter.

(2) Nothing in this section shall be construed to restrict a draftsman from preparing plans for a client under the exemption provided in Subsection (1)(b) or taking those plans to a licensed architect for his review, approval, and subsequent fixing of the architect's seal to that set of plans if they meet the building code standards.

Amended by Chapter 268, 2016 General Session