



Committee Members

Pasqual Gutierrez, Chair
Tian Feng, Vice Chair
Raymond Cheng Betsey
Olenick Dougherty
Glenn Gall
Malcolm "Brett" Gladstone
Kirk Miller
Steve Sands
Stephanie Silkwood
Charles "Sonny" Ward, III

NOTICE OF TELECONFERENCE MEETING

Professional Qualifications Committee

October 30, 2020

The Professional Qualifications Committee (Committee) of the California Architects Board (Board) will meet by teleconference at

2:00 p.m., on Friday, October 30, 2020

NOTE: Pursuant to Governor Gavin Newsom's Executive Order [N-29-20](#), issued on March 17, 2020, this meeting will be held by teleconference with no physical public locations.

Important Notice to the Public: The Committee will hold a public meeting via Webex Events. To participate in the Webex meeting, please log on to this website the day of the meeting:

<https://dca-meetings.webex.com/dca-meetings/onstage/g.php?MTID=e7a7da5edf8e70a1aa14b32d96737211f>

Event/Meeting Number: 146 019 6414

Password: CAB103020

Instructions to connect to the meeting can be found at the end of this agenda.

Due to potential technical difficulties, please consider submitting written comments by October 23, 2020, to cab@dca.ca.gov for consideration.

AGENDA

2:00 p.m. to 5:00 p.m.
(or until completion of business)

Action may be taken on any item listed below.

- A. Call to Order / Roll Call / Establishment of a Quorum
- B. Chair's Procedural Remarks and Committee Member Introductory Comments

(Continued)

C. Public Comment on Items Not on the Agenda

The Committee may not discuss or act on any item raised during this public comment section, except to decide whether to refer the item to the Board's next Strategic Planning session and/or place the matter on the agenda of a future meeting (Government Code sections 11125 and 11125.7(a)).

D. Review and Possible Action on January 23, 2020 Committee Meeting Minutes

E. Presentation by American Institute of Architects California on a Proposed Continuing Education Requirement on Climate Action/Decarbonization - Bill Leddy, FAIA

F. Adjournment

Action may be taken on any item on the agenda. The time and order of agenda items are subject to change at the discretion of the Chair and may be taken out of order. The meeting will be adjourned upon completion of the agenda, which may be at a time earlier or later than posted in this notice. In accordance with the Bagley-Keene Open Meeting Act, all meetings of the Committee are open to the public.

The Committee plans to webcast the meeting on its website at www.cab.ca.gov. Webcast availability cannot be guaranteed due to limitations on resources or technical difficulties. The meeting will not be cancelled if webcast is not available.

Government Code section 11125.7 provides the opportunity for the public to address each agenda item during discussion or consideration by the Committee prior to it taking any action on said item. Members of the public will be provided appropriate opportunities to comment on any issue before the Committee, but the Chair may, at their discretion, apportion available time among those who wish to speak. Individuals may appear before the Committee to discuss items not on the agenda; however, the Committee can neither discuss nor take official action on these items at the time of the same meeting (Government Code sections 11125 and 11125.7(a)).

This meeting is being held via Webex Events. The meeting is accessible to the physically disabled. A person who needs a disability-related accommodation or modification to participate in the meeting may make a request by contacting:

Person: Darren Dumas
Telephone: (916) 575-7217
Email: darren.dumas@dca.ca.gov
Telecommunications Relay Service: Dial 711

Mailing Address:
California Architects Board
2420 Del Paso Road, Suite 105
Sacramento, CA 95834

Providing your request at least five (5) business days before the meeting will help to ensure availability of the requested accommodation.

Protection of the public shall be the highest priority for the Board and its committees in exercising its licensing, regulatory, and disciplinary functions. Whenever the protection of the public is inconsistent with other interests sought to be promoted, the protection of the public shall be paramount (Business and Professions Code section 5510.15).

AGENDA ITEM A: CALL TO ORDER / ROLL CALL / ESTABLISHMENT OF A QUORUM

Roll will be called by Vice Chair, Tian Feng.

Six members of the Committee constitute a quorum for the transaction of business. The concurrence of six committee members in attendance during a duly held meeting at which a quorum is established shall be necessary to constitute an act or decision of the Committee.

Committee Members

Pasqual Gutierrez, Chair
Tian Feng, Vice Chair
Raymond Cheng
Betsey Olenick Dougherty
Glenn Gall
Malcolm "Brett" Gladstone
Kirk Miller
Stephanie Silkwood
Steve Sands
Charles "Sonny" Ward, III

AGENDA ITEM D: REVIEW AND POSSIBLE ACTION ON JANUARY 23, 2020 MEETING MINUTES

Summary

The Committee is asked to review and take possible action on the minutes of the January 23, 2020 meeting.

Action Requested

Approval of the January 23, 2020 Professional Qualifications Committee (PQC) meeting minutes.

Attachment(s)

January 23, 2020 PQC Meeting Minutes (Draft)

DRAFT MEETING MINUTES PROFESSIONAL QUALIFICATIONS COMMITTEE

January 23, 2020

Sacramento and Various Teleconference locations

A. CALL TO ORDER / ROLL CALL / ESTABLISHMENT OF A QUORUM

Committee Chair Pasqual Gutierrez called the meeting to order at 11:04 a.m.

Vice Chair Tian Feng called the roll.

Six members of the Committee constitute a quorum; there being ten members present at the time of roll, a quorum was established.

Committee Members Present

Pasqual Gutierrez, Chair
Tian Feng, Vice Chair
Raymond Cheng
Betsey Dougherty
Glenn Gall
Malcolm "Brett" Gladstone (See the below explanation)
Kirk Miller
Steve Sands (Departed at 12:00 p.m.)
Stephanie Silkwood
Charles "Sonny" Ward III

Committee Members Absent

No member of the Committee was absent during the entirety of the meeting. Brett Gladstone experienced an unresolved technical issue that prevented further participation in the meeting.

Members of the Public Present

Mark Christian, Director of Government Relations, The American Institute of Architects, California (AIA California)
Ernest Stuart, Vice President Professional Practice, AIA California, Orange County Chapter

Staff Present

Laura Zuniga, Executive Officer (EO)

Marccus Reinhardt, Manager, Examination + Licensing + Continuing Education
Timothy Rodda, Manager, Administration + Enforcement
Rikki Parks, California Supplemental Examination Analyst
Susan Sirk, Continuing Education Analyst
Coleen Galvan, Communications Analyst
Kourtney Nation, Examination Analyst, Landscape Architects Technical Committee

B. CHAIR'S PROCEDURAL REMARKS AND COMMITTEE MEMBER INTRODUCTORY COMMENTS

Mr. Gutierrez asked each member to advise whether anyone from the public was in attendance from their respective location. He requested staff in attendance to provide introductions for the record.

Laura Zuniga advised the Committee Timothy Rodda was departing for a promotional opportunity at the Veterinary Medical Board.

Mr. Gutierrez advised members of the teleconference voting requirements.

C. PUBLIC COMMENT ON ITEMS NOT ON THE AGENDA

No public comments.

D. REVIEW AND POSSIBLE ACTION ON APRIL 18, 2019 MEETING MINUTES

- **Betsey Dougherty moved to approve the April 18, 2019 meeting minutes.**

Raymond Cheng seconded the motion.

Members Cheng, Dougherty, Feng, Gall, Gladstone, Miller, Sands, Silkwood, Ward, and Chair Gutierrez voted in favor of the motion.

The motion passed 10-0.

F. *UPDATE AND POSSIBLE ACTION ON 2019-2021 STRATEGIC PLAN OBJECTIVES TO:

2. PROVIDE LICENSEES THE OPPORTUNITY TO SUBMIT CONTINUING EDUCATION DOCUMENTATION ONLINE TO INCREASE EFFICIENCY IN LICENSURE RENEWAL

Marccus Reinhardt provided members with a brief background on the objective. Mr. Reinhardt advised the Committee that staff is coordinating with the Department of Consumer Affairs (DCA) Office of Information Services on the development of an online web application that would allow licensees the option to upload continuing education (CE) documentation. He also advised the members that testing was underway to determine compatibility with the DCA web systems. Mr. Reinhardt

provided a brief description of the process a licensee would follow to make use of the application. He said user acceptance testing was anticipated in the next several weeks depending upon the results of the compatibility tests. Mr. Reinhardt further advised members the system would not have any budgetary impact upon the Board and emphasized it would be an optional method for CE documentation submission.

- **Kirk Miller moved to accept the staff recommendation for the continued development of the web-based application for online document submission as another option for licensees to comply with audit-related documentation requests.**

Betsey Dougherty seconded the motion.

Members Cheng, Dougherty, Feng, Gall, Gladstone, Miller, Sands, Silkwood, Ward, and Chair Gutierrez voted in favor of the motion.

The motion passed 10-0.

3. CONDUCT OCCUPATIONAL ANALYSIS OF THE PROFESSION TO REFLECT CURRENT PRACTICE

Rikki Parks reminded the Committee that at its April 18, 2019 meeting it discussed this objective and staff explained to members the purpose and frequency of conducting an occupational analysis (OA). Ms. Parks said staff had previously advised members the National Council of Architectural Registration Boards (NCARB) would be conducting its practice analysis (PA) in late 2020 after the commencement of its fiscal year (FY). She also reminded members that based upon when NCARB would be conducting its PA, the Office of Professional Examination Services (OPES) recommended the Board's OA be conducted in the first half of FY 20/21. Ms. Parks advised the Committee staff is coordinating with OPES in the development of a contract for the OA that should be completed in the next few months.

Mr. Reinhardt provided a brief synopsis of the next action steps for the project. He and Mr. Rodda explained how NCARB and OPES will coordinate with each other throughout the various phases of the project.

There was no action requested of the Committee on this item.

4. REVIEW AND AMEND CALIFORNIA CODE OF REGULATIONS (CCR), TITLE 16, DIVISION 2, ARTICLE 3, SECTION 117 (EXPERIENCE EVALUATION) AND RELATED REGULATIONS TO REFLECT CURRENT LICENSING REQUIREMENTS

Susan Sirk reminded members that at its April 18, 2019 meeting it discussed this objective and approved a motion for staff to coordinate with DCA Legal Affairs Division (Legal) in the development of regulatory language that would reduce or eliminate barriers to licensure. Ms. Sirk advised that staff recently met with Legal to

discuss the proposed changes to CCR 117 and additional proposed language for related CCR provisions. She also advised members that staff received direction from Legal that will be incorporated into a regulatory proposal that will be brought before the Board at a future meeting.

Mr. Rodda explained that some of the proposed changes address experience earned while enrolled in school, degrees related to the field of architecture, allowing candidates to earn more experience through the Architectural Experience Program, and elimination of prescriptive language used in some provisions of the relevant regulations. Mr. Reinhardt explained the proposed changes are part of an omnibus regulatory package meant to update the Board's regulations and align them with contemporary practices in the profession. He also explained how candidate evaluations are conducted by staff including how educational experience credit is granted for foreign education. Mr. Rodda advised members the regulatory process could take 18 months to complete because of the process stages added under direction from the Governor's Office and DCA.

There was no action requested of the Committee on this item.

G. *REVIEW, DISCUSS, AND POSSIBLE ACTION ON NATIONAL COUNCIL OF ARCHITECTURAL REGISTRATION BOARDS (NCARB) DRAFT MODEL LAW

Mr. Gutierrez explained that NCARB *Model Law* is a best practice tool for use and reference by boards. He said the revised edition was a template modernized and updated with relevance to current practice and board governance. Mr. Gutierrez also explained that a vote for approval of the related NCARB resolution is an agreement to replace what currently exists. He emphasized that approval does not mean adoption. Mr. Gutierrez added that should a board choose to adopt the NCARB *Model Law*, then it would amend the best practices to conform with board-specific criteria.

Mr. Gutierrez opined there were four California-relevant updates (see below) in the revised NCARB *Model Law* and then explained the relevance of each.

1. Initial licensure requirements
2. License renewal
3. Mandatory continuing education (related to license renewal)
4. Firm registration

Mr. Reinhardt advised that at its December 11, 2019 meeting the Board directed this item be brought before the Committee for consideration. Mr. Gutierrez advised that concerns regarding the multiple paths to licensure were addressed in the latest iteration of the revised NCARB *Model Law*. He also opined that the *Architects Practice Act* is not too different in many respects from the revised NCARB *Model Law*.

- **Tian Feng moved to recommend the Board send NCARB a letter of support for the revised NCARB *Model Law*.**

Betsey Dougherty seconded the motion.

Members Cheng, Dougherty, Feng, Gall, Miller, Sands, Silkwood, Ward, and Chair Gutierrez voted in favor of the motion.

The motion passed 9-0. Brett Gladstone was absent for the vote.

E. *DISCUSS AND POSSIBLE ACTION ON ARCHITECT REGISTRATION EXAMINATION (ARE) PERFORMANCE

Mr. Reinhardt advised the Committee that the Board previously expressed its concern about candidate performance on the Architect Registration Examination (ARE) during its past several meetings. He explained that internally collected data and that provided by NCARB suggested California candidate performance is lower than the national average across multiple divisions. Mr. Reinhardt said Board members questioned whether one or more of the following factors may be a causal link for the apparent discrepancy in performance:

1. Multiple licensure paths
2. Candidate demographics
3. Architecture program curricula
4. Candidate preparedness
5. ARE difficulty

Mr. Reinhardt also advised that Board members were seeking a solution to the lower than expected performance, so they could proactively address a related concern – whether there were enough architects to meet consumer needs. The Committee reviewed the data and discussed the issue. Members concluded they had no concerns with ARE performance as the Board appeared to be on the correct path for licensing enough architects to meet consumer needs.

- **Tian Feng moved to direct staff report the Committee’s findings to the Board.**

Raymond Cheng seconded the motion.

Members Cheng, Dougherty, Feng, Gall, Miller, Sands, Silkwood, Ward, and Chair Gutierrez voted in favor of the motion.

The motion passed 9-0. Brett Gladstone was absent for the vote.

F. *UPDATE AND POSSIBLE ACTION ON 2019-2021 STRATEGIC PLAN OBJECTIVES TO:

1. AMEND EXISTING LAW REGARDING CONTINUING EDUCATION REQUIREMENTS FOR LICENSE RENEWAL TO REFLECT THE EVOLVING PRACTICE

Mr. Gutierrez asked the Committee to consider during its discussion on this objective whether it should recommend amending existing law and subsequently provide a rationale and framework for the Board to consider or wait until completion of the NCARB PA and the Board's OA before making any recommendation. He then asked each member to provide their respective comments or questions regarding the CE requirement. The Committee ultimately concluded, based upon the outcome of the discussion, it would be best to direct staff to conduct further research and wait until the results of the PA and OA are released before formulating a recommendation at a later meeting. In the interim, Kirk Miller recommended staff research prior Board reports for additional information that may be relevant to this objective.

- **Kirk Miller moved to recommend the Board increase the number of mandatory CE hours for each renewal period with an emphasis on health, safety and welfare units and code updates.**

Glenn Gall seconded the motion.

Members Dougherty and Miller voted in favor of the motion. Members Cheng, Feng, Silkwood, Ward, and Chair Gutierrez voted against the motion. Glenn Gall abstained.

The motion failed to pass 2-5-1. Brett Gladstone and Steve Sands were absent for the vote.

H. ADJOURNMENT

The meeting adjourned at 12:54 p.m.

*Agenda items for this meeting were taken out of order. The order of business conducted in the minutes follows the transaction of business.

AGENDA ITEM E: PRESENTATION BY AMERICAN INSTITUTE OF ARCHITECTS CALIFORNIA ON A PROPOSED CONTINUING EDUCATION REQUIREMENT ON CLIMATE ACTION/DECARBONIZATION – BILL LEDDY, FAIA

Summary

The American Institute of Architects (AIA) California, a professional association of over 10,000 architects in California, will pursue legislation in 2021 requiring architects to obtain five hours of continuing education (CE) in Zero Net Carbon Design every two years as a condition of license renewal, beginning with the 2023 renewal cycle. The AIA California Board of Directors, which comprises representatives from each of its 22 local chapters, overwhelmingly supported this effort at its July 2020 Board of Directors meeting.

The AIA California Board of Directors is seeking this change to state law for a variety of reasons, including the clear need to:

- Educate all architects in California about the urgency of rapid carbon reduction in the build environment and provide simple, cost-effective Zero Net Carbon Design strategies and tools to get there;
- Prepare all architects for rapidly changing building codes and a marketplace shifting toward advanced energy efficiency, carbon neutrality, and long-term resilience; and
- Mobilize the profession to take leadership in accelerating statewide decarbonization to protect the health, safety, and welfare of all Californians in the face of the mounting climate crisis.

At the Board's September 18, 2020 meeting, Bill Leddy, FAIA, Vice President of Climate Action, provided Board members with a presentation on the AIA California proposal. The presentation included background information on the proposal and highlighted current AIA California efforts to decrease carbon dioxide emissions statewide.

Board members expressed support for the proposal and requested staff collaborate with AIA California on it. Board President Tian Feng referred the proposal to the Professional Qualifications Committee (PQC) because one of its 2019-2021 Strategic Plan objectives relates to the evolution of the Board's CE requirement.

Bill Leddy will present this item at the meeting. Following are some questions that would provide additional clarification on the proposal:

1. What documented evidence serves as the basis for the proposed five additional hours of mandatory Continuing Education Units (CEUs) in Zero Net Carbon Design for license renewal?
2. As Zero Net Carbon Design is a 2023 license renewal requirement for an additional five CEUs, what actions have been initiated to establish a list of certified CEU coursework providers by 2022?
3. How will AIA accomplish the mobilization of architects?
4. How would AIA describe the CEU learning objectives related to the mobilization of architects?

Action Requested

The Committee is asked to discuss and provide a recommendation to the Board for consideration.

Attachment(s)

None