

DEPARTMENT OF CONSUMER AFFAIRS
TITLE 16. PROFESSIONAL AND VOCATIONAL REGULATIONS
DIVISION 2. CALIFORNIA ARCHITECTS BOARD

PROPOSED REGULATORY LANGUAGE

Disciplinary Guidelines

Proposed amendments to the regulatory language are shown in single underline for added text and ~~single strikethrough~~ for deleted text.

Proposed modifications to the regulatory language are shown in double underline for new text and ~~double strikethrough~~ for deleted text.

Amend Section 154 of Article 8 of Division 2 of Title 16 of the California Code of Regulations to read as follows:

ARTICLE 8 DISCIPLINARY PROCEEDINGS

§ 154. Disciplinary Guidelines.

In reaching a decision on a disciplinary action under the Administrative Procedure Act (Government Code Section 11400 et seq.), the ~~B~~board shall consider the disciplinary guidelines entitled "Disciplinary Guidelines and Model Orders" ~~[2000]~~(Revised [OAL to insert year]) which are hereby incorporated by reference. Deviation from these guidelines and orders, including the standard terms of probation, is appropriate where the Board in its sole discretion determines that the facts of the particular case warrant such a deviation -- for example: the presence of mitigating factors; the age of the case; evidentiary problems.

Note: Authority cited: Sections 481, 493, 5510.1 and 5526, Business and Professions Code; and Section ~~11425.50(e)~~11400.20, Government Code. Reference: Sections 125.3, 125.6, 140, 141, 143.5, 480(a), 481, 482, 490, 493, 496, 499, 5536, 5536.1, 5536.22, 5536.4, 5536.5 5553, 5558, 5560, 5561.5, 5565, 5577, 5578, 5579, 5580, 5582, 5582.1, 5583, 5584, and 5585, 5586, 5588, and 5600.05 Business and Professions Code; and Sections 11400.20 and 11425.50(e), Government Code.