

HOUSE BILL No. 1139

DIGEST OF INTRODUCED BILL

Citations Affected: IC 25-4-1.

Synopsis: Architect license renewal. Requires that notification must be mailed to an architect who fails to renew the architect's certificate of registration. Creates a one year registration renewal program for architects who fail to renew their registration and subsequently meet certain requirements. Establishes the renewal program fund to allow the professional licensing agency to administer the renewal program and notification requirements.

Effective: July 1, 2013.

Klinker, Truitt

January 10, 2013, read first time and referred to Committee on Employment, Labor and Pensions.

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First Regular Session 118th General Assembly (2013)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2012 Regular Session of the General Assembly.

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HOUSE BILL No. 1139



A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 25-4-1-14, AS AMENDED BY P.L.105-2008,
2 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2013]: Sec. 14. (a) Every registered architect who continues
4 in active practice shall, biennially, on or before the date established by
5 the licensing agency under IC 25-1-6-4, renew the registered architect's
6 certificate of registration and pay the required renewal fee.

7 (b) An architect registered or licensed in Indiana who has failed to
8 renew the architect's certificate of registration for a period of not more
9 than five (5) years may have the certificate of registration reinstated by
10 meeting the requirements of IC 25-1-8-6(c) **or section 33 of this**
11 **chapter.**

12 (c) An architect registered in Indiana who has failed to renew the
13 architect's certificate of registration for more than five (5) years may
14 have the certificate of registration reinstated by satisfying the
15 requirements for reinstatement under IC 25-1-8-6(d) **or section 33 of**
16 **this chapter.**

17 (d) If any registered architect desires to retire from the practice of



1 architecture in Indiana, the architect may submit to the board the
 2 architect's verified statement of intention to withdraw from practice.
 3 The statement shall be entered upon the records of the board. During
 4 the period of the architect's retirement, the architect is not liable for any
 5 renewal or restoration fees.

6 (e) If any retired architect desires to return to the practice of
 7 architecture in Indiana, the retired architect must meet the following
 8 requirements:

9 (1) If the certificate of registration has been expired for not more
 10 than five (5) years, the retired architect must:

11 (A) file with the board a verified statement indicating the
 12 architect's desire to return to the practice of architecture; and

13 (B) pay a renewal fee equal to the fee set by the board to renew
 14 an unexpired registration under this chapter.

15 (2) If the certificate of registration has been expired for more than
 16 five (5) years, the retired architect must:

17 (A) file with the board a verified statement indicating the
 18 architect's desire to return to the practice of architecture;

19 (B) pay a renewal fee equal to the fee set by the board to renew
 20 an unexpired registration under this chapter; and

21 (C) complete remediation and additional training established
 22 by the board based on the length of time the certificate of
 23 registration has been expired.

24 **(f) If an architect:**

25 **(1) fails to renew the architect's certificate of registration; and**

26 **(2) is not retired from the practice of architecture;**

27 **the board shall notify the architect of the renewal requirement by**
 28 **certified or registered mail not more than sixty (60) days after the**
 29 **date established by the licensing agency under IC 25-1-6-4 for**
 30 **renewal of the architect's certificate of registration.**

31 SECTION 2. IC 25-4-1-33 IS ADDED TO THE INDIANA CODE
 32 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 33 1, 2013]: **Sec. 33. (a) As used in this section, "agency" refers to the**
 34 **Indiana professional licensing agency established by IC 25-1-5-3.**

35 **(b) Notwithstanding IC 25-1-8-6, the agency shall create a**
 36 **certificate of registration renewal program for persons who are**
 37 **required to have a certificate of registration under this chapter and**
 38 **do not renew their certificates of registration for one (1) or more**
 39 **periods during the period beginning January 1, 2005, and ending**
 40 **June 30, 2013. The license renewal program begins July 1, 2013,**
 41 **and ends June 30, 2014.**

42 **(c) To be eligible for the program, a person must:**

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- 1 (1) have held a valid certificate of registration under this
 2 chapter on January 1, 2005;
 3 (2) have met the renewal requirements for being issued a
 4 renewal of the certificate of registration, except for submitting
 5 a renewal form and paying the renewal fee; and
 6 (3) provide a sworn statement that the person has not
 7 committed any act during the time the person's certificate of
 8 registration was expired that would constitute a violation of
 9 IC 25-1-11.
- 10 (d) When renewing a certificate of registration under this
 11 section, the person seeking renewal shall pay:
 12 (1) all unpaid certificate of registration renewal fees;
 13 (2) the current certificate of registration renewal fee; and
 14 (3) an additional late fee equal to the fees collected under
 15 subdivision (1);
 16 to be deposited in the renewal program fund created by section 34
 17 of this chapter.
- 18 (e) The agency shall amend the renewal records of a person who
 19 has successfully completed the requirements under this section to
 20 reflect that the person's certificate of registration is properly
 21 renewed during each period in which the person's certificate of
 22 registration was expired.
- 23 (f) This section expires December 31, 2014.
- 24 SECTION 3. IC 25-4-1-34 IS ADDED TO THE INDIANA CODE
 25 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 26 1, 2013]: Sec. 34. (a) The renewal program fund is created to allow
 27 the Indiana professional licensing agency to administer the
 28 certificate of registration renewal program under section 33 of this
 29 chapter and to pay for expenses related to renewal notification
 30 under section 14(f) of this chapter. The fund shall be administered
 31 by the Indiana professional licensing agency.
- 32 (b) The fund consists of fees collected under section 33(d) of this
 33 chapter.
- 34 (c) The expenses of administering the fund shall be paid from
 35 money in the fund. The treasurer of state shall invest the money in
 36 the fund not currently needed to meet the obligations of the fund
 37 in the same manner as other public money may be invested.
- 38 (d) Money in the fund at the end of a state fiscal year does not
 39 revert to the state general fund.

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