**A Message From The President...**

The Board of Architects has been busier this summer than anyone can remember. Our executive director resigned after seven years in the position. The Board has had three special meetings this summer and numerous committee meetings. Board member “homework” assignments to cover the necessary office work and decide how to proceed have taken a great deal of time from our jobs. We are committed to our positions and we are doing our best to ease the transition to a new Executive Director.

We’ve evaluated the way other states run their similar offices and discussed what we all believe the “ideal” situation here in Kentucky would be. You will see our “ad” in numerous publications and in this newsletter. We are entering a national search for our new Executive Director.

The position of executive director will be a full time job with state employee benefits. We will require this individual to be a licensed Architect. The new executive director will not be able to practice “traditional” architecture. We will expect him to focus all his time and attention on performing duties for the Board of Architects. Should anyone be interested in this opportunity please look at the information posted on our web-site. The Board will begin reviewing applications on October 15, 2004.

Our staff has also put in many extra hours keeping the office running smoothly without a director. Renewals for the Architects went out on time and we’ve had an excellent response from our licensees. The office staff hasn’t allowed any work to go uncompleted. They’ve worked with all the Board members and asked us to pitch in where needed to answer your questions and concerns and assist the staff. They are currently in the process of sending out the first renewals ever for the interior designers. I want to commend everyone at our office on their efforts.

This dedicated Board has also spent time on issues that we feel are important to tackle at this time. We’ve sorted through many current issues and begun the process of making one monumental change.

Architectural Interns will be able to sit for the Architectural Registration Exam earlier. The Board approved changes to our regulations which will allow Architectural Interns to sit for the Registration Exam once they’ve obtained a NAAB accredited degree and gained at least one year of IDP experience. We expect the process of changing this regulation to take approximately three months. Interns will still have to complete IDP and the ARE prior to licensure. Please watch our web-site for more details and dates.

The Board is still working on improving the KRS 323 statute and regulations. Much of this work has taken a back seat to the imminent need of a new executive director. The current law doesn’t always make sense in this new computer driven world and the Board and licensees through the years have had some frustration with interpreting certain parts of the law. We hope to put together some recommendations for changes within the next year.

We are also exploring laws that effect Architects in Kentucky other than only KRS 323. Our Board is regularly asked about the enforcement of the “contract administration” law. The Board is working on better understanding and better enforcement state wide of this law.

Finally, I want to tell you how wonderful it was meeting so many of our new certified interior designers at the reception this month. I am so glad we are able to recognize these accomplished individuals in their chosen career. We now have 124 certified interior designers and over 75 additional applicants in the process. I saw a few familiar faces and met so many new people.

Now that you know where we are, and who we are, we can all more easily contact one another with the questions and concerns regarding this new certification.
Did You Know...
Presentation of the registration bill to the 1930 General Assembly was the result of many unique circumstances and the endless actions of one individual. In 1928 the thoughts of obtaining a registration law was on the brink of dissolving. The economic depression had caused chapter spirits lows, the treasury was depleted, membership was declining, and the entire construction industry was at a halt. With these conditions present, the chapter decided now was not the time to pursue the registration law.

To a young, energetic architect named Clarence Julian Oberwarth, the decision not to move on the bill was quite discouraging. At that time 33 states had registration laws, including all states surrounding Kentucky except Missouri and Ohio. Oberwarth knew that by-passing the 1930 legislature would result in an unrecoverable loss of momentum for the architects. Knowing the Chapter would not change their minds on proceeding forward with the bill, Oberwarth, without revealing his intentions to anyone, decided to do it himself. Aware of the task ahead of him he gave his full attention to the bill over the next several months.

His first move was to take advantage of his personal friendship with then Republican Governor Flem D. Sampson. Oberwarth gave Sampson a full description of the bill and its intent, and promptly gave his endorsement and warned Oberwarth that an open endorsement by him at the time of a democratically controlled legislature might jeopardize any progress. His next move was to find a popular state Senator who would be willing to introduce the bill. Once again, personal acquaintance provided the assistance needed from a young senator in Versailles, A. B. Chandler. Step three was formalizing himself as a registered legislative lobbyist.

Shortly after the Senate completed its organization, Senator Chandler, true to his promise, introduced the Architectural Registration Bill. A few days later, he visited the House Chambers with Julian Oberwarth, to ask Representative Hemman Handmaker of Jefferson County to sponsor the bill in the House. Mr. Handmaker accepted the assignment and the bill was now ready to move. On March 7, 1930 the bill was signed by the Speaker of the House and the President of the Senate and sent to the Governor. Then on March 11, 1930 the Governor expressed his faith in the profession and reaffirmed his promise to Oberwarth that he would sign the bill when passed. On March 17, 1930 the bill was signed into law by Governor Sampson. Thus on June 21, 1930, (ninety days after adjournment of the Legislature) the Kentucky Architectural Registration law was implemented. The only costs had been a small amount for travel prior to the meetings of the General Assembly and a few cups of coffee while the legislature was in session!

Shortly after passage of the bill and its signing by Governor Sampson, the Kentucky Chapter of AIA, held a meeting of celebration in which two small gifts were presented to Senator Chandler and Representative Handmaker. Lastly, with sincerest appreciation, a wristwatch was given to Oberwarth. He humbly accepted the gift and wore it faithfully as a badge of honor. On the back of the watch was inscribed:

C. Julian Oberwarth
From
Ky. Chapt. AIA
In appreciation 1930

Oberwarth was the first registered Architect in the Commonwealth and served on the board as secretary/treasurer from 1930-1944. Mr. Oberwarth actively practiced architecture in Frankfort Kentucky from 1925-1965. In 1966, Mr. Oberwarth retired from active practice and served as the board’s first Executive Director. In 1983, Mr. Oberwarth died; however, his accomplishments, dedication, and passion for the practice of architecture will never will be forgotten.

Information obtained from "The History of the Profession of Architecture in Kentucky"
Lawrence W. Brandstetter, Newly Appointed Board Member

On March 5, 2004, Mr. Lawrence W. Brandstetter was appointed to the Kentucky Board of Architects by Governor Ernie Fletcher. Mr. Brandstetter is serving a term until 2008. Mr. Brandstetter received his B.S in Architecture and his Masters in Architecture from Ohio State University. Additionally, Mr. Brandstetter’s Post Graduate Studies were completed at Northwestern University Kellogg School, and Harvard Graduate School of Design. In 1979, Mr. Brandstetter started his architecture firm, Brandstetter Carroll Inc., with Michael E. Carroll. Currently, the firm employs approximately 50 employees in which they are responsible for over $400,000,000 in construction volume. Brandstetter Carroll Inc. has three offices located in Lexington, Kentucky; Cincinnati, Ohio; and Cleveland, Ohio.

Mr. Brandstetter holds membership in many technical professional societies. He is an active member of American Institute of Architects since 1995 and also holds membership in the National Council of Architectural Registration Boards. He is also a member of Leadership Lexington (1982) and Leadership Kentucky (1988).

Lawrence W. Brandstetter is an extremely respected professional throughout Kentucky as demonstrated by his commitment to State Government and his involvement and membership on many civic boards. Currently, Mr. Brandstetter serves on the Board of Directors for Bluegrass Tomorrow until 2007. He was elected to the House of Representative in 1995 and served as a Representative in the Kentucky General Assembly until 1998. Mr. Brandstetter has also served as a board member for the Lexington Bluegrass Airport from 1993-1995, Treasurer and Board Member of the Lexington Convention and Visitors Bureau from 1987-1995, and he was on the Newport, Kentucky Planning Commission in 1986-1994. Mr. Brandstetter was President of the Lexington Rotary Club 1987-1988 and served on the Lexington Forum Board of Directors in 1983.

Mr. Brandstetter has received numerous awards honoring him for his civic and design accomplishments. His civic awards include Outstanding Alumnus from Ohio State University in 1996, Lexington Forum Award in 1987-1988, and Rotary Foundation Award also in 1987-1988. Mr. Brandstetter’s Design Awards includes: Award of Excellence – Associated Builders and Contractors, Clear Creek Family Activity Center, Shelbyville, Kentucky (2000); Award of Honor – Associated Builders and Contractors, Preston Miller Aquatic Park, Bowling Green, Kentucky (2000); Honor Award – American Society of Landscape Architects, Recreational Master Plan, Cincinnati, Ohio (1997); Award of Commendation – Associated Building Contractors, Ft. Wright City Hall, Ft. Wright, Kentucky (1989); Design Award – United States Department of Housing and Urban Development, Bellevue, Kentucky Senior Housing Complex (1989); Award for Major Urban Projects – Virginia/North Carolina Joint Parks and Recreation Association, Miller Recreation Center, Lynchburg, Virginia (1988); Governor’s Award for Planning Excellence – City of Bowling Green, Kentucky Parks and Recreation Master Plan (1985).

Lawrence W. Brandstetter’s appointment to the Board is an advantageous addition for all Kentucky Architects and Certified Interior Designers. His knowledge, experience, and achievements in architecture and State Government reflect his commitment to the Commonwealth of Kentucky. Mr. Brandstetter will certainly be a strong addition to the Board.

Helen Hunt, Public Board Member

Helen Hunt was appointed to the Board by Gov. Paul Patton in October 2001 as the public member of the board. Ms. Hunt is serving a term until 2005 and In September 2003, Ms. Hunt was elected and served as the Secretary/Treasurer for the board. Ms. Hunt graduated from Morehead University in 1971 with a BA degree in Elementary Education. In 1974, she received her masters degree from Morehead in education and in the early 80’s Ms. Hunt received a Rank 1 as a Reading Specialist and in Kindergarten Certification. Ms. Hunt retired in 1996 from the Greenup County School System after 25 years of teaching. Currently, Ms. Hunt substitutes in all grades for Greenup County, Ashland Independent, and Fairview Independent.

Ms. Hunt remains very active in many educational organizations. Ms. Hunt has held many offices including president for three terms for the Greenup County Education Association where she also held the KEPAC Chair position. She is a current member of the Kentucky Education Association (KEA)- Retired and the National Education Association-Retired (NEA). From 1997-2003 Ms. Hunt served on the board of KEA-Retired and as well as the Constitution and By Laws Committee. Ms. Hunt is also the current president of EKEA-Retired, an organization she was instrumental is forming in 2003.

Ms. Hunt also belongs to the Goldenrod Chapter of American Business Women’s Association in which she has been a member of for 25 years and held the presidency for four terms. Ms. Hunt belongs to the National Poetry Society, Kentucky State Poetry Society, Flatwoods Poetry Society, Carter County Poetry Association, and the Phoenix Writers Poetry Association. Ms. Hunt is also a member of the National Romance Writers of America, The Kentucky Romance Writers, and she is president of KYOWA 180 Chapter of Romance Writers. Ms. Hunt also belongs to the National Federation of Press Women and is the current president of The Kentucky Federation of Press Women which will be hosting the National Convention in Lexington in September 2004.

Honors for Ms. Hunt include Kentucky Colonel, three time Woman of the Year by the American Business Women’s Association, bios in Personalities of the South and The World Who’s Who of Women, and first place award for KEA best newsletter editor.

She has four publications to her credit, Life is But a Journey (self illustrated) Poetry, Ode to Jesse Stuart (Compiled poems about Jesse, written by Appalachian Writers), Poetry Within, and Hamilton/Cantrell Genealogy (8 x 11 Hardcover with 763 pages and over 3000 photographs).

Ms. Hunt is the mother of five children (three girls and twin sons) and enjoys reading, writing, and painting. Ms. Hunt has painted approximately twenty murals in schools, homes, and a church baptistery and has taught Children’s Acrylic Painting classes for over ten years at the YWCA in Ashland. Ms. Hunt is an avid traveler- she has visited 46 states and 15 countries.
Section 1. Unprofessional Practice, Penalties, and Procedures

(1) The following shall constitute unprofessional practice:
(a) Gross incompetence or gross negligence;
(b) Unprofessional conduct or conduct tending to bring the profession into disrepute;
(c) Conviction of a felony;
(d) Fraudulent or dishonest architectural practice;
(e) Use of false evidence, or misrepresentation in an:
   1. Application for licensing; or
   2. License renewal application;
(f) Signing or affixing his seal to any plan, print, specifications for a building, or report which have not been prepared by the architect or an employee under his supervision; and
(g) Failure to comply with continuing education requirements in 201 KAR 19:087.

(2) The following penalties may be imposed on an architect for unprofessional practice:
(a) Refusal of to grant a license;
(b) Refusal to renew or reissue a license;
(c) Private or public reprimand;
(d) Imposition of probation;
(e) Suspension of a license;
(f) Revocation of a license.

(3) The procedure for imposing a penalty on an architect shall be conducted in accordance with KRS Chapter 13B and 323.130.

Section 2. Gross Incompetence and Gross Negligence Defined.

The following acts or omissions by an architect shall be deemed to be gross incompetence or gross negligence within the meaning of the law:
(1) Willfully failing to use reasonable care and diligence in his professional practice, resulting in a building or structure being improperly constructed to the detriment of the occupants.
(2) Willfully failing to use reasonable care and diligence in preparing drawings, specifications and other documents relating to the design and construction of buildings for the protection of a client in all relationships as agent of the client.

Section 3. Unprofessional Conduct Defined.

The following acts by an architect shall be deemed to be "unprofessional conduct":
(1) Accepting compensation for architectural services from any entity other than his client or employer.
(2) Offering or making a payment or gift to a government official (whether elected or appointed) with the intent to influence the official judgment in connection with a prospective or existing project in which the architect has an interest in providing architectural services.
(3) Offering or making a payment or gift, as an individual architect or as a participating member of a partnership or corporation, to an elected governmental official, candidate for governmental office, or the campaign of a candidate for governmental office, when the payment or gift is a violation of federal or state campaign finance laws or administrative regulations.
(b) Entering a plea of guilty or an "Alford" plea to, or having been found guilty of, a felony or misdemeanor involving the violation of federal or state campaign finance laws, and the time for appeal has lapsed or the judgement or conviction has been affirmed on appeal, irrespective of an order granting probation following the conviction, suspending imposition of sentence shall be conclusive proof of a violation of this section, and a certified copy of the judgement or order shall constitute sufficient proof of such a violation.
(4) Offering or making any gifts, except gifts of nominal value (including, for example, reasonable entertainment and hospitality), with the intent to influence the judgment of an existing or prospective client in connection with a project in which the architect has an interest.
(5) Having a financial interest in the manufacture, sale or installation of any component or process used in a project for which he is the architect unless the client has been advised and has waived any objection.
(6) Publicly endorsing a product, system, or service, or permitting the use of his name or photograph to imply endorsement of a product, system, or service not designed or developed by him; or
(7) Using paid advertising on behalf of himself, his partner, associate, or any other architect affiliated with him or his firm, that contains a statement or claim which is false or tends to be misleading, deceptive, or unfair, or which makes material claims of superiority which cannot be substantiated rather than being designed to inform the public.
(b) Advertising may include the name of the architect or firm, address, telephone number, a statement of the fields of practice, and a statement of the geographical area where services are rendered, and cost of services.
(c) An architect or architectural firm which advertises a fee for specific services and accepts such employment shall perform such services for the amount stated, and a statement to that effect shall be included in every advertisement.
(d) Advertisements may be by newspaper or magazine advertisements, radio or television announcements, or display advertisements in the city or telephone directories.
CID’S FIRST RENEWAL IS HERE... THE FOLLOWING ARE HELPFUL TIPS

Renewal forms were sent to each CID requiring certificate renewal the first week of September. Renewal form and the fee check of $200.00 or $25.00 (paid payable to “The Kentucky State Treasurer” must be returned by September 30, 2004 (there is a sixty day grace period honored).

DOUBLE CHECK YOUR SIGNATURES ON YOUR RENEWAL FORM

SECTION 1. STATUS OF CERTIFICATION
(RENEWING OR INACTIVE STATUS)

SECTION 2. STATEMENT OF FACT

SECTION 3. CONTINUING EDUCATION
(BACK OF RENEWAL UNDER PDU CHARTS)

SINCE IT IS RENEWAL TIME, THAT ALSO MEANS AUDIT TIME IS RIGHT AROUND THE CORNER.
REMEMBER TO SAVE ALL PROOF OF CONTINUING EDUCATION IN CASE YOU ARE AUDITED.
CONTINUING EDUCATION CAN BE AUDITED UP TO TWO YEARS!

CONTINUING EDUCATION NEWS AND UPDATES

During the September 14, 2004 Board Meeting, the Board determined they must follow the Continuing Education regulations as they are written.

19:340 Section 3 subsection 2
(2) The twelve (12) hours of continuing education shall be satisfied during the period beginning October 1 and ending September 30 of the following year.

For example:
Continuing Education Credits for renewal year 2004 must be obtained during the period of October 1, 2003 through September 30, 2004. Any credits taken outside of those dates will not be accepted.

Continuing Education credits for renewal year 2005, must be obtained during the period of October 1, 2004 through September 30, 2005. Any credits taken outside of those dates will not be accepted.

CONGRATULATIONS!

INTERIOR DESIGNERS GRANTED CERTIFICATION BY THE BOARD

* Licensed Architects in Kentucky

Judith G. Strassburg
Sherry D. Maraman
Joyce A. Zimer
Rebecca Lynne Lawless
Jane H. Gray
Dee Dee Murphy
Lisa C. Ballard
Joseph Lee Myers, Jr.
* Steven S. J. Sherman
* Charles E. Bamhart III
Sarah P. McNabb
Sarah A. Balmer
Michael Chad Beyer
* Joshua Scott Gedney
Allison Carl White
Kelly A. Buckner
*Francis J. Scott
*Stanley Edward
Klausing, Jr.
*Forrest B. Ewen
Elizabeth A. T. Waldridge
Patricia Annette Amburn
Christopher T. Estes
Matthew H. Carter
Linda S. Hubbuch
Michael M. Hoskins
Jennifer L. Lowe
Laura Marie George
Linda J. Bell
Don A. Farmer
Gloria J. Bailey
*Jill Lewis Smith
Mary Lee Schott
Anita G. Kerr
Victoria Melton Coots
Betty E. Ervin
Marilyn Swift Pollock
Susan C. Durham
Robert J. Bledsoe
Shannon L. Rickard
Jacquelyn K. Sanneman
Terri L. Malthouse
Evelyn Jane Liming
Jennifer M. Bickle
Shareese A. Malone
Nancy Pratt May
*Charles Arthur Hill
*Dennis L. Arthur
Candace Comette Milligan
*Kimberli Ann Bragg
Stephanie Reese McCrery
Kara Chase Wilson
Deborah L. Biven
Kellie A. Ritchie
Lisa C. Hinson

POWER IS KNOWLEDGE

INTERIOR DESIGN IS KNOWLEDGE
Section 4. Fraudulent or Dishonest Practice Defined.
The following practices by an architect shall be deemed to be "fraudulent or dishonest practice" within the meaning of the law:
(1) Making untrue or deceitful statements in an application for examination or registration, or in an application for license renewal or in any other statements or representations to the board.
(2) Affixing his seal to any drawing:
   (a) For which he was not:
       1. The author; or
       2. In charge of preparing the plan; or
       (b) Which was not prepared under his supervision.
(3) Bribing a person who may influence the selection of an architect.
(4) Willfully misleading or defrauding a person employing him as an architect.
(5) Willful violation of:
   (a) A Kentucky or other state law relating to the practice of architecture; or
   (b) An administrative regulation promulgated by the board.
(6) Using, or attempting to use, or practicing under, a license that has been suspended or revoked or which has not been renewed as required by law and the administrative regulations of the board.

Section 5. Registration While Working for Others.
(1) Without affecting the status of his registration, an architect may as an employee of:
   (a) Another architect;
   (b) A firm, if his duties are nonarchitectural.
(2) If an architect works as an architect for or with a nonarchitect or corporation not under the control of architects:
   (a) He shall maintain:
       1. Free and unbiased judgement;
       2. Unrestrained use of his professional prerogatives and services to clients; and
   (b) The terms of his employment shall permit full compliance with the:
       1. Obligations of practice; and
       2. Administrative regulations.

Section 6. Office Staffing.
Each office maintained for the preparation of drawings, specifications, reports and other professional work shall have a regularly employed architect duly registered with this board, in full authority and responsible charge, having direct knowledge and supervisory control of such work.
STATUE CHANGE – GRANDFATHERING EXTENSION PASSED

For all those designers who vigilantly followed SB132, the board is pleased to announce the extension was signed into law by Governor Ernie Fletcher on April 2, 2004.

KRS 323.410--Certification of Interior Designers Grandfathering Clause will be **EXTENDED TO JULY 15, 2006**.

This means all Grandfathering applicants will now be eligible to test and/or retest on 4 future NCIDQ exam dates (October 2004, April 2005, October 2005, April 2006)

This also means we will be accepting new Grandfathering applications and all previous Grandfathering applications on file with the board are still current.

Contact Amy Vice at the Board office if you have any questions regarding the statute change, need to obtain an application, or wish to place your name on one of the NCIDQ Section I exam lists.

NEW GRANDFATHERING DEADLINES

To test on **October 1, 2004** your application must be in this office by **July 1, 2004**

To test on **April 1, 2005** your application must be in this office by **January 1, 2005**

To test on **October 14, 2005** your application must be in this office by **July 1, 2005**

To test on **April 7, 2006** your application must be in this office by **January 1, 2006**

REGULATION CHANGE - - KAR 19:315

As of June 1, 2004 KAR 19:315 Section 1 (a) was amended to read:

“Section 3. Degrees From Programs Not Accredited by FIDER or NAAB.

(1)(a) In lieu of the education and experience requirements of Section 1(2)(a) and (b) of this administrative regulation, the board may deem an applicant eligible for certification if, prior to January 1, 2009, January 1, 2012, the applicant: ... “

CALLING ALL CERTIFIED INTERIOR DESIGNERS:

RUNNING OUT OF TIME FOR CONTINUING EDUCATION?

CHECK OUT THESE BOARD SUGGESTED NCIDQ MONOGRAPHS

“LIGHTING TO PROTECT”

“ETHICS AND THE DESIGN PROFESSIONS”

All NCIDQ monographs are worth 7 Structured PDU’s

To purchase a monograph:
You can log on to NCIDQ’s website and order online at www. ncidq.org or you can contact them by phone at 202/721-0220

CID APPLICATION STANDINGS

Applications Received: 194    Applicants Certified: 125

Grandfathering Applicants Sitting for October Exam: 18

SPRING 2004 NCIDQ EXAMINATION STATISTICS FOR KENTUCKY GRANDFATHERING APPLICANTS

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Kentucky Board of Architects
301 E. Main Street, Suite 860
Lexington, Kentucky 40507