

**REGULATORY REVIEW COMMITTEE OF THE APELSCIDLA BOARD  
MEETING MINUTES**

The Regulatory Review Committee of the Virginia Board for Architects, Professional Engineers, Land Surveyors, Certified Interior Designers and Landscape Architects (APELSCIDLA Board) met on March 23, 2010, at the Department of Professional and Occupational Regulation, 9960 Mayland Drive, Richmond, Virginia, with the following members present:

James R. Boyd  
Wiley V. Johnson III  
Nancy E. McIntyre  
Andrew M. Scherzer  
Cameron C. Stiles

Staff present for all or part of the meeting were:

Jay DeBoer, Director  
Mark N. Courtney, Deputy Director for Licensing and Regulation Division  
Kathleen R. Nosbisch, Executive Director  
Justin Garofalo, Board Administrator  
Amy Goobic, Administrative Assistant

Steven P. Jack, Assistant Attorney General, was present at the meeting.

Mr. Johnson, Chair, called the meeting to order at 11:01 a.m..

**Call to Order**

Mr. Johnson advised the Board of the board room emergency evacuation procedures.

**Emergency Evacuation  
Procedures**

Ms. McIntyre moved to approve the agenda as amended. Ms. Stiles seconded the motion which was unanimously approved by members: Boyd, Johnson, McIntyre, Scherzer and Stiles.

**Approval of  
Agenda**

There was no public comment.

**Public Comment  
Period**

The Committee members reviewed the draft regulations as revised during the last Committee meeting and also by Sections of the Board. Discussion continued on recommended changes to sections of the regulations pertaining to all APELSCIDLA professions, with focus on Sections XI and XII.

**Review Regulations  
and Statutes**

Discussion also included the Continuing Education regulations that will go

into effect April 1, 2010 and whether there were any changes that might need to be made. The Committee concurred that the board should wait to determine if there are any issues with the current regulations as written. Discussion was also held as to whether preparation for and obtaining LEED

certification would qualify for Continuing Education. Ms. Nobsch explained that it does not meet the criteria contained in the regulations. However, regulants could contact LEED and request they predetermine the amount of Continuing Education acquired for studying, taking and passing the exam, so the exam could meet criteria.

With regards to 18VAC-10-20-720. Solicitation of work or employment, Mr. Boyd suggested adding “gratis services” to 18VAC10-20-720.1, as some businesses will offer preliminary work free of charge, with the understanding that they will obtain contract. The Committee agreed by consensus to add this verbiage.

Mr. Duncan Abernathy, AIA, was present and asked to speak during Other Business. Mr. Abernathy requested that there be Public Comment time at the beginning and end of the Regulatory Review Committee meeting, as this had been done in the past. This would enable any Public attending, opportunity to comment on what had been discussed. The Committee agreed by consensus to allow Public Comment at the start of the meeting and also before the close of the meeting. Mr. Abernathy was not in attendance at the beginning of the meeting for the scheduled Public Comment.

**Other Business**

Mr. Abernathy commented on the addition of the words “gratis services” as some entities will require a free service as part of the proposal. The Committee agreed that if the service is *required* in the proposal process, it would not conflict, as it would not give the advantage to one regulant over another.

The Committee members agreed by consensus to meet again on April 12, 2010, to continue review of the draft changes to the regulations.

**Set Meeting Date**

Conflict of Interest forms were completed by all members present.

**Conflict of Interest  
Forms**

There being no further business, the meeting was adjourned at 2:35 p.m.

**Adjourn**

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Wiley V. Johnson III, Chair

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Jay DeBoer, Secretary