



WEST VIRGINIA SECRETARY OF STATE

KRIS WARNER

ADMINISTRATIVE LAW DIVISION

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Office of West Virginia
Secretary Of State

NOTICE OF RULE MODIFICATION OF A PROPOSED RULE

AGENCY: Architects

RULE TYPE: Legislative

TITLE-SERIES: 2-03

RULE NAME: 2-03 Fees for Registration of Architects

CITE AUTHORITY: W. Va. 30-1-6

The above proposed Legislative rules, following review by the Legislative Rule Making Review Committee, is hereby modified as a result of review and comment by the Legislative Rule Making Review Committee. The attached modifications are filed with the Secretary of State.

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.

Yes

Emily B Papadopoulos -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.

TITLE 2
LEGISLATIVE RULE
BOARD OF ARCHITECTS

SERIES 3
FEES FOR REGISTRATION OF ARCHITECTS

§2-3-1. General.

1.1. Scope. -- This rule sets fees related to the registration of architects as provided in W. Va. Code §§30-1-6 and §30-12-1 *et seq.*

1.2. Authority. -- W. Va. Code §30-1-6.

1.3. Filing Date. -- ~~April 30, 2025.~~

1.4. Effective Date. -- ~~April 30, 2025.~~

1.5 Sunset Date. - - This rule shall terminate and have no further force and effect on August 1, ~~2030~~2031.

§2-3-2. Definitions.

2.1. Terms defined in W. Va. Code §30-12-2 have the same meanings when used in this rule unless the context or subject matter clearly requires a different interpretation.

2.2. Terms defined in “Title 2 Legislative Rule Board of Architects – Series 1 – Registration of Architect” have the same meanings when used in this rule unless the context or subject matter clearly requires a different interpretation.

2.3 As used in this rule, the following terms have the following meanings unless context or subject matter requires a different interpretation:

2.3.1. Initial – means obtaining a license for the practice of architecture in West Virginia for the first time.

2.3.2. Low income individuals – individuals in the local labor market as defined in W. Va. Code §21-1C-2 ~~of this code~~ whose household adjusted gross income is below 130 percent of the federal poverty line. This term also includes any person enrolled in a state or federal public assistance program including, but not limited to, the Temporary Assistance for Needy Families Program, Medicaid, or the Supplemental Nutrition Assistance Program (SNAP).

2.3.~~2~~ 3. Military Families – any person who serves as an active member of the armed forces ~~in~~ of the United States, the National Guard, or a reserve component as described in 38 U.S.C. § 101, honorably discharged veterans of those forces, and their spouses. This term also includes surviving spouses of deceased service members who have not remarried.

§2-3-3. Fees.

3.1. The applicant shall pay with his or her application for registration or reciprocal registration a non-refundable filing fee in the amount of \$100 unless the applicant's request for a waiver of the fee is accepted by the Board pursuant to sections 3.9 or 3.10.

3.2. The applicant shall pay directly to NCARB or its designee all fees related to the cost of the A.R.E. or any division of the A.R.E.

3.3. The applicant for registration or reciprocal registration shall pay the Board \$50 for a printed certification evidencing registration as an architect unless the applicant's request for a waiver of the fee is accepted by the Board pursuant to sections 3.9 or 3.10.

3.4. The applicant shall pay a fee to the Board of \$75 for the annual renewal of a certificate of registration. An initial certificate of registration expires on June 30 of the year following initial registration, and annual renewals expire on June 30 of each year thereafter.

3.5. The ~~nonresident~~ applicant for reciprocal registration shall pay to the Board, in addition to the filing fee accompanying the application and the fee for the printed certification, \$250 for registration unless the applicant's request for a waiver of the fee is accepted by the Board pursuant to section 3.9 or 3.10.

3.6. The applicant shall pay to the Board for the renewal of an inactive certificate of registration \$150, if the inactive certificate of registration is renewed within six months (6) after the renewal date.

3.7. The applicant shall pay to the Board for reinstatement of an inactive certificate of registration \$250, if the inactive certificate of registration is reinstated more than 12 months but not exceeding five years after the renewal date.

3.8. Architects registered in West Virginia who seek a verification of certification for other jurisdictions shall pay to the Board \$25 for a verification of certification.

3.9. Low-income individuals, as defined in this rule, may seek a waiver of the initial fees set forth in Sections 3.1, 3.3, and 3.5 for registration as an architect in accordance with W. Va. Code §30-1-23. Waiver requests must be submitted at the time of the application for registration on a form prescribed by the Board and must include all verification documents required by the Board. The Board shall process the request within 30 days.

3.10. Military families, as defined in this rule, may seek a waiver of the initial fees set forth in Sections 3.1, 3.3, and 3.5 for registration as an architect in accordance with W. Va. Code §30-1-23. Waiver requests must be submitted at the time of the application for registration on a form prescribed by the Board and must include all verification documents required by the Board. The Board shall process the request within 30 days.