

SB 472

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THE STATE SENATE
Thursday, February 13, 2003

Senate Bill No. 472
As Amended

SENATE BILL NO. 472 - By: KERR of the Senate and WALKER of the House.

[professions and occupations - State Architectural Act - effective date]

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 59 O.S. 2001, Section 46.3, is amended to read as follows:

Section 46.3 A. "Architect" means any person who engages in the practice of architecture as hereinafter defined.

B. The "practice of architecture" shall be defined as rendering or offering to render certain services, in connection with the design and construction, enlargement or alteration of a building or a group of buildings and the space surrounding such buildings, including buildings which have as their principal purpose human occupancy or habitation; the services referred to include planning, providing preliminary studies, designs, drawings, specifications and other technical submissions, the administration of construction contracts, and the coordination of any elements of technical submissions prepared by others including, as appropriate and without limitation, consulting engineers and landscape architects; provided,

1 that the practice of architecture shall include such other
2 professional services as may be necessary for the rendering of or
3 offering to render architectural services.

4 C. "Licensed architect" means an architect holding a current
5 license or certificate of registration issued by the Board.

6 D. "Registration or licensure" means a certificate of
7 registration or licensure issued by the Board to a person. The
8 definition of "license" or "registration" shall be synonymous.

9 E. A "building" means a structure consisting of a foundation,
10 walls, roof, with or without other parts; provided, however, nothing
11 in The State Architectural Act shall be held or construed to have
12 any application to any building, or to the repairing or remodeling
13 of any building, to be used for one-family residential purposes,
14 duplexes, or apartment houses not exceeding two stories in height,
15 to any warehouse, maintenance building, garage or storage building
16 not exceeding two stories in height, or to a hotel, lodge or
17 fraternal building not exceeding two stories in height, or to any
18 farm improvements, or industrial or commercial buildings not
19 exceeding two stories in height, nor to any school building where
20 the reasonably estimated total cost for the construction, where
21 structural changes are being made in remodeling or repairing of such
22 school building does not exceed the sum of Forty Thousand Dollars
23 (\$40,000.00). A basement is not to be counted as a story for the

1 purpose of counting stories of a building for height regulations.
2 Provided, however, it shall be unlawful for any person other than an
3 architect duly licensed as provided in The State Architectural Act
4 to engage in the planning, designing and preparation of drawings and
5 specifications for the alteration or construction of any building to
6 be used as an armory, auditorium, assembly hall, convention hall,
7 church, educational building, convent, dormitory, gymnasium,
8 hospital, library, bonded warehouse, passenger station, power house,
9 municipal building, county building, state building, federal
10 building, radio or television station, stadium or theater where the
11 reasonably estimated total cost for construction, remodeling or
12 repairing of such building exceeds the sum of ~~Forty Thousand Dollars~~
13 ~~(\$40,000.00)~~ One Hundred Thousand Dollars (\$100,000.00).

14 F. "Board" means The Board of Governors of the Licensed
15 Architects and Landscape Architects of Oklahoma.

16 G. "Certificate of authority" means the authorization granted
17 by the Board for persons to practice or offer to practice
18 architecture or landscape architecture through a partnership, firm,
19 association, corporation, limited liability company or limited
20 liability partnership.

21 H. "Technical submissions" means designs, drawings,
22 specifications, studies and other technical reports prepared in the
23 course of practicing architecture.

1 I. "Responsible control" means the amount of control and
2 detailed knowledge of the content of technical submissions during
3 their preparation as is ordinarily exercised by licensed architects
4 applying the required professional standard of care.

5 J. "Landscape architect" means a person registered to practice
6 landscape architecture as provided in The State Architectural Act.

7 K. "Landscape architecture" means the performance of
8 professional services such as teaching, consultations,
9 investigations, reconnaissance, research, planning, design,
10 preparation of construction drawings and specifications, and
11 construction observation in connection with the arranging of land
12 and the elements thereon for public and private use and enjoyment,
13 including the design and layout of roadways, service areas, parking
14 areas, walkways, steps, ramps, pools, the location of buildings and
15 other structures, and the grading of the land, surface and subsoil
16 drainage, erosion control, planting, reforestation, and the
17 preservation of the natural landscape, in accordance with accepted
18 professional standards.

19 The practice of landscape architecture shall include the
20 location and arrangement of such tangible objects and features as
21 are incidental and necessary to the purpose outlined for landscape
22 architecture in The State Architectural Act, but shall not include
23 the design of structures or facilities with separate and

1 self-contained purposes for habitation or industry, or the design of
2 public streets, highways, utilities, storm and sanitary sewers and
3 sewage treatment facilities, such as are ordinarily included in the
4 practice of engineering or architecture.

5 SECTION 2. This act shall become effective November 1, 2003.

6 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS & LABOR, dated 2-10-03 -
7 DO PASS, As Amended and Coauthored.