

EXECUTIVE SUMMARY

Board of Architecture and Interior Design

Meeting Type: General Board Meeting

Meeting Date: January 28 - 29, 2010, Hilton St. Augustine Historic Bayfront, St. Augustine, Florida 32084

Board Members: John Ehrig, Chair
E. Wendell Hall, Vice Chair
Eric Kuritzky
Rossana Dolan
Garrick Gustafson
Lourdes Solera
Aida Bao-Garciga
Wanda Gozdz
Joyce Shore

Members Absent: Mary Jane Grigsby (excused)

Other Attendees: Anthony B. Spivey, Executive Director
Terri Estes, Government Analyst
Mary Ellen Clark, Assistant Attorney General
David Minacci, Prosecuting Attorney (Smith, Thompson, Shaw, Manausa, P.A.)
Trent Manausa, Expert Witness
Jon Glogau, Assistant Attorney General

Major Issues/Actions

Jon Glogau provided an update on the status of the Interior Design law suit against the board. The hearing was held on January 20, 2010. Judge Hinkle decided there will be no trial. Mr. Glogau stated that Judge Hinkle opined that the plaintiffs' (Institute for Justice) interpretation of the Interior Design statute was too broad. Mr. Glogau informed the board he was cautiously optimistic the board will prevail based on the input from Judge Hinkle.

Board staff presented at the request of board counsel to provide guidelines on reclassification of minor violations under Section 455.2255, Florida Statutes. Ms. Clark subsequently instructed the board not to respond as the responsibility to reclassify minor violations is a task for the department and the guidelines should be provided by department counsel. This information will be provided to department counsel for response.

The board previously discussed having architects and interior designers participate in 100% continuing education (CE) monitoring. The board voted to leave the current CE monitoring procedure in place.

Ms. Clark provided updated language to Rule 61G1-12.004, Florida Administrative Code, listing the penalty guidelines for not reporting criminal conviction information. The board approved the proposed language.

Ms. Clark also provided additional rule language under 61G1-11.013, Florida Administrative Code, listing a definition of “residential interior design.” The board reviewed and approved the proposed definition. This rule was provided to address the concerns of the current law suit against the board for the regulation and enforcement of interior design.

Anthony B. Spivey, DBA
Executive Director
February 8, 2010