

AMENDMENT TO THE REGULATIONS OF THE COMMISSIONER OF EDUCATION

Pursuant to sections 207, 6506, 6507 and 7304 of the Education Law

1. Subdivision (a) of section 69.2 of the Regulations of the Commissioner of Education is amended to read as follows:

(a) Content. The examination may include, but need not be limited to, architectural [history, theory, construction, professional practice, building design and site planning] practice management, project management, programming and analysis, project planning and design, project development and documentation, and construction and evaluation. The department may accept satisfactory scores, reported on a pass/fail basis, on all or part of the written examination produced by the National Council of Architectural Registration Boards. Notwithstanding section 59.3 of this Title, such scores may include testing accommodations offered by the National Council of Architectural Registration Boards which are acceptable to the department to include all accommodations, including English as a second language accommodations.

2. Subdivision (b) of section 69.2 of the Regulations of the Education is amended to read to read as follows:

(b) Retention of credit.

(1) The grade retention provisions of section 59.5(f) of this Title shall not be applicable to the examination.

(2) [Applicants who have passed a division of the examination prior to January 1, 2006 shall retain credit for that examination division up to and including June 30, 2014. Applicants who have passed a division of the examination on or after January 1, 2006

shall retain credit for that division for a five-year period that begins on the date of the administration of that examination division.

(3) Extensions.

(i) The department may allow an extension of the time period provided in paragraph (2) of this subdivision for an applicant to pass one or more divisions of the examination passed on or after January 1, 2006, where completion of all divisions of the examination by the applicant in accordance with the time limitations set forth in paragraph (2) of this subdivision is prevented by one or more of the following:

- (a) the birth or adoption of applicant's child;
- (b) the applicant has a serious medical condition;
- (c) the applicant is engaged in active duty with the Armed Forces; or
- (d) the applicant is faced with extreme hardship or other circumstances beyond the control of the applicant.

(ii) An applicant shall request such an extension by submitting a written request to the department with supporting documentation for the department's review.

(iii) Upon a finding by the department that the conditions for an extension have been met, the department may in its discretion provide the applicant with an appropriate extension as follows:

- (a) for the birth or adoption of applicant's child, a six month extension;
- (b) for an applicant with a serious medical condition, a period of time not to exceed two years;

(c) for an applicant engaged in active duty with the armed forces, a time period equivalent to that of the applicant's active service in the armed forces, running from the end of the applicant's active service; or

(d) for extensions based upon an applicant's demonstration of personal hardship or other circumstances, a time period to be determined by the department.] Upon the recommendation of the State Board for Architecture, the department may accept satisfactory scores in accordance with the score validity policy established by the National Council of Architectural Registration Boards on an examination accepted pursuant to subdivision (a) of this section.