

State Board of Architects	*	BEFORE THE
v.	*	STATE BOARD OF
Richard E. Boyer, Jr.	*	ARCHITECTS
Respondent	*	Agency Case No.: 16-AR-01
* * * * *		

Consent Order

This matter comes before the State Board of Architects (“Board”) as the result of an audit of the continuing education contact hours or “CPC hours” conducted by the Board in connection with the 2015 renewal application of Richard E. Boyer (“Respondent”). As a means of resolving this matter, the Board and the Respondent have agreed to enter into this Consent Order, and agree and stipulate to the following:

1. On April 12, 2015, the Respondent submitted an application for the renewal of his architect’s license for the renewal period of 2015-2017.
2. Pursuant to Section 3-309.1(a) (1), Business Occupations and Professions Article, Maryland Annotated Code, the Respondent was required to complete 24 hours of continuing education instruction during the 24 month period preceding the renewal date of April 12, 2015.
3. The Respondent was notified during the online application process that he was the subject of a random audit of his continuing professional competency (“CPC”) hours and was required to provide certificates of completion of the hours to the Board within 30 days of the date of the audit.

4. Although the Respondent responded to the audit, he failed to provide adequate documentation for the professional competency hours required for the renewal of his license on April 12, 2015.
5. The Respondent's failure to have the required 24 hours prior to renewing his license is a violation of Sections 3-309.1 (a) (1) and 3-311(a) (1) (iv) and (v) of the Business Occupations and Professions Article ("BOP"), Maryland Code Annotated, and 09.21.05.03A of the Code of Maryland Regulations ("COMAR").
6. As of July 17, 2015, the Respondent had completed the CPC requirements needed in order to renew his license for the 2015-2017 licensing period.
7. The Respondent accepts a finding of a violation of BOP, Section 3-311 (a) (1) (iv), and COMAR 09.21.05.03A for failing to have the required CPC at the time that he renewed his license.
8. The Respondent agrees to pay a fine in the amount of One Thousand Five Hundred Dollars (\$1500) in connection with the violation. The fine will be paid in seven (7) monthly installments of \$200 each and in the 8th month, the remaining balance of \$100. The Respondent paid the first installment of \$200 in connection with the agreements under this Consent Order on September 21, 2016.
9. The Respondent waives the right to the issuance of a statement of charges and a formal hearing on the charges in this matter and where the Respondent would have the opportunity to present a defense to the charges.
10. The Respondent agrees that if he fails to comply with the terms of this Consent Order, the Respondent's license will immediately be suspended by the Board, without a hearing on the suspension, and that the suspension will continue

until the Respondent evidences compliance. The Respondent recognizes that should the license be suspended, the Board is required to notify the National Council of Architectural Registration Boards of the suspension of license.

11. The Respondent and the Board understand that this Consent Order will serve as the Final Order in this matter and be a part of the Respondent's licensing record that is maintained by the Board. The Board's records and publications will reflect the terms of the Consent Order.

WHEREFORE, based on these stipulations and agreements, it is hereby this
20th day of October, 2016, **ORDERED** by the State Board of
Architects:

- I. **That** the Respondent has been found to have violated Section 3-311.1(a) (1) (iv), Business Occupations and Professions Article, Maryland Annotated Code and COMAR 09.21.05.03A.
- II. **That** the Respondent shall pay a fine of One Thousand Five Hundred Dollars (\$1500) in connection with the violation. The penalty is to be paid in monthly installments of \$200 for seven (7) months, with the last installment, on the 8th month, for the remaining balance of \$100. The Respondent paid the first installment of \$200 towards the \$1500 penalty on September 21, 2016;
- III. **That** in the event the terms and conditions of this Consent Order are not met by the Respondent, the Board shall immediately suspend the Respondent's architect's license, without a hearing on the suspension, and that the suspension will continue until such time as the Respondent evidences compliance with the terms of this

Consent Order, and that the National Council of Architectural Registration Boards
be notified of the suspension of license; and,

IV. That the records of the Board shall reflect that this matter was resolved with this
Consent Order.

Signatures on File