

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact §§ 2.1-1.6, 2.1-20.4, 9-6.25:2, 13.1-549, 13.1-1111, 22.1-140, 54.1-300,*
 3 *54.1-400, 54.1-403 and 54.1-407 of the Code of Virginia, relating to the Board for Architects,*
 4 *Professional Engineers, Land Surveyors and Landscape Architects.*

5 [H 930]

6 Approved

7 **Be it enacted by the General Assembly of Virginia:**

8 **1. That §§ 2.1-1.6, 2.1-20.4, 9-6.25:2, 13.1-549, 13.1-1111, 22.1-140, 54.1-300, 54.1-400, 54.1-403 and**
 9 **54.1-407 of the Code of Virginia are amended and reenacted as follows:**

10 § 2.1-1.6. State boards.

11 A. There shall be, in addition to such others as may be established by law, the following permanent
 12 collegial bodies affiliated with a state agency within the executive branch:

13 Accountancy, Board for

14 Aging, Advisory Board on the

15 Agriculture and Consumer Services, Board of

16 Air Pollution, State Advisory Board on

17 Alcoholic Beverage Control Board, Virginia

18 Apple Board, Virginia State

19 Appomattox State Scenic River Advisory Board

20 Aquaculture Advisory Board

21 Architects, Professional Engineers, Land Surveyors, *Certified Interior Designers* and Landscape
 22 Architects, State Board for

23 Art and Architectural Review Board

24 Athletic Board, Virginia

25 Auctioneers Board

26 Audiology and Speech-Language Pathology, Board of

27 Aviation Board, Virginia

28 Barbers, Board for

29 Branch Pilots, Board for

30 Bright Flue-Cured Tobacco Board, Virginia

31 Building Code Technical Review Board, State

32 Catocin Creek State Scenic River Advisory Board

33 Cattle Industry Board, Virginia

34 Cave Board

35 Certified Seed Board, State

36 Chesapeake Bay Local Assistance Board

37 Chickahominy State Scenic River Advisory Board

38 Child Abuse and Neglect, Advisory Board on

39 Chippokes Plantation Farm Foundation, Board of Trustees

40 Clinch Scenic River Advisory Board

41 Coal Mining Examiners, Board of

42 Coal Research and Development Advisory Board, Virginia

43 Coal Surface Mining Reclamation Fund Advisory Board

44 Conservation and Development of Public Beaches, Board on

45 Conservation and Recreation, Board of

46 Contractors, Board for

47 Corn Board, Virginia

48 Correctional Education, Board of

49 Corrections, State Board of

50 Cosmetology, Board for

51 Criminal Justice Services Board

52 Dark-Fired Tobacco Board, Virginia

53 Deaf and Hard-of-Hearing, Advisory Board for the Department for the

54 Dentistry, Board of

55 Design-Build/Construction Management Review Board

56 Education, State Board of

57	Egg Board, Virginia
58	Emergency Medical Services Advisory Board, State
59	Farmers Market Board, Virginia
60	Fire Services Board, Virginia
61	Forestry, Board of
62	Funeral Directors and Embalmers, Board of
63	Game and Inland Fisheries, Board of
64	Geology, Board for
65	Goose Creek Scenic River Advisory Board
66	Health Planning Board, Virginia
67	Health Professions, Board of
68	Health, State Board of
69	Hearing Aid Specialists, Board for
70	Hemophilia Advisory Board
71	Historic Resources, Board of
72	Housing and Community Development, Board of
73	Irish Potato Board, Virginia
74	Juvenile Justice, State Board of
75	Litter Control and Recycling Fund Advisory Board
76	Marine Products Board, Virginia
77	Medical Advisory Board, Department of Motor Vehicles
78	Medicare and Medicaid, Advisory Board on
79	Medicine, Board of
80	Mental Health, Mental Retardation and Substance Abuse Services Board, State
81	Migrant and Seasonal Farmworkers Board
82	Military Affairs, Board of
83	Mineral Mining Examiners, Board of
84	Minority Business Enterprise, Interdepartmental Board of the Department of
85	Networking Users Advisory Board, State
86	Neurotrauma Initiative Advisory Board, Commonwealth
87	North Meherrin State Scenic River Advisory Board
88	Nottoway State Scenic River Advisory Board
89	Nursing, Board of
90	Nursing Home Administrators, Board of
91	Occupational Therapy, Advisory Board on
92	Oil and Gas Conservation Board, Virginia
93	Opticians, Board for
94	Optometry, Board of
95	Peanut Board, Virginia
96	Personnel Advisory Board
97	Pesticide Control Board
98	Pharmacy, Board of
99	Physical Therapy to the Board of Medicine, Advisory Board on
100	Plant Pollination Advisory Board
101	Polygraph Examiners Advisory Board
102	Pork Industry Board, Virginia
103	Poultry Products Board, Virginia
104	Private College Advisory Board
105	Private Security Services Advisory Board
106	Professional and Occupational Regulation, Board for
107	Professional Counselors, Board of
108	Professional Soil Scientists, Board for
109	Psychiatric Advisory Board
110	Psychology, Board of
111	Public Buildings Board, Virginia
112	Public Broadcasting Board, Virginia
113	Radiation Advisory Board
114	Real Estate Appraiser Board
115	Real Estate Board
116	Reciprocity Board, Department of Motor Vehicles
117	Recreational Fishing Advisory Board, Virginia

- 118 Recreation Specialists, Board of
- 119 Reforestation Board
- 120 Rehabilitation Providers, Advisory Board on
- 121 Rehabilitative Services, Board of
- 122 Respiratory Therapy, Advisory Board on
- 123 Rockfish State Scenic River Advisory Board
- 124 Safety and Health Codes Board
- 125 Seed Potato Board
- 126 Sewage Handling and Disposal Appeal Review Board, State Health Department
- 127 Shenandoah State Scenic River Advisory Board
- 128 Small Business Advisory Board
- 129 Small Business Environmental Compliance Advisory Board
- 130 Small Grains Board, Virginia
- 131 Social Services, Board of
- 132 Social Work, Board of
- 133 Soil and Water Conservation Board, Virginia
- 134 Soybean Board, Virginia
- 135 State Air Pollution Control Board
- 136 Substance Abuse Certification Board
- 137 Surface Mining Review, Board of
- 138 Sweet Potato Board, Virginia
- 139 T & M Vehicle Dealers' Advisory Board
- 140 Teacher Education and Licensure, Advisory Board on
- 141 Transportation Board, Commonwealth
- 142 Transportation Safety, Board of
- 143 Treasury Board, The, Department of the Treasury
- 144 Veterans' Affairs, Board on
- 145 Veterinary Medicine, Board of
- 146 Virginia Board for Asbestos and Lead
- 147 Virginia Coal Mine Safety Board
- 148 Virginia Correctional Enterprises Advisory Board
- 149 Virginia Cotton Board
- 150 Virginia Employment Commission, State Advisory Board for the
- 151 Virginia Geographic Information Network Advisory Board
- 152 Virginia Horse Industry Board
- 153 Virginia Manufactured Housing Board
- 154 Virginia Retirement System, Board of Trustees
- 155 Virginia Schools for the Deaf and the Blind, Advisory Commission on the
- 156 Virginia Sheep Industry Board
- 157 Virginia Veterans Cemetery Board
- 158 Virginia Waste Management Board
- 159 Visually Handicapped, Virginia Board for the
- 160 Voluntary Formulary Board, Virginia
- 161 War Memorial Foundation, Virginia, Board of Trustees
- 162 Waste Management Facility Operators, Board for
- 163 Water Resources Research Center Statewide Advisory Board, Virginia
- 164 Waterworks and Wastewater Works Operators, Board for
- 165 Well Review Board, Virginia.
- 166 B. Notwithstanding the definition for "board" as provided in § 2.1-1.2, the following entities shall be
- 167 referred to as boards:
- 168 Compensation Board
- 169 State Board of Elections
- 170 State Water Control Board
- 171 Virginia Parole Board
- 172 Virginia Veterans Care Center Board of Trustees.
- 173 § 2.1-20.4. Bodies receiving compensation.
- 174 A. Notwithstanding any other provision of law, the following commissions, boards, etc., shall be
- 175 those which receive compensation from state funds pursuant to § 2.1-20.3:
- 176 Accountancy, Board for
- 177 Agriculture and Consumer Services, Board of
- 178 Air Pollution Control Board, State

179	Airports Authority, Virginia
180	Apprenticeship Council
181	Architects, Professional Engineers, Land Surveyors, <i>Certified Interior Designers</i> and Landscape
182	Architects, State Board for
183	Athletic Board, Virginia
184	Auctioneers Board
185	Audiology and Speech-Language Pathology, Board of
186	Aviation Board, Virginia
187	Barbers, Board for
188	Branch Pilots, Board for
189	Building Code Technical Review Board, State
190	Charitable Gaming Commission
191	Chesapeake Bay Local Assistance Board
192	Coal Mining Examiners, Board of
193	College Building Authority
194	Commonwealth Competition Council
195	Commonwealth Transportation Board
196	Conservation and Development of Public Beaches, Board on
197	Conservation and Recreation, Board of
198	Contractors, Board for
199	Correctional Education, Board of
200	Corrections, Board of
201	Cosmetology, Board for
202	Criminal Justice Services Board
203	Deaf and Hard-of-Hearing, Advisory Board for the
204	Dentistry, Board of
205	Education, State Board of
206	Education Loan Authority, Virginia - Board of Directors
207	Elections, State Board of
208	Environment, Council on the
209	Fire Services Board, Virginia
210	Funeral Directors and Embalmers, Board of
211	Game and Inland Fisheries, Board of
212	Geology, Board for
213	Health, State Board of
214	Health Professions, Board of
215	Hearing Aid Specialists, Board for
216	Higher Education, State Council of
217	Historic Resources, Board of
218	Housing and Community Development, Board of
219	Information Management, Council on
220	Juvenile Justice, State Board of
221	Marine Resources Commission
222	Medical Assistance Services, Board of
223	Medical Complaint Investigation Committee
224	Medicine, Board of
225	Mental Health, Mental Retardation and Substance Abuse Services Board, State
226	Milk Commission
227	Mineral Mining Examiners, Board of
228	Motor Vehicle Dealer Board
229	Nursing, Board of
230	Nursing Home Administrators, Board of
231	Occupational Therapy, Advisory Board on
232	Oil and Gas Conservation Board, Virginia
233	Opticians, Board for
234	Optometry, Board of
235	Pesticide Control Board
236	Pharmacy, Board of
237	Physical Therapy, Advisory Board on
238	Port Authority, Board of Commissioners of the Virginia
239	Professional and Occupational Regulation, Board for

- 240 Professional Counselors, Board of
- 241 Professional Soil Scientists, Board for
- 242 Psychology, Board of
- 243 Public Defender Commission
- 244 Public School Authority, Virginia
- 245 Purchases and Supply Appeals Board
- 246 Real Estate Appraiser Board
- 247 Real Estate Board
- 248 Recreation Specialists, Board of
- 249 Rehabilitative Services, Board of
- 250 Respiratory Therapy, Advisory Board on
- 251 Safety and Health Codes Board
- 252 Seed Potato Board
- 253 Social Services, Board of
- 254 Social Work, Board of
- 255 State Health Department Sewage Handling and Disposal Appeal Review Board
- 256 Substance Abuse Certification Board
- 257 Surface Mining Review, Board of
- 258 Treasury Board
- 259 Veterans' Affairs, Board on
- 260 Veterinary Medicine, Board of
- 261 Virginia Board for Asbestos Licensing
- 262 Virginia Health Planning Board
- 263 Virginia Manufactured Housing Board
- 264 Virginia Veterans Care Center Board of Trustees
- 265 Virginia Waste Management Board
- 266 Visually Handicapped, Virginia Board for the
- 267 Waste Management Facility Operators, Board for
- 268 Water Control Board, State
- 269 Waterworks and Wastewater Works Operators, Board for
- 270 Well Review Board, Virginia.
- 271 B. Individual members of boards, commissions, committees, councils, and other similar bodies
- 272 appointed at the state level and receiving compensation for their services on January 1, 1980, but who
- 273 will not receive compensation under the provisions of this article, shall continue to receive compensation
- 274 at the January 1, 1980, rate until such member's current term expires.
- 275 § 9-6.25:2. Policy boards, commissions and councils.
- 276 There shall be, in addition to such others as may be designated in accordance with § 9-6.25, the
- 277 following policy boards, commissions and councils:
- 278 Apprenticeship Council
- 279 Athletic Board
- 280 Auctioneers Board
- 281 Blue Ridge Regional Education and Training Council
- 282 Board for Accountancy
- 283 Board for Architects, Professional Engineers, Land Surveyors, *Certified Interior Designers* and
- 284 Landscape Architects
- 285 Board for Barbers
- 286 Board for Contractors
- 287 Board for Cosmetology
- 288 Board for Geology
- 289 Board for Hearing Aid Specialists
- 290 Board for Opticians
- 291 Board for Professional and Occupational Regulation
- 292 Board for Professional Soil Scientists
- 293 Board for Waterworks and Wastewater Works Operators
- 294 Board of Agriculture and Consumer Services
- 295 Board of Audiology and Speech-Language Pathology
- 296 Board of Coal Mining Examiners
- 297 Board of Conservation and Recreation
- 298 Board of Correctional Education
- 299 Board of Dentistry
- 300 Board of Directors, Virginia Student Assistance Authorities

301	Board of Funeral Directors and Embalmers
302	Board of Health Professions
303	Board of Historic Resources
304	Board of Housing and Community Development
305	Board of Medical Assistance Services
306	Board of Medicine
307	Board of Mineral Mining Examiners
308	Board of Nursing
309	Board of Nursing Home Administrators
310	Board of Optometry
311	Board of Pharmacy
312	Board of Professional Counselors
313	Board of Psychology
314	Board of Recreation Specialists
315	Board of Social Services
316	Board of Social Work
317	Board of Surface Mining Review
318	Board of Veterinary Medicine
319	Board on Conservation and Development of Public Beaches
320	Chesapeake Bay Local Assistance Board
321	Child Day-Care Council
322	Commission on Local Government
323	Commonwealth Transportation Board
324	Council on Human Rights
325	Council on Information Management
326	Criminal Justice Services Board
327	Design-Build/Construction Management Review Board
328	Disability Services Council
329	Farmers Market Board, Virginia
330	Interdepartmental Council on Rate-setting for Children's Facilities
331	Library Board, The Library of Virginia
332	Marine Resources Commission
333	Milk Commission
334	Pesticide Control Board
335	Real Estate Appraiser Board
336	Real Estate Board
337	Reciprocity Board, Department of Motor Vehicles
338	Safety and Health Codes Board
339	Seed Potato Board
340	Southside Virginia Marketing Council
341	Specialized Transportation Council
342	State Air Pollution Control Board
343	State Board of Corrections
344	State Board of Elections
345	State Board of Health
346	State Board of Juvenile Justice
347	State Health Department, Sewage Handling and Disposal Appeal Review Board
348	State Library Board
349	State Mental Health, Mental Retardation and Substance Abuse Services Board
350	State Water Control Board
351	Substance Abuse Certification Board
352	Treasury Board, The, Department of the Treasury
353	Virginia Aviation Board
354	Virginia Board for Asbestos and Lead
355	Virginia Fire Services Board
356	Virginia Gas and Oil Board
357	Virginia Health Planning Board
358	Virginia Manufactured Housing Board
359	Virginia Parole Board
360	Virginia Public Broadcasting Board
361	Virginia Soil and Water Conservation Board

Virginia Voluntary Formulary Board

Virginia Waste Management Board

Waste Management Facility Operators, Board for.

§ 13.1-549. Qualifications of shareholders; special provisions for corporations rendering services of architects, professional engineers, land surveyors and certified landscape architects.

A corporation rendering the services of architects, professional engineers, land surveyors and certified landscape architects, or any combination thereof, shall issue not less than two-thirds of its capital stock to individuals duly licensed or otherwise legally authorized to render the services of architect, professional engineer, land surveyor or certified landscape architect, and the remainder of said stock may be issued only to and held by individuals who are employees of the corporation whether or not such employees be are licensed or otherwise authorized to render professional services. No other professional corporation may issue any of its capital stock to anyone other than an individual who is duly licensed or otherwise legally authorized to render the same specific professional services as those for which the corporation was incorporated. Notwithstanding the above limitations a professional corporation may issue its stock to a partnership each of the partners of which is duly licensed or otherwise legally authorized to render the same professional services as those for which the corporation was incorporated.

It is further provided, as an additional prerequisite for a corporation engaging in the practice of the professions of architecture, professional engineering, land surveying, or certified landscape architecture or any combination thereof, that such corporation shall secure a certificate of authority, which may be renewable and may be either general or limited, from the State Board for Architects, Professional Engineers, Land Surveyors, *Certified Interior Designers* and Landscape Architects. Such certificate of authority shall be issued or renewed by the State Board when in its discretion such corporation is in compliance with rules and regulations which shall be promulgated by the said State Board consistent with its jurisdiction to provide adequate safeguards for the public's health, welfare and safety. The fees for a certificate of authority as described above shall be the same fees as provided for in Chapter 4 (§ 54.1-600 et seq.) of Title 54.1 of the Code.

§ 13.1-1111. Qualifications of members and managers; special provisions for limited liability companies rendering service of architects, professional engineers, land surveyors and certified landscape architects.

Not less than two-thirds of the membership interests of a professional limited liability company rendering the services of architects, professional engineers, land surveyors and certified landscape architects, or any combination thereof, shall be held by individuals or professional business entities duly licensed or otherwise legally authorized to render the services of architects, professional engineers, land surveyors or certified landscape architects, and the remainder of the membership interests may be held only by individuals who are employees of the professional limited liability company whether or not those employees are licensed or otherwise authorized to render professional services. No other professional limited liability company may have as a member anyone other than an individual or a professional business entity that is duly licensed or otherwise legally authorized to render the same professional services as those for which the professional limited liability company was organized.

As an additional prerequisite for a professional limited liability company's engaging in the practice of the professions of architecture, professional engineering, land surveying, or certified landscape architecture, or any combination thereof, that professional limited liability company shall secure a certificate of authority, which may be renewable and may be either general or limited, from the State Board for Architects, Professional Engineers, Land Surveyors, *Certified Interior Designers* and Landscape Architects. The certificate of authority shall be issued or renewed by the State Board when in its discretion the professional limited liability company is in compliance with rules and regulations which shall be promulgated by the State Board consistent with its jurisdiction to provide adequate safeguards for the public's health, welfare and safety. The fees for a certificate of authority as described above shall be the same fees as provided for in Chapter 4 (§ 54.1-400 et seq.) of Title 54.1.

§ 22.1-140. Plans for buildings to be approved by division superintendent.

No public school building or addition or alteration thereto, for either permanent or temporary use, shall be advertised for bid, contracted for, erected, or otherwise acquired until the plans and specifications therefor have been approved in writing by the division superintendent and are accompanied by a statement by an architect or professional engineer licensed by the Virginia Board for Architects, Professional Engineers, Land Surveyors, *Certified Interior Designers* and Landscape Architects that such plans and specifications are, in his professional opinion and belief, in compliance with the regulations of the Board of Education and the Uniform Statewide Building Code. The division superintendent's approval, architect's or engineer's statement, and a copy of the final plans and specifications shall be submitted to the Superintendent of Public Instruction.

§ 54.1-300. Definitions.

As used in this chapter unless the context requires a different meaning:

423 "Board" means the Board for Professional and Occupational Regulation.

424 "Certification" means the process whereby the Department or any regulatory board issues a certificate
425 on behalf of the Commonwealth to a person certifying that he possesses the character and minimum
426 skills to engage properly in his profession or occupation.

427 "Department" means the Department of Professional and Occupational Regulation.

428 "Director" means the Director of the Department of Professional and Occupational Regulation.

429 "Inspection" means a method of regulation whereby a state agency periodically examines the
430 activities and premises of practitioners of an occupation or profession to ascertain if the practitioner is
431 carrying out his profession or occupation in a manner consistent with the public health, safety and
432 welfare.

433 "Licensure" means a method of regulation whereby the Commonwealth, through the issuance of a
434 license, authorizes a person possessing the character and minimum skills to engage in the practice of a
435 profession or occupation which is unlawful to practice without a license.

436 "Registration" means a method of regulation whereby any practitioner of a profession or occupation
437 may be required to submit information concerning the location, nature and operation of his practice.

438 "Regulatory board" means the Athletic Board, Auctioneers Board, Board for Accountancy, Board for
439 Architects, Professional Engineers, Land Surveyors, *Certified Interior Designers* and Landscape
440 Architects, Board for Barbers, Board for Branch Pilots, Board for Contractors, Board for Cosmetology,
441 Board for Geology, Board for Hearing Aid Specialists, Board for Opticians, Board for Professional Soil
442 Scientists, Board for Waterworks and Wastewater Works Operators, Real Estate Appraiser Board, Real
443 Estate Board and Board for Waste Management Facility Operators.

444 § 54.1-400. Definitions.

445 As used in this chapter unless the context requires a different meaning:

446 "Architect" means a person who, by reason of his knowledge of the mathematical and physical
447 sciences, and the principles of architecture and architectural design, acquired by professional education,
448 practical experience, or both, is qualified to engage in the practice of architecture and whose competence
449 has been attested by the Board through licensure as an architect.

450 The "practice of architecture" means any service wherein the principles and methods of architecture
451 are applied, such as consultation, investigation, evaluation, planning and design, and includes the
452 responsible administration of construction contracts, in connection with any private or public buildings,
453 structures or projects, or the related equipment or accessories.

454 "Board" means the Board for Architects, Professional Engineers, Land Surveyors, *Certified Interior*
455 *Designers* and Landscape Architects.

456 "Certified interior designer" means a design professional who meets the criteria of education,
457 experience, and testing in the rendering of interior design services established by the Board through
458 certification as an interior designer.

459 "Certified landscape architect" means a person who, by reason of his special knowledge of natural,
460 physical and mathematical sciences, and the principles and methodology of landscape architecture and
461 landscape architectural design acquired by professional education, practical experience, or both, is
462 qualified to engage in the practice of landscape architecture and whose competence has been attested by
463 the Board through certification as a landscape architect.

464 The "practice of landscape architecture" by a certified landscape architect means any service wherein
465 the principles and methodology of landscape architecture are applied in consultation, evaluation,
466 planning (including the preparation and filing of sketches, drawings, plans and specifications) and
467 responsible supervision or administration of contracts relative to projects principally directed at the
468 functional and aesthetic use of land.

469 "Improvements to real property" means any valuable addition or amelioration made to land and
470 generally whatever is erected on or affixed to land which is intended to enhance its value, beauty or
471 utility, or adapt it to new or further purposes. Examples of improvements to real property include, but
472 are not limited to, structures, buildings, machinery, equipment, electrical systems, mechanical systems,
473 roads, and water and wastewater treatment and distribution systems.

474 "Interior design" by a certified interior designer means any service rendered wherein the principles
475 and methodology of interior design are applied in connection with the identification, research, and
476 creative solution of problems pertaining to the function and quality of the interior environment. Such
477 services relative to interior spaces shall include the preparation of documents for nonload-bearing interior
478 construction, furnishings, fixtures, and equipment in order to enhance and protect the health, safety, and
479 welfare of the public.

480 "Land surveyor" means a person who, by reason of his knowledge of the several sciences and of the
481 principles of land surveying, and of the planning and design of land developments acquired by practical
482 experience and formal education, is qualified to engage in the practice of land surveying, and whose
483 competence has been attested by the Board through licensure as a land surveyor.

The "practice of land surveying" includes surveying of areas for a determination or correction, a description, the establishment or reestablishment of internal and external land boundaries, or the determination of topography, contours or location of physical improvements, and also includes the planning of land and subdivisions thereof. The term "planning of land and subdivisions thereof" shall include, but not be limited to, the preparation of incidental plans and profiles for roads, streets and sidewalks, grading, drainage on the surface, culverts and erosion control measures, with reference to existing state or local standards.

"Professional engineer" means a person who is qualified to practice engineering by reason of his special knowledge and use of mathematical, physical and engineering sciences and the principles and methods of engineering analysis and design acquired by engineering education and experience, and whose competence has been attested by the Board through licensure as a professional engineer.

The "practice of engineering" means any service wherein the principles and methods of engineering are applied to, but are not necessarily limited to, the following areas: consultation, investigation, evaluation, planning and design of public or private utilities, structures, machines, equipment, processes, transportation systems and work systems, including responsible administration of construction contracts. The term "practice of engineering" shall not include the service or maintenance of existing electrical or mechanical systems.

"Responsible charge" means the direct control and supervision of the practice of architecture, professional engineering, or land surveying.

§ 54.1-403. Board members and officers; quorum.

A. The Board for Architects, Professional Engineers, Land Surveyors, *Certified Interior Designers* and Landscape Architects shall be composed of thirteen members as follows: three architects, three professional engineers, three land surveyors, two certified landscape architects and two certified interior designers. However, the two certified interior designer members initially appointed to the Board shall be qualified for certification pursuant to this chapter. Each interior designer appointment to the Board may be made from nominations submitted by the Council of Certified Virginia Interior Designers, who shall nominate three persons for each interior designer vacancy. In no case shall the Governor be bound to make any appointment from the nominees.

Board members shall have actively practiced or taught their professions for at least ten years prior to their appointments. The terms of Board members shall be four years *unless otherwise provided in subsection B*.

The Board shall elect a president *and vice-president* from its membership.

Eight Board members, consisting of two engineers, two architects, two land surveyors, one certified landscape architect and one interior designer, shall constitute a quorum.

B. 1. Of the 1998 appointments, the terms shall be as follows: the landscape architect shall serve a one-year term, one interior designer shall serve a two-year term and one interior designer shall serve a four-year term. Of the 2000 appointments, the terms shall be as follows: one architect shall serve a three-year term, one architect shall serve a four-year term, one professional engineer shall serve a two-year term, one professional engineer shall serve a four-year term, one land surveyor shall serve a two-year term, and one land surveyor shall serve a three-year term. Of the 2001 appointments, the terms shall be as follows: the architect shall serve a four-year term, the professional engineer shall serve a four-year term, the land surveyor shall serve a three-year term, and the landscape architect shall serve a four-year term.

2. Any appointments to a term of less than four years as specified in subdivision 1 shall not be considered a full term pursuant to § 54.1-107.

§ 54.1-407. Land surveying.

Notwithstanding the provisions of any regulation promulgated by the Board for Architects, Professional Engineers, Land Surveyors, *Certified Interior Designers* and Landscape Architects, a land surveyor shall not be required by Board regulations to set corner monumentation or perform a boundary survey on any property when (i) corner monumentation has been set or is otherwise required to be set pursuant to the provisions of a local subdivision ordinance as mandated by ~~§ 15.1-465~~ *§ 15.2-2240* or subdivision 7 of ~~subsection A of § 15.1-466~~ *§ 15.2-2241*, or where the placing of such monumentation is covered by a surety bond, cash escrow, set-aside letter, letter of credit, or other performance guaranty, or (ii) the purpose of the survey is to determine the location of the physical improvements on the said property only, if the prospective mortgagor or legal agent ordering the survey agrees in writing that such corner monumentation shall not be provided in connection with any such physical improvements survey. The provisions of this section shall apply only to property located within the Counties of Arlington, Fairfax, King George, Loudoun, Prince William, Spotsylvania and Stafford; and the Cities of Alexandria, Fairfax, Falls Church, Fredericksburg, Manassas and Manassas Park.