

From: Glaccum, David <DavidGlaccum@gov.sc.gov>
To: Pisarik, Holly <HollyPisarik@gov.sc.gov>
Baker, Josh <JoshBaker@gov.sc.gov>
Date: 5/2/2016 1:40:28 PM
Subject: FW: S.1177, 1252 and 685

FYI – from LLR.

From: Holly Beeson [mailto:Holly.Beeson@llr.sc.gov]
Sent: Monday, May 02, 2016 1:39 PM
To: Glaccum, David
Subject: RE: S.1177, 1252 and 685

Yes.

Holly Beeson
Counsel to the Office of Communications
and Governmental Affairs
South Carolina Department of Labor, Licensing and Regulation

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From: Glaccum, David [mailto:DavidGlaccum@gov.sc.gov]
Sent: Monday, May 02, 2016 1:39 PM
To: Holly Beeson
Subject: RE: S.1177, 1252 and 685

Does LLR support S.685 as amended?

From: Holly Beeson [mailto:Holly.Beeson@llr.sc.gov]
Sent: Monday, May 02, 2016 1:35 PM
To: Glaccum, David
Subject: S.1177, 1252 and 685

Hi David,

Here is the summary for these bills:

1. S.1177 is supported by our Board of Architectural Examiners and was drafted in conjunction with changes made at the national level by the National Council of Architectural Registration Boards (NCARB). The bill renames the Intern Development Program, a national industry-wide program designed to aid architectural students through the licensure process, as the "Architectural Experience Program" (AXP).

Beyond the change in terminology, the bill also incorporates changes to allow students at Clemson to participate in the "Integrated Path to Architectural Licensure Initiative", a program sponsored by NCARB which allows architectural students, through education, work experience and other opportunities, to complete the Architect Registration Exam

(ARE) and achieve licensure prior to graduation. Clemson was one of 13 accredited architectural programs to be accepted for participation in the initiative.

All in all, these changes expand the path to licensure in this profession, so we support them.

2. S.1252 is not supported by the Fire Marshal. Also, it is important to note there is a similar, possibly matching proviso, with this language.

- a. This bill removes the requirement that a licensed, experienced pyrotechnician (known as a "shooter") participate in community fireworks displays. In the 13 counties where this applies, no licensed person will be required to be involved in the public display. Pyrotechnicians are required to have experience prior to licensure; therefore, there will be no experience requirement for participating in these community displays if a licensed pyrotechnician is not required. We are concerned that this is a public safety risk. This is the primary concern with this bill.
- b. The bill also sets two different standards for public fireworks displays. Some counties operate under one standard; other counties operate under a different standard. If there is a public safety concern, then it should apply to all counties no matter the population.
- c. There is also a concern that the existing regulations pertaining to public fireworks displays will not apply to displays covered by this bill. That is not a guarantee, but it is subject to legal interpretation. The existing regulations set liability insurance requirements that are not established here. Also, the existing regulations require site plan drawings which ensure that the discharge site is appropriately distanced from buildings and the audience. The bill does not include this requirement.

3. S.685 is supported by the Board of Engineers and Surveyors. The bill is largely a clean-up of the Engineering practice act. As it was initially written, there were three controversial components that were stricken in committee:

- a. The bill would have limited the use of the term "engineers" to those licensed by the board.
- a. The bill would have incorporated QBS, quality based selection, into the practice act such that engineers would have been prohibited from entering into contracts for professional services on any basis other than direct negotiation, thereby precluding participation in a comparison of compensation, i.e. bids.
- b. The bill would have made it unlawful to broker or coordinate engineering services, surveying services or both for a fee.

Please let me know if you need any additional information on these bills.

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