

OFFICIAL OPINION NO. 47

May 22, 1945.

Miss Geraldine Foster, Secretary,
Indiana State Board of Registration for Architects,
State House,
Indianapolis 4, Indiana.

Dear Miss Foster:

Your letter of May 7, 1945, received requesting an official opinion on the following questions:

"1. Whether or not each member of a partnership, whose name appears in the firm name, is required to be registered. For example: 'Jones & Smith, Architects' or 'Jones & Smith, John Jones, Architect.'

"2. In the case of a corporation, if two or more members' names appear in the title, can the corporation use the word 'Architects' providing that one or more persons, whose names appear in the title, are not registered? For example: 'Jones & Smith, Inc., Architects' or 'Jones & Smith, Inc., John Jones, Architect.'"

Section 63-127 Burns' 1943 Replacement, same being Section 27, Chapter 62, Acts 1929, provides as follows:

"A corporation or partnership may engage in the practice of architecture in this state provided the person connected with such corporation or partnership in responsible charge of the designing, specifying or supervision which constitutes such practice is or are registered as herein required of registered architects. The same exemptions shall apply to corporations or partnerships as apply to individuals under this act."

In official opinion number nine (9) of this office, dated February 19, 1945, to Hon. Warren D. Miller, Chairman, Indiana State Board of Registration for Architects, the statute relating to the licensing of architects is reviewed in detail, and holds a license issued to an architect requires such architect "to give his immediate personal supervision to the preparation of plans and specifications for buildings, and that when

such architect is employed to supervise the construction, enlargement or alteration of any building the same must be done under his immediate personal supervision."

Section 63-127 Burns' 1943 Replacement, *supra*, specifically authorizes a corporation or partnership to engage in the practice of architecture in this state. If authorized to engage in the practice of architecture they are certainly authorized to advertise such business, the limitation on such practice being that set out in this section of the statute that the person "in responsible charge of the designing, specifying or supervision which constitutes such practice is or are registered as herein required of registered architects."

Therefore, in answer to each of the questions submitted it is my opinion a partnership or a corporation may advertise their business as "architects" providing some person connected with such corporation or partnership, and in responsible charge of the work constituting such practice as an architect, is in the immediate personal charge of such work. I am therefore of the opinion such partnership or corporation could advertise their business under either of the forms set out in each of your questions numbered one and two.

OFFICIAL OPINION NO. 48

May 23, 1945.

Hon. Clement T. Malan,
State Superintendent of Public Instruction,
State House,
Indianapolis 4, Indiana.

Dear Dr. Malan:

Your letter of April 19, 1945 received requesting an official opinion on the following questions:

"1. Under Chapter 156, Acts of 1945 can a county school corporation receive a unit of tuition support funds from the state for the services of a duly licensed county superintendent of schools?

"2. Under Chapter 156, Acts of 1945 can a county school corporation receive units of tuition support