

## Legal Issues for New Jersey Architects

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HalfMoon LLC

### **Understanding the Law of Architectural Malpractice**

- Understanding common sources of professional liability claims
  - Breach of contract
  - Negligence
  - Strict liability
  - Misrepresentation
  - Fraud
- Litigating professional liability cases Insurance coverage issues Strategies for preventing professional liability claims

### **Understanding and Complying with Barrier-Free Requirements**

- When do standards apply?
  - New construction/renovation
- Which laws/standards apply?
  - New Jersey Barrier Free Code and Subcode
  - Accessibility Guidelines for Buildings and Facilities
  - Fair Housing Accessibility Guidelines
  - Local Guidelines Current issues in accessibility

### **Overview of Contract Law for Architects**

- Understanding the basics of contract law
- Standard forms of agreement
- Negotiating contract terms
- Contract documents and formation
- Scope of services and changes
- Risk allocation provisions
- Making changes to contracts
- Breach of contract
- Dispute resolution

### **Complying with New Jersey Rules of Professional Conduct**

- Ensuring competence

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- Complying with duty to report and cooperate
- Avoiding conflicts of interest
- Understanding responsibility for full disclosure
- Preventing unauthorized practice

**Complying with New Jersey Building Design Law**

- Joint committee; powers and duties
- Classification of buildings and structures
- Contracts for services; what you agree to do
- Engineering systems designed by architects; what can architects do?
- Violation

**Understanding and Complying with the Building Design Services Act, 45:4B**

- Powers and duties of Joint Committee of Architects and Engineers
- Classification of buildings
- Contracts for services
- Practical distinctions between architectural and engineering services

**Brief Building Code Update and Discussion**

New Jersey Architects 6.0 HSW Continuing Ed. Hours

American Institute of Architects 7.0 HSW Learning Units