

# Summary of Statute Revisions with AM302

March 5, 2019

Section	Current Section Title	Change
81-8,184	Terms; defined.	Added definitions for Coordinating Professional, Design Professional, and Intern Landscape Architect; re-wrote definition of Professional Landscape Architecture; moved exemptions in (2) to 81-8,206
81-8,184.01	Act; intent.	Re-written to include welfare; extended protection on title variations
81-8, 185	License required; display of certificate of licensure; current certificate holder; how treated.	Deleted paragraph (1) - see section 81-8,206, paragraph (2) moved to 81-9,199
81-8,186	State Board of Landscape Architects; members; appointment.	Deleted "the age of legal majority" requirement for public member; added sections 81-8,187 and 188 here
81-8,187	Board; members; terms.	Moved to 81-8,186
81-8,188	Board; members; vacancies.	Moved to 81-8,186
81-8,190	Board; chairperson; meetings; quorum; personnel; employ.	No changes
81-8,191	Board power; Attorney General provide counsel.	Re-written for clarity; added provision to allow the board to use funds for promoting licensure
81-8,191.01	Board; powers; rules and regulations; conflict of interest.	Minor re-wording; add authority to access a penalty for compliance cases
81-8,192	Board; certificates of licensure; list; filing.	Re-written to simplify process; no longer publish an annual revision
81-8,194	Board; fees; disposition; State Board of Landscape Architects Cash Fund; created; investment.	Removed types of applications; added intern landscape architect enrollment; added provision to allow the Board to collect processing fees for online renewals and applications; removed \$100 minimum charge; moved 81-8,203 here
81-8,195	Applications for licensure; statements; fees	Moved to 81-8,196
81-8,196	Applicant for licensure; requirements; examination; issuance.	Re-written for clarity; added provision for alternate route for Non-LAAB degrees to sit for the LARE; added provision for licensure by experience and non-CLARB certificate holders; moved 81-8-195 & 201 here
81-8,197	Applicants; examination.	Deleted; board no longer administers the exam
81-8,198	Licensee; seal; use; effect.	Re-written to expand on requirements
81-8,199	Certificate of licensure; annual fee; payment; issuance	Re-written for clarity and remove requirement of "payment of the annual fee" to allow for biennium renewal; decoupled professional development from renewals to allow for annual audits; added provision to issue replacement certificates and to collect a fee for such
81-8,200	Certificate of licensure; fee; expiration; notice.	Re-written for clarity; changed expiration from "the last day of December following their issuance or renewal" to "a date established by the board"; Deleted active military duty exemption - to be moved to R&R; deleted expired license requirement - to be moved to R&R; moved 81-8,200.1 and 200.2 here
81-8,200.01	Certificate of licensure; renewal; professional development requirements.	Moved to 81-8,200 and R&R
81-8,200.02	Professional development programs; rules and regulations.	Moved to 81-8,200
81-8,201	License without examination; when; fee.	Moved to 81-8,196

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Section	Current Section Title	Change
81-8,202	License; probation, revocation, or suspension; appeal.	Re-written to allow the Board to collect civil penalties and costs on compliance cases
81-8,203	Warrants for payment of expenses and compensation; issuance.	Moved to 81-8,194
81-8,204	Certificate of licensure; required; violation; injunction.	Re-written for clarity
81-8,205	Injunction; prohibited acts; violation; penalty	Re-written to list prohibited acts
81-8,205.01	New section	Added - explains the complaint process
81-8,205.02	New section	Added - specifies the actions the Board may take on a compliance case and how civil penalties and costs are to be deposited.
81-8,206	Persons exempt from act	Re-written for clarity; changed "change" to "charge"; moved exemptions listed in 81-8,184(2) here
New		Added - Coordinating Professional requirement

Major Items Being Revised and/or Added:

- Revised the intent of the Act to include welfare
- Revised the definitions of Landscape Architecture and Professional Landscape Architect
- Added definitions for Coordinating Professional, Design Professional, and License
- Change from an annual to a biennial renewal – kept professional development as an annual requirement
- Added authorization for the Board to recover costs associated with online renewals and applications
- Added authority for board to cover costs to promote licensure
- Revised licensure requirements to allow additional paths to licensure
- Moved military renewal exemption and reinstatement process to rules and regulations
- Added provision for issuing replacement and/or duplicate certificates
- Added actions and procedures the Board may take on compliance cases
- Added authorization for the Board to access a penalty and the ability to recover costs on compliance cases
- Expanded seal requirements
- Moved exemptions listed in the definition of Landscape Architecture in 81-8,184(2) to 81-8,206
- Added Coordinating Professional requirement