

1 HB42
2 128639-3
3 By Representative Sanderford
4 RFD: Boards, Agencies and Commissions
5 First Read: 01-MAR-11
6 PFD: 02/25/2011

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2 ENROLLED, An Act,

3 Relating to the Alabama Sunset Law; to continue the
4 existence and functioning of the Alabama State Board of
5 Examiners of Landscape Architects until October 1, 2013, with
6 certain modifications; to amend Sections 34-17-2 and 34-17-21,
7 Code of Alabama 1975, so as to require that board members be
8 citizens of this state; and to require that applicants for
9 licensure be United States citizens or legally present in the
10 United States.

11 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

12 Section 1. Pursuant to the Alabama Sunset Law, the
13 Sunset Committee recommends the continuance of the Alabama
14 State Board of Examiners of Landscape Architects, with the
15 additional recommendations for statutory change as set out in
16 Section 3.

17 Section 2. The existence and functioning of the
18 Alabama State Board of Examiners of Landscape Architects,
19 created and functioning pursuant to Sections 34-17-1 to
20 34-17-27, inclusive, Code of Alabama 1975, is continued until
21 October 1, 2013, and those code sections are expressly
22 preserved.

23 Section 3. Sections 34-17-2 and 34-17-21 of the Code
24 of Alabama 1975, are amended to read as follows:

25 "§34-17-2.

1 "(a) There is created the Alabama Board of Examiners
2 of Landscape Architects which shall consist of three members.
3 The board shall be appointed by the Governor with the advice
4 and consent of the Senate. In appointing members to the board,
5 the Governor shall select those persons whose appointments, to
6 the extent possible, ensure that the membership of the board
7 is inclusive and reflects the racial, gender, urban/rural, and
8 economic diversity of the state. The members of the board,
9 after the appointment of the original board, shall be
10 registered landscape architects of recognized standing having
11 engaged in the practice of landscape architecture in the State
12 of Alabama for a period of two years or more at the time of
13 their appointments and shall be citizens of this state. The
14 terms of office of the members shall be three years, of which
15 one term expires each year. Any vacancy occurring at any time
16 in the membership of the board shall be filled by the Governor
17 appointing a successor for the unexpired term.

18 "(b) The members of the board shall receive no
19 salary or other compensation for their services as members but
20 shall be reimbursed for reasonable and necessary expenses
21 incurred in carrying out their duties.

22 "(c) The board shall elect annually from its members
23 a chair and a secretary, and the board shall hold at least two
24 or more meetings each year.

1 "(d) Each member of the board shall take the oath of
2 office as prescribed by the Constitution of Alabama of 1901.

3 "§34-17-21.

4 "For licensing as a landscape architect, the
5 following evidence shall be submitted that the applicant:

6 "(1) Is at least 19 years of age.

7 "(2) Has, before making application to the board,
8 completed the course of study in and been graduated from a
9 college or school of landscape architecture approved by the
10 board. The application for examination shall be accompanied by
11 proof of actual practical experience in landscape
12 architectural work of a grade and character satisfactory to
13 the board. Each complete year of study in an approved college
14 or school of landscape architecture may be accepted in lieu of
15 one year of practical experience, and the applicant shall
16 submit evidence of sufficient additional acceptable
17 experience to total five years of combined education and
18 practical experience. The applicant shall also submit proof of
19 one additional year of practical experience sufficient to
20 total six years of combined education and practical
21 experience. In lieu of graduation from an accredited college
22 or school of landscape architecture, and the practical
23 experience in addition thereto, an applicant may be admitted
24 to the examination upon presenting evidence of at least eight
25 years of actual practical experience in landscape

1 architectural work of a grade and character satisfactory to
2 the board.

3 "(3) Is a citizen of the United States or, if not a
4 citizen of the United States, is a person who is legally
5 present in the United States with appropriate documentation
6 from the federal government."

7 Section 4. The Legislature concurs in the
8 recommendations of the Sunset Committee as provided in
9 Sections 1, 2, and 3.

10 Section 5. This act shall become effective
11 immediately upon its passage and approval by the Governor, or
12 its otherwise becoming law.

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 29-MAR-11.

Greg Pappas
Clerk

Senate	14-APR-11	Amended and Passed
House	21-APR-11	Concurred in Senate Amendment