

1 SB435
2 130053-1
3 By Senator Whatley
4 RFD: Small Business
5 First Read: 21-APR-11

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8 SYNOPSIS: Under existing law, any person who practices
9 landscape architecture or uses the title "landscape
10 architect" must be licensed.

11 This bill would add the title "registered
12 landscape architect" and would also require a
13 license.

14 Under existing law, as an alternative to
15 other licensing requirements, any person with at
16 least eight years of actual practical experience in
17 landscape architectural work may qualify for a
18 license.

19 This bill would delete the alternative
20 licensing for eight years of actual practical
21 experience and require a licensed landscape
22 architect to have educational experience from an
23 approved landscape architectural school and submit
24 proof of practical experience to qualify for a
25 license.

1 Under existing law, to become a licensed
2 landscape architect, an applicant would take a
3 written examination.

4 This bill would require the applicant to
5 take a board approved examination.

6 Under exiting law, a landscape architect
7 must pay, on the first day of January of each year,
8 an annual license fee to the board. If the fee is
9 not paid by the thirtieth day of June of the year a
10 delinquency notice may be mailed and after 30 days
11 the architect's certificate shall be suspended.

12 This bill would change the date of the
13 delinquency notice to the fifteenth day of March.

14
15 A BILL

16 TO BE ENTITLED

17 AN ACT

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19 To amend Sections 34-17-20, 34-17-21, 34-17-22, and
20 34-17-24 of the Code of Alabama 1975, relating to landscape
21 architects; to allow for the use of the title "registered
22 landscape architects"; to delete the provision that allows
23 eight years of practical experience qualification for a
24 license; to provide further for the licensing examination; and
25 to change the date in which delinquency notices for failure to
26 pay a license fee can be mailed.

27 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

1 Section 1. Sections 34-17-20, 34-17-21, 34-17-22,
2 and 34-17-24 of the Code of Alabama 1975, are amended to read
3 as follows:

4 "§34-17-20.

5 "(a) In order to safeguard public welfare, health
6 and property and to promote public good, any person practicing
7 or offering to practice landscape architecture, privately or
8 in public service, shall be required to submit evidence that
9 he or she is qualified to practice ~~and shall become registered~~
10 as hereinafter provided. It shall be unlawful for any person
11 to practice landscape architecture or to use the term or title
12 "landscape architect" or "registered landscape architect"
13 unless duly licensed under the provisions of this chapter.

14 "(b) The state board shall adopt a program of
15 continuing education for its licensees not later than October
16 1, 1993, and after ~~said~~ the date no licensee shall have his or
17 her active license renewed unless, in addition to any other
18 requirements of this chapter, the minimum continuing annual
19 education requirements are met. It is further provided that
20 the continuing education program herein required shall not
21 include testing or examination of the licensees in any manner.

22 "§34-17-21.

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

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

26 "(2) Has, before making application to the board,
27 completed the course of study in and been graduated from a

1 college or school of landscape architecture approved by the
2 board. The application for examination shall be accompanied by
3 proof of actual practical experience in landscape
4 architectural work of a grade and character satisfactory to
5 the board. Each complete year of study in an approved college
6 or school of landscape architecture may be accepted in lieu of
7 one year of practical experience, and the applicant shall
8 submit evidence of sufficient additional acceptable
9 experience to total five years of combined education and
10 practical experience. The applicant shall also submit proof of
11 one additional year of practical experience sufficient to
12 total six years of combined education and practical
13 experience. ~~In lieu of graduation from an accredited college~~
14 ~~or school of landscape architecture, and the practical~~
15 ~~experience in addition thereto, an applicant may be admitted~~
16 ~~to the examination upon presenting evidence of at least eight~~
17 ~~years of actual practical experience in landscape~~
18 ~~architectural work of a grade and character satisfactory to~~
19 ~~the board.~~

20 "§34-17-22.

21 "Examinations for the license shall be held by the
22 board at least once each year. The board shall adopt rules and
23 regulations covering the subjects and scope of the
24 examinations, shall publish appropriate announcements and
25 shall conduct the examinations at the times designated. Except
26 as hereinafter provided in this chapter to the contrary, every
27 applicant for licensing as a landscape architect shall be

1 required, in addition to all other requirements, to establish
2 by ~~written~~ a board approved examination his or her competence
3 to plan, design, specify, and supervise the installation of
4 landscape projects. Each written examination may be
5 supplemented by such oral examinations as the board shall
6 determine.

7 "§34-17-24.

8 "(a) Every landscape architect shall pay an annual
9 license fee to the board. The fee shall be due and payable on
10 the first day of January of each year and shall become
11 delinquent after the thirty-first day of January.

12 "(b) If the annual license fee is not paid before it
13 becomes delinquent a penalty of \$50.00 shall be added to the
14 amount thereof per year.

15 "(c) If the annual license fee and penalty are not
16 paid before the ~~thirtieth~~ fifteenth day of ~~June~~ March in the
17 year in which they become due, the landscape architect's
18 certificate shall be suspended from and after the expiration
19 of 30 days from the date of mailing of notice of such
20 delinquency by registered or certified mail, return receipt
21 requested, postage prepaid and addressed to the landscape
22 architect at his or her address as it appears on the records
23 of the board. The notice of delinquency shall state that upon
24 the expiration of time herein allowed his or her certificate
25 will be suspended unless, within ~~said~~ the time, the annual
26 license fee and penalty are remitted.

1 "(d) After the certificate has been suspended, it
2 may be reinstated upon the payment of the annual license fee
3 and such proof of the landscape architect's qualifications as
4 may be required in the sound discretion of the board.

5 "(e) The board shall issue a receipt to each
6 landscape architect promptly upon payment of the annual
7 license fee."

8 Section 2. This act shall become effective on the
9 first day of the third month following its passage and
10 approval by the Governor, or its otherwise becoming law.