

ESSB 5746 - H COMM AMD

By Committee on Commerce & Labor

1 On page 7, beginning on line 13, strike all of section 8 and insert
2 the following:

3 "Sec. 8. RCW 18.96.080 and 1993 c 35 s 2 are each amended to read
4 as follows:

5 (1) Application for ((registration)) licensure shall be filed with
6 the ((director prior to the date set for examination and shall contain
7 statements made under oath showing the applicant's education and a
8 detailed summary of practical experience, and shall contain not less
9 than three references who are landscape architects having personal
10 knowledge of the applicant's landscape architectural experience)) board
11 as provided by rule.

12 (2) The application ((fee)) for ((initial)) examination shall be
13 ((determined by the director as provided in RCW 43.24.086. The
14 application and fee must be submitted to the agency prior to the
15 application deadline established by the director.

16 Fees for initial examination and reexamination shall be determined
17 by the director as provided in RCW 43.24.086, and must be filed with
18 the agency prior to the application deadline established by the
19 director)) filed with the board as prescribed by rule."

20 Beginning on page 9, line 1, strike all of sections 10 and 11 and
21 insert the following:

22 "Sec. 10. RCW 18.96.100 and 1993 c 35 s 4 are each amended to read
23 as follows:

24 (1) The director may((, upon payment of a reciprocity application
25 fee and the current registration fee in an amount as determined by the
26 director as provided in RCW 43.24.086, grant a certificate of
27 registration, upon recommendation by the board, to any applicant who is
28 a registered landscape architect in any other state or country whose

1 ~~requirements for registration are at least substantially equivalent to~~
2 ~~the requirements of this state for registration by examination, and~~
3 ~~which extends the same privileges of reciprocity to landscape~~
4 ~~architects registered in this state)) grant a certificate of licensure~~
5 ~~to an applicant who is a licensed landscape architect in another state~~
6 ~~or territory of the United States, the District of Columbia, or another~~
7 ~~country, if that individual's qualifications and experience are~~
8 ~~determined by the board to be equivalent to the qualifications and~~
9 ~~experience required of a person licensed under RCW 18.96.070.~~

10 (2) A landscape architect licensed or registered in any other
11 jurisdiction recognized by the board may offer to practice landscape
12 architecture in this state if:

13 (a) It is clearly and prominently stated in any such offer that the
14 landscape architect is not licensed to practice landscape architecture
15 in Washington state; and

16 (b) Before practicing landscape architecture or signing a contract
17 to provide landscape architectural services, the landscape architect
18 obtains a certificate of licensure.

19 **Sec. 11.** RCW 18.96.110 and 1993 c 35 s 5 are each amended to read
20 as follows:

21 (1) The renewal dates for certificates of ((registration shall be
22 set by the director. The director shall set the fee for renewal which
23 shall be determined as provided in RCW 43.24.086.

24 ~~If a registrant fails to pay the renewal fee within thirty days~~
25 ~~after the renewal date, the renewal shall be delinquent. The renewal~~
26 ~~fee for a delinquent renewal and the penalty fee for a delinquent~~
27 ~~renewal shall be established by the director. Any registrant in good~~
28 ~~standing, upon fully retiring from landscape architectural practice,~~
29 ~~may withdraw from practice by giving written notice to the director,~~
30 ~~and may thereafter resume practice at any time upon payment of the then~~
31 ~~current renewal fee. Any registrant, other than a properly withdrawn~~
32 ~~licensee, who fails to renew his or her registration for a period of~~
33 ~~more than five years may be reinstated under the)) licensure shall be~~
34 ~~set by the director in accordance with RCW 43.24.086.~~

35 (2) Any licensee in good standing may withdraw from the practice of
36 landscape architecture by giving written notice to the director, and

1 may within five years thereafter resume active practice upon complying
2 with this chapter. A licensee may be reinstated after a withdrawal of
3 more than five years under such circumstances as the board determines.

4 (3) A licensed landscape architect must demonstrate continuing
5 professional education activities since the landscape architect's last
6 renewal or initial licensure, as the case may be; the board shall by
7 rule describe the professional development activities required by the
8 board. The board may decline to renew a license if the landscape
9 architect's continuing professional education activities do not meet
10 the standards in the board's rules. In the application of this
11 subsection, the board shall strive to ensure that rules are consistent
12 with the continuing professional education requirements in use by the
13 national professional organizations representing landscape architects
14 and in use by other cohort states. Cohort states are those other
15 United States determined by the board to be comparable to Washington in
16 natural factors and landscape architecture licensure."

17 Beginning on page 12, line 3, strike all of section 14 and insert
18 the following:

19 "**Sec. 14.** RCW 18.96.150 and 1993 c 35 s 6 are each amended to read
20 as follows:

21 ~~((The director shall issue a certificate of registration upon~~
22 ~~payment of the registration fee as provided in this chapter to any~~
23 ~~applicant who has satisfactorily met all requirements for registration.~~
24 ~~All certificates of registration shall show the full name of the~~
25 ~~registrant, shall have a serial number and shall be signed by the~~
26 ~~chairman and the executive secretary of the board, and by the director.~~

27 ~~Each registrant shall obtain a seal of a design authorized by the~~
28 ~~board, bearing the registrant's name and the legend, "registered~~
29 ~~landscape architect". All sheets of drawings and title pages of~~
30 ~~specifications prepared by the registrant shall be stamped with said~~
31 ~~seal.))~~

32 (1) The director shall issue a certificate of licensure to any
33 applicant who has, to the satisfaction of the board, met all the
34 requirements for licensure as provided in this chapter. All
35 certificates of licensure shall show the full name of the licensee,
36 have the license number, and shall be signed by the chair of the board
and by the director. The issuance of a certificate of licensure by the

1 director is prima facie evidence that the person named therein is
2 entitled to all the rights and privileges of a licensed landscape
3 architect.

4 (2) Each licensee shall obtain a seal of the design authorized by
5 the board bearing the landscape architect's name, license number, the
6 legend "Licensed Landscape Architect," and the name of this state.
7 Drawings prepared by the licensee shall be sealed and signed by the
8 licensee when filed with public authorities. It is unlawful to seal
9 and sign a document after a licensee's certificate of licensure or
10 authorization has expired, been revoked, or is suspended. A landscape
11 architect shall not seal and sign technical submissions not prepared by
12 the landscape architect or his or her regularly employed subordinates,
13 or individuals under his or her direct control, or if prepared by a
14 landscape architect licensed in any jurisdiction recognized by the
15 board, reviewed and accepted as the sealing landscape architect's own
16 work; a landscape architect who signs or seals drawings or
17 specifications that he or she has reviewed is responsible to the same
18 extent as if prepared by that landscape architect."

19 Beginning on page 13, line 22, strike all of sections 16 and 17 and
20 insert the following:

21 "Sec. 16. RCW 18.96.190 and 1996 c 293 s 15 are each amended to
22 read as follows:

23 The ~~((director))~~ board shall suspend the certificate of
24 ~~((registration))~~ licensure of any person who has been certified by a
25 lending agency and reported to the ~~((director))~~ board for nonpayment or
26 default on a federally or state-guaranteed educational loan or service-
27 conditional scholarship. ~~((Prior to))~~ Before the suspension, the
28 agency must provide the person an opportunity for a brief adjudicative
29 proceeding under RCW 34.05.485 through 34.05.494 and issue a finding of
30 nonpayment or default on a federally or state-guaranteed educational
31 loan or service-conditional scholarship. The person's certificate of
32 ~~((registration))~~ licensure shall not be reissued until the person
33 provides the ~~((director))~~ board a written release issued by the lending
34 agency stating that the person is making payments on the loan in
35 accordance with a repayment agreement approved by the lending agency.
36 If the person has continued to meet all other requirements for

1 certification of licensure during the suspension, reinstatement shall
2 be automatic upon receipt of the notice and (~~payment of any~~
3 ~~reinstatement fee the director may impose~~) compliance with this
4 chapter."

5 Renumber the remaining sections consecutively, correct any internal
6 references accordingly, and correct the title.

EFFECT: Removes the Director of the Department of Licensing's
authority to adopt fees and removes other references to fees.

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