

September 14, 2023

## *Occupational Board Reform Act Survey Response – Nebraska State Board of Landscape Architects*

### **Provide an explanation for why you believe or do not believe that the occupational regulations overseen by your board have been effective.**

The Board's position is that the occupational regulations it oversees, Title 231 NAC, are effective. The regulations include provisions on initial and comity licensures for landscape architects, code of professional conduct, use of the licensee seal, enforcement procedures, professional development, and clarifications of the Professional Landscape Architects Act.

The Board is committed to keeping its regulations up-to-date and concise through regular reviews. As national trends in licensure standards and processes for landscape architects change, the Board continuously keeps its rules modernized and up to date in several ways.

The State Board of Landscape Architects is a member of the Council of Landscape Architectural Regulation Boards (CLARB). Board members and staff attend national and regional meetings to discuss common issues and policies that may affect licensure. CLARB also develops and publishes national model laws and regulations that state governments can use as a high-level, but sound and realistic benchmark that provides greater uniformity of licensure qualifications. In addition, using CLARB's national examination and model language also simplifies interstate licensure and mobility of landscape architects. This is demonstrated by the fact that, based on the response to the question regarding the number of regulated professionals in Nebraska, over sixty percent of our active licensees have an address of record outside Nebraska.

Licensure also assures that qualified individuals have the necessary skills and experience to apply the principles of mathematical, physical, biological, and social sciences in designing and managing projects directed at the functional and aesthetic use or preservation of land. Examples include, but are not limited to: investigation, selection, and allocation of land and natural resources for appropriate uses; development of feasibility and site selection studies to govern the planning, design, and management of the land; preparation, review, and analysis of land-use master, site, and comprehensive development plans and preliminary subdivision plans; determining the location and siting of improvements, including buildings, site features, access, and environs for the improvements; collaboration with architects, professional engineers, and registered land surveyors in the design of streets, highways, bridges, buildings, and structures with respect to the functional and aesthetic requirements of the area in which such facilities are to be placed; preservation and management of natural, cultural, historic, and aesthetic resources; design of sites, landforms, water features, and water bodies, site grading, surface and subsurface drainage and management, sediment and erosion control, noninhabitable structures, park and recreation areas, site vehicular circulation systems, greenways, and streetscapes, equestrian, bicycle, and pedestrian circulation systems, site lighting, irrigation, plantings; location and arrangement of such tangible objects and features as are incidental and necessary to the purposes outlined above.

We also have simplified the licensing process described in the regulations for individuals who maintain a record of their qualifications through CLARB. For those individuals who meet the

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requirements, Board staff can process their license application and issue the license in a matter of days once all application materials have been received.

When the rulemaking process begins, the Board communicates with stakeholders who have expressed interest, including the American Society of Landscape Architects/Nebraska-Dakotas Chapter, the professional society for landscape architects in the state, and the Board of Engineers and Architects. The Board is committed to keeping these organizations informed to ensure the Board's regulations are effectively implemented and not burdensome. The Board also publishes notification of the public hearing on rules promulgation well in advance of the actual hearing(s) to facilitate additional professional and public input, further ensuring that the regulations are effective

### **What is the potential harm if this occupation is no longer licensed, certified, or regulated?**

The practice of landscape architecture greatly impacts the health, safety, and welfare of the citizens of Nebraska as it pertains to the exterior built or natural environment.

Virtually all Nebraskans benefit from the services of professional landscape architects each day, often without knowledge of their professional involvement. Designing for emergency services and egress within the vehicular and pedestrian circulation systems, ensuring ADA guidelines are met to provide equable access, developing safe communities and infrastructures, stormwater and flood mitigation, improving air and water quality, and protecting and enhancing the state's natural resources are a few areas where the knowledge of landscape architects is needed.

Errors in landscape architecture design can have devastating consequences in case of an emergency, accident, or failure. Through licensure, professional landscape architects shoulder the responsibility of not only their own work, but the lives affected by that work. They hold themselves to the high ethical standards of practice through the Board's code of professional conduct adopted via regulations.

Without professional licensing, consumers do not have the specialized knowledge needed to evaluate the competency, qualifications, and performance of this highly complex and technical profession when selecting a landscape architect for their project.

### **Provide a comparison of whether and how other states regulate the occupation.**

All 50 states and 3 US territories regulate the profession of landscape architecture through professional licensing. A spreadsheet of the jurisdictional requirements is attached. An interactive map is available at <https://www.clarb.org/apply-for-licensure/view-licensure-requirements>.

Account	Regulation Type	Frequency of Statute Review	Next Statute Review	Frequency of Rules/Regulation Review	Next Rules/Regulation Review	Total LA Licensees
Alabama State Board of Examiners of Landscape Architects	Title and Practice Acts	Every 3-5 years	Next 12 months	As Needed	Currently in Review	290
Alaska Board of Registration for Architects, Engineers and Land Surveyors	Title and Practice Acts	As Needed		As Needed		60 (up from 57)
Alberta Association of Landscape Architects	Title Act Only			As Needed		222 (includes full/retired/semi-retired)
Arizona State Board of Technical Registration	Title and Practice Acts	Every 5+ years	Currently in Review	Every 1-2 years	More than 2 years	1,648
Arkansas State Board of Architects, Landscape Architects, and Interior Designers	Title and Practice Acts			As Needed		219
British Columbia Society of Landscape Architects	Title Act Only	As Needed		As Needed	Currently in Review	512
California Landscape Architects Technical Committee	Title and Practice Acts	Every 5+ years	More than 2 years	As Needed	Currently in Review	3668
Colorado State Board of Landscape Architects	Title and Practice Acts	Every 5+ years	More than 2 years	Every 1-2 years	Next 12 months	1119
Commonwealth of the Northern Mariana Islands Board of Professional Licensing / Health Care Professions Licensing Board	Title and Practice Acts		More than 2 years	As Needed	More than 2 years	3
Connecticut Department of Consumer Protection	Title and Practice Acts			As Needed	Currently in Review	514
Council of Landscape Architectural Registration Boards						7000
DC Board of Architecture, Interior Design and Landscape Architecture	Title and Practice Acts	As Needed	More than 2 years	As Needed	More than 2 years	90
Delaware Board of Landscape Architects	Title and Practice Acts					
Florida Board of Landscape Architects	Title and Practice Acts			As Needed		1153
Georgia State Board of Landscape Architects	Title and Practice Acts					822
Hawaii Board of Professional Engineers, Architects, Surveyors & Landscape Architects	Title and Practice Acts		Currently in Review	As Needed	Currently in Review	144
Idaho Board of Landscape Architects	Title and Practice Acts	As Needed	Next 6 months	As Needed	Currently in Review	719
Illinois Department of Financial & Professional Regulation	Title Act Only	Every 5+ years	Currently in Review	As Needed	Currently in Review	781
Indiana Professional Licensing Agency	Title and Practice Acts	As Needed	Next 12 months	As Needed	Currently in Review	465
Iowa Professional Licensing & Regulation Division	Title and Practice Acts	As Needed	More than 2 years	As Needed	Next 12 months	290
Kansas Board of Technical Professions	Title and Practice Acts	As Needed	More than 2 years	As Needed	More than 2 years	322
Kentucky Board of Landscape Architects	Title and Practice Acts	As Needed	Next 12 months	As Needed	Currently in Review	317
Louisiana Horticulture Commission	Title and Practice Acts	As Needed		As Needed		364
Maine State Board for Licensing Architects, Landscape Architects and Interior Designers	Title Act Only	As Needed	Currently in Review	As Needed	Currently in Review	261
Manitoba Association of Landscape Architects Inc.				As Needed		102 (81 full members + 21 out of province members)
Maryland Department of Licensing & Regulation	Title and Practice Acts	As Needed	More than 2 years	As Needed	Next 12 months	963
Massachusetts Board of Registration of Landscape Architects	Title Act Only	As Needed		As Needed	Currently in Review	775
Michigan Department of Licensing & Regulatory Affairs	Title and Practice Acts	As Needed		As Needed		620
Minnesota Bd. of Arch., Eng., Land Surv., Land. Arch., Geoscience and Int. Des.	Title and Practice Acts	As Needed	Currently in Review	As Needed	Currently in Review	468
Mississippi State Board of Architecture	Title and Practice Acts	As Needed	More than 2 years	Every 1-2 years	More than 2 years	268
Missouri Board for Architects, Prof. Engineers, Prof. Land Surveyors & Prof. Landscape Architects	Title and Practice Acts	Every 1-2 years	Currently in Review	As Needed	Currently in Review	452
Montana Board of Architects and Landscape Architects	Title and Practice Acts	As Needed		Every 1-2 years	Next 6 months	171
Nebraska State Board of Landscape Architects	Title and Practice Acts	As Needed	More than 2 years	Every 3-5 years	More than 2 years	156

Account	Regulation Type	Frequency of Statute Review	Next Statute Review	Frequency of Rules/Regulation Review	Next Rules/Regulation Review	Total LA Licensees
Nevada State Board of Landscape Architecture	Title and Practice Acts	As Needed	More than 2 years	Every 3-5 years	More than 2 years	325
New Hampshire Office of Professional Licensure & Certification	Title and Practice Acts			Every 3-5 years	Next 6 months	138
New Jersey State Board of Architects	Title and Practice Acts	As Needed	More than 2 years	Every 5+ years	More than 2 years	712
New Mexico Board of Landscape Architects	Practice Act Only	Every 3-5 years	More than 2 years	As Needed	Next 12 months	179
New York State Board for Landscape Architecture	Title and Practice Acts	As Needed		As Needed		1511
North Carolina Board of Landscape Architects	Title and Practice Acts	As Needed	Next 12 months	Every 5+ years	More than 2 years	1105
North Dakota Board of Architecture	Title and Practice Acts	As Needed	More than 2 years	As Needed	More than 2 years	115
Ohio Landscape Architects Board	Title and Practice Acts	As Needed		Every 5+ years	Next 12 months	598
Oklahoma Board of Governors of the Licensed Architects, Landscape Architects and Registered Commercial Interior Designers	Title and Practice Acts	As Needed	Currently in Review	As Needed	Next 6 months	231
Ontario Association of Landscape Architects	Title Act Only			As Needed	Currently in Review	970
Oregon State Landscape Architect Board	Title and Practice Acts	As Needed	More than 2 years	As Needed	Next 12 months	543
Pennsylvania State Board of Landscape Architects	Title and Practice Acts	Every 3-5 years	More than 2 years	As Needed	Currently in Review	Contact the Board for Current Information.
Puerto Rico Board of Examiners of Architects & Landscape Architects	Practice Act Only	As Needed	More than 2 years	As Needed	More than 2 years	24
Rhode Island Board of Examiners of Landscape Architects	Title and Practice Acts	As Needed		Every 1-2 years	Currently in Review	354
South Carolina Department of Labor, Licensing and Regulation	Title and Practice Acts	As Needed	More than 2 years	Every 5+ years	More than 2 years	706
South Dakota Board of Technical Professions	Title and Practice Acts		Next 12 months	Every 1-2 years	Next 12 months	83
Tennessee State Board of Architectural and Engineering Examiners	Title Act Only	Every 1-2 years	Currently in Review	As Needed	Currently in Review	487
Texas Board of Architectural Examiners	Title and Practice Acts	Every 5+ years	More than 2 years	Every 3-5 years	More than 2 years	1986
Utah Division of Occupational and Professional Licensing	Title and Practice Acts	As Needed		As Needed	More than 2 years	468
Virginia Board for Arch., Prof. Eng., Land Surveyors, Cert. Int. Designers and Landscape Architects	Title and Practice Acts	As Needed		Every 3-5 years	Next 12 months	948
Washington Board of Licensure for Landscape Architects	Title and Practice Acts	As Needed	Next 2 years	Every 3-5 years	Currently in Review	904
West Virginia Board of Landscape Architects	Title and Practice Acts	As Needed		As Needed		83
Wisconsin Department of Safety and Professional Services	Title and Practice Acts					350
Wyoming State Board of Architects and Landscape Architects	Title and Practice Acts			As Needed	Currently in Review	161

Account	Total Resident LA Licensees	CR Required for Initial Licensure	CR Encouraged for Initial Licensure	CR Expedite Initial Licensure Application Process	Administrative Approval for Initial Licensure	CR Expedite Recip Lic App Process
Alabama State Board of Examiners of Landscape Architects	111	No	Yes	Yes	No	Yes
Alaska Board of Registration for Architects, Engineers and Land Surveyors	33 (up from 32)	No	Yes	No	No	No
Alberta Association of Landscape Architects	177 (this isn't really tracked)	Yes	Yes	Yes	Yes	Yes
Arizona State Board of Technical Registration		No	Yes	Yes	Yes	Yes
Arkansas State Board of Architects, Landscape Architects, and Interior Designers	79	Yes	No	No	Yes	No
British Columbia Society of Landscape Architects	400	No	No	No	No	Yes
California Landscape Architects Technical Committee	3104	No	No	No	No	No
Colorado State Board of Landscape Architects	788	No	No	No	No	No
Commonwealth of the Northern Mariana Islands Board of Professional Licensing / Health Care Professions Licensing Board	0	No			No	
Connecticut Department of Consumer Protection	224	Yes	Yes	Yes	No	Yes
Council of Landscape Architectural Registration Boards		Yes				
DC Board of Architecture, Interior Design and Landscape Architecture	22	No	Yes	Yes	Yes	Yes
Delaware Board of Landscape Architects		No	Yes	No	Yes	No
Florida Board of Landscape Architects	738 (est)	No	Yes	Yes	Yes	Yes
Georgia State Board of Landscape Architects	526 (est)	No	No	No	No	No
Hawaii Board of Professional Engineers, Architects, Surveyors & Landscape Architects	86	No	Yes	Yes	No	Yes
Idaho Board of Landscape Architects	Don't track	No	Yes	No	Yes	No
Illinois Department of Financial & Professional Regulation	507	No	No	No	Yes	No
Indiana Professional Licensing Agency	249 (est)	No	Yes	Yes	Yes	Yes
Iowa Professional Licensing & Regulation Division	156	Yes	Yes	Yes	No	Yes
Kansas Board of Technical Professions	126	Yes	Yes	No	No	No
Kentucky Board of Landscape Architects	151	No	Yes	Yes	No	Yes
Louisiana Horticulture Commission	224	No	Yes	Yes	Yes	Yes
Maine State Board for Licensing Architects, Landscape Architects and Interior Designers	108	No	Yes	Yes	Yes	Yes
Manitoba Association of Landscape Architects Inc.	81	No			No	
Maryland Department of Licensing & Regulation	Not Tracked	No	No	No	No	Yes
Massachusetts Board of Registration of Landscape Architects		No	No	No	No	No
Michigan Department of Licensing & Regulatory Affairs	363	No	Yes	No	Yes	No
Minnesota Bd. of Arch., Eng., Land Surv., Land. Arch., Geoscience and Int. Des.	332	No	No	No	No	No
Mississippi State Board of Architecture	95	Yes	Yes	Yes	No	Yes
Missouri Board for Architects, Prof. Engineers, Prof. Land Surveyors & Prof. Landscape Architects	183	No	Yes	Yes	Yes	Yes
Montana Board of Architects and Landscape Architects	64	No	Yes	Yes	Yes	Yes
Nebraska State Board of Landscape Architects	62	Yes	Yes	No	Yes	No

Account	Total Resident LA Licensees	CR Required for Initial Licensure	CR Encouraged for Initial Licensure	CR Expedite Initial Licensure Application Process	Administrative Approval for Initial Licensure	CR Expedite Recip Lic App Process
Nevada State Board of Landscape Architecture	80	Yes	Yes	Yes	Yes	Yes
New Hampshire Office of Professional Licensure & Certification	44 (est)	No	No	No	No	No
New Jersey State Board of Architects	389	No	No	No	No	No
New Mexico Board of Landscape Architects	80	No	Yes	Yes	No	Yes
New York State Board for Landscape Architecture	911	No	No	No	Yes	No
North Carolina Board of Landscape Architects	670	No	No	No	Yes	Yes
North Dakota Board of Architecture	23	Yes	Yes	Yes	Yes	Yes
Ohio Landscape Architects Board	355	Yes	Yes	Yes	Yes	Yes
Oklahoma Board of Governors of the Licensed Architects, Landscape Architects and Registered Commercial Interior Designers	78	No	No	Yes	No	No
Ontario Association of Landscape Architects	840	No	Yes	Yes	No	Yes
Oregon State Landscape Architect Board	323	No	No	No	No	No
Pennsylvania State Board of Landscape Architects	Contact the Board for Current Information.	No			No	No
Puerto Rico Board of Examiners of Architects & Landscape Architects	19	Yes	Yes	Yes	No	Yes
Rhode Island Board of Examiners of Landscape Architects	112	No	Yes	Yes	No	Yes
South Carolina Department of Labor, Licensing and Regulation	260	No	Yes	Yes	Yes	Yes
South Dakota Board of Technical Professions	21	Yes	Yes	No	Yes	No
Tennessee State Board of Architectural and Engineering Examiners	215	Yes	Yes	Yes	No	Yes
Texas Board of Architectural Examiners	1390	Yes	Yes	Yes	Yes	Yes
Utah Division of Occupational and Professional Licensing	250	No	Yes	Yes	Yes	Yes
Virginia Board for Arch., Prof. Eng., Land Surveyors, Cert. Int. Designers and Landscape Architects		No	No	Yes	No	Yes
Washington Board of Licensure for Landscape Architects	618	No	Yes	Yes	Yes	Yes
West Virginia Board of Landscape Architects	42	No	Yes	Yes	No	Yes
Wisconsin Department of Safety and Professional Services	202	No	No	No	Yes	No
Wyoming State Board of Architects and Landscape Architects	28	No	Yes	Yes	Yes	Yes

Account	Administrative Approval for Reciprocity	Licensure Renewal Cycle	CE Required	Number of CE Hours Required	Frequency of CE Audit	Percent of Licensees Audited
Alabama State Board of Examiners of Landscape Architects	No	Annual	Yes	16	Annually	15-20%
Alaska Board of Registration for Architects, Engineers and Land Surveyors	No	Biennial	Yes	24	Biennially	5
Alberta Association of Landscape Architects	Yes	Annual	Yes	20-30 (10 PDU's annually, or 30 over 3-years)	Annually	5
Arizona State Board of Technical Registration	Yes	Triannual	No	0	N/A	N/A
Arkansas State Board of Architects, Landscape Architects, and Interior Designers	Yes	Annual	Yes	12	Annually	varies
British Columbia Society of Landscape Architects	No	Annual	Yes	30 credits over 3 years	Twice a Year	20
California Landscape Architects Technical Committee	No	Biennial	No			
Colorado State Board of Landscape Architects	No	Biennial	No	N/A		
Commonwealth of the Northern Mariana Islands Board of Professional Licensing / Health Care Professions Licensing Board	No	Biennial	No	N/A	N/A	N/A
Connecticut Department of Consumer Protection	Yes	Annual	Yes	24	Other	10
Council of Landscape Architectural Registration Boards		Annual	No			
DC Board of Architecture, Interior Design and Landscape Architecture	Yes	Biennial	Yes	24	Biennially	10%
Delaware Board of Landscape Architects	Yes	Biennial	Yes	20	Biennially	Varies
Florida Board of Landscape Architects	Yes	Biennial	Yes	16	Biennially	100
Georgia State Board of Landscape Architects	No	Biennial	Yes	12		
Hawaii Board of Professional Engineers, Architects, Surveyors & Landscape Architects	No	Biennial	No	N/A		
Idaho Board of Landscape Architects	Yes	Annual	No	None	N/A	N/A
Illinois Department of Financial & Professional Regulation	Yes	Biennial	No	0		
Indiana Professional Licensing Agency	Yes	Biennial	Yes	24	Biennially	1.1% to 5%
Iowa Professional Licensing & Regulation Division	Yes	Biennial	Yes	24	Biennially	Varies
Kansas Board of Technical Professions	Yes	Biennial	Yes	30	Other	3
Kentucky Board of Landscape Architects	Yes	Annual	Yes	12	Annually	Law requires 5-15%
Louisiana Horticulture Commission	Yes	Annual	Yes	8	Annually	10%
Maine State Board for Licensing Architects, Landscape Architects and Interior Designers	Yes	Annual	No		N/A	
Manitoba Association of Landscape Architects Inc.	No	Annual	Yes	30 credit hours per 3 year term	Other	5%
Maryland Department of Licensing & Regulation	No	Biennial	Yes	24	Biennially	Varies. Usually between 5 and 10%
Massachusetts Board of Registration of Landscape Architects	No	Annual	No	None		
Michigan Department of Licensing & Regulatory Affairs	Yes	Biennial	Yes	24	Biennially	3-7%
Minnesota Bd. of Arch., Eng., Land Surv., Land. Arch., Geoscience and Int. Des.	No	Biennial	Yes	24	Biennially	1-2%
Mississippi State Board of Architecture	No	Biennial	Yes	24	Biennially	Varies
Missouri Board for Architects, Prof. Engineers, Prof. Land Surveyors & Prof. Landscape Architects	Yes	Biennial	Yes	24	Annually	10
Montana Board of Architects and Landscape Architects	Yes	Annual	No	None		
Nebraska State Board of Landscape Architects	Yes	Biennial	Yes	24	Biennially	up to 10%

Account	Administrative Approval for Reciprocity	Licensure Renewal Cycle	CE Required	Number of CE Hours Required	Frequency of CE Audit	Percent of Licensees Audited
Nevada State Board of Landscape Architecture	Yes	Annual	Yes	8 hours	Annually	5
New Hampshire Office of Professional Licensure & Certification	No	Biennial	Yes	30	Annually	5%
New Jersey State Board of Architects	No	Biennial	Yes	24	Biennially	10
New Mexico Board of Landscape Architects	No	Annual	Yes	30 hours	Annually	10
New York State Board for Landscape Architecture	Yes	Other	Yes	36	Monthly	
North Carolina Board of Landscape Architects	Yes	Annual	Yes	10	Annually	10%
North Dakota Board of Architecture	Yes	Biennial	No	None		n/a
Ohio Landscape Architects Board	Yes	Biennial	Yes	24	Other	Varies
Oklahoma Board of Governors of the Licensed Architects, Landscape Architects and Registered Commercial Interior Designers	No	Biennial	Yes	24	Biennially	10
Ontario Association of Landscape Architects	No	Annual	Yes	30 hours over 3 years	Other	10
Oregon State Landscape Architect Board	Yes	Annual	Yes	12 (reduced to 4 if registrant has 25+ consecutive years of registration)	Quarterly	5%
Pennsylvania State Board of Landscape Architects	No	Biennial	Yes	24	Biennially	
Puerto Rico Board of Examiners of Architects & Landscape Architects	No	Other	Yes	12 annually	Other	5
Rhode Island Board of Examiners of Landscape Architects	No	Biennial	No	None		
South Carolina Department of Labor, Licensing and Regulation	Yes	Biennial	Yes	20	Biennially	5
South Dakota Board of Technical Professions	Yes	Biennial	Yes	30 PDH/2 yrs (10 hr max in prof mgmt subjects such as TQM, prof business practice, and ethics.	Other	
Tennessee State Board of Architectural and Engineering Examiners	No	Biennial	Yes	12 for first renewal; 24 for subsequent renewals	Quarterly	5%
Texas Board of Architectural Examiners	Yes	Annual	Yes	12	Monthly	7 + self-reported non-compliance
Utah Division of Occupational and Professional Licensing	Yes	Biennial	Yes	16	Biennially	50
Virginia Board for Arch., Prof. Eng., Land Surveyors, Cert. Int. Designers and Landscape Architects	Yes	Biennial	Yes	16	Other	1
Washington Board of Licensure for Landscape Architects	Yes	Biennial	Yes	24	Biennially	5-10%
West Virginia Board of Landscape Architects	No	Annual	Yes	8 (est)	Annually	10
Wisconsin Department of Safety and Professional Services	Yes	Other	Yes	24	Other	
Wyoming State Board of Architects and Landscape Architects	Yes	Biennial	Yes	24	Biennially	5%