# NOTICE OF MEETING

**August 14, 2012**
**10:30am – 3:00pm**
**Landscape Architects Technical Committee**
**Sequoia Room**
**2420 Del Paso Road**
**Sacramento, CA 95834**
**(916) 575-7230**

The Landscape Architects Technical Committee (LATC) will hold a meeting as noted above. The agenda items may not be addressed in the order noted and the meeting will be adjourned upon completion of the agenda which may be at a time earlier than that posted in this notice. The meeting is open to the public and held in a barrier free facility according to the Americans with Disabilities Act. Any person requiring a disability-related modification or accommodation to participate in the meeting may make a request by contacting John Keidel at (916) 575-7230, emailing latc@dca.ca.gov, or sending a written request to LATC, 2420 Del Paso Road, Suite 105, Sacramento, California, 95834. Providing your request at least five business days before the meeting will help to ensure availability of the requested accommodation.

## Agenda

A. Call to Order – Roll Call – Establishment of a Quorum
   Chair's Remarks
   Public Comment Session

B. Approve November 11, 2011 LATC Summary Report

C. Approve May 4, 2012 LATC Summary Report

D. Program Manager's Report

E. Report on California Supplemental Examination and Possible Action

F. Exceptions and Exemptions Task Force Report and Possible Action

G. University of California Extension Certificate Program Task Force Report and Possible Action

H. Report on Council of Landscape Architectural Registration Boards (CLARB)
   1. Review of CLARB Annual Meeting Agenda, Policies, and Procedures
   2. Review and Discuss CLARB Nominating Committee Members Selection
   3. Review and Approve Recommended Position on Resolutions and Candidate Ballot

I. Review and Discuss Application Fee for Approval of Landscape Architecture School and Possible Action

J. Election of LATC Officers

K. Review Tentative Schedule and Confirm Future LATC Meeting Dates

Adjourn

Please contact LATC at (916) 575-7230 for additional information related to the meeting. Notices and agendas for LATC meetings can be found at *www.latc.ca.gov*.

# Agenda Item A

## CALL TO ORDER-ROLL CALL-ESTABLISHMENT OF A QUORUM

Landscape Architects Technical Committee (LATC) Member Roster

David Allan Taylor, Jr., Chair

Stephanie Landregan

Andrew Bowden

Nicki Johnson

Katherine Spitz

## CHAIR'S REMARKS

LATC Chair David Allan Taylor Jr. will review the scheduled LATC actions and make appropriate announcements.

## PUBLIC COMMENT SESSION

Members of the public may address the Committee at this time. The Committee Chair may allow public participation during other agenda items at her discretion.

# Agenda Item B

**APPROVE NOVEMBER 11, 2011 LATC SUMMARY REPORT**

The Landscape Architects Technical Committee (LATC) is asked to approve the attached November 11, 2011, LATC Meeting Summary Report. Action on this summary report at the January 23-24, 2012 meeting was deferred due to a lack of a quorum.

# SUMMARY REPORT

CALIFORNIA ARCHITECTS BOARD
Landscape Architects Technical Committee

November 16, 2011
Sacramento, California
&
Various Teleconference Locations

LATC Members Present
Christine Anderson, Chair
David Allen Taylor, Jr. Vice Chair (via teleconference)
Stephanie Landregan (via teleconference)

Staff Present
Doug McCauley, Executive Officer, California Architects Board (Board)
Vickie Mayer, Assistant Executive Officer, Board
Norine Marks, Legal Counsel (substituting for Don Chang), Department of Consumer Affairs (DCA)
Trish Rodriguez, Program Manager, Landscape Architects Technical Committee (LATC)
Terri Villareal, Examination Coordinator, LATC
John Keidel, Enforcement Coordinator, LATC
Maryann Moya, Licensing and Administration Coordinator, LATC

Guests Present
J.C. Miller, Landscape Architecture Program Director, Department of Art and Design, University of California (UC), Berkeley Extension
Laura Morton, Vice President, Association of Professional Landscape Design (APLD) (via teleconference)
Jon Wreschinsky, President, California Council of American Society of Landscape Architects (via teleconference)

## A. Call to Order – Roll Call – Establishment of a Quorum
## Chair's Remarks
## Public Comment Session

The LATC Chair Christine Anderson called the meeting to order at 9:40 a.m. and called the roll. Three members of the LATC were present, thus a quorum was established.

## B. Approve July 19, 2011 LATC Meeting Summary Report

Stephanie Landregan noted a correction needed for the Summary Report for the July 19, 2011, LATC meeting. She noted Agenda Item G, Report on Council of Landscape Architectural Registration Boards (CLARB), should read exam sections "C and E" will be transferred to a computerized format instead of exam sections "B and D" will be transferred to a computerized format.

Laura Morton suggested a correction in the summary report under the "Guests Present" section to show Pamela Berstler as the Legislative Chair, California Chapter, Association of Professional Landscape Design.

- **David Taylor moved to approve the July 19, 2011, LATC Meeting Summary Report with noted edits.**

  **Stephanie Landregan seconded the motion.**

  **The motion carried 3-0.**

## C. Program Manager's Report

Trish Rodriguez presented the Program Manager's Report. She stated the Committee had three staff vacancies from March 2011 to May 2011. She explained the Special Projects Coordinator position is vacant, and recruitment efforts will be focused on filling the position as soon as possible. She stated the Student Assistant position was vacated on September 15, 2011, and the workload of the position has been absorbed by staff. Ms. Rodriguez also noted that two LATC member positions remain vacant, to be appointed by the Governor.

Ms. Rodriguez reminded the Committee of Debbie Balaam's presentation on the DCA BreEZe project at the last LATC meeting. She explained DCA recently executed a contract to implement the BreEZe system with Accenture. Ms. Rodriguez advised that DCA's Office of Information Services has also implemented a freeze on legacy system modifications and workaround database systems due to their potential impact on BreEZe.

Ms. Rodriguez provided an update on the Student Outreach Program. She explained landscape architect Jon Wreschinsky gave an outreach presentation for the LATC on October 26, 2011, at MiraCosta Community College. Ms. Rodriguez added that five schools in the regional area were invited to attend and approximately 22 students attended. She provided that a student outreach survey was conducted and a summary of the survey results was included in the meeting packet.

Ms. Rodriguez discussed the regulatory changes for California Code of Regulations (CCR) sections 2615, Form of Examination; and 2620, Education and Training Credits. She stated the rulemaking package was delivered to the DCA Legal Office on November 14, 2011. She also stated CCR section 2620.5, Requirements for Approved Extension Certificate Program would be discussed later in the meeting. Ms. Rodriguez explained that the proposed language to amend CCR section 2620.5 was previously approved by the Board in December 2010 and needs to be noticed with the Office of Administrative Law (OAL). She stated that she anticipated the package would be noticed and submitted to DCA's Legal Office in the next couple of weeks.

Ms. Rodriguez advised that her two top priorities are filling staff vacancies and completing the regulatory package for CCR section 2620.5. She noted that the CCR section 2614 rulemaking package would be presented to the Committee to make a recommendation for Board approval later in the meeting. Ms. Rodriguez commented that the 2011/12 Strategic Plan has been posted to the LATC website as well as the upcoming LARE dates and transition information.

Ms. Rodriguez stated the LATC enforcement caseload statistics have been updated and the number of pending complaints has decreased 46% since September 2010.

Ms. Landregan asked when the regulatory changes to CCR section 2615 would become effective, now that the final rulemaking package is at the legal office. Ms. Rodriguez responded that the regulatory package is not at the OAL because it is still undergoing review and approval. She advised that the package is being expedited through the appropriate channels in order to meet the February 25, 2012 deadline. She noted the regulatory changes could go into effect in May 2012, if approved.

Ms. Landregan asked if an extension should be requested for the schools to provide an annual report. Ms. Anderson advised that we could not mandate an annual review if the regulatory changes have not become effective, and that we could only suggest that an annual review be provided by each extension program.

Ms. Anderson thanked Mr. Wreschinsky for providing the outreach presentation at MiraCosta Community College. She noted the information may have been useful to the participants earlier in their school careers. Doug McCauley suggested the LATC emulate the Board's practice by sending a communiqué to the schools each year in the Fall with a reminder about pathways to licensure. He also suggested sending a follow-up communiqué to the schools in April with another reminder about pathways to licensure.

Ms. Landregan requested that a breakdown of the number of students from each of the schools who attended the outreach program be included in future surveys. Mr. Wreschinsky noted that most of the students in attendance were from MiraCosta Community College. He stated there were three individuals who attended the presentation that may have been landscape designers who had questions regarding license requirements.

**D. Update on Sunset Review Report – Senate Bill 543**

Mr. McCauley shared that the Sunset Review process is complete. He noted Senate Bill 543 was signed by Governor Brown and becomes law on January 1, 2012. He advised that no issues were presented in the Senate Business, Professions and Economic Development Committee's final report for the LATC. Mr. McCauley further explained that one issue the LATC had to explain was regarding exam scores. He stated there were times when California's Landscape Architect Registration Examination (LARE) scores were lower than the rest of the nation; conversely, there were times when the scores were higher than the rest of the nation. Mr. McCauley explained that lower pass rates in California are due to California having greater flexibility in eligibility standards and multiple pathways into the profession than other states, which might result in scores that perform differently than the rest of country. He stated the Senate Business, Professions and Economic Development Committee was receptive to this response. Mr. McCauley explained the organizational structure model that the Board and the LATC developed for regulating their two professions is a model that other boards consider, as do other states. He

said it has proven to be a very effective way to structure our licensing systems. He noted that the Board for Professional Engineers and Land Surveyors recently took on the Board for Geologists and Geophysicists, and our structure is what they are considering.

**E. Report on Council of Landscape Architectural Registration Boards (CLARB)**

Ms. Anderson congratulated Ms. Landregan for being elected as CLARB Vice President. Ms. Anderson noted that she herself was elected as CLARB Region V Director. Ms. Anderson advised that she and Ms. Landregan attended the CLARB Board of Directors meeting during the prior week. She noted the importance of attending these meetings to obtain information on current CLARB issues.

Ms. Landregan noted that she told CLARB she would like to have additional opportunities to participate in the meetings for those that could not be there physically. She explained these issues were addressed by the CLARB Board of Directors, and action was taken to establish a committee to address this issue. She noted this was a direct result of the LATC asking CLARB to respond to the economic situation that is not just present in California but also in other states. Ms. Anderson asked if the committee would be formed between now and the spring meeting. Ms. Landregan responded she believed so, and the President will select the committee. She also stated CLARB's annual meeting will be held in San Francisco next year.

Ms. Anderson stated CLARB recently completed comprehensive research on the definition of "welfare." She explained CLARB is trying to deliver this research information to building officials and local jurisdictions, in addition to clients and others. She stated this would be good information to provide at the LATC strategic planning session for use in its Outreach Program. She explained it strongly enhances the understanding of the LATC's mission/mandate to protect the public's health, safety, and welfare.

Ms. Anderson discussed the upcoming LARE transition. She stated CLARB is changing the structure of the LARE from five sections to four sections. She noted CLARB's message to candidates is that the content of the LARE is not changing; the delivery of the LARE is changing. She stated sections C, D, and E will become sections 3 and 4. She noted candidates will have two opportunities to take two of the critical sections of the LARE between now and when the transition takes place in 2012.

Ms. Anderson discussed CLARB's advice to candidates who are already in the process of taking the LARE, to finish the remaining sections. She stated CLARB's advice to candidates who have not started taking the LARE is to take sections A and B in March 2012. She explained this is because sections A and B will transfer directly to sections 1 and 2 when the transition takes place. Ms. Anderson stated candidates should refer to the transition chart after the March 2012 examinations and take the appropriate sections as noted. She reiterated the importance of getting this message to the candidates.

Ms. Rodriguez stated that the LATC has included vital LARE information on the LATC website in an effort to provide this information to candidates. She also stated the last exam results identified pending candidates who still have sections to complete. She noted exam results for pending candidates included a notification of the upcoming LARE change.

Mr. Taylor asked if the graphic section of the new LARE is going to be administered via computer. He stated that his understanding is that the new graphic section will not use Computer-Aided Design software. Ms. Landregan responded that it is a drag-and-drop system with vignette sections. She noted all of elements that would normally be notations on a design will be on the computer. She explained the advantage to this is that more vignettes can be administered because there is no drawing time and a candidate's skill-set can be tested multiple times resulting in a better understanding of their true knowledge. She noted the new LARE graphic section also eliminates the subjective human factor involved in testing. She stated it is clear on the computer if a candidate has met the testing criteria and that scores can be quickly calculated and competencies can be tested more than twice. Ms. Landregan mentioned that the final score will be an average of the scores. She explained averaging the scores is beneficial to the candidates if they make an error(s) because it means candidates will not be as heavily penalized.

Ms. Anderson stated CLARB is launching a pilot of the new exam in June 2012. She noted that CLARB is launching the pilot so they can resolve any issues before they move to the full administration of the exam. Ms. Landregan explained the pilot is open to 18 unlicensed candidates who will be selected from across the country. She noted the scores the candidates receive will not count towards the actual test, but it will allow them to gain familiarization with the new format. She also noted CLARB will pay for the pilot exam for these 18 individuals.

Ms. Anderson stated CLARB is changing their testing vendor from Prometric Inc. to Pearson PLC. She stated the reason is that Pearson provides a better quality environment for the testing centers and it is more focused towards the needs of landscape architecture. She explained Pearson also has three levels of testing centers to administer the exam. She explained they will bring on other levels of testing centers as needed, which could affect candidates in outlying areas with limited access to the main testing centers. Ms. Landregan suggested Pearson should send the LATC a list of testing centers in California.

**F. Review and Approve Proposed Amendments to California Code of Regulations, Title 16, Division 26, Section 2614 Examination Transition Plan and Make Recommendation to the Board**

Ms. Rodriguez stated the proposed changes to CCR section 2614 include new language to allow credit to candidates for LARE sections previously passed once the LARE transitions from five sections to four in September 2012. She noted this proposed regulatory amendment will contain an expedited review so that it can be in place in time for the transition in September.
Ms. Landregan asked if an effective date is needed for this change. Vickie Mayer noted that the proposed regulatory language added the new transition plan to the end of CCR section 2614. She explained that this section had prior transition plans going back to LARE credit in 1992. Ms. Mayer also explained once the language is approved by OAL, the effective date would be 30 days after it is filed with the Secretary of State office, unless we request that it be effective upon filing with the Secretary of State. She strongly encouraged the change be effective upon filing with the Secretary of State to shorten the process. She noted this will decrease the effective date by 30 days and candidates will be given credit for any previous sections they have passed according to the transition chart established by CLARB. She explained this pattern follows the Board's model in its regulations of allowing credit for exam sections that were previously passed.

Ms. Mayer explained once the LATC approves the proposed amendments, the LATC is recommending to the Board that they approve the package to proceed with the regulatory process. She noted the Board is meeting December 7, 2011, and one of their agenda items is to review and consider the LATC's recommendation. Ms. Mayer noted Ms. Rodriguez worked very hard to get this regulatory proposal done quickly.

- **Stephanie Landregan moved to approve the proposed amendments to CCR section 2614, Examination Transition Plan and recommend to the Board to proceed with the regulatory proposal with an effective date upon filing with the Secretary of State.**

  **David Taylor seconded the motion.**

  **The motion carried 3-0.**

Norine Marks suggested a second motion to allow staff to work with legal counsel to make any non-substantive changes to the regulatory package.

- **Stephanie Landregan moved to allow staff to work with legal counsel to make any non-substantive changes to the proposed amendments to CCR section 2614, Examination Transition Plan, if needed.**

  **David Taylor seconded the motion.**

  **The motion carried 3-0.**

**G. University of California (UC) Extension Programs' Certification**

Ms. Anderson explained both the UC Berkeley and University of California, Los Angeles (UCLA) landscape architecture extension program approvals were scheduled to expire in 2010. She stated at the July 28, 2011 LATC meeting, the approvals were extended to expire at a specified date in 2012. She noted both extension programs were sent letters with this information in August 2011. She explained a factor in setting the date in 2012 was the time needed for the extension programs to conduct their own self-evaluation report (SER). She noted after a subcommittee discussion and review of the programs between herself, Ms. Rodriguez, and Carmen Alexander, the former LATC Exam Coordinator, they decided training is required for those who are reviewing the extension programs to understand the needs of the LATC. She presented several issues for the LATC to consider: review of the timetable to ensure 2012 is still a valid time frame, and potentially give the extension programs specific dates to provide the LATC with all needed elements. She mentioned the need for the LATC to appoint another subcommittee and to discuss training items that need to be provided for the review committee that reviews both extension programs. Ms. Landregan asked what action the LATC needs to take if we are proposing to extend the time frame.

Mr. McCauley noted that before the LATC discusses this item further, legal counsel needs to first clarify Ms. Landregan's relationship with UCLA to address any potential conflicts of interest, and the rule of necessity for voting. Ms. Landregan stated she is the Program Director for the UCLA Extension Landscape Architecture Program. She stated her role is to run the Program and to fulfill the requirements that are set forth by the LATC; therefore, she has a vested monetary interest because she is paid by the Program. Ms. Marks noted that generally, with this kind of interest in the matter before the Committee, you would recuse yourself from any discussion and voting. She explained if there is a need to vote in order to take valid action

and you need that person to fulfill a quorum, and then the "rule of necessity" would allow the recused person to vote on that item.

Ms. Anderson invited discussion about the timetable and whether or not we need to consider an extension beyond 2012. Mr. Taylor asked if the SER process had begun in either of the programs. Ms. Landregan responded that the process had not begun for UCLA. J.C. Miller said the process had not begun for UC Berkeley.

Mr. Miller stated he is aware the SER is forthcoming and explained he has never participated in completing an SER so he would need a minimum of six months. He stated he has received additional funds for extra staffing.

Ms. Landregan stated she has also never performed an SER since she has been the Director. She noted the last time an SER was performed, it took approximately one year to complete. She explained this was due to the time involved in coordinating with the instructors and students, gathering the data, and identifying additional funds to be incorporated into the budget.
Ms. Landregan mentioned she is prepared to update her budget to include funds for an SER, but it would be helpful to know a time frame to assist in the allocation of funds. Ms. Landregan discussed UCLA's specific funding and hiring criteria in order to move forward. She noted that the UCLA landscape architecture extension program does not have guidelines from the LATC on how to conduct the SER.

Ms. Anderson noted that the initial background information has been collected which will be used for the upcoming SER, but the SER criteria and corresponding LATC review form have not been developed from this information. Mr. Taylor noted that since the SER criteria and corresponding review form have not been formally developed, the dates cannot be discussed. He asked if the LATC can formally add SER preparation to the agenda for the next LATC meeting. Ms. Rodriguez asked if this is something for the new subcommittee to examine. Ms. Anderson stated the new subcommittee should examine the work that will be done on the SER and place it on the LATC's agenda for approval.

Ms. Anderson asked if we need to take any additional action or approve any new language for the SER procedures in addition to the language that was already approved for CCR section 2620.5. Ms. Landregan explained that legal counsel, Don Chang, made it clear at the last meeting the regulations state the LATC would prepare procedures and that we did not have to go into detail as to what those were. Ms. Anderson concurred and stated that staff was given the authorization to work with this information to ensure the details were taken care of. Ms. Anderson stated there is a time frame of approximately over a year for the SER to be completed. She noted from the LATC's point of view, we need at least 30 days to prepare procedures and then a year from that point for the extension programs to respond.

Ms. Landregan stated she would like to discuss the sequence of events needed to start the SER process. She stated another subcommittee needs to be formed, the SER needs to be reviewed and revised for approval by the LATC, and it needs to be made public for comments. She noted after that, it would take a time frame of six months to one year for an SER to be completed.
Ms. Landregan stated administrations have changed in both extension programs and that significant SER data has changed as a result. She also suggested the schools provide an annual update to monitor where they are currently in the process. Ms. Anderson stated she is concerned that we would be asking for an update on information that is already six years old.

Ms. Anderson suggested that the LATC request the schools to complete the SER and provide the annual update afterwards.

Ms. Rodriguez explained the LATC requires an annual update following the SER in the proposed regulatory changes to CCR section 2620.5. She questioned how we can impose the requirement on the schools since there is currently no regulatory requirement for the UC extension programs to do so. Ms. Landregan suggested that the LATC could ask the schools for a voluntary update including certain items such as changes to the instructors, curriculum, and administration.

Ms. Anderson asked if there is a time frame when the regulatory package would be approved. Ms. Rodriguez stated the package has not been noticed by OAL and staff is just starting with the regulatory process. She stated it may be a year out until completion and approval.

Mr. Miller stated the UC Berkeley Extension Certificate Program would be happy to give a voluntary report. He asked if the timing of the voluntary report can be considered in the relationship to the due date for the SER. Ms. Anderson suggested a tentative date for the SER in 2013. She stated the LATC should ask for a voluntary update during 2012 so we can keep apprised of their programs, keeping in mind the current baseline for an update is six years prior to the new date.

Ms. Mayer asked how the review criteria would be established. Ms. Anderson stated the LATC will work with staff and the new subcommittee to establish the criteria. Ms. Anderson stated they need to form a subcommittee and identify the metrics for the extension program to use as a guideline for future development.

Ms. Marks stated the regulations do not mention other procedures. She noted it appeared that the LATC is referring to a separate subcommittee to approve procedures and for that same subcommittee to review a SER and its contents. Mr. McCauley suggested that we send our communiqué to the schools requesting certain specified information to be returned to us on a specified date. He noted the subcommittee may do a site visit and lay out all the steps in conducting a review.

Ms. Mayer stated the new subcommittee could review the SER and develop review procedures while the regulation package is pending approval. Ms. Anderson noted she wants to provide the SER to the programs in anticipation of the regulation being approved and what would be implemented once it is approved.

Ms. Marks asked if the annual report is the same as the SER. Ms. Landregan responded the annual report is to keep LATC current on any important changes that may occur in the UC Extension programs. Ms. Marks stated she was unclear where the SER fits into the process since it is not specified in the existing or proposed regulations. Ms. Landregan stated the SER is vaguely mentioned in CCR section 2620 of the Landscape Architects Practice Act.

Ms. Mayer asked if LATC can recommend to the Board to proceed with the regulatory proposal to change the "February 26, 1990" date of the "Accreditation Standards for Programs in Landscape Architecture" shown in section 2620, to reflect the new date and new title of the current curriculum, even though this action is not on the meeting agenda. Ms. Marks responded it is not itemized on the agenda, but if practice has been to delegate staff to work with legal

counsel to make non-substantive changes, then the LATC could do so before the package is noticed. She explained that updating the publication in such a way is not greatly substantive, but the LATC should defer to a decision by Mr. Chang. Ms. Landregan recommended that subsection (b) of CCR section 2620 be changed to reflect the Landscape Architectural Accreditation Board (LAAB) standard of February 6, 2010. Ms. Anderson recommended we consult with Mr. Chang to clarify if such changes fall under the prior approval.

Ms. Anderson stated she would like to formulate a review development committee in January 2012 that will include licensed academics from the American Society of Landscape Architects (ASLA), potentially with experience from LAAB. She also noted she would like someone who has prior experience conducting the extension program reviews to be on the review development committee. She stated there were six people on the last review committee and at least one of those members should continue to be involved or participate in the next development and review process. She stated there were three separate people reviewing each of the extension programs in the last review. She explained it is important that the same members review both programs for both of the upcoming reviews. Ms. Landregan concurred, and stated one member should be from Northern California and another from Southern California. Mr. Taylor agreed, and stated there should be someone who has been involved in the LAAB program before. He recommended a review committee composed of five people reviewing both extension programs.

Ms. Rodriguez asked for clarification on what the next steps are to establish the review development committee. Ms. Landregan suggested Ms. Anderson appoint the review committees. Mr. Miller asked for the proposed timeline. Ms. Landregan recommended the extension programs provide an update of any changes in personnel, material buildings, or other critical factors in the credentialing process in 2012. Ms. Landregan recommended a voluntary update to the LATC in 2012 and the SER be completed by December 2013, unless the regulatory package is not approved a year prior. She proposed the SER to be required one year after the date of enactment of the changes in CCR section 2620.5.

- **Christine Anderson moved to ask the Extension Programs to prepare a voluntary update in March 2012 to identify and review substantive changes that are outlined in the criteria specified in CCR section 2620.5 proposed regulations.**

  **David Taylor seconded the motion.**

  **The motion carried 2-0-1 (Stephanie Landregan abstained).**

- **Christine Anderson moved to extend the Extension Programs' expiration date to December 31, 2013 in light of pending regulatory changes to CCR section 2620.5 and provided the changes have been approved by OAL.**

  **David Taylor seconded the motion.**

  **The motion to carried 2-0-1 (Stephanie Landregan abstained.)**

## H. Review and Approve Complaint Disclosure Procedures

Ms. Rodriguez stated John Keidel, LATC's Enforcement Coordinator drafted the new LATC Public Information Disclosure Procedures contained in the meeting packet using the Board's approved procedures as a guide. She explained the development of the procedures is an objective in the LATC's 2010/11 Strategic Plan. She noted website disclosure guidelines

previously approved by the LATC were incorporated into the Public Information Disclosure Procedures and were reviewed by DCA's Legal Office.

Mr. Taylor asked how long citations and history are reported on the LATC's website. Ms. Mayer explained the public disclosure criteria for disciplinary actions, citations, and complaints are set by the LATC retention schedule. She stated the LATC previously voted to limit citation disclosure on the website for five years; however, citations are still disclosable according to the retention schedule. Ms. Mayer stated that staff will check if the complaint disclosure guidelines are shown on the LATC website, and that the Board may already have a similar section on their website to use as a model if it is not already on the LATC's site.

Ms. Morton asked if a citation is dismissed if it could include a statement whether it was dismissed with or without merit. Ms. Anderson explained we are allowed to disclose the decision for the citation; however, the decision does not specify if it is with or without merit, so we cannot include that information.

- **David Taylor moved to approve the Public Information Disclosure Procedures as presented in the meeting packet.**

  **Stephanie Landregan seconded the motion.**

  **The motion carried 3-0.**

## I. Review Tentative Schedule and Confirm Future LATC Meeting Dates

Ms. Anderson noted the upcoming Board meeting scheduled for December 7 – 8, 2011 in San Diego and also the LATC Strategic Planning meeting in Berkeley on January 23 – 24, 2012. Mr. Taylor was identified to attend the Board meeting in December.

Ms. Anderson stated a Board meeting will be held in March 2012 with the location and date to be determined. She noted the LATC will discuss future LATC meeting dates at the Strategic Planning meeting in January 2012.

Ms. Landregan requested to add the ASLA annual meeting scheduled for September 28 - October 1, 2012 in Phoenix, AZ to the schedule of meeting dates.

Ms. Anderson shared that the CLARB Spring meeting is scheduled for February 24 – 25, 2012 in Coral Gables, FL and the annual meeting is scheduled September 13- 15, 2012 in San Francisco.

## Adjourn

- **Stephanie Landregan moved to adjourn.**

  **DJ Taylor seconded the motion.**

  **The motion carried 3-0.**

The meeting adjourned at 12:51 p.m.

# Agenda Item C

**APPROVE MAY 4, 2012 LATC SUMMARY REPORT**

The Landscape Architects Technical Committee (LATC) is asked to approve the attached May 4, 2012, LATC Meeting Summary Report.

# SUMMARY REPORT

CALIFORNIA ARCHITECTS BOARD
Landscape Architects Technical Committee

May 4, 2012
Sacramento, California

LATC Members Present
Christine Anderson, Chair
David Allen Taylor Jr., Vice Chair
Stephanie Landregan

Staff Present
Doug McCauley, Executive Officer, California Architects Board (Board)
Vickie Mayer, Assistant Executive Officer, Board
Don Chang, Legal Counsel, Department of Consumer Affairs (DCA)
Trish Rodriguez, Program Manager, Landscape Architects Technical Committee (LATC)
John Keidel, Special Projects Coordinator, LATC
Terri Villareal, Examination Coordinator, LATC

Guests Present
Pamela Berstler, Legislative Chair, California Chapter, Association of Professional Landscape Designers
Tracy Morgan Hollingworth, Executive Director, California Chapter of the American Society of Landscape Architects (CC/ASLA)
Daniel Iacofano, Principal, Moore Goltsman Iacofano, Inc. (MIG)
Cindy Kanemoto, Organizational Change Manager, DCA BreEZe Team
J.C. Miller, Landscape Architecture Program Director, Department of Art and Design, University of California (UC) Berkeley Extension
Karen Munoz, Associate Budget Analyst, DCA Budget Office
John Nicolaus, Government Affairs Liaison, CC/ASLA
Sean O'Conner, Business Project Manager, DCA BreEZe Team

## A. Call to Order – Roll Call – Establishment of a Quorum
## Chair's Remarks
## Public Comment Session

LATC Chair Christine Anderson called the meeting to order at 10:06 a.m. and called the roll. Three members of LATC were present, thus a quorum was established.

Ms. Anderson called for any public comments. John Nicolaus stated that several students in California community colleges have expressed concern to CC/ASLA that LATC is not clear

regarding what degree programs or curricula are sanctioned for licensure. He stated that one landscape architecture student sent many letters and made many calls to CC/ASLA regarding this issue. Mr. Nicolaus requested that LATC analyze the two-year landscape architecture programs in California, determine what their curricula are, examine how the goals of these programs align with the goals of LATC, and disseminate the results of the analysis to the public.

Ms. Anderson noted that LATC received a letter regarding this issue from Jon Wreschinsky, CC/ASLA President. She stated LATC also received a letter regarding this issue from Michael Watts, President of the Cuyamaca College Student Affiliate Chapter of American Society of Landscape Architects. She stated that copies of both of these letters will be included in the summary report for this meeting. Ms. Anderson stated the letters to CC/ASLA will be public record. Mr. Nicolaus asked LATC to provide CC/ASLA with a letter advising them of the status of this request.

**B. Approve January 23-24, 2012 LATC Summary Report**

The Committee members had no revisions for the January 23-24, 2012 LATC Summary Report.

- **Stephanie Landregan moved to approve the January 23-24, 2012 LATC Summary Report.**

  **David Taylor seconded the motion.**

  **The motion carried 3-0.**

**G.* Discuss and Possible Action of Impact on System Requirements and Workload, of California Code of Regulations (CCR), Title 16, Division 26, Sections 2614, Examination Transition Plan; 2615, Form of Examinations; and 2620, Education and Training Credits**

Trish Rodriguez explained that CCR sections 2615, Form of Examinations; and 2620, Education and Training Credits, were recently amended to allow Landscape Architect Registration Examination (LARE) candidates with partial (80%) completion of their landscape architecture degree to receive one year of education credit. She explained that the work associated with processing candidate applications with partial completion of their landscape architecture degree will greatly increase workload for LATC staff and it would be difficult to track and calculate partial completion for these degree programs.

She also noted the recently approved regulation changes allow candidates who have completed their landscape architecture degree to take sections 1 and 2 of the LARE. She shared her concern that the Council of Landscape Architectural Registration Boards (CLARB) cannot prevent candidates from taking the other sections of the exam that they are not eligible to take (sections 3 and 4) and that candidates register directly for the LARE with CLARB.

Ms. Rodriguez stated that changes need to be made to DCA's Applicant Tracking System (ATS) due to the new format of the LARE and the recent changes to CCR sections 2614, 2615, and 2620. She explained that DCA directed LATC to implement manual processes instead of using ATS because these changes will impact the implementation of the DCA BreEZe project. She

noted LATC is scheduled to be included in the third phase of BreEZe implementation scheduled for Fall 2013.

Vickie Mayer stated that the exam transition will require programming changes in ATS to show transitional credit. She explained that the DCA Office of Information Services (OIS) cannot reassign personnel from the BreEZe project to make the programming changes in ATS because it would adversely affect the BreEZe project. Ms. Mayer explained that Contractors State License Board offered to loan a programmer to LATC for approximately 40 hours to create a workaround database in lieu of making programming changes to ATS. Ms. Mayer noted that when the workaround solution is developed, it will be incorporated into BreEZe when BreEZe is implemented. Mr. McCauley noted that the decision to implement a manual workaround solution for ATS required LATC to re-examine the recently identified strategic planning goals and focus efforts on the goals that are mission critical.

Ms. Rodriguez stated that staff reviewed pending LARE candidates and did not find any who applied under the 80% degree completion criteria. Ms. Landregan suggested that LATC change the LARE application form so that it has separate checkboxes to identify the candidates that are applying under the 80% degree completion criteria and checkboxes for other application criteria to assist with tracking.

Ms. Mayer stated that although LATC may not receive many applications from candidates applying under the 80% degree completion criteria, processing the applications will be relatively time consuming. She stated LATC must take a role in the processing of these candidates rather than having the burden fall on the candidate. Ms. Anderson noted the Education Subcommittee's intent for allowing candidates who completed 80% of their landscape architecture degree to take the LARE was to allow a pathway into the profession for candidates who have a sufficient amount of landscape architecture experience but did not finish their degree. She explained this issue originated from public comments.

Ms. Mayer stated LATC will modify the LARE application, monitor applications received under the 80% degree completion criteria, and track the time it takes to process the applications. Mr. McCauley suggested LATC contact the Deans of the California colleges that have landscape architecture programs and ask them to consider writing a letter for candidates that have met the 80% degree completion criteria to expedite the application process.

- **Stephanie Landregan moved to direct staff to implement the 80% rule as discussed, monitor the workload associated with implementation, and identify potential problems with the implementation.**

  **David Taylor seconded the motion.**

  **The motion carried 3-0.**

Ms. Mayer stated LATC should advise candidates who are eligible for sections 1 and 2 of the LARE not to take sections 3 and 4 until LATC has determined they are eligible. She explained that if candidates take sections 3 and 4 of the LARE before LATC deems them eligible and LATC receives their examination results back from CLARB, LATC should not release the exam results to the candidate. She noted that this raises the question of whether or not a candidate's scores will count if they are deemed eligible to take sections 3 and 4 of the LARE after they have

already taken these sections. Ms. Anderson explained CLARB wants to move towards a system where candidates can take the LARE regardless of a state's eligibility requirements and apply for licensure after taking the LARE. She explained this system would be problematic for LATC because large amounts of candidates who are not eligible to take the LARE based on California eligibility standards may take the LARE and then LATC must inform them they are not eligible for licensure. Ms. Anderson stated that CLARB will not assist LATC in preventing candidates from taking certain sections of the LARE.

LATC and staff discussed the justification for the six-year training and experience requirement for California LARE applicants. Ms. Anderson noted the Education Subcommittee might need to re-evaluate the six-year education and experience requirement. She stated LATC needs to monitor how many candidates apply for sections 1 and 2 of the LARE and monitor the criteria upon which they apply for examination. Mr. Taylor stated the Education Subcommittee should re-examine the pathway to licensure since the field of landscape architecture has changed in the last ten years.

- **David Taylor moved to add clarifying language to CCR section 2615, Form of Examinations, to provide that if a candidate is not eligible to take the LARE at the time of examination, LATC will not recognize their LARE scores.**

  **Stephanie Landregan seconded the motion.**

  **Motion carried 3-0.**

- **Stephanie Landregan moved to direct staff to work with DCA OIS staff to implement necessary manual workarounds that integrate with the new BreEZe system.**

  **David Taylor seconded the motion.**

  **Motion carried 3-0.**

**D. Program Manager's Report**

Ms. Rodriguez presented the Program Manager's Report. She introduced DCA BreEZe staff to give an update on the status of the project. Sean O'Conner stated that the BreEZe project is in the middle of the first phase of implementation. He noted LATC is scheduled to be included in the third phase of BreEZe implementation scheduled for Fall 2013. He noted that an option is being considered to move LATC to release two of BreEZe, which is scheduled for implementation in Spring 2013. Mr. O'Conner noted that the implementation date for the first phase of release one has been delayed by about four weeks from the original target date. He explained that this change was initiated by the solutions vendor and this delay does not affect the implementation dates for the other two release phases. Mr. O Conner introduced Cindy Kanemoto, organizational change manager for BreEZe. Ms. Kanemoto noted that the organizational change team keeps DCA executive officers informed about the status of the Breeze project and anything they need to know that affects them about the project.
Mr. O'Conner noted that LATC can emulate the cashiering procedures of other DCA boards and bureaus that use manual cashiering.

The Program Manager's Report was deferred to allow Daniel Iacofano to facilitate Agenda Item C (Review and Approve July 1, 2012 through June 30, 2013 Draft Strategic and Communications Action Plan).

## C. Review and Approve July 1, 2012 through June 30, 2013 Draft Strategic and Communications Action Plan

LATC and staff discussed and made edits to the July 1, 2012 through June 30, 2013 Draft Strategic and Communications Action Plan with Mr. Iacofano facilitating the discussion. LATC proceeded to review the strategic plan objectives and adjust their target dates as necessary.

- **Stephanie Landregan moved to approve the July 1, 2012 through June 30, 2013 Draft Strategic and Communications Action Plan as amended.**

  **David Taylor seconded the motion.**

  **The motion carried 3-0.**

## D. Program Manager's Report

Ms. Rodriguez continued with the Program Manager's Report. She stated Terri Villareal has worked on outreach with California schools regarding the upcoming regulation changes and LARE transition. Ms. Anderson noted that LATC should try to conduct outreach with each of the six California landscape architecture programs each year.

Ms. Rodriguez stated the regulatory proposal package for CCR sections 2615, Form of Examinations, and 2620, Education and Training Credits, was approved by the Office of Administrative Law (OAL) on March 7, 2012. She noted a regulatory public hearing is scheduled for CCR section 2620.5, Requirements for an Approved Extension Certificate Program. Ms. Rodriguez stated LATC is preparing to mail out exam results with an informational insert about the LARE transition.

Mr. McCauley stated that the results from the new California Supplemental Examination (CSE) did not necessarily match results from the previous CSE. He stated that the Office of Professional Examination Services (OPES) was asked to examine the new exam results so that LATC can verify that the results conform to ongoing examination standards. He stated OPES will provide a more detailed report for the next LATC meeting.

Ms. Rodriguez noted that there is an Exceptions and Exemptions Task Force meeting scheduled for May 24, 2012 in Sacramento. Mr. McCauley stated the first meeting will establish the framework for future meetings.

Ms. Rodriguez noted that Jacqueline French joined LATC as the Enforcement Coordinator in January 2012. She noted that LATC has been able to close between two and six complaints per month since January. Ms. Rodriguez noted that pending enforcement complaints have had a reduction in comparison to pending complaints in 2011.

## E. Budget Update

Karen Munoz provided an overview of the budget process and fund condition update for the LATC. She noted that LATC does not have any outstanding loans. Mr. McCauley noted that the cumulative effect of furloughs and various budget cutbacks is an increased fund balance. Mr. McCauley explained that OPES is an economical source for test development. He stated that OPES costs approximately half of what private test vendors cost. Mr. McCauley indicated that once the ongoing costs for the new exam are identified, LATC will re-examine revenue again. Mr. McCauley noted that the report provided in the meeting packet is the template for analyzing a fund condition using the typical conservative snapshot.

## F. Report on Council of Landscape Architectural Registration Boards (CLARB)

Ms. Anderson stated that she and Ms. Landregan attended the Spring CLARB meeting. Ms. Anderson suggested that LATC should respond to CLARB about four topics that were discussed during the Spring meeting. She stated these topics were structured internship, usage of the title Professional Landscape Architect (PLA), CLARB vs. state processing of candidates, and Landscape Architectural Accreditation Board (LAAB) accreditation of non-degree granting programs. Ms. Anderson explained that she and Ms. Landregan were not able to present their opinions about these subjects during the meeting because of their respective roles in CLARB. Ms. Anderson explained that she drafted a letter to CLARB addressing each of these issues and it was included in the meeting packet for the LATC's review and discussion. LATC discussed the content of the draft letter to CLARB.

- **Stephanie Landregan moved to approve the draft letter to CLARB.**

  **David Taylor seconded the motion.**

  **The motion carried 3-0.**

Ms. Anderson noted that the CLARB annual meeting is scheduled for September 2012. Ms. Landregan stated that the CLARB candidate ballot will be released in June 2012 and that LATC will need to vote on it. She suggested that LATC vote on the CLARB nominees at the August 2012 LATC meeting.

## H. Review and Approve Proposed Amendment to CCR, Title 16, Division 26, Sections 2615, Form of Examinations; and 2620, Education and Training Credits

Ms. Rodriguez presented the cleanup language for CCR sections 2615 and 2620, for review and discussion. Don Chang stated he will provide additional language for this regulatory proposal that states LATC will not recognize the LARE scores for candidates who take sections 3 and 4 of the LARE before they are deemed eligible by the LATC. Mr. McCauley stated that LATC does not need Board approval of the proposed language prior to submitting it to OAL for publication because the proposed changes are cleanup language, no public comments are expected for this regulatory action, and no objection is expected from the Board. He noted the Board would still have the right of refusal for the proposed regulatory changes.

Ms. Landregan asked if a regulation change for CCR section 2615 and 2620 might be needed for the issue mentioned during the public comment session at the beginning of today's meeting

regarding LATC-approved associate degree programs in landscape architecture. Mr. Chang explained that the associate degree issue mentioned during the public comment session is an administrative issue and a regulation change would not be needed. LATC and staff discussed the regulations regarding associate degrees in landscape architecture. Ms. Landregan stated the regulations are clear that LATC-approved landscape architecture associate degree programs must say "Associate degree in landscape architecture." Mr. McCauley suggested LATC align website content with the California Community Colleges Chancellor's Office (CCCCO). He stated that the LATC website should link to the CCCCO website to avoid any confusion about schools that offer approved landscape architecture associate degrees in California. Ms. Anderson also suggested LATC add a statement to the LATC website referring people to the LAAB website for an updated list of schools that offer LAAB accredited degrees.

Ms. Landregan stated that various other jurisdictions allow licensees from other states who have ten years of licensed experience to apply for licensure, even though they may not meet their jurisdiction's education requirements. Mr. Chang noted that some jurisdictions recognize that licensed experience in other jurisdictions can supplement deficiencies in obtaining a license. He explained that this scenario is different from the scenario of a newly licensed person from another state who does not meet California's requirements obtaining immediate reciprocity with California as a way to subvert the California examination.

Ms. Anderson stated LATC will add an agenda item to a future LATC meeting to discuss adding a provision to the law to allow a certain amount of licensed experience in landscape architecture in other jurisdictions to supplement deficiencies in obtaining a California landscape architect license.

- **Christine Anderson moved to approve the proposed amendments as noted to CCR sections 2615, Form of Examinations; and 2620, Education and Training Credits, with the addition of language stating that if a candidate is not eligible to take the LARE at the time of their examination, their LARE scores will not be recognized by LATC.**

  **Stephanie Landregan seconded the motion.**

  **The motion carried 3-0.**

**I. Discuss and Possible Action for University of California Extension Certificate Programs Self Evaluation Reports**

Ms. Anderson stated that the UC Berkeley and UC Los Angeles landscape architecture extension certificate programs recently provided LATC with voluntary Self Evaluation Reports (SER). She stated that LATC needs to decide how to review these reports and schedule a date for the next UC Extension Certificate Program Task Force meeting. Ms. Anderson stated the Task Force needs direction for the development of a procedures manual for the review of the UC landscape architecture extension certificate programs. Ms. Anderson explained the goals of the Task Force.

Ms. Landregan suggested that LATC send an acknowledgement letter to both schools that submitted SERs after a task group reviews them. Ms. Rodriguez stated that the first step is formulating a task group, identifying any issues, and then reporting on any issues that arise. Ms. Anderson suggested that the task group review the SERs. She noted that the response to the

task group review of the SERs will prompt the first meeting of the UC Extension Certificate Program Task Force.

- **Christine Anderson moved to direct staff to begin review of the voluntary SERs, respond to each program appropriately, and convene the first meeting of the UC Extension Certificate Program Task Force to outline further steps.**

  **David Taylor seconded the motion.**

  **The motion carried 2-0-1 (Stephanie Landregan abstained).**

**J. Review Tentative Schedule and Confirm Future LATC Meeting Dates**

LATC meetings tentatively scheduled:

August 14, 2012, Sacramento

**Adjourn**

- **Christine Anderson adjourned the meeting.**

The meeting adjourned at 2:39 p.m.

**Agenda items for this meeting were taken out of order to accommodate the guest speakers and facilitator. The order of business conducted herein follows the transaction of business.*

CUYAMACA COLLEGE STUDENT AFFILIATE CHAPTER ASLA (CCSAC-ASLA)

MAY 4th, 2012

LANDSCAPE ARCHITECTS
TECHNICAL COMMITTEE

MAY 03 2012

RECEIVED

Ms. Christine Anderson, Chair
Landscape Architects Technical Committee
2420 Del Paso Boulevard, Suite 105
Sacramento, CA 95834

RE: City/Community College acceptance under LATC's CCR section 2620. Education and Training Credits

Dear Chairwoman Anderson,

As the only Student Affiliate Chapter of ASLA in San Diego we receive numerous questions regarding the community college's role in the profession of Landscape Architecture. While some of our student members plan on transferring to a four-year program, most are returning-adults who do not have the time to make such a commitment, and many are practicing Landscape Designers or desire to become Landscape Designers until enough of the prerequisites are met to sit in on the LARE. We have received many requests to clarify the acceptance of an Associate's Degree in Landscape Architecture and as of yet have been unable to give a clear answer. We would very much appreciate if you could take the time to review the information below and provide an official response.

Under LATC's CCR section 2620. Education and Training Credits part "(a) Experience Equivalent" Option # 4 states:
"(4) Associate degree in landscape architecture from a city/community college which consists of a least a 2-year curriculum." as counting for 1 year of educational credit.

However, the LATC web site, on page http://www.latc.ca.gov/links.shtml#laccolleg under city/community colleges states:
"LATC does not review or approve 2-year programs or curriculum."

Following part "(a) Experience Equivalent:", part "(b) Educational Credits." clarifies:
" (4) A degree from a school with a landscape architecture program shall be deemed to be approved by the Board if the landscape architectural curriculum has been approved by the Landscape Architectural Accreditation Board (LAAB) as specified in its publication: "Accreditation Standards for Programs in Landscape Architecture" dated February 26, 1990 or the Board determines that the program has a curriculum equivalent to a curriculum having LAAB accreditation."

Referencing the above LAAB document, 2010 Accreditation Standards and Procedures on page 4 under "Scope" it states:
"The official scope of LAAB accreditation is "...first-professional programs at the bachelor's or master's level." Others, such as pre-professional and advanced professional programs, lie outside LAAB's scope."

Now, given that an Associate's Degree in Landscape Architecture would be considered a pre-professional program which lies outside of the purview of LAAB's scope, and the LATC's website states "LATC does not review or approve 2-year programs or curriculum", who is the "Board" mentioned in the statement "or the Board determines that the program has a curriculum equivalent to a curriculum having LAAB accreditation"? Could you please clarify who, then, approves City/Community Colleges for LATC education credit acceptance if not LATC or LAAB?

Our goal as CCSACASLA is to further the mission of the ASLA at the Community College level and give our students a clear understanding of their educational and professional options. You can help us do that today by clarifying the issues above. We ask that this letter be made public as a formal request to LATC by CCSAC-ASLA. We understand that your time is valuable and thank you in advance.

Sincerely,

Michael Watts

Michael Watts, Assoc. AIA, Affiliate ASLA, NCARB
President CCSAC-ASLA

# AMERICAN SOCIETY OF LANDSCAPE ARCHITECTS

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**LEGISLATIVE ADVOCATE**
TERRI THOMAS

**EXECUTIVE DIRECTOR**
TRACY MORGAN HOLLINGWORTH

May 4, 2012

Ms. Christine Anderson, Chair
Landscape Architects Technical Committee
2420 Del Paso Boulevard, Suite 105
Sacramento, CA 95834

RE: Items G. System Requirements and Inquiry re: Education and Training Credits

Dear Chairwoman Anderson:

It has come to our attention that a crucial need with the current transition to convert the LARE examinations to an on-line exam remains to be completed, namely that DCA complete their Examination Transition Plan system update (Item G) so the LATC has access to a fully automated system to administer exam results. The California Council of the American Society of Landscape Architects (CCASLA) recommends the Department of Consumer Affairs increase the priority level of this effort immediately. As representing fee paying licensed landscape architects and licensure candidates throughout the State, CCASLA does not understand nor accepts DCA's low priority in this matter. The testing for and administration of the landscape architecture license is critical to maintaining a standard of professional qualification. Licensee's fees pay to support such a system and should be taken seriously.

On a second matter, CCASLA has been receiving a number of inquiries regarding where an Associate Degree in Landscape Architecture fits into the educational requirements to sit for the LARE. We request from the Landscape Architects Technical Committee (LATC) a legal interpretation of if and how a two-year Community College program curriculum meets the qualifications for partial credit toward the education requirement to sit for Sections 1 and 2 of the to-be revised Landscape Architect Registration Examination (LARE).

Currently, there are several 2-year programs that have been listed by the LATC on its website with the following disclaimer: *LATC does not review or approve 2-year programs or curriculum. This list is not the complete list of programs. Please contact your local community college for information about the types of degrees offered.*

The inquiries coming to us relate to the confusion surrounding the mechanism, as defined in the Landscape Architecture Practice Act, by which LATC approves Community College credit. The colleges listed on the LATC website do name their degree programs as Associate Degree in Landscape Architecture. CCASLA would appreciate the LATC legal counsel interpreting what constitutes an approved Associate Degree.

In order to clarify this issue and assist the colleges in providing standard, accurate information on what academic courses/curriculum can be used for education credit towards licensure qualification, we would also like to request LATC's opinion in defining a process by which these schools can review their curriculum and begin to align their programs more with accredited four year programs. CCASLA considers this an important issue in regards to the path to licensure. We advocate for the facilitation of all processes helping potential licensure candidates meet the requirements to sit for the LARE. This effort should include an examination of the matriculation process, which LATC may or may not wish to involve itself.

We ask that this letter be entered into the public record as CCASLA's formal request LATC to address the issues described herein. We greatly appreciate LATC's attention to these matters. I am available to discuss these further at your convenience.

Respectfully,

Jon Wreschinsky
2012 CCASLA President

# Agenda Item D

**PROGRAM MANAGER'S REPORT**

The Program Manager's Report provides a synopsis of current activities and is attached for the LATC's review along with other program updates.

**Attachment:**

1. Program Manager's Report
2. CC/ASLA Bill Tracking List

# LANDSCAPE ARCHITECTS TECHNICAL COMMITTEE

*Program Manager's Report*
August 14, 2012

## ADMINISTRATIVE/MANAGEMENT

### Committee Members

On May 24, 2012, Governor Brown appointed Andrew Bowden of Newport Beach and Nicki Johnson of Roseville to the LATC. Their terms expire on June 1, 2015, and June 1, 2014, respectively. On June 1, 2012, the Governor also appointed Katherine Spitz of Los Angeles to the LATC. Ms. Spitz's term expires June 1, 2016.

With the appointment of the new members on May 24, 2012, Chairperson Christine Anderson's grace period ended. Vice Chair, David Allen Taylor, Jr. is serving as Chair until a new Chair is elected at today's meeting.

### BreEZe Project

The BreEZe Project is the Department of Consumer Affairs' (DCA) program that provides the DCA organizations an enterprise system that supports all applicant tracking, licensing, renewal, enforcement, monitoring, cashiering, and management capabilities. BreEZe will support the DCA's highest priority initiatives of Job Creation and Consumer Protection by replacing the DCA's aging legacy business systems with an integrated software solution that utilizes current technologies to facilitate increased efficiencies in the DCA boards' and bureaus' licensing and enforcement programs.

BreEZe will be web-enabled to allow application, renewal, and payment processing via the Internet for applicants and licensees. Furthermore, BreEZe will allow the public to file complaints and look up licensee information and complaint status through the Internet. As part of the BreEZe implementation, interfaces to electronically share data with internal and external systems will be established; existing data will be converted and migrated into BreEZe; user training will be conducted; and system documentation will be created.

Effective July 1, 2012, all DCA licensing and enforcement legacy systems supported by DCA's Office of Information Systems (OIS) are in a "hard freeze" status. Impacted systems include the Applicant Tracking System (ATS) and Consumer Affairs System (CAS). The "hard freeze" means that any requests for changes to any OIS supported legacy systems are likely to be denied.

BreEZe will be implemented in three phases and LATC will be part of phase three, planned for the Fall of 2013.

### Outreach

LATC has a series of outreach presentations planned in the coming months. All presentations provided since January 30, 2012, included information on upcoming changes or the recent changes to California Code of Regulations (CCR) sections 2615, Form of Examinations and

2620, Education and Training Credits, effective March 7, 2012. An overall presentation regarding the landscape architect profession was provided to students, as well as the role of LATC, Council of Landscape Architectural Registration Boards (CLARB), American Society of Landscape Architects, various other organizations, and new information on the Landscape Architect Registration Examination (LARE).

On May 9, 2012, D. J. Taylor gave a presentation to approximately 40 students at California Polytechnic State University, San Luis Obispo.

On June 5, 2012, former LATC member Steve Lang gave a presentation to approximately 40 students at the University of California, Los Angeles (UCLA).

Michael Watts, president of the student chapter of the American Society of Landscape Architects at Cuyamaca College is attempting or organize a student outreach presentation for the fall that will include several community colleges in the San Diego area. Mr. Watts anticipates that approximately 175 students could be in attendance.

**Regulatory Changes**

*CCR sections 2615, Form of Examinations, and 2620, Education and Training Credit* – CLARB will, in September 2012, implement modest structural changes to the LARE better aligning its content with the current practice of landscape architecture. CCR section 2615 was recently amended to allow a candidate with a landscape architect degree or a landscape architect extension certificate to take the multiple choice sections of the LARE. The multiple choice sections of the LARE are currently sections A, B, and D. However, when the LARE transitions in September from a five-section exam to a four-section exam, each section will be comprised of multiple choice items. Section 2615 must be amended to clarify that such candidates should only be allowed to take sections 1 and 2 of the new LARE. Additionally, an amendment is necessary to clearly specify the LATC will not recognize the LARE scores for sections 3 and 4 if a candidate takes the sections when not eligible at the time it was administered.

The Landscape Architectural Accreditation Board (LAAB) is the accrediting organization for landscape architectural programs. LAAB released their updated "Accreditation Standards And Procedures" publication on February 6, 2010. CCR section 2620 needs to be updated to reflect this change. CCR section 2620(a)(4) includes the phrase "city/community college." This phrase needs to be corrected to say "community college" and avoid redundancy. Following is a chronology, to date, of the processing of the regulatory proposal for CCR sections 2615 and 2620:

| | |
|---|---|
| May 4, 2012 | Proposed regulatory changes approved by LATC |
| May 18, 2012 | Notice of Proposed Changes in the Regulations published by Office of Administrative Law (OAL) |
| June 22, 2012 | Notice of Change of Date of Regulatory Hearing and Extension of Written Comment Period published by OAL (Hearing date changed and written comment period extended to allow time to notify interested parties) |
| August 6, 2012 | Public hearing, no public comments received |

*CCR section 2620.5, Requirements for an Approved Extension Certificate Program* - LATC reviews landscape architecture extension certificate programs in California approximately every five years in order to determine the programs' adherence to the requirements under CCR section 2620.5. Examination candidates may receive educational credit for landscape architecture certificates from extension programs approved by LATC. Currently, there are two landscape architecture extension certificate programs in the state of California; UCLA and University of California Berkeley (UCB).

On October 22, 2009, LATC recommended that the current extension certificate requirements be revised, if necessary, to ensure that the proposed updates made by LAAB pertaining to public health, safety, and welfare are also reflected in the extension certificate program requirements.

Since the UCLA and UCB Landscape Architecture Extension Certificate Programs' approval were set to expire in 2010, at its July 28, 2010, meeting, LATC extended these programs' expiration dates until 2012 in order to allow sufficient time to re-evaluate the current requirements and proceed with the rulemaking process, if needed.

LATC staff, along with member Christine Anderson and Legal Counsel Don Chang, worked together in reviewing the current California standards contained in the regulations as well as the recently updated LAAB standards. Since the LAAB standards are broad, not state specific, and mostly apply to four-year baccalaureate institutions, the workgroup decided not to rely on the LAAB standards for the update but rather to revise the standards based on California needs. Some of the key changes recommended by the workgroup involved an annual report from each landscape architecture extension certificate program to update LATC on changes between review cycles, currently not defined in section 2620.5. As the public agency responsible for the protection of the consumer, the workgroup identified the need to incorporate health, safety and welfare on all program curriculum areas. Both California extension certificate programs provided feedback on the proposed regulatory changes identified by the workgroup.

At the November 22, 2010, LATC meeting, Committee members reviewed and approved, with minor changes, the proposed language to amend CCR section 2620.5. A few of the significant revisions in this regulatory proposal include: adding a "public policy and regulation" criterion; requiring nine specified areas of study to cover public health, safety, and welfare; allowing the program's instructional personnel to hold a certificate from an approved extension certificate program in landscape architecture; and establishing an annual review process that gives the Board the option to further evaluate each program, if desired.

At its December 15-16, 2010, meeting, the Board approved the proposed regulation to amend CCR section 2620.5 and delegated authority to the Executive Officer to adopt the regulation provided no adverse comments are received during the public comment period and to make minor technical changes to the language, if needed.

Since the last UC Landscape Architecture Extension Certificate Program reviews were conducted in 2006, the next reviews were due in 2011. During the November 16, 2011 LATC meeting, the UC extension program directors, present at the meeting, were asked if they could provide a voluntary update on their certificate programs in March 2012 with the self-evaluation reports completed by December 2013. A letter was mailed out to the extension certificate program directors extending their current certification through December 31, 2013.

Following is a chronology to date, of the processing of LATC's regulatory proposal for CCR 2620.5:

| | |
|---|---|
| November 22, 2010 | Proposed regulatory changes approved by LATC |
| December 15, 2010 | Final approval by the Board |
| June 22, 2012 | Notice of Proposed Changes in the Regulations published by OAL (Notice re-published to allow time to notify interested parties) |
| August 6, 2012 | Public hearing, no public comments received |

*CCR section 2614 Examination Transition Plan* – The existing regulation sets forth the transition plan for previous divisions of the licensing examination to the divisions of LARE through June 2012. This proposal would amend CCR section 2614 by adding subsections (f)(1) – (4), thus establishing a transition plan for those candidates who passed sections of previously administered landscape architect licensing examinations into the new four section LARE when it transitions in September 2012. Following is a chronology to date, of the processing of LATC's regulatory proposal for CCR 2614:

| | |
|---|---|
| November 16, 2011 | Proposed regulatory changes approved by LATC |
| December 7, 2011 | Final approval by the Board |
| June 22, 2012 | Notice of Proposed Changes in the Regulations published by OAL (Notice re-published to allow time to notify interested parties) |
| August 6, 2012 | Public hearing, no public comments received |
| August 7, 2012 | Final rulemaking file to DCA Legal Office |

LATC staff is working closely with the OIS to determine current system (Applicant Tracking System) requirements and temporary manual processes necessary to implement regulation changes (i.e., examination transition, educational credit for partial degrees and architectural degrees, etc.) concurrently with the implementation of BreEZe. The LATC was presented with the alternatives and recommendation at its meeting on May 4, 2012. A new and separate workaround program is being developed by a DCA programmer on-loan from the Contractors State License Board. LATC staff is working closely with OIS to ensure the manual processes are developed and implemented with minimal impact when transitioned to BreEZe. Staff created flowcharts for specific business processes for the development of the workaround program. The DCA programmer met with LATC staff on June 28, 2012, to conduct an assessment of the time and work required to develop the workaround program. He provided the results of his assessment to staff on July 2, 2012, and estimated approximately 55-68 hours needed to complete the workaround program. The programmer met with LATC staff on July 12, 2012 and July 16, 2012, to review LATC business processes. On July 23, 2012, he provided a test version of the user interface for the workaround program to LATC to solicit feedback from staff on the program's functionality. The programmer is currently developing a beta version of the workaround program.

**LATC Website**

*Landscape Architect Registration Examination* – The following exam administration dates were posted on the website:

September 10-22, 2012 Sections 1 & 2
December 3-15, 2012 Sections 3 & 4
April 8-20, 2013, Sections 1, 2, 3, & 4
August 18, 2013, Sections 1, 2, 3, & 4
*Web License Lookup* – LATC currently receives a monthly report of licensees from OIS. The BreEZe team has indicated that BreEZe will include a function to accommodate the automated licensee lookup functionality when BreEZe is implemented for LATC in Fall 2013.

## LATC EXAMINATION PROGRAM

### Landscape Architect Registration Examination (LARE) – Upcoming Changes

The LARE, which is developed by CLARB, currently consists of five sections. The multiple-choice sections (A, B, and D) are computer-delivered and normally administered in March and September of each year. The graphic performance sections (C and E) are "pencil and paper" format examinations and normally administered in June and December of each year.

The LARE will be transitioning from a five section (A-E) exam to a four section (1-4) exam commencing with the first administration of sections 1 and 2 on September 10 – 22, 2012. Exam sections 3 and 4 will be administered on December 3 – 15, 2012.

The last administration of sections A, B, and D was on March 5 – 17, 2012, and the last administration of sections C and E was on June 11 – 12, 2012. Examination results for the June 2012 sections (C and E) are expected from CLARB in late August 2012.

A regulatory proposal to amend CCR 2614, Examination Transition Plan, and allow transitional credit for the new sections of the LARE was noticed on March 30, 2012. See section under Regulatory Changes above for additional information.

### California Supplemental Examination (CSE)

The Office of Professional Examination Services (OPES) entered into an Intra-Agency Contract Agreement with the LATC to redevelop the CSE during fiscal year 2010/2011, and has developed and administered (through an exam vendor) the exam since 2007. OPES conducted five examination development workshops in Sacramento September 2010 through March 2011, and the new CSE was introduced to candidates in August 2011.

OPES will provide information on the test development process and validation, and report on the results of the CSE at the LATC's next meeting. In addition, LATC should begin the process of a new occupational analysis. OPES will provide an overview of that process as well.

### University of California Extension Certificate Program

At the January 2012 LATC strategic planning meeting, members were appointed to a task force and charged to develop procedures for reviewing the extension certificate programs and conduct the reviews of the programs utilizing the new procedures, as outlined in CCR section 2620.5 (Requirements for an Approved Extension Certificate Program). The University of California Extension Certificate Program Task Force met on June 27, 2012. An update of the meeting will

be provided by the Task Force chair at today's meeting. The next meeting is scheduled for October 8, 2012, in Sacramento.

## ENFORCEMENT PROGRAM

### Exempt Area of Practice

LATC held its annual strategic planning session on January 23-24, 2012. Outlined in the plan, was an objective to appoint and convene a task force to review the exempt area of practice Business and Professions Code [BPC] section 5641, *Chapter Exceptions, Exemptions*.) Members of various professional organizations were asked to nominate members to this task force. The task force was assembled and is comprised of members from LATC, California Architects Board, California Council/American Society of Landscape Architecture (CCASLA), California Landscape Contractors Association (CLCA), the Association of Professional Landscape Designers (APLD), as well as past LATC staff and Committee members.

The task force met on May 24, 2012, and discussed the exempt area of practice (BPC section 5641, *Chapter Exceptions, Exemptions*) and any issues or concerns relating to the unlicensed practice of landscape architecture. Several action items came out of the meeting which will be further reviewed and discussed at the next meeting scheduled for October 18, 2012, in Sacramento.

### Complaint Statistics

| (4th Quarter 2012 & 2011) | 2012 | | | 2011 | | |
|---|---|---|---|---|---|---|
| | April | May | June | April | May | June |
| Complaints Opened | 1 | 4 | 1 | 1 | 1 | 3 |
| Complaints to Expert | 0 | 0 | 1 | 0 | 1 | 0 |
| Complaints to DOI | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaints Pending DOI | 0 | 0 | 0 | 0 | 1 | 0 |
| Complaints Pending AG | 0 | 0 | 0 | 1 | 0 | 1 |
| Complaints Pending DA | 0 | 0 | 0 | 0 | 0 | 0 |
| Complaints Pending | 32 | 30 | 26 | 65 | 63 | 59 |
| Complaints Closed | 2 | 6 | 6 | 3 | 3 | 3 |
| Settlement Cases (§5678.5) Opened | 0 | 0 | 0 | 0 | 0 | 0 |
| Settlement Cases (§5678.5) Pending | 3 | 3 | 3 | 1 | 1 | 0 |
| Settlement Cases (§5678.5) Closed | 0 | 0 | 0 | 2 | 0 | 1 |
| Citations Final | 0 | 0 | 0 | 0 | 0 | 0 |

# CC/ASLA

**AB 685** **(Eng D) State water policy.**

**Current Text:** Amended: 1/13/2012 pdf html

**Status:** 1/13/2012-From committee chair, with author's amendments: Amend, and re-refer to committee. Read second time, amended, and re-referred to Com. on APPR.

**Is Urgency:** N

**Location:** 1/13/2012-S. APPR.

**Summary:** Existing law establishes various state water policies, including the policy that the use of water for domestic purposes is the highest use of water. This bill would declare that it is the policy of the state that every human being has the right to safe, clean, affordable, and accessible water adequate for human consumption, cooking, and sanitary purposes . The bill would require, on and after January 1, 2013 , all relevant state agencies, including the Department of Water Resources, the State Water Resources Control Board, the California regional water quality control boards, and the State Department of Public Health, to advance the implementation of this state policy upon revising existing, and upon adopting or establishing new, policies, regulations, and funding criteria when those policies, regulations, and grant criteria are pertinent to the uses of water described above.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**Notes 1:** 6/3/2011 A-03/31/2011 to: WATCH

**AB 819** **(Wieckowski D) Bikeways.**

**Current Text:** Amended: 5/8/2012 pdf html

**Status:** 7/6/2012-From committee: Do pass as amended and re-refer to Com. on APPR. (Ayes 8. Noes 0.) (July 3).

**Is Urgency:** N

**Location:** 7/6/2012-S. APPR.

**Calendar:** 8/6/2012 11 a.m. - John L. Burton Hearing Room (4203) SENATE APPROPRIATIONS, KEHOE, Chair

**Summary:** Existing law requires the Department of Transportation, in cooperation with county and city governments, to establish minimum safety design criteria for the planning and construction of bikeways, and authorizes cities, counties, and local agencies to establish bikeways. Existing law requires all city, county, regional, and other local agencies responsible for the development or operation of bikeways or roadways where bicycle travel is permitted to utilize all minimum safety design criteria and uniform specifications and symbols for signs, markers, and traffic control devices established pursuant to specified provisions of existing law. This bill would require the department to establish procedures for cities, counties, and local agencies to be granted exceptions from the requirement to use those criteria and specifications for purposes of research, experimentation, testing, evaluation, or verification.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**Notes 1:** 3/9/2011 I-02/17/2011 to: WATCH

**AB 1585** **(John A. Pérez D) Community development.**

**Current Text:** Amended: 6/25/2012 pdf html

**Status:** 7/5/2012-From committee: Do pass and re-refer to Com. on APPR. (Ayes 8. Noes 1.) (July 3). Re-referred to Com. on APPR.

**Is Urgency:** N

**Location:** 7/5/2012-S. APPR.

**Calendar:** 8/6/2012 11 a.m. - John L. Burton Hearing Room (4203) SENATE APPROPRIATIONS, KEHOE, Chair

**Summary:** Under existing law, the Housing and Emergency Shelter Trust Fund Act of 2006, authorizes the issuance of bonds in the amount of $2,850,000,000 pursuant to the State General Obligation Bond Law. Proceeds from the sale of these bonds are used to finance various existing housing programs, capital outlay related to infill development, brownfield cleanup that promotes infill development, housing-related parks, and transit-oriented development administered by the Department of Housing and Community Development. This bill would appropriate $50,000,000 of bond revenues to the Department of Housing and Community Development and from that amount, allocate $25,000,000 from the Regional Planning, Housing, and Infill Incentive Account for infill incentive grants, and $25,000,000 from the Transit-Oriented Development Implementation Fund for transit-oriented grants and loans.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**AB 1588** **(Atkins D) Professions and vocations: reservist licensees: fees and continuing education.**

**Current Text:** Amended: 6/25/2012 pdf html

**Status:** 7/3/2012-From committee: Do pass and re-refer to Com. on APPR. (Ayes 8. Noes 0.) (July 2). Re-referred to Com. on APPR.

**Is Urgency:** N

**Location:** 7/3/2012-S. APPR.

**Calendar:** 8/6/2012 11 a.m. - John L. Burton Hearing Room (4203) SENATE APPROPRIATIONS, KEHOE, Chair

**Summary:** Existing law provides for the regulation of various professions and vocations by boards within the Department of Consumer Affairs and for the licensure or registration of individuals in that regard. Existing law authorizes any licensee whose license expired while he or she was on active duty as a member of the California National Guard or the United States Armed Forces to reinstate his or her license without examination or penalty if certain requirements are met. This bill would require the boards described above to waive the renewal fees , continuing education requirements, and other renewal requirements as determined by the board, if any are applicable , of any licensee or registrant who is a reservist called to active duty as a member of the United States Military Reserve or the California National Guard if certain requirements are met. The bill would require a licensee or registrant to meet certain renewal requirements within a specified time period after being discharged from active duty service prior to engaging in any activity requiring a license.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**AB 1750** **(Solorio D) Rainwater Capture Act of 2012.**

**Current Text:** Amended: 6/19/2012 pdf html

**Status:** 7/2/2012-Do pass as amended.

**Is Urgency:** N

**Location:** 6/19/2012-S. E.Q.

**Summary:** Under existing law, the State Water Resources Control Board (state board) and the California regional water quality control boards prescribe waste discharge requirements for the discharge of stormwater in accordance with the national pollutant

discharge elimination system (NPDES) permit program and the Porter-Cologne Water Quality Control Act. Existing law authorizes a city, county, or special district to develop, jointly or individually, stormwater resource plans that meet certain standards. This bill would enact the Rainwater Capture Act of 2012, which would authorize residential, commercial, and governmental landowners to install, maintain, and operate rain barrel systems, as defined, and rainwater capture systems, as defined, for specified purposes, provided that the systems comply with specified requirements. The bill would require a local agency to provide notification to the operator of a public water system, as defined, if the local agency chooses to adopt a permitting program for rainwater capture systems and approves a permit for a rainwater capture system connected to the public water system. The bill would also require a landowner that installs a rainwater capture system where a permit is not required to notify the operator of the public water system prior to installation, with a specified exception. This bill contains other related provisions and other existing laws.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | CONCERNS | | | | |

**AB 1822** **(Berryhill, Bill R) California Architects Board.**

**Current Text:** Amended: 6/26/2012 pdf html

**Status:** 7/3/2012-From committee: Do pass and re-refer to Com. on APPR. (Ayes 8. Noes 0.) (July 2). Re-referred to Com. on APPR.

**Is Urgency:** N

**Location:** 7/3/2012-S. APPR.

**Calendar:** 8/6/2012 11 a.m. - John L. Burton Hearing Room (4203) SENATE APPROPRIATIONS, KEHOE, Chair

**Summary:** Existing law, the Architects Practice Act, provides for the licensure and regulation of architects by the California Architects Board, which consists of 5 architect members appointed by the Governor, 3 public members appointed by the Governor, and 2 public members appointed by the Legislature, as specified. Existing law requires these members to serve 4-year terms. This bill would provide for the staggering of the terms of the members appointed by the Governor whose terms commence on specified dates by requiring certain of those members to serve 5- and 6-year terms, as specified. This bill contains other related provisions and other existing laws.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**AB 1879** **(Gaines, Beth R) Disability access: State Architect.**

**Current Text:** Introduced: 2/22/2012 pdf html

**Status:** 5/25/2012-Failed Deadline pursuant to Rule 61(b)(8). (Last location was A. APPR. SUSPENSE FILE on 4/25/2012)

**Is Urgency:** N

**Location:** 5/25/2012-A. DEAD

**Summary:** Existing law requires the Division of the State Architect to develop and submit building standards regulations, including regulations to increase accessibility to buildings, structures, sidewalks, and curbs by persons with disabilities. These standards are required to be at least as high as those promulgated under the federal Americans with Disabilities Act. Existing law also requires the Division of the State Architect to submit proposed amendments to the California Code of Regulations to the United States Department of Justice to ensure that California's accessibility building standards are consistent with federal regulations. This bill would require the State Architect to prepare a report containing all federal and state disability access regulations and noting any state disability access regulations that are in direct conflict with federal disability access

regulations. This would require the State Architect to make the report available to the Governor and the Legislature by January 1, 2014, in the form that the State Architect decides is the least costly. This reporting provision would become inoperative as of January 1, 2017.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**AB 1963** **(Huber D) Personal income tax: Sales and use tax: Legislative Analyst's Office: report.**

**Current Text:** Amended: 5/29/2012 pdf html

**Status:** 7/3/2012-Do pass as amended.

**Is Urgency:** N

**Location:** 6/18/2012-S. G. & F.

**Summary:** The Personal Income Tax Law imposes taxes based upon taxable income, at specified rates, and allows a taxpayer to elect to take a standard deduction, as provided. Existing law imposes state sales and use taxes on retailers and on the storage, use, or other consumption of tangible personal property in this state at the rate of 61/4% of the gross receipts from the retail sale of tangible personal property in this state and of the sales price of tangible personal property purchased from any retailer for storage, use, or other consumption in this state. This bill would require the Legislative Analyst's Office to assess potential changes to the laws described above in order to reduce revenue volatility and to provide a report including these assessments to the Legislature on or before July 1, 2013.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**AB 1989** **(Carter D) State parks: bicycle facilities.**

**Current Text:** Amended: 4/18/2012 pdf html

**Status:** 4/27/2012-Failed Deadline pursuant to Rule 61(b)(5). (Last location was A. W.,P. & W. on 4/19/2012)

**Is Urgency:** N

**Location:** 4/27/2012-A. DEAD

**Summary:** Existing law vests the Department of Parks and Recreation with control of the state park system and specifies that certain funds are available, upon appropriation by the Legislature, for state park planning, acquisition, and development projects, among other things. Existing law imposes various taxes, including taxes on the privilege of engaging in certain activities. The Fee Collection Procedures Law, the violation of which is a crime, provides procedures for the collection of certain fees and surcharges. This bill would, on and after January 1, 2013, impose a surcharge on every retailer for the privilege of selling a new bicycle in this state at the rate of $2 per new bicycle. This would constitute a change in state statute that would result in a taxpayer paying a higher tax within the meaning of Section 3 of Article XIII A of the California Constitution, and thus would require for passage the approval of 2/3 of the membership of each house of the Legislature. This bill contains other related provisions and other existing laws.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**AB 2021** **(Wagner R) Works of improvement: disputed amounts.**

**Current Text:** Amended: 6/7/2012 pdf html

**Status:** 7/3/2012-Do pass as amended.

**Is Urgency:** N

**Location:** 7/5/2012-S. APPR.

**Summary:** Existing law contains various provisions relating to contracts for the performance of private works of improvement, including provisions for the withholding and disbursement of retention proceeds. Existing law provides that, with respect to those contracts for works of improvement, the retention proceeds withheld from any payment may not exceed 150% of the disputed amount. This bill would increase the amount that may be withheld from progress payments or final payments, depending on the circumstances, to a sum of various amounts and percentages, as specified. This bill contains other related provisions.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**AB 2117** **(Gorell R) Waste discharge requirements: stormwater.**

**Current Text:** Amended: 5/1/2012 pdf html

**Status:** 5/25/2012-Failed Deadline pursuant to Rule 61(b)(8). (Last location was A. APPR. SUSPENSE FILE on 5/16/2012)

**Is Urgency:** N

**Location:** 5/25/2012-A. DEAD

**Summary:** Under existing law, the State Water Resources Control Board (state board) and the California regional water quality control boards prescribe waste discharge requirements for the discharge of stormwater in accordance with the federal national pollutant discharge elimination system (NPDES) permit program. Existing law requires the state board or the regional boards to issue waste discharge requirements which apply and ensure compliance with all applicable provisions of the Federal Water Pollution Control Act and any more stringent effluent standards or limitations necessary to implement water quality control plans, or for the protection of beneficial uses, or to prevent nuisance. This bill would require the state board, in consultation with affected stakeholders, to prepare a comprehensive statewide stormwater plan, as prescribed, and submit the plan to the Legislature, by January 1, 2015, subject to agreement by the United States Environmental Protection Agency to provide grant money to cover the costsof preparing the plan .

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**AB 2215** **(Nestande R) Tax reform.**

**Current Text:** Introduced: 2/24/2012 pdf html

**Status:** 5/11/2012-Failed Deadline pursuant to Rule 61(b)(6). (Last location was A. PRINT on 2/24/2012)

**Is Urgency:** N

**Location:** 5/11/2012-A. DEAD

**Summary:** Existing law imposes various taxes, including an ad valorem property tax, taxes upon personal and corporate income, a tax on retailers measured by the gross receipts from the sale of tangible personal property sold at retail in this state, or on the storage, use, or other consumption in this state of tangible personal property purchased from a retailer for storage, use, or other consumption in this state, and an annual license fee for any vehicle subject to registration in this state. This bill would state the intent of the Legislature to enact legislation that would reform California's tax structure.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**AB 2237** **(Monning D) Contractors: definition.**

**Current Text:** Amended: 4/9/2012 pdf html

**Status:** 7/5/2012-Read second time. Ordered to third reading.

**Is Urgency:** N

**Location:** 7/5/2012-S. THIRD READING

**Summary:** Existing law, the Contractors' State License Law, creates the Contractors' State License Board within the Department of Consumer Affairs and provides for the licensure and regulation of contractors. Existing law defines the term "contractor" to include, among others, any person or consultant to an owner-builder who undertakes, offers to undertake, or submits a bid to construct a building or home improvement project. Existing law requires applicants and licensed contractors to pay specified fees that are deposited into the continuously appropriated Contractors' License Fund. Under existing law, it is a crime for a person to act as a contractor without a license. This bill would define the term "consultant" for purposes of the definition of a contractor to include a person who provides a bid, or who arranges for and sets up work schedules and maintains oversight of a construction project , with respect to a home improvement contract , as specified. Because consultants who provide the above-described services would be required to pay license fees which are deposited into the Contractors' License Fund, the bill would make an appropriation. Because this bill would expand the scope of an existing crime, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**AB 2245** **(Smyth R) Environmental quality: California Environmental Quality Act: exemption: bikeways.**

**Current Text:** Amended: 5/15/2012 pdf html

**Status:** 7/2/2012-Do pass as amended.

**Is Urgency:** N

**Location:** 5/31/2012-S. E.Q.

**Summary:** The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. This bill would , until January 1, 2017, additionally exempt a Class II bikeway project, as defined for purposes of the Streets and Highways Code, undertaken by a city, county, or city and county within an existing road right-of-way. For a Class II bikeway project that is determined to be exempted from CEQA under this provision, the bill would require a city, county, or city and county to prepare an assessment of traffic and safety impacts and to hold a public hearing to review those impacts, and receive and respond to public comments. This bill contains other existing laws.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | SUPPORT | | | | |

**Notes 1:** Support ltr. 4/19/12

**AB 2311** **(Atkins D) Stormwater Resource Planning Act.**

**Current Text:** Introduced: 2/24/2012 pdf html

**Status:** 5/11/2012-Failed Deadline pursuant to Rule 61(b)(6). (Last location was A. PRINT on 2/24/2012)

**Is Urgency:** N

**Location:** 5/11/2012-A. DEAD

**Summary:** Under existing law, the State Water Resources Control Board and the California regional water quality control boards prescribe waste discharge requirements for the discharge of stormwater in accordance with the national pollutant discharge elimination system (NPDES) permit program and the Porter-Cologne Water Quality Control Act. Existing law, the Stormwater Resource Planning Act, authorizes a city, county, or special district to develop, jointly or individually, a stormwater resource plan that meets certain standards. This bill would make technical, nonsubstantive changes in these provisions.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**AB 2320** **(Nestande R) Franchise Tax Board: State Board of Equalization: study.**

**Current Text:** Amended: 4/19/2012 pdf html

**Status:** 5/25/2012-Failed Deadline pursuant to Rule 61(b)(8). (Last location was A. RLS. on 4/26/2012)

**Is Urgency:** N

**Location:** 5/25/2012-A. DEAD

**Summary:** Existing law requires the Franchise Tax Board to administer the Personal Income Tax Law and the Corporation Tax Law, and requires the State Board of Equalization to administer various other taxes. This bill would require the Franchise Tax Board and the State Board of Equalization, before January 1, 2014, to jointly conduct a study and deliver a report to the Legislature determining the cost of administration and compliance with the Revenue and Taxation Code, as provided, and to determine how much revenue is being lost by California's economy due to its complex system of taxation.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**AB 2398** **(Hueso D) Water recycling.**

**Current Text:** Amended: 5/21/2012 pdf html

**Status:** 7/6/2012-Failed Deadline pursuant to Rule 61(b)(13). (Last location was S. N.R. & W. on 6/7/2012)

**Is Urgency:** N

**Location:** 7/6/2012-S. DEAD

**Summary:** Existing law establishes the State Water Resources Control Board (state board) and the California regional water quality control boards (regional boards) as the principal state agencies with authority over matters relating to water quality. Existing law requires the State Department of Public Health (department) to adopt uniform water recycling criteria for indirect potable water reuse for groundwater recharge, as defined, by December 31, 2013. Existing law requires the department to develop and adopt uniform water recycling criteria for surface water augmentation, as defined, by December 31, 2016, if a specified expert panel convened by the department finds that the criteria would adequately protect public health. Existing law requires the department to investigate the feasibility of developing uniform water recycling criteria for direct potable reuse, as defined, and to provide a final report on that investigation to the Legislature by December 31, 2016. Existing law requires the department, in consultation with the state board, to report to the Legislature from 2011 to 2016, inclusive, as part of the annual budget process, on the progress towards developing and adopting the water recycling criteria for surface water augmentation and its investigation of the feasibility of developing water recycling criteria for direct potable reuse. Existing law requires the state board to enter into an agreement with the department to assist in implementing the water

recycling criteria provisions. This bill would enact the Water Recycling Act of 2012 to revise and consolidate those and other provisions relating to recycled water, and make other conforming changes to existing law. The act would establish a statewide goal to recycle a total of 1.5 million acre-feet of water per year by 2020 and 2.5 million acre-feet of water per year by 2030. The act would require the state board and regional boards, the department, the Public Utilities Commission, the Department of Water Resources, and other state agencies to exercise the authority and discretion granted to them by the Legislature to encourage the use of recycled water and meet the goals of the act. The act would require the department, on or before December 31, 2013, to adopt drinking water criteria for groundwater recharge projects utilizing recycled water. The bill would require the department, on or before December 31, 2016, to develop and adopt drinking water criteria for the use of advanced treated purified water for raw water augmentation projects not subject to the drinking water criteria for groundwater recharge projects utilizing recycled water. The act would subject those criteria to review by an expert panel convened and administered by the department to advise the department on public health issues and scientific and technical matters. The act would prescribe the types and contents of permits for recycled water to be issued by the state board or a regional board, as appropriate. Because certain reports submitted as part of the permit application process would be submitted under penalty of perjury, this bill would impose a state-mandated local program by creating a new crime. The act would establish the Water Recycling Research Fund and require that certain civil penalties be deposited into the fund, to be expended by the state board, upon appropriation by the Legislature, to conduct or fund research necessary to support the continued and safe use of recycled water in the state. This bill contains other related provisions and other existing laws.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**AB 2570** **(Hill D) Licensees: settlement agreements.**

**Current Text:** Introduced: 2/24/2012 pdf html

**Status:** 7/5/2012-From committee: Do pass and re-refer to Com. on APPR. (Ayes 4. Noes 0.) (July 3). Re-referred to Com. on APPR.

**Is Urgency:** N

**Location:** 7/5/2012-S. APPR.

**Calendar:** 8/6/2012 11 a.m. - John L. Burton Hearing Room (4203) SENATE APPROPRIATIONS, KEHOE, Chair

**Summary:** Existing law provides that it is a cause for suspension, disbarment, or other discipline for an attorney to agree or seek agreement that the professional misconduct or the terms of a settlement of a claim for professional misconduct are not to be reported to the disciplinary agency, or to agree or seek agreement that the plaintiff shall withdraw a disciplinary complaint or not cooperate with an investigation or prosecution conducted by the disciplinary agency. This bill would prohibit a licensee who is regulated by the Department of Consumer Affairs or various boards, bureaus, or programs, or an entity or person acting as an authorized agent of a licensee, from including or permitting to be included a provision in an agreement to settle a civil dispute that prohibits the other party in that dispute from contacting, filing a complaint with, or cooperating with the department, board, bureau, or program, or that requires the other party to withdraw a complaint from the department, board, bureau, or program. A licensee in violation of these provisions would be subject to disciplinary action by the board, bureau, or program. The bill would also prohibit a board, bureau, or program from requiring its licensees in a disciplinary action that is based on a complaint or report that has been settled in a civil action to pay additional moneys to the benefit of any plaintiff in the civil action.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | SUPPORT | | | | |

**SB 654** **(Steinberg D) Redevelopment.**

**Current Text:** Amended: 1/31/2012 pdf html

**Status:** 7/6/2012-Failed Deadline pursuant to Rule 61(b)(13). (Last location was A. H. & C.D. on 4/16/2012)

**Is Urgency:** N

**Location:** 7/6/2012-A. DEAD

**Summary:** Existing law suspends various activities of redevelopment agencies and prohibits the agencies from incurring indebtedness for a specified period. Existing law also dissolves redevelopment agencies and community development agencies, as of October 1, 2011, and designates successor agencies, as defined. Existing law requires successor agencies to wind down the affairs of the dissolved redevelopment agencies and to, among other things, repay enforceable obligations, as defined, and to remit unencumbered balances of redevelopment agency funds, including housing funds, to the county auditor-controller for distribution to taxing entities. This bill would revise the definition of the term "enforceable obligation" and modify provisions relating to the transfer of housing funds and responsibilities associated with dissolved redevelopment agencies. The bill would provide that any amounts on deposit in the Low and Moderate Income Housing Fund of a dissolved redevelopment agency be transferred to specified entities. The bill would make conforming changes. This bill contains other related provisions and other existing laws.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**SB 975** **(Wright D) Professions and vocations: regulatory authority.**

**Current Text:** Amended: 6/27/2012 pdf html

**Status:** 7/5/2012-Read second time. Ordered to third reading.

**Is Urgency:** N

**Location:** 7/5/2012-A. THIRD READING

**Summary:** Existing law, the Business and Professions Code, provides for the licensure and regulation of various professions and vocations by boards, bureaus, and commissions within the Department of Consumer Affairs , including, but not limited to, the California Architects Board and the Board for Professional Engineers, Land Surveyors, and Geologists . Under existing law, a city or county shall not prohibit a person or group of persons, authorized by one of these boards, bureaus, or commissions, as specified, to engage in a particular business from engaging in that business . This bill would provide that the California Architects Board and the Board for Professional Engineers, Land Surveyors, and Geologists have the sole and exclusive authority to license and regulate the practice of professions and vocations regulated by those boards pursuant to provisions of that code, and that no licensing requirements, as specified, shall be imposed upon a person licensed to practice one of those professions or vocations other than under that code or by regulation promulgated by the applicable board through its authority granted under that code. The bill would prohibit a city, county, city and county, school district, other special district, a local or regional agency, joint powers agency, or state agency, department or other state office, except for those boards, from imposing a licensing requirement upon a person licensed to practice a profession or vocation regulated by one of these boards. The bill would state findings and declarations of the Legislature.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | SUPPORT | | | | |

**Notes 1:** 1/24/2012 I-01/19/2012 to: WATCH

**SB 1061** **(Walters R) Professional engineers.**

**Current Text:** Introduced: 2/13/2012 pdf html

**Status:** 4/27/2012-Failed Deadline pursuant to Rule 61(b)(5). (Last location was S. B., P. & E.D. on 3/1/2012)

**Is Urgency:** Y

**Location:** 4/27/2012-S. DEAD

**Summary:** Existing law establishes the Board for Professional Engineers and Land Surveyors in the Department of Consumer Affairs. Existing law recognizes various engineering disciplines. Existing law prohibits the practicing of civil, electrical, and mechanical engineering by any person who has not passed a specified examination and who is not appropriately licensed by the board in that discipline. Existing law makes various violations of the Professional Engineers Act a crime, including the practice or offer to practice by a person of civil, electrical, or mechanical engineering without authorization as provided by the act. This bill would also prohibit the practice of agricultural, chemical, control system, fire protection, industrial, metallurgical, nuclear, petroleum, and traffic engineering, as defined, by any person who has not passed a specified examination and who is not appropriately licensed by the board in the particular discipline. The bill would authorize any licensed engineer to practice engineering work in any of those fields in which he or she is competent and proficient. The bill would make other changes to related provisions. This bill contains other related provisions and other existing laws.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**SB 1151** **(Steinberg D) Sustainable Economic Development and Housing Trust Fund: long-range asset management plan.**

**Current Text:** Amended: 5/29/2012 pdf html

**Status:** 7/6/2012-Failed Deadline pursuant to Rule 61(b)(13). (Last location was A. H. & C.D. on 6/15/2012)

**Is Urgency:** N

**Location:** 7/6/2012-A. DEAD

**Summary:** Existing law dissolved redevelopment agencies and community development agencies, as of February 1, 2012, and provides for the designation of successor agencies, as defined. Existing law imposes various requirements on successor agencies and subjects successor agency actions to the review of oversight boards. Existing law requires successor agencies to wind down the affairs of the dissolved redevelopment agencies and to, among other things, dispose of assets and properties of the former redevelopment agencies, as directed by the oversight board. Proceeds from the sale of assets are transferred to the county auditor-controller for distribution as property tax proceeds to taxing entities, as prescribed. This bill would establish a Sustainable Economic Development and Housing Trust Fund, to be administered by a Sustainable Communities Investment Authority (authority) , to serve as a repository of the unencumbered balances and assets of the former redevelopment agency. The bill would authorize moneys from the fund to be expended for specified purposes relating to economic development and affordable housing. The bill would require an authority to prepare a long-range asset management plan that governs the disposition and ongoing use of the fund. The bill would require an authority to submit the plan to the Department of Finance by December 1, 2012, and would require the department to approve or return the plan for revision to the authority prior to final approval by December 31, 2012.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**SB 1156** **(Steinberg D) Sustainable Communities Investment Authority.**

**Current Text:** Amended: 6/27/2012 pdf html

**Status:** 7/3/2012-From committee: Do pass and re-refer to Com. on APPR. (Ayes 6. Noes 3.) (July 2). Re-referred to Com. on APPR.

**Is Urgency:** N

**Location:** 7/3/2012-A. APPR.

**Summary:** The Community Redevelopment Law authorizes the establishment of redevelopment agencies in communities to address the effects of blight, as defined. Existing law dissolved redevelopment agencies and community development agencies, as of February 1, 2012, and provides for the designation of successor agencies. Existing law requires that the successor agency, among other things, wind down the affairs of the former redevelopment agency and dispose of assets and properties of the former redevelopment agency, as directed by an oversight board. This bill would authorize the legislative bodies of the city and county of a sustainable communities investment area, as described, to form a Sustainable Communities Investment Authority (authority) to carry out the Community Redevelopment Law in a specified manner. The bill would require the authority to adopt a plan for a sustainable communities investment area and authorize the authority to include in that plan a provision for the receipt of tax increment funds provided that specified requirements are met. This bill contains other related provisions and other existing laws.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**SB 1186** **(Steinberg D) Disability access: liability.**

**Current Text:** Amended: 6/20/2012 pdf html

**Status:** 7/3/2012-From committee: Do pass and re-refer to Com. on APPR. (Ayes 10. Noes 0.) (July 3). Re-referred to Com. on APPR.

**Is Urgency:** N

**Location:** 7/3/2012-A. APPR.

**Summary:** Existing law requires an attorney to provide a written advisory to a building owner or tenant with each demand for money or complaint for any construction-related accessibility claim, as specified. The requirement to provide the written advisory applies whether or not the attorney intends to file a complaint or eventually files a complaint in state or federal court. A violation of this requirement may subject the attorney to disciplinary action. This bill would, instead, require an attorney to provide a written advisory to a building owner or tenant with each complaint or settlement demand for any construction-related accessibility claim, as specified. The requirement to provide the written advisory would apply where the attorney or party has filed a complaint in state or federal court on the basis of one or more construction-related accessibility claims. This bill contains other related provisions and other existing laws.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | SUPPORT | | | | |

**SB 1237** **(Price D) Professions and vocations: regulatory boards.**

**Current Text:** Amended: 7/5/2012 pdf html

**Status:** 7/5/2012-From committee with author's amendments. Read second time and amended. Re-referred to Com. on APPR.

**Is Urgency:** N

**Location:** 7/5/2012-A. APPR.

**Summary:** Existing law, until January 1, 2013, declares that using a vertical enforcement and prosecution model for the Medical Board of California's investigations is in the best interests of the people of California. Under existing law, a vertical enforcement and

prosecution model is described as the joint assignment of a complaint to a board investigator and to a deputy attorney general responsible for prosecuting the case if the investigation results in the filing of an accusation. Existing law requires the board to, among other things, establish and implement a plan to locate specified staff in the same offices in order to carry out the intent of the vertical enforcement and prosecution model. This bill would extend the operation of these provisions to January 1, 2014 , and would also make a conforming change in that regard. This bill contains other related provisions and other existing laws.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**SB 1276** **(Wyland R) Indemnity: design professionals.**

**Current Text:** Amended: 3/26/2012 pdf html

**Status:** 5/11/2012-Failed Deadline pursuant to Rule 61(b)(6). (Last location was S. JUD. on 3/29/2012)

**Is Urgency:** N

**Location:** 5/11/2012-S. DEAD

**Summary:** Under existing law, all contracts, amendments to contracts, provisions, clauses, covenants, and agreements contained in, collateral to, or affecting contracts with a public agency for design professional services that purport to require the design professional to defend the public agency under an indemnity agreement, including the duty and the cost to defend, are unenforceable. Existing law exempts claims that arise out of, pertain to, or relate to the negligence, recklessness, or willful misconduct of the design professional from this provision. This bill would limit a design professional's duty to defend a public agency against a negligence claim to reimbursement of defense costs incurred by the public agency that were caused by the design professional's actual negligence.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**SB 1380** **(Rubio D) Environmental quality: California Environmental Quality Act: bicycle transportation plan.**

**Current Text:** Amended: 5/3/2012 pdf html

**Status:** 7/2/2012-Do pass as amended and be re-referred to the Committee on Appropriations.

**Is Urgency:** N

**Location:** 7/3/2012-A. NAT. RES.

**Summary:** The California Environmental Quality Act (CEQA) requires a lead agency, as defined, to prepare, or cause to be prepared, and certify the completion of, an environmental impact report (EIR) on a project that it proposes to carry out or approve that may have a significant effect on the environment or to adopt a negative declaration if it finds that the project will not have that effect. CEQA also requires a lead agency to prepare a mitigated negative declaration for a project that may have a significant effect on the environment if revisions in the project would avoid or mitigate that effect and there is no substantial evidence that the project, as revised, would have a significant effect on the environment. CEQA requires the lead agencies to make specified findings in an EIR. This bill, until January 1, 2018, would exempt from CEQA a bicycle transportation plan for an urbanized area, as specified and would also require a local agency or person who determines that the bicycle transportation plan is exempt under this provision and approves or determines to carry out that project, to file notice of the determination with the OPR. This bill contains other existing laws.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|

| | |
|---|---|
| CC/ASLA | WATCH |

**SB 1575** **(Committee on Business, Professions and Economic De) Professions and vocations.**

**Current Text:** Amended: 6/28/2012 pdf html

**Status:** 6/28/2012-From committee with author's amendments. Read second time and amended. Re-referred to Com. on APPR.

**Is Urgency:** N

**Location:** 6/28/2012-A. APPR.

**Summary:** Existing law provides for the licensure and regulation of various professions and vocations by boards within the Department of Consumer Affairs. This bill would require dental hygienists, upon initial licensure and renewal, to report their employment status to the committee and would require that information to be posted on the committee's Internet Web site. This bill would also require an approved dental hygiene education program to register extramural dental facilities, as defined, with the committee. This bill contains other related provisions and other existing laws.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**SB 1576** **(Committee on Business, Professions and Economic De) Professions and vocations.**

**Current Text:** Amended: 7/2/2012 pdf html

**Status:** 7/2/2012-From committee with author's amendments. Read second time and amended. Re-referred to Com. on APPR.

**Is Urgency:** N

**Location:** 7/2/2012-A. APPR.

**Summary:** Existing law provides for the licensure and regulation of professions and vocations by boards within the Department of Consumer Affairs. This bill would require such an applicant to acknowledge the fact that the applicant has read and understands the rules of professional conduct adopted by the board. This bill contains other related provisions and other existing laws.

| Organization | Position | Priority | Assigned | Subject | Group |
|---|---|---|---|---|---|
| CC/ASLA | WATCH | | | | |

**Total Measures: 29**

**Total Tracking Forms: 29**

# Agenda Item E

**REPORT ON CALIFORNIA SUPPLEMENTAL EXAMINATION AND POSSIBLE ACTION**

The Office of Professional Examination Services (OPES) entered into an Intra-Agency Contract Agreement with the LATC to redevelop the California Supplemental Examination (CSE) during fiscal year 2010/2011, and has developed and administered (through an exam vendor) the exam since 2007. OPES conducted five examination development workshops in Sacramento September 2010 through March 2011, and the new CSE was introduced to candidates in August 2011.

OPES will discuss test development and validation, and report on the results of the CSE. In addition, LATC should begin the process of a new occupational analysis. OPES will provide an overview of that process as well.

# Agenda Item F

**EXCEPTIONS AND EXEMPTIONS TASK FORCE REPORT AND POSSIBLE ACTION**

The 2012/2013 Strategic Plan directs the Landscape Architects Technical Committee (LATC) to "Appoint and convene a task force to address Landscape Architecture/APLD/Residential Designer issues, including BPC section 5641." The Exceptions and Exemptions Task Force (EETF) was created and held its first meeting on May 24, 2012. The Task Force was charged with determining how the LATC can ensure clarity about Business and Professions Code (BPC) section 5641 (Chapter Exceptions, Exemptions) and ensure that these provisions protect the public.

At the May 24, 2012, meeting, the EETF discussed the purpose of the Task Force, reviewed BPC section 5641, and discussed issues and concerns relating to the unlicensed practice of landscape architecture. As a result of the meeting, the EETF members were asked to obtain the following action items and provide them at the next EETF meeting scheduled for October 18, 2012:

1. Council of Landscape Architectural Registration Boards' (CLARB) occupational analysis, test plan, or test specifications*;
2. Examples of exceptions and exemptions laws from other states;
3. Suggestions of proposed new language or amendments to BPC 5641; and
4. Any additional supporting material relevant in clarifying BPC 5641.

**Subsequent to the May 24, 2012, EETF meeting, it was ascertained that CLARB's occupational analysis is confidential and as such, unavailable for distribution. The LARE Examination Specifications will be provided at the next EETF meeting.*

Outgoing LATC Chair and EETF member, Christine Anderson, will provide information and an update on the status of the Task Force.

# Agenda Item G

**UNIVERSITY OF CALIFORNIA EXTENSION CERTIFICATE PROGRAM TASK FORCE REPORT AND POSSIBLE ACTION**

The 2012/2013 Landscape Architects Technical Committee (LATC) Strategic Plan directs LATC to "develop a process for reviewing extension certificate programs" and to "conduct extension program reviews." In response, outgoing LATC Chair, Christine Anderson, appointed members to the University of California (UC) Extension Certificate Program Task Force on January 23, 2012. The Task Force is charged with developing procedures for reviewing the extension certificate programs, and conducting the reviews of the programs utilizing the procedures outlined in California Code of Regulations (CCR) section 2620.5 (Requirements for an Approved Extension Certificate Program).

The Task Force held its first meeting on June 27, 2012. At this meeting, the Task Force used the "Landscape Architectural Accreditation Board (LAAB) Accreditation Standards and Procedures" document as a guide to update the review procedures of the California extension certificate programs. The Task Force also used the "LAAB Self-Evaluation Report (SER) Format for First-Professional Programs in Landscape Architecture" document as a guide for drafting their own SER format. As a result of the meeting, the following action items were identified:

1. Task Force member, Sandra Gonzalez, will incorporate the edits to the "LAAB Accreditation Standards and Procedures" document discussed during the first task force meeting into a draft document.

2. Task Force Chair, Christine Anderson, will make the edits to the "SER Format for First-Professional Programs in Landscape Architecture" document discussed during the first Task Force meeting into a draft document.

The draft documents will be presented for further review and approval at the next Task Force meeting scheduled for October 8, 2012. The Task Force hopes to finalize any draft language at their next meeting so that any proposed regulation changes can be presented to the LATC at their next meeting.

Outgoing LATC Chair and UC Extension Certificate Program Task Force Chair, Christine Anderson, will provide information and an update on the status of the task force.

# Agenda Item H

**REPORT ON COUNCIL OF LANDSCAPE ARCHITECTURAL REGISTRATION BOARDS (CLARB)**

At this meeting the Committee will be asked to:

1. Review of CLARB Annual Meeting Agenda, Policies, and Procedures
2. Review and Discuss CLARB Nominating Committee Members Selection
3. Review and Approve Recommended Position on Resolutions and Candidate Ballot

*Meals included:*

**Member Board Executives: 3 breakfasts, 1 lunch, 1 dinner**
**All other meeting attendees: 2 breakfasts, 1 lunch, 1 dinner**

*Thursday, September 6, 2012*

**MBE Exchange** **9:00 a.m. – 12:00 p.m. PDT**

A session developed for MBEs by MBEs. Engage with your peers to generate and share ideas on how to operate more efficiently and effectively and to build and maintain regulatory relevance. Discussion topics include:

- Enhanced reporting of L.A.R.E. scores. In response to MBE desires to stay engaged with candidates pursuing initial licensure in their jurisdiction, CLARB has designed an enhanced score report that will provide MBEs with better tracking and communications opportunities. Be the first to preview this new benefit and discuss ideas for utilizing the new report to foster lifelong relationships with future licensees.

- Improving the prospective licensee experience by streamlining the application process. Earlier in the year, the state of Georgia entertained a proposal to eliminate licensure boards due to perceived inefficiency in the licensure process. In the current environment how can CLARB and Boards work together to make it easier for qualified candidates to apply for a licensure? . Following up on initial research and analysis by the MBE Committee and ongoing conversation among the broader MBE community MBEs will identify next steps for utilizing the Council Record as the universal application for the exam, initial and reciprocal licensure.

- Establishing performance benchmarks for Boards. Should Boards collect comparison data (CE audit results, renewal rates, new application rates, etc.) to establish performance benchmarks? What are the benefits and risks of doing so? What data would be helpful?

- Developing a social media strategy for regulatory boards. Emerging licensees are using social media more and more to learn, share, from opinions, and make decisions. Is your Board prepared to maintain its connection with the licensees of today and tomorrow? Learn from Boards that are using social media tools like Facebook and Twitter to connect with and inform current and prospective licensees.

***Special MBE session: How to run an effective enforcement program with limited resources.***
Jack Stamps, managing investigator from the Texas Board of Architectural Examiners, will share his thoughts and experiences on how to get the most of the resources you have while putting forth a credible and defensible enforcement program.

**Group Workshop #1 – Policy Guidance on Timely, Critical Issues 1:30 p.m. – 3:00 p.m. PDT**

At the 2012 CLARB spring meeting, you asked for guidance from CLARB on model language to support Boards in the:

- Recognition of the PLA designation
- Harmonizing CE requirements among licensure Boards
- Widening exam eligibility requirements to allow for entry into the exam process immediately following graduation, based on learning from the recent CLARB "Determinants of Success" research.

Join your peers in a group session to discuss potential solutions, identify challenges and develop an approach for implementing change in your jurisdiction.

**Group Workshop #2 – Understanding New Threats to Licensure 3:30 p.m. – 5:00 p.m. PDT**

A new day has arrived in professional licensing as a variety of groups have embraced the concept of less government. As a result, title and practice acts, even the very profession of landscape architecture, are now under attack as never before. This session will provide new insight into the underlying causes of this heightened threat level and how licensing boards and the profession can appropriately cooperate to protect hard-earned privileges.

## *Friday, September 7, 2012*

**1st General Business Session 9:00 a.m. – 10:30 a.m. PDT**

Hear from CLARB leadership and staff on progress against important goals and what's ahead in 2013, including:

- Progress on global relevance and promoting welfare as a critical scope of practice
- State of key programs, activities, and finances with a special update on the L.A.R.E. transition
- Scope of work for the coming year
- CLARB officer elections

**Group Workshop #3 – Welfare Awareness: What's Next? 11:00 a.m. – 12:30 p.m. PDT**

Hear what fellow members have learned over the past six months as they have "tested" the welfare messages with important stakeholders and work together to determine the next steps in meeting our goals of stronger statutory authority through broader recognition of welfare as a critical aspect of regulated practice.

**Strategic Conversations with CLARB Leadership** **2:00 p.m. – 5:00 p.m. PDT**

By popular demand attendees will again have a special opportunity to engage with leadership and staff to weigh in on the strategic issues the organization must address in order to ensure future relevance for Boards, licensees, candidates, and CLARB itself. Participants will break into three groups and rotate through the following discussion items:

- Member Engagement - How will today's realities impact how CLARB and Boards effectively engage in the future?
- Going Global - Hear and weigh in on CLARB's long term strategy to promote and encourage standards for landscape architecture across the globe.
- Maintaining Relevance - Balancing marketplace needs with regulatory imperatives.

## *Saturday, September 8, 2012*

**Regional Meetings** **9:00 a.m. – 10:30 a.m. PDT**

Meet with members in your region to conduct business and to discuss hot topics and current events.

**2nd General Business Session** **11:00 a.m. – 1:00 p.m. PDT**

Wrap up the 2012 CLARB Annual Meeting and formally kick off the next activity year. Attendees will:

- Hear highlights from the MBE Exchange, Strategic Conversations with CLAR B Leadership and Regional Meetings.
- Learn the election results and meet the 2013 Board of Directors

**Meeting Adjourns** **1:00 p.m. PDT**

# COUNCIL OF LANDSCAPE ARCHITECTURAL REGISTRATION BOARDS
# BYLAWS
(As Amended September 2011)

## ARTICLE I — NAME

The name of this organization shall be the Council of Landscape Architectural Registration Boards, Incorporated.

## ARTICLE II — DEFINITIONS

The following terms shall have the following meanings when used in these bylaws:

A. "CLARB" shall mean the Council of Landscape Architectural Registration Boards, Incorporated;
B. "Member Board" shall mean the body that is a legally authorized to examine, register, or discipline landscape architects in a political jurisdiction and a member of CLARB;
C. "Examination(s)" shall mean any examination(s) prepared by CLARB.

## ARTICLE III — RULES OF ORDER

CLARB shall be governed by Robert's Rules of Order Newly Revised when not in conflict with these bylaws.

## ARTICLE IV — MISSION

The mission of the Council of Landscape Architectural Registration Boards as an organization of member boards is to foster the public health, safety and welfare related to the use and protection of the natural and built environment affected by the practice of landscape architecture.

To accomplish this mission, the organization:

A. Provides programs and services that ensure the competency of Landscape Architects and others involved in making decisions affecting the development and conservation of land by:

    1. Establishing and promoting consistent standards for their professional competency and conduct, and
    2. Examining and certifying their competency.

B. Provides information and resources to those affected by the practice and regulation of landscape architecture, thereby assuring that they are well-informed, educated and empowered regarding the value and benefits of the licensed practice of landscape architecture.

## ARTICLE V — MEMBERSHIP

The membership of CLARB shall be the legally constituted member boards in good standing. Membership in the Council may be attained through approval by the CLARB Board of Directors.

**Section 1. Qualifications and Eligibility**
Member boards maintain good standing by abiding by the CLARB Bylaws and paying all dues or other financial obligations to CLARB in a timely manner.

Every member board shall be required to accept the actions and decisions of CLARB and the CLARB Board of Directors. This acceptance shall extend to all CLARB services provided to member boards to the greatest extent permitted within the context of the laws of their jurisdiction.

**Section 2. Removal**
If, after written notification from the CLARB Board of Directors, a member board fails to pay its dues or other financial obligations to CLARB or shall persistently refuse to abide by these bylaws or the policies enacted by CLARB, the CLARB Board of Directors may recommend that such member board be removed from CLARB membership. Upon such recommendation, the member board may be removed from membership in CLARB by an affirmative vote of not less than two-thirds of all member boards voting at an annual meeting where a quorum is present.

**Section 3. Organizational Structure**
In order to establish closer communications between member boards and the Board of Directors, and further to assist CLARB in achieving its stated objectives, five regions of CLARB are hereby established.

There shall be an annual meeting of the member boards of each region. Each member board shall be required to be a member of its region. Regional membership shall be composed of member boards as defined in Article IV, Section 1 of these bylaws. A guideline for the membership of the regions is as follows; new members may be added to the regions by the Board of Directors as required.

*REGION I*: Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Ontario, Pennsylvania, Rhode Island, Vermont, Virginia.

*REGION II:* Indiana, Illinois, Iowa, Kentucky, Ohio, Michigan, Minnesota, Missouri, West Virginia, and Wisconsin.

*REGION III:* Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Texas, Puerto Rico.

*REGION IV:* Colorado, Kansas, Nebraska, New Mexico, North Dakota, Oklahoma, South Dakota, and Wyoming.

*REGION V:* Alaska, Arizona, British Columbia, California, Hawaii, Idaho, Montana, Nevada, Northern Mariana Islands, Oregon, Utah, Washington.

**Section 4. Member Services**
Services provided to members of CLARB shall include, but not be limited to, the following:

**A. Examination**

CLARB shall produce examinations designed to test the knowledge, skills and abilities required for the practice of landscape architecture and shall issue appropriate descriptive material on the examination for use by the member boards and candidates. The procedures and charges shall be established by the CLARB Board of Directors. If any member board administers the examination on dates other than those established by the Board of Directors or otherwise substantially violates exam administration procedures without the written permission of CLARB, the Board of Directors shall take appropriate action which may include denying future use of an examination to the member board until such time as the Board determines that the member board shall be permitted to use an examination.

### B. Council Record and CLARB Certification

A Council Record is provided as a detailed, authenticated personal record of the activities and accomplishments in the landscape architectural profession, and by means of this record, to facilitate the process of reciprocal recognition of registration between jurisdictions.

CLARB shall, upon request of individual members of the landscape architectural profession, secure, authenticate and record factual data of the applicant's education, training, practice and character and compile the results. This record shall be forwarded to any jurisdiction upon the request of the applicant and payment of the fees stipulated therein.

The Council Record is to be distinguished from CLARB Certification in that it makes no statements regarding the extent, character or quality of any examination taken by the applicant, nor of the grades that person received thereon.

CLARB Certification carries the recommendation that an applicant, because of having demonstrated competence, be accorded favorable consideration by any jurisdiction to which that person may apply for licensure/registration.

### C. International Relations

CLARB may engage in the exploration and formulation of agreements with foreign countries to allow landscape architects to practice in countries other than their own.

## ARTICLE VI — MEETINGS

**Section 1. Annual Meeting**
CLARB's annual meeting shall be held at a time and place determined by the CLARB Board of Directors. Notice of meetings shall be made to the board administrator of each member board ninety (90) days prior to such meeting.

**Section 2. Special Meetings**
Special meetings may be called by the president, with the approval of the CLARB Board of Directors, or by a majority of the member boards. Notice of the meetings shall be made to the board administrator of each member board sixty (60) days prior to such meeting. The bylaws pertaining to procedures and conduct of business of the annual meeting shall apply to Special Meetings.

**Section 3. Delegates and Credentials**
Each member board is entitled to be represented at CLARB meetings by one or more official delegates of that board. The delegate must be a member of the member board. A letter of credential from the delegate's board shall identify a delegate attending the annual meeting or any Special Meeting of CLARB. As many delegates as are able to attend may represent a member board, but only one vote may be cast on each motion for each member board by its delegates.

**Section 4. Quorum**
A quorum for the transaction of business at the CLARB annual meeting shall be the majority of the member boards represented by one or more delegates present.

**Section 5. Resolutions and Other Motions**
Resolutions are the substantive matters placed on the agenda for a CLARB meeting in accordance with this section. All resolutions to be considered at the CLARB annual meeting except those submitted by special committees and laudatory resolutions shall be submitted to the CLARB Board of Directors at a time determined by the CLARB Board of Directors.

The CLARB Board of Directors shall review each resolution for conformity with the CLARB bylaws and may recommend to the author of any resolution such changes as are deemed advisable for the purpose of consistency, clarity and to avoid duplication. The CLARB Board of Directors shall publish and distribute all resolutions, except laudatory resolutions, to the member boards, not less than 60 days prior to the annual meeting. If the CLARB Board of Directors takes a position on any resolution, they shall provide a position statement to be published with the resolution.

Only member boards or regions and the CLARB Board of Directors may offer resolutions to be presented at a CLARB meeting, amendments to resolutions to be presented at a CLARB meeting or amendments to resolutions. All other motions permitted under Robert's Rules of Order Newly Revised may be made by any delegate or CLARB officer or director.

**Section 6. Order of Business**
An agenda outlining the order of business shall be prepared for all CLARB meetings. The agenda shall be prepared under the direction of the CLARB Board of Directors and provided to all member boards at least 30 days before the date set for the particular meeting.

**Section 7. Voting**
The affirmative vote of the majority of the member boards represented at any CLARB meeting is required to pass any resolution except to amend the bylaws. Resolutions to amend the bylaws are governed by Article XII–Amendments. There shall be no voting by proxy. Voting by letter ballot is permitted only for the election of officers and for members of the Nominating Committee. See Article VII – Officers, Section 4. Election of Officers.

**Section 8. Other Participants**
CLARB officers and directors, member board staffs, persons designated by the Board of Directors, and persons designated by the presiding officer shall have the privilege of the floor at CLARB meetings and may take part in the discussion and perform all functions of the delegates except to vote, or, except as provided in Article V, Section 5 with respect to officers and directors, to initiate action.

## ARTICLE VII — OFFICERS

**Section 1. Officers**
The officers of CLARB shall be a president, a president-elect, a vice president, a secretary, a treasurer, and the immediate past president. All officers, except for the immediate past-president, shall be elected by CLARB as specified in Article VII, Section 4.

**Section 2. Qualifications and Limitations**
To be eligible for elective office in CLARB, the candidate shall

A. Have attended at least two meetings of the membership prior to the time of nomination; and
B. Be a member of the CLARB Board of Directors or a member or past member of a member board at the time of election; or
C. Have participated in a combined total of four sessions of a Standing Committee, or a Grading Session as a Grader or Master Grader, or as a Cut Score Committee member.

**Section 3. Nomination of Officers**
A nominating committee shall be composed of a chairperson who shall be the immediate past president of CLARB and six members elected at large, each serving a 2 year term of office. Nominating committee members shall be ineligible for nomination to office for the full term, regardless of whether they serve the full term

Nominating committee members shall be elected as follows:

A. No later than 30 days prior to the spring meeting, each region may submit to the board of directors a list of up to six candidates either from their region or at large, meeting the eligibility requirements set forth in the bylaws. In the event the regions do not submit the names of sufficient qualified candidates to fill all available positions, the board of directors may submit additional candidates.

B. At the spring meeting, the board of directors shall present the complete list of eligible candidates. Following the spring meeting, each member board shall be allowed to cast a single vote for up to six candidates for the first year of election and for as many as three candidates for each subsequent election year. In the first election, the six candidates receiving the greatest number of votes shall serve as the nominating committee.

C. In the event balloting results in a tie or multiple ties among more than six candidates (in the first year) or three candidates (in subsequent years) additional balloting shall occur for those with the lowest vote count until a clear hierarchy is established with single candidate for each available seat on the committee.

The nominating committee shall be charged with creating and maintaining a complete list of all eligible candidates for office and with identifying qualified nominees for elected office. The nominating committee shall publish an updated list of candidates eligible for office within 30 days of the close of the annual meeting.

The chair of the nominating committee shall collect the names of all potential candidates identified by the committee members and distribute this information to the Board of Directors and nominating committee members no later than fourteen (14) days prior to the spring meeting. The nominating committee shall distribute the final list of nominations to all member boards no later than 30 days prior to the annual meeting. The regions will consider the list of potential candidates and identify any additional candidates.

The nominating committee may identify one or more nominees for each office and shall distribute its recommendations to all member boards no later than 60 days prior to the annual meeting. Additional nominations ‘from the floor’ may be made by any region, member board or member board member by notifying the chairperson of the nominating committee in writing no later than 45 days prior to the annual meeting, at which time the nominations shall be closed. The nominating committee shall distribute the final list of nominations including ‘nominations from the floor’ to all member boards no later than 30 days prior to the annual meeting.

**Section 4. Election of Officers**

**A. Election of Officers at Annual Meeting.**

All elections of officers shall be by written ballot at the annual meeting unless by a majority vote CLARB shall agree to waive the provision. A majority vote of the member boards represented and voting shall elect an officer. Where a majority vote has not been obtained on a ballot, the candidate receiving the least number of votes shall be eliminated prior to the next ballot. If there is a single nominee for each open office, the slate of nominees may be elected by acclamation of the membership without a formal vote.

Member boards that are not represented at the annual meeting by a delegate may submit their votes for officers by letter ballot. All letter ballots must be sent in a sealed envelope, signed by an officer of the Board and received at the CLARB office at least five days before the start of the annual meeting. Letter ballots shall be counted on the first ballot only.

**B. Election of Officers in the Absence of an Annual Meeting.**
In the event that CLARB is unable to conduct an annual meeting before the end of a fiscal year, the following procedures shall apply:

1) Where there is a single nominee for an office whose election is uncontested by the membership, that person shall assume the office on the first day of the first month of the next fiscal year.
2) If there is more than one nominee for an office, the chairman of the nominating committee shall conduct the election for that office by letter ballot no later than the last day of the first month of the fiscal year as set forth in Section 4, Item A, above, or as soon thereafter as practicable, time being of the essence.

**C. Election of Officers in the Event of Catastrophe.**
In the event of a catastrophe where there are no officers able to conduct an election, the executive director shall convene a nominating committee as set forth in Section 3 above as soon as practicable and conduct an election by written ballot as set forth in Section 4, Item A above, time being of the essence. If the executive director is unable to conduct such election, the statutory agent for CLARB shall conduct nominations and election as set forth herein.

**Section 5. Terms of Office**

A. The president-elect shall automatically assume the office of president and serve as such from the adjournment of the annual meeting or from the beginning of the fiscal year, whichever shall first occur, until the adjournment of the following annual meeting, or the end of the fiscal year, whichever shall first occur.

B. The president-elect shall serve as such from the adjournment of the annual meeting at which such person is so elected or from the beginning of the fiscal year, whichever shall first occur, until the adjournment of the following annual meeting, the end of the fiscal year, or a successor is duly elected, whichever shall first occur.

C. The vice president shall serve from the adjournment of the annual meeting at which such person is so elected or from the beginning of the fiscal year, whichever shall first occur, until a successor is duly elected.

D. The secretary shall serve for two years from the adjournment of the annual meeting at which such person is so elected or from the beginning of the fiscal year, whichever shall first occur, until a successor is duly elected. Elections for the office of secretary shall be held in even-numbered years.

E. The treasurer shall serve for two years from the adjournment of the annual meeting at which such person is so elected or from the beginning of the fiscal year, whichever shall first occur, until a successor is duly elected. Elections for the office of treasurer shall be held in odd-numbered years.

F. The immediate past president shall serve as such from the adjournment of the annual meeting at which such person assumes the office or from the beginning of the fiscal year, whichever shall first occur, until the adjournment of the following annual meeting, or the end of the fiscal year, whichever shall first occur.

No incumbent shall serve for more than one year in succession as president, president-elect, or vice president provided, however, that an officer shall be eligible for re-election for the full term of office if during the period immediately prior thereto such officer had succeeded to or been elected to fill a vacancy.

**Section 6. Vacancies and Removal from Office**
A vacancy in the office of president shall be filled by the president-elect assuming the office. A vacancy in the office of president-elect shall be filled by the vice president assuming the office.
A vacancy in the office of vice president, secretary, or treasurer shall be filled by an appointee designated by the CLARB Board of Directors to complete the unexpired term.

An officer, director or alternate director who is found guilty of malfeasance, misfeasance or nonfeasance in the exercise of the duties and responsibilities as an officer or director, found guilty of sexual harassment or of conduct deemed to be detrimental or unbecoming to the Council may be removed from office by a two-thirds majority of the CLARB Board of Directors.

**Section 7. The President**
The president shall:

A. Preside at all meetings;
B. Appoint all standing committees subject to the approval of the CLARB Board of Directors;
C. Present to CLARB at the annual meeting a report of activities during the term of office as president;
D. Appoint all members of special committees subject to the approval of the CLARB Board of Directors, unless a specific action of the Council names the personnel of the committees;
E. Be an ex officio member of all committees;
F. Interpret these bylaws and the rules of order in the conduct of meetings;
G. Perform all duties pertaining to the office of president.

**Section 8. President-elect and Vice President**
The president-elect and vice president, in order shall, in the absence or incapacity of the president, exercise the duties of and possess all the powers of the president.

**Section 9. Secretary**

**A. General Duties.** The secretary shall perform the duties usual and incidental to the office and the duties that are required to be performed by law and by these bylaws; and the duties that are properly assigned by the CLARB Board of Directors.

**B. Reports.** The secretary shall ensure that a progress report is presented to the membership in conjunction with its annual meeting and, if required, special reports at other CLARB meetings or to the CLARB Board of Directors.

**C. Delegation of Duties of the Secretary.** The secretary may, with the approval of the CLARB Board of Directors, delegate to the executive director and other assistants the actual performance of any or all of the appropriate duties and authorize such executive director and other assistants to sign under their respective titles the correspondence conducted by them; provided, however, that the secretary shall not delegate the signing of any minutes or official reports which are assigned to the secretary by the CLARB Board of Directors.

**Section 10. Treasurer**

**A. General Duties.** The treasurer shall exercise general supervision of CLARB's financial affairs, shall have the custody of its monies and securities except as otherwise provided in these bylaws. The treasurer shall oversee the collection of all monies due CLARB and all disbursements of money of CLARB and may purchase, sell, assign, and transfer such of its securities as are placed in the treasurer's charge. The treasurer shall supervise the keeping of the records and books of accounts of financial transactions of CLARB, and shall sign all instruments of CLARB whereon the signature of the office is required, and perform all duties required to be performed by law and these bylaws, and the duties that are properly assigned by the CLARB Board of Directors.

The treasurer shall ensure the performance of an annual financial audit or review by a certified public accountant.

**B. Reports.** The treasurer shall make a written report to CLARB at its annual meeting and at other CLARB meetings or CLARB Board of Directors, as required.

**C. Delegation of Duties of the Treasurer.** The treasurer shall not authorize any person to sign any financial instrument, notice or agreement of CLARB that requires the signature of the treasurer, unless such delegation or authorization is expressly permitted by action of the CLARB Board of Directors. The treasurer may delegate to the executive director and other assistants the actual performance of the clerical, bookkeeping, statistical, collecting and recording work of the office and may authorize the executive director or any other officer to sign checks of CLARB within the practices and policies prescribed by the CLARB Board of Directors.

**D. Liability of the Treasurer.** The treasurer shall not be personally liable for any decrease in the capital, surplus, income balance, or reserve of any funds or account resulting from any actions performed in good faith in conducting the usual business of the office.

**Section 11. Bonding**
The CLARB Board of Directors shall determine who shall be bonded, and the cost of such bond shall be paid from the funds of the Council.

## ARTICLE VIII — THE CLARB BOARD OF DIRECTORS

**Section 1. Membership**
The CLARB Board of Directors shall be composed of the officers of CLARB as designated in Section 1 of Article VII, and one director from each region.

**Section 2. Qualifications and Limitations**
To be eligible for election to the Board of Directors, the candidate shall meet the same criteria as described in Article VII, Section 2 of these Bylaws. Members of the CLARB Board of Directors shall serve without compensation.

**Section 3. Terms of Office**
The terms of office of the directors shall be as provided in Section 5 of Article VII and directors shall be elected as provided in Section 4 of this Article below. Directors shall be elected only by their respective region's member boards and shall serve for two years from adjournment of the annual meeting or from the beginning of the fiscal year, whichever shall first occur, until their successors are duly elected. No person shall serve more than two successive terms as director, provided, however, that a person shall be eligible for re-election for a full term of office if, during the period immediately prior thereto, that person has succeeded to, or been elected to the office to fill a vacancy. Regions I, III, and V shall elect a director for election in the odd-numbered years and Regions II and IV shall elect a director for election in the even-numbered years.

**Section 4. Directors**
Each region shall elect its director at the region's meeting. A majority vote of the member boards represented and voting shall elect a director. The elections shall be announced by the appropriate directors at the CLARB annual meeting.

Directors shall actively participate in the governance of the organization, including assimilating information, attending meetings of the Board of Directors and participating in the decision-making process of the Board. Directors are also responsible for bringing issues from the membership to the Board and for

communicating the Board's decisions to the membership. Directors shall discharge their duties in good faith and in a manner that is in the best interests of the organization.

**Section 5. Alternate Directors**
Each region shall have an alternate director to serve or represent that region in the event the director cannot be present. The duties of the alternate director shall be the same as for the director with the exception that each region shall have but one vote in all business matters if both director and alternate director attend the meetings of the Board of Directors.

**Section 6. Vacancies**
A vacancy in the office of a director shall be filled by the alternate director. In the event that the alternate director cannot fill such vacancy, the CLARB president shall conduct an election to fill the vacancy.

**Section 7. Duties**
The CLARB Board of Directors shall have the full control of the property, affairs, and business of CLARB. It shall carry the responsibility for all activities of CLARB. It shall exercise all authority, rights, and power granted to it by the laws of the District of Columbia and shall perform all duties required by said laws and these bylaws, in accordance therewith. It shall not delegate any of the authority, rights, or power or any other duties imposed upon it by these bylaws or otherwise, unless said delegation is specifically provided for in these bylaws.

**Section 8. Meetings of the CLARB Board of Directors**
The CLARB Board of Directors shall meet in order to transact business, and shall hold at least two meetings each year. One meeting shall be held in conjunction with the annual meeting.

A special meeting or meetings may be held upon the call of the president, or upon written request of the majority of the CLARB Board of Directors. All members shall be given due notice in writing of the time and place of the meeting, although notice in writing may be waived by any member. A majority of the membership of the CLARB Board of Directors shall constitute a quorum for the transaction of business. In the event that a director is unable to attend a meeting of the CLARB Board of Directors, the alternate director shall have the responsibility of participating in the meeting with the authority of the director.

## ARTICLE IX — EXECUTIVE DIRECTOR

**Section 1. Appointment**
The Council Board of Directors may employ a person to be known and designated as executive director who shall be the chief executive officer of CLARB. The salary and term of office shall be established by the CLARB Board of Directors.

**Section 2. Duties**
The executive director shall be and act as the executive officer of CLARB and as such shall have management and administrative responsibility for the CLARB office and staff, and other CLARB affairs, subject to general direction and control of the CLARB Board of Directors.

The executive director shall be responsible for the hiring, supervision, compensation, promotion, demotion, termination, and management of all other employees of CLARB, as well as all vendors, consultants, and contractors of CLARB, within general budgetary guidelines determined by the Board of Directors. The executive director shall serve as spokesperson on established policy and positions. The executive director shall be supervised by the President and shall serve at the pleasure of the Board of Directors. The executive director shall serve on the CLARB Board of Directors as an ex officio director, without vote.

**Section 3. Review**
The executive committee shall conduct a performance review of the executive director annually with input from the Board of Directors.

## ARTICLE X — COMMITTEES

**Section 1. Authorization and Appointment of Committees**
Committees may be established to perform services for CLARB. Except as may be herein specifically provided, all committees shall be appointed as provided by Section 7 of Article VII of these bylaws and shall be under the jurisdiction of the CLARB Board of Directors, reporting to it when directed.

The CLARB Board of Directors may delegate to any of its officers the authority to supervise the work of any of the committees. The president shall have the power to make appointments of any unfulfilled or vacant committee membership.

The CLARB Board of Directors may at any time discontinue a committee, other than a standing committee established in the bylaws, or make any changes in a committee's personnel without regard to the terms of appointment of the committee members.

**Section 2. Reports of Committees**
Each committee shall report in writing annually to the CLARB Board of Directors at least sixty (60) days prior to the annual meeting and shall make interim reports to the CLARB Board of Directors as directed.

**Section 3. General Procedure of Committees**
Every committee shall perform in accordance with these bylaws and with the directions of the Council Board of Directors. No committee, or any member or chairperson thereof, shall incur financial obligations unless funds have been properly appropriated therefore as provided elsewhere herein and specific authorization has been given by the Council Board of Directors. No member or chairperson, or any committee, shall commit CLARB orally or otherwise to any matter unless specifically authorized to do so.

**Section 4. Terms of Committee Appointments**
The term of committee appointments shall expire at the adjournment of the annual meeting, or at the end of the fiscal year, whichever shall first occur, except as otherwise provided by these bylaws.

**Section 5. Standing Committees**
The following committees are hereby authorized as basic to proper functioning of the Council:

**A. Executive Committee**
The executive committee shall be chaired by the president and composed of the president-elect, immediate past-president, vice president, treasurer, and secretary. The executive director shall serve on the executive committee as an ex officio member without vote. Four voting members of the executive committee shall constitute a quorum.
The executive committee shall act on behalf of the Board of Directors to govern the affairs of CLARB between meetings of the Board of Directors, subject to general policies established by the Board of Directors. All actions of the executive committee must be ratified at the next meeting of the Board of Directors. The executive committee shall be responsible for providing a written review of the executive director’s performance in accordance with Article IX, Section 3.

**B. Committee on Examinations**
The committee shall be responsible for the development and grading of the examination and other duties as determined by the Board of Directors. The Chair of this committee shall be a licensed, registered or certified landscape architect.

**C. Committee on Audit and Finance**
The committee shall prepare budgets; maintain financial policies and procedures; arrange for financial audits; and perform other duties as determined by the Board of Directors.

**D. Committee on Nominations**
The committee shall be composed and perform the duties as described in Article VII, Section 3 herein.

**Section 6. Committees of Special and Limited Function**
Such committees may be appointed from time to time to perform special and limited functions as assigned. The president shall appoint these committees subject to the approval of the CLARB Board of Directors.

## ARTICLE XI — FINANCES, FUNDS, ACCOUNTING AND INVESTMENTS

**Section 1. Dues and Fees**

**A. Membership Dues.** The annual membership dues for each member board shall be established by the CLARB Board of Directors.

**B. Fees.** The fees for the examination shall be established by the Board of Directors.

**Section 2. Fiscal Year**
CLARB's fiscal year shall begin October 1 and end September 30, beginning October 1, 1993.

**Section 3. Operating and Reserve Funds**
The CLARB Board of Directors shall have charge of the investment of all funds of CLARB. It shall sell, purchase, transfer, and convey securities and exercise all rights of proxy, or participation in reorganizations, of depositing securities and similar rights of CLARB with respect to its securities, or it may authorize such purchase, sales, transfers, conveyances and the exercise of any or all of said right.

The members of the CLARB Board of Directors shall not be personally liable for any decrease of the capital, surplus, income, balance, or reserve of any fund or account resulting from any of their acts performed in good faith. The accounts of such investments shall be incorporated into the annual report to CLARB.

## ARTICLE XII — AMENDMENTS

These bylaws may be amended by an affirmative vote of three-fourths of member boards voting at an annual meeting where a quorum is present. All amendments so adopted shall become effective immediately. There shall be no voting by proxy.

## ARTICLE XIII — INDEMNIFICATION

Except as provided below, the Council shall indemnify in full:

A. Any director, officer, executive director, consultant, or former director, officer, consultant, or employee of CLARB or any subsidiary of CLARB;

B. Any member or former member of any CLARB committee against expenses, including attorney's fees, and against the amount of any judgment, money decree, fine, or penalty, or against the amount of any settlement deemed reasonable by the CLARB Board of Directors, necessarily paid or incurred by such person in connection with or arising out of any claim made, or any civil or criminal action, suit, or proceeding of whatever nature brought against such person, or in which such person is made a party, or having been such director, officer, executive employee, or committee member of or for CLARB. Such indemnification shall apply to any such person even though at the time of such claim, action, suit, or proceeding, such person is no longer a director, officer, executive secretary, director, consultant, or committee member of or for CLARB.

No indemnification shall be provided for any person with respect to any matter as to which such person shall have been grossly negligent or to have engaged in intentional misconduct. If such person has not been so adjudicated, such person shall be entitled to indemnification unless the CLARB Board of Directors decides that such person did not act in good faith in reasonable belief that his or her action was in the best interests of CLARB. Expenses incurred of the character described in the preceding paragraph may, with the approval of the CLARB Board of Directors, be advanced by CLARB in advance of the final disposition of the action or proceeding involved, whether civil or criminal, upon receipt of any undertaking by the recipient to repay all such advances in the event such person is adjudged to have engaged in intentional misconduct, or in the event the CLARB Board of Directors decides that such person is not entitled to indemnification.

CLARB shall have the power to purchase and maintain insurance on behalf of any person who is or was a director, officer, executive director, consultant, or a committee member of CLARB, or is or was serving at the request of CLARB or of the CLARB Board of Directors as a director or officer of another corporation, whether non profit or for profit, against any liability incurred by such person in any such person's status as such, whether or not CLARB would have the power to indemnify that person against such liability under this article or otherwise.

Any rights of indemnification hereunder shall not be exclusive, and shall accrue to the estate of the person indemnified.

Any other present or former employee or agent of or for CLARB may be indemnified in like manner by vote of the CLARB Board of Directors.

# # #

CLARB

COUNCIL OF LANDSCAPE ARCHITECTURAL REGISTRATION BOARDS

**2011-2012 CLARB Board of Directors**

CLARB is governed by a volunteer Board of Directors made up of the best and brightest leaders in the landscape architecture community. Each year, the CLARB membership elects a Board of Directors to provide oversight and direction to the organization.

| | |
|---|---|
| President | Denise Husband |
| President-Elect | Dennis Bryers |
| Vice President | Stephanie Landregan |
| Secretary | Jerany Jackson |
| Treasurer | Randy Weatherly |
| Past President | Ian Wasson |
| Region I Director | Terry DeWan |
| Region II Director | Tim S. Schmalenberger |
| Region III Director | John Tarkany |
| Region IV Director | Phil Meyer |
| Region V Director | Christine Anderson |
| Executive Director (ex officio) | Joel Albizo |

Also, Cathy Hendricks, Executive Director of the Texas Board of Architectural Examiners, will attend the 2011-2012 CLARB Board meetings as the Member Board Executive (MBE) Observer.

**Organizational Structure**

In order to establish closer communications between Member Boards and the Board of Directors, and further to assist the Council in achieving its stated objectives, five regions of the Council have been established.

Region 1 – Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Ontario, Pennsylvania, Rhode Island, Virginia

Region 2 – Illinois, Indiana, Iowa, Kentucky, Michigan, Minnesota, Missouri, Ohio, West Virginia, Wisconsin

Region 3 – Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, North Carolina, Puerto Rico, South Carolina, Tennessee, Texas

Region 4 – Colorado, Kansas, Nebraska, New Mexico, Oklahoma, South Dakota, Wyoming

Region 5 – Alaska, Arizona, British Columbia, California, Hawaii, Idaho, Montana, Nevada, Oregon, Utah, Washington

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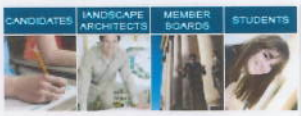
CLARB

COUNCIL OF LANDSCAPE ARCHITECTURAL REGISTRATION BOARDS








**CLARB Elections**

In accordance with the **CLARB Bylaws** (Article VII, Section 2), CLARB members vote each year for new members of the CLARB Board of Directors and the Nominating Committee.

**Nominating Committee Election (ballots due by 7/19)**

The Nominating Committee is charged with creating and maintaining a complete list of eligible candidates for office and with identifying qualified nominees for elected office.

The current Nominating Committee has put forth a slate of candidates for the 2013-2014 Committee on Nominations. Click to view candidate bios.

- **Frank Basciano**
- **Rick Kniesler**
- **Tom Nieman**
- **Marjorie Pitz**
- **Cleve Turner**

**How to Vote**

**Download a ballot.** Only one ballot may be submitted per Member Board but each Member Board may vote for as many as three nominees. Please complete the ballot and return it to Veronica Meadows at CLARB **by Thursday, July 19, 2012.** Ballots may be returned via **email** or mail (1840 Michael Faraday Drive, Suite 200, Reston, Virginia 20190).

If you have questions or would like more information about elections, refer to Article VII, Section 2 of the CLARB Bylaws or contact Veronica Meadows via **email** or phone (571-432-0332 ext 116).

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**CLARB Board of Directors Election (nominations from the floor due by 7/24)**

The Nominating Committee has put forth an initial slate of candidates for the 2012-2013 CLARB Board of Directors. Click the names below to view the candidate bios.

- **Dennis Bryers (NE) -- President**
- **Stephanie Landregan (CA) -- President-Elect**
- **Jerany Jackson (MO) -- Vice President**
- **Chris Hoffman (MS) -- Secretary**
- **Tim Schmalenberger (OH) -- Secretary**

CLARB members have an opportunity to make additional nominations "from the floor" for CLARB officers **until Tuesday, July 24.** Nominations from the floor may be made by any Region, Member Board or Member Board Member **by notifying Ian Wasson,** the Nominating Committee Chair, in writing (or via email) **by Tuesday, July 24** at which time the nominations process shall be closed.

The final slate of officers (including any nominations from the floor) will be distributed to the CLARB membership no later than 30 days prior to the 2012 CLARB Annual Meeting in San Francisco. At that time, a ballot will be prepared and distributed to all Member Boards along with voting instructions and deadlines. The ballot and a credentials letter must be returned to CLARB prior to -- or at -- the Annual Meeting.

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# NOMINATIONS AND AWARDS COMMITTEE
# FRANK BASCIANO

## *GENERAL INFORMATION*

| | |
|---|---|
| *Name:* | Frank L. Basciano |
| *Home Address:* | 6411 Lewis Road<br>Nanaimo, B.C., Canada<br>V9V 1P5 |
| *Firm Name:* | Frank Basciano Landscape Architect |
| *Firm Address:* | same as above |
| *Position in Firm:* | President |
| *Education:* | High School Diploma, 1964<br>Ryerson University (Ryerson Polytechnic Institute) – Diploma Landscape Architecture, 1973 |
| *Licenses:* | Ontario 1978 – 2009<br>British Columbia 2008 - Present |

## *STATE/PROVINCIAL BOARD SERVICE*

| | |
|---|---|
| *Date(s) Appointed to Board:* | Ontario 1988 – 2007<br>British Columbia 2012 |
| *Appointed By:* | Ontario - Cecelia Paine, President, Ontario Association of Landscape Architects<br>British Columbia – By membership election 2012 |
| *Board Service:* | Ontario 1988 – 2007<br>British Columbia 2012 |

## *CLARB SERVICE*

| | | |
|---|---|---|
| Dates Served/Positions Held: | 1994–2007 | L.A.R.E. Grader |
| | 1995–2005 | L.A.R.E. Committee, Multiple-choice |
| | 1996–2001 | Delegate, Ontario |
| | 1997 | L.A.R.E. Committee, Graphics |
| | 1999–2001 | Alternate Director, Region 1 |
| | 2001 | Model Law Committee |

# NOMINATIONS AND AWARDS COMMITTEE
# FRANK BASCIANO

| | |
|---|---|
| 2001–2006 | Resolutions Committee |
| 2001–2002 | MBA Communications Committee |
| 2002–2003 | Certification Committee |
| 2002–2005 | Director, Region 1 |
| 2003–2004 | International Relations Committee |
| 2004 | C2Ed Transition Committee, Chair |
| 2005-2007 | Treasurer |
| 2005-2007 | Finance Committee, Chair |
| 2005 | Enhancing Certification Committee |
| 2006 | Financial Policies Committee |

***OTHER SERVICE***

Ontario Association of Landscape Architects

| | |
|---|---|
| 1983–1987 | Council Member |
| 1986–1987 | Treasurer |

British Columbia Society of Landscape Architects

| | |
|---|---|
| 2011 – Present | Director |
| 2012 – Present | Registrar |

Construction Specifications Canada 1979–Present

***QUESTIONS FROM THE NOMINATIONS COMMITTEE***

**Question #1 – In what ways will your knowledge and experience with CLARB or other organizations be an asset to the CLARB Committee on Nominations?**

Knowledge and experience with CLARB brings an appreciation of the depth and influence the organization has amongst the broader landscape architectural community, its' own constituent stakeholders, and the candidate population that it directly serves. CLARB also continues to maintain a strong connection to those allied organizations serving other respective professional communities. CLARB functions with many roles and responsibilities

An effective CLARB Board and executive will best serve those roles and functions when the component individuals bring a variety of skill and personality sets to the table such as sense of leadership, diplomacy, some vision and foresight. Add a little pragmatism with an understanding of finance and business management and you have a recipe for a balanced function Board.

Understanding at least the fundamentals of a functioning CLARB is an asset to the Committee on Nominations as I would see strategic Board placements tailored to the needs of CLARB being critical to the role.

Leadership selection also becomes a critical component of how CLARB is shaped when it bears a relationship to what the future needs or role might be. For example, there seems to be a movement that suggests that CLARB ought to take on a more international role with professional credentialing certification. It would therefore make some sense to look at the Board to see how it may be positioned to function in that direction.

My current role as the Registrar of the British Columbia Society of Landscape Architects is quite different than that of typical State Board, however does place me in an area of responsibility to the Membership and of the British Columbian candidate population. While sitting on the Examination Board in Ontario, my experience with that Board was quite different than what I am experiencing here in British Columbia. While the enabling legislation and the administration of the legislation is quite different each jurisdiction, I would note that the candidate population looks and feels the same. My knowledge and experience with the BCSLA and the OALA has shown me that there are many ways to administer a process, however at the end of the day it is the same candidate, or Nominee, as the case might be.

Simply put: Understand what you need today
Forecast what you need tomorrow
Seek individuals to fill the roles
Don't stop looking.

**Question #2 – In your opinion, what are the ideal attributes and abilities of an effective CLARB leader?**

An effective CLARB leader:

- Understand and represent the core principles and ethos of CLARB and be steadfast.
- Lead and guide as a part of a unified group.
- Find consensus.
- Seek dialogue and conversation within CLARB.
- Seek dialogue and conversation outside CLARB.
- Learn from within and from others.
- Resolve issues with fairness and respect.
- State the obvious.
- No question should be unanswered.
- Understand a candidate.
- Understand a Member.
- Understand CLARB Staff and administration.
- Think laterally.
- Have a vision and work towards it.
- Respect the future.
- Respond to change.
- Be aware of and responsive to outside influences.
- Provoke outside or alternative thinking.
- Be sensitive to what is not understood.

# NOMINATIONS AND AWARDS COMMITTEE
# FREDERICK "RICK" KNIESLER

***GENERAL INFORMATION***

| | |
|---|---|
| *Name:* | Frederick C, Kniesler, Jr. |
| *Home Address:* | P. O. Box 120, Rumson, NJ 07760 |
| *Firm Name:* | F. C. Kniesler, Jr., Planning Consultant, LLC |
| *Firm Address:* | P. O. Box 120, Rumson, NJ 07760 |
| *Position in Firm:* | President |
| *Education:* | B. S. Landscape Architecture, University of Virginia<br>Masters City Planning, University of Pennsylvania |
| *Licenses:* | LLA (NJ) 0005<br>PP (NJ) 3288 |

***STATE/PROVINCIAL BOARD SERVICE***

| | |
|---|---|
| *Date(s) Appointed to Board:* | 07/84 - to initial Landscape Architect Committee (thru 1/92)<br>07/96 – 12/10 L. A. Committee of the Architects Board<br>07/98 – State Board of Architects as L.A. representative<br>03/09 – State Board of Architects as L.A. member |
| *Appointed By:* | Gov. Kean (1984), Gov. Whitman (1996, 1998),<br>Gov. McGreevy (2001) |
| *Board Service:* | Member of Landscape Architect Evaluation and Education Committee 20 years. Chair, 6 times.<br><br>CLARB representative 18 years<br><br>President, State Board of Architects – 2000 (only L.A. to have that honor in N.J.) |
| ***CLARB SERVICE*** | Alternate Director, Region 1 (1995 – 2011) |
| ***OTHER SERVICE*** | Model Rule Committee<br>Continuing Education Committee<br>Ad-hoc Committee for "Vision" |

# NOMINATIONS AND AWARDS COMMITTEE
# FREDERICK "RICK" KNIESLER

***QUESTIONS FROM THE NOMINATIONS COMMITTEE***

**Question #1 – In what ways will your knowledge and experience with CLARB or other organizations be an asset to the CLARB Committee on Nominations?**

Fortunately, I have had the opportunity to acquire over 20 years of "institutional knowledge" of CLARB - with no prejudices or regrets. I have watched, and participated in, the changes and growth. This includes the three (3) major changes in leadership since 1985.

I have represented New Jersey at NCARB for three (3) years in the position of President of the NJ State Board of Architects (the only LA to have that honor). This opportunity gave me the ability to start addressing issues of "Closely Allied Design Professionals". This was at the same time Interior Designers were making their case for licensure/certification around the country.

In 2002, I proposed an accounting method for CLARB that I have seen used in other non-profits. This format provided more visibility and accountability to the membership - which is still in place today. Until that time CLARB membership had frequent questions about finances that were often unexplained.

Some years ago, I suggested the "mentor" system at the membership meetings so new members would be able to meet seasoned representatives. I still think this is an important part of our meetings.

I always look for the best traits and talents an individual can contribute to the "team" for a successful conclusion. With my long affiliation with CLARB, I am still looking to the future - we've lived the past and have so much ahead of us as a profession with developing technology and global communication.

Over the years I have promoted the profession and advocated for landscape architects while employed at multi-discipline engineering firms.

As a Trustee for the Monmouth County Historical Association (and Past President), I have used my background as a landscape architect to enhance our six (6) historic sites with appropriate site design.

(continued on next page …)

# NOMINATIONS AND AWARDS COMMITTEE
# FREDERICK "RICK" KNIESLER

**Question #2 – In your opinion, what are the ideal attributes and abilities of an effective CLARB leader?**

An effective leader of CLARB can come from a Member Board member, Member Board Administrator, experienced Grader, or any eligible person who has the experience and understanding to guide the best interests of CLARB and the profession.

We are fortunate as an organization to have an amazing professional staff that is dedicated to fulfilling our mission of promoting, testing and maintaining certification for licensed professionals. The volunteer leadership team needs to be able to converse openly and freely with the key staff, as well as each other.

Being able to make public presentations to affiliated organization and convey the mission of CLARB – and return feedback - is essential. The leadership is our "public image".

CLARB leaders, moreso than other non-profit groups, need to have the unique ability to have time and resources available to fulfill on-line meetings, travel to meetings (nationally and internationally) and accommodate communications within many time-zones.

Attributes can be summed up in five (5) short phrases:

**Commitment** – to the time needed to support the mission of the organization.
**Loyalty** – when making a leadership commitment, CLARB is the priority for the term of service.
**Ability** – to have the skills necessary to perform in the best interests of the organization.
**Responsibility** – to understand this is local as well as an international organization.
**Believing** – the profession promotes health, safety and welfare in cooperation with the other "closely allied design professions"

# NOMINATIONS AND AWARDS COMMITTEE
# THOMAS J. NIEMAN

### *GENERAL INFORMATION*

*Name:* Thomas J. Nieman

*Home Address:* 5100 Sulphur Lane
Lexington, KY 40509

*Firm Name:* University of Kentucky

*Firm Address:* S305 Agriculture Science, College of Agriculture
Dept. of Landscape Architecture
Lexington, KY 40546-0091

*Position in Firm:* Professor of Landscape Architecture

*Education:* The Ohio State University, BSLA
University of Massachusetts, MLA
Southern Illinois University, PHD

*Licenses:* Kentucky 301

### *STATE/PROVINCIAL BOARD SERVICE*

*Date(s) Appointed to Board:* 2008

*Appointed By:* Steven L. Beshear, Governor of Kentucky
*Board Service:* Member 2008 - 2009
President 2009 to Date

### *CLARB SERVICE*

1. Have graded exams approximately 15 times since 1978 – originally UNE
2. Have tested exams – especially Section D – Grading and Drainage
3. Have Cut Scored exams several times

### *OTHER SERVICE*

1. My primary service has been in the realm of LARE Review and LARE Test preparation.
2. From 1978 to 2012 I have offered a yearly comprehensive review session in Lexington, Kentucky.
3. I have provided LARE Review sessions in Virginia, Michigan, Wisconsin, Kansas and Puerto Rico – some of these multiple times. As a point of information I only charge back expenses – I do not personally gain monetarily.
4. I have provided Section D Review sessions at the ASLA annual meeting for the past 8 years.
5. I have manned the LARE information booth at the ASLA annual meeting for three years and will do so this fall.
6. I will present a Section 4 LARE Review at the ASLA annual meeting in October of 2012.

# NOMINATIONS AND AWARDS COMMITTEE
# THOMAS J. NIEMAN

*QUESTIONS FROM THE NOMINATIONS COMMITTEE*

**Question #1 – In what ways will your knowledge and experience with CLARB or other organizations be an asset to the CLARB Committee on Nominations?**

I have a great deal of broadly based experience in the Landscape Architecture Profession.

1. As an instructor, in the United States (Ohio State, SUNY Syracuse, Univ. of Kentucky), England and Brazil, I have had the opportunity to experience a wide range of landscape architecture educational systems.
2. In my professional practice I have had the opportunity to practice in the United States, Thailand, Indonesia, and Costa Rica on a wide variety of projects.
3. As a result of the above experience, along with my involvement in LARE test preparation and the Kentucky Licensing Board, I have come to know many practitioners and am familiar with the numerous areas of landscape architectural practice. This experience has given me a comprehensive perspective as to the nature of the profession and the type of practitioners who wish to move the profession in a forward and innovative direction. In my way of thinking we need to select CLARB officers who are acutely aware of the totality of the profession. To do this we need to be good judges of character

**Question #2 – In your opinion, what are the ideal attributes and abilities of an effective CLARB leader?**

1. A CLARB leader, to be effective, must have a very good sense of the profession – how it began, where it came from, where it is now and where it is going. Without this understanding it would not be possible to make creditable decisions.
2. A CLARB leader must have the personality and ability to learn what others think and to see issues from differing points of view. Using that insight he/she must be able to help make policy that will benefit all concerned – to the extent possible.
3. A CLARB leader must be capable and willing to put in the time and effort necessary help the organization move ahead in its mission to assure that professional licensing/registration is legitimate with regard to protecting public health, safety and welfare.

# NOMINATIONS AND AWARDS COMMITTEE
# MARJORIE PITZ

***GENERAL INFORMATION***

*Name:* Marjorie Pitz, FASLA

*Home Address:* 182 Mounds Blvd., Saint Paul, MN 55106

*Firm Name:* Martin & Pitz Assoc., Inc.

*Firm Address:* 1409 Willow St., #110, Minneapolis, MN 55403

*Position in Firm:* President

*Education:* BLA, University of MN

*Licenses:* MN

***STATE/PROVINCIAL BOARD SERVICE***

*Date(s) Appointed to Board:* May 2010

*Appointed By:* MN Board of AELSLAGSID
*Board Service:* May, 2012-2013, Board Treasurer

***CLARB SERVICE*** Served on Committee for Welfare, Summer of 2011, for presentation to 2011 CLARB Annual Meeting in Chicago

***OTHER SERVICE*** ASLA-MN Executive Committee: Current Fellow Representative; Past Trustee; Past President; Past Treasurer; Past Editor

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# NOMINATIONS AND AWARDS COMMITTEE
# MARJORIE PITZ

*QUESTIONS FROM THE NOMINATIONS COMMITTEE*

**Question #1 – In what ways will your knowledge and experience with CLARB or other organizations be an asset to the CLARB Committee on Nominations?**

As a recent CLARB attendee, my insights and perceptions of CLARB meetings and processes are from the perspective of a novice with lots of questions. This is good for an organization, as the new person can find the information gaps that need filling, challenge the procedures that seem odd, and work to make meetings feel comfortable for other people who are new or attend infrequently.

On the other hand, I have served for years in our Chapter's volunteer organization, and have gained wisdom from watching and working with this group for over three decades. I understand cycles of change, have watched history repeat itself, and know how to contribute to and build a cohesive and motivated leadership team.

**Question #2 – In your opinion, what are the ideal attributes and abilities of an effective CLARB leader?**

An effective leader can work collaboratively, which means listening to other points of view, drawing out more information as you learn new ideas, and sharing your perspectives. Leadership requires independent thinking, and the confidence to challenge others, and express a different perspective and opinion. An effective leader balances their unique perspectives with the needs of others, and knows when to persist, and when to concede.

Leadership works best when many people work together and feel motivated by a common cause. Visionary skills are helpful, as an effective leader can identify and promote a "new angle" to inspire others to act. A successful leader discerns in others what type of volunteer work will be personally motivating for them, and asks for their assistance, and nurtures their involvement. If the task and person are well matched, the task will open new doors for the volunteer, and be satisfying instead of onerous. Strong leaders invest in others, so the next cycle of leadership remains motivated and vigorous.

# NOMINATIONS AND AWARDS COMMITTEE
# CLEVE TURNER

## *GENERAL INFORMATION*

| | |
|---|---|
| *Name:* | Cleveland Turner, FASLA |
| *Home Address:* | 2808 South Lipscomb Street<br>Amarillo, Texas 79109-3532 |
| *Firm Name:* | Turner LandArchitecture LLC<br>35 years |
| *Firm Address:* | 905 South Fillmore Street, Suite 702<br>Amarillo, TX 79101 |
| *Position in Firm:* | Principal |
| *Education:* | BA Texas A & M University<br>BSLA Texas A & M University |
| *Licenses:* | Texas #673, New Mexico #325 |
| *CLARB Certified:* | #1119 |

## *STATE/PROVINCIAL BOARD SERVICE*

### *Texas Board of Architectural Examiners*

| | |
|---|---|
| *Dates Appointed to Board:* | 1989–1995, 1995–2001 |
| *Appointed by:* | Governor William P. Clements<br>Governor George W. Bush |
| *Board Service:* | TBAE Vice Chairman, 1994-2000<br>TBAE Personnel Committee Member, 1999-2000<br>TBAE Rules Committee Chairman, 1995-1998<br>TBAE Board Secretary, 1993<br>TBAE State Board Delegate to CLARB, 1989-2001<br>TBAE Board Delegate to the NCARB Southern Region Meeting, 1997<br>TBAE Board Delegate to the NCIDQ Annual Meeting, 1998 & 1999 |

## *CLARB SERVICE*

*Positions Held/Dates Served:*

| | |
|---|---|
| 1989–2001 | Texas Board Delegate |
| 1989 | CLARB UNE Master Grader training |
| 1996–2012 | L.A.R.E. Grader |
| 1997–1999 | Alternate Region III Director |

# NOMINATIONS AND AWARDS COMMITTEE
# CLEVE TURNER

| | |
|---|---|
| 1997–1998 | Task Analysis Committee |
| 1998–1999 | Cut Score Committee |
| 1999–March 2002 | Region III Director |
| 2000–2001 | Outreach Committee Member |
| 2001–March 2002 | Outreach II Committee Member |
| 2003–2005 | Treasurer/Chairman of the Finance Committee |
| 2005-2006 | Second Vice President<br>• Chairman – Examinations Committee<br>• Chairman – Continuing Education Committee<br>• Member – Finance Committee |
| 2006-2007 | First Vice President/President Elect |
| 2007-2008 | President |
| 2008-2009 | Past President<br>Chairman of the Nominations Committee<br>President of the LARB Foundation |
| 2011-Present | Chairman of the Exam Task Force and Prototype Committee |

***OTHER SERVICE/AWARDS***

| | |
|---|---|
| 2009-13 | Texas A&M College of Architecture LAUP Professional Advisory Board |
| 2009 | Elected Fellow in the American Society of Landscape Architects (FASLA) |
| 2005 | Texas Chapter ASLA Distinguished Member Award |
| 2005-2007 | Amarillo Museum of Art Board of Trustees |
| 2002-2005 | Texas Tech University Interior Design Program Advisory Committee |
| 2002 | ASLA National Licensure Summit/Fort Worth, TX – Texas State Delegate |
| 1999 | Texas Chapter ASLA Distinguished Service Award |
| 1997-2000 | Active in the Texas Association of Landscape Architects successful effort to regain the Practice act in Texas |
| 2001 | ASLA National Licensure Summit/Monterey, CA – Texas State Delegate |
| 2001-2005 | Chairman of the Texas Association of Landscape Architects 2001–04. Continuing through the present to be involved in the legislative process to defend, amend and strengthen the language of the Landscape Architect's Practice Act in the Texas Legislature |
| 1980-Present | Past Board Member of:<br>Texas Plains Girl Scout Council<br>Kiwanis Club/Key Club Advisor<br>NW Texas Hospital District-Lifeline EMS |

# NOMINATIONS AND AWARDS COMMITTEE
# CLEVE TURNER

***QUESTIONS FROM THE NOMINATIONS COMMITTEE***

**Question #1 – In what ways will your knowledge and experience with CLARB or other organizations be an asset to the CLARB Committee on Nominations?**

I have served CLARB in a number of different positions and offices over the years and have a detailed, in depth knowledge of the responsibilities, challenges and opportunities at all levels that potential nominees will face in their service to the organization. My experience with the Council will help me to identify those people who have the characteristics that best align them with the position they seek.

**Question #2 – In your opinion, what are the ideal attributes and abilities of an effective CLARB leader?**

- To be able to listen to and most importantly "hear" the membership;
- To encourage and inspire the people you work with;
- To be forward thinking without ignoring your experiences of the past;
- To be able to adhere to your personal core values and to the values of the organization, but be flexible enough to recognize when change is in the best interest of the membership

# CLARB BOD NOMINEE, PRESIDENT
# DENNIS E. BRYERS

***GENERAL INFORMATION***

*Name:* **Dennis E. Bryers, FASLA, PLA**

*Home Address:* 4720 North 163rd Street
Omaha, Nebraska 68116

*Firm Name:* City of Omaha Parks,
Recreation and Public Property Department

*Firm Address:* 1819 Farnam Street, Suite 701
Omaha, Nebraska 68183

*Position in Firm:* Park and Recreation Planner II

*Education:* UNL Community and Regional Planning,
(Graduate Courses, 1996-present)
BLA from SUNY College of Environmental Science and Forestry, May 1978
BS Forestry from SUNY College of Environmental Science and Forestry, 1977
U.S. Coast Guard Academy, July 1973

*Licenses:* New York #865, Connecticut #459, New Jersey #AS00192, Rhode Island #248, Nebraska #197

*Council Record Holder:* Yes

*CLARB Certified:* Yes

***STATE/PROVINCIAL BOARD SERVICE***

*Date(s) Appointed to Board:* 2002-2007, 2007-Present

*Appointed By:* Governor Mike Johanns, Governor Dave Heineman

*Board Service:*

| | |
|---|---|
| 2004-Present | Board Chair |
| 2002-Present | Board Member |
| 2005-2008 | CLARB Representative from the Board |

# CLARB BOD NOMINEE, PRESIDENT
# DENNIS E. BRYERS

***CLARB SERVICE***

- 2011-Present1: CLARB President-Elect
- 2010-2011: CLARB Vice President
- 2011: CLARB Global Advisory Task Force
- 2010-Present: CLARB Finance Committee
- 2010-2011: CLARB Task Analysis Advisory Committee
- 2010-2011: CLARB Multiple Choice Committee
- 2010-2011: CLARB Task Force on "Defining Welfare"
- 2008-2010: CLARB Secretary
- July 2010: CLARB Cut Score
- January 2007: CLARB Grader

***OTHER SERVICE AND AWARDS***

- ASLA National
  - ASLA Council of Fellows, 2009-Present
  - Member, ASLA, 1978-2009
  - Nebraska Representative, ASLA Licensure Summit - 2002, & 2004-2009
  - Member, ASLA Licensure Committee, 2009-Present
  - Member, ASLA Restraints to Practice Subcommittee, 2009-Present
  - Member, ASLA Finance Committee, 2005–2008
  - Member, ASLA Member Services Committee, 2001-2009
  - Chair, ASLA Member Services Committee, 2002-2005
  - Member, ASLA Government Affairs Advisory Committee, 2000-2005
  - Moderator, Education Session, ASLA Annual Meeting & Expo, 2004
  - Participant, Train the Trainers Workshop, ASLA Leadership Dev., 2002 & 2004
  - Participant, ASLA Lobby Day, 2000-2004
  - Chapter President, Chapter Presidents Council Mid-Year Meeting, 2003 & 2004
  - Member, ASLA Fire Ecology Task Force Subcommittee, 2003
  - Chapter President, Chapter Presidents Council Annual Meeting, 2003
  - Member, ASLA Licensure Subcommittee, 2003
  - Member, Chapter Presidents Council Meeting Subcommittee, 2003
  - Mediator/Participant, ASLA Public Practice Forum Planning Committee, 2002
  - Member, ASLA Dues Management Task Force, 1999
  - Chapter Trustee, Great Plains Chapter (two terms), 1996-2002
  - Participant, ASLA Institute for Professional Development/Professional Practice Management Conference, Miami, Florida, 1988

***OTHER SERVICE AND AWARDS (continued)***

- ASLA Great Plains Chapter
  - Co-Chair, Chapter Awards Program, 2007
  - Chair, Chapter Awards Program, 1997, 1999, 2001, 2003 & 2005
  - Chair, Chapter Fellows Nominating Committee, 2004-2005
  - Chair, Chapter Biennial Conference Planning Committee, 2004-2005
  - Immediate Past President, Great Plains Chapter, 2004-2005
  - President, Great Plains Chapter, 2003-2004
  - President Elect, Great Plains Chapter, 2002-2003
  - Acting Secretary/Treasurer, Great Plains Chapter, 2002
  - Secretary/Treasurer, Great Plains Chapter, 1994-1996
- Board Member & Board Treasurer, Earth Day Omaha Coalition (EDOC), 2009-present
- Board Member, Omaha/Douglas County Credit Union, 2009–Present
- Place Game's Facilitator - Omaha By Design, 2009-Present
- Member, Douglas County Board of Adjustment, Douglas County, NE, 2008-Present
- Member, Public Agency/Policy Council, Omaha Green Coalition, 2007-Present
- Co-Chair, Public Agency/Policy Council, Omaha Green Coalition, 2010-Present
- Instructor, "Security and Site Design", Bellevue University, Bellevue, NE, 2007
- Member, Urban Design Standards Review Committee-Omaha By Design, 2006-2010
- Member, Streetscape Manual Committee- Omaha by Design, 2005-Present
- Instructor, "Facility Design & Management of Outdoor Facilities, University of Nebraska at Omaha, Omaha, NE, 2005-Present
- Facilitator, Benson Design Charrette-Omaha By Design, 2005
- Instructor, "Landscape Architecture and Park Design", UNO Pre-Architecture, University of Nebraska at Omaha, Omaha, NE, 2005
- Instructor/Panel Participant, "Greener Communities: How Do We Get There?" And "Water Quality Ponds & Commercial Development: Protecting the Watershed", Building for Greener Communities National Conference, Nebraska City, NE, 2003
- Instructor, "Playground Design", Army Corps of Engineers Natural Resource Conference, Omaha, NE, 1998
- Instructor, "Designing to Deter Crime" Nebraska Recreation & Park Association Conference, Grand Island, NE, 1998
- Reviewer, UNL/UNO Student Project Design Review, Omaha & Lincoln, NE, 1997-2001
- Instructor, Boys Town National Research Hospital-Gifted Hearing & Deaf Youth Summer Program, "Designing a Health Park", Omaha, NE, 1995-1996
- Instructor-Design II-Nebraska Nursery & Landscape Association Design Workshop 1997-2003
- Pro Bono work on the Security Fence Design & Master Plan for the Nebraska Governor's Mansion with Ken Backman, FASLA & John Royster, ASLA 1997-1998
- Member, The National Trust for Historic Preservation, 2004-2010
- Member, Nebraska Statewide Arboretum (NSA), 2000-Present
- Member, American Planning Association (APA), 1996-Present
- Member, The National Arbor Day Foundation, 1995-Present
- Member, Toastmasters International – PWD Speakeasies, Club #5357 1994-Present
- Member, The Nature Conservancy, 1980-Present
- CLARB Certificate of Appreciation, 2007

# CLARB BOD NOMINEE, PRESIDENT
# DENNIS E. BRYERS

***QUESTIONS FROM THE NOMINATIONS COMMITTEE***

**Question #1 – What abilities and attributes will you bring to the CLARB Board of Directors?**

What I bring to the CLARB Board of Directors is a wealth of knowledge and skills learned in a career that stretches over 33 years. This includes the knowledge and skills from working 14 years in the private sector and just over 19 years in the public sector. It includes working as an instructor in two landscape design programs, the Institute of Ecosystem Studies at the Mary Flagler Carey Arboretum in Millbrook, New York (3 years) and the Nebraska Nursery & Landscape Association's Design Workshop in Omaha/Lincoln, Nebraska (7 years). I've worked in the northeast as well as the Great Plains giving me some insight to the many different ways the profession is practiced and allowed to be practiced in these two areas of the country. I've been very involved with ASLA, serving 6 years as a Trustee, attending lobby days from 2000 through 2004, being my state's representative to the ASLA Licensure Summits from 2002 through 2009 and serving on a number of committees, including the Member Services Committee, the Finance Committee and the Licensure Committee. I currently serve on the Nebraska State Board of Landscape Architects and have been the board's chairperson since January 2003. Other activities include being Chairperson and treasurer for the Earth Day Omaha Coalition since 2009, Chair for the Public Agency Council of the Green Omaha Coalition, a board member and current Chairperson for the Omaha/Douglas County Credit Union, a facilitator for the Omaha By Design "Place Games" and a member of the Douglas County Board of Adjustment.

I learned early on the importance of CLARB, becoming "CLARB Certified" over 24 years ago in March of 1988.

The knowledge, skills, abilities and experiences I've gained throughout my 33 plus year career I believe are the best and most important things that I bring to the CLARB Board of Directors.

**Question #2 – How has your experience on the CLARB Board of Directors prepared you for leading the organization over the next year?**

I've been lucky to have worked with many experienced and dedicated people both on and off the Board over the past seven years. Their professional knowledge and years of experience with CLARB have provided me with a solid understanding of the organization and the issues that are important to the continued excellence and advancement of the organization. It's not just the landscape architects that have served on the Board of Directors, committees, task forces and represented their state boards at CLAB meetings that have been an inspiration to me but our outstanding staff as well. We couldn't have accomplished all that we have over that last few years without them. Working closely with them you can see how dedicated they are to the organization and how they truly enjoy what they do. There isn't a better staff in the world. Without all of these people stepping into the role of President would be so much harder. What I've learned from them has made stepping into this role as CLARB President so much easier.

# CLARB BOD NOMINEE, PRESIDENT ELECT (STEPHANIE LANDREGAN)

***GENERAL INFORMATION***

| | |
|---|---|
| *Name:* | **Stephanie V. Landregan FASLA** |
| *Home Address:* | 1855 Oakwood Avenue<br>Glendale, CA 91208 |
| *Firm Name:* | Landscape Architecture Program<br>University of California,<br>Los Angeles Extension |
| *Firm Address:* | 10995 Le Conte Avenue #414<br>Los Angeles, California 90024 |
| *Position in Firm:* | Director |
| *Education:* | Landscape Architecture Certificate, University of California Los Angeles (UCLA) Extension Program, 1993<br>University of New Mexico, Masters Studies, Technical/Vocational Education, 1986-1988<br>BA 3-Dimensional Art, University of Kentucky, 1975 |
| *Licenses:* | California #4093 |

***STATE/PROVINCIAL BOARD SERVICE***

| | | |
|---|---|---|
| *Date(s) Appointed to Board:* | 2002, 2006, 2010 | |
| *Appointed By:* | California Speaker of the Assembly | |
| *Board Service:* | 2010, 2005 | Board Chair |
| | 2003, 2004 | Board Vice Chair |
| | 2006-Present | Sunset Review Committee |
| | 2002-Present | Board Member |

***CLARB SERVICE***

- 2011: CLARB Vice President
- 2010: L.A.R.E. Grader
- 2007-2009: Region V Director
- 2007-2009: Communications Committee Chairperson
- 2006-2007: Region V Alternate Director
- 2005: Nominations Committee
- 2003-2004: Reciprocity Committee Member

# CLARB BOD NOMINEE, PRESIDENT ELECT (STEPHANIE LANDREGAN)

***OTHER SERVICE AND AWARDS***

- ASLA
  - 2012-2014: ASLA National Nominations Committee
  - 2011-2013: ASLA National Bylaws Committee
  - 2009-2011: Vice President, Government Affairs, ASLA National
  - 2009: Chair, ASLA National Audit Committee
  - 2007-2009: ASLA National Audit Committee
  - 2005-2008: Trustee, ASLA Southern California Chapter
  - 2003-2008: ASLA National Government Affairs Advisory Committee
  - 2003-2007: ASLA National Public Practice Advisory Committee
  - 2003: ASLA National Annual Meeting Steering Committee
  - 2003-2005: California Council ASLA, Delegate, ASLA Southern California Chapter
  - 2002-2003: President, ASLA Southern California Chapter
  - 2001-2002: President-Elect, ASLA Southern California Chapter
  - 1999-2001: Secretary, ASLA Southern California Chapter
  - 1998: River Center and Gardens Planning Charette. SCCASLA
  - 1997-1999: Liaison to Students, ASLA Southern California Chapter
  - 1996: LA River Master Plan and Charette. SCCASLA
- Public/Nonprofit Service
  - 2009-2013: Planning Commissioner, City of Glendale
  - 2009-Present: Founding Board Member, Glendale Parks and Open Space Foundation
  - 2008-Present: Secretary, Volunteers Organized In Concern for the Environment (VOICE)
  - 2009: Chair, City of LA Low Impact Development Guidelines Joint AIA and ASLA Committee
  - 2009: Chair, Glendale Historic Preservation Commission
  - 2006-2009: Commissioner, Glendale Historic Preservation Commission
  - 2005: Candidate for Office of City Clerk, Glendale, CA
  - 2003-2004: Chair, City of LA Landscape Ordinance Revision Commission
  - 2004-2005: City & County of Los Angeles Poll Worker – Precinct Captain
  - 2002-2007: Board Member & Chair, Art Share LA
  - 1999 and 2000: Bicycled in the California AIDS Ride from San Francisco to LA
  - 1996-2002: Member, Glendale Design Review Board
  - 1996-2002: Glendale Blue Ribbon Committees: Fencing, Signage, & Zoning
  - 1994: Founding Board Member, Friends of McConnell Springs, Lexington, KY
  - 1993-1995: Friends of the Parks, Board Member, Lexington Kentucky
- Distinguished Service/Acknowledgements
  - 2012 Distinguished Citizen Planner, Los Angeles Section American Planning Association
  - 2010 Inducted ASLA Council of Fellows for Service to the Profession

# CLARB BOD NOMINEE, PRESIDENT ELECT (STEPHANIE LANDREGAN)

***QUESTIONS FROM THE NOMINATIONS COMMITTEE***

**What abilities and attributes will you bring to the CLARB Board of Directors?**

The knowledge, skills, and experiences I have had and the leadership abilities I have gained in my twenty year career are the most important attributes I bring to the CLARB Board of Directors. After two years of service as ASLA Vice President of Government Affairs, I have served as Vice President of CLARB, overseeing the LARE transition from paper to computer for initial administration this September. I served as chair of the California Landscape Architects Technical Committee during politically and economically rough times, steering the committee through the last Sunset Review. I have been a constant and strong advocate and leader for licensure and for landscape architects. I supported the change in California regulations to allow graduates to sit for the L.A.R.E., putting them on the road to licensure immediately after graduation.

My abilities to promote teamwork, to respect individual ideas, and to facilitate working relationships and common goals have been shaped through my service with CLARB and ASLA. I bring these great strengths to the CLARB Board of Directors.

I commit to contribute these same attributes to the Board of Directors, working with the President, the Board of Directors, Member Boards, our dedicated volunteers, and CLARB's staff for the success of CLARB's mission and vision.

**As the President Elect you will, along with the President, represent CLARB and interact with other professional organizations. What steps would you take to build increased understanding between CLARB and key collateral organizations for mutual benefit?**

Building on the strong relationships established, we can continue to learn and benefit from alliances and partnerships.

**Sister Organizations.**
CLARB's interaction with other professional organizations has grown and been nurtured through the President's Council. The importance of relationships with other Landscape Architecture organizations is based upon the very real truth that Landscape Architecture organizations are representing the same constituency and must work collaboratively to be stronger and more effective. We cannot just share the title, but we must understand each organization's mission and vision, and find those areas of overlap that provide mutual benefit. With the ***Determinants of Success study***, CLARB has engaged educators to research so that we can further the success of students on the road to licensure. CLARB has partnered with ASLA to provide affordable L.A.R.E. preparation materials. I will continue to work with the President on fostering and expanding these opportunities and alliances that are common to CLARB's vision and mission.

# CLARB BOD NOMINEE, PRESIDENT ELECT (STEPHANIE LANDREGAN)

**Allied Organizations.**
Licensure is the first commonality that we have between engineers and architects, and, as organizations, we both focus on protecting public health, safety and welfare. Sharing successes and defining roles and responsibilities of each organization lead to better partnerships and collaborations that enhance and ennoble each organization.

**Global Opportunities.**
As we investigate global partnerships we must commit to clearly setting the roles and responsibilities of each organization. It is critical that we should be open, but cautious. We need to be aware of CLARB's strengths and value as well as our limits; be flexible, and be able to change course or exit gracefully; and always to be true to the mission of CLARB as a Membership of Boards.

The key steps to successful mutually beneficial professional relationships that I follow:

- Know and promote CLARB's strengths
- Find and foster common goals and vision (vision balanced by reality)
- Learn and understand our partner's mission, vision and strengths
- Respect and know our differences
- Define clearly each role and commitment
- Commit to shared success with a clear goal and outcome of the alliance
- Monitor and review relationships and commitments of time and funds annually
- Maintain connection with the CLARB Member Boards as our most important touchstone

There are many amazing opportunities now and in CLARB's future. China and Mexico are courting us. As the world of opportunity expands, CLARB will be prepared to act responsibly and wisely.

# CLARB BOD NOMINEE, VICE PRESIDENT
# JERANY JACKSON

***GENERAL INFORMATION***

| | |
|---|---|
| *Name:* | **Jerany L. Jackson** |
| *Home Address:* | 3145 South Arcadia Avenue<br>Springfield, MO 65804 |
| *Firm Name:* | Great River Associates |
| *Firm Address:* | 2826 South Ingram Mill Road<br>Springfield, MO 65804 |
| *Position in Firm:* | Department Head of Special Services |
| *Education:* | Bachelor of Landscape Architecture from University of Arkansas<br>Masters of Business Administration from University of Phoenix |
| *Licenses:* | Missouri |

***STATE/PROVINCIAL BOARD SERVICE***

| | |
|---|---|
| *Date(s) Appointed to Board:* | June 2002 to Present |
| *Appointed By:* | Governor of Missouri |
| *Board Service:* | As a Governor appointed member to the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects, I, along with my fellow Board members, enforce the rules for the four design professions represented in an effort to protect the health, safety and welfare of the public with regard to services offered by these design professionals licensed in the State of Missouri. |
| *Date(s) Appointed to Board:* | September 1999 to June 2002 |
| *Appointed By:* | Governor of Missouri |
| *Board Service:* | As a governor-appointed public member to this Board, I, along with my fellow Board members, wrote the rules for Endowed Care Cemeteries in an effort to protect the public interest with regard to services offered by professional registered endowed care cemetery owners or managers in the State of Missouri. |

# CLARB BOD NOMINEE, VICE PRESIDENT
# JERANY JACKSON

***CLARB SERVICE***

| | | |
|---|---|---|
| *Dates Served/Positions Held:* | 2012-present | Secretary of CLARB Board of Directors |
| | 2008-2010 | Director for Region II |
| | 2004-2008 | Alternate Director for Region II |
| | 2007 | Nominating Committee |
| | 2006 | Membership/Board Funding Committee |

***AWARDS***

| | |
|---|---|
| 2012 | ASLA St. Louis Chapter Merit Award for the Route 66 Corridor Management Plan |
| 2011 | APA award for best plan for the Route 66 Corridor Management Plan |
| 2004 | Springfield Business Journal's 20 Most Influential Women |
| 2003 | Springfield Business Journal's 40 Under 40 |
| 2002 | Silver Medal from the American Resort Development Association, Horizons at Branson by Marriott Vacation Club, Sales Center |

***QUESTIONS FROM THE NOMINATIONS COMMITTEE***

**Question #1 – What abilities and attributes will you bring to the CLARB Board of Directors?**
Over the past few years CLARB has gone through many positive changes. To continue this momentum requires a proactive and focused effort on the part of the Board of Directors and particularly its officers. I believe I can bring strong, collaborative knowledge- based leadership to the Board. Additionally, I can work effectively with the Board to ensure continued focus and progress to the objectives of the strategic plan. It is essential that the Board officers continue to work together and lead with great energy and clear communication. I have the skills and experience to accomplish this successfully. My years of CLARB leadership and State Board service have prepared me for this role. Under my leadership as the Vice President, goals and objectives can be established to gain team commitment to achieve desired results. It would be my role to assist the team in understanding opportunities and constraints so that sound decisions can be made which result in successful solutions.

**Question #2 – As CLARB Vice President, you will Chair the Committee on Examinations. What impact does the L.A.R.E. have on CLARB's strategic goals and what are the important considerations as the organization seeks to further enhance the exam's relevance and its defensibility?**
As the leader of this committee, I will be committed to making sure that the L.A.R.E.'s defensibility and relevance continue to be further enhanced toward the success of CLARB's strategic goal with regard to the L.A.R.E. CLARB's mission is to foster the public health, safety and welfare related to the use and protection of the natural and built environment affected by the practice of landscape architecture. As a measurement of the minimal competency to practice landscape architecture, the L.A.R.E. is one of CLARB's most important strategic goals. As the Chair of the Committee on Examination, I would emphasize the continued monitoring of the transition to the new 4-section computer-based exam, noting successes and challenges, continue to emphasize the excellent psychometric process currently being used and stay informed as to the security of the exam as these items contribute greatly to the defensibility of the exam.

# CLARB BOD NOMINEE, VICE PRESIDENT
# JERANY JACKSON

In terms of relevance of the L.A.R.E., the current process of conducting a Task Analysis every five years continues to be an effective tool for gathering information about the evolution of the profession with regard to practice trends, technology, materials, community development, etc. I believe it is necessary to monitor our practice very closely in an effort to continue to evolve with the public's needs and desires. As the Chair of the Committee on Examination, I will emphasize how the information gathered from the task analysis is being folded into the examination as well as to support and encourage the expanded study of areas of practice that may need additional evaluation for relevance to the practice of landscape of architecture.

# CLARB BOD NOMINEE, SECRETARY (CHRISTOPHER B. HOFFMAN)

## *GENERAL INFORMATION*

| | |
|---|---|
| *Name:* | **Christopher B. Hoffman** |
| *Home Address:* | 1823 Kickapoo Road<br>Clinton, Mississippi 39056 |
| *Firm Name:* | Christopher B. Hoffman, Landscape Architect |
| *Firm Address:* | P.O. Box 1134<br>Clinton, Mississippi 39060-1134 |
| *Position in Firm:* | Owner/Sole Proprietor |
| *Education:* | BA in Landscape Architecture,<br>Texas Tech University, May 1988 |
| *Licenses:* | Mississippi #284 |
| *Council Record Holder:* | Yes |
| *CLARB Certified:* | Yes #900 |

## *STATE/PROVINCIAL BOARD SERVICE*

| | | |
|---|---|---|
| *Date(s) Appointed to Board:* | 1998-2003; 2003-2011 | |
| *Appointed By:* | Governor Kirk Fordice<br>Governor Ronnie Musgrove | |
| *Board Service:* | 2000, 2005 and 2010<br>2001 and 2006 | Secretary<br>Chairman |

## *CLARB SERVICE*

- 2012 July L.A.R.E. Grader
- 2012 April Twin States Conference (MS/AL) Presenter: Landscape Architecture and Public Welfare
- 2011 January L.A.R.E. Grader
- 2009-2011 CLARB Region III Director
- 2007-2009 CLARB Region III Alternate Director
- 2007-2009 CLARB Communications Committee Member
- 2010 Sept/Oct CLARB E-News "Pilot" Article on Role of Landscape Architects in HSW Design, *"CLARB Certified Landscape Architect Participates in Design of Sumatran Tiger Exhibit"*

*(continued on next page …)*

***CLARB SERVICE (continued)***

- 2010 August CLARB Annual Meeting, Co-Presenter - MBE Exchange Session
  "A Day in the Life of a Landscape Architect"
- 1999 May L.A.R.E. Grader
- CLARB Annual Meetings: '99, '00, '02, '04, '07, '08, '09, '10, '11
- CLARB Spring Meetings: '99, '03, '05, '06, '07, '08, '09, '10, '11

***OTHER SERVICE***

- 2012 MS ASLA Chapter Advocacy Representative
- 2008-2010 MS ASLA Chapter Licensure Liaison
- 2009 MS ASLA Representative National ASLA Licensure & Advocacy Summit
- 2009 MS ASLA Chapter Vice-President
- 2008 MS ASLA Representative National ASLA Licensure & Advocacy Summit
- 1991-Present ASLA Full Member
- 1993-1994 MS ASLA Chapter President
- Since 1988 Leadership positions/volunteer activities w/ MS ASLA Chapter
- 1987-1988: Texas Tech University ASLA Student Chapter President

***AWARDS***

Landscape Architect / Team Member on a number of Award Winning Projects:

- The Pinnacle at Jackson Place - Jackson, MS -2009
  - AIA MS - Honor Citation Award
  - Building of America Award
- Mississippi Baptist Medical Center - Motor Court/Arrival Plaza - Jackson, MS – 2008
  - ASLA Centennial Medallion Award for Design Excellence
  - Commemorating the 100th anniversary of the American Society of Landscape Architects
- Biloxi Bay Bridge - 2008 (Original bridge destroyed during 2005 Hurricane Katrina)
  - Federal Highway Administration - Award of Excellence
  - SE - AASHTO America's Transportation Awards - Large Project Innovative Management
- Natchez Trace / Clinton Visitor's Center - Clinton, MS – 2006
  - MS AIA - Honor Citation
- Alcorn State University - Main Entrance – 2003
  - Engineering Excellence Honors Award

*(continued on next page …)*

***AWARDS (continued)***

- Corporate Headquarters for Phi Theta Kappa International Honorary Fraternity - Jackson, MS – 1998
    - MS Chapter of the Associated Builders & Contractors, Inc - Award of Merit for Excellence
- Union Station - Meridian Multi-Modal Facility - Meridian, MS – 1998
    - MS AIA - Honor Award
- Entergy Operations Conference Center - "The Power House"
    - MS AIA - Honor Award & ABC Award of Merit
- Mississippi Department of Transportation - Jackson, MS
    - MS AIA - Membership Design Award
- Embassy Suites, Lake Buena Vista, FL – 1991
    - Architectural Award of Excellence - Embassy Suites Corporate
- Embassy Suites, Pittsburgh, PA – 1991
    - Architectural Award of Excellence - Embassy Suites Corporate

***QUESTIONS FROM THE NOMINATIONS COMMITTEE***

**Question #1 – What abilities and attributes will you bring to the CLARB Board of Directors?**

I love being a Landscape Architect and I fully believe in the Mission of CLARB. The positive impacts that the practice of Landscape Architecture has on our communities and environments is a continual energizing force in my approach to my practice and life.

I am a Collaborator. I enjoy the process and effort of working towards further developing the purpose of CLARB and defining its' "Brand" through the establishment of strategic direction and common goals. I have an ability to listen to others and appreciate respective viewpoints. I strive to find common ground in fostering positive discussion revolving around issues to develop a consensus on appropriate direction and action items.

I am a Communicator. During my participation on the CLARB Communications Committee to serving as CLARB Region III Director, I have focused on ways to improve the flow, quality, frequency & connectivity of information.

I understand the Context of Landscape Architecture (related to the design professions) CLARB & ASLA. I have practiced Landscape Architecture for 24 years, being employed both in a Multidisciplinary Firm and as a Sole Proprietor. Majority of my work on projects is in a teamwork approach with allied professionals: Architects and Civil Engineers. This has provided experience and insight into their professions, scope of practice and approaches in the design community. I served on the Mississippi Licensure Board for 14 years and have volunteered for ASLA leadership positions for 26+ years. I understand the fluctuating nature of economic conditions, practice overlap issues of the professions, the role of technology and its emerging Global implications in the profession.

I enjoy great satisfaction in giving back and making a difference in our profession. I have participated in CLARB's past, would be honored to serve in the present and look forward to helping define its' future in the role of Landscape Architecture.

# CLARB BOD NOMINEE, SECRETARY (CHRISTOPHER B. HOFFMAN)

**Question #2 – Historically the CLARB Secretary has provided a range of oversight and leadership level support to key corporate communications such as Board meeting minutes, statements of policy, and other significant documentation of Council activities. Success in this role requires a practical understanding of the CLARB governance system, strategy, and operational communications program, and the ability to collaborate and partner with other Board members and staff. What steps will you take to facilitate effective communication between the leadership, staff, and members?**

In recent years, CLARB has made many improvements in its communications between leadership, staff, members and stakeholders. Steps I would take to make the "good - great":

Input: Understand what information stakeholders need and are looking for.
Ask for input and feedback from the respective groups as to how current CLARB communications are meeting their needs, what improvements can be made and how we (CLARB) can do better.

Observe: Review CLARB's past and current communication models.
Identify what is working and what is not. Find examples of effective communication means being used by other organizations and look for ways to blend those successes with CLARB's methods.

Define the Life-Cycle of our Stakeholders: Student, LARE Candidate, Record Holder, Licensed Professional, Member Board Member, Executive Board Member, General Public, Policy Makers, Collateral Organizations, etc. Understand the different ways and methods that they communicate and craft a specific message to and for them.

Resources: Focus on leveraging CLARB's and Licensure Board resources for maximum benefit, effect and impact. Current economic conditions have reduced the face to face opportunities for many Boards due to travel restrictions. These same conditions have made LA licensure boards a target for attempts at balancing budgets and reducing "big government." CLARB needs to continue to explore ways to maintain and build Connectivity with and between Boards.

Learn: Constantly look for "takeaways," low hanging fruit, and be aware/prepared for unforeseen consequences.

Tell the Story. The recent Welfare Study is exciting in its definition of a previously vague scope of practice for Landscape Architects. It has created a "that's what we do" moment for many. This study presents opportunities to educate and engage allied professional, legislators, policy makers and general public as to the value and benefits of Landscape Architecture. Mankind has an innate attraction to dynamic and personal story telling, I would work to help CLARB further define and tell "our" story.

# CLARB BOD NOMINEE, SECRETARY (TIM SCHMALENBERGER)

***GENERAL INFORMATION***

| | |
|---|---|
| *Name:* | **Tim S. Schmalenberger** |
| *Home Address:* | 3535 Darbyshire Drive<br>Hilliard, Ohio 43026 |
| *Firm Name:* | MKSK<br>Landscape Architects & Urban Planners |
| *Firm Address:* | 462 S. Ludlow Alley<br>Columbus, OH 43215 |
| *Position in Firm:* | Senior Principal, COO |
| *Education:* | Bachelor of Science Landscape Architecture<br>The Ohio State University, 1980 |
| *Licenses:* | Ohio, Wyoming |
| *Council Record Holder:* | Yes |
| *CLARB Certified:* | Yes |

***STATE/PROVINCIAL BOARD SERVICE***

| | |
|---|---|
| *Date(s) Appointed to Board:* | *2004 to 2009 and 2009 to 2013* |
| *Appointed By:* | Ohio Governors Bob Taft, and Ted Strickland |
| *Board Service:* | Has served in all officer positions, Member, Secretary, President |

***CLARB SERVICE***

- 2008 – 2010 Alternate Region II Director
- 2010 – 2012 Region II Director
- 2012 Member Engagement Task Force

***OTHER SERVICE***

Ohio Chapter ASLA Buckeye Section Officer

# CLARB BOD NOMINEE, SECRETARY (TIM SCHMALENBERGER)

***AWARDS***

2008 ASLA Award of Excellence – James Clarkson Environmental Education Center, White Lake, MI
2011 OPRA Grand Award – Scioto Mile, Columbus, Ohio
Ohio Chapter ASLA Awards – over 75 awards from 1990 to 2012
Ohio Park & Recreation Awards – over 18 awards from 1990 to 2011

***QUESTIONS FROM THE NOMINATIONS COMMITTEE***

**Question #1 – What abilities and attributes will you bring to the CLARB Board of Directors?**

I currently serve as the managing principal and COO of our design firm that includes 50 professional staff in 4 offices. I wear many hats on a day to day basis practicing and managing our firm just like many of you who practice in the design industry. We are currently licensed in 15 states with 26 licensed landscape architects, 5 certified planners and one licensed architect. I have served on our state board for nearly two terms (9 years) and have been engaged in some role with CLARB most of that duration. I feel that I am just now reaching the background knowledge of CLARB, its role and operations that are needed to truly make good informed decisions that will continue to serve our member boards and record holders effectively.

I believe this experience allows me to see the "practical" benefits and/or pitfalls of CLARB initiatives and efforts in supporting our member boards and record holders. Many times evaluating new initiatives must be boiled down to the absolute simplest understanding, the bottom line as it relates to the benefit. CLARB is a business, and as such must be constantly managed by leaders who understand what it takes to run a successful business. I feel I can bring to the Board that delicate relationship of service to members yet balanced with the practical business aspects that must be constantly considered.

Landscape Architecture is a challenging profession and we all practice very hard to be the leader in our field. In addition to the challenging practice that we love, many of us also make time to volunteer in the various organizations that serve to protect the public HSW and the profession. Why? Because quite simply we enjoy it and possess this drive to continue to elevate the role of landscape architects as the visionary leaders of the built environment. I have chosen CLARB as my volunteer vehicle to help elevate the role of landscape architects in my efforts to continue to serve the public and our profession. I can't think of a better way to serve than through CLARB and its efforts to assist member boards in certifying tomorrow's Landscape Architects.

I believe my personal practice experience bring the following abilities and attributes to the Board:

- Clear & Meaningful Communication *(in a firm our size, simple and to the point is key)*
- Ability to Make Decisions *(whether popular or not decisions must be made to move an organization forward)*
- Approachable *(people must be comfortable in approaching you to discuss issues)*
- Willingness to Listen *(you must be a great listener, regardless of your opinion with the issue/solution being discussed)*
- Ability to Work with Others *(working in a group is key to accomplishing tasks efficiently and fully)*

# CLARB BOD NOMINEE, SECRETARY (TIM SCHMALENBERGER)

**Question #2 – Historically the CLARB Secretary has provided a range of oversight and leadership level support to key corporate communications such as Board meeting minutes, statements of policy, and other significant documentation of Council activities. Success in this role requires a practical understanding of the CLARB governance system, strategy, and operational communications program, and the ability to collaborate and partner with other Board members and staff. What steps will you take to facilitate effective communication between the leadership, staff, and members?**

I have especially enjoyed and admired the CLARB leadership personalities of the last few executive committees. I feel they have been very complimentary and as such have fostered great collaboration and thus have accomplished a lot in a short amount of time. This is impressive and I would like to continue to contribute to this great effort. That is one of the primary reasons I decided to run for Secretary. I felt it was important to try and continue the great working relationships that have been developed with the current board members and staff. This has been one of the most enthusiastic and productive Boards that I have ever been involved with. It is refreshing to work with other Board members, staff and member board members that truly care about the mission of CLARB and freely volunteer their time and quite honestly it shows in the accomplishments that have been made in such a short amount of time. I have always found that personal relationships in business that have developed over time are genuinely more effective and efficient at accomplishing tasks. The following represents my view of the guiding principles of effective communication that I would follow as CLARB Secretary.

• Knowing on a personal level, who you are trying to communicate with. It is always easier to communicate with a person you know, trust and therefore saves time.

• Keep on point with what you are trying to communicate and not get sidetracked with ancillary details. Then communicate that point in the most efficient manner available and appropriate at the time.

• Utilize the most effective means available (email, phone, letter) to communicate the particular message you are trying to get out there. Today it would typically be an email or web posting but as we all know it is hard to understand a person's demeanor in an electronic exchange versus the old standby, a simple phone call.

• Periodic, clear, accurate and concise communication is paramount to keep CLARB serving its member board members and record holders effectively.

• Ensure message is digested as intended by back-checking through third party reviews, especially if the communication is to be public in any manner.

<u>It would be my honor and privilege to serve as your CLARB Secretary for the next two years!</u>

# Agenda Item I

**REVIEW AND DISCUSS APPLICATION FEE FOR APPROVAL OF LANDSCAPE ARCHITECTURE SCHOOL AND POSSIBLE ACTION**

Business and Professions Code (BPC) section 5681 (Fee Schedule) was amended by Senate Bill (SB) 572 on July 27, 1989, to allow the Landscape Architects Technical Committee (LATC) to charge a fee for filing an application for the approval of a school of landscape architecture. BPC section 5681 specifies the fee shall be set by the LATC at an amount not to exceed the cost of the approval process and may not exceed $600. It also specifies the fee shall be charged and collected on a biennial basis.

Although LATC is authorized to charge and collect a maximum fee of $600 on a biennial basis, the actual fee must be set in California Code of Regulations (CCR), specifically section 2649 (Fees). Until a fee has been specified in the regulations, LATC may not charge a fee for filing an application for the approval of a school of landscape architecture.

LATC is asked to review and discuss if a fee should be added to CCR section 2649 for the application of the approval for landscape architecture programs. If the LATC determines that a fee is appropriate, the LATC is then asked to determine the fee amount and take action to establish a regulatory change regarding the fee, if necessary. If LATC decides to impose a fee, staff will need to analyze the cost of approving a school of landscape architecture in order to justify the fee amount determined.

<u>REFERENCES:</u>

1. Background Paper on SB 572
2. State Board of Landscape Architects Staff Analysis of SB 572
3. Senate Bill 572 (Chapter 229, Statutes of 1989)

STATE OF CALIFORNIA—STATE AND CONSUMER SERVICES AGENCY

GEORGE DEUKMEJIAN, *Governor*

DEPARTMENT OF Consumer Affairs

BOARD OF LANDSCAPE ARCHITECTS
1021 O STREET, SACRAMENTO, CALIFORNIA 95814
TELEPHONE: (916) 445-4954

# Background Paper on SB 572

The State Board of Landscape Architects is striving to streamline their existing programs while strengthening its efficiency in these areas: exams, enforcement, and education.

The current exam process involves a national exam for 3 consecutive days, testing minimum competency in Professional Practice, Design, Design Application, Design Implementation, Grading and Drainage, and Irrigation. Landscape Architect candidates are required to demonstrate their proficiency in performance problems as well as objective. After 3 months, candidates who have passed the entire written exam, must currently submit to a 30 minute oral exam comprised of primarily consumer protection questions. The Board suggests that these consumer-oriented questions could easily be placed on the written exam, in objective form, and save $10,000 per year on oral exam sites, proctors, commissioners and per diems. This request to eliminate the oral exam for instate candidates is part of a 5 year plan to develop a more efficient, defensible exam program for landscape architects.

The Board's Enforcement program is the second priority for development this year due to the nature of this profession. Often it is a 6 month to 1 year delay before incompetence and fraudulent implemented design plans become evident. The Board's current statute of limitations is 2 years which prevents 1/3 of our complaints from being processed. The Board is requesting an extension of 1 year for statutes of limitations in order to more adequately serve the consumer whose needs are not now currently met.

Finally, the Board is requesting one half the amount of money to accredit our three two-year certificated programs throughout the State on a 5 year cycle. The national ASLA currently accredits California's 4 year programs at a cost of $2500 per school. CBLA requests $600 per school, charging the other half ($600) to the schools to accredit their programs. The schools are: UC Berkeley, UCLA, and UC Irvine. These schools provide an opportunity for those people who may have education and experience in related fields, but would need evening classes to gain educational credit toward making a career change to landscape architecture. This request is generated from the three schools; however, at the present time we are not funded to comply. The monies from this appropriation would go into our Education blanket, which currently is used for our Education Committee which a) reviews our internship programs for landscape architects, b) makes recommendations to the Board regarding application eligibility, c) provides input to the Exam Committee, and d) makes recommendations for the accreditation of schools process.

The Board requests your approval of SB 572 (Bergeson) in an effort to improve their entire program, its efficiency, and its accountability to the public and its licensees.

**SENATE COMMITTEE ON**
**BUSINESS AND PROFESSIONS**
**Senator Joseph B. Montoya**

**BILL NO.:** SB 572
**AUTHOR:** Bergeson
**VERSION:**
(Original): 02/22/89

**HEARING DATE:** April 10, 1989

**FISCAL:** YES

# STAFF ANALYSIS

**SUBJECT:** Landscape Architecture

**SPONSOR:** State Board of Landscape Architects

**ISSUE:**

Whether to eliminate the oral exam for in-state candidates, and continue the oral examination for out-of-state candidates seeking exam reciprocity as prescribed.

Whether the Board may assess a fee for the approval of a landscape architect school.

**BACKGROUND AND PROPOSED LEGISLATION:**

I Existing law requires the Board of Landscape Architects to determine the qualifications of applicants for licensure to practice landscape architecture by means of a written and oral examination. The oral portion of the California examination focuses on the candidates knowledge of consumer protection laws and regulations.

Existing law authorizes the board to waive the written examination for out-of-state candidates where the applicant has taken an exam substantially equivalent to the examination given in this state and when the candidate received a score on the out-of-state exam equal to the score required to pass in this state. The oral exam is administered to the applicant upon the board's waiver of the written examination.

**SB 572 would** eliminate the oral board requirement for in-state applicants who have taken and successfully passed the California written examination. Additionally the board would be required to administer the oral examination to all out-of-state applicants for licensure.

II Existing law provides a 2-year statute of limitations for the board to file accusations against a licensee for acts leading to disciplinary action.

**SB 572 would** extend the statute of limitations to 3 years after the board discovers or through the use of reasonable diligence should have discovered the acts subject to disciplinary action or within 6 years after the act or omission, whichever occurs first.

III Existing law provides that only those schools of landscape architecture approved by the board shall be deemed applicable to certain training and educational requirements. Current law does not authorize the board to assess a fee for the approval of these schools.

**SB 572 would** authorize the board to charge a fee for filing an application for the approval of a school at an amount not to exceed the cost of the approval and not exceeding $600. The fee charged and collected would be limited to a biennial basis.

**STAFF COMMENTS:**

The sponsor of this measure states that the current oral exam for in-state candidates is redundant in material and costly to the board at an estimated $10,000 per year. By eliminating the oral exam for in-state candidates, the overall examination process would be streamlined by placing the oral exam material in the written exam.

The board asserts that the statute of limitations extension is needed for enforcement purposes. Many enforcement problems do not arise until 6 months to 1 year after the completion of a licensee's work. The extension would allow the board more time to follow and pursue cases involving incompetence or fraud to the consumer.

The fee authorization contained in this bill is actually a cost sharing proposal for the approval process of schools. The boards accreditation of the schools of landscape architecture are limited to the Campuses of UC Berkeley, UC Irvine and UCLA. The total estimated cost of $1200 to approve these schools would be shared by the board and each campus on a biennial basis with the board charging no more than $600 in any case.

Greene aye
McCorq
Royce-aye
4 votes

**QUESTIONS:**

Why should in-state applicants be exempt from the oral examination when it focuses on the candidates knowledge of consumer protection laws and regulations.

**POSITIONS:**

Support: California Council of the American Society of Landscape Architects.

Opposition: None known

Consultant: Michael G. Gomez
rmh

## Senate Bill No. 572

## CHAPTER 229

An act to amend Sections 5651, 5661, and 5681 of the Business and Professions Code, relating to landscape architecture, and making an appropriation therefor.

[Approved by Governor July 27, 1989. Filed with Secretary of State July 28, 1989.]

LEGISLATIVE COUNSEL'S DIGEST

SB 572, Bergeson. Landscape architects.

Existing law provides that an applicant for a license to practice landscape architecture shall, among other things, pass a written and oral examination as a condition of licensure. The law provides for a waiver of the written examination for a person who has taken a written examination in another state, as specified.

This bill would delete the oral examination for all applicants and would provide that the written examination may be waived for an applicant who is licensed in another state and who demonstrates to the board that he or she has other specified qualifications and that the written examination is equivalent to the examination last given in this state as determined by the Board of Landscape Architects. The bill also requires the written examination to test the applicant's knowledge in specified areas.

Existing law provides that all accusations against a landscape architect shall be filed within 2 years after the act or omission alleged as the ground for disciplinary action except for an accusation based on fraud in obtaining a certificate, as specified.

This bill would extend the period of limitation to 3 years after discovery of the act or omission by the Board of Landscape Architects, as specified, or within 6 years after the act or omission, whichever occurs first.

Existing law specifies the fees which may be assessed by the State Board of Landscape Architects.

This bill would authorize a fee for the approval of a school of landscape architecture.

Existing provisions of the Business and Professions Code continuously appropriate money in the State Board of Landscape Architects Fund. Because this bill would increase the amount of money in the fund, it would constitute an appropriation.

Appropriation: yes.

*The people of the State of California do enact as follows:*

SECTION 1. Section 5651 of the Business and Professions Code is amended to read:

5651. (a) The board shall by means of examination, ascertain the professional qualifications of all applicants for licenses to practice landscape architecture in this state and shall issue a license to every person whom it finds to be qualified on payment of the initial license fee prescribed by this chapter.

(b) The examination shall consist of a written examination. The written examination may be waived by the board if the applicant (1) is licensed in a state and demonstrates to the board that he or she has passed the Uniform National Examination for Landscape Architects or is certified by the Council of Landscape Architects Registration Boards and has submitted proof of job experience equivalent to that which is required of California candidates and (2) has taken a written examination equivalent in scope and subject matter to the written examination last given in California as determined by the board, and has achieved a score on the out-of-state examination at least equal to the score required to pass the California written examination. The written examination shall include testing of the applicants knowledge of California plants and environmental conditions, irrigation design, and California laws relating to the practice of landscape architecture.

(c) No license shall be issued to anyone who has not demonstrated his or her competency by examination.

SEC. 2. Section 5661 of the Business and Professions Code is amended to read:

5661. All accusations against a licensee shall be filed within three years after the board discovers, or through the use of reasonable diligence should have discovered, the act or omission alleged as the ground for disciplinary action or within six years after the act or omission alleged as the ground for disciplinary action, whichever occurs first. However, with respect to an accusation alleging a violation of Section 5667, the accusation may be filed within three years after the discovery by the board of the alleged facts constituting the fraud or misrepresentation prohibited by Section 5667.

If any accusation is not filed within the time provided in this section, no action against a licensee shall be commenced under this article.

SEC. 3. Section 5681 of the Business and Professions Code is amended to read:

5681. The amount of fees prescribed by this chapter is that fixed by the following schedule:

(a) The application fee for examination shall be fixed by the board in an amount not to exceed three hundred twenty-five dollars ($325).

(b) The fee for an original certificate shall be fixed by the board in an amount not to exceed three hundred dollars ($300), except that, if the certificate is issued less than one year before the date on which it will expire, then the fee shall equal 50 percent of the fee fixed by the board for an original certificate. The board may, by

appropriate regulation, provide for the waiver or refund of the initial certificate fee where the certificate is issued less than 45 days before the date on which it will expire.

(c) The fee for a temporary certificate shall be fixed by the board in an amount not to exceed fifty dollars ($50).

(d) The fee for a duplicate certificate shall be fixed by the board in an amount not to exceed twenty-five dollars ($25).

(e) The renewal fee shall be fixed by the board in an amount as it determines is reasonably necessary to provide sufficient funds to carry out the purpose of this chapter, but not to exceed three hundred dollars ($300).

(f) The penalty for failure to notify the board of a change of address within 30 days from an actual change in address shall be fixed by the board in an amount not to exceed twenty-five dollars ($25).

(g) The delinquency fee shall be 50 percent of the renewal fee for the certificate in effect on the date of the renewal of the certificate, but not less than twenty-five dollars ($25) nor more than one hundred fifty dollars ($150).

(h) The fee for a branch office shall be fixed by the board in an amount not to exceed twenty-five dollars ($25).

(i) The fee for filing an application for approval of a school pursuant to Section 5650 shall be set by the board at an amount not to exceed the cost of the approval process, but not to exceed six hundred dollars ($600) charged and collected on an biennial basis.

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# Agenda Item J

**ELECTION OF LATC OFFICERS**

Members of the LATC will nominate and elect a chair and vice-chair for fiscal year 2012/13 at today's meeting.

# Agenda Item K

## REVIEW TENTATIVE SCHEDULE AND CONFIRM FUTURE LATC MEETING DATES

| | | |
|---|---|---|
| <u>August</u> | | |
| 14 | Landscape Architects Technical Committee (LATC) Meeting | Sacramento |
| <u>September</u> | | |
| *3* | *Labor Day* | *Office Closed* |
| 6-8 | Council of Landscape Architectural Registration Boards Annual Meeting | San Francisco |
| 10-22 | Landscape Architect Registration Examination (LARE) Sections 1 & 2 Administration | Various |
| 13 | Board Meeting | Walnut |
| 28-1 | American Society of Landscape Architects (ASLA) Annual Meeting | Phoenix, AZ |
| <u>October</u> | | |
| 1 | ASLA Annual Meeting (cont'd) | Phoenix, AZ |
| 8 | University of California Extension Certificate Program Task Force Meeting | Sacramento |
| 18 | Exceptions and Exemptions Task Force Meeting | Sacramento |
| <u>November</u> | | |
| TBD | LATC Meeting | TBD |
| *12* | *Veteran's Day Observed* | *Office Closed* |
| *22-23* | *Thanksgiving Holiday* | *Office Closed* |
| <u>December</u> | | |
| 3-15 | LARE Sections 3 & 4 Administration | Various |
| 5-6 | Board Meeting | TBD |
| *25* | *Christmas* | *Office Closed* |