Dear Senators PATRICK, Guthrie, Ward-Engelking, and Representatives BARBIERI, Clow, Smith:

The Legislative Services Office, Research and Legislation, has received the enclosed rules of the Bureau of Occupational Licenses - State Board of Landscape Architects:
IDAPA 24.07.01 - Rules of the Idaho State Board of Landscape Architects (Fee Rule) - Proposed Rule (Docket No. 24-0701-1701).

Pursuant to Section 67-454, Idaho Code, a meeting on the enclosed rules may be called by the cochairmen or by two (2) or more members of the subcommittee giving oral or written notice to Research and Legislation no later than fourteen (14) days after receipt of the rules' analysis from Legislative Services. The final date to call a meeting on the enclosed rules is no later than 11/08/2017. If a meeting is called, the subcommittee must hold the meeting within forty-two (42) days of receipt of the rules' analysis from Legislative Services. The final date to hold a meeting on the enclosed rules is 12/08/2017.

The germane joint subcommittee may request a statement of economic impact with respect to a proposed rule by notifying Research and Legislation. There is no time limit on requesting this statement, and it may be requested whether or not a meeting on the proposed rule is called or after a meeting has been held.

To notify Research and Legislation, call 334-4834, or send a written request to the address on the memorandum attached below.
TO: Rules Review Subcommittee of the Senate Commerce & Human Resources Committee and the House Business Committee

FROM: Senior Legislative Research Analyst - Kristin Ford

DATE: October 20, 2017

SUBJECT: Bureau of Occupational Licenses - State Board of Landscape Architects

IDAPA 24.07.01 - Rules of the Idaho State Board of Landscape Architects (Fee Rule) - Proposed Rule (Docket No. 24-0701-1701)

The Bureau of Occupational Licenses submits notice of proposed rulemaking relating to the Rules of the State Board of Landscape Architects. The proposed rule updates the name of the landscape architect accrediting body, and also reduces the application, license and renewal fees. The Bureau states that negotiated rulemaking was not conducted because the proposed changes were discussed at noticed, open meetings of the Board. The proposed rule appears to be within the Board's statutory authority pursuant to section 54-3003, Idaho Code.

cc: Bureau of Occupational Licenses - State Board of Landscape Architects
    Tana Cory
IDAPA 24 – BUREAU OF OCCUPATIONAL LICENSES
24.07.01 – RULES OF THE IDAHO STATE BOARD OF LANDSCAPE ARCHITECTS
DOCKET NO. 24-0701-1701 (FEE RULE)
NOTICE OF RULEMAKING – PROPOSED RULE

AUTHORITY: In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency has initiated proposed rulemaking procedures. The action is authorized pursuant to Section 54-3003, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rulemaking will be scheduled if requested in writing by twenty-five (25) persons, a political subdivision, or an agency, not later than October 18, 2017.

The hearing site(s) will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the proposed rulemaking:

The Board of Landscape Architects operates primarily on licensing fees. It is recommended that boards maintain a cash balance of 100-150% of their annual budget. The cash balance of the Board of Landscape Architects exceeds that amount. Accordingly, the Board wants to lower its balance and leave more money in the hands of its licensees. This rule will also update the name of the landscape architect accrediting body from the American Society of Landscape Architects (ASLA) to the more precise Landscape Architectural Accreditation Board (LAAB).

FEE SUMMARY: The following is a specific description of the fee or charge imposed or increased:

Rule 400 reduces the license application fee from $100 to $75 and the original license and annual renewal fees from $150 to $125.

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars ($10,000) during the fiscal year resulting from this rulemaking: N/A

NEGOTIATED RULEMAKING: Pursuant to Section 67-5220(2), Idaho Code, negotiated rulemaking was not conducted because the proposed changes to these rules were discussed during noticed, open meetings of the Board.

INCORPORATION BY REFERENCE: Pursuant to Section 67-5229(2)(a), Idaho Code, the following is a brief synopsis of why the materials cited are being incorporated by reference into this rule: N/A

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the proposed rule, contact Diesie Gullick at (208) 334-3233.

Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before October 25, 2017.

DATED this 1st day of September, 2017.

Tana Cory, Bureau Chief
Bureau of Occupational Licenses
700 W. State St.
P.O. Box 83720
Boise, ID 83720-0063
Phone: (208) 334-3233
Fax: (208) 334-3945
THE FOLLOWING IS THE PROPOSED TEXT OF FEE DOCKET NO. 24-0701-1701
(Only Those Sections With Amendments Are Shown.)

101. APPROVED EDUCATION (RULE 101).
An approved college or school of landscape architecture shall have a landscape architecture program accredited by the American Society of Landscape Architects Landscape Architectural Accreditation Board (LAAB), or shall substantially meet the accrediting standards of the ASLA LAAB as may be determined by the Board. (3-20-04)

(BREAK IN CONTINUITY OF SECTIONS)

400. FEES (RULE 400).
Fees are not refundable, therefore, applications should not be filed unless the applicant can meet all requirements. (7-1-93)

01. Application Fee. Application Fee: One hundred Seventy-five dollars ($175). (3-20-14)

02. Landscape Architect-in-Training Application Fee. Landscape architect-in-training application fee: Twenty-five dollars ($25). (3-26-08)

03. Examination Fees. Examination fees will be as established by the Council of Landscape Architectural Registration Boards (CLARB). (3-20-04)

04. Original License and Annual License Fee. Original license and annual license fee: One hundred fifty twenty-five dollars ($150). (3-21-07)

05. Reinstatement Fee. Reinstatement fee is as provided in Section 67-2614, Idaho Code. (3-24-16)
PROPOSED RULE COST/BENEFIT ANALYSIS

Section 67-5223(3), Idaho Code, requires the preparation of an economic impact statement for all proposed rules imposing or increasing fees or charges. This cost/benefit analysis, which must be filed with the proposed rule, must include the reasonably estimated costs to the agency to implement the rule and the reasonably estimated costs to be borne by citizens, or the private sector, or both.

Department or Agency: Bureau of Occupational Licenses

Agency Contact: Dicsie Gullick Phone: 208 334-3233

Date: September 1, 2017

IDAPA, Chapter and Title Number and Chapter Name:

IDAPA 24.07.01 – Rules of the Idaho State Board of Landscape Architects

Fee Rule Status: Proposed

Rulemaking Docket Number: 24-0701-1701

STATEMENT OF ECONOMIC IMPACT:

This fee rule will have no impact on the general fund. It is estimated that the impact on the Idaho Bureau of Occupational Licenses’ dedicated fund will be a reduction of approximately $6,775.00 per year.