

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.



Eric Milstead  
Director

# Legislative Services Office

## Idaho State Legislature

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*Serving Idaho's Citizen Legislature*

### MEMORANDUM

**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 Dicsie 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 (~~\$100~~75). ~~(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~~125). ~~(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:**    X **Proposed**                           **Temporary**

**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.