

APA-1
07/04

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control No. 500 Department or Agency Board of Landscape Architects
Rule No. 500-X-2-.10
Rule Title: Fees - Amount
 New X Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? No

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? ----- Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? n/a

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? Yes, establishes a fee

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? No

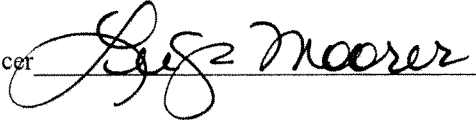
Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed rule have an economic impact? Yes

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer 
Date 8/13/12

(DATE FILED)
(STAMP)

ALABAMA BOARD OF LANDSCAPE ARCHITECTS

NOTICE OF INTENDED ACTION

AGENCY NAME: Board of Landscape Architects

RULE NO. & TITLE: 500-X-2-.1- Fees - Amount

INTENDED ACTION: Amend

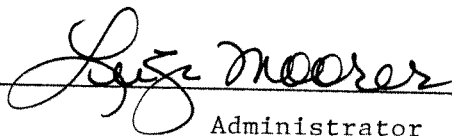
SUBSTANCE OF PROPOSED ACTION: Delete (b) and (c) entirely because of changes in the administration of the registration exam. The state board no longer administers the exam. Re-number remaining items in that sub-paragraph.

A fee was established for a mandatory state exam which has traditionally been at no cost.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Oral or written comments may be submitted to the Board of Landscape Architects, 5950 Carmichael PL, Suite 109-A, Montgomery, AL 36117. Phone: 334-262-1351. Email: LandArchBoard@knology.net

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: October 5, 2012

CONTACT PERSON AT AGENCY: Leigh Moorers, Administrator, Board of Landscape Architects, 5950 Carmichael PL, Suite 109-A, Montgomery, AL 36117. Phone: 334-262-1351. Email: LandArchBoard@knology.net.


Administrator

**ECONOMIC IMPACT STATEMENT
FOR APA RULE
(Section 41-22-23(f))**

Control No. 500 Department or Agency Board of Landscape Architects

Rule No: 201201

Rule Title: 500-X-2-.10 Fees - Amount

New Amend Repeal Adopt by Reference

This rule has no economic impact.

This rule has an economic impact, as explained below:

1. NEED/EXPECTED BENEFIT OF RULE:

This rule establishes a fee for a mandatory exam that is already part of the licensure process.

2. COSTS/BENEFITS OF RULE AND WHY RULE IS THE MOST EFFECTIVE, EFFICIENT, AND FEASIBLE MEANS FOR ALLOCATING RESOURCES AND ACHIEVING THE STATED PURPOSE:

This rule mirrors legislation that was passed during the 2012 Regular Legislative Session. It establishes a one-time fee for anyone obtaining a Landscape Architect license.

3. EFFECT OF THIS RULE ON COMPETITION:

None.

4. EFFECT OF THIS RULE ON COST-OF-LIVING AND DOING BUSINESS IN THE GEOGRAPHICAL AREA WHERE THE RULE IS TO BE IMPLEMENTED:

None.

5. EFFECT OF THIS RULE ON EMPLOYMENT IN THE GEOGRAPHICAL AREA WHERE THE RULE IS TO BE IMPLEMENTED:

None.

6. SOURCE OF REVENUE TO BE USED FOR IMPLEMENTING AND ENFORCING THIS RULE:

The fee will be paid from Landscape Architects who are pursuing licensure in this state.

7. THE SHORT-TERM/LONG-TERM ECONOMIC IMPACT OF THIS RULE ON AFFECTED PERSONS, INCLUDING ANALYSIS OF PERSONS WHO WILL BEAR THE COSTS AND THOSE WHO WILL BENEFIT FROM THE RULE:

This is a one-time fee for those pursuing licensure in this state. Other states have similar fees.

8. UNCERTAINTIES ASSOCIATED WITH THE ESTIMATED BENEFITS AND BURDENS OF THE RULE, INCLUDING QUALITATIVE/QUANTITATIVE BENEFITS AND BURDEN COMPARISON:

9. THE EFFECT OF THIS RULE ON THE ENVIRONMENT AND PUBLIC HEALTH:

None.

10. DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE RULE IS NOT IMPLEMENTED:

The Board of Landscape Architects will not be able to generate needed revenue to counteract effects of a down economy.

****Additional pages may be used if needed.**

500-X-2-.10 Fees - Amount.

Fees of the Board shall be in the following amounts:

(a) The application fee shall be as provided in Code of Ala. 1975, §34-17-25(1).

~~(b) The fee for examination shall be set by the Board each year upon notification of the purchase price of the examination from the Council of Landscape Architectural Registration Boards. The fee established by the Board shall cover all costs of examination, but in no event shall the fee exceed the actual cost of preparing and administering the registration examination.~~

~~(c) The fees for each section of the examination for reexamination shall be set by the Board each year upon notification of the purchase price of each section of the examination from the Council of Landscape Architectural Registration Boards. The fees established by the Board shall cover all costs of examination, but in no event shall the fee exceed the actual cost of preparing and administering the registration examination.~~

~~(d) There shall be no fee for the supplemental examination.~~ (b) The fee for the supplemental examination shall be \$150.

(e) (c) The fee for the original certificate shall be as provided in Code of Ala. 1975, §34-17-25(3).

(f) (d) The fee for a duplicate certificate shall be as provided in Code of Ala. 1975, §34-17-25(4).

~~(g)~~ (e) The annual license fee for residents of the State of Alabama shall be as provided in Code of Ala. 1975, §34-17-25(5).

~~(h)~~ (f) The annual license fee for nonresidents of Alabama shall be as provided in Code of Ala. 1975, §34-17-25(5).

(i) (g) The penalty fee shall be as provided in Code of Ala. 1975, §34-17-25(6).

(j) (h) The annual license fee for a certificate of authorization for corporations or partnerships shall be \$50.00.

~~(k)~~ (i) The fee for the original certificate of authorization for corporations or partnerships shall be \$50.00.

Author: William R. Sorensen

Statutory Authority: Code of Ala. 1975, §34-17-25.

History: Original rule filed: December 31, 1991; effective: February 4, 1992;

Filed: March 27, 1993. Revised rule published, March 31, 1993; effective May 1, 1993.

Amended: Filed: May 25, 1993, effective June 29, 1993.

Amended: Filed: June 11, 1996; effective July 19, 1996.

Amended: Filed: October 5, 2012.