The Professional Engineering Division of the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects met via telephone conference call and was called to order by Chairman Kevin Skibiski at 9:00 a.m. on Wednesday, June 17, 2015. A quorum being present, Chairman Skibiski declared the meeting open for business.

Members Present

Kevin C. Skibiski, Chair of the Division
Abiodun “Abe” Adewale, Member of the Division
Kelley P. Cramm, Member of the Division
Craig M. Lucas, Member of the Division

Others Present

Robert N. Hartnett, Board Chair
Robert S. Shotts, Chair of the Professional Landscape Architectural Division
Judy Kempker, Executive Director
Sandra Robinson, Processing Technician Supervisor
Curtis F. Thompson, General Counsel

To better track the order in which items were taken up on the agenda, each item in the minutes will be listed in the order it was discussed in the meeting.

Discuss email from Bruce Wylie, Executive Director for the Missouri Society of Professional Engineers, wherein he inquires if the practice of landscape architecture has been expanded and if it is appropriate for a Professional Landscape Architect to request the St. Louis Metropolitan Sewer District (MSD) to allow PLA seals on site plans and drainage plans associated with stormwater management reports.

The Professional Engineering Division discussed an email from Bruce Wylie, Executive Director for the Missouri Society of Professional Engineers (MSPE),
wherein he inquired if the practice of landscape architecture has been expanded and if it is appropriate for a Professional Landscape Architect (PLA) to request the St. Louis Metropolitan Sewer District (MSD) to allow PLA seals on site plans and drainage plans associated with storm water management reports. Mr. Skibiski volunteered to respond to Mr. Wylie; however, Mr. Thompson suggested the response come from Ms. Kempker rather than Mr. Skibiski. Therefore, after much discussion, Mr. Adewale made a motion directing Ms. Kempker to coordinate her response with Mr. Skibiski and then send to Mr. Wylie answering his questions as follows:

Q. Does this sound appropriate for a PLA to be requesting from MSD?

A. That question is better answered by the parties involved. If there is no formal complaint filed, no formal request for interpretation of the statute (a new law was passed this year where the Board can legally give opinions, effective August 28, 2015), and no known violation of Chapter 327, RSMo, or the Board Rules, the Board lacks jurisdiction in rendering an opinion or decision. Perhaps the professional society representing Professional Landscape Architects may be the better entity to discuss with MSD their consultant qualifications.

Q. Is this expanded defined practice areas?

A. Not necessarily. Professional Landscape Architecture is defined in Missouri Revised Statutes, Chapter 327, Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects as follows:

Section 327.600. Definitions

(1) "Practice of professional landscape architecture", the location and arrangement of such tangible objects and features as are necessary to the purposes specified in the definition of landscape architecture, but shall not include the design of structures or facilities with separate and self-contained purposes such as are ordinarily included in the practice of engineering or architecture, and shall not include the making of final land plats for official approval or recording;

(2) "Professional landscape architecture", the performance of professional services, including but not limited to consultations, research, analysis, planning, design, or responsible supervision in connection with feasibility studies, design surveys, formulation of graphic and written criteria to govern the planning and design of land construction programs, preparation, review, and analysis of master plans for land use and development, production of site plans,
landscape grading and landscape drainage plans, irrigation plans, planting plans, and construction details, specifications, and reports for land development, design coordination, construction observation and the inspection of landscape architectural construction for the purpose of compliance with drawings and specifications.

In addition, Incidental Practice is defined in Missouri Revised Statutes, Chapter 327, Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects as follows:

Section 327.010. Definitions

(9) “Incidental Practice”, the performance of other professional services licensed under chapter 327 that are related to a licensee's professional service, but are secondary and substantially less in scope and magnitude when compared to the professional services usually and normally performed by the licensee practicing in their licensed profession. This incidental professional service shall be safely and competently performed by the licensee without jeopardizing the health, safety, and welfare of the public. The licensee shall be qualified by education, training, and experience as determined by the board and in sections 327.091, 327.181, 327.272, and 327.600 and applicable board rules to perform such incidental professional service;

A Professional Landscape Architect licensed in the state of Missouri is allowed by Chapter 327, RSMo, as cited above, to perform those functions defined above.

Ms. Kempker is to advise Mr. Wylie the Board encourages everyone to have open dialog with the Board whenever questions pertaining to Chapter 327, RSMo, and the Board Rules arise. The motion was seconded by Ms. Cramm and unanimously carried.

Adjournment

There being no further business, on motion of Mr. Adewale seconded by Mr. Lucas and unanimously carried, the meeting adjourned.

ATTEST:

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Executive Director

Date Approved:_______________