The Professional Landscape Architectural 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 Bob Shotts at 9:00 a.m. on Wednesday, September 19, 2018. A quorum being present, Chairman Shotts declared the meeting open for business.

**Members Present**

Robert S. Shotts, Chair of the Division  
Noel T. Fehr, Member of the Division  
Eric Davis, Member of the Division

**Others Present**

Robert N. Hartnett, Board Chair  
Judy Kempker, Executive Director  
Sandy Robinson, Licensing Technician Supervisor  
Curt Thompson, General Counsel  
Edwin Frownfelter, Litigation 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.

**DISCUSSION OF PROPOSED LEGISLATIVE LANGUAGE REGARDING CHAPTER 327, RSMO, AS IT RELATES TO MANAGING AGENTS FOR LANDSCAPE ARCHITECTURAL CERTIFICATES OF AUTHORITY**

The Professional Landscape Architectural Division held a discussion regarding proposed legislative language for Chapter 327, RSMo, as it relates to Managing Agents for Landscape Architectural Certificates of Authority. Mr. Fehr presented two draft options of Section 327.603.1, RSMo, both of which would remove the last sentence of that section. The sentence Mr. Fehr suggested to be removed was, “An architect, professional engineer or professional land surveyor licensed,
certified or registered to practice his or her profession or occupation pursuant to the provisions of any law to regulate the practice of such profession or occupation is exempt from licensing as a professional landscape architect, and nothing contained in this section shall under any circumstances be construed as in anyway precluding an architect or professional engineer from performing any of the services included within the definition of the term landscape architecture in section 327.600.” One option would add the following language to the last sentence of Section 327.603.1, RSMo: “…and shall not preclude these professions from performing any services within the definition of their professional practice (sections 327.091, 327.181 and 327.272).” After much discussion, the Professional Landscape Architectural Division Members decided to proceed with bringing this information to the full Board at its November 2018 quarterly meeting for discussion to determine the appropriate time when the Board should ask its professional societies to open Chapter 327 to the legislature. Mr. Fehr then volunteered to amend the draft language to include a paragraph that would “grandfather” in those corporations whose managing agents are licensed architects, professional engineers and/or professional land surveyors. Mr. Fehr will also provide an option without the “grandfather” clause. Chairman Hartnett then directed Ms. Kempker to place this matter on the full Board Open Agenda for further discussion at the November 8 and 9, 2018 quarterly Board meeting.

**DISCUSSION OF PROPOSED RULE CHANGES WHICH MAY GIVE THE DIVISION MEMBERS MORE FLEXIBILITY IN REVIEWING APPLICATIONS FROM INDIVIDUALS WITHOUT DEGREES FROM ACCREDITED PROGRAMS**

Next, Chairman Shotts discussed proposed rule changes which may give the Professional Landscape Architectural Division Members more flexibility in reviewing applications from individuals without degrees from accredited programs. Chairman Shotts pointed to Section 327.381, RSMo, (Board may license architect, professional engineer, professional land surveyor or professional landscape architect without examination, when). He stated that it appears that by statute the Board has discretion to evaluate the qualifications of an applicant to determine if they are, “at least equivalent to” a person licensed in Missouri. Chairman Shotts suggested that the Professional Landscape Architectural Division draft a rule similar to the architectural rule, wherein the Architectural Division will not accept comity applications without a NCARB certificate. He stated that he thought the Professional Landscape Architectural Division should draft a rule stating it will not accept comity applications without a certified CLARB certificate but like the Architectural Division still have the authority to deny the applicant if their qualification are not deemed to be equivalent to Missouri. Mr. Fehr then commented that if the Board decides to open Chapter 327 up for changes, the Professional Landscape Architectural Division may want to consider changes to their statutes similar to what the Professional Engineers have Section 327.221, RSMo, specifically stating “or who
possesses an education which includes at the minimum a baccalaureate degree in landscape architecture, and which, in the opinion of the Board, equals or exceeds the education received by a graduate of an accredited school.” Ms. Kempker said since this would be removing an obstacle toward licensure she would think the legislature might be receptive to the change.

**Adjournment**

There being no further discussion, a motion was made by Mr. Fehr and seconded by Chairman Shotts to adjourn. The motion carried unanimously. The meeting adjourned at 9:50 a.m. on September 19, 2018.

ATTEST:

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Executive Director

Date Approved:___________________