OPEN MINUTES
PROFESSIONAL LANDSCAPE ARCHITECTURAL DIVISION
OF THE MISSOURI BOARD FOR ARCHITECTS,
PROFESSIONAL ENGINEERS, PROFESSIONAL LAND SURVEYORS
AND PROFESSIONAL LANDSCAPE ARCHITECTS

Tuesday, January 8, 2019
Via Conference Call

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 2:00 p.m. on January 8, 2019. 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
Sherry Cooper, Public Member
Judy Kempker, Executive Director
Sandy Robinson, Licensing Technician Supervisor
Cherie Bishop, Licensing Technician Supervisor
Curt 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.

Discussion of Proposed Changes to Section 327.603, RSMo (Draft Option #B)

The Professional Landscape Architectural Division continued discussion on a proposed legislative language change for Section 327.603., RSMo, by removing the last sentence which states, “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(2) and instead add a new sentence
to section 327.603.1 which would state: “…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 discussion, it was decided to add “including services listed in the definition of Professional Landscape Architecture (327.600(2)).”

Division Chair Shotts reported Architectural Division Chair J.C. Rearden, AIA questioned whether the changes would create an overlap of practice. Board Chair Harnett said he believes Mr. Rearden doesn’t want future difficulties concerning “competency.”

Public Member Sherry Cooper commented if the draft is enacted, her concern is that it would become more restrictive on the practice of architecture, engineering, and land surveying vs the current language. Board Chair Harnett said he’s not comfortable opening Chapter 327 again and recommended looking at all the changes carefully before going forward on changing anything in Chapter 327.

Mr. Davis suggested fixing the enabling section. He feels the proposed change is a threat to Landscape Architects and denies the specialty practice of the Landscape Architect. Ms. Cooper made a comment that “the way the law is currently written lay persons cannot practice landscape architecture.”

Mr. Davis also proposed approaching Prairie Gateway chapter of American Society of Landscape Architects (PGASLA) St. Louis chapter of American Society of Landscape Architects (StLASLA) and the Design Alliance for their perspective. He noted there are continued rumblings of deregulation from the legislature so the board has to be “extremely careful” to approach the proposed change cautiously.

Ms. Cooper wondered whether clarifying that the managing agent for a landscape architecture certificate of authority must be a landscape architect would meet the intent of the Division’s primary concerns.

Participants quickly decided a regulation change would be easier, but noted the current procedure allowing an architect, engineering or land surveyor to be the managing of a landscape architectural certificate of authority would need to be grandfathered in. Executive Director Judy Kempker volunteered to draft language citing necessary changes so the Division could weigh its options. Chairman Hartnett cautioned a united front from the Board has worked best in gaining support especially from the Design Alliance. The participants decided unanimously to recommend to the Board when it meets later this month to proceed with drafting a rule change.

Mr. Shotts will notify Mr. Rearden of the decisions on the conference call.
**Agenda Item 4: Discuss Proposed Changes to Section 327.612, RSMo**

**Agenda Item 5: Discuss Proposed Changes to Board Rule 20 CSR 2030.4.090**

With time running out, additional agenda items were moved to the division’s January 28, 2019 meeting.

**Adjournment**

There being no further discussion, a motion was made by Mr. Fehr and seconded by Mr. Davis to adjourn. The motion carried unanimously. The meeting adjourned at 3 p.m. on January 8, 2019.

ATTEST:

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Executive Director

Date Approved:____________________