

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1973

ENROLLED

Comm. Sub. for
SENATE BILL NO. 227

(By Mr. Brotherton, Mr. President,)
ORIGINAL SPONSOR

PASSED MARCH 27 1973

In Effect FROM Passage



FILED IN THE OFFICE
ELGAN F. WEICKELL III
SECRETARY OF STATE
THIS DATE 4-3-73

227

ENROLLED
COMMITTEE SUBSTITUTE
FOR
Senate Bill No. 227

(Mr. Brotherton, Mr. President, *original sponsor*)

[Passed March 27, 1973; in effect from passage.]

AN ACT to amend and reenact section six, article twenty-two, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to professions and occupations; relating to the licensing and regulation of landscape architects; specifying the qualifications of applicants for licensing as landscape architects; relating to persons eligible for licensing as landscape architects without examination; extending the time within which persons may apply to be licensed as landscape architects without examination and without meeting the specified educational and experience qualifications; and relating to application for such license and forms and fees therefor.

Be it enacted by the Legislature of West Virginia:

That section six, article twenty-two, chapter thirty of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 22. LANDSCAPE ARCHITECTS.

§30-22-6. Qualifications of applicants; exceptions; applications; fee.

- 1 (a) To be eligible for a license as a landscape architect, the
- 2 applicant must:
 - 3 (1) Be at least eighteen years of age;
 - 4 (2) Be of good moral character;
 - 5 (3) Not, within the next preceding twelve months, have
 - 6 had his application for a license or a certificate or for reg-
 - 7 istration to engage in the practice of landscape architecture
 - 8 or as a landscape architect refused, suspended or revoked
 - 9 in any state of the United States;

10 (4) Either (i) be a holder of an undergraduate degree or
11 graduate degree in landscape architecture from an accredited
12 institution of higher learning, with adequate course study at
13 such institution in landscape architecture, the adequacy of
14 any such course study to be determined by the board; and
15 when the degree held is an undergraduate degree, have had
16 at least two years' experience subsequent to receiving such
17 degree in the practice of landscape architecture under the
18 supervision of a landscape architect or a person having
19 qualifications acceptable to the board and similar to the
20 qualifications of a landscape architect, and, when the de-
21 gree held is a graduate degree, have had at least one year's
22 experience subsequent to receiving such graduate degree in
23 the practice of landscape architecture under the supervision
24 of a landscape architect or a person having qualifications
25 acceptable to the board and similar to the qualifications of
26 a landscape architect; or (ii) have had at least ten years'
27 experience in the practice of landscape architecture, of a
28 grade and character to qualify him to assume responsi-
29 bility for the work involved in the practice of landscape
30 architecture, at least six years of which shall have been
31 under the supervision of a landscape architect or a person
32 having qualifications acceptable to the board and similar to
33 the qualifications of a landscape architect; and

34 (5) Have passed the examination prescribed by the
35 board, which examination shall cover the theory and prac-
36 tice of landscape architecture.

37 (b) The following persons shall be eligible for a license
38 as a landscape architect without examination:

39 (1) Any person who was once licensed under the pro-
40 visions of this article, who temporarily abandoned the
41 practice of landscape architecture and did not renew his
42 license, provided he satisfies the board that he remains
43 qualified to engage in the practice of landscape architecture;
44 and

45 (2) Any person who holds a license or certificate or is
46 registered to engage in the practice of landscape archi-
47 tecture issued by or effected in any other state, the re-
48 quirements for which license, certificate or registration are
49 found by the board to be at least as great as those pro-
50 vided in this article.

51 (c) Any person meeting the qualifications set forth in sub-
52 divisions (1), (2) and (3), subsection (a) of this section,
53 who submits evidence satisfactory to the board that for at
54 least one year prior to the effective date of this article he
55 regularly engaged in the practice of landscape architecture
56 as a principal livelihood shall be entitled to be licensed un-
57 der the provisions of this article, without meeting the
58 qualifications set forth in subdivisions (4) and (5), sub-
59 section (a) of this section, if he files such application with
60 the board within three years from and after the effective
61 date of this article.

62 (d) Any applicant for any such license shall submit an
63 application therefor at such time (subject to the time limi-
64 tation set forth in subsection (c) of this section), in such
65 manner, on such forms and containing such information as
66 the board may from time to time by reasonable rule and
67 regulation prescribe; and pay to the board a license fee of
68 forty dollars, which fee shall be returned to the applicant
69 if he is denied a license.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

H. Marshall Warky
Chairman Senate Committee

Clarence M. Christensen
Chairman House Committee

Originated in the Senate.

To take effect from passage.

Howard R. Carlson
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

H. Brotherton
President of the Senate

Levin H. M. Menn
Speaker House of Delegates

The within approved this the 3rd
day of April, 1973.

Arthur A. Shaver Jr.
Governor

PRESENTED TO THE
GOVERNOR

Date 3/30/13

Time 3:00 p.m.