

SENATE BILL 280

C2

3lr0129

By: **Chair, Education, Health, and Environmental Affairs Committee (By Request – Departmental – Labor, Licensing and Regulation)**

Introduced and read first time: January 18, 2013

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable

Senate action: Adopted

Read second time: February 15, 2013

CHAPTER _____

1 AN ACT concerning

2 **Landscape Architects – License Renewal – Continuing Professional**
3 **Competency Requirement**

4 FOR the purpose of requiring the State Board of Examiners of Landscape Architects to
5 adopt regulations to require a licensee to demonstrate continuing professional
6 competency by completing a certain number of hours of professional
7 development activities as a condition of renewal of a license to practice
8 landscape architecture; providing for the implementation of the continuing
9 professional competency requirement on a phased-in basis; and generally
10 relating to licenses issued by the State Board of Examiners of Landscape
11 Architects.

12 BY repealing and reenacting, with amendments,
13 Article – Business Occupations and Professions
14 Section 9–309
15 Annotated Code of Maryland
16 (2010 Replacement Volume and 2012 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
18 MARYLAND, That the Laws of Maryland read as follows:

19 **Article – Business Occupations and Professions**

20 9–309.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (a) Unless a license is renewed for a 2-year term as provided in this section,
2 the license expires on the first June 30 that comes:

3 (1) after the effective date of the license; and

4 (2) in an even-numbered year.

5 (b) At least 1 month before a license expires, the Board shall mail to the
6 licensee, at the last known address of the licensee:

7 (1) a renewal application form; and

8 (2) a notice that states:

9 (i) the date on which the current license expires;

10 (ii) the date by which the Board must receive the renewal
11 application for the renewal to be issued and mailed before the license expires; and

12 (iii) the amount of the license fee.

13 (c) Before a license expires, the licensee periodically may renew it for an
14 additional 2-year term, if the licensee:

15 (1) otherwise is entitled to be licensed;

16 (2) pays to the Board the license fee set by the Board; and

17 (3) submits to the Board a renewal application on the form that the
18 Board provides.

19 (d) The Board shall renew the license of each licensee who meets the
20 requirements of this section.

21 (e) The Secretary may determine that licenses issued under this subtitle
22 shall expire on a staggered basis.

23 **(F) THE BOARD SHALL ADOPT REGULATIONS:**

24 **(1) TO REQUIRE A LICENSEE TO DEMONSTRATE CONTINUING**
25 **PROFESSIONAL COMPETENCY BY COMPLETING AT LEAST 24 HOURS OF**
26 **PROFESSIONAL DEVELOPMENT ACTIVITIES AS A CONDITION OF RENEWAL OF A**
27 **LICENSE UNDER THIS SECTION; AND**

28 **(2) IN ACCORDANCE WITH THE FOLLOWING:**

1 **(I) THE CONTINUING PROFESSIONAL COMPETENCY**
2 **REQUIREMENT DOES NOT APPLY TO THE FIRST RENEWAL OF A LICENSE;**

3 **(II) IF A LICENSE EXPIRES ON OR BEFORE SEPTEMBER 30,**
4 **2015, A LICENSEE IS NOT REQUIRED TO FULFILL THE CONTINUING**
5 **PROFESSIONAL COMPETENCY REQUIREMENT;**

6 **(III) IF A LICENSE EXPIRES BETWEEN OCTOBER 1, 2015, AND**
7 **SEPTEMBER 30, 2016, A LICENSEE IS REQUIRED TO FULFILL 50% OF THE**
8 **CONTINUING PROFESSIONAL COMPETENCY REQUIREMENT AS PROVIDED IN**
9 **REGULATIONS ADOPTED BY THE BOARD UNDER THIS SUBSECTION; AND**

10 **(IV) IF A LICENSE EXPIRES ON OR AFTER OCTOBER 1, 2016,**
11 **A LICENSEE IS REQUIRED TO FULFILL THE FULL CONTINUING PROFESSIONAL**
12 **COMPETENCY REQUIREMENT AS PROVIDED IN REGULATIONS ADOPTED BY THE**
13 **BOARD UNDER THIS SUBSECTION.**

14 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
15 October 1, 2013.

Approved:

_____ Governor.

_____ President of the Senate.

_____ Speaker of the House of Delegates.