



Legislative Background Brief

for the
Economic Affairs Interim Committee

June 2013

Board of Architects and Landscape Architects

Prepared by Pat Murdo, Legislative Research Analyst, with help from the Business Standards Division

Board = 6 members (term expiration in parentheses)

<p>Licensed architects = 3 (of which 1 is on the staff at MSU-Bozeman's School of Architecture)</p> <p>Dale Nelson, Great Falls (3/27/2015) Maire O'Neill, MSU-Bozeman (3/27/2016) Bayliss Ward, Bozeman (3/27/2014)</p>	<p>Licensed landscape architects = 2 Shelly Engler, Bozeman (3/27/2016) Nathan Steiner, Billings (3/27/2016)</p> <hr/> <p>Public members not connected with any profession licensed by the board = 1 Janet Cornish, Butte (3/27/2016)</p>
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Number of Licenses	FY 2009	FY 2010	FY 2011	FY2012
Architects				
Landscape Architects				
Total	1,463	1,465	1,511	1,426

Licensing Fees (since 2009)

Architect license application if registered in another state or jurisdiction	\$100
Architect application for licensure by examination	\$ 50
Architect original license fee	\$ 80
Architect annual renewal fee	\$ 55
Architect emeritus license fee	\$ 25
Landscape architect application to sit for exam	\$ 50
Landscape architect application fee	\$325
Landscape architect renewal fee	\$250

Revenues FY2009-FY2012 and Expenditures for FY 2009-2012

	Revenues		Expenditures	
	Licensing	Other	Personal Services	Operating
FY 2009		\$54,037		\$74,952
FY 2010		\$91,295		\$95,887
FY 2011		\$94,895		\$92,218
FY 2012		\$90,065		\$81,617
FY 2015 biennium*		--		\$152,521

The Board of Architects included the Board of Landscape Architects under legislation passed in 2007. The board has a budget for each profession to avoid cross-subsidization.

Expenditures, FY 2012, for Architects	Direct	Indirect			
		Admin	Div. IT/Bureau	Compliance	Bureau
Personal Services, incl. per diem	\$17,997	\$5,909	\$3,317	\$7,067	\$1,578
Operating Expenses					
Consulting, Printing, IT, Other	\$9,999	\$2,631			
Supplies, incl. computer, gasoline	\$934	\$1,052			
Postage, mailing, IT network, voice srv	\$1,581	\$701			
Travel/Per Diem for Board Members	\$2,965				
Rent and other expenses*	\$11,395	\$5,466			
Legal and hearings	\$9,026				
Total (may be impacted by rounding)	\$53,897	\$27,721			

*Includes computer and office equipment repair of \$28, dues, education & training and fee collection expense of \$9,135 plus rent/office equipment of \$2,232 for direct expenses and DLI OIT expense of \$2,732, indirect agency cost of \$2,689 plus \$14 for meeting conference costs/IT training and \$31 for computer/office equipment repair for indirect expenses.

Expenditures, FY 2012, for Landscape Architects	Direct	Indirect			
		Admin	Div. IT/Bureau	Compliance	Bureau
Personal Services, incl. per diem	\$6,086	\$730	\$909	\$155	\$728
Operating Expenses					
Consulting, Printing, IT, Other	\$1,279	\$1,163			
Supplies, incl. Computer	\$117	\$426			
Postage, mailing, IT network, voice srv	\$100	\$220			
Travel/Per Diem for Board Members	\$3,097				
Rent and other expenses*	\$7,389	\$1,302			
Legal and hearings	\$1,992				
Total	\$20,060	\$5,633			

*Includes computer and office equipment repair of \$17, dues, education & training and fee collection expense of \$6,749 plus rent/office equipment of \$623 for direct expenses and DLI OIT expense of \$675, indirect agency cost of \$620 plus \$7 for computer/office equipment repair and \$620 for indirect agency, training IT, etc., for indirect expenses.

Number of Complaints

FY 09	28
FY 10	50
FY 11	30
FY 12	7

Disciplinary Action (may be from other years)

Dismissed 17, Other Sanction 4, Investigations 6
Dismissed 34, Other Sanctions 8, Investigations 9
Dismissed 20, Other Sanctions 4, Investigations 9
Dismissed 3, Closed 4

Scope of Practice

The practice of *architecture*, as defined in 37-65-102, MCA, is "Practice of architecture" the professional service or creative work using "the application of advanced knowledge of architectural design, building construction, and standards and involving the constant exercise of discretion and judgment in those activities, in which the safeguarding of life, health, or property is concerned, as consultation, investigation, evaluation, planning, design, or inspection of construction for any public or private building". Exemptions from the regulation of the practice of architecture are listed in 37-65-103, MCA.

The practice of "*landscape architecture*", as defined in 37-66-103, MCA, means "all aspects of the planning and design of the exterior environment for human use and environmental protection. It is the design discipline specifically oriented to addressing the problems involved in adapting the uses of land to the characteristics of the exterior environment both functionally and aesthetically. The term includes: regional planning of natural resources; urban and rural planning and design; institutional design; park and recreation planning and design; contract negotiations; the preparation of project master plans, contract documents, construction specifications, construction cost estimates, and project contracts; project management; and construction management. The term does not include the design of structures or facilities with separate and self-contained purposes that are ordinarily included in the practice of engineering or architecture and does not include the making of land surveys or final land plats for official approval or recording." A person who practices horticulture or runs a nursery or similar operation may not apply the term "landscape architect" or "landscape architecture" to their work unless they are licensed as a landscape architect, according to 37-66-105, MCA.

2013 Legislation Impacting Board or Profession

Summary of Responses from Survey as made through June 3, 2013:

of Responses from Board of Architects and Landscape Architects licensees -- 53
Comments summarized separately.