



OHIO BOARD OF LANDSCAPE ARCHITECT EXAMINERS

Meeting Date: February 21, 2014

The Meeting was called to order at 9:01 A.M. by Scott Sonnenberg in Room South A on the 31st floor of the Riffe Center.

1. ATTENDANCE AND ANNOUNCEMENTS.

Present: Patrick Beam, President; Lee Behnke; Scott Sonnenberg; Amy M. Kobe, Executive Director; Cheryl Thaxton, Program Administrator; Barry McKew, Asst. Attorney General.

Tim Schmalenberger was unable to attend.

On motion by Mr. Sonnenberg, second by Mr. Behnke, the following slate of officers was selected for 2014. The motion passed by a 3-0 vote.

President:	Patrick Beam
Secretary:	Tim Schmalenberger

2. CONSENT AGENDA ITEMS.

On motion by Mr. Sonnenberg, second by Mr. Behnke and a vote of 3-0, the Consent Agenda was approved.

- A. MINUTES- November 22, 2013
- B. BUDGET FINANCE- Financial Status Report
- C. REGISTRATION-

1. **Certification to CLARB** –None presented at this meeting

2. **Reciprocal Registration**

<u>Cert. No.</u>	<u>Name</u>
1309	ROSENWINKEL, Alan
1310	CELLITTI, Dante
1311	BYRON, Michael
1312	LANDES, Matthew V.
1313	KAHRE, Michael
1315	MYERS, Ray
1316	SCHULENBERG, Wendy
1317	CARNEGIE, Marcus



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3. Reinstatements-

<u>Cert. No.</u>	<u>Name</u>
1111	MIDDENDORF, Steven

4. Ratification of Registration-Examination-

<u>Cert. No.</u>	<u>Name</u>
1314	DESBIENS, Martha
1318	PLAVNY, Dominic

D. EXAMINATION

1. New Applications-

<u>App. No.</u>	<u>Name</u>
1611	DESBIANS, Martha
1615	PLAVNY, Dominic

F. CERTIFICATES OF AUTHORIZATION-

1. MAP LAND PLANNING LTD.

3. REPORTS

A. **EXECUTIVE DIRECTOR-** Reported that she did hear from a representative in the Governor's office who indicated they had received an application for the Public Member vacancy on the Board.

B. **CLARB-** Currently taking nominations for the Regional Director and Alternate positions. Patrick Beam is running for Regional Director. Scott Sonnenberg indicated they were holding the voting for these positions via the scheduled August CLARB conference call. Pat Beam will be attending the Annual meeting in September. Director Kobe will be checking the fund status, to see how many other people could be funded to attend from the Board.

5. NEW BUSINESS

A. **May Meeting Date Changes.-** On motion by Mr. Sonnenberg, second by Mr. Behnke and a vote of 3-0, the Board voted to change the May meeting to May 9, 2014, the August meeting is changed to Thursday, August 28, 2014, and the November meeting is changed to November 14, 2014.



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- B. **Rules Update-** Director Kobe reviewed with the Board the rule changes that will be necessary as a result of Senate Bill 68's enactment:
- 1) 4703:1-1-01 (H): Remove the definition of Contact hour, as it is located in the CE rules.
 - 2) 4703:1-1-02 (A) (6): Change "applications" to "applicants"; delete "by examination".
 - 3) 4703:1-1-02 (B): Delete entire section, as concept is stated elsewhere.
 - 4) 4703:1-1-02 (C): AAG McKew recommended removing entire section, as it is superseded by Chapter 119 of the Revised Code.
 - 5) 4703:1-1-04 (A): Change expiration date to December 31, even-numbered years.
 - 6) 4703:1-2-01 (A): Add the following: "All applicants for registration by examination shall have an active "Council of Landscape Architectural Registration Boards" council record and shall have an official copy transmitted to the board prior to being registered.
 - 7) 4703:1-2-01 (F): Delete entire section.
 - 8) 4703:1-2-02 (C): Delete entire section.
 - 9) 4703: 1-4-01(Q): Change the name of the board to the "Ohio Landscape Architects Board."
- D. **Military Licensing Rules-** Director Kobe will be sending the notice to stakeholders that the board plans to adopt Military Licensing rules and requesting comments. She will bring the comments to the May meeting for further review. The Board discussed these draft rules:
- 4703: 1-1-07 Military provisions related to licensure:
- (A) Definitions:
- 1) "Armed forces" means the armed forces of the United States, including the army, navy, air force, marine corps, coast guard, or any reserve components of those forces; the national guard.
 - 2) "Member" means any person who is serving in the armed forces.
 - 3) "Veteran" means any person who has completed service in the armed forces, including the national guard of any state, or a reserve component of the armed forces, who has been discharged under honorable conditions from the armed forces or who has been transferred to the reserve with evidence of satisfactory service.
- (B) In accordance with section 5903.03 of the Revised Code, the following military programs of training, military primary specialties, and lengths of service are substantially equivalent to or exceed the educational and experience requirements for licensure as a landscape architect:
- (1) Landscape architect
 - (a) Military programs of training.
 - (i) Army: School 12D Facilities/Contract Construction Management Engineer (FCCME) (O)
 - (ii) Navy: Facilities Engineering (O)



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(iii) Air Force: School 32EX Civil Engineer (O)

(b) Military primary specialties.

(i) Army: Facilities/Contract Construction Management Engineer (FCCME) (O)

(ii) Navy: Facilities Engineering (O)

(iii) Air Force: Civil Engineer (O)

(c) Lengths of service.

There are no minimal lengths of service that would be substantially equivalent to or exceed the educational and experience requirements for licensure as a landscape architect.

(d) Substantially equivalent education and experience

An active military service member or veteran may submit any documentation, evidence, statement or endorsement that may be available or produced for the board's consideration to demonstrate the substantial equivalence of education and experience while serving in the armed forces to meet the requirements of licensure.

(C) License renewal.

(1) In accordance with section 5903.10 of the Revised Code, a licensee whose license expired due to the licensee's service in the armed forces of the United States or a reserve component of the armed forces of the United States, including the Ohio national guard or the national guard of any other state, shall be eligible for renewal of the expired license in accordance with section 4703.36 of the Revised Code and rules 4703: 1-1-04 of the Administrative Code, if the following conditions are met:

(a) The licensee presents the board with satisfactory evidence that, not more than six months prior to the date the evidence is submitted to the board, the licensee was honorably discharged or separated under honorable conditions;

(b) The licensee is not suffering a mental or physical illness, including physical deterioration that adversely affects cognitive, motor, or perception skills, that affect the licensee's ability to practice; and

(c) The licensee meets the requirements for license renewal required by section 4755.10 of the Revised Code and rules 4755-3-10 and 4755-5-05 of the Administrative Code.

(2) The provisions of paragraph (B) of this rule also apply if the licensee's spouse served in the armed forces of the United States or a reserve component of the armed forces of the United States, including the Ohio national guard or the national guard of any other state and the spouse's service resulted in the licensee's absence from this state.



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(D) Continuing education.

(1) In accordance with section 5903.12 of the Revised Code, the provisions of this paragraph apply to a licensee who has been a member of the armed forces of the United States, the Ohio national guard, the Ohio military reserve, the Ohio naval militia, the national guard of any other state, or a reserve component of the armed forces of the United States who has served on active duty for a period in excess of thirty-one days.

(2) A licensee who meets the provisions contained in paragraph (C)(1) of this rule may submit an application to the Board requesting an extension of the current continuing education reporting period.

(a) The licensee shall submit proper documentation certifying the active duty service and the length of that active duty service.

(b) Upon receiving the application and proper documentation, the board shall extend the current continuing education reporting period by an amount of time equal to the total number of months that the licensee spent on active duty during the current continuing education reporting period. Any portion of a month served shall be considered one full month.

(E) Determining Fulfillment of Continuing Education

(1) In accordance with section 5903.121 of the revised code, the board shall consider relevant education, training, or service completed by a licensee as a member of the armed forces of the United States or reserve components thereof, the Ohio national guard, the Ohio military reserve, the Ohio naval militia, or the national guard of any other state in determining whether a licensee has fulfilled the continuing education required to renew the license or certificate.

(2) In order for the board to consider relevant education, training, or service completed by a licensee, the licensee shall submit a request for consideration and evidence or documentation of the education, training, or service to the board at least thirty days prior to the expiration of the license or certificate.

(F) Temporary license for military spouse

(1) In accordance with paragraph (C) of section 4743.04 of the Revised Code, an individual whose spouse is on active military duty in this state is eligible for a temporary military spousal license to practice as a landscape architect in Ohio.

(2) An application for a temporary military spousal license shall include, but not be limited to, the following:

(a) Proof that the applicant is married to an active duty member of the armed forces of the United States;



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- (b) Proof that the applicant holds a valid unrestricted license to practice as a landscape architect in another jurisdiction of the United States;
 - (c) Proof that the applicant's spouse is assigned to a duty station in Ohio and that the applicant is also assigned to a duty station in Ohio pursuant to the spouse's official active duty military orders; and
 - (d) The application fee.
- (2) A temporary military spousal license shall expire six months after the date of issuance and is not renewable.
- (3) Upon receipt of all required documents, the applicant shall be notified as soon as possible, but no later than three business days, of his or her eligibility status for licensure.
- (G) Reinstatement of lapsed license
- (1) In accordance with section 5903.10 of the revised code, the holder of a lapsed landscape license shall be reinstated without a penalty fee if not otherwise disqualified because of mental or physical disability if either of the following applies:
 - (a) The license was not renewed because of the holder's service in the armed forces of the United States or a reserve component of the armed forces of the United States, including the Ohio national guard or the national guard of any state.
 - (b) The license was not renewed because the license holder's spouse served in the armed forces of the United States or a reserve component of the armed forces of the United States, including the Ohio national guard or the national guard of any state and the service resulted in the holder's absence from this state.
 - (2) Reinstatement without a penalty fee or re-examination shall not be granted unless the licensee or licensee's spouse, whichever is applicable, has presented satisfactory evidence of the service member's discharge under honorable conditions or release under honorable conditions from active duty or national guard duty within six months after the discharge or release.
 - (3) Applicants for reinstatement shall abide by the applicable continuing education requirements as outlined rule 4734-7-05 of the administrative code unless the applicant submits evidence of the requirements outlined in paragraph (D) of this rule.



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- E. **Emeritus Landscape Architect Rules**- SB68 created the Emeritus status for Landscape Architects. The following rules will be proposed after the public comment period is completed:

4703:1-1-01 Definitions

(I) "Emeritus landscape architect" - a landscape architect over the age of sixty-five, who has been licensed in the state of Ohio for at least ten years, is fully retired, and does not engage in any of the activities defined as the practice of landscape architecture in revised code section 4703.30 (B).

4703: 1-1-06 (C) (5) Continuing Education

(C) Exemptions.

(5) Emeritus landscape architect

The landscape architect has been granted emeritus status by the board.

ADJOURNMENT

There being no further business before the Board at this time, Mr. Sonnenberg moved the meeting be adjourned at 9:58 am. Mr. Behnke seconded the motion, which passed by a 3-0 vote.

Patrick Beam, President