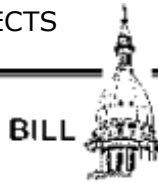




Senate Fiscal Agency
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BILL ANALYSIS

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Senate Bill 382 (Substitute S-3 as reported)
Senate Bill 383 (Substitute S-3 as reported)
Sponsor: Senator Wayne Kuipers
Committee: Economic Development and Regulatory Reform

CONTENT

Senate Bill 382 (S-3) would amend the Occupational Code to do all of the following:

- Require licensure, rather than registration, for a person to engage in the practice of landscape architecture.
- Allow an unlicensed person to perform or offer services as a landscape designer, landscape gardener, landscape contractor, or landscape nursery operator as long as he or she did not use the term "landscape architect".
- Require the Director of the Department of Labor and Economic Growth (DLEG) to appoint one or more ad hoc committees to assist in adopting rules setting standards for continuing education and continuing competency courses and programs, providing for exceptions to the licensing standards in extraordinary cases, and establishing specific license sanction recommendations for certain violations.
- Require a majority of ad hoc committee members to be licensed architects.
- Require a demonstration of continuing professional competence for renewal of a license as a landscape architect.
- Allow DLEG to issue a landscape architecture license without examination to an applicant who was legally registered, licensed, or regulated in another state or country whose requirements were at least substantially equivalent to Michigan's requirements.

Senate Bill 383 (S-3) would amend the State License Fee Act to increase the application fee for landscape architects from \$35 (or \$30 after September 20, 2012) to \$200, and require a \$60 annual license fee rather than a \$40 annual registration fee.

The bills are tie-barred and would take effect 120 days after their enactment.

MCL 339.2201 (S.B. 382)
338.2215 (S.B. 383)

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

The bills would increase revenue to the Department of Labor and Economic Growth. It is estimated that the fee increases would increase the revenue to the Department by approximately \$29,840 over the two-year licensing period if there are 20 new applicants per year. Additionally, the bill would not "grandfather" current registrants as licensees; therefore, if each were required to reapply, an additional \$95,800 could be collected in the first year. Revenue from these licensing fees is used for the operational costs of the Department. The Department would experience some increases in responsibilities, including the development and administration continuing education requirements for landscape architects, but these are expected to impose few additional costs.

Date Completed: 4-24-08

Fiscal Analyst: Elizabeth Pratt/Maria Tyszkiewicz

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Analysis available @ <http://www.michiganlegislature.org>

This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.