

Nebraska State Board of Landscape Architects
Board Meeting Minutes
October 25, 2016
215 Centennial Mall South, Small Conference Room, Lincoln, NE

CALL TO ORDER

The meeting was held at 215 Centennial Mall South, Fifth Floor, Lincoln, Nebraska. Vice Chairperson Bergt called the meeting to order at 8:40am and informed the public of the location of the Open Meetings Act. Notice of the meeting was published in the Lincoln Journal Star and on the Board's website in accordance to the Open Meetings Act.

Roll Call: Eileen Bergt, Eric Casper, David Ciaccio, Todd Maiellaro, Gayle Malmquist;
Absent: Dennis Bryers

Staff Present: Jean Lais, Administrative Assistant (AA); Sandra Weaver, Business Manager (BM); Lindy Rauscher, Compliance Officer (CO)

Appointments/Public Comments

No members of public were present

Bryers entered the meeting at 8:45am

A Consent Agenda

Meeting Minutes

July 26, 2016 meeting minutes were approved as presented.

August 30, 2016, meeting minutes were approved as presented.

Late PDH submittal approvals - *None*

Action Motion by Malmquist, second by Ciaccio to approve the Consent Agenda as presented. Voting Yes: Malmquist, Maiellaro, Bergt, Ciaccio, Bryers; Voting No: None; Abstain: Casper

B Committee Reports

Officers Report

Vice-Chairperson Bergt reported on the presentation she participated in at the University of Nebraska's (UNL) College of Architecture on September 6, 2016. The event included students from the Landscape Architecture, Architecture, and Interior Design Programs. She talked about the importance of licensure and the steps need to become licensed.

Chairperson Bryers reported on the ASLA Annual meeting held in New Orleans the week of October 17th. One of the sessions covered diversity in the profession what's been done and what still needs to be done to encourage more diversity. He also reported former Dean Wayne Drummond of UNL's College of Architecture was recognized as an Honorary ASLA member for his support and involvement during the accreditation process of the Landscape Architecture program at UNL.

CLARB

CLARB July "In The Know" Webinar Summary

The July CLARB "In The Know" Webinar covered the data collected by CLARB and how it is used. Data from the April 2016 LARE administration was included. Some points of interest:

- The average time for first-time takers to complete the exam from April 2013 to April 2014 was 9.7 months
- The average times taken to complete from April 2013 to April 2016 was 1.10 times
- There is still a misconception has to how long a candidate needs to wait before beginning the exam – 32% are wait at least five years – the reasons for waiting vary greatly

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- The Council Record program continues to grow

A summary of the Member Board Research was included in the presentation.

Numbers of interest included

- There are a total of 28,286 total licenses in North American – this is an increase of 705 over 2015.

CLARB Annual Meeting Summary

AA Lais and Chairperson Bryers gave a summary of the CLARB Annual Meeting which took place in Philadelphia September 22-24, 2016. During the presentation on the Model Law Update, roundtable discussion took place providing input in several areas the committee wanted input on from the Member Boards. It is the intention of the committee to this completed by March 2017 to allow ample time for Member input. Final revisions will be brought to the Membership at the 2017 Annual Meeting.

An update was given on the 2016 Task Analysis. This was the first analysis that was given worldwide. Responses were received from nine countries outside the US and Canada. Comparisons were given between the 2010 and 2016 task analysis on the highest level of education and whether the individual had a degree in landscape architecture. Data was also provided comparing the different landscape architecture projects respondents participated in North American versus global. As a result of the task analysis, recommendations were made to re-align the subsections of the LARE providing greater detail in what is covered on the exam, to place greater emphasis on the sustainable LA practices, better organization of the concepts, and to include global practices. The exam blueprints have already been updated and communication to the candidates will begin in November. The April 2017 exam administration will be the first administration with the new blueprint.

CLARB October “In The Know” Webinar Information

Information on the October 27, 2016, webinar was provided.

Office/Staff

AA Lais brought the members up to date on the office renovation and the new database conversion processes.

C Old Business

Governance Issues

Draft Legislative Bill for 2017

A copy of email sent to stakeholders on September 8, 2016, with the latest revisions and comments from the Professional Engineers Coalition were provided for review. An email from the Legislative Fiscal Office regarding Section 81-8,200 and the Landscape Architect Intern renewals was discussed. It was suggested that the word “will” in lines 5, 7, and 26 on page 12 be changed to “shall” as well as in Section 20 on page 20.

After discussion, it was determined to change the word to “shall” on page 12, lines 5 and 7, but leave all others as “will”. AA Lais was instructed to communicate the changes to the bill writer.

Chairperson Bryers reported he met with John Royster, Trustee from the ASLA chapter and their lobbyist, Garner Girthoffer of Baird Holm LLP in late September. Discussion was held on the process of selecting a sponsor, education of the

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committee members including setting up meetings prior to the hearing, and developing talking points.

Rules and Regulations Revisions

A draft copy of the Rules revisions was provided for review along with questions AA Lais had during the drafting as well as a copy of the current Rules and Regulations. The following questions were discussed:

- 1.4 – No revision needed to indicate when licensing fee is due – use 1.5.2 as written
- 1.16.1.3 – For reinstatement PDH – drafted language approved – PDH not to exceed the biennial requirement will be required
- 1.16.1.7 – Currently a new license number is issued upon reinstatement. Will begin reinstating same license number as drafted to bring in line with the practice used by the Board of Engineers and Architects (NBEA) and the Board of Geologists (NEBOG).
- 1.17.2 – No late fees will be charged on Landscape Architect Intern (LAI) renewals
- 1.18.4 – No certificate numbers will be issued on the Landscape Architect Intern certificates
- 3.1.5 – References – one must be from a professional landscape architect (PLA) – others may be from other design professionals – no request for waiver required
- 4.1.3 – References – one must be from a professional landscape architect (PLA) – others may be from other design professionals – no request for waiver required

The remaining questions will be discussed over the next couple of board meetings with the goal to have all revisions completed for stakeholder review after the July 25, 2017, board meeting.

A copy of the ASLA Code of Professional Ethics was included for the members to review for possible inclusion in the Rules and will be discussed at a future board meeting.

Landscape Architect Items - None

D New Business

Governance Issues - None

Landscape Architect Items

Peer Review Committee Appointment

Chairperson Bryers informed the members two individuals had shown interest in joining the committee to replace Jim Wike, Tom Bentley and Katie Swanson. It was the consensus of the members to offer the position to Bentley since Swanson had just received her license this year and is exempt from professional development hours for this renewal cycle.

Chairperson Bryers will contact Bentley and if accepts, will appoint to the committee as allowed by the Peer Review Committee Policy LA P13.01.

Strategic Plan

The current Strategic Plan was provided for review. No discussion. No action.

CO Rauscher entered the meeting at 10:13am.

Attorney General's Opinion 16-009

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The opinion relates to licensing board's authority to advise practitioners on the scope of practice questions. CO Rauscher reviewed the opinion with the members. Based on discussions held with Assistant Attorney General Jelkin, staff was advised to use caution when addressing questions about the practice of landscape architecture outside the enforcement or rulemaking processes. The response needs to be equivocated referring the individual to the Professional Landscape Architects Act, Board Rules, and other professional landscape architects.

E Compliance

Chairperson Bryers recused himself at 10:13am.

Executive Session commenced at 10:14am.

New Cases - None

Action Motion by Malmquist, second by Ciaccio to go into executive session for the discussion of compliance cases brought to the Board not a matter of public information to prevent needless injury to the reputation of those involved. Voting Yes: Malmquist, Maiellaro, Bergt, Casper, Ciaccio; Voting No: None; Absent: Bryers

Pending Cases

15.01 Summary and Documentation – Reviewed and discussed during Executive Session.

Action Motion by Malmquist, second by Maiellaro to close the executive session on the discussion of compliance cases brought to the Board not a matter of public information to prevent needless injury to the reputation of those involved. Voting Yes: Malmquist, Maiellaro, Bergt, Casper, Ciaccio; Voting No: None; Absent: Bryers

Chairperson Bryers re-entered the meeting at 10:19am.

Executive Session ended at 10:20am

Compliance Issues

City of Lincoln not allowing Landscape Architects to stamp certain drawings. No discussion. No action.

CO Rauscher left the meeting at 10:20am.

F Applications

Applications for Licensure by Reciprocity – None

Applications for Licensure Reinstatement – None

Applications for Initial Licensure – None

BM Weaver entered the meeting at 10:22am.

G Financial Matters

Budget Status Report – July, August, September 2016

MTD General Ledger Detail Report - July, August, September 2016

Fund Summary Report - July, August, September 2016

Financial Profile FY 2016-17 - July, August, September 2016

BM Weaver reported that with 25% of the year elapsed, 19.32% of the budgeted expenses have been used and approximately 6% of the projected revenue has been received. The Cash Fund is at \$34,297.

Due to the reduction in the yearly appropriation put into place by the Governor in July (4% for the year/1% quarterly for a total of \$4,111), BM Weaver provided a spreadsheet showing the re-calculation of the reduced appropriation to better track

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the expenses for the year. If the reduction is not permanently put into place during the 2017 Legislative session, this money may be available at the end of the fiscal year.

Other Financial Matters - None

Action Motion by Ciaccio, second by Maiellaro to approve the Financial Matters as presented. Voting Yes: Malmquist, Maiellaro, Bergt, Casper, Ciaccio, Bryers; Voting No: None

BM Weaver left the meeting at 10:41am.

H General Information

Public Notice publication was provided for review

Board meetings and schedule was provided for review

Roster of Board members was provided for review

Licensing Trends

The Fiscal Activity Report and Trends in Licensure Reports were provided for review.

Other

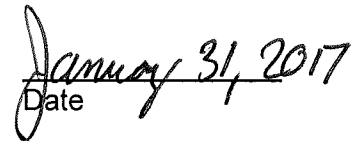
August 2016 LARE Results were provided for review

Approved Board Policies were provided for review

Adjournment: Motion by Maiellaro, second by Ciaccio to adjourn the meeting at 10:54am.

The next Board of Landscape Architects board meeting is currently scheduled for January 31, 2017, at 8:30am at 215 Centennial Mall South, Lincoln, Nebraska, fifth floor, small conference room.


Board Member


Date