

By Mr. Buell, a petition (accompanied by bill, Senate, No. 313) of Robert C. Buell, Geoffrey C. Beckwith and Brewster W. Fuller for legislation to further define and regulate the practice of landscape architecture. Government Regulations.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Eight.

AN ACT FURTHER DEFINING AND REGULATING THE PRACTICE OF
LANDSCAPE ARCHITECTURE.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 98 of chapter 112 of the General Laws,
2 as appearing in the 1984 Official Edition, is hereby amended by
3 striking out the definition of "Landscape architect" and inserting
4 in place thereof the following definition: —

5 "Landscape architect", a person licensed to practice or teach
6 landscape architecture in this commonwealth under the authority
7 of section ninety-nine.

1 SECTION 2. Section 99 of said chapter 112, as so appearing,
2 is hereby amended by striking out the first sentence and inserting
3 in place thereof the following sentence: — No person shall
4 practice landscape architecture or use the title landscape architect
5 in the commonwealth on any sign, title card or other device to
6 indicate that such person is practicing landscape architecture or
7 is a landscape architect unless such person shall have secured from
8 the board a certificate of registration as a landscape architect.

1 SECTION 3. Chapter 112 of the General Laws is hereby
2 amended by striking out section 103, as so appearing, and
3 inserting in place thereof the following section: —

4 Section 103. Fees for landscape architects shall be determined
5 annually by the commissioner of administration under the
6 provision of section three B of chapter seven and shall be paid

7 to the board for the following: —

8 (a) Annual registration fee on or before the thirty-first day of
9 January of each year, if not so paid, a penalty shall be added to
10 the amount thereof.

11 (b) Failure to renew certificate of registration within sixty days
12 after notification by the board that his certificate has expired,
13 shall, before again using the title of landscape architect within the
14 commonwealth, be required to reregister, and may be required
15 by the board to be reexamined.

16 (c) Any holder of a certificate of registration who fails to renew
17 his registration within sixty days after notification by the board
18 that his certificate has expired, shall, before again practicing
19 landscape architecture or using the title landscape architect within
20 the commonwealth, be required to reregister, pay a fee established
21 by the commissioner of administration and finance, and may be
22 required by the board to be reexamined.

23 (d) An original certificate.

24 (e) A duplicate certificate.

1 SECTION 4. Said chapter 112 is hereby further amended by
2 inserting after section 104, as so appearing, the following
3 section: —

4 Section 104A. Nothing in sections ninety-eight to one hundred
5 and seven, inclusive, shall affect any law relating to architects,
6 professional engineers and land surveyors and city and regional
7 planners and said sections shall not apply to:

8 (a) An architect, professional engineer or land surveyor,
9 certified to practice his profession in the commonwealth under
10 applicable provisions of law;

11 (b) city and regional planners;

12 (c) landscape contractors, horticulturists or nurserymen.

1 SECTION 5. Section 107 of said chapter 112 is hereby
2 amended by striking out clause (a), as so appearing, and inserting
3 in place thereof the following clause: —

4 (a) practice or offer to practice or hold himself out as being
5 entitled to practice landscape architecture, unless he is registered
6 under the provisions of sections ninety-eight to one hundred and
7 six, inclusive.