

**Readopt with amendment Lsa 401.01 and Lsa 401.02, effective 3-10-24 (Document #13850), to read as follows:**

Lsa 401.01 Expirations and Renewals. Pursuant to RSA 310:8, licenses shall be renewed by written application prior to the expiration date and by payment of the prescribed renewal fee. The licensing bureau through OPLC shall notify each landscape architect in accordance with Plc 308.03. If properly renewed, a license shall be valid for 2 years from the date of issuance, unless suspended or revoked.

Lsa 401.02 Renewal of License. Any licensee wishing to renew a license shall submit an application as specified in Plc 308.05.

**Repeal Lsa 401.03, effective 3-10-24 (Document #13850), and hold section in reserve, as follows:**

Lsa 401.03 RESERVED

**Readopt with amendment Lsa 401.04 and Lsa 401.05, effective 3-10-24 (Document # 13850), to read as follows:**

Lsa 401.04 Denial of Renewal. Renewal shall be denied if, after notice and an opportunity for hearing, the board finds:

- (a) Noncompliance with the continuing education requirements of Lsa 403.01;
- (b) Any act for which discipline shall be imposed under RSA 310-A:155;
- (c) Reasons for which an initial application could be denied; or
- (d) Failure to furnish complete or accurate information on an initial or renewal license application.

Lsa 401.05 Reinstatement

- (a) A landscape architect shall apply for reinstatement in accordance with Plc 312.
- (b) The applicant shall submit the reinstatement fee as specified in Plc 1002.22.

**Readopt with amendment Lsa 402.01 through Lsa 402.03, effective 9-30-14 (Document #10679), to read as follows:**

Lsa 402.01 Initiation of Disciplinary Action.

(a) Complaints, investigations, and the initiation of disciplinary actions shall be in accordance with Plc 310.

(b) Disciplinary proceedings shall be conducted in accordance with Plc 311.

Lsa 402.02 Disciplinary Sanctions. Disciplinary sanctions shall be determined in accordance with Plc 311.

Lsa 402.03 Administrative Fines.

(a) Adjudicative procedures seeking the assessment of an administrative fine shall be commenced against any person subject to such fines or penalties under any provision of RSA 310:12 when the board possesses evidence indicating that a violation has occurred. Plc 311.12 shall govern the assessment and collection of administrative fines.

(b) Administrative fines shall not exceed the following amounts:

(1) When no violation of the same type has occurred within the 5 years preceding the board's notice to the respondent, the fine assessed shall not exceed \$200.00 per day or \$1,000.00 per offense whichever is greater;

(2) When a single disciplinary infraction of the same type has occurred within the 5 years preceding the board's notice to the respondent, the fine assessed shall not exceed \$200.00 per day or \$1,500.00 per offense whichever is greater;

(3) When more than one disciplinary infraction of the same type has occurred within the 5 years preceding the board's notice to the respondent, the fine assessed shall not exceed \$200.00 per day or \$2,000.00 per offense whichever is greater; and

(4) In the case of continuing violations, a separate fine shall be assessed for each day the violation continues, but the total amount of the fine and the respondent's promptness and cooperativeness in ceasing the prohibited conduct in question shall be considered in assessing the daily fines. A single course of continuing conduct shall be treated as a single violation for purposes of Lsa 402.03 (c);(1), (2), and (3).

**Repeal Lsa 402.04, effective 9-30-14 (Document #10679), and hold section in reserve, as follows:**

Lsa 402.04 RESERVED

**Readopt with amendment Lsa 403.01, effective 9-30-14 (Document #10679), to read as follows:**

Lsa 403.01 Renewal Requirements.

(a) A renewal application shall include evidence documenting the licensee's completion of the minimum required hours of approved professional development hours required by RSA 310-A:150 and lists the specific basis for each credit.

(b) As required by RSA 310-A:150, each licensee shall obtain at least 30 continuing education hours of approved continuing education courses during the biennial renewal period as a condition of license renewal.

(c) If a licensee exceeds the minimum requirement, a maximum of 15 professional development hours may be carried forward into the subsequent renewal period.

**Readopt with amendment Lsa 403.03, effective 9-30-14 (Document #10679), to read as follows:**

Lsa 403.03 Continuing Education Hour Requirements. Continuing education hours shall meet the following criteria:

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(a) Continuing education activities shall be relevant to the practice of landscape architecture or no credit shall be awarded. Such continuing education activities may include technical, ethical, or managerial content;

(b) The content of each presentation shall be well organized and presented in a sequential manner; and

(c) There shall be a provision for individual participant course and program registration including information required for record keeping and reporting.

APPENDIX I

<b>RULE</b>	<b>STATUTE</b>
Lsa 401.01 - 401.02	RSA 310:8, II and III
Lsa 401.03 (repeal)	RSA 310:8, III, 2024, 327:226
Lsa 401.04	RSA 310-A:155
Lsa 401.05	RSA 310:8, III; RSA 310-A:143, I (d)
Lsa 402.01	RSA 310:10, II; RSA 310-A:143, I (f); RSA 310-A:155
Lsa 402.02	RSA 310:10, II, VII; RSA 310:12
Lsa 402.03	RSA 310:12, I(e), V
Lsa 402.04 (repeal)	2023, 212:53, III
Lsa 403.01	RSA 310-A:150; RSA 310-A:143, I (d); RSA 310-A:154
Lsa 403.03	RSA 310-A:150; RSA 310-A:143, I (d); RSA 310-A:154