

OCCUPATIONAL CODE (EXCERPT)
Act 299 of 1980
Article 22

339.2201 Definitions.

Sec. 2201.

As used in this article:

(a) "Landscape architect" means a person qualified to engage in the practice of landscape architecture as provided in this article.

(b) "Practice of landscape architecture" means all of the following:

(i) The performance of professional services such as consultation, investigation, research, planning, design, or responsible field observation in connection with the development of land areas where, and to the extent that the dominant purpose of the services is the preservation, enhancement, or determination of proper land uses, natural land resources, ground cover and planting, naturalistic and aesthetic values, the settings and approaches to structures or other improvements, natural drainage, and the consideration and determination of inherent problems of the land relating to erosion, use and stress, blight, or other hazards.

(ii) The location and arrangement of tangible objects and features incidental and necessary to the purposes outlined in this article.

History: 1980, Act 299, Imd. Eff. Oct. 21, 1980 ;-- Am. 2008, Act 490, Eff. May 13, 2009

Compiler's Notes: For transfer of powers and duties of certain occupational functions, boards, and commissions from the Department of Licensing and Regulation to the Department of Commerce, see E.R.O. No. 1991-9, compiled at MCL 338.3501 of the Michigan Compiled Laws.

Popular Name: Act 299

339.2202 Performing services described in MCL 339.2201(b)(i); scope of article.

Sec. 2202.

(1) This article does not prohibit a licensed landscape architect from performing any of the services described in section 2201(b)(i) in connection with the settings, approaches, or environment for buildings, structures, or facilities.

(2) This article does not authorize a landscape architect to engage in the practice of architecture, engineering, or land surveying as defined in article 20.

(3) The licensure requirement of this article does not prohibit a person from performing or offering services as a landscape designer, landscape gardener, landscape contractor, or landscape nursery operator as long as that person does not use the term "landscape architect".

History: 1980, Act 299, Imd. Eff. Oct. 21, 1980 ;-- Am. 2008, Act 490, Eff. May 13, 2009

Popular Name: Act 299

339.2203 Appointment of ad hoc committees by director; purpose; number of members; service of committees during processing of rules; recommendations and suggested revisions.

Sec. 2203.

(1) The director shall appoint 1 or more ad hoc committees to assist the director and the department in adopting rules regarding the setting of standards for continuing education and continuing competency courses and programs, providing for exceptions to the licensure standards in extraordinary cases, and establishing specific license sanction recommendations for certain violations.

(2) The committees shall consist of as many members as the director considers necessary but shall include at least

a majority of members that are licensed under this article.

(3) The committees appointed under this section shall serve during the processing of the rules and may make recommendations and suggested revisions regarding the content of the rules.

History: 1980, Act 299, Imd. Eff. Oct. 21, 1980 ;-- Am. 2008, Act 490, Eff. May 13, 2009

Compiler's Notes: For abolishment of the board of landscape architects and transfer of its powers and duties to the department of labor and economic growth, see E.R.O. No. 2007-17, compiled at MCL 445.2023.

Popular Name: Act 299

339.2204 Applicant for licensure as landscape architect; qualifications.

Sec. 2204.

An applicant for licensure as a landscape architect shall be of good moral character and shall pass a written examination developed by the department. In addition, each applicant shall have had not less than 7 years of training and experience in the actual implementation and practice of landscape architecture. Satisfactory completion of each year up to 5 years of an accredited course in landscape architecture in an accredited school shall be considered as equivalent to a year of experience.

History: 1980, Act 299, Imd. Eff. Oct. 21, 1980 ;-- Am. 1981, Act 83, Imd. Eff. July 1, 1981 ;-- Am. 2008, Act 490, Eff. May 13, 2009

Popular Name: Act 299

339.2205 Completion of requirements for licensure; demonstration of continuing professional competence.

Sec. 2205.

(1) All requirements for licensure shall be completed within 10 years after receipt of the application by the department. If the requirements are not completed within the 10-year period, the application shall be void.

(2) A demonstration of continuing professional competence shall be required for renewal of a license as determined by the department and provided for by rule of the director.

History: 1980, Act 299, Imd. Eff. Oct. 21, 1980 ;-- Am. 1988, Act 463, Eff. Sept. 1, 1989 ;-- Am. 2008, Act 490, Eff. May 13, 2009

Popular Name: Act 299

339.2206, 339.2207 Repealed. 1988, Act 463, Eff. Sept. 1, 1989.

Compiler's Notes: The repealed sections pertained to reexaminations and renewals.

Popular Name: Act 299

339.2208 Licensure on individual basis.

Sec. 2208.

Licensure under this article shall be on an individual basis. The department shall not license a partnership, association, corporation, or a public agency under this article.

History: 1980, Act 299, Imd. Eff. Oct. 21, 1980 ;-- Am. 2008, Act 490, Eff. May 13, 2009
Popular Name: Act 299

339.2209 Issuing license without examination to applicant registered, licensed, or regulated in another state or country; equivalency.

Sec. 2209.

The department may issue a license without examination to an applicant who is legally registered, licensed, or regulated as a landscape architect in any other state or country whose requirements for registration, licensure, or other regulation are at least substantially equivalent to the requirements of this state.

History: 1980, Act 299, Imd. Eff. Oct. 21, 1980 ;-- Am. 1988, Act 463, Eff. Sept. 1, 1989 ;-- Am. 2008, Act 490, Eff. May 13, 2009
Popular Name: Act 299

339.2210 Seal; plans, specifications, and reports filed with public authority; unlawful indorsement; penalties.

Sec. 2210.

(1) Each landscape architect shall have a seal, approved by the department and the board, which shall contain the name of the landscape architect, the number of his or her license and the legend "landscape architect, state of Michigan" and other words or figures as the department considers necessary. Plans, specifications, and reports prepared by the landscape architect or under his or her supervision shall be stamped with his or her seal when filed with a public authority.

(2) A landscape architect who indorses a document with his or her seal while his or her license is not in full force and effect, or who indorses a document which the landscape architect did not actually prepare or supervise the preparation, is subject to the penalties prescribed in article 6.

History: 1980, Act 299, Imd. Eff. Oct. 21, 1980 ;-- Am. 2008, Act 490, Eff. May 13, 2009
Popular Name: Act 299

339.2211 Using or advertising certain titles or descriptions.

Sec. 2211.

A person shall not use or advertise the title "landscape architect" or any title or description tending to convey the impression that he or she is a landscape architect unless he or she is licensed under this article. This article does not restrict the use of the titles "landscape gardener", "landscape contractor", "landscape designer", or "landscape operator".

History: 1980, Act 299, Imd. Eff. Oct. 21, 1980 ;-- Am. 2008, Act 490, Eff. May 13, 2009
Popular Name: Act 299