

2016 Regular Session

HOUSE BILL NO. 532

BY REPRESENTATIVE FALCONER

ARCHITECTS: Provides relative to the powers and authority of the Louisiana State Board of Architectural Examiners

1 AN ACT

2 To amend and reenact R.S. 37:149 and 150(C) through (E) and to enact R.S. 37:150(F) and  
3 (G), relative to the Louisiana State Board of Architectural Examiners; to regulate the  
4 assessment and collection of fees; to provide for certificates of authority; to regulate  
5 renewals of licenses and certificates of authority; to provide for severability; to  
6 provide for effectiveness; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 37:149 and 150(C) through (E) are hereby amended and reenacted  
9 and R.S. 37:150(F) and (G) are hereby enacted to read as follows:

10 §149. Fees

11 The applicant shall pay the actual cost of the examination. Upon passing all  
12 divisions of the examination, a fee to be determined by the board, not to exceed two  
13 hundred dollars, shall be charged for issuing a license. A registration fee to be  
14 determined by the board, not to exceed five hundred dollars, shall be charged to an  
15 individual domiciled outside Louisiana seeking to be registered in Louisiana. A fee  
16 to be determined by the board, not to exceed three hundred dollars, shall be charged  
17 to any corporation, professional architectural corporation as defined in R.S. 12:1086,  
18 architectural-engineering corporation as defined in R.S. 12:1171, or partnership,  
19 limited liability partnership, limited liability company, association, sole  
20 proprietorship, or other entity seeking to obtain a certificate of authority to practice

1 architecture in Louisiana, unless such entity is exempted from the fee by the board.

2 The board may not increase the fee for issuing a license or a certificate of authority  
3 by more than thirty dollars during any three-year period, and the board may not  
4 increase the registration fee charged to an individual domiciled outside of Louisiana  
5 seeking to be registered in Louisiana by more than fifty dollars during any three-year  
6 period.

7 §150. Renewal of license; renewal fees

8 \* \* \*

9 C. The failure to renew his license in proper time shall not deprive the  
10 architect of the right of renewal thereafter. The delinquent fee to be paid upon the  
11 renewal of a license by an architect domiciled in Louisiana at any time after the  
12 month of December in the year when such renewal fee first became due shall be  
13 determined by the board, not to exceed two hundred dollars. This delinquent fee shall  
14 be in addition to the renewal registration fee set forth in Subsection A of this Section.

15 D. The delinquent fee to be paid upon the renewal of a license by an  
16 architect domiciled outside Louisiana at any time after the month of December in the  
17 year when such renewal fee first became due shall be determined by the board, not  
18 to exceed five hundred dollars. This delinquent fee shall be in addition to the renewal  
19 registration fee set forth in Subsection B of this Section.

20 E. Every corporation, professional architectural corporation as defined in  
21 R.S. 12:1086, architectural-engineering corporation as defined in R.S. 12:1171, or  
22 any partnership, limited liability partnership, limited liability company, association,  
23 sole proprietorship, or other entity seeking to renew its certificate of authority in  
24 Louisiana shall, unless exempted by the board, annually pay a renewal fee to be  
25 determined by the board, not to exceed three hundred dollars, during the month of  
26 June. The board shall issue a renewal certificate of authority for the year upon  
27 receipt of the renewal fee payment.

28 F.(1) The delinquency fee to be paid by any corporation, professional  
29 architectural corporation as defined in R.S. 12:1086, any architectural-engineering

1        corporation as defined in R.S. 12:1171, or any partnership, limited liability  
 2        partnership, limited liability company, association, sole proprietorship, or other  
 3        entity, when the renewal fee set forth in Subsection C of this Section is paid at any  
 4        time after June in the year the fee first became due, shall be determined by the board,  
 5        not to exceed three hundred dollars.

6                (2) The payment of any delinquency fee shall be paid in addition to the  
 7        annual renewal fee.

8                G. The board may not increase the renewal fees or the delinquency fees set  
 9        forth in this Section by more than thirty dollars during any three-year period.

10        Section 2. If any provision of this Act or the application thereof is held invalid, such  
 11        invalidity shall not affect other provisions or applications of this Act which can be given  
 12        effect without the invalid provisions or applications, and to this end the provisions of this  
 13        Act are hereby declared severable.

14        Section 3. This Act shall become effective upon signature by the governor or, if not  
 15        signed by the governor, upon expiration of the time for bills to become law without signature  
 16        by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
 17        vetoed by the governor and subsequently approved by the legislature, this Act shall become  
 18        effective on the day following such approval.

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#### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB 532 Engrossed

2016 Regular Session

Falconer

**Abstract:** Authorizes the Louisiana State Board of Architectural Examiners to issue certificates of authority to certain entities and regulates fees.

Present law provides for certain fees. Proposed law authorizes the La. State Bd. of Architectural Examiners to issue certificates of authority. Proposed law authorizes the board to charge a fee to any corporation, professional architectural corporation as defined in present law (R.S. 12:1086), any architectural-engineering corporation as defined in present law (R.S. 12:1171), or any partnership, limited liability partnership, limited liability company, association, sole proprietorship, or other entity seeking to obtain a certificate of authority to practice architecture in La., unless such entity is exempted from the fee by the board. Proposed law limits the certificate of authority fee to no more than \$300.

Present law states, in pertinent part, that the board may not increase the fee for issuing a license by more than \$30 dollars during any three year period. Proposed law retains present law and applies the same restriction to fee increases relative to certificates of authority.

Present law regulates renewals of licenses and the assessment of renewal fees. Proposed law requires an annual renewal of certificates of authority issued pursuant to proposed law. Proposed law limits the renewal fee for certificates of authority to no more than \$300. Proposed law requires the board to issue a renewal certificate upon payment of the renewal fee.

Present law regulates delinquency payments relative to license renewals. Proposed law regulates delinquency payments relative to certificates of authority. Proposed law authorizes the board to assess a delinquency fee when the annual renewal fee is paid at any time after June in the year the fee first became due. Proposed law limits the delinquency fee to no more than \$300. Proposed law clarifies that the payment of any delinquency fee shall be paid in addition to the annual renewal fee.

(Amends R.S. 37:149 and 150(C)-(E); Adds R.S. 37:150(F) and (G))

#### Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Commerce to the original bill:

1. Make technical changes.
2. Reorganize proposed law to improve readability.