



American Society of
Landscape Architects

CLARB

Web Licensure Summit

August 18, 2020



STRONGER TOGETHER



Supporting our Members – Advocating for Responsible Licensure

Agenda



REVIEW OF LEGISLATIVE
ACTIVITY AND LEARNING



ARPL LONG-TERM
VISION



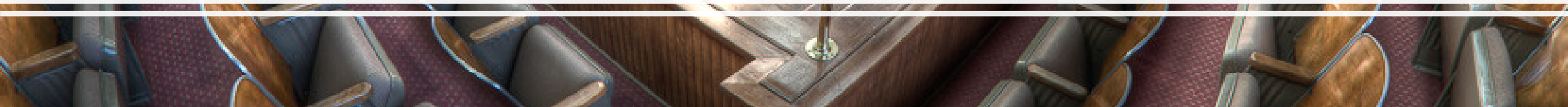
CLARB LONG-TERM
VISION



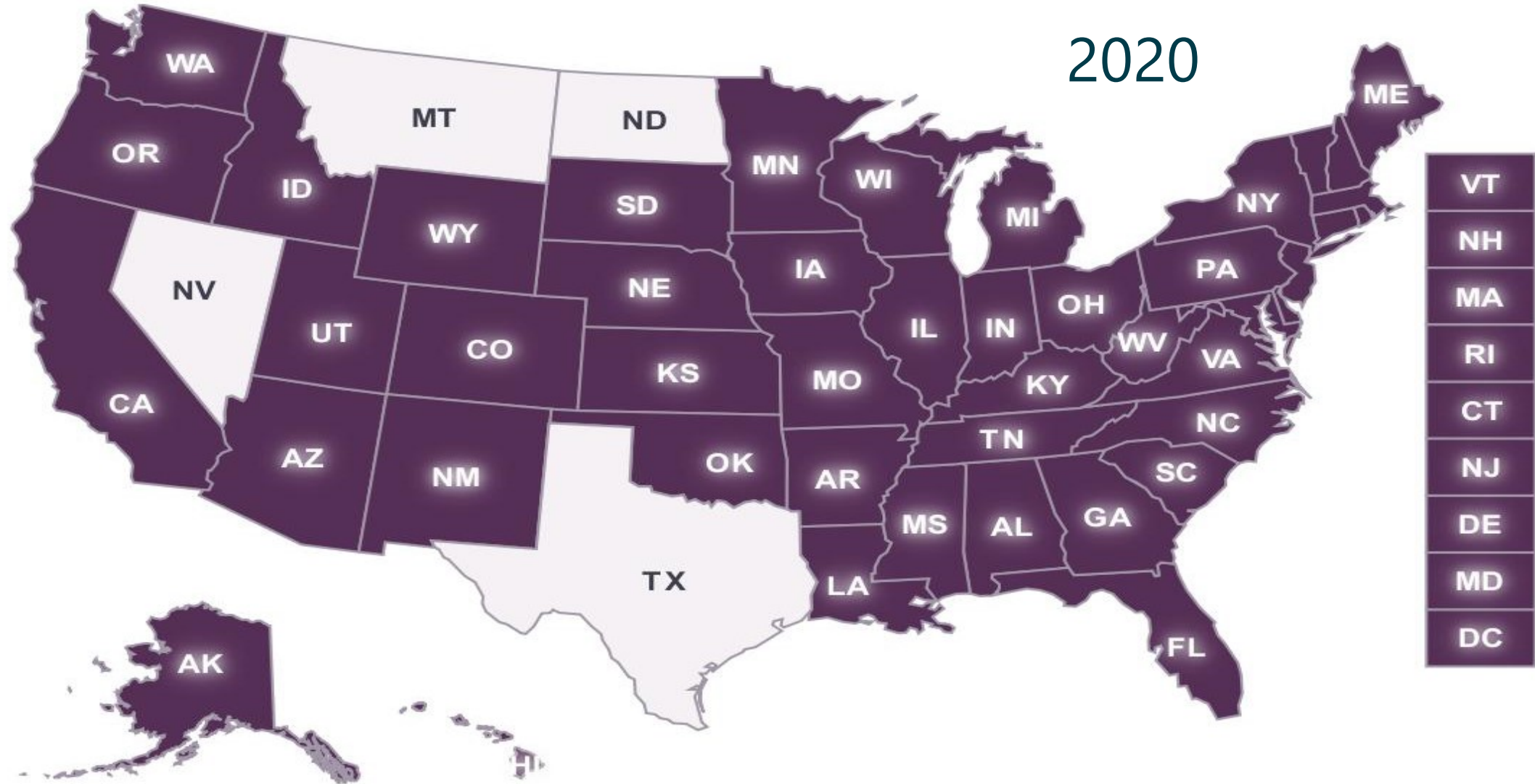
UPCOMING EVENTS

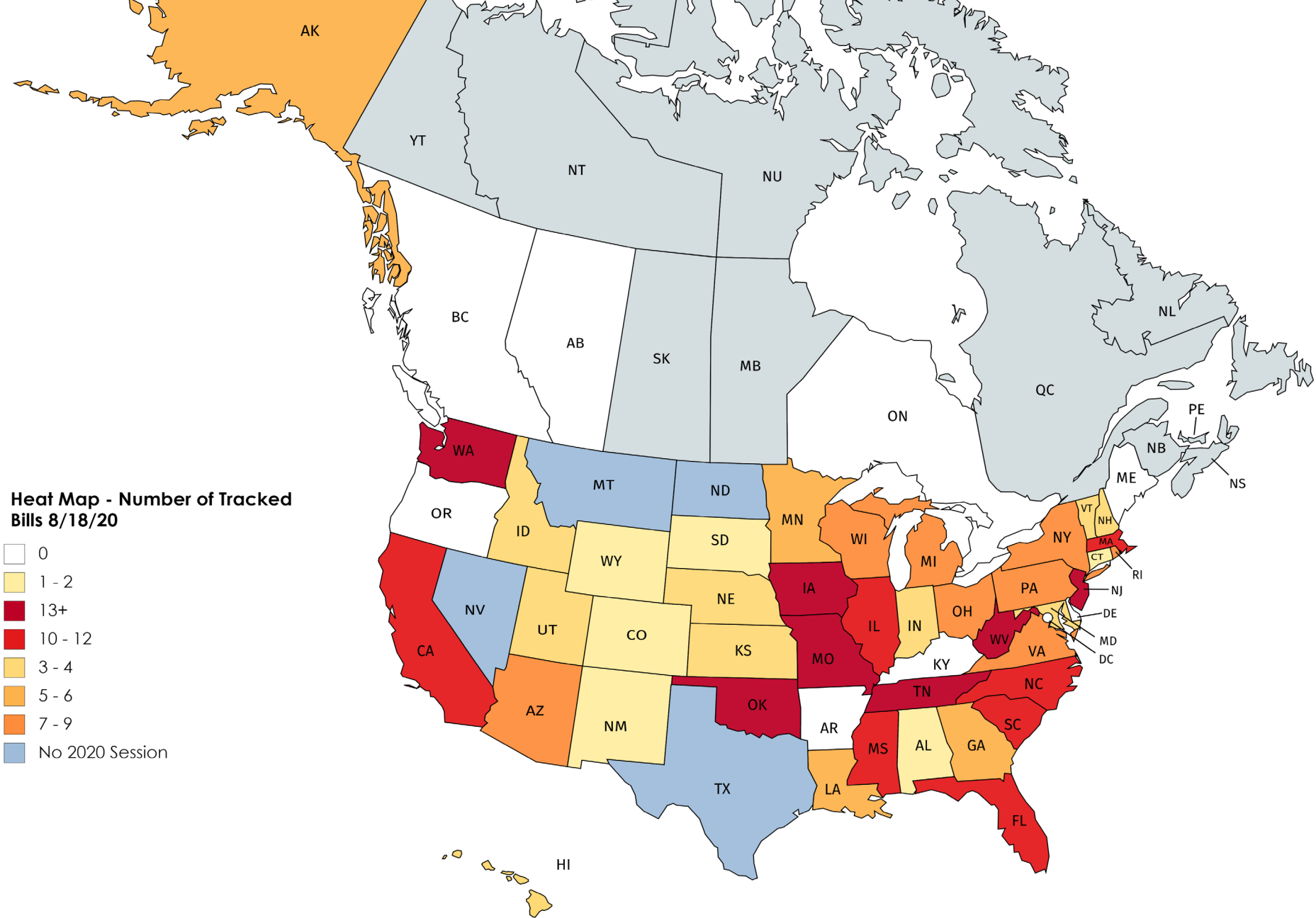


Review of Legislative Activity



Occupational Licensure Legislation





2020 Occupational Licensing Threats

Bill Type	Number of Bills	Passed	Still Active
Landscape Architecture Deregulation	0	0	0
Consumer Choice Act	3	0	0
Occupational Licensing Studies/Reviews	25	0	6
Right to Earn a Living	7	0	1
Sunrise/Sunset	31	1	7



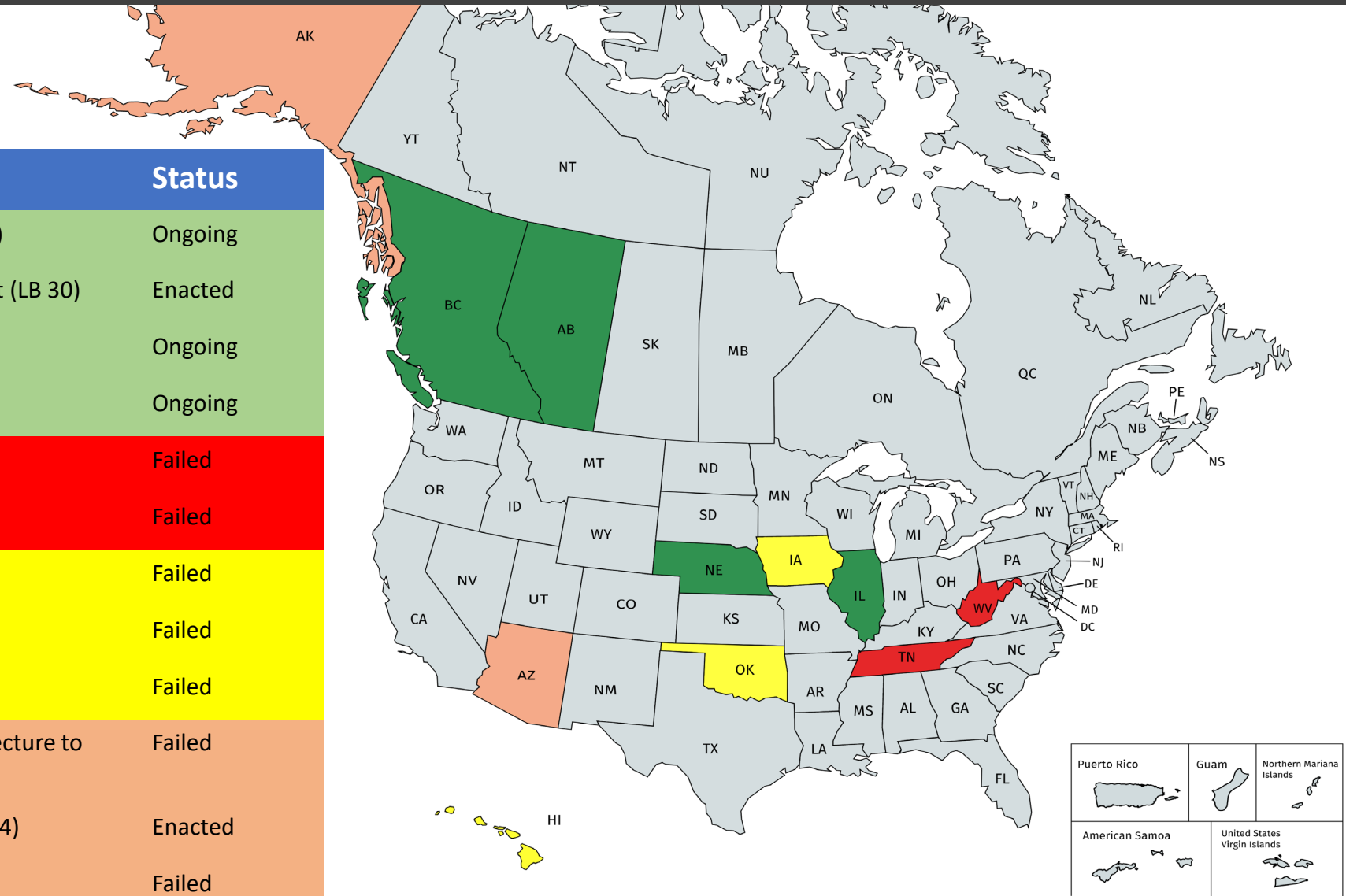
2020 Reducing Barriers Legislation

Bill Type	Number of Bills	Passed	Still Active
Second Chance Acts – Limits use of criminal history in licensing	45	11	11
Reciprocity Acts for Military Spouses, Veterans, Etc.	66	20	10
Student Loan Default Acts – Limit use of defaults in licensing decisions	2	0	2

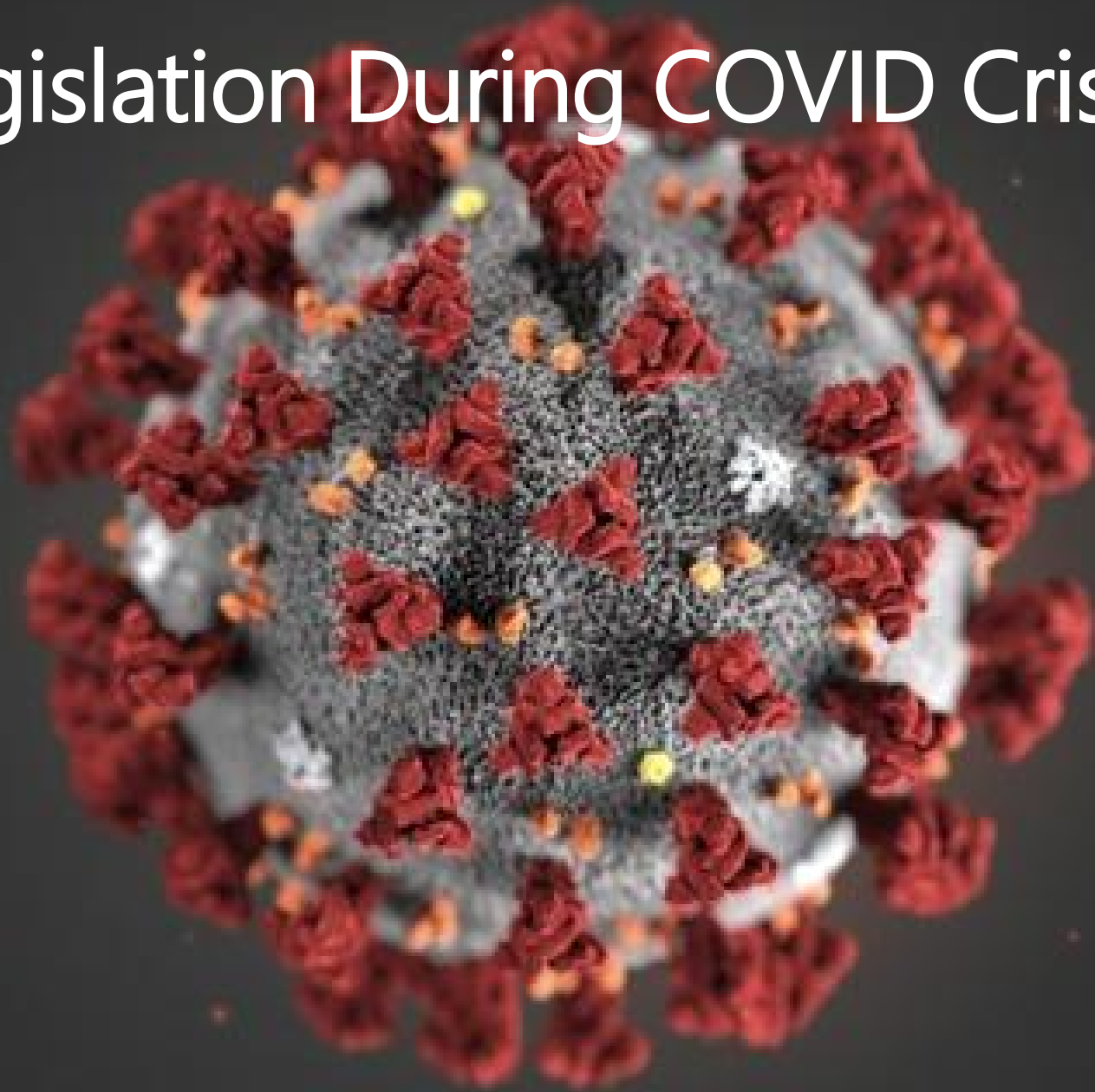


2020 Top 10 – Landscape Architecture Legislation

Legislation	State	Status
Practice Act	IL – Renewed Title Act (HB 4765)	Ongoing
	Nebraska – Updated Practice Act (LB 30)	Enacted
	BC – Prof. Governance Act	Ongoing
	AB – Review of Boards/Comm.	Ongoing
Consumer Choice	Tennessee	Failed
	West Virginia	Failed
Sunset	IA – SF2163 (FY 2022)	Failed
	HI – SB 202 (FY 2028)	Failed
	OK – HB 2831 (FY 2021)	Failed
Board Name/Composition	Alaska – Adds Landscape Architecture to Board Name (HB 291)	Failed
	AZ – Board Composition (SB 1274)	Enacted
	WV – HB 4860	Failed




Legislation During COVID Crisis



ARPL

Alliance for Responsible
Professional Licensing

A VOICE FOR ADVANCED PROFESSIONS



The Alliance for Responsible Professional Licensing (ARPL) promotes a responsible, balanced approach to professional licensing, educating policy makers and the public on the importance of high standards, rigorous education, and extensive experience within highly complex, technical professions that are relied upon to protect public safety and enhance public trust.

AND THEN... COVID-19



State legislatures hit
“pause” and turned
toward other priorities
– briefly



Now, a new
COVID-driven
dynamic to the
issue

A NEW FRONT: REFORM AS ECONOMIC RECOVERY

THE NEWNAN TIMES-HERALD

OPINION

The government just admitted that it's part of the problem

By THE NEWNAN TIMES-HERALD | Jun. 01, 2020 - 9:36 AM

"...the fact that many government operations need to be suspended to permit an economic resurgence is a tacit admission from the government that it often inhibits progress of various forms. As such, maybe **more regulations should be shelved permanently**, including many in Georgia."

Washington Examiner

OPINION

Prioritize licensing reform for health and economic recovery

by Ben Wilterdink | June 04, 2020 09:41 AM

"...as communities begin to reopen and seek to recover economically, **it is more important than ever to remove the barriers that would inhibit those efforts** while still protecting the public if the virus reemerges in the fall. Though there are many examples of unnecessary regulations that would hinder an economic recovery, **occupational licensing restrictions should be at the top of the list.**"

The Gazette

Iowa is advancing freedom with licensing reform

Gov. Reynolds expected to sign bill for universal recognition of out-of-state occupational licenses

"Iowa policymakers and businesses agree, the state needs skilled workers...By reducing onerous occupational licensing regulations, it will not only expand economic opportunities for those here, but also attract new workers into our state."

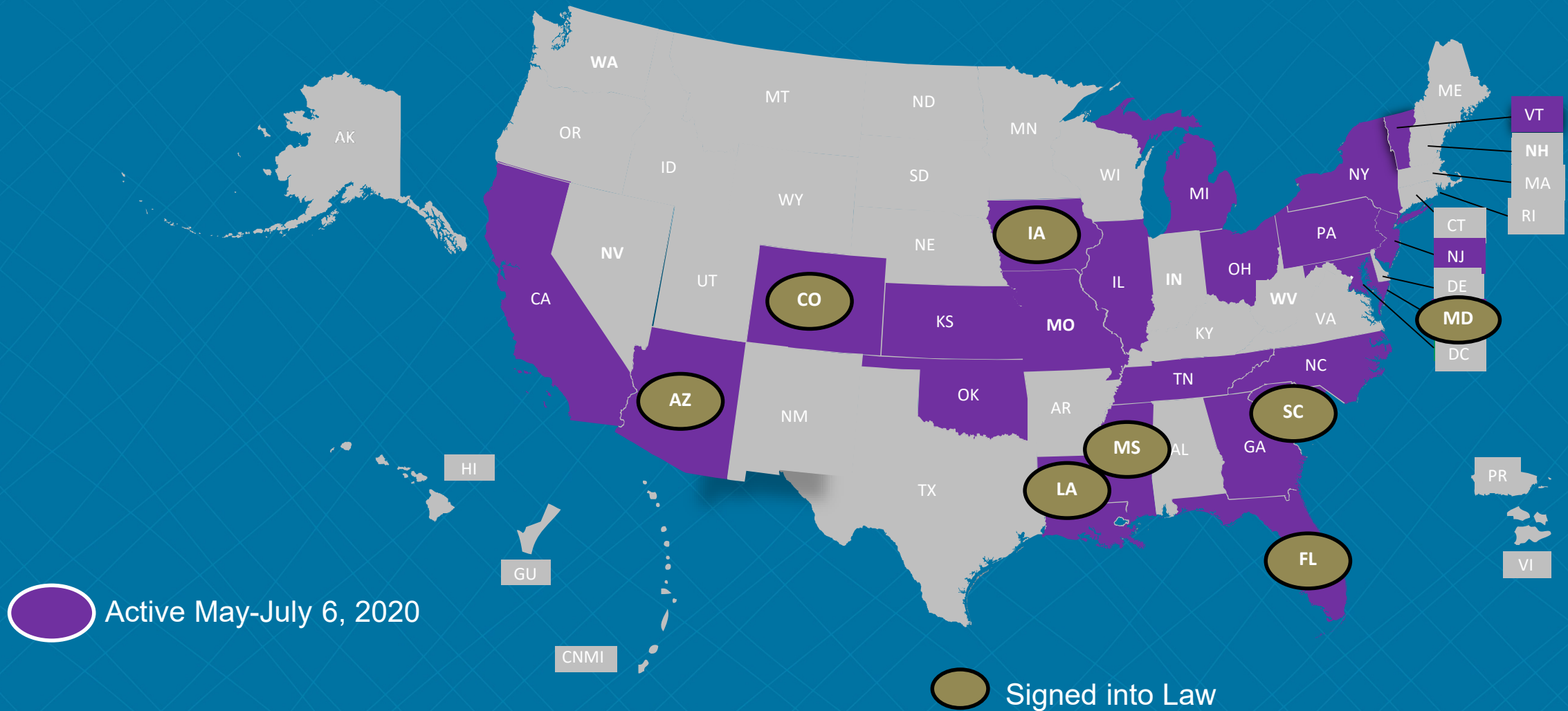
THE HILL

Deregulation should last post-COVID

BY HALEY HOLIK, OPINION CONTRIBUTOR — 06/02/20 05:00 PM EDT
THE VIEWS EXPRESSED BY CONTRIBUTORS ARE THEIR OWN AND NOT THE VIEW OF THE HILL

"...**states loosened licensing restrictions and requirements that limit out-of-state medical professionals from working in-state.** These government barriers make it expensive and time-consuming for medical workers to practice anywhere other than the state in which they obtained their license."

A NEW WAVE OF STATE ACTIVITY



A RECALIBRATED ARPL NARRATIVE

- In tone and message
 - View through the COVID lens
 - Inject a more assertive tack and tone in our commentary
 - More directly challenge the opposition
- In substance
 - Take ownership by redefining and advocating for the RIGHT type of licensing reform
 - Offer our solutions

A RECALIBRATED ARPL NARRATIVE



Consumers are right to demand rigorous professional licensing remain as states reopen

BY TOM SMITH, WENDY MILLER AND MATTHEW M. MILLER, OPINION CONTRIBUTORS — 06/23/20 04:30 PM EDT

“As we have seen throughout the current crisis, existing professional licensing models have allowed professionals to move to areas where their expertise is most needed without jeopardizing the public’s health, safety, and welfare. At all times, but especially during times of national crisis, **the public needs to have confidence that our nation’s critical physical and financial infrastructure is in the hands of competent, qualified professionals.**”

Strong Licensing Supports Recovery

- The recent crisis underscores the importance of strong licensing systems.
- Trust in licensing is why it was possible to mobilize. States could trust the qualifications.
- Responsible licensing supports jobs and helps fuel the economy.
- Licensing reform should focus on what makes the greatest positive impact for jobs and employers while protecting the public.
- Anti-licensing forces are using a crisis and distraction to push their long –standing, extreme agenda.

ARPL STRATEGIC POSITIONING

Reform is going to happen – the smart play is to shape it

- Redirect calls for reform into productive channels: namely, mobility
- Play to the public's support for mobility and concern over extreme proposals
- Position ARPL as a leader to shape responsible reform that works
- Promote our licensing systems as best practices and models from which to draw
- Offer guidance and practical fixes that achieve reform while protecting the public and existing strong licensing models

INTERSTATE PRACTICE REPORT

Licensed to Move: Pathways, Principles, and Pitfalls for Interstate Practice

Overview

A resource to help lawmakers understand the core components upon which interstate practice depend, along with pitfalls that can inadvertently create new barriers. This paper examines what lawmakers need to know and do to effectively **implement** interstate practice, including:

- Recognizing existing licensing systems that already
- Creating substantial equivalency in licensing requirements
- Establishing oversight and enforcement

Delivery and Promotion

- Release date of late July/early August
- Webinar briefing for state partners
- Pitch to lawmaker outlets/forums – e.g. NCSL programming
- Deliver to lawmakers via digital advertising in key states
- Leverage around NCSL's licensing report in the fall

ECONOMIC IMPACT RESEARCH

ARPL is partnering with Oxford Economics to commission a study that brings forward a sound, data-driven perspective on the true impacts of professional licensing

Objective

- Challenge the underlying assumptions driving calls for reform
 - Licensing is a barrier to entry
 - Licensing hinders access to professions
- Reinforce the benefits licensing provides to individuals, employers, and the public

Methodology

- Phase 1
 - Lit review
 - Data analysis
 - Qualitative interviews
- Phase 2
 - Data modeling

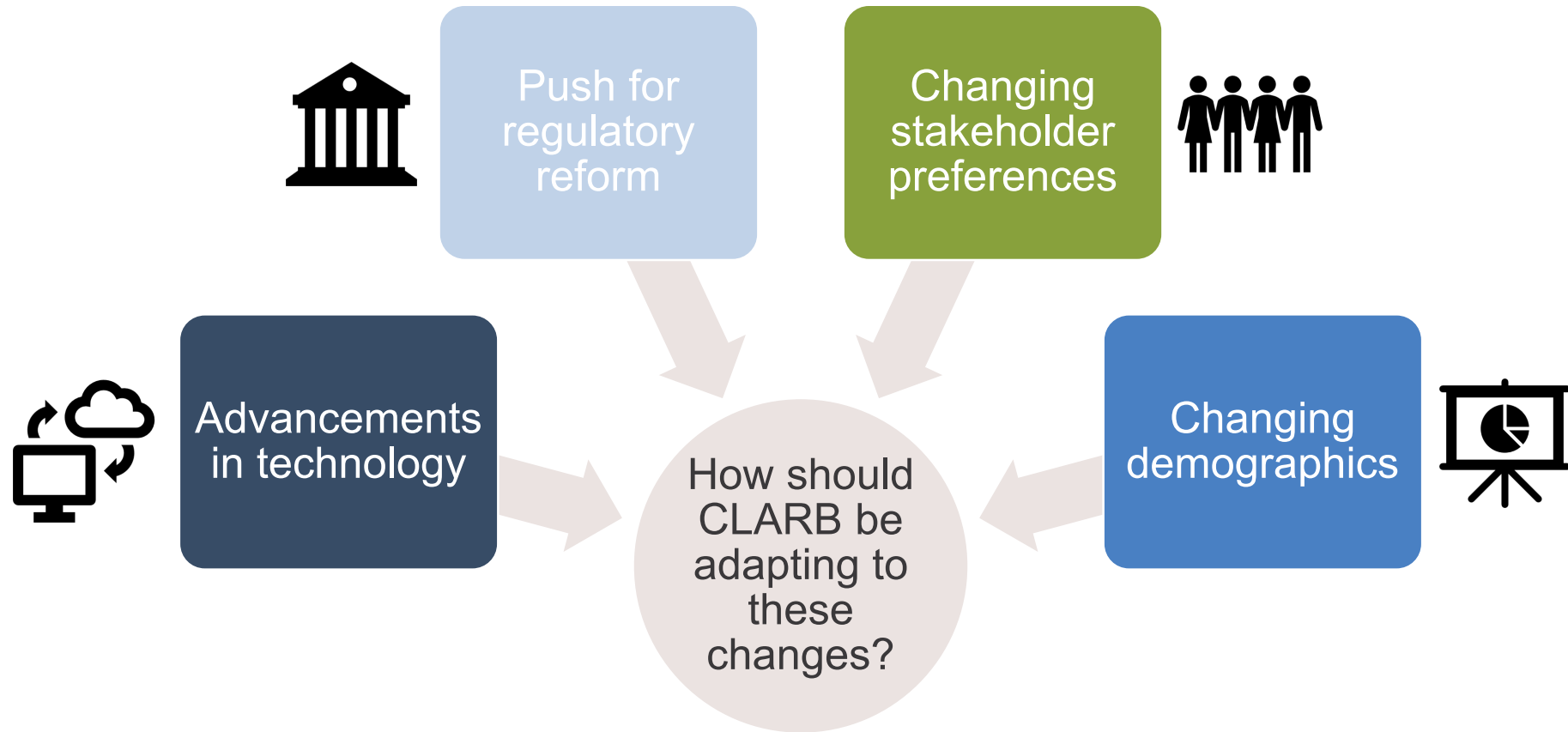
Timing

- Phase 1
 - July 1 - August 26
- Phase 2
 - August 26 - Oct. 26
- Release
 - Scheduled for November

CLARB

Rethinking Landscape Architecture
Regulation

Genesis of Rethink Regulation



Desired Outcomes

Reduce

Reduce the time to licensure

Harmonize

Harmonize licensure requirements across the US and Canada

Eliminate

Eliminate redundancies in the application process

Improve

Improve the experience for candidates, licensees and boards

Reduce the time to licensure

- Partnering with boards to make policy and process changes
 - Delegate administrative approval for licensure applications
 - Allow for direct application for the L.A.R.E.

FY 2020 Work

Partners

- Maryland
- Oregon
- Texas
- Virginia

Process

- Staff procedure analysis
- Board meeting discussion
- Next steps planning

Maryland Board



Initiatives

Elimination of pre-approval
for the exam



Process

Statutory Changes

Oregon Board



Initiatives

Elimination of pre-approval
for the exam



Process

Rules Changes

Texas Board



Initiatives

Elimination of pre-approval for the
exam

Reduction of the 6-month
experience requirement to take the
exam



Process

Statutory Changes

Virginia Board



Initiatives

Elimination of pre-approval
for the exam



Process

Procedural Changes

Harmonize licensure requirements

- Development of a uniform standard for licensure based on defensible requirements:
 - **Education:** Today, most candidates for initial licensure have accredited degrees while exceptions remain for alternative pathways.
 - **Exam:** There is strong consensus around passage of the L.A.R.E. as a core requirement for licensure.
 - **Experience:** The greatest variance exists related to experience requirement, which vary significantly from one jurisdiction to the next.

Hypotheses: What do we expect to find in answering the research question?

Pre-licensure work experience **teaches prospective landscape architects essential skills** needed to protect public health, safety and welfare that are not learned through other methods.

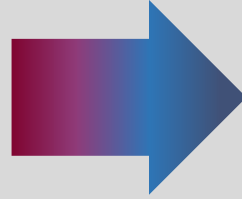
Pre-licensure work experience is **nonconsequential to a prospective landscape architect's ability to practice** in a way that protects public health, safety and welfare.



Research Plan Overview

Existing Data Analysis Phase

1. Bucket jurisdictions by experience requirements and explore correlations
2. Analyze education program internship data
3. Analyze snapshot/cross sectional data



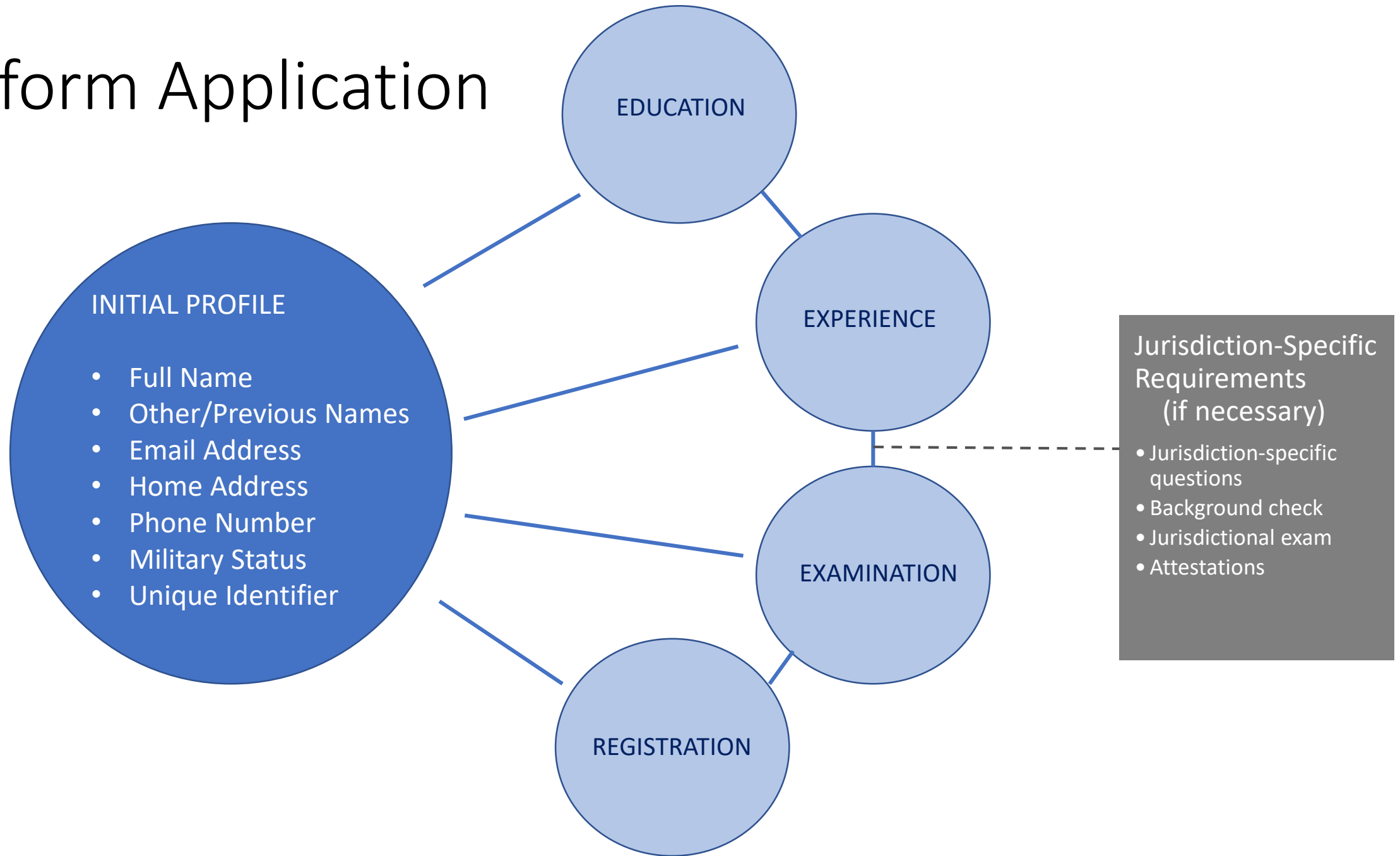
New Data Collection Phase

1. Conduct a candidate survey to better understand success factors
2. Conduct an expanded job task analysis (JTA) with a focus on core competencies
3. Field a separate research effort to assess "composite competence," outside of the JTA

Eliminate redundancies in the application process

- Development of a uniform application for licensure that can be used across all jurisdictions

Uniform Application



Application Components



1. Evaluation Summary

High-level licensure requirements evaluation
from CLARB



2. Supporting Details

Details of licensure requirements and supporting
documentation

EVALUATION SUMMARY

**This is a summary of the applicant's history and is not an evaluation of the record against CLARB's Standards of Eligibility for Council Certification.

APPLICATION INFORMATION

Name: Mariela Wagner **Council Record #:** 12001

Email: mcadima@clarb.org **Phone:** 703-123-5678

REGISTRATION SUMMARY

Jurisdiction	Date of Initial Licensure	Expiration Date
California	07/16/2018	07/30/2021

EXAMINATION SUMMARY

The Applicant Mariela Wagner has completed the examination for Licensure.

EDUCATION SUMMARY

Institution	Type	Category	Graduation Date
West Virginia University	Bachelor	Accredited LA	05/09/2016

WORK EXPERIENCE SUMMARY

Employer	Experience Evaluation Category	Duration
CLARB 12/01/2016-6/16/2020 Full Time	Landscape Architecture	4 yr(s), 6 mth(s)

DICIPLINARY ACTION SUMMARY

SUPPORTING DETAILS

Below are the comprehensive details of the applicant's history as verified by CLARB. The information is not an evaluation of the record against CLARB's Standard of Eligibility for Council Certification.

APPLICANT INFORMATION

Name: Mariela Wagner	Other/Previous Names: Mariela Cadima
Address: 1840 Michael Faraday Dr Suite 200 Reston, VA 20190	Military Status: N/A
Phone: 571-432-0332	DOB: 01/15/1989
Email: mcadima@clarb.org	Candidate ID: CAD101234
Council Record #: 12001	Council Record Status: Certified 2/4/2015

EDUCATION INFORMATION

Degree Type: Bachelor	Category: Accredited LA
Institution Name: West Virginia University	
Graduation Date: 05/09/2016	Verified By: Alison Swagner Date Verified: 06/08/2020

EXAMINATION DETAILS

Examination Section	Score	Date Pass/Credit Achieved
Score received 05/2020		
Exam 1	Pass	01/15/2020
Exam 2	Pass	01/15/2020
Exam 3	Pass	01/28/2020
Exam 4	Pass	01/28/2020

**The word "Credit" indicates a transition credit for the current section of the L.A.R.E.

REGISTRATION DETAILS

Jurisdiction	Initial Registration Date	Expiration Date	Registration Number
CA- California	07/16/2018	07/30/2021	012345

Applicant has derogatory information on file with Board of license has ever been suspended, revoked, or denied: No

Explanation:

Verified By: Sam Thompson **Title:** Executive **Date Verified :** 02/08/2020

DICIPLINARY INFORMATION

The following information is self-reported.

☐ Disciplinary History ☐ Any time lapsed or withdrawal of license: ☒ N/A

List State and Timeframe: N/A

Description of the Incident(s): N/A



Questions?

UPCOMING



EVENTS



Questions/Comments