

HOUSE No. 4856

The Commonwealth of Massachusetts

In the Year Two Thousand Ten

An Act Relative to the Licensure of Landscape Architects..

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 99 of Chapter 112 of the General Laws, as appearing in the 2008
2 Official Edition, is hereby amended by inserting, before the first sentence of the first paragraph:
3 “No person shall practice or offer to practice landscape architecture in the commonwealth, unless
4 such person shall have secured from the board a certificate of registration as a landscape
5 architect.”

6 SECTION 2. Said section 99, as so appearing, is hereby further amended by inserting
7 after the first paragraph the following paragraphs:-

8 The following persons and activities are exempted from the provisions of this chapter:
9 Any architect registered under the provisions of chapter 112; and any professional engineer
10 registered under section 45 of chapter 13.

11 Nothing in this chapter shall prevent a vendor of goods, services or materials, including
12 nurserymen, landscape nurserymen, gardeners, landscape gardeners, and general or landscape
13 contractors, from providing drawings or graphic diagrams necessary for the proper layout of his

14 goods or materials, or prevent a landscape designer from engaging in, for a fee, the design of
15 spaces utilizing plant materials and incidental paving and building materials or arranging for
16 installation of the same. Nothing in this chapter shall be construed in any manner to prohibit any
17 person from making plans, drawings, or specifications for the personal use and enjoyment of any
18 property owned by him. Notwithstanding the provisions of this section, any person exempted
19 under this section or any persons engaged in activities exempted under this section shall not use
20 the title "landscape architect" unless such persons comply with the provisions of this chapter.

21 SECTION 3. Section 101 of Chapter 112 of the General Laws, as appearing in the 2008
22 Official Edition, is hereby amended by striking out, in lines 3-4, the words “he is at least twenty-
23 three years of age and of good moral character”.

24 SECTION 4. Section 101 of Chapter 112 of the General Laws, as so appearing, is hereby
25 further amended by striking out, in lines 5-6, the words “he is a citizen of the United States or
26 has legally declared his intention of so becoming”.