

Regular Session, 2012

HOUSE BILL NO. 1063

BY REPRESENTATIVES SIMON AND ORTEGO

ARCHITECTS: Provides relative to the practice of architecture through firms

1 AN ACT

2 To enact R.S. 37:158, relative to the practice of architecture; to provide for firm practices;
3 to provide for licensure by the State Board of Architectural Examiners; to provide
4 for promulgation of rules; to provide an effective date; and to provide for related
5 matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 37:158 is hereby enacted to read as follows:

8 §158. Firm practice; licensure; promulgation of rules and regulation

9 A. All domestic firms and foreign firms qualifying to do business in the state
10 of Louisiana, which practice or offer to practice architecture in the state of Louisiana
11 are subject to regulation and supervision by the board, and the board, in
12 implementation of this Section, may issue rules and regulations further governing the
13 conduct and activities of such firms.

14 B. Within thirty days after the issuance by the secretary of state of a
15 certificate of incorporation of a Louisiana corporation formed pursuant to the
16 Louisiana Business Corporation Law, R.S. 12:1 et seq., the Louisiana Nonprofit
17 Corporation Law, R.S. 12:201 et seq., or the Louisiana Architectural-Engineering
18 Corporation Law, R.S. 12:1171 et seq., or the issuance by the secretary of state of a
19 certificate of organization of a Louisiana limited liability company formed pursuant
20 to the Louisiana Limited Liability Company Law, R.S. 12:1301 et seq., or the

1 qualification of a foreign corporation or foreign limited liability company in the state
2 of Louisiana which practices or offers to practice architecture in the state of
3 Louisiana, the firm shall file an application for licensure with the board on a form
4 provided by the board.

5 C. Within sixty days after the firm files with the board the application
6 required above, the board, in the event the firm is otherwise in compliance with the
7 provisions of this Chapter and the rules and regulations issued by the board
8 governing firms, shall issue a license. Any firm having been so licensed by the
9 board shall have the authority to contract to deliver such architectural services, and
10 therefore shall be subject to disciplinary action as provided in this Chapter.

11 Section 2. This Act shall become effective upon signature by the governor or, if not
12 signed by the governor, upon expiration of the time for bills to become law without signature
13 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
14 vetoed by the governor and subsequently approved by the legislature, this Act shall become
15 effective on the day following such approval.

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)]

Simon

HB No. 1063

Abstract: Allows for the licensure and regulation of architectural firms.

Present law regulates the practice of architecture through the State Board of Architectural Examiners.

Proposed law provides for the regulation by the board of domestic and foreign firms doing business in the state. Requires such firms to apply for licensure within 30 days of issuance of a certificate of incorporation by the secretary of state. Requires the board to issue a license to such firms within 60 days of application if all requirements of regulation are met. Allows the board to adopt rules and regulations. Provides that licensure subjects such firms to disciplinary actions for violations of the regulatory provisions.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 37:158)