STATE OF NEW HAMPSHIRE

OFFICE OF LEGISLATIVE SERVICES
ADMINISTRATIVE RULES

STATE HOUSE ANNEX
25 CAPITOL STREET, ROOM 234
CONCORD, NH 03301

Rulemaking Notice Form

Notice Number: 2026-236

Rule Number: Lsa 400

1. **Agency:** Board of Landscape Architects

   Agency Address: Board of Landscape Architects
   c/o Office of Professional Licensure and Certification
   7 Eagle Square
   Concord, NH 03301
2. **RSA Authority:** RSA 310-A:143, I
3. **Federal Authority:**
4. **Action(s):** Repeal, Readopt w/Amendment
5. **Short Title:** Continued Status
6. **(a) Summary of what the rule says and of any proposed amendments including whether the rule implements a state statute for the first time:**

   The Board of Landscape Architects (Board) is seeking to readopt with amendment Lsa 400. The Board is seeking to align their rules with the passage of HB 82 of the 2025 session (Chapter Law 161:3) which repealed RSA 310-A:154-155 and RSA 310-A:158. The Board is seeking to tie its disciplinary sanction to the rules of the Office of Professional Licensure and Certification (OPLC). The Board is further seeking to clarify its continuing education requirements and the applicable rules to comply with current law. These changes include removing the ability for the Board to waive continuing education requirements as they are required by law.

X **Does this rule implement a state statute for the first time?**

If yes, please explain:

These rules implements repeals made by the legislature in 2025 in NH Ch. 161:3 (HB 82).

6. **(b) Brief description of the groups affected:**

Individuals governed by the Board of Landscape Architects.

6. **(c) Specific section or sections of state statute or federal statute or regulation which the rule is intended to implement:**

RULE	**STATUTE**
Lsa 401.01	RSA 310:8, II & III; RSA 310-A:143, I(d)
Lsa 401.02 (Repeal)	RSA 310:8, II and III
Lsa 401.03 (Repeal)	2025, 161:3
Lsa 401.04 (Repeal)	2025, 161:3
Lsa 401.02 (formerly Lsa 401.05)	RSA 310:8, III
Lsa 401.06 (Repeal)	2025, 161:3
Lsa 402.01	RSA 310:10, II;
Lsa 402.02	RSA 310:10, II, VII; RSA 310:12
Lsa 402.03	RSA 310:12, I(e); RSA 310:12, V
Lsa 402.04 (Repeal)	2025, 161:3
Lsa 403.01	RSA 310-A:150; RSA 310-A:143, I (d)
Lsa 403.02	RSA 310-A:143, I(d)
Lsa 403.03	RSA 310-A:143, I(d); RSA 310-A:150
Lsa 403.04	RSA 310-A:150
Lsa 403.05	RSA 310-A:143, I(f)
Lsa 403.06 (Repeal)	RSA 310-A:143, I (d); 2025, 161:3, II
Lsa 403.07 (Repeal)	RSA 310-A:143, I (d); 2025, 161:3, II
Lsa 403.08 (Repeal)	RSA 310-A:143, I (d); 2025, 161:3, II

7. **Contact person for copies and questions including requests to accommodate persons with disabilities:**

Name: Carson Hansford	**Title:** Administrative Rules Coordinator
Address: Office of Professional Licensure and Certification 7 Eagle Square Concord NH 03301	**Phone Number:** (603) 271-7809
	FAX Number:
	Email: oplc-rules@oplc.nh.gov

8. **Deadline for submission of materials in writing or, if practicable for the agency, in the electronic format specified:**

   Thursday, December 17, 2026

   _ **Fax**

   X **Email** oplc-rules@oplc.nh.gov

   _ **Other**

9. **Public hearing scheduled for:**

   Date: Thursday, December 10, 2026

   Time: 9:05 AM

   Place: Office of Professional Licensure and Certification
   7 Eagle Square
   Concord NH 03301

   Electronic Access, if applicable: N/A

10. **Fiscal Impact Statement (Prepared by Legislative Budget Assistant):**

    FIS #: 26:244, dated: Thursday, October 22, 2026

    1. Comparison of the costs of the proposed rule(s) to the existing rule(s):

    When compared to the existing rules, the proposed rules will increase costs to certain State citizens. Not applicable to the various rules being repealed

    2. Cite the Federal mandate. Identify the impact on state funds:

    No federal mandate, no impact on state funds.

3. Cost and benefits of the proposed rule(s):

The fee provisions referenced in Lsa 400 rules are applicable to Plc 1002.23, relative to application processing and licensing fees for the profession regulated by the Board of Landscape Architects.

Any costs regarding administrative fines in Lsa 402.03 are applicable to Plc 311.10, Plc 311.11, and RSA 310:12.

Any costs regarding audit process referred to in the repeal Lsa 403.05(c) are applicable to Plc 308.04, relative to continuing competence; documentation and audits.

Any costs regarding continuing education requirements are applicable to RSA 310-A:150.

A. To State general or State special funds:

None.

B. To State citizens and political subdivisions:

Continuing education waivers are no longer accepted by the Board pursuant to the proposed repeal of Lsa 403.07. As a result, individuals who previously qualified for a waiver are no longer eligible and will now be required to complete the continuing education requirements at an indeterminable cost. None to political subdivisions.

C. To independently owned businesses:

None.

11. **Statement Relative to Part I, Article 28-a of the N.H. Constitution:**

There are no costs associated with these rules. These rules do not apply to political subdivisions. These rules do not mandate or assign any new, expanded, or modified programs or responsibilities to any political subdivision in such a way as to necessitate additional local expenditure, and therefore, do not violate Part I, Article 28-a of the N.H. Constitution.