

Figure: 22 TAC §3.232(j)

<b>Violation</b>	<b>Rule or Statutory Citation</b>	<b>Recommended Penalty</b>
Unauthorized duplication of certificate of registration or failure to display certificate of registration as required	§3.62	Administrative penalty
Unlawful practice of landscape architecture while registration is on emeritus status	§3.67(b)	Administrative penalty
Practice of landscape architecture while registration is inactive or expired	§3.68	Administrative penalty
Failure to fulfill mandatory continuing education requirements	§3.69	Administrative penalty
Failure to timely complete required continuing education program hours	§3.69	Administrative penalty
Falsely reporting compliance with mandatory continuing education requirements	§3.69	Administrative penalty
Failure to maintain a detailed record of continuing education activities	§3.69	Administrative penalty
Use of non-compliant seal by registrant	§3.102	Administrative penalty
Failure to seal or sign documents	§3.103 §3.105 §3.122(c), (e)	Administrative penalty
Failure to mark documents issued for purposes other than regulatory approval, permitting or construction as required	§3.103(b)	Administrative penalty
Sealing or authorizing the sealing of a document prepared by another without Supervision and Control or Responsible Charge – “plan stamping”	§3.104(a) and (b) §3.122(c) and (e)	Administrative penalty and either suspension or revocation
Failure to take reasonable steps to notify sealing Landscape Architect of intent to modify that Landscape Architect’s sealed documents	§3.104(d)	Administrative penalty
Failure to indicate modifications or additions to a document prepared by another Landscape Architect	§3.104(e)	Administrative penalty, suspension, or both

Removal of seal after issuance of documents	§3.104(e)	Administrative penalty
Failure to maintain a document for 10 years as required	§3.103(g) §3.105(b) §3.122(d)	Administrative penalty
Unauthorized use of a seal or a copy or replica of a seal	§3.104(c)	Administrative penalty, suspension, or both
Failure to comply with requirements relating to preparation of only a portion of a document	§3.104(b)	Administrative penalty, suspension, or both
Violation of requirements regarding prototypical design	§3.105	Administrative penalty, suspension, or both
Failure to provide Statement of Jurisdiction	§3.106	Administrative penalty
Failure to report a course of action taken against the landscape architect's advice as required	§3.106(d)	Administrative penalty and either suspension or revocation
Failure to enter into a written agreement of association when required	§3.122	Administrative penalty
Failure to exercise Supervision and Control over the preparation of a document as required	§3.122(c)	Administrative penalty, and either suspension or revocation
Failure to exercise Responsible Charge over the preparation of a document as required	§3.122(e)	Administrative penalty, and either suspension or revocation
Failure of a firm, business entity, or association to register	§3.124(a) and (b)	Administrative penalty
Failure to timely notify the Board upon dissolution of a business entity or association of loss of lawful authority to offer or provide landscape architecture	§3.124(c)	Administrative penalty, suspension, or both
Offering or rendering Landscape Architecture by and through a firm, business entity or association that is not duly registered	§3.124 §3.146(a)(2)(B)	Administrative penalty
Gross incompetency	Tex. Occ. Code §1052.252(7) §3.142	Administrative penalty and either suspension or revocation
Recklessness	Tex. Occ. Code §1052.252(7) §3.143	Administrative penalty and either suspension or revocation

Dishonest practice	Tex. Occ. Code §1052.252(9) §3.144(a), (b)	Administrative penalty and either suspension or revocation
Offering, soliciting or receiving anything or any service as an inducement to be awarded publicly-funded work	§3.144(c)	Administrative penalty, suspension, and/or revocation, and payment of restitution
Conflict of interest	§3.145	Administrative penalty and either suspension or revocation
Participating in a plans, scheme or arrangement to violate the Act or the rules of the Board	§3.146(a)	Administrative penalty, suspension and/or revocation
Failure to provide information regarding an Applicant upon request; failure to report lost, stolen or misused landscape architectural seal	§3.146(b), (c)	Administrative penalty
Unauthorized practice or use of title "landscape architect"	§3.123 §3.148	Administrative penalty, suspension, revocation, denial of application, denial of reapplication for up to five years, and/or probationary initial registration
Criminal conviction	§3.149	Suspension or revocation
Gross incompetence caused by substance abuse	§3.150	Indefinite suspension until respondent demonstrates terminating suspension will not imperil public safety, followed by probated suspension if appropriate
Violation by Applicant regarding unlawful use of title "landscape architect", unlawful practice, or criminal convictions	§3.148 §3.149 §3.151	Administrative penalty, suspension, revocation, denial of application, denial of reapplication for up to five years, and/or probationary initial registration
Failure to submit a document as required by the Architectural Barriers Act	Tex. Occ. Code §1052.252(8) §3.170	Administrative penalty
Failure to respond to a Board inquiry	§3.171	Administrative penalty
Using fraud or deceit in obtaining a certificate of registration, or giving false or forged evidence to the Board or a Board member in obtaining or assisting another person to obtain a certificate of registration	Tex. Occ. Code §1052.252(2) or (3)	Administrative penalty, suspension, revocation, denial of application, denial of reapplication for up to five years, and/or probationary initial registration

Using or attempting to use as the person's own the certificate of registration of another person.	Tex. Occ. Code §1052.252(4)	Administrative penalty, suspension, revocation, denial of application, denial of reapplication for up to five years, and/or probationary initial registration
Use of the term “engineer,” “professional engineer,” or related term or otherwise creating the impression that one is authorized to practice engineering unless the person is registered under Occupations Code Chapter 1001	Tex. Occ. Code §1052.252(5)	Administrative Penalty
Use of the term “surveyor” or related term or otherwise creating the impression that one is authorized to practice surveying unless the person is registered under Occupations Code Chapter 1071	Tex. Occ. Code §1052.252(6)	Administrative Penalty
Aiding or abetting an unregistered person in violating Occupations Code Chapters 1051, 1052, or 1053	Tex. Occ. Code §1052.252(10)	Administrative penalty equivalent to that which would be appropriate for the underlying conduct by the unregistered person, and/or suspension or revocation