



Oregon

**State Board of Examiners for
Engineering & Land Surveying**

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RULES & REGULATIONS COMMITTEE

August 2, 2007

Members present:

Grant Davis, Chair

Dan Linscheid

John Seward

Amin Wahab

Staff present:

Mari Lopez, Executive Secretary

Jenn Gilbert

Others present:

Bob Neathamer (observer)

Joanna Tucker-Davis, AAG

The meeting of the Rules and Regulations Committee was called to order at 1:05 p.m. in the conference room of the OSBEELS office at 670 Hawthorne Avenue SE, Suite 220, Salem, OR 97301.

New Business:

“Suspended” Status

As a result from the discussion held related to the Policy for Conducting a Random Audit of registrants at the July board meeting, the Committee further discussed the “suspend” status. Also provided for consideration by the Committee was an email dated September 30, 2005, regarding suspended licenses and an AAG memorandum (November 30, 2005), regarding the update of the prior Procedures for Conducting a Random Audit of Licensed Engineers and Land Surveyors. The concern was held regarding the placing a registrant’s license in the “suspend” status for non-compliance. AAG Tucker-Davis supported the previous information and summarized a legal analysis to the Committee that the statute addresses this status and the legislative intent follows the dictionary definition of the term. Therefore, implementing a rule to define the status of “suspend” is not necessary. The Committee will re-present the Policy for Conducting a Random Audit of Registered Professional Engineers, Land Surveyors, and Photogrammetrists for approval at the September board meeting.

Policy Manual

Chair Davis brought to the attention of the Committee that the January 14, 2003 Policy Manual is not in use. However, a formal motion of the board has not voided this publication. Through the work of the various committees of the board, along with former AAG Dahlin, policies

contained in the January 14, 2003 Policy Manual related to the examination, licensure, and other board related internal processes were adopted as Oregon Administrative Rules. Since the change of administrators of the agency, effective November 2003, the Policy Manual dated January 14, 2003 has not been utilized. After discussion, it was determined that the Committee will present a motion to void the Policy Manual dated January 14, 2003 at the September board meeting.

Renewal Form

The Committee discussed the current renewal form. As a result of proposed rules and changes to statutes, Ms. Lopez informed the Committee that AAG Tucker-Davis will be requested to review the form and information contained within prior to completing any revisions.

Unfinished Business:

Article for the Oregon Examiner

Chair Davis distributed a draft of the exempt article for the upcoming Oregon Examiner for discussion. AAG Tucker-Davis was requested to review the article for legal compliance and comments from the members related to the article will be sent to staff. There was no further discussion.

Review of Examinations

Mr. Neathamer requested a minor change to OAR 820-010-0470 – Review of Examinations. It was established from an April 2007 exam appeal, that an individual may submit a successful request for rescore within 5 points; not only within 2 points. After discussion, the Committee drafted a revised version that will be presented at the September board meeting.

The meeting adjourned at 1:55 p.m.