



Oregon

STATE BOARD OF EXAMINERS
FOR ENGINEERING &
LAND SURVEYING

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RULES AND REGULATIONS COMMITTEE

Minutes of Meeting
April 8, 2016

Members present:

Ken Hoffine, Chair
Chris Aldridge
Bill Boyd
Logan Miles
Amin Wahab

Staff present:

Mari Lopez, Board Administrator
Jenn Gilbert, Executive Assistant

Others present:

Katharine Lozano, Assistant Attorney General

The meeting of the Rules and Regulations Committee (RRC) was called to order at 9:38 a.m. in the OSBEELS Conference Room at 670 Hawthorne Avenue SE, Suite 220, Salem, OR 97301.

Public Comment

There was no discussion.

Unfinished Business

OAR 820-010-0720 – Advertising for or Offering to Perform Services without Employing a Licensee or Certificate Holder; Engineering, Land Surveying and Photogrammetry Offices – Draft language

The Committee reviewed draft language with revisions to accommodate the exceptions found in Oregon Revised Statute (ORS) 672.060(9). A Question form was also submitted from Lance King inquiring what is acceptable leave for the business' qualifying registrant and what would constitute a "project site" as used in the rule. Mr. King offered leave considerations that included vacations, illnesses, work related traveling, and attending seminars to obtain professional development hours. After an extensive discussion on this issue and others, the Committee felt the examples given were acceptable business practice, although AAG Lozano noted that it would be the Law Enforcement Committee, not the RRC that would determine and make recommendations to the Board whether or not to sanction a business if its qualifying registrant was not present unless the RRC affirmatively addressed that issue in the rule. The Committee also discussed deleting language referring to a "project office" and incorporated numerous additional revisions. It was moved and seconded (Aldridge/Boyd) to recommend the Board move forward with the Rulemaking Process for OAR 820-010-0720 as revised. The motion passed unanimously.

OAR 820-040-0030 – Traffic Engineering – Draft language

To assist in the efforts of redrafting OAR 820-40-0030, AAG Lozano requested staff to gather additional information on other branches previously recognized by the Board. Information should include the branch and whether any individuals still hold a registration in the branch. The Committee tabled this matter for consideration in June.

New Business

OAR 820-010-0520 – Registrant or Certificate Holders Not Qualified to Practice

Staff briefly summarized the housekeeping changes in the draft language. The language to pass the take-at-home examination is being deleted since it was discontinued. Since the Board requires 15 professional development hours per year, there is no maximum of 30 and therefore this language is being deleted. It was moved and seconded (Boyd/Hoffine) to recommend the Board move forward with the Rulemaking Process for OAR 820-010-0520 as presented. The motion passed unanimously.

The meeting adjourned at 10:48 a.m.