Members Present
Logan Miles, Chair
Chris Aldridge
Amin Wahab

Members Absent
Bill Boyd (excused)

Staff Present
Mari Lopez, Administrator
Jenn Gilbert, Deputy Administrator
Eric Engelson, Communications Coordinator

Other Present
Katharine Lozano, Assistant Attorney General
Daren Cone, Observer
Bob Neathamer, Observer

The meeting of the Rules and Regulation Committee (RRC) was called to order at 10:46 a.m. in the OSBEELS Conference Room at 670 Hawthorne Avenue SE, Suite 220, Salem, Oregon 97301.

Public Input
No public input.

Unfinished Business
OAR 820-010-1020
Mr. Miles summarized the drafted amendments to Oregon Administrative Rule (OAR) 820-010-1020. The amended language pertained to allowing a professional land surveyor (PLS) to be used as a supervisory reference on a PE application and clarification of the six of nine required academic subjects that must be completed within an applicant’s degree’s coursework for the committee’s consideration. The committee had no edits or issues with the drafted language. It was moved and seconded (Miles/Wahab) to forward the drafted language to OAR 820-010-1020 to the Board for approval. The motion passed unanimously.

Following a conversation regarding supervisory references and OAR 820-010-2020, the committee decided the Board would need to further discuss the topic of PLS and PE supervisory references for experience gained. AAG Lozano recommended removing the drafted language
pertaining to PLS supervisory references on a PE application in the rule and approving the rest of the revisions, the committee agreed. It was moved and seconded (Wahab/Aldridge) to accept and forward the drafted language to OAR 820-010-1020 to the Board for approval. The motion passed unanimously.

Petition for a new rule – Jay Beeks
OAR 820-010-0505 & OAR 820-010-0520
As discussed during the February RRC meeting, draft language was presented related to the petition for new rules for an “inactive” or “retired” status not predicated upon serious illness or disability. AAG Lozano noted that in order for a registrant to be deemed “inactive” they must be licensed in another state and keep up on their continuing professional development (CPD) hours. The committee further discussed how it should view registrants who are having medical issues which prevent them from performing their work or maintaining “active” status. AAG Lozano noted under these new rules it would work best for them to go into “retired” status and then become “active” once they are able to perform work again.

The committee looked into the amount of CPD hours required for an “inactive” registrant to become “active” again if they maintain such a status in another jurisdiction. They agreed PE, PLS, and RPP registrants must provide evidence of completing 30 CPD hours, 10 CPD hours for water right examiners. AAG Lozano then reviewed the updated amended language with the committee. It was moved and seconded (Aldridge/Miles) to accept the modified language and recommend to the Board. The motion passed unanimously.

New Business
OAR 820-010-2020
AAG Lozano noted the committee must review the modified language to OAR 820-010-2020 which will allow PEs to be a supervisory reference on a PLS application for registration, as long as the work they supervised is qualifying work within a PLS project. Mr. Miles argued the two professions have work that crosses over between them; however, there is only one PLS designation and multiple branches of professional engineers (civil, mechanical, etc.) who may not have the experience on such land surveying projects but under this revision would be able to be used as a supervisory reference. With multiple committee members in agreement with Mr. Miles, AAG Lozano recommended referring that topic to the Board for discussion. It was moved and seconded (Miles/Wahab) to not recommend forwarding the amended OAR 820-010-2020 language to the Board. The committee briefly discussed the type of work and supervision that would be accepted on PE and PLS applications as Mr. Miles believed it needed to be outlined. AAG Lozano recommended the current motion be rescinded and the conversation about supervisory references be brought before the Board for discussion. Mr. Miles rescinded his current motion and it was moved and seconded (Aldridge/Miles) to not recommend forwarding the amended language to OAR 820-010-2020 and OAR 820-010-1020 and recommend the Board discuss further. The motion passed unanimously.

OAR 820-010-3010
The committee reviewed the revisions to OAR 820-010-3010 that renumbered referenced rules (minor housekeeping). It was moved and seconded (Miles/Aldridge) to approve revisions to OAR 820-010-3010 and send to the Board for approval. The motion passed unanimously.
OAR 820-010-5000
The committee reviewed the revisions to OAR 820-010-5000 that provide a deadline to withdraw from an examination administration and forward the examination form and fees to the next administration. It was moved and seconded (Miles/Wahab) to approve revisions to OAR 820-010-5000 and send to the Board for approval. The motion passed unanimously.

OAR 820-010-0510 & OAR 820-025-0005
The committee reviewed modifications to OAR 820-010-0510 and OAR 820-025-005. The modifications pertained to the approved seal registrants are allowed to use when they are applying for license renewal and the review of their renewal application extends past their registration expiration date. It was noted that when a timely application for renewal is made, in accordance with the OSBEELS rules, work performed during the processing period is done lawfully as a registrant. AAG Lozano stated the issue they were trying to avoid is when a registrant’s stamp states an expiration date and then that expiration date passes thus appearing as if the registrant is working with an expired stamp. The committee discussed what type of seal would be necessary to require registrants to use during these periods. Ms. Lopez noted the Board had received questions about whether or not registrants are required to add their professional designation after the certificate number on the seal. She stated registrants had expressed concern around the subject because the current rule states the exact replica of the exhibit is required. The committee members considered making it consistent with their registration certificate which lists the professional designation after the certificate number but were concerned about requiring registrants to purchase a new seal. AAG Lozano noted she had never come across a case where a registrant failed to include their professional designation. She recommended they amend the language to allow registrants to write “pending” with their license number and professional designation on the stamp to show they’re not operating with an expired license. The committee members agreed and noted they would not investigate registrants who currently were not adding their professional designation about their certificate number. It was moved and seconded (Miles/Aldridge) to accept amended language to OAR 820-010-0510 and OAR 820-025-0005 and to recommend to the Board. The motion passed unanimously.

The meeting adjourned at 11:30 a.m.