

820-010-0520

Registrants or Certificate Holders Not Qualified to Practice

Registrants or certificate holders who are delinquent, retired, inactive, suspended or revoked by the Board, are not authorized to engage in the professional practice of engineering, land surveying, photogrammetric mapping, or the professional activities of a certified water right examiner as defined in ORS Chapter 537 and OAR [c]Chapter 690. Except as provided in section (2), registrants or certificate holders who are delinquent, retired, inactive, suspended or revoked may not hold out as professional engineers, professional land surveyors, professional photogrammetrists, or certified water right examiners.

(1) Delinquent registrants or certificate holders. Registrants or certificate holders become delinquent because they fail, within a period of five years from the renewal date, to renew their certificate of registration or to pay their renewal or delinquent fees, or satisfy the required PDH units. A delinquent registrant or certificate holder, **who is not subject to suspension or revocation of registration, or PDH audit** may return to active status:

- (a) Upon application to the Board;
- (b) By paying any delinquent renewal fee required by OAR 820-010-0305(3);
- (c) By paying any biennial renewal fee required by OAR 820-010-0505; and
- (d) By satisfying and submitting proof of completion on a form approved by the Board of all delinquent PDH units, at a rate of 15 PDH units per year delinquent, *[, to a maximum of 30 PDH units as stated in OAR 820-010-0635.]*

(2) Delinquent registrants who are subject to suspension of registration must comply with all terms of the Final Order of Suspension of Registration issued against them and, if suspension of registration was not related to registration delinquency, must also comply with subsection (1) of this rule, in order to return to active status.

(3) Delinquent registrants who are subject to revocation of registration must reapply for registration and have complied with subsection (1) of this rule, in order for their registration applications to be considered.

[(2)] **(4)** Retired registrants or certificate holders. Registrants or certificate holders may retire once they notify the Board that they are not providing engineering, land surveying, photogrammetric mapping services, or professional activities of a certified water right examiner to the public and they request retired status. Registrants or certificate holders who are retired may not use their seal. However, retired registrants may sign documents, listing after their name the designation "PE (Retired)," "SE (Retired)," "PLS (Retired)," "Photogrammetrist (Retired)," or "CWRE (Retired)," as appropriate. A retired registrant or certificate holder may, within a period of 5 years from retirement, return to active status:

- (a) Upon application to the Board,
- (b) Successfully pass a take at home examination on the laws and rules in Oregon;
- (c) By paying the reinstatement fee required by OAR 820-010-0305(3);
- (d) By paying the biennial renewal fee required by OAR 820-010-0505; and
- (e) By satisfying and submitting proof of completion on a form approved by the Board of 15 PDH units per year for each year (or part of a year) retired, to a maximum of 30 PDH units as stated in OAR 820-010-0635.

[(3)] **(5)** Inactive registrants or certificate holders. Registrants or certificate holders may place their license or certification on inactive status if the registrant or certificate holder has suffered a debilitating mental or physical illness, injury or disease that prevents the registrant or certificate holder from engaging in the professional practice. Registrants or certificate holders must request

to be placed on inactive status. Registrants or certificate holders making such requests must provide documentation prepared by a licensed physician that the registrant or certificate holder suffers from a specific, named debilitating mental or physical illness, injury or disease that prevents the registrant or certificate holder from engaging in the professional practice, and an estimate of the period of time during when the illness, injury or disease will last or whether it is of an unlimited duration. An inactive registrant or certificate holder may, within a period of 5 years from inactive, return to active status:

- (a) Upon application to the Board;
- (b) Successfully pass a take at home examination on the laws and rules in Oregon;
- (c) By paying the reinstatement fee required by OAR 820-010-0305(3);
- (d) By paying the biennial renewal fee required by OAR 820-010-0505; and
- (e) By satisfying and submitting proof of completion on a form approved by the Board of 15 PDH units per year for each year (or part of a year) inactive, to a maximum of 30 PDH units as stated in OAR 820-010-0635.

Stat. Auth: ORS 672.255(1)(g)

Stats. Implemented: ORS 672.170(4), 672.180 & 672.255(1)(g)

Original Proposed Deleted Text = *[Italic/Red]*

Original Proposed Text = Bold/Underline/Black