



Oregon

STATE BOARD OF EXAMINERS
FOR ENGINEERING &
LAND SURVEYING

RULES & REGULATIONS COMMITTEE

Minutes of Meeting
February 13, 2015

670 Hawthorne Ave. SE, Suite 220
Salem, OR 97301
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Members present:

Ken Hoffine, Chair
William Boyd
Jason Kent
Shelley Duquette

Staff present:

Mari Lopez, Board Administrator
Jenn Gilbert, Executive Assistant
Adaira Floyd, Social and Communications Media Specialist

Others present:

Katharine Lozano, Assistant Attorney General

The meeting of the Rules & Regulations Committee was called to order at 8:05 a.m. in the OSBEELS Conference Room at 670 Hawthorne Avenue SE, Suite 220, Salem, OR 97301.

Public Comment

There was no public comment.

Unfinished Business

Discuss definition for “appurtenance”

As discussed in previous Committee meetings, AAG Lozano provided a summary of the revisions made since the last Committee meeting to the draft language for the definition for “appurtenance.” The Committee discussed the definition as drafted and provided input and changes. Included in the discussion were the topics of roof span, fence measurements, floor area, ground area, and signage size. When determining the height restrictions for fences, the Committee considered the height of fences sold by home-improvement stores, among other factors. Ms. Duquette provided a description of roof span and corresponding examples. Prompted by questions from Mr. Boyd, Ms. Duquette further explained how roof span is measured on typical single-gable houses and houses with multiple gables. Ms. Gilbert asked about the difference between “ground area” and “flooring,” since currently “ground area” is defined and “flooring” is not. Ms. Duquette and Chair Hoffine described how ground area is measured. After agreeing upon measurement restrictions within the definition’s subsections, the Committee concluded their discussion. It was moved and seconded (Kent/Duquette) to submit the definition of appurtenance as amended to the Board for approval to begin the rule making process. There was no additional discussion. The motion passed unanimously.

New Business

OAR 820-010-0635 and OAR 820-050-0001

Draft revisions to OAR 820-010-0635 - Continuing Professional Development and OAR 820-050-0001 – Continuing Professional Development – Certified Water Right Examiner (CWRE), were reviewed by the Committee. The draft language clarified the prorated amount of PDH required for registrants who are licensed for part of a renewal period, along with other revisions regarding registration renewal periods. The Committee discussed the terms “renewal period” and “registration period.” It was moved and seconded (Duquette/Kent) submit the revised OAR 820-010-0635 and OAR 820-050-0001 as amended to the Board for approval to move forward with the Rulemaking Process. There was no additional discussion. The motion passed unanimously.

ORS 672.005(1)(d) and (e)

A law enforcement case brought attention the need to clarify ORS 672.005(1)(d) and (e). As referred from the LEC, a copy of the case summary was provided for additional reference. The Committee discussed the related case. In terms of ease of process, AAG Lozano suggested the Committee attempt to clarify the matter in rule. The Committee discussed in-depth, the LEC’s decision on the related case. Due to the time constraints, the Committee determined to revisit the matter during the next Committee meeting in April.

Legislation

For informational purposes, Ms. Lopez provided legislation updates on the following:

- SB 289
- HB 2046

The meeting adjourned at 9:05 a.m.