



## PERMANENT ADMINISTRATIVE ORDER

**DPSST 27-2020**  
CHAPTER 259  
DEPARTMENT OF PUBLIC SAFETY STANDARDS AND TRAINING

**FILED**  
10/22/2020 1:57 PM  
ARCHIVES DIVISION  
SECRETARY OF STATE  
& LEGISLATIVE COUNSEL

FILING CAPTION: Clarifying maintenance re-certification time extensions and re-certification after lapse. Replaces COVID temporary rule.

EFFECTIVE DATE: 11/01/2020

AGENCY APPROVED DATE: 10/22/2020

CONTACT: Jennifer Howald  
503-378-2432  
jennifer.howald@state.or.us

DPSST  
4190 Aumsville Hwy SE  
Salem, OR 97317

Filed By:  
Jennifer Howald  
Rules Coordinator

AMEND: 259-009-0065

NOTICE FILED DATE: 08/26/2020

RULE SUMMARY: OAR 259-009-0065 outlines the requirements for maintaining fire service professional certifications. The changes to this rule amended the language outlining the time extension process and the re-certification process following a lapse. The rule changes also provide the Department the ability to exercise discretion regarding lapse of certifications by changing the "will lapse" references to "subject to lapse" or "may result in lapse." The need to be able to exercise such discretion was originally addressed through a temporary rule adopted to deal with the impacts of COVID-19.

CHANGES TO RULE:

259-009-0065  
Maintenance ¶¶

- (1) Fire service professionals are required to successfully perform the essential functions for each certification they hold in order to maintain the certification.¶¶
- (2) The Fire Training Officer, or the Agency Head, is responsible for verifying completion of the maintenance requirements by submitting each fire service professional's maintenance re-certification form to the Department by December 31st of every even year.¶¶
- (3) Maintenance requirements for a certification may be demonstrated through:¶¶
  - (a) Service delivery, as defined in OAR 259-009-0005;¶¶
  - (b) Task performance, as defined in OAR 259-009-0005; or¶¶
  - (c) Completion of education or training hours related to the certification track, as defined by section (5) of this rule.¶¶
- (4) Any certification that is not verified by the agency ~~will~~ is subject to lapse after the certification expiration date. Certification titles may have changed since their original issuance. If a fire service professional wants to maintain a certification, they must continue to complete maintenance for their certification, regardless of the title on the original certificate, in order to prevent the certification from lapsing.¶¶

- (5) If a Fire Training Officer chooses to verify maintenance requirements through training or education, the fire service professional must satisfy the minimum number of hours identified for the certification track.¶
- (a) The minimum number of hours may be satisfied through any combination of service delivery, task performance and education or training as determined by the Fire Training Officer.¶
- (b) Satisfying the minimum hours for a certification track will satisfy the maintenance re-certification requirements for all of the certifications the fire service professional currently holds within the certification track.¶
- (c) A fire service professional certified and performing duties in more than one certification track must complete the maintenance requirements for each certification track.¶
- (6) Certification Tracks and Annual, Minimum Hour Requirements.¶
- (a) Operations Track. The Operations certification track requires a minimum of 60 hours completed annually and includes the following certifications:¶
- Fire Ground Leader;¶
  - Maritime Fire Service Basic Awareness;¶
  - Maritime Fire Service Boat Operator;¶
  - Maritime Fire Service Deck Hand;¶
  - Maritime Fire Service Fire Boat Operator;¶
  - Maritime Fire Service Rescue Boat Operator;¶
  - NFPA Aircraft Rescue and Fire-Fighting Apparatus;¶
  - NFPA Airport Fire Fighter;¶
  - NFPA Apparatus Equipped with a Tiller (Tiller);¶
  - NFPA Apparatus Equipped with an Aerial Device (Aerial);¶
  - NFPA Apparatus Equipped with Fire Pump (Pumper);¶
  - NFPA Confined Space Rescue;¶
  - NFPA Dive Rescue;¶
  - NFPA Fire Apparatus Driver/Operator (Driver);¶
  - NFPA Fire Fighter I;¶
  - NFPA Fire Fighter II;¶
  - NFPA Fire Officer I;¶
  - NFPA Fire Officer II;¶
  - NFPA Hazardous Materials Awareness;¶
  - NFPA Hazardous Materials Incident Commander;¶
  - NFPA Hazardous Materials Operations Mission-Specific;¶
  - NFPA Hazardous Materials Operations;¶
  - NFPA Hazardous Materials Technician;¶
  - NFPA Machinery Rescue;¶
  - NFPA Marine Fire Fighter I;¶
  - NFPA Marine Fire Fighter II;¶
  - NFPA Mobile Water Supply Apparatus;¶
  - NFPA Rope Rescue Operations Level;¶
  - NFPA Rope Rescue Technician Level;¶
  - NFPA Structural Collapse Rescue;¶
  - NFPA Surf Rescue;¶
  - NFPA Surface Water Rescue;¶
  - NFPA Swiftwater Rescue;¶
  - NFPA Tower Rescue;¶
  - NFPA Trench Rescue;¶
  - NFPA Vehicle Rescue;¶
  - NFPA Watercraft Rescue;¶

NFPA Wildland Fire Apparatus;¶  
 NWCG Crew Boss, Single Resource (CRWB);¶  
 NWCG Division/Group Supervisor (DIVS);¶  
 NWCG Engine Boss, Single Resource (ENGB);¶  
 NWCG Felling Boss, Single Resource (FELB);¶  
 NWCG Firefighter Type 1 (FFT1);¶  
 NWCG Firefighter Type 2 (FFT2);¶  
 NWCG Firing Boss, Single Resource (FIRB);¶  
 NWCG Heavy Equipment Boss, Single Resource (HEQB);¶  
 NWCG Strike Team Leader Engine (STEN);¶  
 NWCG Task Force Leader (TFLD);¶  
 US&R Medical Technician;¶  
 US&R Rescue Technician;¶  
 US&R Rigging Technician; and¶  
 US&R Search Technician.¶

(b) Instructor Track. The Instructor certification track requires a minimum of four hours completed annually and includes the following certifications:¶

NFPA Fire and Emergency Services Instructor I;¶  
 NFPA Fire and Emergency Services Instructor II;¶  
 NFPA Fire and Emergency Services Instructor III;¶  
 NFPA Live Fire Instructor; and¶  
 NFPA Live Fire Instructor in Charge.¶

(c) Prevention/Public Education/Administration Track. The Prevention/Public Education/Administration certification track requires a minimum of 12 hours completed annually and includes the following certifications:¶

NFPA Fire and Life Safety Educator I;¶  
 NFPA Fire and Life Safety Educator II;¶  
 NFPA Fire and Life Safety Educator III;¶  
 NFPA Fire Inspector I;¶  
 NFPA Fire Inspector II;¶  
 NFPA Fire Inspector III;¶  
 NFPA Fire Investigator;¶  
 NFPA Fire Officer III;¶  
 NFPA Fire Officer IV;¶  
 NFPA Public Information Officer;¶  
 NFPA Youth Firesetter Intervention Specialist; and¶  
 NFPA Youth Firesetter Program Manager.¶

(7) Failure to notify the Department that the fire service professional's maintenance requirements have been completed will may result in a warning notification letter being sent to the agency head and the Training Officer lapse of the fire service professional's certifications.¶

(a8) A three month extension will be automatically authorized if requested in writing.¶

(b) Failure to complete maintenance requirements and submit the completed appropriate form after the warning notification letter and before the three month extension has expired, will result in the lapse of the fThe Department may grant a time extension for completion of the maintenance requirements upon receipt of a written request from the Agency Head or the Training Officer. Fire service professional's certifications.¶

(c) Subject to Departmen will not [approval, re-certification following a lapse may be obtained upon the employing agency submitting the following:¶

(A) Ase during an approved time extension.¶

(9) The fire service agency may request for re-certification and documentation explaining why the maintenance requirements were not completed or vof a fire service professional's lapsed certified; and¶

~~(B) Verificacations by verifying completion that~~of the maintenance requirements ~~have been completed and a~~  
~~completed~~and submitting a certification reinstatement form.

Statutory/Other Authority: ORS 181A.410

Statutes/Other Implemented: ORS 181A.410