

333-061-0270

Refusal, Suspension, or Revocation of Certification

- (1) The Authority may deny an individual's initial or renewal application for operator certification, or suspend or revoke an operator's certification if the applicant or operator:
 - (a) Obtained the certificate by fraud, deceit, or misrepresentation;
 - (b) Has been grossly negligent, incompetent or has demonstrated misconduct in the performance of the duties of an operator or supervisor of a distribution system or water treatment plant in Oregon or any other state, province or country;
 - (c) Has violated or failed to comply with any Authority rule or order;
 - (d) Fails to comply with any Authority investigation; or
 - (e) Knowingly makes any false statement or misrepresentation in any application, record, or other document filed with the Authority.
- (2) An individual whose application or certification is proposed to be denied, suspended, or revoked has the right to a hearing pursuant to ORS chapter 183.
- (3) No person whose certificate has been revoked under this rule is eligible to apply for certification for one year from the effective date of the final order of revocation. Any such person who applies for certification must meet all the requirements established for initial applicants.

Stat. Auth.: ORS 448.131

Stats. Implemented: ORS 431.110, 431.150, 448.450, 448.455, 448.460, 448.465 & 448.994

333-061-0272

Suspension of Certification

- (1) The Authority may immediately suspend an operator's certification for violation of any portion of OAR 333-061-0005 to 333-061-0270 if the Authority finds that such violation(s) constitute a serious danger to the public health or safety. The Authority shall set forth specific reasons for such findings.
- (2) An operator has 90 days from the date of notice to the operator to request a hearing. The hearing shall be held as soon as practicable if a request for hearing is received by the Authority.

Stat. Auth.: ORS 448.131

Stats. Implemented: ORS 431.110, 431.150, 448.450, 448.455 & 448.994