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MICHAEL KAPLAN
DEPUTY SECRETARY OF STATE



ARCHIVES DIVISION
STEPHANIE CLARK
DIRECTOR

800 SUMMER STREET NE
SALEM, OR 97310
503-373-0701

NOTICE OF PROPOSED RULEMAKING
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 820
BOARD OF EXAMINERS FOR ENGINEERING AND LAND SURVEYING

FILED
03/17/2026 11:45 AM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Update license portability to reduce career disruptions from military relocations.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 04/30/2026 5:00 PM

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

A public rulemaking hearing may be requested in writing by 10 or more people, or by a group with 10 or more members, within 21 days following the publication of the Notice of Proposed Rulemaking in the Oregon Bulletin or 28 days from the date the Notice was sent to people on the agency mailing list, whichever is later. If sufficient hearing requests are received, the notice of the date and time of the rulemaking hearing must be published in the Oregon Bulletin at least 14 days before the hearing.

CONTACT: Jenn Gilbert
503-362-2666
jenn.gilbert@osbeels.oregon.gov

670 Hawthorne Avenue, SE
Suite 220
Salem, Or 97301

Filed By:
Jenn Gilbert
Rules Coordinator

NEED FOR THE RULE(S)

To allows certain servicemembers and their spouses to keep using their professional licenses when they move due to military orders.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

Veterans Auto and Education Improvement Act of 2022 (HB 7939) which was signed into law on January 5, 2023. Section 19 of HB 7939, codified at 50 U.S.C. § 4025a as part of the Servicemembers Civil Relief Act ("SCRA").

STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE

Proposed amendments have no negative impacts on racial equity.

FISCAL AND ECONOMIC IMPACT:

Proposed amendments should have no negative fiscal impacts.

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

- 1. none
- 2a. none
- 2b. none
- 2c. none

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

Small businesses were not directly involved. However, members of the Board work for, have worked for, or owned small businesses. Small businesses also have the opportunity to comment on the proposed rules during the rulemaking process, through the close of the public comment period.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? YES

RULES PROPOSED:

820-010-1031, 820-010-2031, 820-010-4031

AMEND: 820-010-1031

RULE SUMMARY: Revisions made in accordance with recent updates to the Servicemembers Civil Relief Act (SCRA). This allows certain servicemembers and their spouses to keep using their professional licenses when they move due to military orders. It considers their license valid, at a similar scope of practice, for the duration of the orders, as long as they meet certain conditions.

CHANGES TO RULE:

820-010-1031

Application for Temporary License as a Professional Engineer for Military Spouse or Domestic Partner

(1) "Military spouse or domestic partner" means a spouse or domestic partner of an active member of the Armed Forces of the United States who is the subject of a military transfer to Oregon.¶¶

(2) A qualifying military spouse or domestic partner shall be granted a temporary, nonrenewable registration as a professional engineer, valid until the earliest of the following:¶¶

(a) Two years from issuance;¶¶

(b) The date the spouse of the temporary license holder completes their term of military service in Oregon; or¶¶

(c) The date the temporary license holder's registration as a professional engineer in the other state expires.¶¶

(3) To qualify for registration as a professional engineer under this rule, the military spouse or domestic partner must:¶¶

(a) Be married to, or in a domestic partnership with, a member of the Armed Forces of the United States who is assigned to a duty station located in Oregon by official active duty military order;¶¶

(b) Currently hold registration as a professional engineer in a state of the United States of America, ~~having obtained such registration with qualifications that include passing one of the professional engineering examinations set forth in OAR 820-010-1010;~~¶¶

(c) Be in good standing in the state where the registration as a professional engineer is held. Good standing, for purposes of this rule, means: the professional engineer's registration in the state used to meet subsection (3)(b) of this rule must not be subject to any restrictions, limitations, or pending, current, or prior discipline, and is current with respect to all required, continuing professional development; and¶¶

(d) Demonstrate competency by:¶¶

(A) Providing official verification that the applicant has never had registration as a professional engineer revoked in any NCEES jurisdiction;¶¶

(B) Providing official verification that the applicant is not currently under professional discipline for incompetence, negligence, or gross negligence in any state where the applicant holds registration as a professional engineer.

Statutory/Other Authority: ORS 672.255, ORS 670.310, HB 3030 / SB 688

Statutes/Other Implemented: ORS 672.002 - 672.325

AMEND: 820-010-2031

RULE SUMMARY: Revisions made in accordance with recent updates to the Servicemembers Civil Relief Act (SCRA). This allows certain servicemembers and their spouses to keep using their professional licenses when they move due to military orders. It considers their license valid, at a similar scope of practice, for the duration of the orders, as long as they meet certain conditions.

CHANGES TO RULE:

820-010-2031

Application for Temporary License as a Professional Land Surveyor for Military Spouse or Domestic Partner

(1) "Military spouse or domestic partner" means a spouse or domestic partner of an active member of the Armed Forces of the United States who is the subject of a military transfer to Oregon.¶¶

(2) A qualifying military spouse or domestic partner shall be granted a temporary, nonrenewable registration as a professional land surveyor, valid until the earliest of the following:¶¶

(a) Two years from issuance;¶¶

(b) The date the spouse of the temporary license holder completes their term of military service in Oregon; or¶¶

(c) The date the temporary license holder's registration as a professional land surveyor in the other state expires.¶¶

(3) To qualify for registration as a professional land surveyor under this rule, the military spouse or domestic partner must:¶¶

(a) Be married to, or in a domestic partnership with, a member of the Armed Forces of the United States who is assigned to a duty station located in Oregon by official active duty military order;¶¶

(b) Currently hold registration as a professional land surveyor in one or more of the states of the United States of America.¶¶

(c) Be in good standing in the state where the registration as a professional land surveyor is held. Good standing, for purposes of this rule, means: the professional land surveyor's registration must not be subject to any restrictions, limitations, or pending, current, or prior discipline; and, the professional land surveyor's registration is current with respect to all required, continuing professional development; and¶¶

(d) Demonstrate competency by:¶¶

(A) Providing official verification that the applicant has never had registration as a professional land surveyor revoked in any NCEES jurisdiction; and¶¶

(B) Providing official verification that the applicant is not currently under professional discipline for incompetence, negligence, or gross negligence in any state where the applicant holds registration as a professional land surveyor; and¶¶

~~(C) Passing the Oregon-specific, four-hour professional land surveying examination administered by the Board.~~

Statutory/Other Authority: ORS 670.310, ORS 672.255, HB 3030 / SB 688

Statutes/Other Implemented: ORS 672.002 - 672.325

AMEND: 820-010-4031

RULE SUMMARY: Revisions made in accordance with recent updates to the Servicemembers Civil Relief Act (SCRA). This allows certain servicemembers and their spouses to keep using their professional licenses when they move due to military orders. It considers their license valid, at a similar scope of practice, for the duration of the orders, as long as they meet certain conditions.

CHANGES TO RULE:

820-010-4031

Application for Temporary License as a Professional Structural Engineer for Military Spouse or Domestic Partner ¶

- (1) "Military spouse or domestic partner" means a spouse or domestic partner of an active member of the Armed Forces of the United States who is the subject of a military transfer to Oregon.¶
- (2) A qualifying military spouse or domestic partner shall be granted a temporary, nonrenewable registration as a professional structural engineer, valid until the earliest of the following:¶
- (a) Two years from issuance;¶
- (b) The date the spouse of the temporary license holder completes their term of military service in Oregon; or¶
- (c) The date the temporary license holder's registration as a professional structural engineer in the other state expires.¶
- (3) To qualify for registration as a professional structural engineer under this rule, the military spouse or domestic partner must:¶
- (a) Be married to, or in a domestic partnership with, a member of the Armed Forces of the United States who is assigned to a duty station located in Oregon by official active duty military order;¶
- (b) Currently hold registration as a professional structural engineer in a state of the United States of America. Registration as a professional structural engineer is not registration as a professional engineer in the structural branch of engineering.¶
- (c) Be in good standing in the state where the registration as a professional structural engineer is held. Good standing, for purposes of this rule, means: the professional structural engineer's registration in the state used to meet subsection (3)(b) of this rule must not be subject to any restrictions, limitations, or pending, current, or prior discipline; and, the professional structural engineer's registration is current with respect to all required, continuing professional development; and¶
- (d) Demonstrate competency by:¶
- (A) Providing official verification that the applicant has never had registration as a professional engineer or professional structural engineer revoked in any NCEES jurisdiction; and¶
- (B) Providing official verification that the applicant is not currently under professional discipline for incompetence, negligence, or gross negligence in any state where the applicant holds registration as a professional structural engineer; and¶
- ~~(C) Evidence of passing the NCEES PE Structural Examination – Building Sections or the structural examinations listed in OAR 820-010-4000(2)(a) through (d).~~

Statutory/Other Authority: ORS 670.310, ORS 672.255, HB 3030 / SB 688

Statutes/Other Implemented: ORS 672.002 - 672.325