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CHAPTER 809

BOARD OF GEOLOGIST EXAMINERS

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RULES:

809-010-0001, 809-050-0015, 809-050-0025

AMEND: 809-010-0001

NOTICE FILED DATE: 07/31/2025

RULE SUMMARY: This rule sets the fee schedule for the Board's services.

CHANGES TO RULE:

809-010-0001

Fees ¶¶

Fees, as established by the Board of Geologist Examiners, are:¶¶

(1) Examinations¶¶

(a) ASBOG examination and associated testing fees - Candidates are responsible for paying these fees during the examination registration process. These fees are not paid to the Board.¶¶

(b) Engineering geologist examination - \$370.00.¶¶

(c) Proctored review of engineering geologist examination - \$50.00 to \$100.00 based on the actual administrative costs of providing the service, including any costs for staff or Board member time, copies, postage, and other processing costs.¶¶

(d) Examination resubmittal fee - \$50.00.¶¶

(2) Registration and Renewal¶¶

(a) Geologist-in-Training initial registration and annual renewal - \$100.00.¶¶

(b) Registered Geologist initial registration and annual renewal - \$325.00. For a Geologist-in-Training issued an initial geologist registration, a prorated fee is refunded at the time of the initial issuance of registration to account for the remaining time period covered by the last annual registration fee paid for Geologist-in-Training registration.¶¶

(c) Certified Engineering Geologist initial certification and annual renewal - \$255.00. Engineering Geologist must have a current geologist registration. For a Certified Engineering Geologist, the initial certification fee for the specialty registration is prorated to set the renewal date concurrent with the registrant's existing geologist registration.¶¶

(d) Duplicate or replacement of lost, destroyed, or mutilated registration card or wall certificate - \$25.00.¶¶

(e) Restoration (late) fee if received:¶¶

(A) One to ninety days after due date: \$40.00;¶¶

(B) Ninety-one to one-hundred seventy-nine days after due date: \$75.00;¶
(C) Over one-hundred seventy-nine days after due date: \$150.00.¶
(f) Renewal of Registered Geologist registration, if registrant is 70 years of age or over by renewal date - \$55.00.¶
(g) Renewal of Certified Engineering Geologist registration, if registrant is 70 years of age or over by renewal date - \$55.00.¶
(3) Miscellaneous¶
(a) Application Fees: The following application fees apply, except for the application fee for examination resubmittal is addressed in (1)(d) of this rule.¶
(A) Application fee for ASBOG Fundamentals of Geology examination - \$125.00¶
(B) Application fee for Geologist-in-Training registration - \$125.00¶
(C) Application fee for Practice of Geology or Engineering Geologist examination - \$200.00¶
(D) Application for Registered Geologist, Certified Engineering Geologist, or Temporary Military Spouse Registration - \$200.00¶
(b) Petition for Review of Criminal Conviction fee - \$200.00¶
(c) Temporary Permit Fee - \$100.00. This fee is to accompany any notification per 672.545(3)(b).¶
(ed) Temporary Military Spouse Registration Fee - \$325.00. This fee is for a two-year authorization issued under OAR 809-050-0015 and is in addition to the application fee in (3) of this rule.¶
(de) File Maintenance Fee - \$25.00 per request. This fee is to cover maintaining examination files for passing candidates who do not register in Oregon.¶
(ef) Fee for a list of all active registrants - \$50.00.
Statutory/Other Authority: ORS 182.466(4), ORS 670.310(1), ORS 672.705
Statutes/Other Implemented: ORS 672.705

NOTICE FILED DATE: 07/31/2025

RULE SUMMARY: This rule addresses how the Board implements federal law that applies to military members and military spouses licensed or registered to practice geology in another U.S. state or territory with respect to practice of geology in Oregon. This rule also defines requirements for a temporary military spouse registration as required under Oregon law.

CHANGES TO RULE:

809-050-0015

Military Portability and Temporary Military Spouse Registration

~~(1) The Board offers temporary military spouse registration to any applicant who is the spouse of a member of the Armed Forces of the United States stationed in Oregon. "Armed Forces of the United States" for purposes of this rule means the Army, Navy, Air Force, Space Force, Coast Guard, or Marine Corps of the United States or a reserve unit of one of those branches of the armed forces.~~

~~(2) Any individual who holds an active license or registration in good standing to practice geology or engineering geology in another U.S. state or territory and who is either a member of the Armed Forces of the United States stationed in Oregon or the spouse of a military member stationed in Oregon is not required to obtain registration from the Board. However, pursuant to federal law, the following conditions apply to military members and military spouses practicing geology or engineering geology in Oregon on the basis of reciprocal registration or licensure.~~

~~(3) Before practicing in Oregon, the individual must:~~

~~(a) provide a copy of such military orders to the Board; and~~

~~(b) hold an active license or registration in good standing, as verified by the licensing authority that issued the registration or license~~

~~(4) While practicing in Oregon, the individual must:~~

~~(a) maintain an active license or registration in good standing to practice geology or engineering geology; and~~

~~(b) submit to the authority of the Board, for Marine Corps of the United States or a reserve purposes of standards of practice and discipline.~~

~~(5) Nothing in this rule prevents an individual who is a member of the Armed Forces of the United States stationed in Oregon or the spouse of a member of the Armed Forces of the United States stationed in Oregon from applying for registration under OAR Chapter 809 Divisions 30 or 50.~~

~~(6) Pursuant to state law, the Board offers temporary military spouse registration to an individual who is a spouse or domestic partner of a member of the Armed Forces of the United States stationed in Oregon.~~

~~(27) Application for temporary military spouse registration must include the following:~~

~~(a) Completed and signed application form;~~

~~(b) Application Fee;~~

~~(c) Temporary Military Spouse Registration Fee;~~

~~(d) A copy of a marriage certificate, domestic partnership registration, or other official evidence of legal union and an attestation that said union is valid and in effect;~~

~~(e) A copy of the spouse or domestic partner's assignment to an Oregon duty station by official active duty military order;~~

~~(f) Official verification of the applicant's current geologist registration or license from another state licensure board to practice geology in that state; and~~

~~(g) Information required by the Board under (3) - (4) of this rule.~~

~~(38) The applicant shall provide documentation of education, experience, and examination credentials that show the applicant meets the requirements in OAR 809-050-0050(1) and, if applicable, also OAR 809-050-0050(2). This documentation is required to support review of whether, in the opinion of the Board, Board Administrator or other Board designee, the applicant has demonstrated competency to practice geology in Oregon and met state registration or licensure standards substantially similar to those of the Board.~~

~~(49) The applicant must hold a geologist registration or license in good standing with the other state. For purposes of this rule, sufficient proof of good standing means the applicant has attested in writing to:~~

~~(a) Holding a current active unrestricted geologist registration or license from the other state licensure board;~~

~~(b) Being in compliance with all requirements of the other state licensure board, including, but not limited to, payment of all required fees and compliance with any continuing education requirements;~~

~~(c) Not being the subject of a pending investigation, action or order by the other state licensure board for a matter related to geologic practice in that state; and~~

(d) Not having an action or order imposed by another state licensure board for violation of laws and rules, including a code of professional conduct, related to geologic practice.¶¶

~~(5¶¶~~
(10) A temporary military spouse registration issued under this section is valid until the earliest of the following, at which time the registration expires:¶¶

(a) Two years after the date of issuance;¶¶

(b) The date the spouse of the person to whom the temporary military spouse registration was issued completes military service in Oregon; or¶¶

(c) The date the person's registration or license from another state used for purposes of qualifying for the temporary military spouse registration expires; or¶¶

(d) The date of issuance of a final order of the Board that imposes disciplinary action that revokes, suspends, or otherwise restricts the temporary military spouse registration.¶¶

~~(6¶¶~~
(11) A temporary military spouse authorization is not renewable. ¶¶

~~(7¶¶~~
(12) A person issued a temporary military spouse registration must notify the Board within 30 days of:¶¶

(a) Any change in contact information as defined in OAR 809-020-0025, with updates provided to the Board in the manner described in that rule;¶¶

(b) Any change in the status of the state license that was used as a basis for obtaining the temporary military spouse registration;¶¶

(c) Any complaint, investigation, or action by another state against the person holding the temporary military spouse registration; and¶¶

(d) The date the spouse of the person to whom the temporary military spouse registration was issued completes military service in this state unless this occurs more than two years after issuance of the temporary military spouse registration.¶¶

~~(8¶¶~~
(13) A temporary military spouse registrant must comply with all applicable requirements for practicing geology in Oregon including, but not limited to, the code of professional conduct and professional practice requirements in Divisions 20 and 50 of ~~the Board's rules~~, OAR Chapter 809.

Statutory/Other Authority: ORS 670.310(1), 670.310(1), ~~1(4) & 2(2), e2, chapter 626, Oregon Laws 2019, 1(4) Chapter 142, Oregon Laws 2019, 2, e(2) Chapter 626, 142 Oregon Laws 2019~~

Statutes/Other Implemented: ~~1(4) & 2(2), e2, chapter 626, Oregon Laws 2019, 1(4) Chapter 142, Oregon Laws 2019, 2, e(2) Chapter 626, 142 Oregon Laws 2019~~

RULE SUMMARY: This rule defines the requirements and procedures for a petition to the Board requesting determination as to whether a criminal conviction would prevent the individual from receiving a registration to practice geology or engineering geology in Oregon.

CHANGES TO RULE:

809-050-0025

Criminal Conviction Determination Process

(1) Prior to beginning an education program required for registration in geology or engineering geology, an individual who was convicted of a crime may petition the Board for a determination as to whether the criminal conviction will prevent the individual from receiving a registration to practice geology or engineering geology in Oregon issued by the Board. The individual is referred to as a petitioner in this rule.¶

(2) To be complete, a petition must include, at a minimum, the following:¶

(a) a complete and signed determination request form;¶

(b) the required fee specified in OAR 804-040-0001; ¶

(c) the following records and information related to the final judgment of each criminal conviction:¶

(A) a certified copy of the judgment of criminal conviction;¶

(B) all charging documents;¶

(C) all arrest reports;¶

(D) all probation and parole records; ¶

(E) a written statement from petitioner regarding the facts underlying the criminal conviction and any intervening circumstances since the conviction; and¶

(d) a written statement or other document listing all criminal convictions, including dates of conviction and a summary of the facts underlying each criminal conviction, if the petitioner has more than one criminal conviction. ¶

(3) A completed petition and fee must be filed that lists all criminal convictions for which the petitioner is requesting a determination.¶

(4) If any of the records in (2)(c) no longer exist, have been sealed, or are otherwise unavailable to the petitioner, then the petitioner must provide evidence from the agency, court, or other public body that held the record that the record no longer exists.¶

(5) If any of the documents and information required under subsections (2) and (4) are not provided, petitioner will have 60 days to provide the required documents and information. Upon failure to comply, the petition will be deemed incomplete and closed without a determination.¶

(6) The petition, the records and information submitted with the petition, and the Board's determination, are public records and subject to disclosure under Oregon's Public Records Laws the same as for any completed application for registration.¶

(7) The Board will reconsider a determination that a criminal conviction prevents the person from obtaining a registration when the person submits a completed application for registration.¶

(8) Upon reconsideration, the Board may rescind a previous determination that a criminal conviction does not prevent the person from obtaining a registration if the applicant:¶

(a) Has allegations or charges pending in criminal court;¶

(b) Has failed to disclose a previous criminal conviction;¶

(c) Has been convicted of another crime during the period between the determination and the person's submission of a completed application for registration; or ¶

(d) Has been convicted of a crime that, during the period between the determination and the person's submission of a completed application for registration, became subject to a change in state or federal law that prohibits registration because of a conviction of that crime.¶

(9) Failure to disclose a previous criminal conviction includes any misrepresentation of a prior criminal conviction, any concealment or failure to disclose a material fact about a prior criminal conviction, and any other misinformation regarding a prior criminal conviction.¶

(10) Nothing in this rule prohibits the Board from denying registration when the person submits a completed application for a reason other than conviction of a crime.¶

(11) A determination under this rule is not a final determination of the Board.

Statutory/Other Authority: ORS 670.280(4)(f), ORS 670.310(1)

Statutes/Other Implemented: ORS 670.280(4)(f)

