8-13

Secretary of State
Certificate and Order for Filing

PERMANENT ADMINISTRATIVE RULES

I certify that the attached copies* are true, full and correct copies of the PERMANENT Rule(s) adopted on [7/31/12] by the

Date prior to or same as filing date

Oregon Board of Architect Examiners — 806

Agency and Division — Administrative Rules Chapter Number

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Rules Coordinator — Address — Telephone

to become effective [upon filing]. (Date upon filing or later) Rulemaking Notice was published in the [July 2012] (Month and Year) Oregon Bulletin.**

BAE 2-2012

RULE CAPTION

Reinstatement of inactive architect registration

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

RULEMAKING ACTION

List each rule number separately (000-000-0000)

Secure approval of new rule numbers (Adopted or Renumbered rules) with the Administrative Rules Unit prior to filing.

ADOPT:

AMEND:

806-010-0060

REPEAL:

RENUMBER:

AMEND & RENUMBER:

FILED
AUG 13 2012
ARCHIVES DIVISION
SECRETARY OF STATE

Stat. Auth.: **ORS 671.020**

Other Auth.:

Stats. Implemented: ORS

RULE SUMMARY

Updates rules governing the reinstatement of inactive architect registrations.

Authorized Signer — Jim Denno (Printed name) — 8/13/12 (Date)

*With this original, file one photocopy of certificate, one paper copy of rules listed in Rulemaking Actions, and electronic copy of rules. **The Oregon Bulletin is published the 1st of each month and updates rules found in the OAR Compilation. For publication in Bulletin, rule and notice filings must be submitted by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a weekend or legal holiday, when filings are accepted until 5:00 pm on the preceding workday. ARC 930-2005

806-010-0060 - Inactive Status and Reinstatement

(1) **Inactive Status**. Unless otherwise provided by the Board, a registration becomes inactive at the end of the grace periods, or on the 61st day following the renewal deadline if a registrant fails to meet renewal requirements in statute or rule (including, but not limited to, failure to comply with continuing education requirements or failure to pay renewal fees or penalties). A registrant may request inactive status registration prior to the 61st day following the renewal deadline. The Board may reinstate an inactive or Architect Emeritus registration to active status as provided in this rule. An inactive Oregon registration prohibits an individual from:

(a) practicing architecture in Oregon, as defined by statute and rule; and

(b) using the architect title in Oregon, as defined by statute and rule.

(2) **Inactive for Five Years or less.** An individual whose registration has been inactive in Oregon five years or less may be reinstated to active status by:

(a) Filing a current application for reinstatement;

(b) Demonstrating current professional proficiency, as outlined under subsection (6) of this rule; and

(c) Paying the reinstatement fee.

(3) **Inactive Over Five Years**: An individual who has not held an active registration in any Board approved jurisdiction for a period of longer than five years must comply with the requirements in subsection (2) of this rule and:

(a) must pass the Jurisprudence Examination (JE). The JE will be administered in a manner approved by the Board. A score of 84% is the minimum passing score. Individuals will be notified of their test results. Test results may not be challenged. Individuals who do not pass the JE may not retest for at least 30 days.

(b) may be required to attend an oral interview with the Board. Individuals will be notified of the time and location of the oral interview after they have successfully passed the JE.

(4) **Board Discretion**: Regardless of the length of inactive registration, in addition to the requirements listed in subsection (2) above, the Board may require the additional items in subsection (3) and (5) if the individual has:

(a) any legal history since their last Oregon renewal;

(b) failed the JE more than three times.

(5) The following may be required as stated in subsection (4):

(a) Providing verification of meeting National Council of Architect Registration Board (NCARB)

seismic requirements, or the equivalent, as determined by this Board; and

(b) Providing the Board with a current NCARB Council Record.

(c) Meeting current professional proficiency, as defined under subsection (6)(a) and (6)(b) of this rule.

(6) **Current Professional Proficiency**. For purposes of this rule, current professional proficiency may be established by:

(a) Submitting to the Board verifiable evidence of compliance with the aggregate continuing education hours (CEH) requirements for the reporting periods that the certificate was inactive in Oregon, or

(b) Satisfying the requirements of OAR 806-010-0020 or 806-010-0035.