

FORM OF ORDER AND TRANSMITTAL BY BOARD, COMMISSION, OR COUNCIL

State of Washington

Board of Registration for Professional Engineers and Land Surveyors
(name of governing body)

(agency name, if applicable)

Resolution No.

Administrative Order No. PM 820

(1) Be it resolved by the Washington Board of Registration for Professional Engineers & Land Surveyors acting at Seattle, Washington, that it does adopt the annexed rules relating to: Amendment of WAC 196-16-007, Applications; 196-16-020, Examinations; 196-16-031, Reciprocity, 196-24-080, Fees and 196-24-085, Temporary permits.

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. WSR 89-01-078 filed with the code reviser on December 20, 1988. These rules shall take effect: [X] thirty days after they are filed with the code reviser pursuant to RCW 34.04.040(2). [ ] at a later date, such date being

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

We, find that an emergency exists and that this order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting the emergency is:

These rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of RCW 34.04.026 that "every agency shall incorporate the most specific, but in no case omit all, of the following language alternatives when adopting or amending rules" fill in statement (a), (b), or (c) as appropriate:

[X] (a) This rule is promulgated pursuant to RCW 18.43.035 and is intended to administratively implement that statute.

[ ] (b) This rule is promulgated pursuant to RCW which directs that the

(agency) has authority to implement the provisions of (name of act or RCW citation)

[X] (c) This rule is promulgated under the general rule-making authority of the Washington Board of Registration for Professional Engineers and Land Surveyors (agency) as authorized in RCW 18.43.035

(4) The undersigned hereby declares that the agency has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW), and the State Register Act (chapter 34.08 RCW) in the adoption of these rules.

(5) This order, after being first recorded in the order register of this governing body, is herewith transmitted to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED February 8, 1989

STATE OF WASHINGTON FILED

FEB 10 1989

By Alan E. Rathbun, PE Registrar

Title

CODE REVISER'S OFFICE WSR 89-05-021

AMENDATORY SECTION (Amending Order PM 738, filed 5/27/88)

WAC 196-16-007 APPLICATIONS. All applications must be filed with the registrar at the board's official address. The deadline for receipt of a properly completed application accompanied by the required application fee is four months prior to the date of the examination. Response from applicant's references must be in hand three months before the date of the examination. Applications received after the deadline will be held for consideration for a later examination. Late responses from references will also cause the application to be held for consideration for a later examination. Those who have previously taken the examination and failed or those who qualified and did not appear for the examination are required to notify the board office in writing three months before the examination which they intend to take. A new application is not required where an applicant has taken the previous examination and failed or has filed and failed to appear for the previous examination. (~~However,--a--new--complete application--is--required--every--five--years--after--approval--by--the--board until--registration--in--Washington--state--is--obtained.~~)

AMENDATORY SECTION (Amending Order PL 454, filed 1/25/84)

WAC 196-16-020 EXAMINATIONS. The examinations are given in two parts: (1) Fundamentals and (2) principles and practice, each of one day's duration. The fundamentals (~~and principles and practice consist of two sessions, one in the morning and one in the afternoon. All examinations will be open book unless otherwise specified by the board~~) of land surveying examination shall test knowledge areas including, but not limited to, the following: Mathematics, measurement techniques, field techniques, computation techniques, and record sources. The principles and practice examination shall test knowledge areas including, but not limited to, the following: Washington state law and judicial decisions, public land system, property descriptions, surveying principles procedures and standards, geometrics, error analysis together with ethics and professional conduct. Copies of the examination matrices are available from the board office upon request.

A candidate may elect to sit for the examination in two consecutive days or may sit for one part of one examination and the other part at a subsequent examination.

A candidate failing either the fundamentals or principles and practice and passing the other has only to repeat the part failed.

AMENDATORY SECTION (Amending Order PL 454, filed 1/25/84)

WAC 196-16-031 RECIPROCITY. Applicants for registration as a land surveyor by reciprocity (~~who have been qualified by a written sixteen-hour examination, in a state that gives like consideration to Washington registrants, and are in good standing with the examining state, will be exempt from the Washington state sixteen-hour written examination~~) will be exempt from the full sixteen-hour written examination administered by this board provided:

- (1) That the applicant's qualifications meet the requirements of chapter 18.43 RCW and the rules established by the board;
- (2) That the applicant has been qualified by a written sixteen-hour examination determined by the board to be equivalent to the exam administered in Washington;
- (3) That the applicant has a currently valid license in the state of original licensure; and

(4) That the applicant's state of original licensure gives like consideration to Washington registrants.

All candidates will be required to pass a written examination as prescribed by the board. The examination shall test knowledge areas as described in WAC 196-16-020.

AMENDATORY SECTION (Amending Order PL 454, filed 1/25/84)

WAC 196-24-080 FEES. All checks or money orders shall be made payable to the state treasurer. Registration: The application must be accompanied with the required fee; with engineers submitting the certificate fee after passage of the exam. Should the board deny the application, the initial fee will be retained as an application fee. An applicant who fails the first scheduled exam may be reexamined once without payment of an additional fee, provided he notifies the board office in writing of his intention to appear for the examination a second time at least three months prior to said examination. Each subsequent examination will be granted upon payment of an examination fee received at least three months prior to said examination. Applicants who fail to appear for ~~((scheduled-examinations-will-forfeit their-reexamination-privilege-or-examination-fee))~~ an examination, for which they are scheduled, will forfeit their examination fee and/or their privilege to be reexamined without an additional fee. Applicants may withdraw from a scheduled examination without penalty by submitting a written notice to the board office no later than six weeks prior to the date of examination.

AMENDATORY SECTION (Amending Order PM 606, filed 6/4/87)

WAC 196-24-085 TEMPORARY PERMITS--INFORMATION REQUIRED OF NON-RESIDENTS INTENDING TO PRACTICE THIRTY DAYS OR LESS IN A CALENDAR YEAR. Nonresident land surveyors will not be allowed to practice in Washington unless licensed under the provisions of chapter 18.43 RCW. Every nonresident engineer who intends to conduct professional practice under the exemption of subsection (2) of RCW 18.43.130, shall furnish the board, a minimum of three months prior to the commencement of such work with the following information:

- (1) ~~((Name-and-place-of-his--residence,))~~ A properly completed application as prescribed by the board.
- (2) Jurisdiction where currently registered.
- (3) Imprint of professional seal.
- (4) Dates work is to be started and terminated in the state of Washington. If the time differential between the starting and terminating date is in excess of thirty days in any calendar year, applicant must specify the days (totalling no more than thirty) on which the practice of engineering is to be performed in Washington.
- (5) Name and address of client.
- (6) ~~((Type,-location-of-job))~~ Description and location (address) of project and regulating authority (if applicable).  
~~((Nonresident-land-surveyors-will-not-be-allowed-to--practice--in Washington--unless--licensed--under--the--provisions--of--chapter--18.43 RCW\*))~~ (7) Application fee as determined by the director of the department of licensing.

Upon approval of the information submitted, the board shall issue a permit to the nonresident engineer for the temporary practice of engineering in Washington.

Plans, specifications, and reports prepared by the nonresident engineer shall be signed, dated, and stamped with their professional seal. A copy of the permit issued by this board shall be attached to the engineering documents submitted for approval or building permit.

The exemption contained in RCW 18.43.130(2) shall only apply to individuals. Corporations and partnerships shall not practice in Washington unless authorized to do so under RCW 18.43.130 (8) and (9).