



Notice of Permanent Rule

January 1, 2012

Clarifying Oregon Reach Code plan review and inspection

Purpose of the rule:

These rules clarify certification requirements for individuals performing plan review and inspection of buildings constructed using the Oregon Reach Code. The rules also makes non-substantive changes to post-earthquake damage inspector requirements by deleting obsolete references.

Citation:

Amend OAR 918-098-1000 & 918-098-1620

These rules become effective January 1, 2012.

Effect of the rule:

The Oregon Reach Code (ORC) became effective July 1, 2011 for commercial buildings and October 1, 2011 for residential buildings. The ORC does not establish new certification requirements for plan review and inspection of buildings under the ORC; it builds off of the existing specialty codes. Individuals who are certified to inspect or review plans under the specialty codes are also authorized to provide those functions for the corresponding sections of the ORC.

These permanent rules replace a temporary rule previously adopted by the division.

Contact:

If you have questions or need further information, please contact Policy Analyst Aeron Teverbaugh at 503-373-1354, or Aeron.Teverbaugh@state.or.us .



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 upon filing by the

Department of Consumer and Business Services, Building Codes Division	918
Agency and Division	Administrative Rules Chapter Number

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to become effective January 1, 2012. Rulemaking Notice was published in the December 2011 Oregon Bulletin.**

RULE CAPTION

Clarifying Oregon Reach Code Plan Review and Inspections

Not more than 15 words that reasonably identify 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: 918-098-1000 and 918-098-1620

REPEAL:

RENUMBER:

AMEND & RENUMBER:

Stat. Auth.: ORS 455.100, 455.448, 455.720 & 455.500

Other Auth.:

Stats. Implemented: ORS 446.250, 455.448, 455.449, 455.622, 455.720 & 455.500

RULE SUMMARY

These rules clarify which certifications are required for inspecting buildings under the Oregon Reach Code. The Oregon Reach Code does not alter any of the existing certification rules. The Oregon Reach Code builds off of the existing specialty codes. These rules clarify that individuals certified to inspect particular specialty codes are also charged with inspecting the corresponding provisions of the Oregon Reach Code. These rules also delete an obsolete reference to certifications no longer offered in relation to post-earthquake damage inspector registration requirements.

Authorized Signer	Mark Long	Date
	Printed name	

918-098-1000

Purpose and Scope

(1) These rules establish minimum training, experience, certification, and certification renewal requirements for building officials and persons who perform specialty code plan review and inspections in this state.

(a) The certification requirements for commercial plumbing and electrical inspectors are located in OAR 918-695-0400 through 918-695-0410 and 918-281-0000 through 918-281-0020.

(b) Plan review and inspections required under the Oregon Reach Code are to be performed by individuals certified under these rules, OAR chapter 918, division 281, or chapter 918, division 695 to conduct plan review or inspections for the specialty code under which the particular Reach Code provision is regulated.

(2) Nothing in these rules is intended to allow a person to violate statute or rule or change certification and licensing requirements set forth in statute.

(3) Nothing in these rules prevents the director from waiving procedural requirements in the rare circumstance where substantial compliance is impracticable.

Stat. Auth.: ORS 455.720 & 455.500

Stats. Implemented: ORS 446.250, 455.622, & 455.720 & 455.500

Hist.: BCD 16-2005(Temp), f. & cert. ef. 7-7-05 thru 12-31-05; BCD 24-2005, f. 9-30-05, cert. ef. 10-1-05; BCD 4-2006, f. 3-31-06, cert. ef. 4-1-06; BCD 18-2006, f. 12-29-06, cert. ef. 1-1-07; BCD 6-2010, f. 5-14-10, cert. ef. 7-1-10; BCD 34-2011, f. 12-30-11, cert. ef. 1-1-12

918-098-1620

Post Earthquake Damage Inspector Registration Requirements

All persons seeking registration as a post-earthquake inspector must complete a division application form and complete a division approved Applied Technology Council (ATC) training course within three years of application.

(1) To be registered as a general post-earthquake damage inspector, an applicant must:

(a) Be registered in any state as an architect, or be qualified by training and experience to take the Oregon examination for registration as an architect; or

(b) Be certified in the state of Oregon as an A-level, B-level structural or fire and life safety plans examiner or inspector; or

(c) Possess a current ICC Commercial Building Inspector, Commercial Building Plans Examiner or Commercial Fire Plans Examiner certificate; or

(d) Be registered in any state as a certified professional engineer in civil or structural engineering, or be qualified by education and experience to take the Oregon certified professional engineer examination in civil or structural engineering, even though the applicant has not taken the Fundamentals of Engineering examination.

(2) To be registered as a limited post-earthquake damage inspector, an applicant must:

(a) Meet any of the qualifications listed in subsection (1) of this rule;

(b) Be certified in the State of Oregon as a residential structural inspector; or

(c) Be certified in the State of Oregon as a residential plans examiner; or

(d) Possess a current ICC Residential Building Inspector certificate.

Stat. Auth.: ORS 455.100 & 455.448

Stats. Implemented: ORS 455.448 & 455.449

Hist.: BCD 8-1997, f. & cert. ef. 4-1-97; BCD 16-2005(Temp), f. & cert. ef. 7-7-05 thru 12-31-05, Renumbered from 918-098-0620; BCD 24-2005, f. 9-30-05, cert. ef. 10-1-05, Renumbered from 918-098-0620; BCD 4-2006, f. 3-31-06, cert. ef. 4-1-06; BCD 19-2006, f. 12-29-06, cert. ef. 1-1-07; BCD 34-2011, f. 12-30-11, cert. ef. 1-1-12