

1 **Senate Bill No. 389**

2 (By Senators Blair, Yost, Maynard, Facemire, Leonhardt, Williams, Walters, Boso, Palumbo,  
3 Mullins, Gaunch, Miller, Ferns, and Snyder)

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5 [Originating in the Committee on Government Organization; reported February 2, 2015.]  
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8 A BILL to amend and reenact §30-13-18 of the Code of West Virginia, 1931, as amended, relating  
9 to the Board of Registration for Professional Engineers; changing time period for renewal  
10 from fiscal year to calendar year; authorizing renewal notification by mail or electronically;  
11 requiring reinstatement of nonrenewed licenses; authorizing annual or biennial renewal  
12 periods; and authorizing legislative rules and emergency rules related to renewal and  
13 reinstatement .

14 *Be it enacted by the Legislature of West Virginia:*

15 That §30-13-18 of the Code of West Virginia, 1931, as amended, be amended and reenacted  
16 to read as follows:

17 **ARTICLE 13. ENGINEERS.**

18 **§30-13-18. Renewals and reinstatement.**

19 (a) Certificates of registration and certificates of authorization ~~for firms~~ expire on the last  
20 day of ~~the month of June following issuance~~ December of the year indicated on the certificate, and  
21 ~~are invalid after that date unless renewed~~ the holder of any certificate that is not timely renewed is  
22 ineligible to practice or offer to practice engineering in this state until the certificate has been

1 reinstated in accordance with rules promulgated by the board.

2 ~~(b) The secretary of the board shall notify every person registered and every firm holding a~~  
3 ~~certification of authorization under this article of the pending expiration of a certificate of~~  
4 ~~registration or certificate of authorization issued to that person or firm, including notice of the fee~~  
5 ~~required to renew the registration or certificate. The notice shall be mailed to the registrant or firm~~  
6 ~~at their last known address at the last mailing address or email address provided to the board, at least~~  
7 ~~one month in advance of the date of the expiration. Certificates may be renewed in accordance with~~  
8 ~~board rule, which may include payment of a late fee if not postmarked by December 31 of the year~~  
9 ~~in which renewal is required. At least one month prior to renewal the board shall send a notification~~  
10 ~~of renewal requirements to each person or firm holding an active certificate. The notice shall be~~  
11 ~~made by mail or electronic means using the contact information provided to the board.~~

12 ~~(c) An expired A certificate that was not timely renewed or for other reason was given a~~  
13 ~~nonpracticing status may be renewed reinstated under rules promulgated by the board and may~~  
14 ~~require reexamination and payment of penalty fees set forth in board rules.~~

15 ~~(d) Effective July 1, 2015, the board may renew certificates on a biennial basis.~~

16 ~~(e) The board may promulgate emergency rules pursuant to section fifteen, article three,~~  
17 ~~chapter twenty-nine-a of this code to implement the provisions of this section.~~

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(NOTE: The purpose of this bill is to change the time period for renewal from the fiscal year to the calendar year; to allow renewal notification by electronic means; to clarify that nonrenewed licenses must be reinstated; to allow biennial renewal periods; and to permit the Board to promulgate legislative rules and emergency rules related to renewal and reinstatement.)