

ARTICLE 28-02.1
ENGINEER AND LAND SURVEYOR REGISTRATION

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CHAPTER 28-02.1-01
APPLICATIONS

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28-02.1-01-01. Applications - Kinds of applications.

Applications may be submitted to the board for registration as a:

1. Engineer intern.
2. Land surveyor intern.
3. Professional engineer.
 - a. Examination.
 - b. Endorsement.
4. Professional land surveyor.
 - a. Examination.
 - b. Endorsement.
5. Professional engineer temporary permitholder.
6. Business with a certificate of commercial practice to practice engineering or land surveying.
7. Reinstatement for lapsed or inactive registration.

History: Effective January 1, 1988; amended effective August 1, 1994; April 1, 1999; October 1, 2010; January 1, 2024.

General Authority: NDCC 43-19.1-08

Law Implemented: NDCC 43-19.1-08

28-02.1-01-02. Completing applications.

1. All data and information requested on the board's application forms must be furnished accurately and completely.
2. When space provided on forms is inadequate, use supplementary sheets of a good grade of white paper, eight and one-half by eleven inches [215.90 by 279.40 millimeters].
3. All applications made to this board must be on a form prescribed and furnished by the board containing statements made under oath.
4. Withholding information or providing statements that are untrue or misrepresent the facts may be cause for deferral or denial of an application.
5. It is the responsibility of the applicant to supply correct addresses of all references and to be sure that the completed references forms are supplied as requested.
6. In relating experience, the applicant must account for all employment or work experience for the period of time that has elapsed since the beginning of the employment record. If not employed, or employed in other kinds of work, this should be indicated in the experience record. Gaps in work experience that are greater than ninety days must be explained.
7. In lieu of applicants supplying the required work experience, transcripts, verification of exams, and reference letters as part of the application, a record verified by the national council of examiners for engineers and surveyors (NCEES) may be accepted, if transmitted to the board within one year of application submittal.
8. Provide the name and address of the corporate officers and directors or the business partners.
9. Companies must list the names and addresses of all employees who are duly registered to practice professional engineering or professional land surveying in North Dakota.
10. Submitted application records become the property of the board.
11. Companies must obtain a certificate of authority from the North Dakota secretary of state's office prior to submitting an application for a certificate of commercial practice. The certificate of authority must be active and in good standing.

History: Effective January 1, 1988; amended effective August 1, 1994; April 1, 1999; October 1, 2010; January 1, 2024.

General Authority: NDCC 43-19.1-08

Law Implemented: NDCC 43-19.1-12

28-02.1-01-03. Applications from nonresidents.

Repealed effective April 1, 1999.

28-02.1-01-04. Applications from applicants with degrees from foreign schools.

1. All foreign language documentation submitted with the completed application must be accompanied with translations certified to be accurate by a competent authority.
2. All applicants shall furnish evidence of experience that can be verified.

3. All applicants seeking registration must be prepared to write examinations that are administered in the English language.
4. All foreign degrees must be evaluated by the national council of examiners for engineers and surveyors (NCEES).

History: Effective January 1, 1988; amended effective August 1, 1994; April 1, 1999; October 1, 2004; October 1, 2010; January 1, 2024.

General Authority: NDCC 43-19.1-08

Law Implemented: NDCC 43-19.1-13

28-02.1-01-05. Disposition of applications.

Applications may be approved; deferred for further information, more experience, acceptable references, or other reasons as determined by the board; or may be denied.

1. **Approved applications.** When an application is approved by the board showing that the applicant has met all the requirements for registration or certification required by the statutes of this state, the applicant must be granted registration or certification with notification by the executive director of the board.
2. **Deferred applications.** Applications deferred for any reason require proper remedy, within one year of deferment, as requested before further consideration by the board. These applications will be closed if no corrective action is taken within one year. The applicant will be notified in writing of the application closure.
3. **Denied applications.** Applications may be denied when in the board's judgment:
 - a. Reinstatement is requested after revocation and there is insufficient rehabilitation;
 - b. An application has been denied for cause in other jurisdictions; or
 - c. The applicant has failed to establish the applicant is of good character and reputation.

History: Effective January 1, 1988; amended effective August 1, 1994; April 1, 1999; October 1, 2004; October 1, 2010; January 1, 2024.

General Authority: NDCC 43-19.1-01, 43-19.1-08

Law Implemented: NDCC 43-19.1-17, 43-19.1-25

28-02.1-01-06. Reconsideration of applications.

Reconsideration may be requested of an application that has been denied or deferred when the request is based on additional information. Request must be made within one year after the decision of the board to deny or defer the original application.

History: Effective January 1, 1988; amended effective August 1, 1994; April 1, 1999; October 1, 2010.

General Authority: NDCC 43-19.1-08

Law Implemented: NDCC 43-19.1-08, 43-19.1-14, 43-19.1-17

28-02.1-01-07. Retention of records of applications.

Repealed effective October 1, 2010.