

A-Engrossed
Senate Bill 135

Ordered by the Senate April 12
Including Senate Amendments dated April 12

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor Theodore R. Kulongoski for Occupational Therapy Licensing Board)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Revises certain provisions relating to occupational therapy.

A BILL FOR AN ACT

1
2 Relating to Occupational Therapy Licensing Board; amending ORS 675.240, 675.250, 675.310 and
3 675.320.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 675.240 is amended to read:

6 675.240. Except as provided in ORS 675.270, each applicant for licensure under ORS 675.210 to
7 675.340 as an occupational therapist shall:

8 (1) Have successfully completed an educational program in occupational therapy recognized by
9 the Occupational Therapy Licensing Board, with concentration in biological or physical science,
10 psychology and sociology, and with education in selected manual skills.

11 (2) Pass to the satisfaction of the board an examination adopted by the board to determine the
12 fitness of the applicant for practice as an occupational therapist or be entitled to be licensed as
13 provided in ORS 675.270.

14 (3) Have successfully completed at least six months of supervised field work that complies with
15 rules adopted by the board.

16 (4) **Comply with continuing education requirements as adopted by the board by rule.**

17 (5) **If the applicant has been unlicensed for more than three years, complete a board-**
18 **approved reentry program or retake the board-approved national examination to determine**
19 **fitness for practice as an occupational therapist.**

20 **SECTION 2.** ORS 675.250 is amended to read:

21 675.250. Except as provided in ORS 675.270, an applicant for licensure under ORS 675.210 to
22 675.340 as an occupational therapy assistant shall:

23 (1) Be at least 18 years of age.

24 (2) Have successfully completed the academic requirements of an educational program for oc-
25 cupational therapy assistants recognized by the Occupational Therapy Licensing Board.

26 (3) Pass an examination approved by the board to determine the fitness of the applicant for
27 practice as an occupational therapy assistant.

28 (4) Have successfully completed at least two months of supervised field work that complies with

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 rules adopted by the board.

2 **(5) Comply with continuing education requirements as adopted by the board by rule.**

3 **(6) If the applicant has been unlicensed for more than three years, complete a board-**
4 **approved reentry program or retake the board-approved national examination to determine**
5 **fitness for practice as an occupational therapy assistant.**

6 **SECTION 3.** ORS 675.310 is amended to read:

7 675.310. (1) There is created in The Department of Human Services the Occupational Therapy
8 Licensing Board. [*It shall be*] **The board** is composed of five members[,] appointed by the
9 Governor[, *three of whom*]. **Two members** shall be licensed occupational therapists in this state
10 with no less than three years of experience in occupational therapy immediately preceding their
11 appointment[, *and two of whom*]. **One member shall be a licensed occupational therapy assist-**
12 **ant. Two members** shall be members of the [*consuming*] public. Board members required to be oc-
13 cupational therapists may be selected by the Governor from [*a list of no less than eight*] nominees
14 submitted by the Occupational Therapy Association of Oregon **and the board**. [*However, one member*
15 *of the board may be a licensed occupational therapy assistant.*]

16 (2) Members are entitled to compensation and expenses as provided in ORS 292.495.

17 (3) Members shall serve a term of four years and may not serve more than two consecutive
18 terms.

19 **SECTION 4.** ORS 675.320 is amended to read:

20 675.320. The Occupational Therapy Licensing Board shall have the following powers in addition
21 to powers otherwise granted under ORS 675.210 to 675.340 or necessary to carry out the provisions
22 of ORS 675.210 to 675.340:

23 (1) To organize and elect from its membership a [*president and secretary*] **chairperson and vice**
24 **chairperson**, each of whom shall hold office for one year or until the election and qualification of
25 a successor.

26 (2) To appoint a director to perform such duties as the board shall prescribe, and whose com-
27 pensation shall be fixed by the board subject to ORS 240.245.

28 (3) To authorize all necessary disbursements to carry out the provisions of ORS 675.210 to
29 675.340, including, but not limited to, payment for necessary supplies, office equipment and investi-
30 gations and such other expenditures as provided for in ORS 675.210 to 675.340.

31 (4) To suspend, revoke or invalidate licenses for nonpayment of renewal fees.

32 (5) To restore licenses that have been suspended, revoked or voided.

33 (6) To adopt license and license renewal fees under ORS 675.270, 675.280 and 675.290. The fees
34 must be approved by the Oregon Department of Administrative Services and may not exceed the
35 cost of administering ORS 675.210 to 675.340.

36 (7) To collect license applications and renewal fees.

37 (8) To investigate alleged violations of ORS 675.210 to 675.340.

38 (9) To enforce the provisions of ORS 675.210 to 675.340 and generally supervise the practice of
39 occupational therapy in this state.

40 (10) To make and enforce rules in accordance with ORS chapter 183 for the procedure of the
41 board and for regulating the practice of occupational therapy not inconsistent with the provisions
42 of ORS 675.210 to 675.340.

43 (11) To establish minimum requirements for continuing education to be complied with by all
44 licensees under ORS 675.210 to 675.340 [*prior to reissuing licenses*].

45 (12) To establish minimum requirements for limited permit to be complied with by all applicants

1 prior to issuance of limited permit. A limited permit shall be issued to a person at the discretion
2 of the board upon application and payment of a permit fee of \$25.

3 (13) To establish official abbreviations that may be used, under ORS 675.220 (1), by persons li-
4 censed as occupational therapists or occupational therapy assistants.

5 (14) To establish minimum requirements for supervised field work necessary for applicants under
6 ORS 675.240 or 675.250.

7 **(15) To adopt rules that define the scope of the practice of occupational therapy and that**
8 **reflect national standards for the practice of occupational therapy.**

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