

REVENUE: No revenue impact

FISCAL: No fiscal impact

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Action: Do Pass  
Vote: 5 - 0 - 0  
Yeas: Kruse, Monnes Anderson, Telfer, Verger, Morrisette  
Nays: 0  
Exc.: 0  
Prepared By: Jennifer Kellar, Administrator  
Meeting Dates: 2/16

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**WHAT THE MEASURE DOES:** Increases the maximum civil penalty from \$1,000 to \$5,000 for disciplinary acts related to actions committed by naturopathic physicians. Makes housekeeping provisional revisions relating to rulemaking authority of the Board of Naturopathic Examiners.

**ISSUES DISCUSSED:**

- Civil penalty authority consistency in statute

**EFFECT OF COMMITTEE AMENDMENT:** No amendment.

**BACKGROUND:** The civil penalty authority for the Board of Naturopathic Examiners in ORS 685.110 is not consistent with the civil penalty authority found in ORS 685.990. While the maximum civil penalty that may be assessed by the Board was increased to \$5,000 in ORS 685.990, the amount remained unchanged in ORS 685.110. Senate Bill 132 stipulates that the authority in ORS 685.110 is not to exceed \$5,000 for each factional offense, as is already authorized in ORS 685.990.

The provisional revision to the Board's rulemaking authority clarifies an individual's right to a hearing regarding licensure and the Board's authority to adopt rules in more concise language.