

**2009 Regular Legislative Session**  
**FISCAL ANALYSIS OF PROPOSED LEGISLATION**  
**Prepared by the Oregon Legislative Fiscal Office**

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**MEASURE NUMBER:** HB 2059

**STATUS:** B Engrossed

**SUBJECT:** Requires a licensed health professional to report prohibited conduct by another licensed professional to his or her licensing board. Requires the licensing board that receives the report on the prohibited conduct to notify the appropriate licensing board.

**GOVERNMENT UNIT AFFECTED:** Health Related Regulatory Boards

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**REVIEWED BY:** John Borden, Daron Hill, Erica Kleiner, and Tim Walker

**DATE:** June 1, 2009

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	<u>2009-2011</u>	<u>2011-2013</u>
<b>EXPENDITURES:</b> See Analysis		

**EFFECTIVE DATE:** January 1, 2010

**LOCAL GOVERNMENT MANDATE:** This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

**COMMENTS:** HB 2059 requires a licensed health professional to report prohibited conduct by another licensed professional to his or her licensing board no later than 10 working days from learning of the conduct. The bill also requires the licensing board that receives the report on the prohibited conduct to notify the appropriate licensing board. The licensing board must also report on the prohibited conduct to the appropriate law enforcement agency and licensees that fail to report commits a Class A violation and are subject to discipline by the board. The board or licensee that reports on conduct in good faith is immune from civil liability.

The fiscal impact of this bill is indeterminate. The health related regulatory boards estimate that this bill could have a fiscal impact depending on the number of reports that are received, and the number of additional hours of investigator work and additional compliance hearings that could result. Individual boards may need to seek additional expenditure limitation from the Legislature or Emergency Board if there is a significant workload impact from the bill.