

## HOUSE AMENDMENTS TO A-ENGROSSED HOUSE BILL 2118

By JOINT COMMITTEE ON WAYS AND MEANS

June 10

1 On page 59 of the printed A-engrossed bill, delete lines 14 through 45.

2 On page 60, delete lines 1 through 15 and insert:

3 “**SECTION 72.** ORS 689.115 is amended to read:

4 “689.115. (1) The State Board of Pharmacy [*shall consist*] **consists** of [*seven*] **eight** members[, *two*  
5 *of whom shall be representatives of the public, and the remaining Five of whom shall*] **appointed by**  
6 **the Governor and subject to confirmation by the Senate in the manner provided in ORS**  
7 **171.562 and 171.565. All members of the board must be residents of this state. Of the mem-**  
8 **bers of the board:**

9 “**(a) Five must** be licensed pharmacists. [*The members shall possess the qualifications specified*  
10 *in subsections (2) and (3) of this section.*]

11 “**(b) One must be a pharmacy technician licensed under ORS 689.486.**

12 “**(c) Two must be members of the public who are not licensed under this chapter or a**  
13 **spouse, domestic partner, child, parent or sibling of a person licensed under this chapter.**

14 “**(2)(a) Board members required to be licensed pharmacists may be selected by the Gov-**  
15 **ernor from a list of three to five nominees for each vacancy, submitted by a task force as-**  
16 **sembled by the Oregon State Pharmacy Association to represent all of the interested**  
17 **pharmacy groups.**

18 “[*2*] **(b) The public members of the State Board of Pharmacy [*shall be residents of this state***  
19 **who] must be individuals who:**

20 “**(A) Have attained the age of majority [*and shall not be nor shall they ever have been a***  
21 **member];**

22 “**(B) Are not former members** of the profession of pharmacy[, *or persons who have any im-*  
23 *mediate family in the profession of pharmacy or persons who have ever had*];

24 “**(C) Do not have and have never had** any material financial interest in the providing of  
25 pharmacy service [*or who have*]; **and**

26 “**(D) Have not** engaged in any activity directly related to the practice of pharmacy.

27 “[*3*] **(c) The licensed pharmacist members of the board [*shall*] must,** at the time of their ap-  
28 pointment:

29 “[*a*] *Be residents of this state;*]

30 “[*b*] **(A) Be licensed and in good standing to engage in the practice of pharmacy in this state;**

31 “[*c*] **(B) Be engaged in the practice of pharmacy in this state; and**

32 “[*d*] **(C) Have five years of experience in the practice of pharmacy in this state after licensure.**

33 “**(d) In selecting the members of the board, the Governor shall strive to balance the**  
34 **representation on the board according to:**

35 “**(A) Geographic areas of this state; and**

1           **“(B) Ethnic group.**

2           *“[(4) The Governor shall appoint the members of the State Board of Pharmacy, subject to the ad-*  
3 *vice and consent of the Senate, and in accordance with the other provisions of subsection (5) of this*  
4 *section.]*

5           *“[(5) At least five recommendations for appointment to each vacancy on the board may be made to*  
6 *the Governor by a task force assembled by the Oregon State Pharmacists Association to represent all*  
7 *of the interested pharmacy groups. Such nominations shall be recommendations only and shall not be*  
8 *binding in any manner upon the Governor.]*

9           *“[(6)] (3) [Any vacancy which occurs in the membership of the board for any reason, including*  
10 *expiration of term, removal, resignation, death, disability or disqualification, shall be filled by the*  
11 *Governor in the manner prescribed by subsections (4) and (5) of this section.]* **The term of office of**  
12 **each member is three years, but a member serves at the pleasure of the Governor.** The  
13 Governor shall fill vacancies which occur by expiration of full terms within 90 days prior to each  
14 date of expiration, and shall fill vacancies which occur for any other reason within 60 days after  
15 each such vacancy occurs.”.

16

---