

A-Engrossed
House Bill 2435

Ordered by the House April 17
Including House Amendments dated April 17

Sponsored by Representatives ROBLAN, GREENLICK

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.

Requires executive director of Oregon Medical Board to issue limited licenses to **qualified** physicians intending to work in certain rural settings. **Directs board to report to Legislative Assembly on issuance of licenses on or before January 31, 2011.**

Sunsets January 2, 2012.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to licensing of physicians; creating new provisions; amending ORS 677.132; and prescribing
3 an effective date.

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

5 **SECTION 1.** ORS 677.132 is amended to read:

6 677.132. (1) When a need exists, the Oregon Medical Board may issue a limited license for a
7 specified period to an applicant who possesses the qualifications prescribed by the rules of the
8 board. The board shall supervise the activities of the holder of a limited license and impose such
9 restrictions as it finds necessary. Each person holding a limited license must obtain an unlimited
10 license at the earliest time possible. After such time the board shall refuse to renew a limited li-
11 cense at the end of a specified period if it determines that the holder thereof is not pursuing dili-
12 gently an attempt to become qualified for a license.

13 (2) The board by rule shall prescribe the types of and limitations upon licenses issued under this
14 section.

15 **(3)(a) The executive director of the board shall, within 14 days after the board receives**
16 **an application for a limited license to practice medicine at a qualifying practice site as de-**
17 **defined in ORS 442.550, issue a limited license to practice medicine for a period of 90 days to a**
18 **physician:**

19 **(A) Who has a full, unrestricted license to practice medicine in another state;**

20 **(B) Who is not under investigation by the licensing board of a state in which the appli-**
21 **cant is licensed;**

22 **(C) Whose criminal history, obtained through a criminal records check requested by the**
23 **board under ORS 181.534, is acceptable to the board;**

24 **(D) Whose record contained in the National Practitioner Data Bank established under the**
25 **federal Health Care Quality Improvement Act of 1986 (P.L. 99-660) is acceptable to the board;**

26 **(E) Who intends to practice medicine at a qualifying practice site; and**

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 **(F) Who has submitted to the board an application for an unlimited license and any ap-**
2 **plication fee required by the board for an unlimited license.**

3 **(b) The executive director may renew a limited license issued under paragraph (a) of this**
4 **subsection for one or more additional 90-day periods if the board has not taken final action**
5 **on the physician's application for an unlimited license by the date of expiration of the limited**
6 **license.**

7 [(3)] (4) A person licensed under this section is subject to all the provisions of this chapter and
8 to all the rules of the board, has the same duties and responsibilities and is subject to the same
9 penalties and sanctions as any other person licensed under this chapter.

10 **SECTION 2.** ORS 677.132, as amended by section 1 of this 2009 Act, is amended to read:

11 677.132. (1) When a need exists, the Oregon Medical Board may issue a limited license for a
12 specified period to an applicant who possesses the qualifications prescribed by the rules of the
13 board. The board shall supervise the activities of the holder of a limited license and impose such
14 restrictions as it finds necessary. Each person holding a limited license must obtain an unlimited
15 license at the earliest time possible. After such time the board shall refuse to renew a limited li-
16 cense at the end of a specified period if it determines that the holder thereof is not pursuing dili-
17 gently an attempt to become qualified for a license.

18 (2) The board by rule shall prescribe the types of and limitations upon licenses issued under this
19 section.

20 [(3)(a) *The executive director of the board shall, within 14 days after the board receives an appli-*
21 *cation for a limited license to practice medicine at a qualifying practice site as defined in ORS 442.550,*
22 *issue a limited license to practice medicine for a period of 90 days to a physician:]*

23 [(A) *Who has a full, unrestricted license to practice medicine in another state;]*

24 [(B) *Who is not under investigation by the licensing board of a state in which the applicant is li-*
25 *censed;]*

26 [(C) *Whose criminal history, obtained through a criminal records check requested by the board*
27 *under ORS 181.534, is acceptable to the board;]*

28 [(D) *Whose record contained in the National Practitioner Data Bank established under the federal*
29 *Health Care Quality Improvement Act of 1986 (P.L. 99-660) is acceptable to the board;]*

30 [(E) *Who intends to practice medicine at a qualifying practice site; and]*

31 [(F) *Who has submitted to the board an application for an unlimited license and any application*
32 *fee required by the board for an unlimited license.]*

33 [(b) *The executive director may renew a limited license issued under paragraph (a) of this sub-*
34 *section for one or more additional 90-day periods if the board has not taken final action on the physi-*
35 *cian's application for an unlimited license by the date of expiration of the limited license.]*

36 [(4)] (3) A person licensed under this section is subject to all the provisions of this chapter and
37 to all the rules of the board, has the same duties and responsibilities and is subject to the same
38 penalties and sanctions as any other person licensed under this chapter.

39 **SECTION 3.** The Oregon Medical Board shall report to the Seventy-sixth Legislative As-
40 **sembly in the manner provided in ORS 192.245 on or before January 31, 2011, on the issuance**
41 **of limited licenses to practice medicine at a qualifying practice site.**

42 **SECTION 4.** Section 3 of this 2009 Act is repealed on January 2, 2012.

43 **SECTION 5.** The amendments to ORS 677.132 by section 2 of this 2009 Act become oper-
44 **ative on January 1, 2012.**

45 **SECTION 6.** This 2009 Act takes effect on the 91st day after the date on which the reg-

1 **ular session of the Seventy-fifth Legislative Assembly adjourns sine die.**

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