

B-Engrossed
House Bill 2702

Ordered by the Senate June 4
Including House Amendments dated April 29 and Senate Amendments
dated June 4

Sponsored by Representatives GREENLICK, KOTEK, Senator BATES; Representatives BARNHART, GARRARD, JENSON, KENNEMER, MAURER, SCHAUFLEER, G SMITH, WHISNANT, Senators BOQUIST, NELSON

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.

[Authorizes State Board of Psychologist Examiners to issue certificate of prescriptive authority to certain licensed psychologists. Authorizes board to adopt standards for licensed psychologists seeking prescriptive authority and to limit drugs that may be prescribed. Specifies qualifying standards for issuance of prescriptive authority and provides board with sole disciplinary authority over prescribing psychologists. Authorizes board to charge fee for issuing certificate of prescriptive authority.]

[Imposes certain requirements on prescribing psychologists who prescribe psychotropic medications.]

[Establishes Committee on Prescribing Psychologists under jurisdiction of board. Specifies membership and duties of committee.]

Creates Work Group on Prescriptive Authority for Licensed Psychologists for purposes related to psychologists prescribing medications. Directs work group to report to Legislative Assembly or interim committee of Legislative Assembly on or before January 31, 2010.

Sunset on June 30, 2010.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to prescriptive authority for licensed psychologists; and declaring an emergency.

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

4 **SECTION 1. (1) There is created the Work Group on Prescriptive Authority for Licensed**
5 **Psychologists, consisting of seven members appointed jointly by the Oregon Medical Board,**
6 **the State Board of Psychologist Examiners and the State Board of Pharmacy, as follows:**

7 (a) **Two psychiatrists, one of whom must be a member of the faculty at the Oregon**
8 **Health and Science University;**

9 (b) **Two psychologists licensed under ORS 675.010 to 675.150 who each:**

10 (A) **Have a postdoctoral master's degree in clinical psychopharmacology; or**

11 (B) **Have completed the United States Department of Defense Psychopharmacology**
12 **Demonstration Project;**

13 (c) **One psychologist licensed under ORS 675.010 to 675.150 who does not have authority**
14 **to prescribe or dispense drugs and who works in a health care setting;**

15 (d) **One primary care physician licensed under ORS chapter 677; and**

16 (e) **One pharmacist licensed under ORS chapter 689.**

17 (2) **The work group shall:**

18 (a) **Develop recommendations for an accredited training program to allow psychologists**
19 **to safely prescribe medications for the treatment of mental illness;**

20 (b) **Evaluate the training necessary to allow a prescribing psychologist to work 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 special populations, including but not limited to children, persons with addictions, persons
2 with comorbid medical illness and persons who are elderly;

3 (c) Develop recommendations for legislation to change current statutes to accommodate
4 prescribing psychologists;

5 (d) Develop recommendations for oversight of prescribing psychologists; and

6 (e) Evaluate the costs of implementing the training program.

7 (3) The work group shall contract with a mediator to facilitate the work group.

8 (4) A majority of the members of the work group constitutes a quorum for the trans-
9 action of business.

10 (5) Official action by the work group requires the approval of a majority of the members
11 of the work group.

12 (6) If there is a vacancy for any cause, the appointing authorities shall make an ap-
13 pointment to become immediately effective.

14 (7) The work group shall meet at times and places specified by the mediator or a majority
15 of the members of the work group.

16 (8) The work group may adopt rules necessary for the operation of the work group.

17 (9) The work group may accept gifts, grants or contributions from any public or private
18 source for the purpose of carrying out this section.

19 (10) The work group shall submit a report, including recommendations for legislation, to
20 the Legislative Assembly as provided in ORS 192.245 or to an interim committee of the Leg-
21 islative Assembly related to the practice of medicine, as appropriate, no later than January
22 31, 2010.

23 (11) Members of the work group are not entitled to compensation or reimbursement for
24 expenses and serve as volunteers.

25 (12) All agencies of state government, as defined in ORS 174.111, are directed to assist
26 the work group in the performance of its duties and, to the extent permitted by laws relating
27 to confidentiality, to furnish such information and advice as the members of the work group
28 consider necessary to perform their duties.

29 **SECTION 2.** Section 1 of this 2009 Act is repealed on June 30, 2010.

30 **SECTION 3.** This 2009 Act being necessary for the immediate preservation of the public
31 peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect
32 on its passage.