

**SENATE AMENDMENTS TO
B-ENGROSSED HOUSE BILL 3232
(INCLUDING AMENDMENTS TO RESOLVE CONFLICTS)**

By COMMITTEE ON RULES

June 12

1 On page 14 of the printed B-engrossed bill, after line 10, insert:

2 **“SECTION 20a. If House Bill 2058 becomes law, section 20 of this 2009 Act (amending ORS**
3 **680.556) is repealed and ORS 680.556, as amended by section 15, chapter __, Oregon Laws 2009**
4 **(Enrolled House Bill 2058), is amended to read:**

5 “680.556. (1) There is established, within the Oregon Health Licensing Agency, the State Board
6 of Denture Technology. The board consists of seven members appointed by the Governor and subject
7 to confirmation by the Senate in the manner provided in ORS 171.562 and 171.565. All members of
8 the board must be residents of this state. Of the members of the board:

9 “(a) Four must be active licensed denturists;

10 “(b) One must be an Oregon licensed dentist in active practice; and

11 “(c) Two must be members of the public who do not possess the professional qualifications of
12 other members and who are not a spouse, domestic partner, child, parent or sibling of an active li-
13 censed denturist or dentist.

14 “(2)(a) Board members required to be denturists may be selected by the Governor from a list of
15 three to five nominees for each vacancy, submitted by a professional organization representing
16 denturists.

17 “(b) In selecting the members of the board, the Governor shall strive to balance the represen-
18 tation on the board according to:

19 “(A) Geographic areas of this state; and

20 “(B) Ethnic group.

21 “(3)(a) The term of office of each member is three years, but a member serves at the pleasure
22 of the Governor. *[Before the expiration of the term of a member, the Governor shall appoint a successor*
23 *whose term begins on July 1 next following. The terms must be staggered so that no more than three*
24 *terms end each year. A member is eligible for reappointment. If there is a vacancy for any cause, the*
25 *Governor shall make an appointment to become immediately effective for the unexpired term.]* **The**
26 **terms must be staggered so that no more than three terms end each year. Vacancies shall**
27 **be filled by the Governor by appointment for the unexpired term. A member shall hold the**
28 **member’s office until the appointment and qualification of a successor. A member is eligible**
29 **for reappointment.**

30 “(b) A board member shall be removed immediately from the board if, during the member’s term,
31 the member:

32 “(A) Is not a resident of this state;

33 “(B) Has been absent from three consecutive board meetings, unless at least one absence is ex-
34 cused;

1 “(C) Is not a licensed denturist or a retired denturist who was a licensed denturist in good
2 standing at the time of retirement, if the board member was appointed to serve on the board as a
3 denturist; or

4 “(D) Is not a licensed dentist or a retired dentist whose license to practice dentistry was in good
5 standing at the time of retirement, if the board member was appointed to serve on the board as a
6 dentist.

7 “(4) Members are entitled to compensation and expenses as provided in ORS 292.495 [*from funds*
8 *available under ORS 680.570*]. The agency may provide by rule for compensation to board members
9 for the performance of official duties at a rate that is greater than the rate provided in ORS 292.495.

10 “[*(5) The agency shall provide the board with such administrative services and employees as the*
11 *board requires to carry out its duties for the administration of ORS 680.500 to 680.570 and 680.990*
12 *(2).*].”

13 On page 15, after line 40, insert:

14 “**SECTION 23a. If House Bill 2058 becomes law, section 23 of this 2009 Act (amending ORS**
15 **687.470) is repealed and ORS 687.470, as amended by section 24, chapter __, Oregon Laws 2009**
16 **(Enrolled House Bill 2058), is amended to read:**

17 “687.470. (1) There is established within the Oregon Health Licensing Agency the State Board
18 of Direct Entry Midwifery. The board consists of eight members appointed by the Governor and
19 subject to confirmation by the Senate in the manner provided in ORS 171.562 and 171.565. All
20 members of the board must be residents of this state. Of the members of the board:

21 “(a) Four must be licensed direct entry midwives.

22 “(b) Two must be certified nurse midwives.

23 “(c) One must be a physician licensed under ORS chapter 677 involved at the time of appoint-
24 ment in obstetrical care or education.

25 “(d) One must be a member of the public.

26 “(2)(a) Board members required to be licensed direct entry midwives may be selected by the
27 Governor from a list of three to five nominees for each vacancy, submitted by a professional or-
28 ganization representing direct entry midwives.

29 “(b) In selecting the members of the board, the Governor shall strive to balance the represen-
30 tation on the board according to:

31 “(A) Geographic areas of this state; and

32 “(B) Ethnic group.

33 “(3)(a) The term of office of each member is three years, but a member serves at the pleasure
34 of the Governor. The terms must be staggered so that no more than three terms end each year.
35 **Vacancies shall be filled by the Governor by appointment for the unexpired term. A member**
36 **shall hold the member’s office until the appointment and qualification of a successor.** A
37 member is eligible for reappointment. **If a person serves two consecutive full terms, a period**
38 **of at least three years must elapse before the person is again eligible for appointment to**
39 **serve on the board.**

40 “[*(b) Unless a member is removed from office prior to the expiration of the term, each member of*
41 *the board serves until the expiration of the member’s term and until a successor is appointed and*
42 *qualified. If there is a vacancy for any cause, the Governor shall make an appointment to become im-*
43 *mediately effective for the unexpired term.*].”

44 “[*(c)*] **(b)** A board member shall be removed immediately from the board if, during the member’s
45 term, the member:

1 “(A) Is not a resident of this state;

2 “(B) Has been absent from three consecutive board meetings, unless at least one absence is ex-
3 cused; or

4 “(C) Is not a licensed direct entry midwife or a retired direct entry midwife who was a licensed
5 direct entry midwife in good standing at the time of retirement, if the board member was appointed
6 to serve on the board as a direct entry midwife.

7 “(4) Members of the board are entitled to compensation and expenses as provided in ORS
8 292.495. The agency may provide by rule for compensation to board members for the performance
9 of official duties at a rate that is greater than the rate provided in ORS 292.495.”.

10 On page 18, after line 31, insert:

11 “**SECTION 28a. If House Bill 2058 becomes law, section 28 of this 2009 Act (amending ORS**
12 **688.820) is repealed and ORS 688.820, as amended by section 28, chapter __, Oregon Laws 2009**
13 **(Enrolled House Bill 2058), is amended to read:**

14 “688.820. (1) There is established within the Oregon Health Licensing Agency the Respiratory
15 Therapist Licensing Board. The board consists of five members appointed by the Governor and
16 subject to confirmation by the Senate in the manner provided in ORS 171.562 and 171.565. All
17 members of the board must be residents of this state.

18 “(2) Of the members of the board:

19 “(a) Four must be respiratory [*therapists*] **care practitioners**; and

20 “(b) One must be a member of the general public.

21 “(3) Board members required to be respiratory [*therapists*] **care practitioners** must have en-
22 gaged in the practice of respiratory care for a period of five or more years immediately preceding
23 appointment to the board.

24 “(4)(a) Board members may be selected by the Governor from a list of three to five nominees for
25 each vacancy, submitted by the Oregon Society for Respiratory Care or another professional or-
26 ganization representing respiratory care practitioners.

27 “(b) In selecting the members of the board, the Governor shall strive to balance the represen-
28 tation on the board according to:

29 “(A) Geographic areas of this state; and

30 “(B) Ethnic group.

31 “(5)(a) The term of office of each member of the board is four years, but a member serves at the
32 pleasure of the Governor. The terms must be staggered so that no more than two terms end each
33 year. **Vacancies shall be filled by the Governor by appointment for the unexpired term. A**
34 **member shall hold the member’s office until the appointment and qualification of a succes-**
35 **sor.** A member is eligible for reappointment. [*If there is a vacancy for any cause, the Governor shall*
36 *make an appointment to become immediately effective for the unexpired term.*] **If a person serves two**
37 **consecutive full terms, a period of at least four years must elapse before the person is again**
38 **eligible for appointment to serve on the board.**

39 “(b) A board member shall be removed immediately from the board if, during the member’s term,
40 the member:

41 “(A) Is not a resident of this state;

42 “(B) Has been absent from three consecutive board meetings, unless at least one absence is ex-
43 cused; or

44 “(C) Is not a respiratory care practitioner or a retired respiratory care practitioner whose li-
45 cense was in good standing at the time of retirement.

1 “(6) A member of the board is entitled to compensation and expenses as provided in ORS
2 292.495. The agency may provide by rule for compensation to board members for the performance
3 of official duties at a rate that is greater than the rate provided in ORS 292.495.”.

4 On page 38, after line 43, insert:

5 “**SECTION 68a.** If House Bill 2058 becomes law, section 68 of this 2009 Act is amended to read:

6 “**Sec. 68.** The amendments to ORS 675.395, [680.556, 687.470,] 690.155, 690.425, 694.165 and
7 700.220 by sections 6, [20, 23,] 40, 50, 61 and 66 of this 2009 Act relating to increases in terms of
8 offices apply to members appointed on or after the effective date of this 2009 Act.”.

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