

# Senate Bill 97

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## 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 **as introduced**.

Directs certain health professional regulatory boards to adopt rules by January 1, 2014, requiring licensees to document participation in continuing education opportunities relating to cultural competency approved by Oregon Health Authority.

Requires authority to collaborate with boards to define "cultural competency," develop list of approved continuing education opportunities and provide list to boards on or before January 1, 2013.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to continuing education for health care professionals; and declaring an emergency.

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

4 **SECTION 1. (1) As used in this section, "board" means the:**

5 (a) **State Board of Examiners for Speech-Language Pathology and Audiology;**

6 (b) **State Board of Chiropractic Examiners;**

7 (c) **State Board of Licensed Social Workers;**

8 (d) **Oregon Board of Licensed Professional Counselors and Therapists;**

9 (e) **Oregon Board of Dentistry;**

10 (f) **Board of Examiners of Licensed Dietitians;**

11 (g) **State Board of Massage Therapists;**

12 (h) **Oregon Board of Naturopathic Medicine;**

13 (i) **Oregon State Board of Nursing;**

14 (j) **Nursing Home Administrators Board;**

15 (k) **Oregon Board of Optometry;**

16 (L) **State Board of Pharmacy;**

17 (m) **Oregon Medical Board;**

18 (n) **Occupational Therapy Licensing Board;**

19 (o) **Physical Therapist Licensing Board;**

20 (p) **State Board of Psychologist Examiners;**

21 (q) **Board of Medical Imaging; and**

22 (r) **Oregon Health Authority, to the extent that the authority certifies emergency med-**  
23 **ical technicians.**

24 (2) **In collaboration with the Oregon Health Authority, a board shall adopt rules making**  
25 **it a condition of licensure that a person licensed by the board document participation in**  
26 **continuing education designed to reduce health care disparities and improve cultural com-**  
27 **petency, as defined by the authority under section 2 of this 2011 Act.**

28 **SECTION 2. (1) The Oregon Health Authority shall collaborate with the boards listed in**

**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 section 1 of this 2011 Act to:

2 (a) Define “cultural competency”; and

3 (b) Determine how often persons licensed by the boards must complete the continuing  
4 education required under section 1 of this 2011 Act.

5 (2) The authority shall develop a list of continuing education opportunities relating to  
6 cultural competency approved by the authority and make the list available to each of the  
7 boards listed in section 1 of this 2011 Act.

8 (3) The continuing education opportunities may include, but need not be limited to:

9 (a) Courses delivered either in person or electronically;

10 (b) Experiential learning such as cultural or linguistic immersion;

11 (c) Service learning; or

12 (d) Specially designed cultural experiences.

13 (4) The continuing education opportunities must teach attitudes, knowledge and skills  
14 that enable a health care professional to care effectively for patients from diverse cultures,  
15 groups and communities, including but not limited to:

16 (a) Applying linguistic skills to communicate effectively with patients from diverse cul-  
17 tures, groups and communities;

18 (b) Using cultural information to establish therapeutic relationships; and

19 (c) Eliciting, understanding and applying cultural and ethnic data in the process of clin-  
20 ical care.

21 (5) The authority may accept gifts, grants or contributions from any public or private  
22 source for the purpose of carrying out this section. Moneys received by the authority under  
23 this subsection shall be deposited into the Oregon Health Authority Fund established by ORS  
24 413.031.

25 (6) The authority may contract with or award grant funding to a public or private entity  
26 to develop the list of or offer approved continuing education opportunities relating to cultural  
27 competency. The authority is not subject to the requirements of ORS chapters 279A, 279B  
28 and 279C with respect to contracts entered into under this subsection.

29 **SECTION 3.** (1) Section 2 of this 2011 Act becomes operative on January 1, 2013.

30 (2) The Oregon Health Authority may take any action necessary before the operative date  
31 specified in subsection (1) of this section to enable the authority to exercise, on and after the  
32 operative date specified in subsection (1) of this section, all the duties, functions and powers  
33 conferred on the authority by section 2 of this 2011 Act.

34 **SECTION 4.** (1) Section 1 of this 2011 Act becomes operative on January 1, 2014.

35 (2) A health professional regulatory board may take any action necessary before the op-  
36 erative date specified in subsection (1) of this section to enable the board to exercise, on and  
37 after the operative date specified in subsection (1) of this section, all the duties, functions  
38 and powers conferred on the board by section 1 of this 2011 Act.

39 (3) If a health professional regulatory board adopts rules requiring persons licensed by  
40 the board to document participation in continuing education relating to cultural competency  
41 before January 1, 2014, the board shall collaborate with the Oregon Health Authority in de-  
42 veloping the requirements.

43 **SECTION 5.** This 2011 Act being necessary for the immediate preservation of the public  
44 peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect  
45 on its passage.

