

# Senate Bill 60

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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 chairperson of Oregon Medical Board to select at least one emeritus member to serve on board as needed.

## A BILL FOR AN ACT

1  
2 Relating to the Oregon Medical Board; amending ORS 677.235.

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

4 **SECTION 1.** ORS 677.235 is amended to read:

5 677.235. (1) The Oregon Medical Board consists of 13 members appointed by the Governor and  
6 subject to confirmation by the Senate in the manner provided in ORS 171.562 and 171.565. All  
7 members of the board must be residents of this state. Of the members of the board:

8 (a) Seven must have the degree of Doctor of Medicine;

9 (b) Two must have the degree of Doctor of Osteopathy;

10 (c) One must have the degree of Doctor of Podiatric Medicine;

11 (d) One must be a physician assistant licensed under ORS 677.512 or a retired physician assist-  
12 ant; and

13 (e) Two must be members of the public representing health consumers and who are not:

14 (A) Otherwise eligible for appointment to the board; or

15 (B) A spouse, domestic partner, child, parent or sibling of [*an individual*] **a person** having the  
16 degree of Doctor of Medicine, Doctor of Osteopathy or Doctor of Podiatric Medicine or of a physi-  
17 cian assistant licensed under ORS 677.512 or a retired physician assistant.

18 (2)(a)(A) Board members required to possess the degree of Doctor of Medicine may be selected  
19 by the Governor from a list of three to five candidates for each member described in subsection  
20 (1)(a) of this section whose term expires in that year, submitted by the Oregon Medical Association  
21 not later than February 1.

22 (B) Board members required to possess the degree of Doctor of Osteopathy may be selected by  
23 the Governor from a list of three to five candidates for each member described in subsection (1)(b)  
24 of this section whose term expires in that year, submitted by the Osteopathic Physicians and Sur-  
25 geons of Oregon, Inc., not later than February 1.

26 (C) The board member required to possess the degree of Doctor of Podiatric Medicine may be  
27 selected by the Governor from a list of three to five candidates for the member described in sub-  
28 section (1)(c) of this section whose term expires in that year, submitted by the Oregon Podiatric  
29 Medical Association not later than February 1.

30 (D) The board member required to be a physician assistant licensed under ORS 677.512 or a

**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 retired physician assistant may be selected by the Governor from a list of three to five candidates  
 2 for the member described in subsection (1)(d) of this section whose term expires in that year, sub-  
 3 mitted by the Oregon Society of Physician Assistants not later than February 1.

4 (b) *[The physician members and the]* **Members who are physicians and the member who is**  
 5 **a physician assistant** *[member]* **or a retired physician assistant** must have been in the active  
 6 practice of their profession for at least five years immediately preceding their appointment.

7 (c) *[Neither the public members nor any person who is a]* **A public member, or the** spouse, do-  
 8 mestic partner, child, parent or sibling of a public member, may **not** be employed as a health pro-  
 9 fessional.

10 (d)(A) In selecting the members of the board, the Governor shall strive to balance the repre-  
 11 sentation on the board according to geographic areas of this state and *[ethnic group]* **ethnicity**.

12 (B) Of the seven members who hold the degree of Doctor of Medicine, *[there shall be]* at least  
 13 one member **must be** appointed from each federal congressional district.

14 (3)(a) The term of office of each board member is three years, but a member serves at the  
 15 pleasure of the Governor. The terms must be staggered so that no more than five terms end each  
 16 year. A term begins on March 1 of the year the member is appointed and ends on the last day of  
 17 February of the third year *[thereafter]* **after the member is appointed**. A member may not serve  
 18 more than two consecutive terms.

19 (b) If a vacancy occurs on the board, another qualifying member possessing the same profes-  
 20 sional degree, license or retired status or fulfilling the same public capacity as the person whose  
 21 position has been vacated shall be appointed as provided in this section to fill the unexpired term.

22 (c) A board member shall be removed immediately from the board if, during the member's term,  
 23 the member:

24 (A) Is not a resident of this state;

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

27 (C) Is not a current licensee or a retired licensee whose license was in good standing at the time  
 28 of retirement, if the board member was appointed to serve on the board as a licensee.

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

32 (5)(a) **The chairperson shall select at least one but no more than three former board**  
 33 **members to serve as emeritus board members. A person selected to serve as an emeritus**  
 34 **board member is subject to approval by the Governor.**

35 (b) **A person may serve as an emeritus board member for up to three years after the date**  
 36 **on which the person's term as a board member ended.**

37 (c) **An emeritus board member serves at the pleasure of the Governor.**

38 (d) **The board shall publish a list of emeritus board members on a website maintained by**  
 39 **the board.**

40 (e) **If a board member will be absent from a meeting of the board and has provided notice**  
 41 **to the chairperson or executive director of the board in advance of the member's absence,**  
 42 **an emeritus board member who holds the same degree or professional license, or who fulfills**  
 43 **the same public capacity, as the absent member may take the place of the absent member**  
 44 **during the absence.**