

Requested by Senator GELSER

**PROPOSED AMENDMENTS TO
SENATE BILL 48**

1 On page 1 of the printed bill, delete lines 6 through 28 and delete pages
2 2 through 5 and insert:

3 **“SECTION 1. (1) As used in this section, ‘board’ means:**

4 **“(a) Occupational Therapy Licensing Board;**

5 **“(b) Oregon Board of Licensed Professional Counselors and Thera-**
6 **pists;**

7 **“(c) Oregon Board of Naturopathic Medicine;**

8 **“(d) Oregon Medical Board;**

9 **“(e) Oregon State Board of Nursing;**

10 **“(f) Physical Therapist Licensing Board;**

11 **“(g) State Board of Chiropractic Examiners;**

12 **“(h) State Board of Licensed Social Workers;**

13 **“(i) State Board of Psychologist Examiners; and**

14 **“(j) Teacher Standards and Practices Commission.**

15 **“(2) In collaboration with the Oregon Health Authority, a board**
16 **shall adopt rules to require a person authorized to practice a profes-**
17 **sion listed in subsection (3) of this section to report to the board, upon**
18 **reauthorization to practice, the person’s completion of any continuing**
19 **education regarding suicide risk assessment, treatment and manage-**
20 **ment that is approved by the authority under section 2 of this 2017**
21 **Act and by the board.**

1 **“(3) A person authorized to practice one of the following professions**
2 **shall report the completion of any continuing education described in**
3 **subsection (2) of this section to the board that authorizes the person**
4 **to practice as a:**

5 **“(a) Clinical social worker, as defined in ORS 675.510;**

6 **“(b) Licensed marriage and family therapist, as defined in ORS**
7 **675.705;**

8 **“(c) Licensed professional counselor, as defined in ORS 675.705;**

9 **“(d) Licensed psychologist, as defined in ORS 675.010;**

10 **“(e) Occupational therapist, as defined in ORS 675.210;**

11 **“(f) Regulated social worker, as defined in ORS 675.510;**

12 **“(g) School counselor, as defined by rule by the Teacher Standards**
13 **and Practices Commission;**

14 **“(h) Certified registered nurse anesthetist, as defined in ORS**
15 **678.245;**

16 **“(i) Chiropractic physician, as defined in ORS 684.010;**

17 **“(j) Clinical nurse specialist, as defined in ORS 678.010;**

18 **“(k) Naturopathic physician, as defined in ORS 685.010;**

19 **“(L) Nurse practitioner, as defined in ORS 678.010;**

20 **“(m) Physician, as defined in ORS 677.010;**

21 **“(n) Physician assistant, as defined in ORS 677.495;**

22 **“(o) Physical therapist, as defined in ORS 688.010; and**

23 **“(p) Physical therapist assistant, as defined in ORS 688.010.**

24 **“(4)(a) A board shall document completion of any approved contin-**
25 **uing education described in subsection (2) of this section by persons**
26 **authorized by the board to practice a profession listed in subsection**
27 **(3) of this section. The board shall document the following data:**

28 **“(A) The number of persons authorized to practice a profession**
29 **listed in subsection (3) of this section who complete approved contin-**
30 **uing education described in subsection (2) of this section;**

1 **“(B) The percentage of the total number of all persons authorized**
2 **to practice a profession listed in subsection (3) of this section who**
3 **complete the approved continuing education;**

4 **“(C) The cities and counties in which persons who complete the**
5 **approved continuing education practice;**

6 **“(D) Whether the approved continuing education opportunities were**
7 **presented in person or through electronic means;**

8 **“(E) The names of the professional associations or other organiza-**
9 **tions offering the approved continuing education opportunities; and**

10 **“(F) The number of hours of approved continuing education com-**
11 **pleted by persons authorized by the board to practice.**

12 **“(b) The board shall remove any personally identifying information**
13 **from the data submitted to the board under this subsection.**

14 **“(c) For purposes of documenting completion of continuing educa-**
15 **tion under this subsection, a board may adopt rules requiring persons**
16 **authorized by the board to practice to submit documentation of com-**
17 **pletion to the board.**

18 **“(5) A board shall report annually to the authority on the data**
19 **documented under subsection (4) of this section.**

20 **“(6) The authority, on or before August 1 of each even-numbered**
21 **year, shall report to the interim committees of the Legislative As-**
22 **sembly related to health care on the information submitted to the**
23 **authority under subsection (5) of this section.**

24 **“SECTION 2. (1) The Oregon Health Authority shall approve con-**
25 **tinuing education opportunities related to suicide risk assessment,**
26 **treatment and management.**

27 **“(2) The authority shall develop a list of continuing education op-**
28 **portunities related to suicide risk assessment, treatment and man-**
29 **agement and make the list available to each board, as defined in**
30 **section 1 of this 2017 Act.**

1 **“(3) In developing the list, the authority shall:**

2 **“(a) Consider suicide risk assessment, treatment and management**
3 **training programs recommended by organizations that provide suicide**
4 **awareness advocacy and education; and**

5 **“(b) Consult with institutions of higher education and experts in**
6 **suicide risk assessment, treatment and management.**

7 **“SECTION 3.** ORS 675.140, as amended by section 3, chapter 240, Oregon
8 Laws 2013, is amended to read:

9 “675.140. On or before the 10th day of each month, the State Board of
10 Psychologist Examiners shall pay into the State Treasury all moneys re-
11 ceived by the board during the preceding calendar month. The State Treas-
12 urer shall credit the moneys to the State Board of Psychologist Examiners
13 Account. The moneys in the State Board of Psychologist Examiners Account
14 are continuously appropriated to the board for the purpose of paying the
15 expenses of administering and enforcing ORS 675.010 to 675.150 and 676.850
16 **and section 1 of this 2017 Act.**

17 **“SECTION 4.** ORS 675.330, as amended by section 4, chapter 240, Oregon
18 Laws 2013, is amended to read:

19 “675.330. (1) The Occupational Therapy Licensing Board Account is es-
20 tablished in the State Treasury, separate and distinct from the General Fund.
21 All moneys received by the Occupational Therapy Licensing Board under
22 ORS 675.210 to 675.340 shall be deposited into the account and are contin-
23 uously appropriated to the board to be used only for the administration and
24 enforcement of ORS 675.210 to 675.340, 675.990 (2) and 676.850 **and section**
25 **1 of this 2017 Act.** Any interest or other income from moneys in the account
26 shall be credited to the account.

27 “(2) All civil penalties collected or received for violations of or in prose-
28 cutions under ORS 675.210 to 675.340 shall be deposited into the Occupa-
29 tional Therapy Licensing Board Account and shall be used only for the
30 administration and enforcement of ORS 675.210 to 675.340.

1 **“SECTION 5.** ORS 675.597, as amended by section 5, chapter 240, Oregon
2 Laws 2013, is amended to read:

3 “675.597. The State Board of Licensed Social Workers Account is estab-
4 lished in the State Treasury, separate and distinct from the General Fund.
5 Interest earned by the State Board of Licensed Social Workers Account shall
6 be credited to the account. Moneys in the account are continuously appro-
7 priated to the board for the administration and enforcement of ORS 675.510
8 to 675.600 and 676.850 **and section 1 of this 2017 Act.**

9 **“SECTION 6.** ORS 675.805, as amended by section 6, chapter 240, Oregon
10 Laws 2013, is amended to read:

11 “675.805. All moneys received by the Oregon Board of Licensed Profes-
12 sional Counselors and Therapists under ORS 675.715 to 675.835 shall be paid
13 into the General Fund in the State Treasury and placed to the credit of the
14 Oregon Board of Licensed Professional Counselors and Therapists Account,
15 which is hereby established. Such moneys are appropriated continuously and
16 shall be used only for the administration and enforcement of ORS 675.715 to
17 675.835 and 676.850 **and section 1 of this 2017 Act.**

18 **“SECTION 7.** ORS 677.290, as amended by section 8, chapter 240, Oregon
19 Laws 2013, is amended to read:

20 “677.290. (1) All moneys received by the Oregon Medical Board under this
21 chapter shall be paid into the General Fund in the State Treasury and placed
22 to the credit of the Oregon Medical Board Account which is established.
23 Such moneys are appropriated continuously and shall be used only for the
24 administration and enforcement of this chapter and ORS 676.850 **and section**
25 **1 of this 2017 Act.**

26 “(2) Notwithstanding subsection (1) of this section, the board may main-
27 tain a revolving account in a sum not to exceed \$50,000 for the purpose of
28 receiving and paying pass-through moneys relating to peer review pursuant
29 to its duties under ORS 441.055 (4) and (5) and in administering programs
30 pursuant to its duties under this chapter relating to the education and re-

1 habilitation of licensees in the areas of chemical substance abuse, inappro-
2 priate prescribing and medical competence. The creation of and disbursement
3 of moneys from the revolving account shall not require an allotment or al-
4 location of moneys pursuant to ORS 291.234 to 291.260. All moneys in the
5 account are continuously appropriated for purposes set forth in this sub-
6 section.

7 “(3) Each year \$10 shall be paid to the Oregon Health and Science Uni-
8 versity for each in-state physician licensed under this chapter, which amount
9 is continuously appropriated to the Oregon Health and Science University
10 to be used in maintaining a circulating library of medical and surgical books
11 and publications for the use of practitioners of medicine in this state, and
12 when not so in use to be kept at the library of the School of Medicine and
13 accessible to its students. The balance of the money received by the board
14 is appropriated continuously and shall be used only for the administration
15 and enforcement of this chapter, but any part of the balance may, upon the
16 order of the board, be paid into the circulating library fund.

17 **“SECTION 8.** ORS 678.170, as amended by section 9, chapter 240, Oregon
18 Laws 2013, is amended to read:

19 “678.170. (1) All money received by the Oregon State Board of Nursing
20 under ORS 678.010 to 678.448 shall be paid into the General Fund in the State
21 Treasury and placed to the credit of the Oregon State Board of Nursing
22 Account. Such moneys are appropriated continuously and shall be used only
23 for the administration and enforcement of ORS 676.850 and 678.010 to 678.448
24 **and section 1 of this 2017 Act.**

25 “(2) The board shall keep a record of all moneys deposited in the Oregon
26 State Board of Nursing Account. This record shall indicate by separate cu-
27 mulative accounts the source from which the moneys are derived and the
28 individual activity or program against which each withdrawal is charged.

29 “(3) The board may maintain a petty cash fund in compliance with ORS
30 293.180 in the amount of \$1,000.

1 **“SECTION 9.** ORS 684.171, as amended by section 13, chapter 240, Oregon
2 Laws 2013, is amended to read:

3 “684.171. All moneys received by the State Board of Chiropractic Exam-
4 iners under this chapter shall be paid into the General Fund in the State
5 Treasury and placed to the credit of the State Board of Chiropractic Exam-
6 iners Account which is hereby established and such moneys are appropriated
7 continuously and shall be used only for the administration and enforcement
8 of this chapter and ORS 676.850 **and section 1 of this 2017 Act.**

9 **“SECTION 10.** ORS 685.201, as amended by section 14, chapter 240,
10 Oregon Laws 2013, is amended to read:

11 “685.201. The Oregon Board of Naturopathic Medicine Account is estab-
12 lished in the State Treasury, separate and distinct from the General Fund.
13 All moneys received by the Oregon Board of Naturopathic Medicine under
14 this chapter shall be deposited into the account and are continuously ap-
15 propriated to the board to be used only for the administration and enforce-
16 ment of this chapter and ORS 676.850 **and section 1 of this 2017 Act.** Any
17 interest or other income from moneys in the account shall be credited to the
18 account.

19 **“SECTION 11.** ORS 688.201, as amended by section 16, chapter 240,
20 Oregon Laws 2013, and section 8, chapter 13, Oregon Laws 2016, is amended
21 to read:

22 “688.201. (1) All moneys received under ORS 688.010 to 688.201 shall be
23 paid into an account established by the Physical Therapist Licensing Board
24 under ORS 182.470. The board may establish an additional account under
25 ORS 182.470 for the purpose of meeting financial obligations imposed on the
26 State of Oregon as a result of this state’s participation in the Physical
27 Therapy Licensure Compact established under section 1, chapter 13, Oregon
28 Laws 2016.

29 “(2) The moneys paid into the accounts established by the board under
30 ORS 182.470 are continuously appropriated to the board and may be used

1 only for the administration and enforcement of ORS 676.850 and 688.010 to
2 688.201 and section 1 of this 2017 Act and for the purpose of meeting fi-
3 nancial obligations imposed on the State of Oregon as a result of this state’s
4 participation in the Physical Therapy Licensure Compact established under
5 section 1, chapter 13, Oregon Laws 2016.

6 **“SECTION 12. (1) Sections 1 and 2 of this 2017 Act and the amend-
7 ments to ORS 675.140, 675.330, 675.597, 675.805, 677.290, 678.170, 684.171,
8 685.201 and 688.201 by sections 3 to 11 of this 2017 Act become operative
9 on January 1, 2018.**

10 **“(2) A board, as defined in section 1 of this 2017 Act, and the Oregon
11 Health Authority may take any action before the operative date spec-
12 ified in subsection (1) of this section that is necessary to enable the
13 board and the authority to exercise, on or after the operative date
14 specified in subsection (1) of this section, all of the duties, functions
15 and powers conferred on the board and the authority by sections 1 and
16 2 of this 2017 Act and the amendments to ORS 675.140, 675.330, 675.597,
17 675.805, 677.290, 678.170, 684.171, 685.201 and 688.201 by sections 3 to 11
18 of this 2017 Act.**

19 **“SECTION 13. This 2017 Act being necessary for the immediate
20 preservation of the public peace, health and safety, an emergency is
21 declared to exist, and this 2017 Act takes effect on its passage.”.**

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